

ORDINANCE NO. 00-10

**A SPECIAL ORDINANCE ANNEXING CERTAIN TERRITORY TO
THE CITY OF KLAMATH FALLS, LOCATED ADJACENT TO REGENCY ESTATES AND
GATEWOOD SUBDIVISIONS, AMENDING THE COMPREHENSIVE PLAN DESIGNATION
FROM MEDIUM DENSITY RESIDENTIAL TO PUBLIC FACILITY, AND ESTABLISHING THE
CITY ZONING DESIGNATION OF PUBLIC FACILITY**

WHEREAS, there has been submitted to the City of Klamath Falls a written proposal for annexation of certain real property by the Klamath Falls City Council thereof, which property is hereinafter described; and

WHEREAS, a hearing was held on April 10, 2000, pursuant to applicable laws at which time all objections or remonstrances with reference to said proposed annexation and zone change were considered by the Planning Commission; and

WHEREAS, the City Council hearing notice having been duly given, did hold a public hearing on May 1, 2000 on the record of the Planning Commission on the annexation and zone change request; and

WHEREAS, the Council has adopted the findings of the Planning Commission, attached hereto and incorporated by this reference as Exhibit C, determining the annexation to be in compliance with the Comprehensive Plan and Community Development Ordinance; and

WHEREAS, the Council did determine annexation of said property to be in the best interest of the City and the continuous territory; and

WHEREAS, the City of Klamath Falls adopted a Comprehensive Plan for the City on April 20, 1982, by virtue of Ordinance No. 6336; and

WHEREAS, pursuant to such record and hearing, the City Council has determined the annexation and zone change to be in compliance with the Community development Ordinance and the Comprehensive Plan; **NOW THEREFORE**,

THE CITY OF KLAMATH FALLS ORDAINS AS FOLLOWS:

Section 1

There is hereby annexed to the City of Klamath Falls, a 26.5 acre tract, as shown on the map attached hereto as Exhibit A, and further described in the legal description in Exhibit B.

Passed by the Council of the City of Klamath Falls, Oregon, the 15 day of May, 2000.

Presented to the Mayor (~~Mayor Pro-tem~~), approved and signed this 16 day of May, 2000.



Mayor (~~Mayor Pro-tem~~)

ATTEST:



City Recorder (~~Deputy Recorder~~)

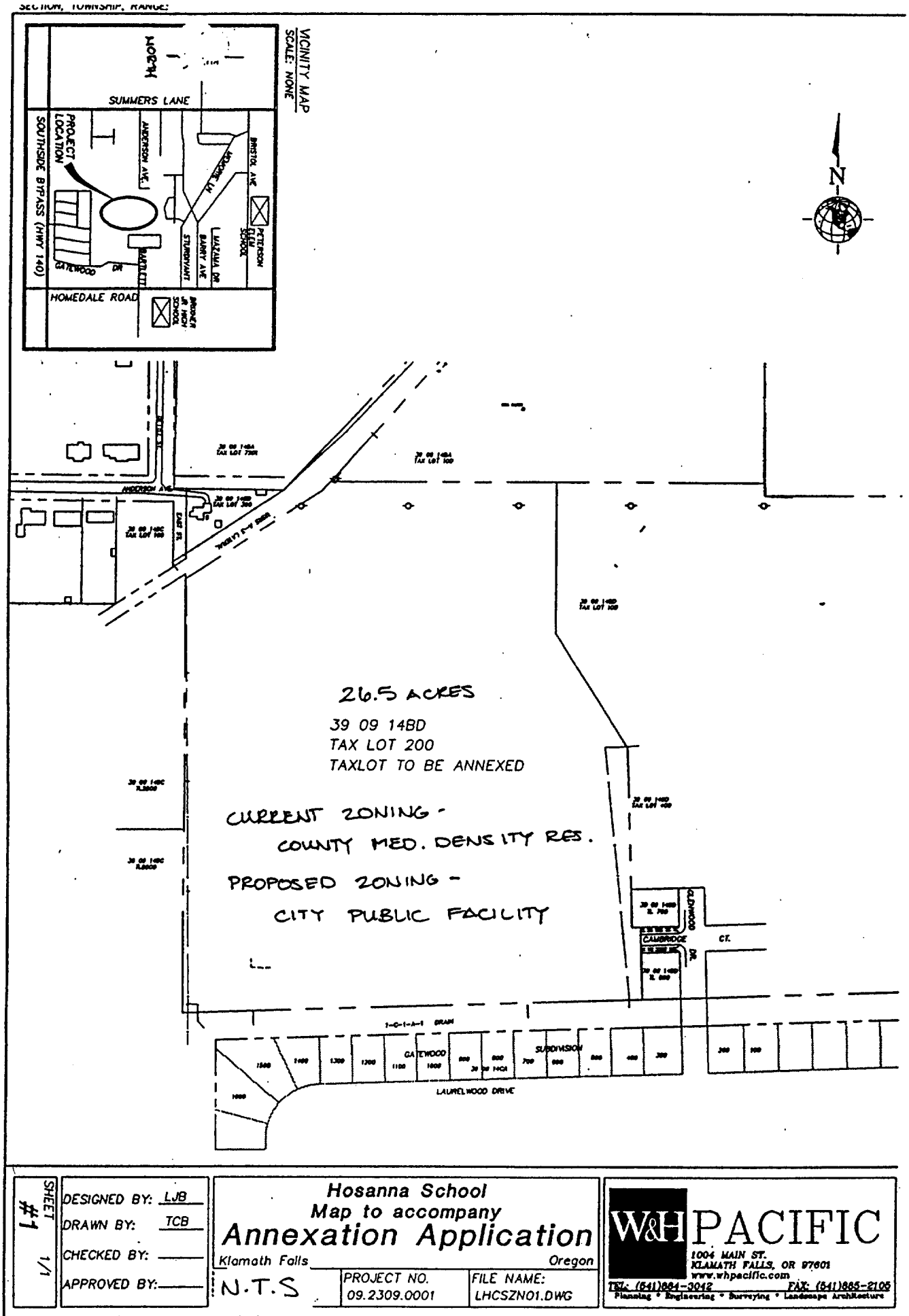
STATE OF OREGON }
COUNTY OF KLAMATH } SS
CITY OF KLAMATH FALLS }

I, Shirley Kappas, ~~Recorder~~ (Deputy Recorder) for the City of Klamath Falls, Oregon, do hereby certify that the foregoing is a true and correct copy of an Ordinance duly adopted by the Council of the City of Klamath Falls, Oregon, at the meeting held on the 15 day of May, 2000 and thereafter approved and signed by the Mayor (~~Mayor Pro-tem~~) and attested by the ~~City Recorder~~ (Deputy Recorder).



City Recorder (~~Deputy Recorder~~)

EXHIBIT A



LAST EDIT: 01/25/00

PLOT DATE: 01/25/00

EXHIBIT B

LEGAL DESCRIPTION

PARCEL 1

The SE1/4 of the NW1/4 lying Southeast of the U.S.B.R. A-3 Lateral Section 14, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon.

EXCEPTING THEREFROM that portion lying within the SE1/4 of the NW1/4 described as follows:

A tract of land situated in the NE1/4 NW1/4, SE1/4 NW1/4, SW1/4 NE1/4 Section 14, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at a point marking the Southwest corner of Block 6, Tract 1035, GATEWOOD, a duly recorded subdivision, said point being North 00 degrees 14' 05" West 30.00 feet from the center 1/16 corner of said Section 14; thence North 89 degrees 58' 56" West parallel to and 30 feet Northerly of the Southerly line of the NE1/4 NW1/4, said Section 14, 484.88 feet; thence South 00 degrees 01' 04" East 358.74 feet; thence South 30 degrees 55' 12" East 324.33 feet; thence South 01 degrees 44' 41" East 428.54 feet; thence North 88 degrees 15' 19" East 20.00 feet; thence South 01 degrees 44' 41" East 170.00 feet to the Northerly right of way line of the 1-C-7 U.S.B.R. drain; thence along said right of way line, North 88 degrees 15' 19" East 120.00 feet to the centerline of Glenwood Drive extended Northerly, continuing along said right of way line, North 88 degrees 15' 19" East 540.01 feet, North 10 degrees 46' 25" East 1175.49 feet, North 01 degrees 17' 15" West 29.44 feet to the Northerly line of the SW1/4 NE1/4, said Section 14; thence leaving said right of way line, North 89 degrees 58' 56" West 598.53 feet to the center 1/16 corner of said Section 14; thence North 00 degrees 14' 05" West 30.00 feet to the point of beginning, with bearings based on said Tract 1035, Gatewood.



Lynn J. Bruno
 OREGON
 JULY 26, 1988
 LYNN J. BRUNO
 2335
 RENEWAL DATE: 12/31/01

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49653-MS

PRELIMINARY REPORT

Form No. 1418

PRELIMINARY REPORT ONLY

EXHIBIT C

COMPREHENSIVE PLAN FINDINGS

1. The annexation will not encroach upon agricultural lands.
2. The annexation will not encroach upon forestlands.
3. The annexation will help conserve open space and protect natural resources.
4. The annexation will not adversely affect the quality of the community's air, water and land resources.
5. The annexation will not endanger life or property from natural disasters or hazards.
6. The annexation will help satisfy the citizen's recreation needs.
7. The annexation will diversify and improve the community's economy.
8. The annexation will not help satisfy the community's housing need.
9. The annexation will create a timely, orderly and efficient arrangement of public facilities and services.
10. The annexation will help provide a safe, convenient and economic transportation system.
11. The annexation will aid in conserving energy.
12. The annexation will promote an orderly and efficient transition from rural to urban land uses.

COMMUNITY DEVELOPMENT ORDINANCE FINDINGS

1. The Change of Zone is in conformance with the Comprehensive Plan and all other provisions of Chapters 10 to 14 and any applicable street plans.
2. The property affected by the change of zone is adequate in size and shape to facilitate those uses that are normally allowed in conjunction with such zoning.
3. The property affected by the proposed change of zone is properly related to streets to adequately serve the type of traffic generated by such uses that may be permitted therein.
4. The proposed change of zone will have no adverse effect on abutting property or the permitted uses thereof.

State of Oregon, County of Klamath
 Recorded 06/08/00, at 8:18 a. m.
 In Vol. M00 Page 20689
Linda Smith,
 County Clerk Fee\$ 36.00