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Fee: \$36.00

Ordinance No. 06-33

**A SPECIAL ORDINANCE ANNEXING LOT 1, BLOCK 5 OF WASHBURN PARK
INTO THE CITY OF KLAMATH FALLS**

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 public hearing was held on October 23, 2006, pursuant to applicable laws, at which time all evidence and objection with reference to said proposed annexation were considered by the Planning Commission; and

WHEREAS, the City Council, hearing notices having been duly given, did hold a public hearing on November 20, 2006, on the recommendation of and including the record of the Planning Commission concerning the annexation; and

WHEREAS, pursuant to such record and hearing the City Council has determined the annexation to be in compliance with the Community Development Ordinance and the Comprehensive Plan; and

WHEREAS, the City Council adopted the findings of the Planning Commission attached hereto and incorporated by this reference as Exhibit B;

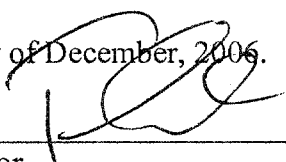
NOW THEREFORE**THE CITY OF KLAMATH FALLS ORDAINS AS FOLLOWS:**

There are hereby annexed to the City of Klamath Falls, parcels of land as shown on the map attached hereto as Exhibit A, and described as Lot 1, Block 5 of Washburn Park

The zoning designation of the property will be General Commercial.

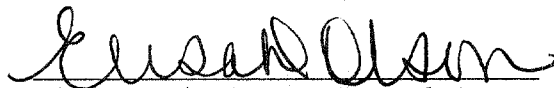
Passed by the Council of the City of Klamath Falls, Oregon, the 4th day of December, 2006.

Presented to the Mayor, approved and signed this 5th day of December, 2006.



Mayor

ATTEST:



City Recorder (Deputy Recorder)

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

I, Shirley Kappas, 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 on the 4th day of December, 2006 and therefore approved and signed by the Mayor and attested by the City Recorder (Deputy Recorder).



Deputy Recorder

Figure 1

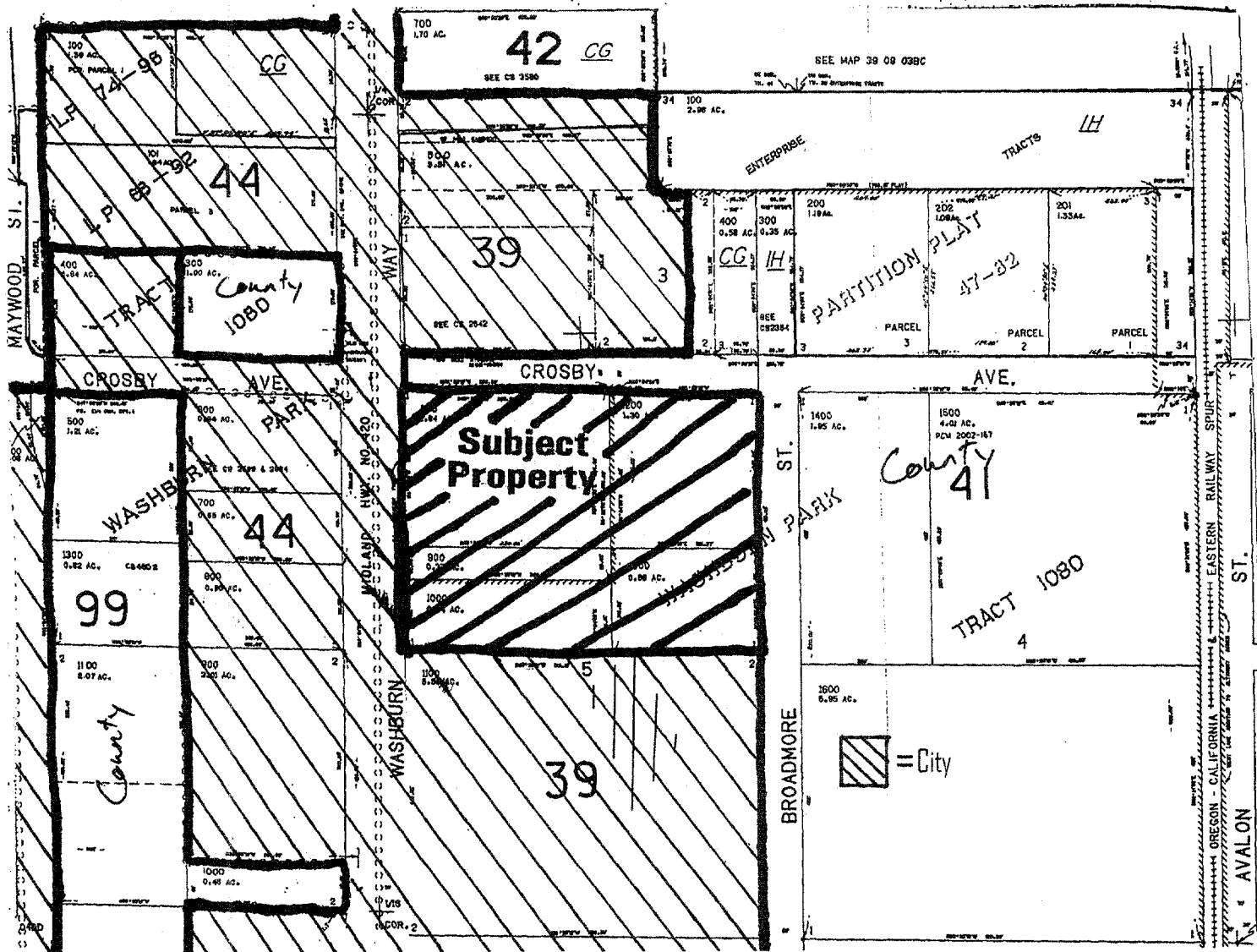


Exhibit B FINDINGS

This proposal is being reviewed according to the provisions of the Klamath Falls Community Development Ordinance (Chapters 10-14), specifically Sections 13.105 to 13.140, regarding Annexations.

Criterion: *The annexation conforms to the Comprehensive Plan.*

1) The annexation will not encroach upon agricultural ground.

Response

This annexation will not encroach on agricultural lands. This property is zoned for general commercial uses. This property is already in a developed area and adjacent to City General Commercial properties to the north, west and south. Adjacent property to the east is zoned Heavy Industrial in the County.

2) The annexation will not encroach upon forestland.

Response

This annexation will not encroach upon forestland. This property is zoned for general commercial uses. This property is already in a developed area and adjacent to General Commercial and Industrial properties in all directions.

3) The annexation will help conserve open space and protect natural resources

Response

This annexation will help conserve open space. This annexation will make it possible to develop existing General Commercial property within the Urban Growth Boundary.

4) The annexation will not adversely affect the quality of the community's air, water, and land resources.

Response

The property in question is in a developed area. The development of the property will not affect quality of the community air, water, and land resources. The development of the land will improve the property and the area.

5) The annexation will not endanger life or property from natural disasters or hazards.

Response

The topography of the lot is flat, so the development of this land poses no threat to the area. This annexation will not endanger life or property from natural disaster or hazard.

6) The annexation will help satisfy the citizen's recreation needs.

Response

Not applicable. This annexation will not affect the citizen's recreational needs.

7) The annexation will help satisfy the community's housing need.

Response

Not Applicable. The property is already zoned for general commercial use; therefore the annexation of the property will not have an effect on the community's housing needs.

8) The annexation will diversify and improve the community economy.

Response

This annexation will provide the community with General Commercial property. Development of this lot will provide economic opportunities for individuals in the building industry, and once developed employment opportunities will exist at the new car dealership. The community's commercial needs will be met.

- 9) *The annexation will create a timely, orderly, and efficient arrangement of public facilities and services.*

Response

This annexation will create a timely, orderly and efficient arrangement of public facilities and services. There are services already available to adjacent properties.

- 10) *The annexation will help provide a safe, convenient and economic transportation system.*

Response

This annexation will help provide a safe, convenient and economic transportation system. The property proposed for annexation fronts Washburn Way, a major arterial in the Klamath Falls Urban area.

- 11) *The annexation will aid in conserving energy*

Response

This annexation will aid in conserving energy. Once developed, it will help create "in-fill" within the urban area, and therefore use of existing public facilities and services.

- 12) *The annexation will promote an orderly and efficient transition from rural to urban land uses*

Response

The property in question is in an area developed with urban land uses. This area contains commercial and industrial developments.

Finding

The proposed annexation conforms to the comprehensive plan. This criterion is met.