

1982-12

Page 1
Of 1 Pages

NOTIFICATION
of
Code Area Change In
COLUMBIA COUNTY

No 00026

Annexation X Correction Withdrawal

Area: CITY of SCAPPOOSE

Townships: 3 Ranges: 2 Sections: 1, 1-3

Routing: CITY

Proposal No: Final No: Date:

D.O.R. No: 5/30/81 Date: 9-22-81

Recorded D.Vs. Book: Page: Date:

Other: CITY ORD # 429 Date: 9-4-81

Code Area: From: 1-0B 1-21

To: 1-01 1-01

Date Completed: 3/16/82

Remarks:

Notification No.: 26 Date: 3/25/82 Page 1 of 1 Pages

Annexed by: CITY of SCARSDALE

Document Type and Reference No.: CITY ORD Nos. 422 & 429

Tax Base Increase Date: 9/14/81 = Jan. 1, 1981 Assessed Value.

Map No.: 3-2-1-3 From Code: 1-08 & 1-21 To Code: 1-01

| Comment | T. L. No. | Non-COOPR | | COOPR | | Totals | |
|---------|-----------|-----------|-------------|---------|-------------|---------|---------------|
| | | Acreage | Assessed V. | Acreage | Assessed V. | Acreage | Assessed Val. |
| ★ | 1800 | | | 1.07 | 47,442 | 1.07 | 47,442 |
| ★ | 1900 | 1.23 | 48,437 | | | 1.23 | 48,437 |
| ★ | 2000 | 0.31 | 17,808 | | | 0.31 | 17,808 |
| ★ | 2100 | 0.46 | 56,919 | | | 0.46 | 56,919 |
| ★ | 2200 | 2.36 | 13,310 | | | 2.36 | 13,310 |
| ★ | 2201 | 0.96 | 76,137 | | | 0.96 | 76,137 |
| ★ | 2202 | 0.93 | 51,070 | | | 0.93 | 51,070 |
| ★ | 2300 | 0.93 | 26,207 | 0.93 | 37,447 | 1.86 | 63,654 |
| ○ | 2300 | 1.17 | 4,785 | | | 1.17 | 4,785 |
| ○ | 2400 | 0.02 | 211 | | | 0.02 | 211 |
| ★ | 2701 | 0.85 | 2,659 | | | 0.85 | 2,659 |
| ○ | 2701 | 8.22 | 212,688 | | | 8.22 | 212,688 |
| ○ | 2702 | 3.39 | 33,659 | | | 3.39 | 33,659 |
| TOTALS: | | 20.83 | 543,890 | 2.00 | 84,889 | 22.83 | 628,779 |

Remarks:

★ INDICATES FROM CODE 1-08 "O" INDICATES FROM CODE 1-21

ATT. _____
RETURN _____
YOUR FILE _____

NOTICE TO TAXING DISTRICTS
ORS 308.225

FROM:

STATE OF OREGON
DEPARTMENT OF REVENUE
U-R MAPPING UNIT
SALEM, OREGON 97310

APPROVED AS PER
ORS 308.225

SEP 22 1981

DESCRIPTION & MAP

TO: City of Scappoose
P.O. Box P
Scappoose, Oregon 97056

FILED

SEP 28 1981

HENRY T. HUDSON
Assessor

19

By

This is to notify you that your boundary

change in Columbia County, for
Annex to Scappoose Deputy
Ord 422 & 429

has been:

- ☒ Received 8-7-81
9-22-81
☒ Approved
☐ Disapproved (see notes)

If disapproved, please submit corrected
description and map.

Notes: _____

IRV Iverson

FOR MAPPING UNIT AND ASSESSOR USE ONLY

Department of Revenue file no: DOR 5-39-81

Boundary: change ☒ proposed change ☐ received from: Attorneys

The change is for a:

- ☐ Formation of a new district
☒ Annexation of territory to a district
☐ Withdrawal of territory from a district
☐ Dissolution of a district

Data received:

- ☒ Description
☐ Map

Certified by registered surveyor or registered
engineer:

☐ yes ☒ no

CC County Assessor
Boundary Commission (when appropriate)

Department of Revenue A&A-0-39 (11-75)

PROFESSIONAL BUILDING
230 COLUMBIA BLVD.
P.O. BOX 656
ST. HELENS, OREGON 97051
TELEPHONE: 397-2141

WILLIAMSON, WILLIAMSON & LEINEWEBER
ATTORNEYS AT LAW
DAVID B. WILLIAMSON
DAVID BRIAN WILLIAMSON
GREGORY J. LEINEWEBER
LINDA L. CHAMALES

SCAPPOOSE OFFICE
103 S.W. CASEY ST.
P.O. BOX 1131
SCAPPOOSE, OREGON 97056
TELEPHONE: 543-3191

September 14, 1981
St. Helens, Oregon

H. T. Hudson
Columbia County Assessor
Courthouse
St. Helens, OR 97051

RE: City of Scappoose
Annexation

Dear Mr. Hudson:

The City of Scappoose has amended Ordinance 422 by correcting the legal description of the annexed area.

In lieu of a three parcel legal description for the area, we hired TransAmerica Title Company to prepare a perimeter legal description. The new legal description is contained in Ordinance 429 passed September 4, 1981.

Enclosed is a signed copy of the original ordinance as well as a map of the annexed area. A copy of the map and ordinance is being sent to the Department of Revenue, Mapping Department, since the description is not certified by an engineer or surveyor. This is sent per ORS 308.225.

Very truly yours,

WILLIAMSON, WILLIAMSON
& LEINEWEBER



David B. Williamson

DBW/sbp

ATTY. *LAF*
RETURN
YOUR FILE *✓*

FILED SEP 14 1981
HENRY T. HUDSON
Assessor

ORDINANCE NO. 429

AN ORDINANCE AMENDING ORDINANCE NO. 422 by correcting the legal description therein and declaring an emergency.

WHEREAS, Ordinance No. 422 was enacted on June 1, 1981, and

WHEREAS, the legal description of Parcel II which described the portion of the Crown Zellerbach logging road and the Scappoose-Vernonia Highway within the annexed territory is an incorrect legal description and should be corrected, and

WHEREAS, a more workable legal description would describe the entire area to be annexed by a perimeter legal description,

THE CITY OF SCAPPOOSE ORDAINS AS FOLLOWS:

Section 1. Section 1. of Ordinance No. 422 is hereby amended to read as follows:

"Section 1. The following described real property:

Beginning at the most Westerly corner of Tract 5, Bell Crest Tracts, Columbia County, Oregon; thence South 68°39' East, along the Southerly line of Tracts 5, 4, 3, and 2, said Bell Crest Tracts, to be the most Southerly corner of said Tract 2, said point being on the Southerly right of way line of the Scappoose-Vernonia Highway; thence Northeasterly, across said Scappoose Vernonia Highway and the Crown Zellerbach logging road to the point of intersection of the North line of said logging road with the center line of Scappoose Creek as described in Deed Book 128, page 484, Deed Records of Columbia County Oregon, said point being the Southeast corner of tract conveyed to Theodore F. Ottis et ux by deed recorded October 5, 1971 in Book 183, page 874, Deed Records of Columbia County, Oregon; thence along said described Creek center line North 32°09' East 141.0 feet; thence North 66°01' West 121.0 feet; thence North 21°31' West 115.0 feet; thence North 14°36' West 38.0 feet; thence North 55°24' East 315.0 feet to a point on the Columbia River Highway right-of way; thence along said highway right of way South 86°22' West 25.0 feet and North 13°04' East 220.71 feet to the Northeasterly corner of said Ottis et ux tract; thence North 62°43' West 702.13 feet; thence continuing North 62°43' West along the Northerly line of said Ottis et ux tract to the Northeasterly right of way line of the Crown Zellerbach logging road; thence Southeasterly along said right of way line to the point of intersection with the Northeasterly extension of the Northwesternly line of said Tract 5, Bell Crest Tracts; thence South 52°53' West, along

along said Easterly extension and the Northwesterly line of said Tract 5 to the point of beginning. EXCEPTING THEREFROM that portion conveyed to State of Oregon, by and through its Department of Transportation, Highway Deivision, by deed recorded June 27, 1978 in Book 218, page 742, Deed Records of Columbia County, Oregon.

is hereby annexed to the City of Scappoose."

Section 2. It is hereby ordered that the health, peace and safety of the newly annexed area can be assured by the immediate passage of this ordinance, therefore, an emergency is hereby declared to exist and this ordinance shall take effect on the date passed and signed by the Mayor.

APPROVED BY Council and signed by the Mayor on the 4th day of September, 1981.

CITY OF SCAPPOOSE

By

Elizabeth E. Huser
Elizabeth E. Huser, Mayor

Attest:

Evelyn J. Hudson
Recorder-Treasurer

Ayes 4

Nays 0

Abstain 0

SCALE: 1" = 200'

SEE 3 2 1

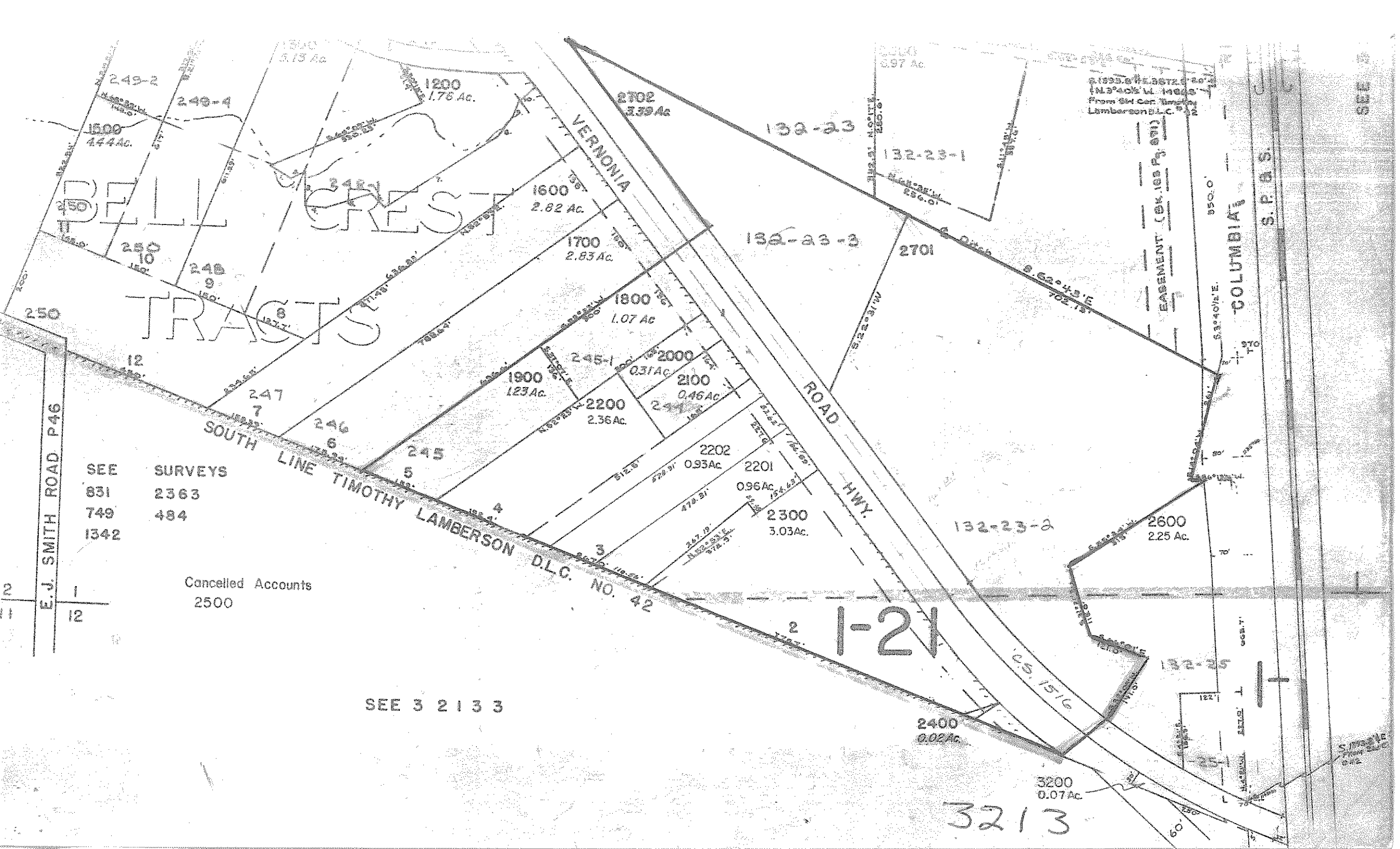
SW COR. HICKAY
DLC 43

1-08

| | |
|------|---------|
| SEE | SURVEYS |
| 831 | 2303 |
| 749 | 484 |
| 1342 | |

SEE 3 2 1 3 3

在 1933 年 1 月 1 日 在 北 平 大 学
F. 1933 年 1 月 1 日 在 北 平 大 学
F. 1933 年 1 月 1 日 在 北 平 大 学



BELL CREST TRACTS

| SEE | SURVEYS |
|------|---------|
| 831 | 2363 |
| 749 | 484 |
| 1342 | |

Cancelled Accounts
2500

SEE 3 2 1 3 3

3213

SEE



Oregon Department of Revenue

Revenue Building
STATE OFFICE BUILDING, SALEM, OREGON 97310

August 14, 1981

Mr. Henry T. Hudson, Assessor
Columbia County Courthouse
St. Helens, Oregon 97051

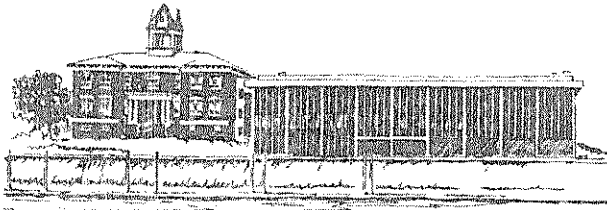
406 21 1981
LED. 19
H. T. HUDSON
Assessor
By _____ Deputy

Henry, I reviewed the annexation for the City of Scappoose (ord. 422). Although it appears the annexation is in final form, the description contains several errors and, therefore, fails to meet the requirements of ORS 308.225.

It is true that the annexation meets the requirements of ORS 222.111 through 222.180. Subsequently, the annexation is official; however, ORS Chapter 222 is not the chapter that provides for recognizing the annexation on the assessment roll. If the annexation is not filed in accordance with ORS 308.225 you must disregard the change. In other words, ORS Chapter 222 deals with making the annexation final; ORS 308.225 deals with filing an annexation (already in final form) to have it recognized on the roll. Robert Mead informs me that Chapter 222 of the statutes does not exempt the City from complying with the provisions of ORS 308.225.

IRVIN IVERSON
Tax Code Area Cartographer
Urban-Rural Mapping Unit

cc: R. A. Mead, U-R Mapping Unit Mgr.
Records Section Budget Unit



County Assessor of Columbia County

PHONE 397-2240

ST. HELENS, OREGON 97051

August 6, 1981

Department of Revenue
Urban-Rural Mapping Section
Salem, Or 97310

RE: Annexation City of Scappoose

Attention: Irv. Iverson

Irv:

We enclose for your information documents involving a recent annexation by the City of Scappoose of property adjacent to the City. I have been in conference with David B. Williamson, the city's attorney, and he has provided the documentation to show their justification for the annexation procedure as outlined in ORS Chapter 222.

It looks to me like they have followed those instructions faithfully with the exception perhaps of item 3-C in Mr. Williamson's memo to the City regarding confirming with my office, the majority requirements of the properties involved. ORS Chapter 222 does not appear to require the map and legal description submission to the Department of Revenue Mapping Section for prior approval and this seems to be in conflict with ORS 308.225 which outlines a different procedure for annexation and boundary changes.

I don't think we have a serious defect in the annexation assuming that the legal description and map boundaries do coincide satisfactorily, but I would appreciate your advice and comment to me and to the City of Scappoose, if you can point out how ORS 308.225 supercedes Chapter 222 instructions in some manner. I think this is important because the County no longer is part of the Portland Metro Boundary Commission group and because this City (and I'm sure other cities) are anticipating other annexation acts. I would appreciate your comments at your convenience regarding the proper course of action in this matter. Thanks for your assistance on it.

Very truly yours,

Henry T. Hudson
Columbia County Assessor

HTH/en

Enclosure

cc: City of Scappoose
David B. Williamson (Attorney at Law)
Joe Flori, Draftsman

ATT. _____
RETURN _____
YOUR FILE _____

FILED JUL 24 1981
HENRY T. HUDSON
Assessor
By _____ Deputy

AFFIDAVIT OF POSTING

STATE OF OREGON)
) ss.
County of Columbia)

I, Evelyn J. Hudson, being duly sworn depose and say:

That I am the City Recorder of the City of Scappoose, Oregon. That on the 7th day of May, 1981, I posted the Notice of Public Hearing to be held on the 18th day of May, 1981, in the Council Chambers of the City Complex in four public places as prescribed by law. That said notices were posted prior to said hearing as required and said places of posting are within the boundaries of the City of Scappoose and area to be annexed.

Evelyn J. Hudson
Evelyn J. Hudson
Recorder-Treasurer

*NOTE:
CITY APPEARS TO HAVE FOLLOWED THE
REQUIREMENTS OF ORS CHAP 222 -
IS THIS PROCEDURE SERIOUSLY IN CONFLICT WITH
ORS 308.225, WITH DIFFERENT INSTRUCTIONS?!*

*TH
5 AUG 81 -*

APPLICATION FOR ANNEXATION

This is a formal request and signed by the owners to annex the land in question. We believe the area is a health hazard and that it should be annexed.

| Printed names | Signatures | Date |
|---------------------------|---|--------------|
| Robert Young | <i>Robert A. Young</i> | 12/30/80 |
| Winifred Young | <i>Winifred Young</i> | 12/30/80 |
| Leonard Tardif | <i>Leonard Tardif</i> | 12-2-81 |
| Roger Stamp | <i>Roger Stamp</i> | 12/30/80 |
| Alfred Crafard | <i>Alfred C. Crafard</i> | 12/30/80 |
| Amelia Crafard | <i>Amelia Crafard</i> | 12-30-80 |
| George Hinkhouse | <i>George Hinkhouse</i> | 12/30/80 |
| Kathryne Lund | <i>Kathryne E. Lund</i> | 1/1/81 |
| Shelburne Hasselblad | <i>S. Hasselblad</i> | 1/2/81 |
| Lyle Naillon | <i>Lyle Naillon</i> | 1-2-81 |
| Marcia Naillon | (Divorced - Not part owner) | — |
| Lawrence Gisi | <i>Lawrence Gisi</i> | 1-3-81 |
| Vernis Gisi | <i>Vernis D. Gisi</i> | 1-3-81 |
| James A. Jones | (Wont sign - On S.S. Income) | — |
| Richard Jones | | |
| Joyce Jones | | |

CONSENT AND APPLICATION FOR ANNEXATION BY LAND OWNERS

The undersigned are more than one half of the owners of more than one half of the area of land described in Exhibit "A" to this application. Our ownership represents more than one half the assessed valuation of the land we request to be annexed. The land is contiguous to the City of Scappoose.

We hereby consent to and request that the City of Scappoose annex the land described in Exhibit "A" without an election pursuant to ORS 222.120 and ORS 222.170 after a public hearing. We further agree to pay a fee of \$250⁰⁰ which is tendered with this application, one half of which will be refunded if the City fails to pass an ordinance annexing.

Attached as Exhibit "B" seq are the separate descriptions, tax lots numbers and acreages of each applicant/consenting landowner. General description of site including health hazards, if any, and future development plans. Explanation as to why adjacent lands are not included.

Ralph E. Thornton _____

Dated: Jan 23, 1980

(Copy of notice to be pasted here.)

AFFIDAVIT OF PUBLICATION

STATE OF OREGON
COUNTY OF COLUMBIA

I, Delcy Palk
being first duly sworn, depose and say that I
am the Secretary
(owner, editor, publisher, manager, advertising
manager, principal clerk, printer or his fore-
man) of the SCAPPOOSE SPOTLIGHT, a news-
paper of general circulation, as defined by OR
193.010 and 193.020; printed and published at
Scappoose, Oregon in the aforesaid county and
state; that the legal notice
a printed copy of which is hereto annexed, was
published in the entire issue of said newspaper
for 2 successive and consecu-
tive weeks in the following issues (here set forth
dates of issues in which the same was published.)
May 7, 1981
May 14, 1981

Delcy Palk
Subscribed and sworn to before me
this 15 day of May, 1981
Kenneth Erickson
Notary Public of Oregon

My commission expires 12 day of
Nov., 1982

PUBLIC HEARING NOTICE

NOTICE IS HEREBY GIVEN
that at 7:30 p.m. on May 18,
1981, in the Council Chambers
of the City Complex of the City
of Scappoose, Oregon, there
will be a public hearing before
the Common Council of the Ci-
ty of Scappoose on the ques-
tion of annexation to the City
of the contiguous territory
described below:

Tax Lot 1-08-3201-030-02702
1-08-3201-030-02701

1-21-3201-030-02701

Lots 2, 3, 4, and 5, Bell Crest
Tracts.

All interested persons are in-
vited to appear and be heard on
the question of annexing the
territory to the City.

Evelyn J. Hudson
Recorder-Treasurer
5-14

ORDINANCE # 422

An ordinance providing for the annexation of certain land contiguous to the city into the City of Scappoose boundries.

WHEREAS, voluntary applications were presented to City by more than one-half the owners who own more than one-half of the land representing more than one-half the assessed valuation of the land area to be annexed which application consented to the annexation of the land area, and

WHEREAS, the area requested to be annexed is contiguous to the City, and

WHEREAS, there is a present and potential health hazard adjacent to City as a result of inadequate subsurface sewage disposal and it would be in the interest of City as well as to the annexed area if it were served by city sewers, and a portion of the area to be annexed will provide additional light industrial area needed by City, and

WHEREAS, the area proposed to be annexed is within the City's proposed urban growth boundary, approved by Columbia County and in the process of being approved by City and incorporated into City's comprehensive plan, and

WHEREAS, the annexation applications have been reviewed by the Scappoose Planning Commission and referred to City Council the the Commission's comments and findings, and a recommendation that the annexation be considered affirmatively, and

WHEREAS, a public hearing was held by the City Council at 7: P.M. on Monday, May 18, 1981, and there was no serious opposition to the proposed annexation, and

WHEREAS, the proposed annexation is consistant with statewide goals 1, 3, 4, 6, 7, 9, 10, 11, and 14, goals 2, 5, 8, 12, and 13 are not applicable to this annexation, and

WHEREAS, the annexation applications for the proposed annexation have been mailed to Columbia County and the County has been notified of the public hearing and has expressed no objections to the annexation on the basis of goal 3 and 14 or any other reason, and,

WHEREAS, it will be in the interest of the City as well as the area to be annexed to grant annexation.

The City of Scappoose, ordains as follows:

Sec. 1 The following described real property:

Parcel I

Tracts 2,3,4, and 5 Bell Crest Tracts, Columbia County, Oregon.

Parcel II

Beginning at the Southeast point of Tract Bell Crest Tracts CCO thence northwesterly to the Southwest corner of a tract of land described as parcel III below; Thence northwesterly along the North boundary of the Crown Zellerback logging road which is also the South line of parcel III described below to a point which is where the extension of the Northeast boundary line of tract 5 Bell Crest tract would intersect with the North line of parcel III below; thence northwesterly to the Northeast corner of Tract 5 Bell Crest tract; thence southwesterly along the North right of way of the Vernonia Highway which is also the South line of Bell Crest Tracts to the point of beginning.

Parcel III

Beginning at a point on the Westerly right of way line of the Columbia River Highway where said Westerly right of way line intersects the Northerly right of way line of the Portland and Southwester Railroad, said point being 40 feet distance (when measured at right angles) from Highway Engineer's Center Line Station 975°15.7, said point also being South 1393.8 feet and East 3827.8 feet from the Southwest corner of the Timothy Lamberson Donation Land Claim, said point of beginning being in Section 1, Township 3, North, Range 2 West, Willamette Meridian, Columbia County, Oregon; thence North 3°38' West along said Highway right of way 665.7 feet and South 86°22' West 60 feet to the center of Scappoose Creek as described in Deed Book 128 at page 484, Deed Records of Columbia County, Oregon, and the true point of beginning of the parcel herein described; thence continuing along said right of way 86°22' West a distance of 25 feet; thence North 13°04' East a distance of 220.71 feet; thence leaving said right of way North 62°43' West along the center line of a ditch a distance of 702.13 feet; thence leaving said ditch South 22°31' West a distance of 393.87 feet to the Northerly right of way line of said Portland, and Southwestern Railroad; thence Southeasterly along said Railroad right of way to the center of Scappoose Creek as described in Deed Book 128 at page 484, Deed Records of Columbia County, Oregon; thence along said described

Creek center line North 32°09' East a distance of 141.0 feet; thence North 66°01' West a distance of 121.0 feet; thence North 21°31' West a distance of 115.0 feet; thence North 14°36' West a distance of 38.0 feet; thence North 55°24' East a distance of 315.0 feet to the true point of beginning. EXCEPTING THEREFROM that portion conveyed to State of Oregon, by and through its Department of Transportation, Highway Division, by deed recorded June 27, 1978, in Book 218, page 742, Deed Records of Columbia County, Oregon.,

Also

A tract of land in the Timothy Lamberson Donation Land Claim in Section 1, Township 3 North, Range 2 West of the Willamette Meridian, Columbia County, Oregon, described as follows: Beginning at the most Westerly corner of tract conveyed to Theodore F. Ottis et ux by deed recorded October 5, 1971 in Book 183, page 874, Deed Records of Columbia County, Oregon, said point being on the Northerly right of Way line of the Portland and Southwestern Railroad; thence along said Northerly right of way line North 36°47' West 398.86 feet; thence continuing along said Northerly right of way line a distance of 485 feet, more or less, to a point on the extension of the Northerly line of said Ottis tract; thence South 62°43' East along said extended Northerly line a distance of 765 feet, more or less, to the most Northerly corner of said Ottis tract; thence South 22°31' West along the Westerly line of said Ottis tract 407.68 feet, more or less, to the point of beginning.

is hereby annexed to the City of Scappoose.

Read 1st time May 18, 1981

Read 2nd time, Title only June 1, 1981.

Passed June 1, 1981

CITY OF SCAPPOOSE

by Elizabeth Huser
Elizabeth Huser,
Mayor

Attest:

Evelyn J. Hudson
Evelyn Hudson
City Recorder

CITY OF SCAPPOOSE

P.O. DRAWER "P"
SCAPPOOSE, OREGON 97056
(503) 543-7146

August 3, 1981

FILED AUG 5 1981
HENRY T. HUDSON
Assessor
Deputy

Reta Kerry, Clerk
Columbia County
Columbia County Courthouse
St. Helens, Oregon 97056

Dear Ms. Kerry:

Attached are copies of the information regarding the recent annexation of areas on the north of Scappoose.

If you have any questions, please let me know.

Very truly yours,

CITY OF SCAPPOOSE

Evelyn J. Hudson
Evelyn J. Hudson *by sub*
Recorder-Treasurer

EJH/nrh
Encls.

cc: Henry Hudson, Assessor ✓



PROFESSIONAL BUILDING
230 COLUMBIA BLVD.
P. O. BOX 656
ST. HELENS, OREGON 97051
TELEPHONE: 397-2141

WILLIAMSON & WILLIAMSON
ATTORNEYS AT LAW
DAVID H. WILLIAMSON
DAVID BRIAN WILLIAMSON

WILKINSON BUILDING
100 S. A. GARY ST.
P. O. BOX 101
SCAPPOOSE, ORE. 97056
TELEPHONE: 543-6949

MEMORANDUM

To: City of Scappoose

Re: Voluntary Annexation

1. Facts: Assume a request for voluntary annexation by owner or owners of all the land proposed to be annexed. City has no annexation ordinance and Columbia County is no longer under the jurisdiction of the Portland Metropolitan Boundary Commission. Therefore, City annexations are governed by ORS 222.111 to 222.180 and City procedural policies established by the Council.
2. Law: ORS 222.170 no election is required if the area to be annexed is contiguous to the City and more than one half the owners in the area to be annexed who own more than one half the land in the area representing more than one half the assessed valuation of the area to be annexed consent in writing to the annexation.

The consent must be filed with the Council on or before the date set by Council for a public hearing on the annexations without elections.

City elects to permit the annexation without election by action of the Council.

City shall, after the public hearing, by order, resolution or ordinance, set the final boundaries of the annexed area by legal description and proclaim the annexation.

City Recorder will submit to the Secretary of State, the following:

- a. A copy of the order, resolution or ordinance.
- b. Copy of the consent, signed by owners of the annexed area.
- c. A copy of the ordinance declaring that no election is required in the City.

ORS 222.120 unless charter expressly prohibits it, City may by ordinance dispense with submitting the question to the registered voters of the City, fix a day for a public hearing when voters of City may appear and be heard on the question of annexation. Notice shall be published once a week for two successive weeks prior to the date of the hearing. Notice shall also be posted in four public places in the City for a like period. After the hearing, the City, may by ordinance, containing a legal description of the area in question

- (b) Declare the territory is annexed where written consent is filed and a public hearing is held.

Landowner means - Owner of record or contract purchaser. Multiple ownerships each is the owner of a fractional share dependent on the interest held composed of the land mass and assessed value.

3. Opinion:

a. The applicants for voluntary annexation shall request forms at City hall. The forms shall be filled in completely and signed by more than one half the owners of more than one half the area representing more than one half the assessed value. The area must be contiguous to the City.

b. The completed and signed forms shall be filed at City hall. An appropriate filing fee may be required to accompany the application to cover administrative costs.

Notes! { c. The application shall be placed on the agenda for the next regular meeting and applicants shall be invited to attend. City shall confirm with County assessors office that the one half requirements and ownerships are met and submit this to Council in writing for the meeting.

d. Council shall consider the application and decide whether to dispense with an annexation election and complete the annexation by public hearing. If the public hearing method without an election is approved, the Council shall pass a motion setting the date and time for public hearing and instruct the Recorder to give the proper notices.

e. Recorder shall publish notice of the public hearing in the Spotlight or Chronicle once a week for two consecutive weeks prior to the hearing date. Notices shall also be posted in four public places in the City at least two weeks

prior to the public hearing. Affidavits of posting and publishing should be kept in the annexation file. Copies of the notices should also be mailed to all owners of land within the area to be annexed.

f. The public hearing shall be held and after the hearing the Council should decide to annex with or without an election. If it decides to annex without an election, it should pass the annexation ordinance prepared in advance for the meeting. If it decides an election is appropriate, an election should be conducted.

g. After the annexation ordinance is passed, Recorder should send certified copies of the record of proceedings to the Secretary of State and County assessor forthwith.

h. Attached are suggested forms for the application and notice of public hearing.

NOTICE OF PUBLIC HEARING

On Annexation

Notice is hereby given that a public hearing will be held at the City Council chambers at _____ o'clock P.M. on _____ 198__.

Registered voters of the City may appear and be heard on the question of annexing the property described in exhibit "A" to this notice to the City of Scappoose by ordinance of the Council and without an election.

Dated: _____ 198__

CITY OF SCAPPOOSE

By _____
Evelyn Hudson
City Recorder

Posted: _____ 198__

CONSENT AND APPLICATION FOR ANNEXATION BY LAND OWNERS

The undersigned are more than one half of the owners of more than one half of the area of land described in exhibit "A" to this application. Our ownership represents more than one half the assessed valuation of the land we request to be annexed. The land is contiguous to the City of Scappoose.

We hereby consent to and request that the City of Scappoose annex the land described in exhibit "A" without an election pursuant to ORS 222.120 and ORS 222.170 after a public hearing.

We further agree to pay a fee of \$ which is tendered with this application, one half of which will be refunded if the City fails to pass an ordinance annexing.

Attached as exhibit "B" et sep are the separate descriptions, tax lots numbers and acreages of each applicant/consenting landowner.

| | |
|-------|-------|
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |

Dated: _____

An ordinance providing for the annexation of certain land contiguous to the city into the City of Scappoose boundaries.

WHEREAS, voluntary applications were presented to City by more than one-half the owners who own more than one-half of the land representing more than onehalf the assessed valuation of the land area to be annexed which application consented to the annexation of the land area, and

WHEREAS, the area requested to be annexed is contiguous to the City, and

WHEREAS, there is a present and potential health hazard adjacent to City as a result of inadequate subsurface sewage disposal and it would be in the interest of City as well as to the annexed area if it were served by city sewers, and a portion of the area to be annexed will provide additional light industrial area needed by City, and

WHEREAS, the area proposed to be annexed is within the City's proposed urban growth boundary, approved by Columbia County and in the process of being approved by City and incorporated into City's comprehensive plane, and

WHEREAS, the annexation application have been reviewed by the Scappoose Planning Commission and referred to City Council and the Commission's comments and findings, and a recommendation that the annexation be considered affirmatively, and

WHEREAS, a public hearing was held by the City Council at 7: P.M. on Monday, May 18, 1981, and there was no serious opposition to the proposed annexation, and

WHEREAS, the proposed annexation is consistant with statewide goals 1, 3, 4, 6, 7, 9, 10, 11, and 14, goals 2, 5, 8, 12, and 13 are not applicable to this annexation, and

WHEREAS, the annexation applications for the proposed annexation have been mailed to Columbia County and the County has been notified of the public hearing and has expressed no objections to the annexation on the basis of goal 3 and 14 or any other reason, and,

WHEREAS, it will be in the interest of the City as well as the area to be annexed to grant annexation.

The City of Scappoose, ordains as follows:

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Sec. 1 The following described real property:

PARCEL I

Tracts 2,3,4, and 5 Bell Crest Tracts, Columbia County, Oregon.

PARCEL II

Beginning at the Southeast point of Tract Bell Crest Tracts CCO thence northwesterly to the Southwest corner of a tract of land described as parcel III below; Thence northwesterly along the North boundary of the Crown Zellerback logging road which is also the South line of parcel III described below to a point which is where the extension of the Northeast boundary line of tract 5 Bell Crest tract would intersect with the North line of parcel III below; thence northwesterly to the Northeast corner of Tract 5 Bell Crest tract; thence southwesterly along the North right of way of the Vernonia Highway which is also the South line of Bell Crest Tracts to the point of beginning.

PARCEL III

Beginning at a point on the westerly right of way line of the Columbia River Highway where said Westerly right of way line intersects the Northely right of way line of the Portland and Southwester Railroad, said point being 40 feet distance (when measured at right angles) from Highway Engineer's Center Line Station 975°15.7, said point also being South 1393.8 feet and East 3827.8 feet from the Southwest Corner of the Timothy Lamberson Donation Land Claim, said point of beginning being in Section 1, Township 3, North, Range 2 West, Willamette Meridian, Columbia County, Oregon; thence North 3°38' West along said highway right of way 665.7 feet and South 86°22' West 60 feet to the center of Scappoose Creek as described in Deed Book 128 at page 484, Deed Records of Columbai County, Oregon, and the true point of beginning of the parcel herein described thence continuing along said right of way 86°22' West a distance of 25 feet; thence North 13°04' East a distance of 220.71 feet; thence leaving said right of way North 62°43' West along the center line of a ditch a distance of 702.13 feet; thence leaving said ditch South 22°31' West a distance of 393.87 feet to the Northerly right of way line of said Portland, and Southwestern Railroad; thence Southeasterly along said Railroad right of way to the center of Scappoose Creek as described in Deed Book 128 at page 484, Deed Records of Columbia County, Oregon; thence along said described

Creek center line North 32°09' East a distance of 141.0 feet; thence North 66°01' West a distance of 121.0 feet; thence North 21°31' West a distance of 115.0 feet; thence North 14°36' West a distance of 38.0 feet; thence North 55°24' East a distance of 315.0 feet to the true point of beginning. EXCEPTING THEREFROM that portion conveyed to State of Oregon, by and through it Department of Transportation, Highway Division, by deed recorded June 27, 1978, in Book 218, page 742, Deed Records of Columbia County, Oregon.,

ALSO

A tract of land in the Timothy Lamberson Donation Land Claim in Section 1, Township 3 North, Range 2 West of the Willamette Meridian, Columbia County, Oregon, described as follows: Beginning at the most Westerly corner of tract conveyed to Theodore F. Ottis et ux by deed recorded October 5, 1971, in Book 183, page 874, Deed Records of Columbia County, Oregon, said point being on the Northerly right of way line of the Portland and Southwestern Railroad; thence along said Northerly right of way line North 36°47' West 398.86 feet; thence continuing along said Northerly right of way line a distance of 485 feet, more or less, to a point on the extension of the Northerly line of said Ottis tract; thence South 62°43' East along said extended Northerly line a distance of 765 feet, more or less, to the most Northerly corner of said Ottis tract; thence South 22°31' West along the Westerly line of said Ottis tract 407.68 feet, more or less, to the point of beginning.

is hereby annexed to the City of Scappoose.

Read 1st time May 18, 1981

Read 2nd time, Title only June 1, 1981

Passed June 1, 1981

CITY OF SCAPPOOSE

by

Elizabeth Huser
Elizabeth Huser,
Mayor

Attest:

Evelyn J. Hudson
Evelyn Hudson
City Recorder

Conceded Accolms
2500

SEE 3 2 1 3 3

SURVEYS
SOUTH
LINE
TIMOTHY
LAMBERSON
D.L.C. NO. 42

Hinkhouse
7-21

Thornton

VERNONIA

BASEMENT (BK 183 Pg 891)

COLUMBIA RIVER

S. P. & S. R.R.

SEE 3 2 1

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