

ORDINANCE 2013- 16

AN ORDINANCE withdrawing certain real property heretofore annexed to the City of Corvallis from the Corvallis Rural Fire Protection District, and declaring an emergency.

WHEREAS certain real property in the territory described in Section 1 below and located at 2650 SW 49th Street was annexed to the City of Corvallis by public vote on November 5, 2013; and

WHEREAS that territory is located within the boundaries of the Corvallis Rural Fire Protection District; and

WHEREAS the City Council of the City of Corvallis held a public hearing on December 16, 2013, for the purpose of hearing any objections to the withdrawal of the property mentioned from the public service district mentioned;

THE CITY OF CORVALLIS ORDAINS AS FOLLOWS:

Section 1. Withdrawal. The City Council of the City of Corvallis determines that the withdrawal from the Corvallis Rural Fire Protection District of the following described real property is in the best interests of the City and such annexed property shall be, upon the effective date of this Ordinance, withdrawn from the Corvallis Rural Fire Protection District.

Legal Description of 49th Street Annexation Property and Portions of Abutting Rights of Way for Annexation

Beginning at a ¾ inch iron pipe located at the Southeast corner of Lot 9 of "Pleasant View Fruit Farms", a subdivision plat of record in the Southwest Quarter of Section 9, Township 12 South, Range 5 West of the Willamette Meridian, Benton County, Oregon; thence South 89°59'41" West 623.34 feet to a ¾ inch iron pipe at the Southwest corner of said lot 9, also being the Southeast corner of Lot 6 of said "Pleasant View Fruit Farms"; thence South 89°57'21" West 620.26 feet to a ¾ inch iron pipe at the Southwest corner of said lot 6, also being on the East right-of-way line of SW 53rd Street (County Road 25271- a 60 foot wide right-of-way); thence continuing South 89°57'21" West 56.58 feet to a point on the West line of the George W. Bethers Donation Land Claim Number 49 in said Township 12 South, Range 5 West of the Willamette Meridian; thence along said Bethers West line North 0° 09' 00" West 193.12 feet; thence leaving said Bethers West line North 89°57'28" East 56.58 feet to a 5/8 inch iron rod on the aforementioned East right-of-way line of SW 53rd Street, also being the Southwest corner of "Parcel A" of Minor Land Partition recorded as M-9131-79 in the Benton County Deed Records; thence continuing North 89°57'28" East 208.12 feet to a 5/8 inch iron rod at the Southeast corner

of said "Parcel A"; thence North 0° 06' 57" West 209.42 feet to a 5/8 inch iron rod at the Northeast corner of said "Parcel A", also being on the North line of the aforementioned Lot 6; thence North 89°57'40" East 411.50 feet to a 5/8 inch iron rod at the Northeast corner of said Lot 6, also being the Northwest corner of the aforementioned Lot 9; thence North 89°58'42" East 623.92 feet to a ½ inch iron pipe at the Northeast corner of said Lot 9; thence South 0° 08' 25" East 402.66 feet to the point of beginning, and containing 10.74 acres of land, more or less.

Section 2. Assumption of Obligation. As the Rural Fire Protection District pays the City for fire protection at a flat rate, rather than on the basis of property valuation, the City assumes no obligation to the District.

Section 3. Emergency Clause. The earliest imposition of the provisions of this ordinance is necessary to preserve the peace, health, and safety of the public. Accordingly, an emergency is declared, and this ordinance will take effect immediately upon its passage by the Council and approval by the Mayor.

PASSED by the Council this 16th day of December, 2013.

APPROVED by the Mayor this 16th day of December, 2013.

EFFECTIVE this 16th day of December, 2013.



Mayor

ATTEST:



City Recorder