

RESOLUTION NO. 888

A RESOLUTION INITIATING THE ANNEXATION OF 10 ACRES OF LAND LOCATED AT THE NORTHERN TERMINUS OF QUAIL RUN ROAD INTO THE CITY LIMITS.

WHEREAS, it is within the City of Stayton's power under ORS 222.111(2) to initiate the annexation of territory into the City Limits;

WHEREAS, in 1999, the City of Stayton and C/E Phillips Family LTC Partnership had entered into an Agreement for the future annexation of that certain real property located north of Shaff Road, more particularly described in Exhibit 1 attached hereto and incorporated herein, and further illustrated on a map shown in Exhibit 2 attached hereto and incorporated herein;

WHEREAS, in 2003, the City of Stayton and C/E Phillips Family LTC Partnership agreed to an addendum to the 1999 Agreement that provided for the termination of the agreement in October, 2008;

WHEREAS, in May 2006, JCNW Family LLC purchased the property from C/E Phillips Family LTC Partnership;

WHEREAS, in August 2006, JCNW Family LLC's application for approval of a subdivision of the property was approved by the Stayton Planning Commission;

WHEREAS, the JCNW Family LLC constructed Phase I of the subdivision in the summer of 2008 and recorded the plat for Phase I of Phillips Estates on April 14, 2009;

WHEREAS, the JCNW Family LLC has consented in writing to the annexation of the Property;

NOW THEREFORE, BE IT RESOLVED that:

Section 1. Initiation of Annexation Proceedings. The Stayton City Council does hereby initiate proceedings to annex approximately 10 acres of land, identified as a portion of Marion County Assessor's Map 091W04D01200, into the city limits.

Section 2. Public Hearing Scheduled. The Stayton Planning Commission shall hold a public hearing on the proposed annexation on June 25, 2012 in accordance with Stayton Municipal Code Title 17, Chapter 17.12, Section 17.12.210.2.a.2)iii.

This Resolution shall become effective upon adoption by the Stayton City Council.

ADOPTED BY THE STAYTON CITY COUNCIL this 18th day of June, 2012

CITY OF STAYTON

Date: 6-18, 2012

By: 
Scott Vigil, Mayor

Date: 6/18, 2012

Attest: 
Don Eubank, City Administrator

APPROVED AS TO FORM:

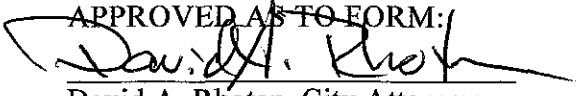

David A. Rhoten, City Attorney

EXHIBIT 1

Annexation Area

That certain tract of land located in Marion County, Oregon and which is legally described as follows:

The Westerly one half of the following described property:

Beginning at an iron pipe which is 1,349.70 feet South 89° 45' West and 1,254.00 feet North 00° 17' West from the Southeast corner of the Henry Foster Donation Land Claim in Township 9 South, Range 1 West of the Willamette Meridian, Marion County, Oregon, and running thence South 89° 45' West 1,423.49 feet to an iron pipe in the West line of that certain tract of land conveyed to William Rauscher by deed recorded in Volume 506, Page 619, Marion County Deed Records; thence North 00° 09' 30" West, along said West line, 596.90 feet to an iron pipe, which iron pipe is 602.13 feet South 00° 09' 30" East from the Northwest corner of said Rauscher Tract; thence North 89° 45' East 1,422.19 feet to an iron pipe; thence South 00° 17' East 596.90 feet to the point of beginning and containing 19.50 acres of land.

EXHIBIT 2 Map of Annexation Area

