

RESOLUTION NO. 2016-16

A RESOLUTION INITIATING AN ANNEXATION OF CERTAIN PROPERTY LOCATED AT 3641 BOONE ROAD SE

Whereas, pursuant to ORS 222.111, it is within the power and authority of the City of Salem (City) to annex territory that is contiguous to the corporate boundaries of the City when the owners and electors of the territory consent to such annexation;

Whereas, certain territory located at 3641 Boone Road SE, (the Territory), as more particularly described on the Marion County Assessor's Map as Tax Lot No. 082W07C01700 (the Territory), as more particularly described herein, is contiguous to the corporate boundaries of the City;

Whereas, the owners of the Territory have provided information to the City that the septic system for the Territory is failing, and have requested a connection to the City sewer;

Whereas, the owners and electors have consented to such annexation, and requested that the City Council take such steps as are necessary to determine whether the Territory should be annexed and that the annexation is exempt from voter approval as provided by Salem City Charter, Section 61 and Salem Revised Code 260.020(b);

Whereas, the Territory is within the City's Urban Growth Boundary, as shown in the Salem Area Comprehensive Plan;

Whereas, the Territory is designated "Industrial" in the Salem Area Comprehensive Plan;

Whereas, the Territory is presently zoned "General Industrial," and will automatically be given the City zoning designation "General Industrial," upon annexation, pursuant to SRC 260.045(a); and

Whereas, the territory lies within the Salem Suburban Rural Fire Protection District.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SALEM, OREGON, RESOLVES AS FOLLOWS:

Section 1. It is in the best interest of the City that proceedings be initiated for the annexation into the City for that certain Territory located in Marion County and contiguous to the corporate boundaries of the City and more particularly described on the Marion County Assessor's Map as Tax Lot No. 082W07C01700.

Section 2. The Council proposes to withdraw the Territory from the Salem Suburban Rural Fire Protection District upon annexation into the City, and the question of such withdrawal shall be included as a subject of a hearing on the proposed annexation of the Territory.

Section 3. Pursuant to SRC 260.045(a), upon annexation the Territory shall have the Salem Area Comprehensive Plan designation of "General Industrial" and the City zoning designation of "General Industrial," which is consistent with the Salem Area Comprehensive Plan designation

and equivalent to the Marion County zoning designation for the Territory as set forth in SRC 260.045(a).

Section 4. The Director of Community Development shall cause such actions to be done as are necessary and proper to determine whether the Territory should be annexed and that the annexation is exempt from voter approval as provided by Salem City Charter, Section 61 and Salem Revised Code 260.020(b).

Section 5. This resolution is effective upon adoption.

ADOPTED by the City Council this 23rd day of May, 2016.

ATTEST:

City Recorder

Approved by City Attorney: _____

Checked by: P. Cole