



Legislation Details (With Text)

File #: 18-411 **Version:** 1
Type: Ordinance Second Reading **Status:** Passed
In control: City Council
On agenda: 9/10/2018 **Final action:** 9/10/2018
Title: City-Initiated Septic Failure Annexation of Territory Located at 3641 Boone Road SE - 97317 (Annexation Case No. C-720)

Ward(s): 3
 Councilor(s): Nanke
 Neighborhood(s): SEMCA

Sponsors:

Indexes:

Code sections:

Attachments: 1. Vicinity Map, 2. Ordinance Bill No 19-18, 3. Exhibit A - Territory Legal Description and Map

Date	Ver.	Action By	Action	Result
9/10/2018	1	City Council	adopted	Pass

TO: Mayor and City Council
THROUGH: Steve Powers, City Manager
FROM: Norman Wright, Community Development Director

SUBJECT:
 City-Initiated Septic Failure Annexation of Territory Located at 3641 Boone Road SE - 97317 (Annexation Case No. C-720)

Ward(s): 3
 Councilor(s): Nanke
 Neighborhood(s): SEMCA

ISSUE:

Should City Council conduct second reading of Ordinance Bill No. 19-18 annexing, applying City of Salem IG (General Industrial) zoning from Marion County IG (General Industrial), and withdrawing from the Salem Suburban Rural Fire Protection District, for a 1.88-acre property located at 3641 Boone Road SE?

RECOMMENDATION:

Conduct second reading of Ordinance Bill No. 19-18 annexing, applying City of Salem IG (General

Industrial) zoning from Marion County IG (General Industrial), and withdrawing from the Salem Suburban Rural Fire Protection District, for a 1.88-acre property located at 3641 Boone Road SE.

SUMMARY AND BACKGROUND:

This is a city-initiated health hazard annexation of a 1.88-acre territory located at 3641 Boone Road SE due to a failed septic system. A vicinity map is included as Attachment 1.

Council held a public hearing on the petition on July 9, 2018, and no testimony in opposition to the annexation was received. Council closed the public hearing, conducted deliberations, and adopted Order No. 2018-05-ANX. Staff mailed notice of the adoption of the order on July 11, 2018. No appeal has been filed.

FACTS AND FINDINGS:

The territory is eligible for a voter-exempt annexation due to its failed septic system. The property owners, Carter Investments, LLC (Laurence J Carter and Diana Carter, members) were in need of city water and sewer services. Council authorized connection of the existing dwelling to the City's sewer and water system on February 22, 2016, conditioned on the property owner's consent to annexation, with the effective date of the annexation to be delayed three years from the date of the annexation as allowed by state law. Council approved Resolution No. 2016-16 on May 23, 2016 to initiate the annexation.

The facts and findings supporting the annexation, zoning designation, and withdrawal from the district can be found in Ordinance No. 19-18 (Attachment 2).

Pamela Cole
Planner II

Attachments:

1. Vicinity Map
2. Ordinance Bill No. 19-18
3. Exhibit A - Territory Legal Description and Map