

ORDINANCE NO. 2023-07

AN ORDINANCE OF THE CITY OF SEASIDE, OREGON, ANNEXING CERTAIN TERRITORY NORTHEAST OF THE CITY (Property located 1825 Lewis and Clark Road)

Whereas, there has been submitted to the City of Seaside, a written proposal for annexation to the City by the owner's consent, who also owns all the land in the contiguous territory, described below which real property therein represents all of the assessed value of all real property in the contiguous territory to be annexed:

NOW, THEREFORE, THE CITY OF SEASIDE ORDAINS AS FOLLOWS:

SECTION I. ANNEXATION AREA:

ALL THE PROPERTY DESCRIBED IN THE LEGAL DESCRIPTION FOR PROPERTY, CLATSOP COUNTY DEED RECORDS, UNDER RECORDING INSTRUMENT #201907383 LOCATED EAST OF LEWIS AND CLARK ROAD.

Beginning at a point on the North one of Tract "R" of STANLEY ACRES, as laid out and recorded by Mary E. Stanley and as shown by the plat thereof on file and of record in the office of the County Clerk of Clatsop County, Oregon, said point being 325 feet West of the Northeast corner of said Tract "R" when measured along the North line of said tract and said point being the Northwest corner of that certain tract conveyed by John E. Oates and wife to Edward Nimmo by Deed recorded in Book 96, page 563, Clatsop County Deed Records;

thence West along the North line of said Tract "R" a distance of 414.7 feet, more or less, to the Northwest corner of said tract;

thence Southerly along the West line of said Tract "R" to a point in said West line which point is 402 feet South of the Westerly extension of the North line of said Tract "R";

thence East on a line parallel with the North line of said tract and 402 feet South of said North line a distance of 415 feet, more or less, to a point which is 402 feet South and 325 feet West of the Northeast corner of said Tract "R", said point being the Southwest corner of the tract of land mentioned above as being conveyed to Edward Nimmo;

thence North along the West line of said Nimmo tract a distance of 402 feet to the point of beginning, in Clatsop County, Oregon

EXCEPTING THEREFROM a parcel of land lying in Tract "R" Stanley Acres in Clatsop County, Oregon, more particularly described as follows:

Beginning at a point 1470.5 feet Westerly along the South line of the Jefferson J. Louk D.L.C. No. 42 from the Southeast corner of said Louk D.L.C. No. 42, in Clatsop County, Oregon and 36.5 feet South, said point is the point formed by the extension of the runway center line with the South line of the County Road;

thence Westerly along the South line of said road 44.2 feet to the East line of Tract A, Stanley Acres;

thence Southwesterly along said East line 402 feet, more or less, to the Southwest corner of the tract described in Book 211, page 536, Clatsop County Deed Records;

thence East along said South line 272.9 feet;

thence north 5 degrees 43 minutes West 404.00 feet, more or less, to the South line of County Road;

thence Westerly along said Road 165.8 feet to the point of beginning;

all lands described herein are within the boundaries of that parcel of land described within that certain deed recorded in Book 211, page 536, Clatsop County, Oregon

FURTHER EXCEPTING THEREFROM that property conveyed to Clatsop County, Oregon, by Deed recorded June 17, 1996, in Book 903, page 635, Clatsop County Deed Records---

SECTION 2. ZONE – The subject property is zoned Suburban Residential (SR) in accordance with the zones established under the City of Seaside Comprehensive Plan & The Zoning Ordinance of Seaside, Oregon.

SECTION 3. RECORD – The City Auditor shall submit to the Department of Revenue: (1) A copy of this Ordinance, and (2) a copy of the Statement of Consent of the landowner in the territory annexed. The City Recorder shall also send a description by metes and bounds or legal subdivisions of the new boundaries of the City of Seaside within ten (10) days of the effective date of annexation to the Clatsop County Assessor, the Clatsop County Clerk, Clatsop County Elections, and the Clatsop County Planning Department.

SECTION 4. FIRE PROTECTION – The subject property is hereby withdrawn from the Seaside Rural Fire Protection District and included in the City of Seaside for fire protection purposes.

SECTION 5. ROAD DISTRICT - The subject property is hereby withdrawn from the Clatsop County Road District No. 1 and included in the City of Seaside Road District.

SECTION 6. POLICE PROTECTION – The subject property is hereby withdrawn from the Clatsop County Law Enforcement District and included in the City of Seaside for police protection purposes.

SECTION 7. WATER PROVISION – The subject property is hereby withdrawn from the Stanley Acres Water District and included in the City of Seaside for the purpose of providing water.

SECTION 8. FINDINGS – The City Council makes the following findings pertinent to the annexation:

- A. The City of Seaside has an acknowledged Comprehensive Plan.
- B. The subject property is within the City’s adopted Urban Growth Boundary.
- C. The properties are contiguous to the City Limits.
- D. There is unanimous consent of the property owners.

SECTION 9. EFFECTIVE DATE – The effective date of this Ordinance is ____, day of _____, 2023, in accordance with ORS 222.040 and 222.180.

ADOPTED by the City Council of the City of Seaside on this ____ day of _____, 2023, by the following roll call vote:

YEAS:
NAYS:
ABSTAIN:
ABSENT:

SUBMITTED to and **APPROVED** by the Mayor on this ____ day of _____, 2023.

STEVE WRIGHT, MAYOR

ATTEST:

Spencer Kyle, City Manager