

CITY of LA GRANDE
COUNCIL ACTION FORM

Council Meeting Date: January 10, 2018

PRESENTER: Michael Boquist, City Planner

COUNCIL ACTION: CONSIDER ANNEXATION OF PROPERTY AT 2604 WATSON STREET, FILE NUMBER 03-ANP-17

- 1. MAYOR: Request Staff Report
- 2. MAYOR: Invite Public Comments
- 3. MAYOR: Invite Council Discussion
- 4. MAYOR: Entertain Motion

Suggested Motion: I move that the proposed Resolution annexing property located at 2604 Watson Street and removing said property from the La Grande Rural Fire Protection District be read by title only, put to a vote, and passed.

- 5. MAYOR: Invite Additional Council Discussion
- 6. MAYOR: Ask the City Recorder to Read the Proposed Resolution by Title Only.
- 7. MAYOR: Ask for the Vote

EXPLANATION: The subject property, 2604 Watson Street, is located with the City of La Grande Urban Growth Boundary and the property owner has requested annexation into the City of La Grande City Limits in exchange for receiving City sewer services. The property currently includes a residential dwelling, which has a failed septic system. Because the property is located less than three hundred feet (300') from City sewer services, State law prohibits the Oregon Department of Environmental Quality (ODEQ) from issuing a septic replacement permit, and instead requires the property to connect to City sewer services. For this property to connect to City sewer services, City Ordinances require that the affected property be annexed prior to receiving the requested City services.

In accordance with Oregon Revised Statutes 222.125, this request may be approved by Resolution when the request includes 100% property owner consent(s) and consent from the majority of the electors. If these requirements are met, the legislative body (City Council) may "proclaim the annexation" by Resolution. In this case, the property owners have signed a Consent to Annex Agreement, which represents 100% of the property ownership. The dwelling on the property is currently vacant and there are no electors residing on the property. This request meets the requirements of ORS 222.125.

The City Manager recommends passage of this proposed Resolution.

Reviewed By: (Initial)

City Manager	<u>MB</u>
City Recorder	<u>OnB</u>
Aquatics Division	_____
Building Department	_____
ED Department	_____
Finance	_____
Fire Department	_____

Human Resources Dept	_____
Library	_____
Parks Department	_____
Planning Department	<u>MJP</u>
Police Department	_____
Public Works Department	_____

COUNCIL ACTION (Office Use Only)

Motion Passed

Motion Failed; _____

Action Tabled: _____

Effective Date: _____

Resolution Passed

Effective Date: _____

Ordinance Adopted

First Reading: _____

Second Reading: _____

Vote: _____

**CITY of LA GRANDE
RESOLUTION NUMBER _____
SERIES 2018**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA GRANDE, UNION COUNTY,
OREGON, DECLARING CERTAIN TERRITORY ANNEXED TO THE CITY OF LA GRANDE,
OREGON; SPECIFICALLY, PROPERTY AT 2604 WATSON STREET, T3S, R38E, SECTION
04BC, TAX LOT 400; AND REMOVING SAID PROPERTY FROM THE LA GRANDE RURAL
FIRE PROTECTION DISTRICT**

WHEREAS, pursuant to ORS 222.125, the City Council of the City of La Grande, Oregon, need not call nor hold an election nor hold the Public Hearing otherwise required under ORS 222.120, when all of the owners of land in the territory to be annexed and not less than fifty percent (50%) percent of the electors, if any, residing in the territory to be annexed consent in writing to the annexation and file a statement of their consent with the legislative body; and,

WHEREAS, pursuant to ORS 222.125, the owner of land in the territory to be annexed has consented in writing to the annexation and filed a statement of their consent with the City Council of the City of La Grande, Oregon; and,

WHEREAS, said annexed area complies with ORS 222.111, in that it is contiguous to the existing City limits; and,

WHEREAS, the subject annexation complies with the Land Use Planning and Urbanization provisions of the acknowledged Comprehensive Plan of the City of La Grande, pursuant to Oregon Administrative Rule 660-014-0060; and,

WHEREAS, pursuant to ORS 222.125, the City Council of the City of La Grande, Oregon, may, by Resolution, establish the final boundaries of the area to be annexed.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of La Grande, Union County, Oregon, that:

Section 1. The territory includes one property with a vacant dwelling and the adjacent Watson Street public right-of-way. There are no electors residing in the territory. The property owners have consented in writing to the annexation and filed the consent with the City of La Grande Planning Department.

Section 2. The territory described below and as depicted in Exhibit 'A,' a copy of which is attached hereto, including the adjacent Watson Street public right-of-way, and by this reference incorporated herein as if fully set forth, shall and hereby is declared to be annexed to the City of La Grande:

Beginning at a point 76 rods North and 523¼ feet East of the Southwest corner of Northwest quarter of Section 4, Township 3 South, Range 38 East of the Willamette Meridian, Union County, Oregon; thence South 116 feet; thence East 112 feet to the West line of the County Road; thence North along the West line of said County Road a distance of 116 feet; thence West 112 feet to the Point of Beginning.

Said tract containing approximately 0.30 acres.

PHYSICAL ADDRESS: 2604 Watson Street, T3S, R38E, Section 04BC,
Tax Lot 400, La Grande, Union County, Oregon.

Section 3. The territory described herein is declared to be and hereby is withdrawn from the La Grande Rural Fire Protection District.

Section 4. The City Manager or other designee of the City of La Grande, Oregon, shall be and hereby is directed to make and submit to the Secretary of State of the State of Oregon, the Oregon Department of Revenue and other applicable local and State agencies:

- a. A copy of this Resolution; and,
- b. A copy of the Union County Assessor Plat Maps depicting the annexation area described herein.

PASSED and EFFECTIVE ON this Tenth (10th) day of January, 2018, by _____ () of _____ () Councilors present and voting in the affirmative.

Stephen E. Clements, Mayor

Gary Lillard, Mayor Pro Tem

Corrine Dutto, Councilor

Nicole Howard, Councilor

Mary Ann Miesner, Councilor

Troy Pointer, Councilor

Justin Rock, Councilor

ATTEST:

Angelika N. Brooks
City Recorder

EXHIBIT "A"

(T3S, R38E, Section 04BC, Tax Lots 400)

