



ORDINANCE
(6-2020)

**AN ORDINANCE APPROVING ANNEXATION TO THE CITY OF FAIRVIEW OF
0.35 ACRES, COMPRISED OF 1 LOT**

WHEREAS, the Margery and Melvin Rieff, owners of a single 0.35 acre lot, have submitted a petition for annexation of certain land, as described in Exhibit A to this Ordinance, to the City of Fairview; and

WHEREAS, the property owners initiated this annexation in accordance with ORS Chapter 222.127; and

WHEREAS, ORS 222.127 requires City approval without submission to the electors, regardless of any local charter or ordinance requirements to the contrary; and

WHEREAS, the property is not located within any Metro urban reserve, and therefore, does not require a Concept Plan prior to annexation; and

WHEREAS, the property that is proposed to be annexed is contiguous to the current city limits; and

WHEREAS, the property features access (through an existing easement) to Interlachen Lane and requires no additional territory for access or infrastructure purposes; and

WHEREAS, the City does not presently have any other ordinance requirements applicable to this annexation request; and

WHEREAS, the property proposed to be annexed is currently in unincorporated Multnomah County; and

WHEREAS, Multnomah County and the City of Fairview have entered into an agreement acknowledging that the City of Fairview should share services between the two; and

WHEREAS, the petitioners have requested to be part of the City to eventually address lot line concerns without having to involve two different jurisdictions; and

WHEREAS, after proper legal notice, a public hearing was held on the proposed annexation by the City Council on October 21, 2020, at which public comments and testimony were received and considered; and

WHEREAS, the Urban Planning Area Agreement (UPAA) between the City and Multnomah County requires the existing County Comprehensive Plan and Zoning designations to remain after annexation; and

WHEREAS, the Council reviewed and considered the staff report with proposed findings and conclusions for the decision which is included as Exhibit B.

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

- Section 1.** The territory proposed to be annexed is specifically identified in the legal description and map (Exhibit A) attached to this Ordinance.
- Section 2.** The applicant has demonstrated that the annexation of the territory proposed to be annexed to the City of Fairview meets all applicable requirements, as documented in Exhibits A & B of the City Council Staff Report.
- Section 3.** Upon annexation, the existing County Comprehensive Plan and zoning designation of Urban Low Density Residential (LR7) will remain.
- Section 4.** The territory proposed to be annexed is hereby declared annexed to the City of Fairview.
- Section 5.** The ordinance is and shall be effective thirty (30) days from its passage.

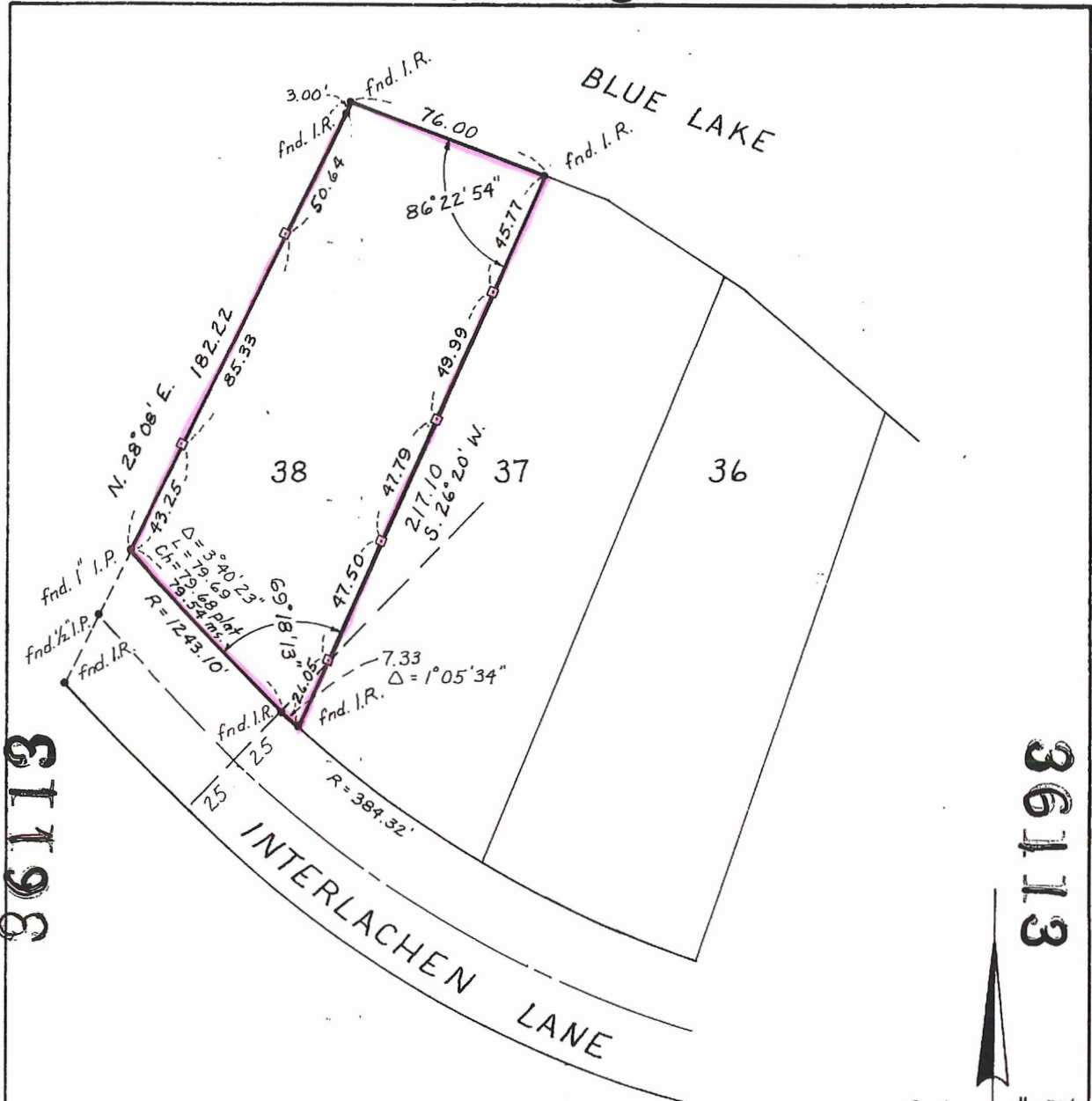
Ordinance adopted by the City Council of the City of Fairview, this 21 day of October, 2020.

ATTEST

Mayor, City of Fairview
Brian Cooper

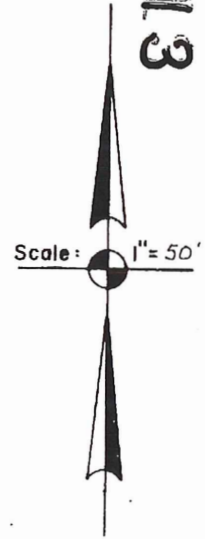
City Recorder, City of Fairview
Devree Leymaster

Date



36113

36113



I hereby certify that this sketch is based upon an actual survey and that the property corners shown hereon are staked or referenced correctly on the ground as indicated by the following symbols:

Set 5/8" x 30" Iron Rod.....	o I.R.	
Found iron pipe.....	e Brass screw.....	• B.S.
Set " " " " I.P.	✕ Tack in lead.....	
Wood hub.....	□ Conc. monument.....	⊙ Basis of Bearings: Plat

PROPERTY SURVEY

LINE PTS, LOT 38, "WEST INTERLACHEN"
 Sec. 20, T. 1N., R. 3 E. W.M.
 Multnomah County, Oregon no Y4
 checked for
 mylar location 7-3-73
 Date: 6/21/73

MARX & CHASE SURVEYORS INC.
 Gresham, Ore. Tel. 665-2116

REGISTERED
 PROFESSIONAL
 SURVEYOR

James W Chase

JOB NO. 73-379

JW