

1 the election a majority of the votes cast by the electors residing in the City favored
2 annexation of the Territory into the City. This election result is set forth in the canvass of
3 votes from the election reviewed by the Council at it's December 11, 2006 meeting and
4 proclaimed by the Mayor.

5 **(d) Withdrawal from Special District.** The Council finds it is in the best interest of the
6 City to withdraw the Territory from Marion County Fire District #1 (the District) and to
7 provide the Territory with City services because the public good of the City and the citizens
8 residing in the Territory would be best served if the citizens residing in the Territory receive
9 City services without the problems attendant with coordination that would result from the
10 Territory being subject to the jurisdiction of overlapping urban service providers. It would
11 not be in the best interest of the City for the citizens residing in the Territory to pay both City
12 taxes and an additional assessment to the District to receive services that may readily be
13 supplied by the City without such additional taxation. Since leaving the Territory in the
14 District would lead to a fragmented approach to delivery of public services, unequal tax bases
15 and resistance to cooperation, withdrawal would promote efficiency, economy and sound
16 management in the provision of urban services for the Territory, and the Territory should be
17 withdrawn from the District.

18 **Section 2. Annexation.** The City Council of the City of Salem declares and proclaims that the
19 Territory described in **Exhibit 1**, which is attached hereto and incorporated herein by reference, is
20 hereby annexed to the City of Salem, Oregon.

21 **Section 3. Zoning.** The Territory is designated "Developing Residential" in the Salem Area
22 Comprehensive Plan, and on the Plan Map. The zoning for the Territory is prescribed as RA
23 (Residential Agriculture). The Planning Administrator shall add to the official zoning map the
24 Territory herein annexed.

25 **Section 4. Withdrawal from Marion County Fire District #1.** The Territory is hereby withdrawn
26 from Marion County Fire District #1, such withdrawal to be effective upon, and contemporaneous
27 with, the date of annexation.

28 **Section 5. Direction.** The City Recorder shall submit a copy of this ordinance and such other

1 information as ORS 222.177 requires to the Oregon Secretary of State, and shall provide the notice
2 and reports required by ORS 222.005(1) and ORS 222.010 to the persons or entities described
3 therein.

4 PASSED by the Council this _____ day of _____, 2007.

5 ATTEST:

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8 City Recorder

9 Approved by the City Attorney: _____

10 Checked by: C. Urbani

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14 G:\Group\LEGAL\Council\011607 C630 Annexation ord.wpd

5190 Kale Street NE

Beginning at the point of intersection of the South Line of County Road No. 725 (commonly known as Kale Street NE) and the East Line of Jan Ree North Phase V, as recorded in Volume 44, Page 9, Book of Town Plats, City of Salem, Marion County, Oregon; said point being in Section 5, Township 7 South, Range 2 West of the Willamette Meridian, City of Salem, Marion County, Oregon; said point also being on the now existing City Limits Line; and running thence:

South 00° 07' 07" East 358.00 feet along the East Line of said Jan Ree North Phase V and the now existing City Limits Line to the point of intersection of the South Line of that tract of land described in that instrument recorded in Reel 2133, Page 354, Marion County Records;

thence North 89° 37' 00" East 115.50 feet along the South Line of said Reel 2133, Page 354, to the southeast corner thereof;

thence North 00° 08' 00" East 358.00 feet along the East Line of said Reel 2133, Page 354, to a point on the South Line of said Kale Street NE; said point also being on the now existing City Limits Line;

thence South 89° 21' 20" West 115.50 feet along the South Line of said Kale Street NE and the now existing City Limits Line to the Point of Beginning.

Approved: JN
May 3, 2006
Annexation No.: C-630
DOR No.: 24-P132-2006
DOR Date: 5/19/2006