

**CITY OF FLORENCE
ORDINANCE NO. 7, SERIES 2016**

AN ORDINANCE ASSIGNING ZONING OF SERVICE INDUSTRIAL TO 87545, 87637, 87663, 87667, AND 87669 HIGHWAY 101 AS WELL AS A PORTION OF HIGHWAY 101; ASSESSOR'S MAP 18-12-14-20, TAXLOT 00100 AND ASSESSOR'S MAP 18-12-11-33, TAXLOTS 01400 AND 00900.

RECITALS:

1. Florence City Code (FCC) Title 10, Chapter 1, Section 3-B-1 provides that a quasi-judicial zone change may be initiated by a property owner within the affected area.
2. The City of Florence was petitioned by a property owner, Patricia Mullins, represented by Sharon Gretch, on April 8, 2016 and additional petitions received from Marie Covey and Jim Hoberg on March 15, 2016 and May 3, 2016, respectively, for annexation of their property and assignment of applicable City zoning of the property currently zoned by Lane County as required by FCC 10-1-3-B-1 and FCC 10-1-1-4.
3. The Planning Commission met on May 10, 2016 at a properly noticed public hearing to consider the proposal, evidence in the record, and testimony received.
4. The Planning Commission determined on May 10, 2016, after review of the proposal, testimony, and evidence in the record, that the proposal was consistent with the City's acknowledged Realization 2020 Comprehensive Plan and adopted findings of fact in support of the annexation and zoning assignment.
5. The City Council met in a public hearing on June 20, 2016, after giving the required notice per FCC 10-1-1-5, to consider the proposal, evidence in the record, and testimony received.
6. The City Council deliberated on June 20, 2016 and found that the subject property is designated Commercial in the Realization 2020 Plan and the City Council supported the establishment of city-zoning as Service Industrial District consistent with Florence Comprehensive Plan and Zoning Code objectives.
7. The City Council adopted Ordinance No. 6, Series 2016 annexing the property as described in the Ordinance title above.

Based on these findings,

THE CITY COUNCIL OF THE CITY OF FLORENCE ORDAINS AS FOLLOWS:

1. The City of Florence approves the zoning of the properties owned by the petitioners as Service Industrial District as shown on the attached map as Exhibit A.
2. This annexation is based on the Findings of Fact in Exhibit B and evidence in the record.
3. The City shall produce an updated Zoning Map that is filed with the City Recorder and bear the signature of the Planning Commission chairperson as required by FCC 10-1-2-2.
4. The City Recorder is hereby directed to file certified copies of this Ordinance with the Lane County Assessment and Taxation Office and the Lane Council of Governments.
5. Pursuant to FCC 10-1-2-3, the zoning established by this Ordinance will take effect on the effective date of the annexation approved in Ordinance No. 6, Series 2016.

ADOPTION:

First Reading on the 20th day of June, 2016.

Second Reading on the 20th day of June, 2016

This Ordinance is passed and adopted on the 20th day of June, 2016.

AYES	4	Councilors Greene, Preisler, Lacer and Mayor Henry
NAYS	0	
ABSTAIN	0	
ABSENT	1	Councilor Lyddon



Joe Henry, Mayor

Attest:



Kelli Weese, City Recorder

Current & Proposed Zoning Map

CC 16 01 ANN 01 and CC 16 02 ZC 01

Map 18-12-14-20 Taxlot 00100, Map 18-12-11-33 Taxlots 01400 and 00900

Zoning Assignment and Annexation

Current - None

Proposed – Service Industrial

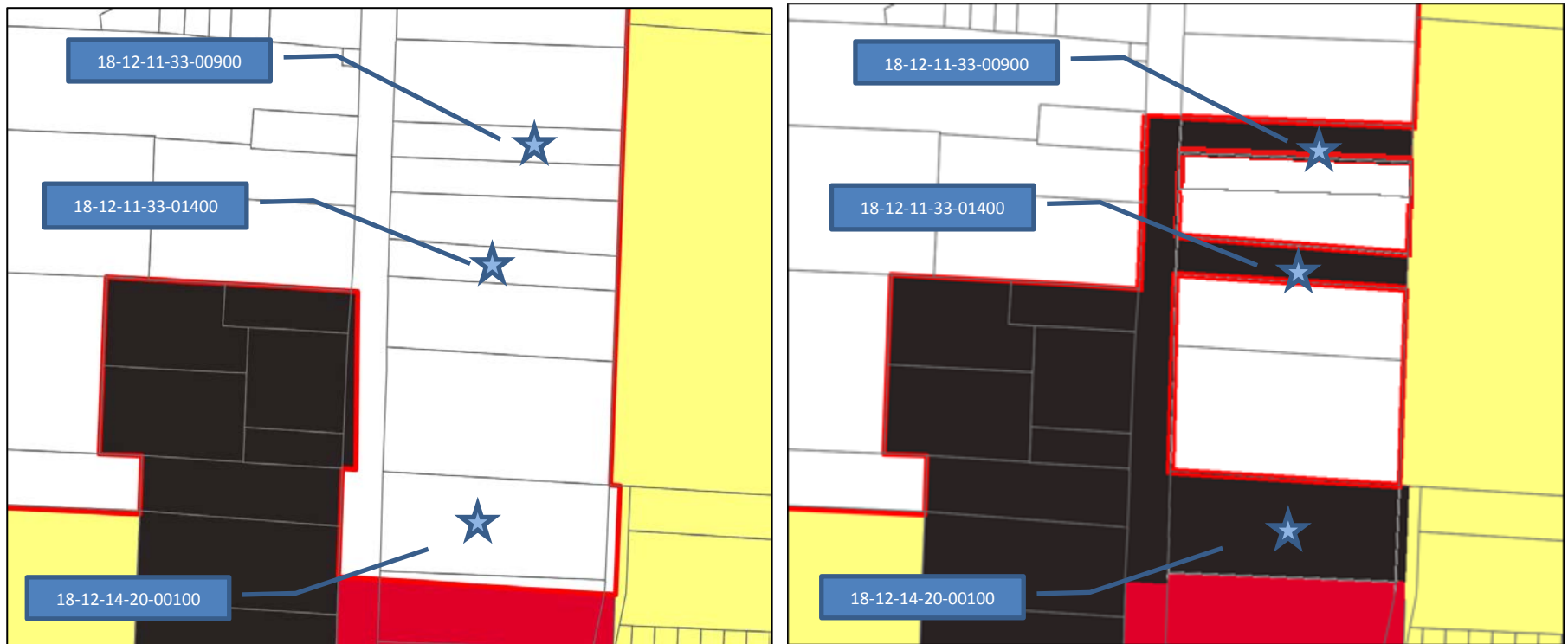


Exhibit B

Legal Descriptions of Areas to be Annexed

Parcel A:

87545 Highway 101, Florence, OR, Assessor's Map # 18-12-14-20, Taxlot 00100

Beginning at the Northeast corner of East $\frac{1}{2}$ of the West $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 14, Township 18 South, Range 12 West of the Willamette Meridian; thence running South on the East line of said subdivision a distance of 300.00 feet; thence West parallel with the North line of said Section, distance of 640.00 feet more or less to the Easterly line of U.S. Highway No. 101; thence North along the Easterly line of said Highway to the North line of said Section; thence East along said Section line to the point of beginning, in Lane County, Oregon.

EXCEPT that portion acquired by the State of Oregon, by and through its Department of Transportation, filed May 13, 1986, Lane County Circuit Court Case No. 16-85-05495.

Parcel B:

87637 Highway 101, Florence, OR, Assessor's Map # 18-12-11-33, Taxlot 01400

Beginning at a point in the center of U.S. Highway No. 101, at a point 550 feet Northerly from the intersection of said center line with the South line of Section 11 in Township 18 South, Range 12 West of the Willamette Meridian in Lane County, Oregon; and running thence East 688 feet more or less to the East line of the Southwest quarter of the Southwest quarter of said Section 11; thence North 0 degrees 17' East 104 feet on said subdivision line; thence West 688.5 feet to the center line of said highway; thence Southerly in said center line 104 feet to the place of beginning, in Lane County, Oregon.

Save and except therefrom that portion thereof conveyed to the State of Oregon by deed recorded March 7, 1985, Reel 1339, Reception No. 85-08030, Official Records of Lane County, Oregon.

Parcel C removed from this application for annexation.

Parcel D:

87663, 87667, and 87669 Highway 101, Florence, OR, Assessor's Map # 18-12-11-33, Taxlot 00900

Beginning at a point in the center line of U.S. Highway No. 101 a distance of 972 feet Northerly along the center line of said highway from its intersection with the South line of Section 11, Township 18 South, Range 12 West of the Willamette Meridian; and thence Southerly along the

center line of said highway, 100 feet; thence East 715 feet, more or less, to the East line of the Southwest quarter of the Southwest quarter of said Section; thence North 100 feet, more or less, to the Southeast corner of the tract conveyed to John Engstrom, et ux, by S. A. Gibson, in Deed recorded January 7, 1946, in Book 307, Page 126, Lane County Oregon Deed Records; and thence West along the South line of said tract 706 feet to the point of beginning, in Lane County, Oregon.

EXCEPT that portion described in deed to the State of Oregon, recorded December 19, 1984, Reception No. 84-47794, Lane County Oregon Records.

Right-of-Way:

All that segment of U.S. Highway 101, beginning at a point 283.77 feet south, more or less, of the intersection of the section line between Sections 11 and 14 and U.S. Highway No. 101, Township 18 South, Range 12 West of the Willamette Meridian in Lane County, Oregon, and thence north 1,155.77 feet, more or less, to a point 872 feet Northerly along said highway from its intersection with the South line of Section 11, Township 18 South, Range 12 West of the Willamette Meridian.