

**CITY OF FLORENCE
ORDINANCE NO. 2, SERIES 2023**

**AN ORDINANCE APPROVING ANNEXATION OF .15-ACRE, ASSESSOR'S MAP NO.
18- 12-04-42, TAX LOT 05900 AND A .30-ACRE PUBLIC RIGHT-OF-WAY OF 1st
AVENUE BETWEEN INTERSECTIONS OF KIWANDA STREET AND FOUL WEATHER
STREET**

RECITALS:

1. The City of Florence was petitioned by the property owners, as required by Oregon Revised Statutes (ORS) 222.111(2) and Florence City Code (FCC) 10-1-1-4.
2. The signed petition to annex was received constituting more than half of the owners of more than half land in the territory and the consent of the majority of electors residing on the affected property in accordance with ORS 222.111(1);
3. The territory proposed to be annexed is within the Florence Urban Growth Boundary of the Florence Realization 2020 Comprehensive Plan and is contiguous to the City limits as required by ORS 222.111 (1).
4. The Planning Commission determined, after review of the proposal, testimony, and evidence in the record, that the proposal was consistent with Realization 2020-the City's acknowledged Comprehensive Plan-and they adopted findings of fact in support of the annexation.
5. The City Council met in a public hearing on March 20, 2023, after giving the required notice per FCC 10-1-1-6 and ORS 222.120 to consider the proposal, evidence in the record, and testimony received.
6. The City Council, on March 20, 2023, found that the request met the applicable criteria and that the property could adequately be served.
7. Per FCC 10-1-2-3, the City Council may establish zoning and land use regulations that become effective on the date of the annexation, and the City Council adopted Ordinance No. 3, Series 2023 zoning the annexed property as Medium Density Residential, consistent with the Florence Realization 2020 Comprehensive Plan text and map and the Florence Zoning Code.

Based on these findings,

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

The City of Florence approves the annexation of .15-acre, Assessor's Map Reference 18-12-04-42 Tax Lot 05900 being territory owned by the petitioner into the City of Florence and a .30-acre portion of 1st Avenue public right-of-way as described in Exhibit A

1. This annexation is based on the Findings of Fact in Exhibit B and evidence in the record.
2. The City Recorder is hereby directed to file certified copies of this Ordinance with the Oregon Secretary of State's Office consistent with the requirements of that office 90 days prior to the general election in order for the annexation to be effective upon filing pursuant to ORS 222.040(1) and 222.180(1).
3. The City Recorder is also hereby directed to file certified copies of this Ordinance with the Lane County Assessment and Taxation Office, Lane County Chief Deputy Clerk and Oregon Department of Revenue pursuant to state law.
4. Pursuant to FCC 10-1-1-6-4-E, this annexation shall be final on the day passed and adopted by the City Council and shall be effective as provided in the City Charter.

ADOPTION:


First Reading on the 20th day of March 2023.

Second Reading on the 20th day of March 2023.

This Ordinance is passed and adopted on the 20th day of March, 2023.

AYES 5
NAYES 0
ABSTAIN 0
ABSENT 0

Councilors: Carp, Beaudreau, Meyer, Wantz Mayor Ward


Rob Ward, Mayor

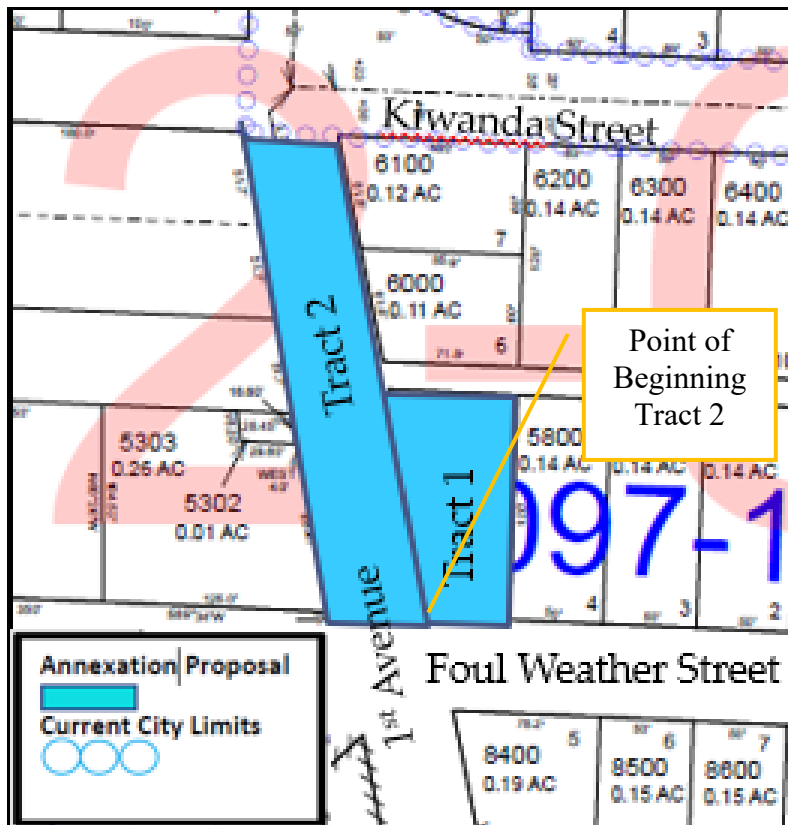
Attest:


Lindsey White, City Recorder



Exhibit “A”

Annexation Map



Proposal: Annex a 0.15-acre parcel shown on the map (Tract 1, above), from Lane County to the City of Florence and assign the Medium Density Residential zoning district to the annexed parcel in addition to a 0.30-acre of 1st Avenue right-of-way (Tract 2).

Location: Florence, Oregon, Assessor Map No. 18-12-04-42, Tax Lot (TL) 05900.

Property Descriptions

Tract 1: Lot 5, Block 15 Heceta Beach, as platted and recorded in Book 7, page 25, Lane County Plat Records, in Lane County, Oregon.

Tract 2: Beginning at the most southwestern corner at a point where Lot 5, Block 15, Heceta Beach adjoins the eastern boundary line of 1st Avenue, as platted and recorded in Book 7, page 25, Lane County Plat Records, in Lane County, Oregon, in a northwestern direction for a distance of 123.3 feet to the most northwestern corner of said Lot. Thence, continuing northwesterly for a distance of 15 feet along the western boundary line of alleyway located in Block 15 Heceta Beach to the most southwestern corner of Lot 6, Block 15, Heceta Beach. Thence, traveling a distance of 61.6 feet in a northwesterly direction along the west side of Lot

6, Block 15 Heceta Beach to a point where the most northwestern corner of Lot 6 adjoins the most southwestern corner of Lot 7, Block 15. Thence continuing along a northwestern direction along the western boundary line of Lot 7 to the northwest corner where said Lot adjoins the southern boundary line of Kiwanda Street right-of-way, Heceta Beach as platted and recorded in Book 7, page 25, Lane County Plat Records, in Lane County, Oregon. Thence travelling westwardly for a distance of 50 feet to the most northeastern corner of Block 16, Heceta Beach thence traveling in a southeasterly direction along said Block for a distance of 258.5 feet along the west boundary of 1st Avenue right-of-way and most eastern boundary of said Block to the most southeast corner of Block 16 to western boundary point of 1st Avenue right-of-way and the northern boundary line of Foul Weather Street right-of-way. Thence, traveling 50 feet in an easterly direction along the northern boundary line of Foul Weather Street right-of-way between Blocks 15 and 16, Heceta Beach, to the Point of Beginning.