

AFFIDAVIT OF POSTING
ORDINANCE CB-0-87-87

STATE OF OREGON)
COUNTIES OF CLACKAMAS)
AND WASHINGTON)
CITY OF WILSONVILLE)

I, the undersigned, City Recorder of the City of Wilsonville, State of Oregon, being first duly sworn on oath depose and say:

On the 10th day of November, 1987, I caused to be posted copies of the attached Ordinance CB-O-87-87, an Ordinance increasing the acreage for Local Improvement District No. 5 (AKA Town Center Loop/Parkway Avenue Street Improvement LID #5) within Section 14D, Tax Lots 101 and 201, Clackamas County, Oregon, in the following four public and conspicuous places of the City, to wit:


WILSONVILLE CITY HALL

WILSONVILLE POST OFFICE

LOWRIE'S FOOD MARKET

KOPPER KITCHEN

The ordinance remained posted for more than five (5) consecutive days prior to the time for said public hearing on the 16th day of November, 1987.



VERA A. ROJAS, City Recorder

Subscribed and sworn to before me
this 18th day of November, 1987.

Deanna Thom
NOTARY PUBLIC, STATE OF OREGON

My Commission expires: 8-23-89

AFFIDAVIT OF POSTING

ORDINANCE CB-0-87-87

STATE OF OREGON)
COUNTIES OF CLACKAMAS)
AND WASHINGTON)
CITY OF WILSONVILLE)

I, the undersigned, City Recorder of the City of Wilsonville, State of Oregon, being first duly sworn on oath depose and say:

On the 28th day of October, 1987, I caused to be posted copies of the attached Ordinance CB-O-87-87, an Ordinance increasing the acreage for Local Improvement District No. 5 (AKA Town Center Loop/Parkway Avenue Street Improvement LID #5) within Section 14D, Tax Lots 101 and 201, Clackamas County, Oregon, in the following four public and conspicuous places of the City, to wit:

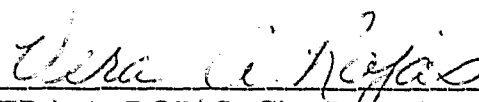
WILSONVILLE CITY HALL

WILSONVILLE POST OFFICE

LOWRIE'S FOOD MARKET

KOPPER KITCHEN

The ordinance remained posted for more than five (5) consecutive days prior to the time for said public hearing on the 2nd day of November, 1987.



VERA A. ROJAS, City Recorder

Subscribed and sworn to before me
this 30th day of ~~November~~^{October}, 1987.

Deanna J. Horn
NOTARY PUBLIC, STATE OF OREGON

My Commission expires: 8-23-89

ORDINANCE NO. 319

AN ORDINANCE INCREASING THE ACREAGE FOR LOCAL IMPROVEMENT DISTRICT NO. 5 (AKA TOWN CENTER LOOP/PARKWAY AVENUE STREET IMPROVEMENT LID #5) WITHIN SECTION 14D TAX LOTS 101 AND 201, CLACKAMAS COUNTY, OREGON; AND DECLARING AN EMERGENCY.

WHEREAS, on April 15, 1985, the City Council adopted Resolution No. 472, adopting the revised preliminary engineer's report and declaring the formation of Local Improvement District No. 5; and

WHEREAS, the preliminary engineer's report contained the amount of acreage for each tax lot within Local Improvement District No. 5; and


WHEREAS, the acreage in Tax Lots 101 and 201 have changed through action taken by the City Council through purchase of roadway easements and vacation of Parkway Avenue; and

WHEREAS, the City Council, having heard and considered the matter, including the facts and findings of the City Manager, attached hereto as Exhibit "A" and incorporated by reference as if fully set forth herein.

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

1. It is recommended that the City Council increase the acreage of Tax Lots 101 and 201 as described in the report of the City Manager, dated November 2, 1987.
2. The report by the City Manager is hereby adopted by reference and made a part of this ordinance.
3. The Wilsonville City Council finds that the said increase of acreage will not impair the security of the bond holders of the City of Wilsonville for the collection of the assessment upon said property.
4. It appearing to the City Council of Wilsonville that time is of the essence in the addition of acreage of the aforementioned parcels of land for financing to occur and for the timely development of the aforementioned parcel(s) of land in the interests of the City's public health and welfare, and therefore an emergency is hereby declared.

SUBMITTED to the Wilsonville City Council and read the first time at a regular meeting thereof on the 2nd day of November, 1987, and scheduled for second reading at a regular meeting of the Council on the 16th day of November, 1987, commencing at the hour of 7:30 o'clock p.m. at the Wilsonville City Hall.


VERA A. ROJAS, City Recorder

ENACTED by the Wilsonville City Council on the 16th day of November, 1987, by the following votes: YEAS: 5 NAYS: 0

Vera A. Rojas
VERA A. ROJAS, City Recorder

DATED and signed by the Mayor this 17th day of November, 1987.

William E. Stark
WILLIAM E. STARK, Mayor

SUMMARY of Votes:

Mayor Stark	<u>AYE</u>
Councilor Edwards	<u>AYE</u>
Councilor Braymen	<u>AYE</u>
Councilor Clarke	<u>AYE</u>
Councilor Jameson	<u>AYE</u>

EXHIBIT 'A'

TO: HONORABLE MAYOR AND CITY COUNCIL

FROM: DEE THOM, ADMINISTRATIVE ASSISTANT

THROUGH: PETE WALL, CITY MANAGER

**SUBJECT: PROPOSED INCREASE OF ACREAGE - 31W 14D
TAX LOT 101 AND 201 - LID #5 (TOWN
CENTER LOOP/PARKWAY AVENUE STREET
IMPROVEMENTS)**

The proposed increase of acreage for Tax Lots 101 and 201 - LID #5, is pursuant to a purchase agreement between the owners of the property and the City of Wilsonville, dated November 12, 1986. The city purchased .26 acres of Tax Lot 101 and .30 acres of Tax Lot 201 for future roadway and sidewalk easements. These easements allow two direct accesses to Tax Lot 200 from Town Center Loop.

Mr. Don Mala, a duly authorized representative of the property owners on behalf of the owners, filed a request with the city to change the acreage for Tax Lots 101 and 201 to reflect the net increase of acreage to the said tax lots. Mr. Mala has been notified that the City Council will consider this matter at a regular City Council meeting November 2, 1987, commencing at 7:30 p.m.

The purchase agreement stipulated that the existing LID assessment would be spread on the balance of Tax Lots 101 and 201. The easements the city purchased would remain free of said assessment. It was determined that the reduction of property of Tax Lots 101 and 201 did not impair the security of the city or the bond holders of the Bancroft Bonds. The reflective value and area of Tax Lot 101 and 201 are proportionate to the current LID assessment.

The city also vacated a portion of Parkway Avenue, whereas, one-half of the width of Parkway Avenue, within Tax Lots 101 and 201, reverted back to the tax lots. Thereby, increasing Tax Lot 101 by .59 acres and increase Tax Lot 201 by .58 acres. The net increase for Tax Lot 101 is .33 acres and the net increase for Tax Lot 201 is .28 acres.

There will be no effect on the LID #5 assessment for Tax Lots 101 and 201. The original assessment principle and/or assessment principle balance will remain with net totals for the Tax Lots 101 and 201 as described in the following computations:

Increase of Acreage Tax Lot 101 - LID #5

Original acreage	4.93 AC
City's purchase	<u>.26 AC</u>
Sub-Total	4.67 AC
Parkway Avenue Vacation	<u>.59 AC</u>
Net Total of Tax Lot 101	5.26 AC

Increase of Acreage Tax Lot 201 - LID #5

Original acreage	4.50 AC
City's purchase	<u>.30 AC</u>
Sub-Total	4.20 AC
Parkway Avenue Vacation	<u>.58 AC</u>
Net Total of Tax Lot 201	4.78 AC

RECOMMENDATION

I recommend that the City Council adopt Ordinance NO. CB-0-87-87 to correct the city's records to reflect the acreage increase as presented.

dt:vr