

AN ORDINANCE OF THE CITY OF MILWAUKIE, OREGON, AMENDING ORDINANCE NUMBERS, 1437 & 1438, BY REDESIGNATING CERTAIN PROPERTY FROM COUNTY LOW DENSITY TO CITY LOW DENSITY RESIDENTIAL AND REZONING THE PROPERTY FROM COUNTY R-10 URBAN LOW DENSITY RESIDENTIAL TO CITY R-7 RESIDENTIAL. CPA-85-01, ZA-85-02, EMMETT SHIELDS.

WHEREAS, a Comprehensive Plan Map Amendment and Zone Map Amendment for this property were considered at public hearings before the Planning Commission and City Council and

WHEREAS, the City Council finds that the applications should be approved with the findings listed below,

NOW, THEREFORE, THE CITY OF MILWAUKIE DOES ORDAIN AS FOLLOWS:

Section 1. Amendment. Figure 6 of Ordinance Number 1437 and the Zoning Map of Ordinance Number 1438 are amended by changing the Land Use Plan Map designation from County Low Density to City Low Density and rezoning from County R-10 to City R-7 Residential for the property described on Exhibit "A" attached.

Section 2. Findings. The following findings of fact and conclusions are adopted:

- A. Adequate public facilities can or will be provided to the site including sewer, water and Police and Fire services.
- B. The requested Comprehensive Plan designation (Low Density) and Zoning (R-7) are the most suitable for the site. The amendments will result in a change from a County Low Density Residential Plan designation and R-10 Zone to City Low Density Residential Plan designation and R-7 Zone.

Read the first time on August 20, 1985, and moved to second reading by unanimous vote of the City Council.

ORDINANCE NO. 1578

Read the second time and adopted by the City Council on
August 20, 1985.

Signed by the Mayor on August 20, 1985.

Rand Knissell

Mayor

ATTEST:

Margaret A Post

Margaret Post, City Recorder

Approved as to form:

Greg Eades

Greg Eades, City Attorney

EXHIBIT A

1S 2E 32BC - Tax Lots 100 & 200
1S 2E 32BB - Tax Lot 7800
E.W. SHIELDS

A parcel of land in Section 32, Township 1 South, Range 2 East, of the Willamette Meridian, described as follows:

Beginning at the southwest corner of Tract 45, MAPLEHURST, a duly recorded subdivision in Clackamas County, Oregon, which is 10 chains South and 10 chains East of the northwest corner of the Sylvester Hathaway D.L.C.; thence South 198 feet to the northwest corner of Lot 8, CLEVELAND ADDITION, a duly recorded subdivision in Clackamas County, Oregon; thence East along the north line of said CLEVELAND ADDITION, 660 feet, to the northeast corner of Lot 1 of said CLEVELAND ADDITION and the westerly right-of-way of Maplehurst Road, also known as County Road #2252; thence North tracing the westerly right-of-way of Maplehurst Road, 198.0 feet, to the southeast corner of Tract 44 of said MAPLEHURST; thence West, along the south line of said Tract 44, 396 feet, to the southwest corner of said Tract 44, and the southeast corner of the aforementioned Tract 45; thence North along the east line of said Tract 45, 60.0 feet to the south line of a 40 foot public road; thence East along the south line of said road 26 feet to the southeast corner thereof; thence North along the east line of said road, 490 feet; thence West, 290.0 feet to the west line of said Tract 45; thence South along said west line, 550 feet to the point of beginning.