

SPECIAL MEETING OF OCTOBER 10, 1962

A special meeting of the Council of the City of Milwaukee was held on the 10th day of October, 1962, at the hour of five o'clock P.M. for the purpose of the second reading of Ordinances 939 to 943 inclusive.

The meeting was called to order by Mayor Earl Clay.

Present: Mayor Earl Clay; Councilmen James Howard and Paul Baer; City Manager Leonard Mullan, Assistant Manager Max Thompson and Clerk Ellen Martih. Absent: Councilmen Charles Renard and Theron Sedgwick, and Attorney John O. Sheldahl.

Ordinance Number 939 -AN ORDINANCE annexing certain territory contiguous to the present boundaries of the City of Milwaukee, Clackamas County, Oregon, and fixing the effective date of such annexation, was taken up and read for its second reading and put on its passage with the following result being had: Ayes: Howard, Baer and Clay. Nays: None. Ordinance Number 939 passed the Council and was so declared by the Mayor.

Ordinance Number 940 AN ORDINANCE withdrawing from the Milwaukie Rural Fire Protection District, those parts of said District heretofore annexed to and incorporated within the boundaries of the City of Milwaukie, Oregon, was taken up and read for its second reading and put on its passage with the following result being had. Ayes: Howard, Baer and Clay. Nays: None. Ordinance Number 940 passed the Council and was so declared by the Mayor.

Ordinance Number 941 AN ORDINANCE withdrawing from the Wichita Zoning District, Clackamas County, Oregon, those parts of said district heretofore annexed to and incorporated within the boundaries of the City of Milwaukie, Oregon, was taken up and read for its second reading and put on its passage with the following result being had: Ayes: Howard, Baer and Clay. Nays: None. Ordinance Number 941 passed the Council and was so declared by the Mayor.

Ordinance Number 942 AN ORDINANCE providing for the re-zoning of certain properties in the City of Milwaukie, Clackamas County, Oregon, from 3-R-1 to Industrial Zone, amending Ordinance Number 481, as amended, and declaring an emergency, was taken up and read for its second reading and put on its passage with the following result being had. Ayes: Howard, Baer and Clay. Nays: None. Ordinance Number 942 passed the Council and was so declared by the Mayor.

Ordinance Number 943 AN ORDINANCE providing for the right to annex, without election, certain territory contiguous to the present boundaries of the City of Milwaukie, Clackamas County, Oregon, fixing a day for public hearing before the City Council of the City of Milwaukie, Oregon, on the question of such annexation, directing publication of notice of such hearing and declaring an emergency, was taken up and read for its second reading and put on its passage with the following result being had: Ayes: Howard, Baer and Clay. Nays: None. Ordinance Number 943 passed the Council and was so declared by the Mayor.

It was moved by Howard and seconded by Baer that the following Resolution be adopted.

RESOLUTION NUMBER 44-1962

WHEREAS, the City of Milwaukie, by appropriate statutory procedure, has heretofore annexed the following described tracts of real property, to-wit:

The East 1/2 of the North 1/2, except the east 35 feet of Tract 18 of GIBSON'S SUBDIVISION OF THE LOGUS TRACTS

A PART OF THE J. D. GARRETT D.L.C. No. 38 in Section 31, T.1S., R.2E., W.M. Beginning at a point which is 1044.24 feet West and 853 feet South of the northeast corner of the J.D. Garrett D.L.C., which beginning point is also on the East line of a 30 foot roadway and being the southwest corner of that tract of land conveyed to Lawrence G. Semmler and wife in Deed Book 469 page 624; thence South following the east line of said roadway 140 feet 10 inches to a point; thence East 300 feet; thence North to the southeast corner of the aforementioned Semmler tract; thence West 300 feet to the place of beginning.

A parcel of land in the George Wills D.L.C. located in Section 30, T.1S., R.2E., of the W.M., Clackamas County, Oregon., being a part of Lot 1, a part of Lot 2, a part of Lot 4 and Lot 3, Gibson's Subdivision of the J.A. Logan Tract and an adjacent tract, being more particularly described as follows:

Beginning at a point on the Northeasterly line of Lot 1, said Gibson's Subdivision, which point is North 89° 14' 00" West 764.94 feet and South 0° 03' 00" West 926.27 feet and North

53° 31' 40" West 111.85 feet from the Northeast corner of said George Wills Donation Land Claim; thence South 0° 03' West a distance of 89.11 feet to the North line of Lot 4 said Gibson's Subdivision; thence South 24° 20' West a distance of 313.47 feet to the South line of Lot 4, said Gibson's Subdivision; thence North 65° 46' West a distance of 724.68 feet; thence North 24° 14' a distance of 455.00 feet to the north line of Section 30, T.1S., R.2E., W.M.; thence North 89° 25' 40" East along the north line of said Section 30, a distance of 148.57 feet; thence South 23° 26' 10" East a distance of 10.41 feet; thence South 53° 31' 40" East a distance of 556.08 feet to the point of beginning, containing 7.54 acres, more or less.

A parcel of land in the George Wills D.L.C. located in Section 30, T.1S., R.2E., of the W.M., Clackamas County, Oregon, being a part of Lot 1, a part of Lot 2 and a part of Lot 18, Gibson's Subdivision of the J.A. Logan and an adjacent Tract being more particularly described as follows:

Beginning at the intersection of the Southerly line of Lot 1, said Gibson's Subdivision with the north line of Section 30, T.1S., R.2E., of the W.M., which point is North 89° 14' West 764.94 feet and South 0° 03' West 954.80 feet and North 86° 55' 50" West 268.67 feet and North 62° 28' 50" West 899.23 feet from the Northeast corner of said George Wills D.L.C., thence South 89° 25' 40" West a distance of 64.50 feet to the westerly line of Lot 18; thence South 24° 14' West a distance of 270.98 feet to the southwesterly corner of Lot 18; thence South 65° 46' East a distance of 58.74 feet; thence North 24° 14' East a distance of 296.00 feet to a point on the north line of Section 30, T.1S., R.2E., which is the point of beginning, containing .38 acres of land more or less.

Beginning at the northeast corner of Tract 9 of Gibson's Subdivision of the J. A. Logan Tracts, as the same is recorded on Page 19, Book No. 6, Record of Plats of Clackamas County, said point being the intersection of the south line of said tract with the southwesterly line of the right-of-way of the Portland Traction Company; thence north 33° 45' East at right angles to the said right-of-way line, 100 feet to the northeasterly line of the said right-of-way; thence north 65° 46' West, tracing the said northeasterly line of the said right-of-way, which is also the southeasterly line of County Road No. 1215, 40 feet in width, as recorded in the same plat of Gibson's Subdivision, a distance of 1183 feet more or less, to the north line of Section 30, T.1S., R.2E., W.M.; thence West tracing the said north line of said Section 243.63 feet to the southwesterly right-of-way line of the Portland Traction Company; thence south 65° 46' East a distance of 1200.06 feet to the place of beginning; containing 2.74 acres more or less.

Beginning at the intersection of the west boundary of S.E. 55th Avenue and the southwest boundary of the Portland Traction Company right-of-way in the northeast 1/4 of Section 30, T.1S., R.2E., of W.M., from said beginning point thence North 65° 46' West 1235.00 feet, more or less, along said boundary to the northeast corner of Tract 9 of Gibson's Subdivision of the J. A. Logan Tracts; thence North 24° 14' East 100.0 feet to the northeast boundary of said Portland Traction Company right-of-way; thence South 55° 46' East 1235.00 feet along said Traction Company boundary; thence South 24° 14' West 100.00 feet to the place of beginning, containing 2.80 acres, more or less.

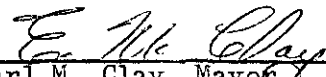
AND WHEREAS, the above described real properties lie within the boundaries of the Milwaukie Rural Fire Protection District, a fire protection district in the County of Clackamas and State of Oregon, duly organized and existing under and by virtue of the laws of the State of Oregon.

NOW THEREFORE BE IT HEREBY RESOLVED BY THE CITY COUNCIL of the City of Milwaukie, Oregon, that it does hereby elect to cause the withdrawal from the said Milwaukie Rural Fire Protection District, all that part of said Fire District hereinabove described and heretofore incorporated in and annexed to the City of Milwaukie, Oregon.

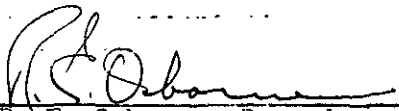
BE IT FURTHER RESOLVED by the City Council of the City of Milwaukie, that by virtue of the foregoing and by virtue of the provisions of Chapter 401, Oregon Laws, 1957, the 12th day of November, 1962, is hereby fixed as the date, the hour of 8:20 o' clock Pacific Standard Time is hereby fixed as the time, and the Council Chamber of the City Hall, 926 Main Street, Milwaukie, Oregon, is hereby fixed as the place, for a public hearing to be held by the Council of the City of Milwaukie, Oregon, to hear objections to the withdrawal of the above described tracts of real property from the Milwaukie Rural Fire Protection District and to determine whether such withdrawal is for the best interests of the City of Milwaukie, Oregon, and

BE IT FURTHER RESOLVED THAT THE City Recorder of the City of Milwaukie, Oregon, be and he hereby is ordered and directed to cause a notice of the date, time and place and purpose of said hearing to be published once each week for two successive weeks prior to the date of such hearing, in the MILWAUKIE REVIEW, a newspaper of general circulation in said City, and that he further cause notices of the date, time, place and purpose of said hearing to be posted in four public places within the City of Milwaukie, Oregon, for alike period of time.

ADOPTED this 10th day of October, 1962.


 Earl M. Clay, Mayor
 CITY OF MILWAUKIE, OREGON

ATTEST:


 R. E. Osborne, Recorder
 Milwaukie, Oregon

On motion duly made and carried the meeting adjourned.


 Ellen Martin, Clerk