

RESOLUTION NO. 20-1988

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON DECLARING THE CITY'S INTENT TO UTILIZE THE DOUBLE MAJORITY ANNEXATION METHOD OF ANNEXATION, AS ALLOWABLE UNDER ORS 199.490(2)(a)(B).

WHEREAS, the City's Urban Services Policy specifies that the City shall consider delivery of services and annexation to areas when a majority of residents and property owners express a desire to annex to Milwaukie; and

WHEREAS, the Council of the City of Milwaukie has found that the double majority method of annexation best satisfies the provisions of the Urban Services Policy and wishes to proceed with annexations inside its proposed Urban Services Boundary using double majority as the preferred method; and

WHEREAS, the double majority annexation method, ORS 199.490(2)(a)(B), enacted by the Legislature in 1987, requires majority consent from both a majority of the registered voters and owners of a majority of the real property area within specified geographic boundaries for an annexation proposal to qualify for Boundary Commission consideration; and

WHEREAS, ORS 199.490(2)(b) reads as follows:

"However, before soliciting statements of consent for the purpose of authorizing an annexation under a proceeding initiated as provided by this subsection, the governing body of the affected city or district shall file a notice of intent to annex with the Boundary Commission having jurisdiction of the affected city or district and describe the boundaries of the territory sought to be annexed, which territory must be contiguous to the city or district or other body of water. The notices of intent to annex shall have attached to it a County Assessor's Cadestral Map showing the location of the affected territory that the city proposes to annex"; and

WHEREAS, the City of Milwaukie has been discussing the delivery of sewer services through annexation with property owners and voters/residents outside of its city limits,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Milwaukie, a municipal corporation of the State of Oregon, that:

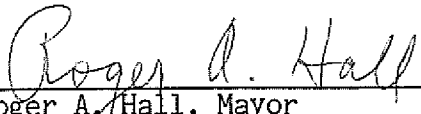
Section 1. The Council hereby approves filing with the Portland Metropolitan Area Local Government Boundary Commission, pursuant to ORS 199.490(2)(b), the annexation intents for the geographic area contiguous to the corporate boundary of the City of Milwaukie as described in Attachment A.

Section 2. The City Recorder is hereby directed to file a copy of this resolution with the Portland Metropolitan Area Local Government Boundary Commission at once.

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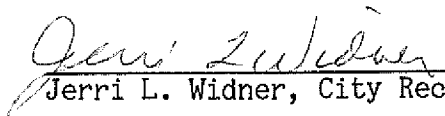
Be it so resolved.

Introduced and adopted by the City Council on the 2nd day of August
1988; at a regular meeting of the City Council.



Roger A. Hall, Mayor

ATTEST:



Jerri L. Widner, City Recorder

Approved as to Form:



Tim Ramis, City Attorney