

SPECIAL MEETING OF SEPTEMBER 4, 1962

A special meeting of the Milwaukie Planning Commission was held on the fourth day of September for the purpose of reviewing of property along McLoughlin Boulevard for a change of zone for the same.

The meeting was called to order at eleven A.M. by Chairman Earl Burdick

Present: Chairman Earl Burdick; Commissioners Marvin Shrock, Cecil Nickles, Leonard Mullan, and Earl Clay. Absent: Commissioners Roger Hollingsworth, Henry Stewart, Max Thompson and John O. Sheldahl.

The question of changing the zone of the Kronberg property, along the south shore of Kellogg Lake, was discussed. It was moved by Nickles and seconded by Shrock that the following Resolution be adopted.

Resolution Number P.Cl-1962

WHEREAS, after due consideration of the minimum requirements for general welfare as established by Ordinance No. 481, as amended, of the City of Milwaukie, Oregon, and after careful consideration of the need for Commercial use of property in the City of Milwaukie and the necessity of rezoning certain areas of the City occasioned thereby, and

WHEREAS, the owners of the real property described hereunder have, in writing, requested that the said property be rezoned from its present classification to the Commercial Zone, the City Planning Commission of the City of Milwaukie, Oregon, has determined that it is now necessary and advisable to initiate proceedings to accomplish the rezoning of the following described property, to-wit:-

PARCEL No.1

A tract of land in the Lot Whitcomb D.L.C. in the County of Clackamas and State of Oregon, to-wit:

Beginning at a point in the easterly line of the Beaverton & Willsburg Railway (now Southern Pacific Railroad), which point is north 79°36' east from an iron stake set at the quarter section corner between Sections 35 and 36 in T.1 S., R.2 E. of the W.M.; thence north 79°36' east to a point which is 163 feet from said iron pipe set at the quarter section corner between Sections 35 and 36; thence south 11°54' east 514.3 feet; thence north 89°05' west to the east line of the Portland-Oregon City Highway; thence northerly tracing the east line of said highway to the east line of the right-of-way of the Beaverton & Willsburg Railway, as conveyed by deed recorded in Book 110, page 432; thence northerly tracing the east line of said railroad right of way to the place of beginning, EXCEPTING therefrom that certain tract conveyed to Clackamas County by deed recorded December 11th. 1934 in Book 225, page 397.

PARCEL No. 2.

Part of the Lot Whitcomb and wife D.L.C. in Sections 35 and 36, T.1 S., R.1 E., of the W.M., in the County of Clackamas County and state of Oregon, more particularly described as follows: Commencing at the quarter corner on the line between said Sections 35 and 36; thence South 45° east 5.75 chains; thence North 73° East to the southerly corner of the tract of land conveyed to David Keller by deed recorded November 9, 1881 in Book T. Page 251 Deed Records; thence northwesterly along the southwesterly line of the David Keller tract to the westerly corner of said David Keller tract; thence along the right bank of the Mill pond now known as Kellogg Lake to a point in Madison Street which is the northerly line of the tract of land conveyed to John Hagenburger by deed recorded May 15, 1871, in Book H, page 489, Deed

Records; thence South 79½° West along the northerly line of the Hagenburger tract to the left bank of the Mill pond now known as Kellogg Lake as said bank existed in 1871; thence up said bank to the place of beginning; EXCEPT a tract of land conveyed to Theodore Hagenburger and Hattie L. Hagenburger, husband and wife, to Southern Pacific Company by Deed recorded April 25, 1918, in Book 149, page 535, Deed Records.

so as to remove and withdraw the said property from Zone 3-R-1, as established by the Zoning Ordinance of the City of Milwaukie, Oregon, as amended, and incorporate and include the same within the Commercial Zone as established by said Ordinance.

NOW THEREFORE, BE IT HEREBY RESOLVED BY THE CITY PLANNING COMMISSION OF THE CITY OF MILWAUKIE, OREGON, that by virtue of the foregoing and by virtue of the provisions of Section 9 of the Zoning Ordinance of the City of Milwaukie, Oregon, as amended, that proceedings be and the same hereby are initiated by said City Planning Commission to accomplish the rezoning of the above described property so as to remove and withdraw the said property from Zone 3-R-1 as established by the said Zoning Ordinance and to incorporate and include the same within the Commercial Zone as established by said Ordinance.

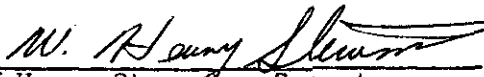
BE IT HEREBY FURTHER RESOLVED that the 21st day of September, 1962 be and the same hereby is fixed as the date, and the hour of eight (8:00) o'clock P.M. Pacific Daylight Time, be and the same is hereby fixed as the time, and the Council Chamber of the City Hall, 926 Main Street, Milwaukie, Oregon, be and the same hereby is fixed as the place at which a public hearing shall be held to afford the owners of said real property, persons particularly interested, and the general public an opportunity to be heard on the question of the zoning change hereby initiated.

BE IT FURTHER RESOLVED that the City Recorder of the City of Milwaukie, Oregon be and he hereby is authorized and directed to cause a notice of said public hearing to be published in the Milwaukie Review, a local newspaper published in Milwaukie, Oregon, and a newspaper of general circulation within the municipality. Such notice shall be published once within the week within which the public hearing is to be held as provided by ORS. 227.260, and as provided by Section 9 of the Zoning Ordinance of the City of Milwaukie.

Adopted this 4th day of September, 1962

Earl S. Burdick, Chairman.

ATTEST:



W. Henry Stewart, Secretary

Motion carried and so ordered.

On motion duly made and carried the meeting adjourned.



W. Henry Stewart, Secretary

ATTEST:

Ellen Martin, Clerk.