

ORDINANCE NO. NS-2214 .

AN ORDINANCE ANNEXING 33.82 ACRES OF LAND LOCATED NORTH OF SKYLINERS ROAD, EAST OF SKYLINE RANCH ROAD INTO THE CITY FOR THE PURPOSE OF BUILDING A MIDDLE SCHOOL, DECLARING AN EMERGENCY AND PRESCRIBING AN EFFECTIVE DATE OF FEBRUARY 19, 2014.

Findings

- A. ORS 222.125 provides for annexation of real property to cities when 100 percent of the property owners and a majority of electors, if any, registered in the territory proposed to be annexed consent to said annexation.
- B. The City has received an application for annexation of the territory shown on Exhibit A and described on Exhibit B (the "Area").
- B. One hundred percent of property owners within the Area have filed a statement of consent to this annexation.
- C. There are no registered electors within the Area.
- D. Council has elected to dispense with submitting the question of the proposed annexation of the Area to the electors of the City.
- E. Council held a public hearing on February 5, 2014 to enable the public to appear and be heard on the question of annexation.
- F. Notice of the hearing was sent to owners of property within 250 feet of the Area.
- G. The Area is contiguous to the City limits of the City of Bend.
- H. The applicant has entered into an Annexation Agreement with the City which includes dedication of right of way for City streets and construction of specific public facility improvements.
- I. The Area is being brought into the City's Urban Growth Boundary pursuant to ordinances being adopted by the City Council and by the Deschutes County Board of Commissioners.

Based on these findings,

THE CITY OF BEND ORDAINS AS FOLLOWS:

SECTION 1. The territory containing 33.82 acres of land, depicted in Exhibit A and described in Exhibit B, is annexed to the City of Bend, subject to the provisions of the Annexation Agreement.

SECTION 2. This ordinance is necessary for the preservation of public safety, health and welfare, and an emergency is declared to exist. This ordinance takes effect on February 19, 2014.

First reading: February 5, 2014.

Second reading and adoption by roll call vote: February 19, 2014.

YES: Mayor Jim Clinton
Councilor Jodie Barram
Councilor Scott Ramsay
Councilor Mark Capell
Councilor Victor Chudowsky
Councilor Doug Knight
Councilor Sally Russell

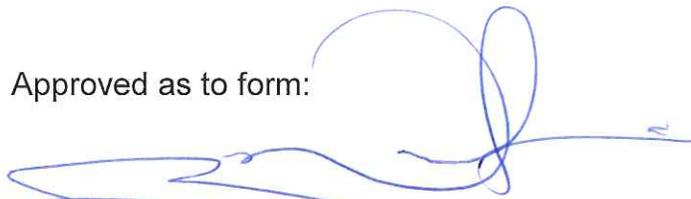
NO: none



Jim Clinton, Mayor

Attest:


Robyn Christie, City of Bend Recorder

Approved as to form:


Mary Winters, City Attorney

EXHIBIT B

A TRACT OF LAND BEING A PORTION OF PARCEL 1, PARTITION PLAT NO. 2007-83, RECORDED DECEMBER 27, 2007 IN CABINET 3, PAGE 545, DESCHUTES COUNTY PARTITION RECORDS, LOCATED IN THE SOUTHEAST ONE-QUARTER (SE1/4) OF SECTION 35, TOWNSHIP 17 SOUTH, RANGE 11 EAST, WILLAMETTE MERIDIAN, DESCHUTES COUNTY, OREGON, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing from a found 2 inch iron pipe marking the northeast corner of said SE1/4; thence along the east line of said SE1/4, South $0^{\circ}13'54''$ West, 89.09 feet to a point of intersection of the northwesterly right-of-way of *Northwest Crossing Drive* and the westerly right-of-way of *Skyline Ranch Road*, being the **True Point of Beginning**; thence leaving said northwesterly right-of-way of *Northwest Crossing Drive*, continuing along said east line of the SE1/4 and westerly right-of-way of *Skyline Ranch Road*, South $0^{\circ}13'54''$ West, 2033.55 feet to a point of intersection with the northerly right-of-way of *Skyliners Road*; thence leaving said east line of the SE1/4 and the westerly right-of-way of *Skyline Ranch Road*, along said northerly right-of-way of *Skyliners Road*, South $86^{\circ}58'33''$ West, 650.89 feet to the southeast corner of Parcel 2 of said Partition Plat No. 2007-83; thence leaving said northerly right-of-way of *Skyliners Road*, along the easterly and northerly boundary of said Parcel 2 of said Partition Plat No. 2007-83 the following five (5) courses and three (3) curves:

North $0^{\circ}00'25''$ East, 115.50 feet to a point of non-curvature;

thence along the arc of a 59.53 foot radius curve to the right, an arc distance of 83.50 feet, through a central angle of $80^{\circ}21'52''$ (the chord of which bears North $04^{\circ}35'19''$ West, 76.82 feet) to a point of reverse curvature;

thence along the arc of a 11.00 foot radius curve to the left, an arc distance of 6.83 feet, through a central angle of $35^{\circ}34'16''$ (the chord of which bears North $17^{\circ}47'52''$ East, 6.72 feet) to a point of tangency;

thence North $0^{\circ}00'25''$ East, 195.13 feet;

thence South $89^{\circ}59'35''$ East, 60.00 feet;

thence North $0^{\circ}00'25''$ East, 337.80 feet;

thence North $89^{\circ}59'35''$ West, 156.68 feet to a point of tangent curvature;

thence along the arc of a 860.00 foot radius curve to the right, an arc distance of 607.39 feet, through a central angle of $40^{\circ}27'57''$ (the chord of which bears North $69^{\circ}45'38''$ West, 594.84 feet) to a point of non-tangency;

thence leaving said boundaries of Parcel 2, North $49^{\circ}21'40''$ West, 5.00 feet to a point of non-tangent curvature; thence along the arc of a 1650.00 foot radius curve to the right, an arc distance of 322.18 feet, through a central angle of $11^{\circ}11'15''$ (the chord of which bears North $44^{\circ}04'02''$ East, 321.67 feet) to a point of tangency curvature; thence North $49^{\circ}39'40''$ East, 1207.09 feet to a point of tangent curvature; thence along the arc of a 836.00 foot radius curve to the right, an arc distance of 211.85 feet, through a central angle of $14^{\circ}31'09''$ (the chord of which bears North $56^{\circ}55'14''$ East, 211.28 feet) to the **True Point of Beginning**.

This description contains 33.82 acres, more or less.

Herein bearings are based upon the Central Oregon Coordinate System.