



November 26, 2019

To whom it may concern:

Enclosed please find a copy of the following annexation of land to the City of Eugene:

1. Property identified as:

ASSESSOR'S MAP: 18-03-16-30

Tax Lot(s): 200

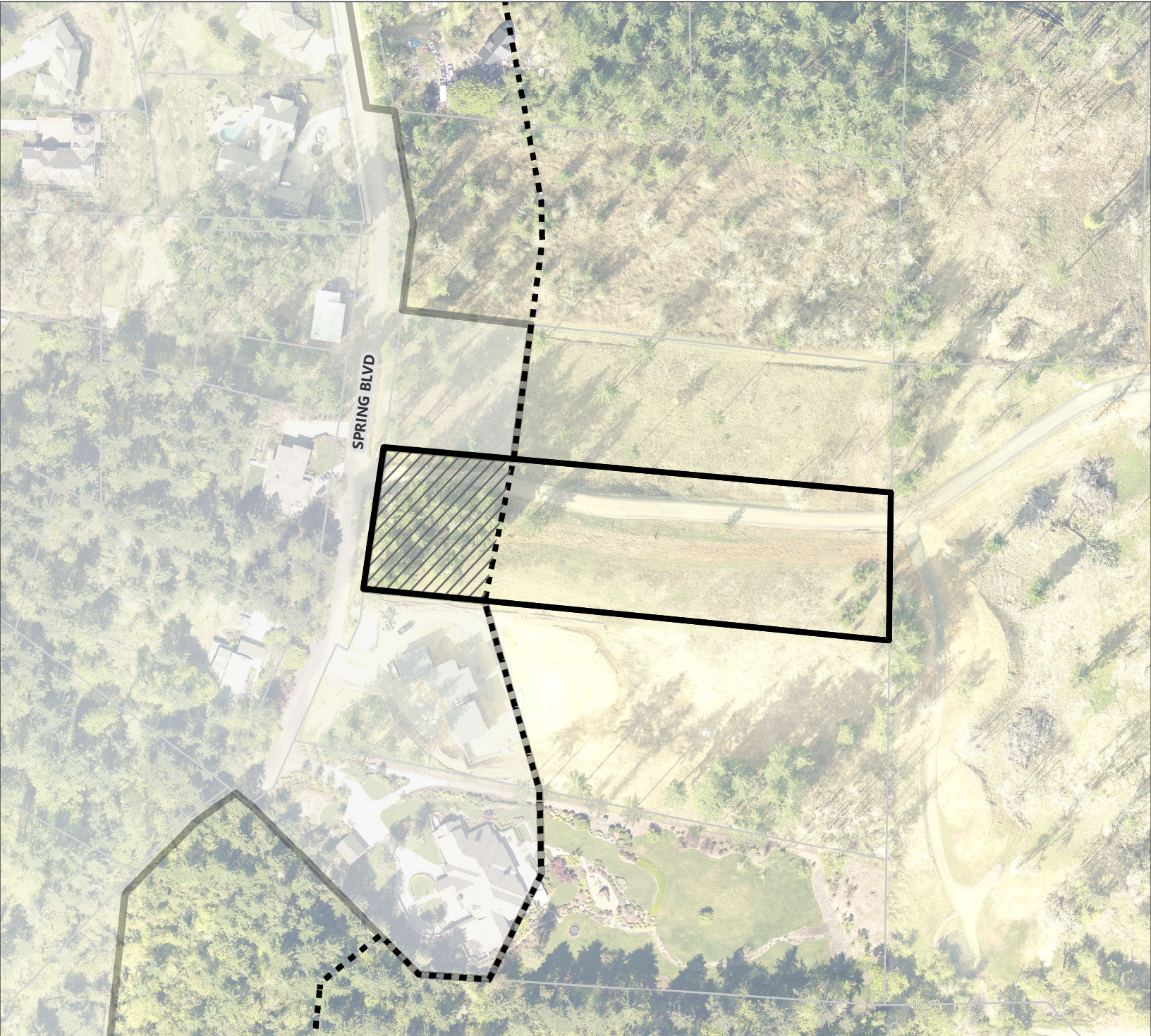
(Axline, Michael & Diane Hazen; A 19-9)

If you need further assistance, please feel free to contact Amy Janisch at 541-682-5699.

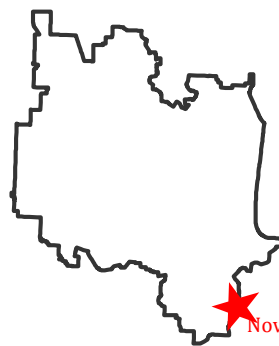
Sincerely,

Beth Forrest

Beth Forrest
City Recorder



- Subject Property
- Annexation Area
- Eugene UGB
- Eugene City Limits
- Taxlots



Caution: This map is based on imprecise source data, subject to change, and for general reference only.

Created on 11/6/2019 by City of Eugene Planning Division

November 25, 2019 Meeting - Item 2D

0 40 80 160



Consent to Annexation

Consent is hereby given to the annexation by the City of Eugene, Oregon of the following described real property:

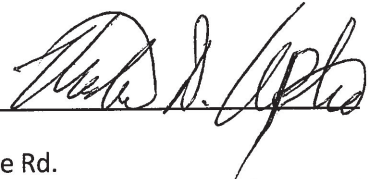
Map and Tax Lot: 18-03-16-30, Tax Lot #200 Address: none at this time

Legal Description:

See Attached Exhibit "A"

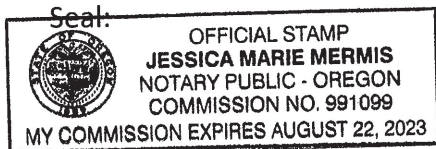
In the corporate limits of said city, which is owned by the undersigned

DATED this 19th day of September, 2019.

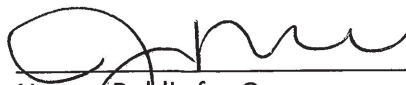
Michael D. Axline 
1710 Stoney Ridge Rd.
Eugene, OR. 97405

STATE OF OREGON)
)ss
County of)

On this 19th day of September, 2019, before me, the undersigned, a notary public in and for the said county and state, personally appeared the within-named, Michael D. Axline who is known to me to be the identical individual described herein and who executed the same freely and voluntarily.



IN TESTIMONY WHEREOF, I have hereunto set my hand and seal the day and year last above written.


Notary Public for Oregon
My Commission Expires Aug 22, 2023



COUNCIL RESOLUTION NO. 5281

**RESOLUTION ANNEXING LAND TO THE CITY OF
EUGENE (ASSESSOR'S MAP 18-03-16-30, PORTION OF TAX
LOT 200; LOCATED ON THE EAST SIDE OF SPRING
BOULEVARD)**

PASSED: 8:0

REJECTED:

OPPOSED:

ABSENT:

CONSIDERED: November 25, 2019



RESOLUTION NO. 5281

**RESOLUTION ANNEXING LAND TO THE CITY OF EUGENE
(ASSESSOR'S MAP 18-03-16-30, PORTION OF TAX LOT 200; LOCATED
ON THE EAST SIDE OF SPRING BOULEVARD).**

The City Council of the City of Eugene finds that:

A. An annexation application was submitted on September 23, 2019, by Michael Axline and Diane Hazen, in accordance with the provisions of Section 9.7810 of the Eugene Code, 1971, ("EC") to annex property identified as Assessor's Map 18-03-16-30, portion of Tax Lot 200, to the City of Eugene.

B. The property proposed to be annexed is depicted on the map attached as Exhibit A to this Resolution. The legal description of the property proposed to be annexed is attached to this Resolution as Exhibit B.

C. The City's Planning Director has submitted a written recommendation that the application be approved based on the criteria of EC 9.7825. The Planning Director's Findings and Recommendation is attached as Exhibit C.

D. On October 22, 2019 a notice containing a geographical reference to the property, the assessor's map and tax lot number for the property, a description of the land proposed to be annexed, and the Planning Director's preliminary recommendation was mailed to the applicant, and owners and occupants of properties located within 500 feet of the perimeter of the subject property. Notice could not be sent to the applicable neighborhood group or community organization officially recognized by the City Council as required by EC 9.7820 because the property proposed to be annexed is not located within an officially recognized neighborhood group or community organization. However, as a courtesy, notice was sent to Southeast Neighbors, the neighborhood organization in which the property will be located upon annexation. The notice advised that the City Council would consider the Planning Director's full recommendation on the proposed annexation on November 25, 2019.

E. After considering the Planning Director's recommendation, the City Council finds that the application should be approved.

NOW, THEREFORE,

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EUGENE, a
Municipal Corporation of the State of Oregon, as follows:**

Section 1. Based on the above findings and the Planning Director's Findings and Recommendation which are attached as Exhibit C and are adopted in support of this Resolution, it

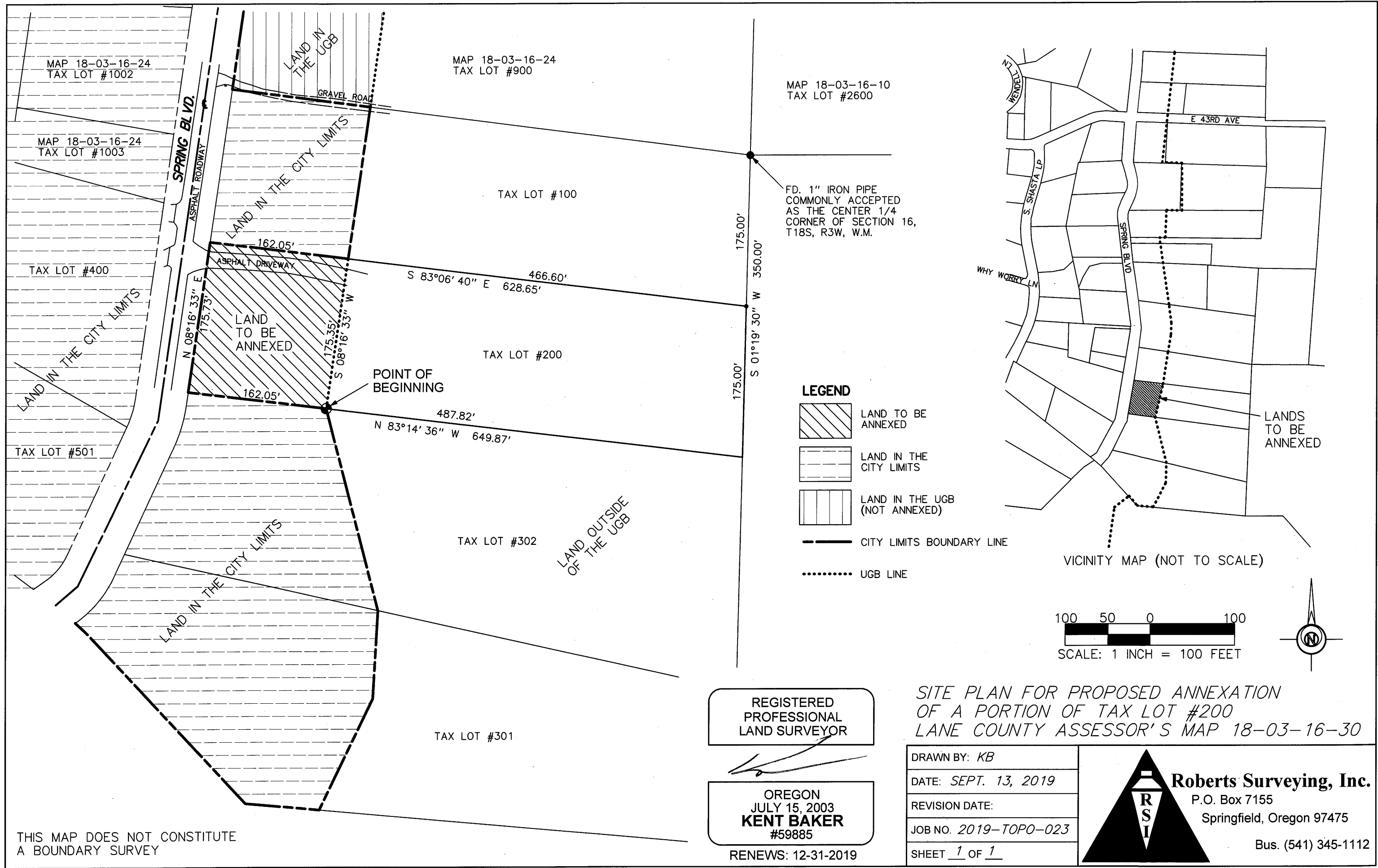
is ordered that the land identified as Assessor's Map 18-03-16-30, portion of Tax Lot 200, which is depicted on the map attached as Exhibit A, and more particularly described in the attached Exhibit B, is annexed to the City of Eugene.

Section 2. This Resolution is effective immediately upon its passage by the City Council. The annexation and the automatic rezoning of the land pursuant to EC 9.7820(3) from R-1 Low-Density Residential with /UL Urbanizable Land Overlay to R-1 Low-Density Residential shall become effective in accordance with State law.

The foregoing Resolution adopted the 25th day of November, 2019.



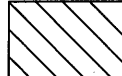
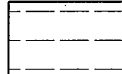
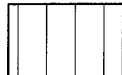


City Recorder - Deputy

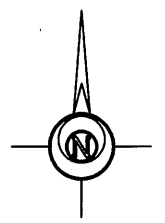
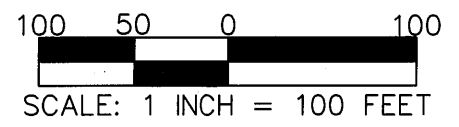
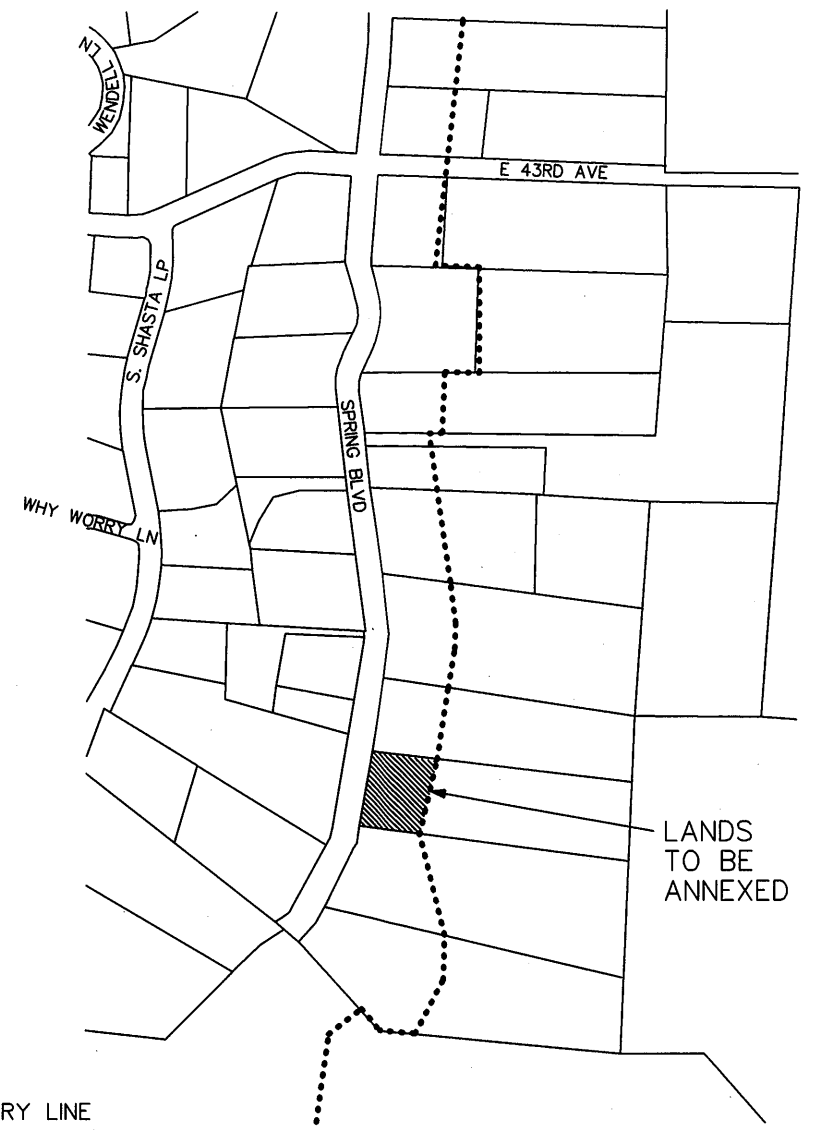


MAP 18-03-16-10
TAX LOT #2600

FD. 1" IRON PIPE
COMMONLY ACCEPTED
AS THE CENTER 1/4
CORNER OF SECTION 16,
T18S, R3W, W.M.

LEGEND

-  LAND TO BE ANNEXED
-  LAND IN THE CITY LIMITS
-  LAND IN THE UGB (NOT ANNEXED)
-  CITY LIMITS BOUNDARY LINE
-  UGB LINE



THIS MAP DOES NOT CONSTITUTE
A BOUNDARY SURVEY

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Kent Baker

OREGON
JULY 15, 2003
KENT BAKER
#59885

RENEWS: 12-31-2019

*SITE PLAN FOR PROPOSED ANNEXATION
OF A PORTION OF TAX LOT #200
LANE COUNTY ASSESSOR'S MAP 18-03-16-30*

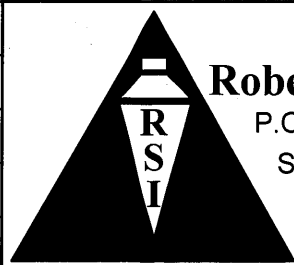
DRAWN BY: *KB*

DATE: *SEPT. 13, 2019*

REVISION DATE:

JOB NO. *2019-TOPO-023*

SHEET 1 OF 1



Roberts Surveying, Inc.
P.O. Box 7155
Springfield, Oregon 97475

Bus. (541) 345-1112

Exhibit A

Legal Description of Affected Territory to be Annexed

(A Portion of Tax Lot #200)

A unit of land being situated in the Southwest $\frac{1}{4}$ Section 16, Township 18 South, Range 3 West of the Willamette Meridian, said unit of land being more particularly described as follows:

Commencing at the iron pipe commonly used as the center of Section 16, Township 18 South, Range 3 West of the Willamette Meridian; thence South $01^{\circ}19'30''$ West 175.00 feet to an iron pipe set in that survey filed in the office of the Lane County Surveyor, Lane County, Oregon, under no. 14297; thence North $83^{\circ}14'36''$ West 487.82 feet to the **POINT OF BEGINNING** of this land to be annexed;

Thence continuing North $83^{\circ}14'36''$ West 162.05 feet to the east line of Spring Boulevard;

Thence along the east line of Spring Boulevard, North $08^{\circ}16'33''$ East 175.73 feet;

Thence leaving the east line of Spring Boulevard, South $83^{\circ}06'40''$ East 162.05 feet;

Thence South $08^{\circ}16'33''$ West 175.35 feet to the point of beginning, all in Lane County, Oregon and containing 28,437 square feet or 0.65 acre(s) of land, more or less.



**Planning Director’s Findings and Recommendation
Annexation Request for Michael Axline and Diane Hazen
(City File: A 19-9)**

Application Submitted: September 23, 2019
Applicant: Michael Axline & Diane Hazen
Property Included in Annexation Request: Portion of Tax Lot 200 of Assessor’s Map 18-03-16-30
Zoning: R-1 Low-Density Residential with /UL Urbanizable Land Overlay
Location: East side of Spring Boulevard, south of 43 rd Avenue
Representative: Kent Baker; Roberts Surveying
Lead City Staff: Rodney Bohner, City of Eugene Planning Division, 541-682-5437

EVALUATION:

Based on the information provided by the applicant, the City has determined that this request complies with Eugene Code (EC) Section 9.7805 Annexation - Applicability. As such, it is subject to review and approval in accordance with the requirements, application criteria and procedures of EC 9.7800 through 9.7835. The applicable approval criteria are presented below in bold typeface with findings and conclusions following each.

EC 9.7825(1) The land proposed to be annexed is within the city’s urban growth boundary and is: (a) Contiguous to the city limits; or (b) Separated from the city only by a public right of way or a stream, bay, lake or other body of water.					
<table border="1"> <tr> <td align="center">Complies</td> <td></td> </tr> <tr> <td align="center"><input checked="" type="checkbox"/> YES</td> <td align="center"><input type="checkbox"/> NO</td> </tr> </table>	Complies		<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<p>Findings: A portion of the subject tax lot is located within the City’s urban growth boundary (UGB), with a larger portion of the subject tax lot to the east located outside of the UGB. The annexation only includes the area of the subject tax lot within the UGB. The land area outside the UGB will remain under the jurisdiction of Lane County. The area of annexation is contiguous to the City limits along its west property boundary, consistent with EC 9.7825(1)(a).</p>
Complies					
<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO				
EC 9.7825(2) The proposed annexation is consistent with applicable policies in the Metro Plan and in any applicable refinement plans.					
<table border="1"> <tr> <td align="center">Complies</td> <td></td> </tr> <tr> <td align="center"><input checked="" type="checkbox"/> YES</td> <td align="center"><input type="checkbox"/> NO</td> </tr> </table>	Complies		<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<p>Findings: Several policies from the <u>Metro Plan</u> provide support for this annexation by encouraging compact urban growth to achieve efficient use of land and urban service provisions within the UGB, including the following policies from the Growth Management section (in <i>italic</i> text):</p> <p><i>Policy 8. Land within the UGB may be converted from urbanizable to urban only through annexation to a city when it is found that:</i></p> <ul style="list-style-type: none"> <i>a. A minimum level of key urban facilities and services can be provided to the area in an orderly and efficient manner.</i> <i>b. There will be a logical area and time within which to deliver urban services and facilities. Conversion of urbanizable land to urban shall also be consistent with the Metro Plan. (page II-C-4)</i>
Complies					
<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO				

		<p><i>Policy 10. Annexation to a city through normal processes shall continue to be the highest priority. (page II-C-5).</i></p> <p><i>Policy 15. Ultimately, land within the UGB shall be annexed to a city and provided with the required minimum level of urban facilities and services. While the time frame for annexation may vary, annexation should occur as land transitions from urbanizable to urban. (page II-C-5)</i></p> <p>The following policy from the Residential Element of the <u>Metro Plan</u> is also applicable:</p> <p><i>Policy A.2 Residentially designated land within the UGB should be zoned consistent with the Metro Plan, and applicable plans and policies; however, existing agricultural zoning may be continued within the area between the city limits and UGB until rezoned for urban uses.</i></p> <p>The <u>Metro Plan</u> designates the annexation area as appropriate for low-density residential use. The <u>South Hills Study</u> is the adopted refinement plan for the subject property; however, it does not include policies that would serve as approval criteria for the proposed annexation. Consistent with its land use designation, the portion of the property to be annexed is currently zoned R-1 Low-Density Residential with /UL Urbanizable Land Overlay. The /UL overlay will be automatically removed from the annexed portion of the property following annexation approval.</p> <p>As previously discussed in this subsection, and further detailed under subsection (3) below, the proposed annexation is consistent with <u>Metro Plan</u> growth management policies and can be served by the minimum level of key urban services. The annexation procedures beginning at EC 9.7800 are consistent with State law and therefore, as found throughout this report, the annexation is consistent with State law.</p> <p>Therefore, based on the findings above, the proposal is consistent with the applicable policies of the <u>Metro Plan</u> and <u>South Hills Study</u>.</p>
EC 9.7825(3)		The proposed annexation will result in a boundary in which the minimum level of key urban facilities and services, as defined in the Metro Plan, can be provided in an orderly, efficient, and timely manner.
<p>Complies</p> <p><input checked="" type="checkbox"/> YES</p>	<p><input type="checkbox"/> NO</p>	<p>Findings: Consistent with this criterion, the proposed annexation will result in a boundary in which the minimum level of key urban facilities and services can be provided in an orderly, efficient, and timely manner as detailed below:</p> <p><u>Wastewater</u> Public Wastewater lines are available within the right-of-way of Spring Blvd. A 6” pipe is located near the southwest corner of the lot facing Spring Blvd. There is no lien information in the special assessment database for the subject property.</p> <p><u>Stormwater</u> City of Eugene stormwater systems are not available to serve this property. Records show that the soils in the area are mapped as a Type D. Infiltration testing may be required at the time of development to demonstrate adequate percolation rates. There</p>

are additional options for complying with stormwater standards which will be further evaluated at the time of future development. All treatment and destination must be approved prior to development.

Transportation

This property abuts Spring Boulevard, which is within the City of Eugene jurisdiction and is classified as a local street, but lacks curb and gutter, sidewalks, street lights or street trees. Spring Boulevard terminates to the south and connects to East 43rd Avenue to the north which is also a local street. There are multiple routes available from the subject property to access East 30th Avenue (a minor arterial) or West Amazon with connections to downtown and Interstate 5. Access management and street standards will be evaluated at the time of future development.

Solid Waste

Collection service is provided by private firms. Regional disposal sites and the Short Mountain Landfill are operated by Lane County.

Water and Electric

EWEB Water staff state no objection to the annexation. EWEB Electric staff also state no objection to the annexation. Water and electric services can be extended to the subject property in accordance with EWEB policies and procedures.

Public Safety

Police protection can be extended to this site upon annexation consistent with service provision through the City. Fire protection will be provided by Eugene Springfield Fire. Emergency medical services are currently provided on a regional basis by the cities of Eugene and Springfield and will continue in the same manner upon annexation.

Parks and Recreation

Parks and recreation programs are provided on a City-wide basis. The inclusion of the subject property in the City is sufficient evidence to demonstrate the minimum level of this key urban service is met.

Planning and Development Services

Planning and building permit services are provided for all properties located within the urban growth boundary by the City of Eugene. The Eugene Code, Chapter 9, will provide the required land use controls for future development of the subject property upon annexation.

Communications

A variety of telecommunications providers offer communications services throughout the Eugene/Springfield area.

Public Schools

The subject property is within Eugene School District 4J and is within the district boundary of Camas Ridge Elementary School, Spencer Butte Middle School, and South

		Eugene High School. As access to schools is evaluated on a district-wide basis, the property's location within the school district is sufficient evidence to demonstrate the minimum level of this key urban service is met.
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CONCLUSION:

Based on the above findings, information submitted to date, and the criteria set forth in EC 9.7825, the proposed annexation is consistent with the applicable approval criteria. A map and legal description showing the area subject to annexation are included in the application file for reference. The effective date is set in accordance with State law.