

SB 1573 WHAT IS IT?

■ Requires city whose laws require petition proposing annexation of territory to be submitted to electors to annex territory without vote upon receipt of petition for annexation submitted by all owners of land in territory provided territory is included within urban growth boundary of city or Metro and is, or will be, subject to acknowledged comprehensive plan of city, at least one parcel in territory is contiguous to city limits and proposal conforms to all other requirements of city's ordinances

March 3, 2016

Senate	- Yes 17	No 12	Not Voting 1
House	Yes 32	No 28	Not Voting 0

Enrolled
Senate Bill 1573

Sponsored by Senator BEYER (Pre-session filed.)

CHAPTER

AN ACT

Relating to boundary changes; and declaring an emergency.

Be It Enacted by the People of the State of Oregon:

SECTION 1. Section 2 of this 2016 Act is added to and made a part of ORS 222.111 to 222.180.

SECTION 2. (1) This section applies to a city whose laws require a petition proposing annexation of territory to be submitted to the electors of the city.

(2) Notwithstanding a contrary provision of the city charter or a city ordinance, upon receipt of a petition proposing annexation of territory submitted by all owners of land in the territory, the legislative body of the city shall annex the territory without submitting the proposal to the electors of the city if:

(a) The territory is included within an urban growth boundary adopted by the city or Metro, as defined in ORS 197.015;

(b) The territory is, or upon annexation of the territory into the city will be, subject to the acknowledged comprehensive plan of the city;

(c) At least one lot or parcel within the territory is contiguous to the city limits or is separated from the city limits only by a public right of way or a body of water; and

(d) The proposal conforms to all other requirements of the city's ordinances.

(3) The territory to be annexed under this section includes any additional territory described in ORS 222.111 (1) that must be annexed in order to locate infrastructure and right of way access for services necessary for development of the territory described in subsection (2) of this section at a density equal to the average residential density within the annexing city.

(4) When the legislative body of the city determines that the criteria described in subsection (2) of this section apply to territory proposed for annexation, the legislative body may declare that the territory described in subsections (2) and (3) of this section is annexed to the city by an ordinance that contains a description of the territory annexed.

SECTION 3. This 2016 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2016 Act takes effect on its passage.

BOULEVARD APARTMENTS HWY 20/34

- Mountain West Investment Corp., plans to build The Boulevard Apartments on a 14.82-acre piece of property located on the north side of Highway 20/34.
- A first phase would feature the construction of 150 apartments with another 108 units through a second phase.
- Ingress and Egress : The highway will be widened to three lanes with a left-turn lane for eastbound traffic and a right-turn lane for those westbound.



September 11, 2017 City Council Meeting Minutes

Ordinance #821 amending the Philomath Comprehensive Plan and Zoning

15 Maps to change the designation of Industrial Park to High Density Residential for

16 property in the City of Philomath, and modifying Ordinance #720

ROLL CALL VOTE: Yes-5: Edmonds, Koetz, Low, Jackson & Sloan; No-1: Niemann.)

Ordinance approved 5-1, effective October 11, 2017

BOULEVARD APARTMENTS HWY 20/34 – UNDER CONSTRUCTION

A first phase will feature the construction of 150 apartments with another 108 units through a second phase.

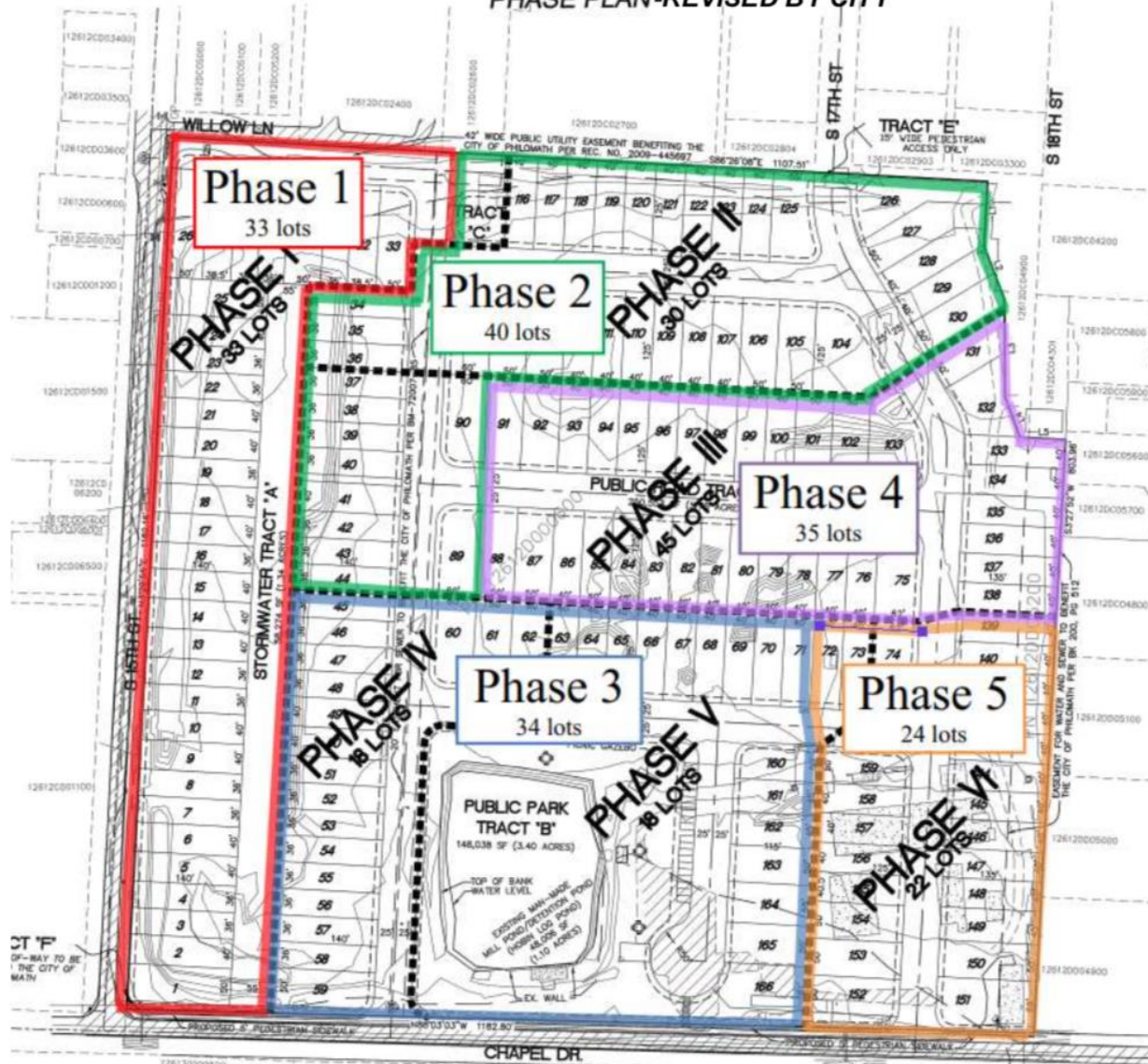


Population Impact: Based on a city engineering report, the estimated population increase would be 645 residents.

MILLPOND CROSSING

SW 1/4, SE 1/4, SEC. 12, TWN. 12 S., RNG. 6 W., W.M.
CITY OF PHILOMATH, OREGON

PHASE PLAN-REVISED BY CITY



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ANNEXATION

MOTION:

Councilor Edmonds moved, Councilor Jackson second, to adopt the Findings of Fact for the Annexation Application as presented in the Staff Report dated May 16, 2018, and approve the Annexation Application, File Number PC18-04, subject to approval of the Subdivision Application, File Number PC18-06, and direct staff to present an ordinance annexing the property as identified in the application and Staff Report. **Motion APPROVED 5- 1 (Yes:Jackson, Koetz, Edmonds, Low and Sloan No:Niemann)**

COMPREHENSIVE PLAN AND ZONE MAP AMENDMENT MOTION:

Councilor Koetz moved, Jackson second, to adopt the Findings of Fact for the Comprehensive Plan and Zone Map Amendment as presented in the Staff Report dated May 16, 2018 and approve the Comprehensive Plan and Zone Map Amendment, File Number PC18- subject to approval of the Subdivision Application, File Number PC18-06, and direct staff to present an ordinance amending the Comprehensive Plan and Zone Map as identified in the application and Staff Report.

Motion APPROVED 5-1 \ (Yes: Jackson, Koetz, Edmonds, Low and Sloan No: Niemann)

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SUBDIVISION MOTION:

Councilor Jackson moved, Councilor Koetz second, to adopt the Findings of Fact for the Subdivision Application as presented in the Staff Report dated May 16, 2018 and approve the Millpond Crossing preliminary plat map, File Number PC18-06, subject to the Conditions of Approval as contained in the Staff Report with removal of 15, 16 and addition of 41 **Motion APPROVED 5-1 (Yes: Jackson, Koetz, Edmonds, Low and Sloan No: Niemann)**

PLAN SUBDIVISION DESIGNATION MOTION:

Councilor Koetz moved, Councilor Edmonds second, to adopt the Findings of Fact for the Master Plan Development Designation as presented in the Staff Report dated May 6, 2018 and approve the Millpond Crossing Master Plan as required by the Subdivision Application, File Number PC18-06.

Motion APPROVED 5-1 (Yes: Jackson, Koetz, Edmonds, Low and Sloan No: Niemann)

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DEVELOPMENT AGREEMENT MOTION:

Councilor Edmonds moved,

Councilor Koetz second, to approve the draft Development Agreement as presented between the City of

Philomath and Levi Miller, Owner of Millpond Crossing Subdivision, and direct staff to prepare a resolution to approve the final agreement. Ms. Cook noted there are likely to be revisions necessary to the agreement. Mr.

Workman suggested a motion to direct staff to bring an updated agreement and resolution to the Council for review and approval. Councilors Edmonds and Koetz withdrew their motion.

MOTION:

Councilor Edmonds moved, Councilor Koetz second to direct staff to update the Development Agreement and prepare a resolution for review by the Council. Motion 51 APPROVED 5-1 (Yes: Jackson, Koetz, Edmonds, Low and Sloan; No: Niemann

MILLPOND CROSSING DEVELOPMENT ADVERTISING ON CHAPEL DRIVE 10/11/18

MILLPOND CROSSING

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