

**Notice of Measure Election**  
City

3-453

**SEL 802**

rev 1/14: ORS 250.035, 250.041, 250.275, 250.285, 254.095, 254.465

**Notice**

Date of Notice August 20, 2014	Name of City or Cities City of Canby	Date of Election November 4, 2014
-----------------------------------	---	--------------------------------------

The following is the final ballot title of the measure to be submitted to the city's voters.

**Final Ballot Title** Notice of receipt of ballot title has been published and the ballot title challenge process has been completed.

**Caption** 10 words which reasonably identifies the subject of the measure

MEASURE APPROVING ANNEXATION OF 4.62 ACRES INTO CITY OF CANBY.

**Question** 20 words which plainly phrases the chief purpose of the measure

SHALL 4.62 ACRES LOCATED ALONG NORTH PINE STREET, BE ANNEXED INTO CANBY?

**Summary** 175 words which concisely and impartially summarizes the measure and its major effect

Annexation is the legal process to bring property into the Canby City limits. Ray Franz and Connie Vicker, the owners of a parcel of real property totaling 4.47 acres and 0.15 acres of North Pine Street right-of-way, have filed an application asking the City to bring them into the City limits. The legal description of the parcels is Tax Lot 31E27CO2600. The tax lot is located on the east side of Pine Street. This application has been approved by the City Planning Commission following hearings on June 9 and June 23, 2014, and further approved by the Canby City Council at its meeting of July 16, 2014. The tax lot is currently zoned RRFF-5 (Rural Residential Farm Forest) by Clackamas County. Canby's Comprehensive Plan Map will designate the property for Low Density Residential (R-1) zoning upon annexation. The proposed Development Agreement would allow development of 18 to 19 single family residences. Any future development requires City review and must comply with land use laws.

**Explanatory Statement** 500 words that impartially explains the measure and its effect, if required attach to this form

If the county is producing a voters' pamphlet an explanatory statement must be submitted for any measure referred by the city governing body and if required by local ordinance, for any initiative or referendum.

Measure Type	County producing voters' pamphlet	Local ordinance requiring submission	Explanatory statement required
<input checked="" type="checkbox"/> Referral	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Not applicable	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/> Initiative	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/> Referendum	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No

**Authorized City Official** Not required to be notarized

→ By signing this document, I hereby state that I am authorized by the city to submit this Notice of Measure Election and I certify that notice of receipt of ballot title has been published and the ballot title challenge process for this measure completed.

Name Kimberly Scheafer, MMC	Title City Recorder	Work Phone 503-266-0733
--------------------------------	------------------------	----------------------------

 Date Signed

8-20-14

### Measure Explanatory Statement for County Voters' Pamphlet

**Important! Please read all instructions before completing this form.** This form is to be used when filing a 'Measure Explanatory Statement for County Voters' Pamphlet' with your County Elections office. If a local government is located in more than one county, the county clerk of the county in which the city hall of the city or the administrative office of the local government is located shall be the filing officer for the 'Measure Explanatory Statement for County Voters' Pamphlet'.

#### Filing Information

Election:  Primary 20\_\_\_\_  General 20<sup>14</sup>\_\_\_\_  Special\_\_\_\_ Measure # \_\_\_\_ - \_\_\_\_

Ballot Title Caption

**MEASURE APPROVING ANNEXATION OF 4.62 ACRES INTO CITY OF CANBY**

Name of Person responsible for content of 'Explanatory Statement' (as it should appear in the Voters' Pamphlet):

**Joseph Lindsay, City Attorney**

Name of Jurisdiction/Organization Person is authorized to represent (as it should appear in the Voters' Pamphlet):

City of Canby

#### CONTACT INFORMATION

Phone: Cell: \_\_\_\_\_ Work: (503) 266-0754 Home: \_\_\_\_\_

E-Mail: lindsayj@ci.canby.or.us

#### SIGNATURE

Signature: 

Date: 8/20/14

#### MEASURE EXPLANATORY STATEMENT

See attached for 'Measure Explanatory Statement' (500 word/number MAX).

#### For Office Use only:

County: \_\_\_\_\_

Signed?  Yes  No

'Measure Explanatory Statement' attached?

Yes  No

Intake Staff Initials: \_\_\_\_\_

Word Count (500 max):

Digital copy?  Yes  No

Review Staff Initials: \_\_\_\_\_

**Measure Explanatory Statement****(Measure Approving Annexation of 4.62 Acres in the City of Canby)**

This measure would approve the annexation of 4.62 acres into the city limits of the City of Canby. Annexation is the legal process to bring property into the Canby City limits. The City, following its Charter, has put the matter before the voters for approval.

Ray Franz and Connie Vicker, the owners of a parcel of real property totaling 4.47 acres and 0.15 acres of North Pine Street right-of-way, have filed an application asking the City to bring them into the City limits. The legal description of the parcels is Tax Lot 31E27CO2600. The tax lot is located on the east side of Pine Street. It is generally located in the northeast part of the City and adjacent to lots already in the City limits.

This application has been approved by the City Planning Commission following hearings on June 9 and June 23, 2014, and further approved by the Canby City Council at its meeting of July 16, 2014. The tax lot is currently zoned RRFF-5 (Rural Residential Farm Forest) by Clackamas County. If annexation into the City is approved by voters, Canby's Comprehensive Plan Map will designate this property for Low Density Residential (R-1) zoning upon annexation.

The currently proposed Development Agreement would allow development of 18 to 19 single family residences. However, annexation alone doesn't set the future uses of what is specifically built on the property. Any future development requires City review and must comply with land use laws.

Word Count: 242

3-453

2017 (AUG 21 AM 9:32:15)



**RESOLUTION NO. 1197**

**A RESOLUTION AUTHORIZING AND DIRECTING THE CITY RECORDER TO CERTIFY TO THE CLACKAMAS COUNTY CLERK A MEASURE REFERRING TO THE ELECTORATE A PROPOSED ANNEXATION OF 4.62 ACRES DESCRIBED AS TAX LOT 31E27CO2600 LOCATED EAST SIDE OF NORTH PINE STREET IN NORTHEAST CANBY; AUTHORIZING THE CITY RECORDER TO SEND A MEASURE EXPLANATORY STATEMENT FOR THE VOTER'S PAMPHLET; AND DOING ALL OTHER NECESSARY ACTS TO PLACE THE MATTER BEFORE THE VOTERS OF THE CITY OF CANBY FOR THE NOVEMBER 4, 2014 ELECTION.**

**WHEREAS**, the Canby City Council has heretofore approved an application filed by Ray Franz and Connie Vicker, the owners of tax lot 31E27CO2600, to annex 4.62 acres into the City of Canby; and

**WHEREAS**, pursuant to the provisions of the Canby City Charter, the approval of the proposed annexation must be referred to the electorate of the City of Canby for an election; and

**WHEREAS**, ORS 250.035 requires a Notice of Measure be prepared by the City and submitted to the Clackamas County Elections Department by September 4, 2014 in order to appear on the ballot for the November 4, 2014 election; and

**WHEREAS**, pursuant to the Canby Municipal Code, the Canby City Attorney has prepared a Notice of City Measure Election and a Measure Explanatory Statement for Voter's Pamphlet to be submitted to the Elections Department;

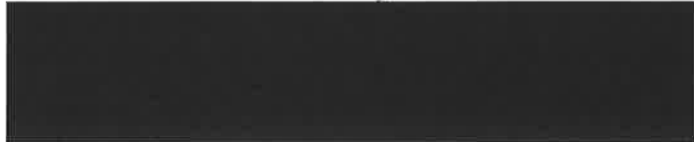
**NOW THEREFORE, IT IS HEREBY RESOLVED** by the City Council of the City of Canby, as follows:

1. The City Recorder of the City of Canby is hereby authorized and directed to certify to the Clackamas County Clerk for submission to the voters at the November 4, 2014 election, the Notice of City Measure. Such Notice of City Measure Election is attached to this Resolution in proper form and adopted by the City.
2. The City Recorder of the City of Canby is further authorized and directed to submit a Measure Explanatory Statement to be placed in the voter's pamphlet explaining in clear and concise language the affect of such ballot measure. Such summary is attached to this Resolution in proper form and adopted by the City.

3. The City Recorder, the City Administrator and the City Attorney are hereby authorized to do all other necessary and proper acts to place the ballot measure before the voters at the November 4, 2014 election.

This Resolution shall take effect on August 20, 2014.

ADOPTED this 20<sup>th</sup> day of August, 2014, by the Canby City Council.



Mayor

ATTEST:



City Recorder