

**SECOND NOTICE OF PUBLIC HEARING ON ANNEXATION**

NOTICE IS HEREBY GIVEN TO ALL INTERESTED PERSONS, THAT:

The City of Central Point, Oregon proposes to institute annexation proceedings, pursuant to ORS 222.750 to enlarge and extend the boundary limits of said city to include the following described properties:

Map No. 372W01BA, Tax Lot 800

One (1) public hearing will be held by and before the City Council of Central Point, Oregon on January 14, 2015 at 7:00 p.m., at the Central Point City Council Chambers, 140 S. 3<sup>rd</sup> Street, Central Point, Oregon, for all persons interested in the above proposed annexations. At said time and place all such persons shall have the right to appear and be heard. At such hearing, if approved, the City will specify an effective date for the proposed annexations that is not less than three (3) or more than ten (10) years after the date the City proclaims annexation.

If you have questions concerning the annexation process, please contact Matt Samitore, Parks and Public Works Director, (541) 664-3321 (ext. 205), [Matt.Samitore@centralpointoregon.gov](mailto:Matt.Samitore@centralpointoregon.gov).

A copy of ORS 222.750 setting forth the criteria for island annexations is attached hereto as well as a map of the proposed annexations.

## **CRITERIA FOR "ISLAND ANNEXATION"**

**222.750 Annexation of unincorporated territory surrounded by city.** (1) As used in this section:

(a) "Creek" means a natural course of water that is smaller than, and often tributary to, a river, but is not shallow or intermittent.

(b) "River" means a large, continuous and natural stream of water that is fed along its course by converging tributaries and empties into an ocean, lake or other body of water.

(2) When territory not within a city is surrounded by the corporate boundaries of the city, or by the corporate boundaries of the city and the ocean shore, a river, a creek, a bay, a lake or Interstate Highway 5, the city may annex the territory pursuant to this section after holding at least one public hearing on the subject for which notice has been mailed to each record owner of real property in the territory proposed to be annexed.

(3) This section does not apply when the territory not within a city:

(a) Is surrounded entirely by water; or

(b) Is surrounded as provided in subsection (2) of this section, but a portion of the corporate boundaries of the city that consists only of a public right of way, other than Interstate Highway 5, constitutes more than 25 percent of the perimeter of the territory.

(4) Unless otherwise required by its charter, annexation by a city under this section must be by ordinance or resolution subject to referendum, with or without the consent of any owner of real property within the territory or resident in the territory.

(5) For property that is zoned for, and in, residential use when annexation is initiated by the city under this section, the city shall specify an effective date for the annexation that is at least three years and not more than 10 years after the date the city proclaims the annexation approved. The city recorder or other officer performing the duties of the city recorder shall:

(a) Cause notice of the delayed annexation to be recorded by the county clerk of the county in which any part of the territory subject to delayed annexation is located within 60 days after the city proclaims the annexation approved; and

(b) Notify the county clerk of each county in which any part of the territory subject to delayed annexation is located not sooner than 120 days and not later than 90 days before the annexation takes effect.

(6) Notwithstanding subsection (5) of this section, property that is subject to delayed annexation becomes part of the city immediately upon transfer of ownership.

(7) This section does not limit provisions of a city charter, ordinance or resolution that are more restrictive than the provisions of this section for creating or annexing territory that is surrounded as described in subsection (2) of this section.

(8) If a city charter, ordinance or resolution requires the city to conduct an election in the city, the city shall allow electors, if any, in the territory proposed to be annexed to vote in the election on the question of annexation. If the governing body of the city finds that a majority of the votes cast in the city and the territory combined favor annexation, the governing body, by ordinance or resolution, shall proclaim the annexation approved. The proclamation shall contain a legal description of each territory annexed.



Properties next to Don Jones Park

**Legend**  
City Limits



**CERTIFICATE OF SERVICE**

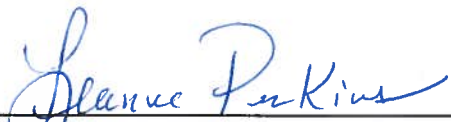
**I HEREBY CERTIFY** that I served a true copy of the SECOND NOTICE OF PUBLIC HEARINGS ON ANNEXATION upon the following individuals:

Cecil N. and Ardele M. Whitten  
7993-A Atlantic Avenue  
White City, OR 97503

Leslie Gutches  
9005 West Evans Creek Road  
Rogue River, OR 97537

Kent Gutches  
6121 Crater Lake Highway  
Medford, OR 97504

Dated this 22<sup>nd</sup> day of December, 2015.



Leanne Perkins  
Leanne Perkins  
Legal Assistant to SYDNEE B. DREYER  
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City Attorney for City of Central Point  
823 Alder Creek Drive  
Medford OR 97504  
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