

EUGENE CITY COUNCIL

AGENDA ITEM SUMMARY



Approval of Resolution No. 5006 Annexing Land to the City of Eugene (195 Lindner Lane (City File A 10-1))

Meeting Date: May 24, 2010
Department: Planning and Development
www.eugene-or.gov

Agenda Item Number: 2C
Staff Contact: Alissa Hansen
Contact Telephone Number: 541/682-5508

ISSUE STATEMENT

This item is a request to annex a parcel of land located on the north side of Lindner Lane, west of River Road at 195 Lindner Lane and identified as Tax Lot 7100 of Assessor's Map 17-04-13-33. Since Lindner Lane is a city street, no street annexation is proposed as part of this application. The .33 acre parcel of land, owned by Kirk Giudici and Jade Elms, is developed with a single-family residence. A map of the property proposed for annexation is included as Attachment A.

BACKGROUND

In December 2007, the City Council adopted an ordinance establishing the procedures for annexation requests and amending Chapter 9 of the Eugene Code (EC) to include these procedures. These annexation procedures require the council to adopt a resolution approving, modifying and approving, or denying an application for annexation. The procedures also indicate the council may hold a public hearing before consideration of the annexation request.

Approval of annexation requests are based on the criteria in EC 9.7825 which require that:

- (1) the land proposed to be annexed is within the City's Urban Growth Boundary (UGB) and is contiguous to the city limits or separated from city limits only by a right-of-way or water body;
- (2) the proposed annexation is consistent with the applicable policies in the Metro Plan and in any applicable refinement plans; and
- (3) the proposed annexation will result in a boundary in which the minimal level of key urban facilities and services can be provided in an orderly, efficient, and timely manner.

Draft findings demonstrate that the annexation request is consistent with these approval criteria and are included as Exhibit C to the draft resolution (Attachment B).

Public notice for this annexation request was provided in accordance with Eugene Code requirements, and no written testimony has been received. As discussed in the attached findings, the proposed request is within the UGB and contiguous to city limits, and can be provided with the minimum level of key urban services consistent with the approval criteria. Given the findings of compliance, lack of testimony received, and the non-controversial nature of the request, a public hearing is not recommended in this instance.

Additional background information regarding this request, including relevant application materials, is included for reference as Attachment C. A full copy of all materials in the record is available at the Permit and Information Center located at 99 West 10th Avenue.

RELATED CITY POLICIES

The Metro Plan and the River Road-Santa Clara Urban Facilities Plan contain the policies that are related to this annexation request. The Metro Plan and the River Road-Santa Clara Urban Facilities Plan policies applicable to this request are addressed in the Planning Director's recommendation and findings (Exhibit C of Attachment B).

COUNCIL OPTIONS

The City Council may consider the following options:

1. Adopt the draft resolution
2. Adopt the draft resolution with specific modifications as determined by the City Council
3. Deny the draft resolution
4. Defer action until after the council holds a public hearing on the proposed annexation

CITY MANAGER'S RECOMMENDATION

The City Manager recommends that the City Council adopt the draft resolution by finding that the request complies with all applicable approval criteria, and that the annexation is approved.

SUGGESTED MOTION

Move to adopt Resolution No. 5006 included as Attachment B, which approves the proposed annexation request consistent with the applicable approval criteria at EC 9.7825.

ATTACHMENTS



- A. Map of Annexation Request
- B. Draft Annexation Resolution with Exhibits:
 - Exhibit A: Map of Annexation Request
 - Exhibit B: Legal Description
 - Exhibit C: Planning Director Recommendation and Findings
- C. Application Materials for Annexation Request

FOR MORE INFORMATION

Staff Contact: Alissa Hansen, Hansen Planner
Telephone: 541/682-5508
Staff E-Mail: alissa.h.hansen@ci.eugene.or.us

Giudici/Elms (A 10-1)



-  Area Proposed for Annexation
-  Eugene City Limits



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

RESOLUTION NO. _____

A RESOLUTION ANNEXING LAND TO THE CITY OF EUGENE (195 LINDNER LANE).

The City Council of the City of Eugene finds that:

A. An annexation application was submitted by Kirk Giudici and Jade Elms on February 16, 2010 (and deemed complete on March 30, 2010), in accordance with the provisions of Section 9.7810(2) of the Eugene Code, 1971, ("EC") for annexation to the City of Eugene of the property identified as Assessor's Map 17-04-13-33, Tax Lot 7100.

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

D. On April 23, 2010, a notice containing the street address, a description of the land proposed to be annexed and the Planning Director's preliminary recommendation was mailed to the applicants, owners and occupants of property within 500 feet of the subject property, and the River Road Community Organization. The notice advised that the City Council would consider the Planning Director's full recommendation on the proposed annexation on May 24, 2010.

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 Recommendation and Findings attached as Exhibit C which are adopted in support of this Resolution, it is ordered that the land depicted on the map attached as Exhibit A, and 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 automatic rezoning of the land from R-1 /UL to R-1 pursuant to EC 9.7820(3) shall be effective upon the date a copy of this Resolution is filed with the Secretary of the State of Oregon.

The foregoing Resolution adopted the _____ day of May, 2010.

Acting City Recorder

Giudici/Elms (A 10-1)



-  Area Proposed for Annexation
-  Eugene City Limits



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

Legal Description

BEGINNING at a point on the Northerly right-of-way of Lindner Lane, said point being 25.00 feet from, when measured at right angles to, the centerline of said Lindner Lane, said point also being 224.13 feet North and 246.89 feet East of the initial point of KIRCHOFF ADDITION SUBDIVISION, as platted and recorded in Book 13, Page 19, Lane County Oregon Plat Records; thence following along said northerly right-of-way, South $89^{\circ}34'30''$ West 88.30 feet to a point on the easterly right-of-way of Evergreen Drive, said point being 25.0 feet from, when measured at right angles to, the centerline of said Evergreen Drive; thence leaving the northerly right-of-way of said Lindner Lane, and following along the easterly right-of-way of said Evergreen Drive, North $0^{\circ}04'00''$ West 162.23 feet; thence leaving said easterly right-of-way, North $89^{\circ}16'00''$ East 88.30 feet; thence South $0^{\circ}04'00''$ East 162.66 feet to the Point of Beginning, containing 14,314 square feet, more or less, all within the southwest quarter of Section 13, Township 17 South, Range 4 West of the Willamette Meridian, Eugene, Lane County, Oregon.



**Planning Director's Recommendation and Findings
Giudici/Elms Annexation (City File A 10-1)**

Application Submitted: February 16, 2010	
Property Owner/Applicant: Kirk Giudici and Jade Elms	
Location: 195 Lindner Lane, northeast corner of Lindner Lane and Evergreen Drive, west of River Road	
Assessor's Map/ Tax Lot: 17-04-13-33 Tax Lot 7100	
Zoning: R-1 Low Density Residential with /UL Urbanizable Land Overlay Zone	
Lead City Staff:	Alissa Hansen, Senior Planner, (541) 682-5508
Related Permits/Applications:	None

EVALULATION:

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:	
<p>(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.</p>	
<p>Complies</p> <p><input checked="" type="checkbox"/> YES <input type="checkbox"/> NO</p>	
<p>Findings: The annexation area is within the City's urban growth boundary (UGB), and is contiguous to the City limits, consistent with subsection (a). As shown on the applicant's map, the City limits are contiguous with the subject area of land along the eastern boundary of the property. Additionally, the street abutting the subject property to the south, Lindner Lane, is already annexed.</p>	
EC 9.7825(2) The proposed annexation is consistent with applicable policies in the Metro Plan and in any applicable refinement plans.	
<p>Complies</p> <p><input checked="" type="checkbox"/> YES <input type="checkbox"/> NO</p>	
<p>Findings: The proposed annexation area is within the urban growth boundary. Several policies from the Metro Plan generally support this annexation by encouraging compact urban growth to achieve efficient use of land and urban service provisions within the UGB, including the following:</p> <p>C. Growth Management, Goals, Findings and Policies: <i>Policy 8. Land with the UGB may be converted from urbanizable to urban only through annexation to a city when it is found that:</i></p> <p style="padding-left: 40px;"><i>a. A minimum level of key urban facilities and services can be provided to the area in an orderly and efficient manner.</i></p> <p style="padding-left: 40px;"><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></p> <p><i>Policy 10. Annexation to a city through normal processes shall continue to be the highest priority. (page II-C-4).</i></p> <p><i>Policy 16. 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>Additionally, both the Metro Plan and the applicable refinement plan, the River Road/Santa Clara Urban Facilities Plan designate the annexation area as appropriate for Low Density Residential use. If the annexation is approved, per EC 9.7820(3), the annexation area will remain zoned R-1 Low Density Residential, and the /UL overlay will</p>	

		<p>be automatically removed from the annexation area.</p> <p>As previously discussed in this subsection, and further detailed under subsection (3) below, the proposed annexation is consistent with Metro Plan growth management policies and can be served by the minimum level of key urban services, consistent with this Metro Plan policy. 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 Metro Plan and the applicable refinement plan.</p>
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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.

Complies		<p>Findings: 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> There is an 8-inch public wastewater line within Lindner Lane, and a 10-inch public wastewater line within Evergreen Drive adjacent to the subject property. Sewer connection records (#21172) indicate a connection to the public system within Lindner Lane to the south, via a 6-inch service line. Based on this, public wastewater is available to the subject property.</p> <p><u>Stormwater</u> Although Lindner Lane is currently not improved with curb and gutter for directing stormwater, there is an 18-inch public stormwater line within Lindner Lane. There is an existing residence on the property, which is exempt from City stormwater standards. However, any further development of the property may require the applicant to submit a detailed stormwater proposal and demonstrate that all applicable stormwater management standards have been met, including establishing capacity of the receiving system, pre-treating impervious areas prior to discharge, and possibly oil and source controls, depending on proposed development. Public Works staff confirms that on-site stormwater infiltration appears feasible on the subject property, subject to these additional detailed studies, and on-site infiltration testing at the time of future development. Based on this information, stormwater service is available to the subject property.</p> <p><u>Transportation</u> The subject property has frontage on both Lindner Lane and Evergreen Drive. Currently, access to the property is from Lindner Lane, which is under City of Eugene jurisdiction. Lindner Lane is a local residential street platted with a 50-foot right-of-way width. Evergreen Drive is currently under Lane County jurisdiction, and was also platted with a 50-foot right-of-way width.</p> <p>Comments from Lane County Transportation Planning staff indicate that Evergreen Drive is functionally classified as an Urban Local road, having a minimum right-of-way of 60 feet, except that the right-of-way width may be reduced to a minimum of 45 feet for development setback purposes upon written approval of the County Engineer or designee [LC 15.070(1)(c)(i)(ff)]. Evergreen Drive is maintained by the City of Eugene under the terms of the Intergovernmental Agreement. Lane County referral comments confirm support for the annexation request and include additional comments related to future development of the property, which are provided at the end of this report as informational items for the benefit of the applicant.</p>
<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	

		<p><u>Solid Waste</u> Collection service is provided by private firms. Regional disposal sites and the Short Mountain Landfill are operated by Lane County.</p> <p><u>Water and Electric</u> Eugene Water and Electric Board (EWEB) Water staff indicate that there is an existing 4-inch cast iron water main on the north side of Lindner Drive and an existing 6-inch cast iron water main on the west side of Evergreen Drive. EWEB Water staff believe that adequate water service can be made available at the time of development and therefore has no objection to the annexation. EWEB Electric staff state that there are existing EWEB electric overhead facilities surrounding this site and that EWEB Electric has no objection to the proposed annexation request.</p> <p><u>Public Safety</u> Police protection can be extended to this site upon annexation consistent with service provision through the City. Fire protection will be provided by the City of Eugene Fire Department. Emergency medical services are currently provided on a regional basis by the cities of Eugene and Springfield to central Lane County and will continue in the same manner upon annexation.</p> <p><u>Parks and Recreation</u> A minimum level of park service can be provided to the proposal area as prescribed in the Metro Plan. Additionally, the subject property is within the park service area for Rosetta Park and the Willamette River regional park and bike way.</p> <p><u>Planning and Development Services</u> 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.</p> <p><u>Communications</u> Qwest communications and a variety of other telecommunications providers offer communications services throughout the Eugene/Springfield area.</p> <p><u>Public Schools</u> The subject property is within Eugene School District 4J.</p>
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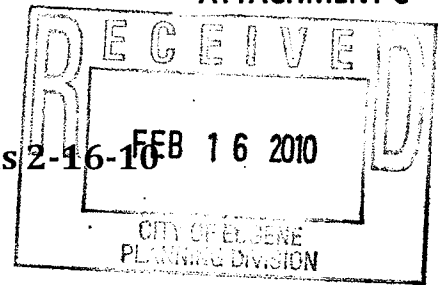
CONCLUSION:

Based on the above findings, information submitted to date, and the criteria set forth in EC 9.7825, the proposed annexation is found to be 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.

INFORMATION:

- Upon approval of the annexation, the annexation area will remain zoned R-1 Low Density Residential, and the /UL overlay will be automatically removed from the annexation area. The Metro Plan designates this property as Low Density Residential.
- Lane County Transportation Planning staff indicates that there are no curbs, gutters, nor sidewalks in Evergreen Drive adjacent to the subject property. In accordance with Lane Manual Chapter 15.515, storm water runoff from private property shall not be directed to the Lane County road right-of-way, nor into any Lane County drainage facility, including roadside ditches. Ditches adjacent to County roads are designed solely to accommodate roadway storm water runoff.

- Given the operational maintenance responsibilities of Lane County, a Lane County Facility Permit shall be required for placement of facilities within the right-of-way of Evergreen Drive. Prior to final approval of any proposed development, including a partition or dwelling, a Lane County Facility Permit must be obtained for construction of the access approach connection to Evergreen Drive. A Facility Permit shall be required for placement of facilities within the right-of-way of Evergreen Drive. Facilities and development includes, but is not limited to, road improvements, sidewalks, new or reconstructed driveway or road approach intersections, utility placements, excavation, clearing, grading, culvert placement or replacement, storm water facilities, or any other facility, thing, or appurtenance [LC 15.205(1)]. For more information, please contact 541-682-6902 or visit <http://www.lanecounty.org/Roads/ROWPermits.htm> for information about facility permits.
- For information regarding EWEB requirements at the time of development, please contact Jay Bozievich, EWEB Water, at 541-685-7337 and Rich Deluna, EWEB Electric, at 541-685-7148.
- Approval of this annexation does not relieve the applicant from complying with applicable codes and statutory requirements.



Annexation Application for Kirk Giudici and Jade Elms

Property Owners/Applicants: Kirk Giudici & Jade Elms
888 W. 8th Ave.
Eugene, OR 97402

Applicants Representative/
Project Coordinator: Jade Elms (owner)
Tel (541) 954-6982
Email: jade@barnhartassociates.com

Surveyor: Scott Goebel
c/o Goebel Engineering
310 Garfield St #30
Eugene, OR 97402

Assessor's Map: 17 04 13 33

Tax Lot: 7100

Area of Request: .33 Acre

Existing Zoning: R-1/UL (Low Density Residential/
Urbanizable Land)

Number of Electors (as of 2/10/10): None

Public Service Providers: City of Eugene (Sanitary Sewer);
EWEB (Electric, Water); River Road Parks
and Recreation (Parks); River Road Water
District (Fire)

School District: Eugene School District 4-J (Howard
Elementary, Kelly Middle School,
North Eugene High School)

Application Requirements:

2. The consent to annex and petition for annexation forms have been signed by all owners and current tenants of the property. There are no electors residing at the property. Having met requirement #2 we move on to number 5.
5. The petition for annexation signature sheet has been certified by the Lane County Department of Assessment and Taxation. This requirement is met.

6. The petition for annexation signature sheet has been certified by Lane County Elections. This requirement is met.
7. A legal description has been prepared by the surveyor, Scott Goebel. The required certificate of description has been signed to accompany the attached legal description. This requirement has been met.
8. A county assessors map is attached to this application for annexation. This requirement is met.
9. A copy of the summary of urban services form has been attached to this annexation application that lists the public service districts. This requirement is met.
10. This written statement satisfies the requirements of application requirement #10 because it addresses the approval criteria at EC 9.7825. The subject site proposed here to be annexed into the City of Eugene is within the Urban Growth Boundary. In addition, the subject site is contiguous to the city limits given that the neighboring tax lot 7002 (see attached assessors map) was previously annexed to the City of Eugene. Thus, the proposed annexation satisfies EC 9.7825 (1)(a).

The proposed annexation is consistent with applicable policies in the Metro plan, thus satisfying EC 9.7825 (2).

All of the necessary urban facilities and services are in place and/or serving the site upon annexation. EWEB currently provides water and electricity to the subject property. There is an existing 4" diameter water main running east/west along the southern boundary of the subject property. The City of Eugene will provide police, fire and emergency medical service after annexation. This satisfies EC 9.7825 (3).

If there are any questions, please do not hesitate to contact me directly via email (jade@barnhartassociates.com) or by phone at (541) 954-6982.

Respectfully,



Jade Elms,
Property Owner



ANNEXATION APPLICATION

City of Eugene
99 West 10th Avenue
Eugene, Oregon 97401
(541) 682-5377
(541) 682-5572 Fax
www.eugene-or.gov

Please complete the following application checklist. Note that additional information may be required upon further review in order to adequately address the applicable criteria for approval. If you have any questions about filling out this application, please contact Planning staff at the Permit and Information Center, phone (541)682-5377, 99 West 10th Avenue, Eugene.

List all Assessor's Map and Tax Lot numbers of the property included in the request.

Assessor's Map	Tax Lot	Zoning	Acreage
1704133307100		R1/UL	.33

Property Address: 195 Lindner Dr., Eugene, OR

Plans for Future Development: convert existing to duplex and possible future partition.

Population of Property to be Annexed: _____ Number of Existing Residential Units: 1

Applicable Refinement Plan: River Road/Santa Clara Urban Facilities Plan

Refinement Plan Designates Property as: R1, low density residential

Does the Proposal Include All Contiguous Property Under the Same Ownership? Yes No

Public Service Districts:

Name		
Parks:	River Road Parks & Recreation District	
Electric:	EWEB	
Water:	EWEB	
Sanitary Sewer:	City of Eugene	
Fire:	River Road WD	
Schools:	Elementary: <u>Howard</u>	Middle: <u>Kelly</u> High: <u>North</u>
Other:	LTD service district	

Filing Fee

- A filing fee must accompany all applications. The fee varies depending upon the type of application and is adjusted periodically by the City Manager. Check with Planning staff at the Permit and Information Center to determine the required fee or check website at www.eugeneplanning.org

Written Statement (Submit 5 copies)

- Submit a detailed written statement describing **how** this request is consistent with all applicable criteria (Section 9.7825 of the Eugene Code).

Site Plan Requirements

Submit 5 copies of a site plan, drawn to an engineer's scale on 8 1/2" x 14" sheet of paper. Site plans shall include the following information:

- Show the date & north arrow on site plan.
- Show the Assessor's Map and Tax Lot number(s) on the site plan.
- Show a vicinity map on the site plan (vicinity map does not need to be to scale).
- Clearly label the affected territory and any public right of ways to be annexed.
- Show all adjacent streets, alleys, and accessways.
- Show all dimensions of existing public utility easements and any other areas restricting use of the parcels, such as conservation areas, slope easements, access easements, etc.
- Show the location of all existing structures.

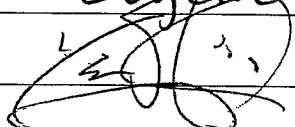
Other Application Requirements (Submit 5 copies of all)

- Petition for Annexation form listing all owners, including partial owners, and electors. This form includes the Certification of Electors which must be signed by the Lane County Elections/Voter Registration Department and also includes the Verification (Certification) of Property Owners which must be signed by the Lane County Department of Assessment and Taxation.
- Consent to Annexation form.
- A legal description of the land proposed for annexation, including any public right of way prepared by a registered land surveyor. Oregon Revised Statutes (ORS) 308.225 requires submittal of a closing metes and bounds description or subdivision block and lot number description. Please see example of acceptable legal descriptions contained in the application packet.
- Summary of Urban Service Provision form.
- A county assessor's cadastral map. (*Available at Lane County Assessment & Taxation*)
- Census Information Sheet.

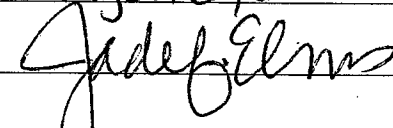
Note: This is not a complete list of requirements. Additional information may be required after further review in order to adequately address the applicable approval criteria.

By signing, the undersigned certifies that he/she has read and understood the submittal requirements outlined, and that he/she understands that omission of any listed item may cause delay in processing the application. I (We), the undersigned, acknowledge that the information supplied in this application is complete and accurate to the best of my (our) knowledge.

PROPERTY OWNER OF TAX LOT: _____

Name (print): Kirk Giudici
Address: 888 W. 8th Ave Email: kirk@giudicis.com
City/State/Zip: Eugene, OR 97402 Phone: 541-912-4585 Fax: _____
Signature: 

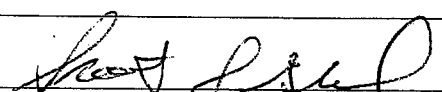
PROPERTY OWNER OF TAX LOT: _____

Name (print): Jade F. Elms
Address: 888 W. 8th Ave Email: jade@barnhartassociates.com
City/State/Zip: Eugene, OR 97402 Phone: 541 954-6982 Fax: _____
Signature: 

PROPERTY OWNER OF TAX LOT: _____

Name (print): _____
Address: _____ Email: _____
City/State/Zip: _____ Phone: _____ Fax: _____
Signature: _____

SURVEYOR:

Name (print): Scott Goebel
Company/Organization: Goebel Engineering
Address: _____
City/State/Zip: Eugene, OR 97402 Phone: _____ Fax: _____
E-mail: _____
Signature: 

REPRESENTATIVE (If different from Surveyor):

Name (print):

Company/Organization:

Address:

City/State/Zip:

Phone:

Fax:

E-mail:

Signature:

****Attached additional sheets if necessary.**

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: 1704133307100 Address: 195 Lindner Ln.

Legal Description:

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

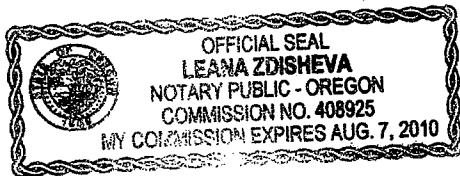
DATED this 5th day of February, 2010.

J. Savage
Jade Elms
[Signature]

STATE OF OREGON)
)ss
County of)

On this 5th day of Feb, 2010, before me, the undersigned, a notary public in and for the said county and state, personally appeared the within-named, Julene Savage, Lester Savage, Jade Elms, Kirk Giudici, who is known to me to be the identical individual described herein and who executed the same freely and voluntarily.

Seal:



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




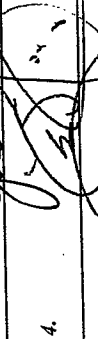
Leana Zdisheva
Notary Public for Oregon
My Commission Expires Aug 7, 2010
Lane County
State of OR

Application #: C * 2008 - _____
 For City Use Only

- * CB = Coburg
- CR = Creswell
- FL = Florence
- OA = Oakridge
- CG = Cottage Grove
- EU = Eugene
- JC = Junction City
- SP = Springfield

PETITION
Petition Signature Sheet
 Annexation by Individuals

We, the following property owners/electors, consent to the annexation of the following territory to the City of (Insert Name of City): Eugene

Signature	Date Signed m/d/y	Print Name	Residence Address (street, city, zip code)	Map and Tax Lot Number (example: 17-04-03-00-00100)	Land Owner	Reg Voter	Acres (qty)
	2/5/10	Jolene Savage	195 Lindner Ln Eugene, OR 97104		✓		.33
	2/5/10	Lester Savage	195 Lindner Ln. Eugene, OR 97104				.33
	2/5/10	Jade Elms	888 W. 8th Ave Eugene, OR 97402	1704133307100 (owner)	✓	✓	.33
	2/5/10	Kiziki	888 W. 8th Ave Eugene, OR 97402	1704133307100 (owner)	✓	✓	.33

Note: With the above signature(s), I am attesting that I have the authority to consent to annexation on my own behalf or on behalf of my firm or agency. (Attach evidence of such authorization when applicable.)

I, Jade Elms (printed name of circulator), hereby certify that every person who signed this sheet did so in my presence.
 X Jade Elms (signature of circulator)

CERTIFICATION OF PROPERTY OWNERS
 The total landowners in the proposed annexation are 2 (qty). This petition reflects that 2 (qty) landowners (or legal representatives) listed on this petition represent a total of 100 (%) of the landowners and 100 (%) of the acres as determined by the map and tax lots attached to the petition. A&T is not responsible for subsequent deed activity which may not yet be reflected on the A&T computerized tax roll.

CERTIFICATION OF ELECTORS
 The total active registered voters in the proposed annexation are 0. I hereby certify that this petition includes 0 valid signatures representing 0 (%) of the total active registered voters that are registered in the proposed annexation.

Alice AD Nash
 Lane County Department of Assessment and Taxation
2-10-10
 Date Certified
Cynthia Klemmich
 Lane County Clerk of Deputy Signature
2/10/10
 Date Certified

Legal Description

BEGINNING at a point on the Northerly right-of-way of Lindner Lane, said point being 25.00 feet from, when measured at right angles to, the centerline of said Lindner Lane, said point also being 224.13 feet North and 246.89 feet East of the initial point of KIRCHOFF ADDITION SUBDIVISION, as platted and recorded in Book 13, Page 19, Lane County Oregon Plat Records; thence following along said northerly right-of-way, South 89°34'30" West 88.30 feet to a point on the easterly right-of-way of Evergreen Drive, said point being 25.0 feet from, when measured at right angles to, the centerline of said Evergreen Drive; thence leaving the northerly right-of-way of said Lindner Lane, and following along the easterly right-of-way of said Evergreen Drive, North 0°04'00" West 162.23 feet; thence leaving said easterly right-of-way, North 89°16'00" East 88.30 feet; thence South 0°04'00" East 162.66 feet to the Point of Beginning, containing 14,314 square feet, more or less, all within the southwest quarter of Section 13, Township 17 South, Range 4 West of the Willamette Meridian, Eugene, Lane County, Oregon.

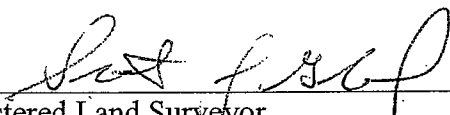
REGISTERED
PROFESSIONAL
LAND SURVEYOR

Scott J. Goebel
OREGON
JULY 16, 1987
SCOTT J. GOEBEL
2280

RENEWAL DATE: 6/30/2011

Certification of Description

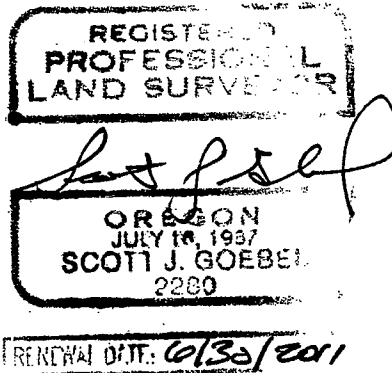
Pursuant to EC 9.7810(7), Annexation Application Requirements, I hereby certify the metes and bounds description of the real property proposed for annexation closes; and the map outlining the boundary is a true representation of the description.

Signature: 
Registered Land Surveyor

Print Name: SCOTT GOEBEL

Date: 5 FEB 2010

Seal:



3/25/10

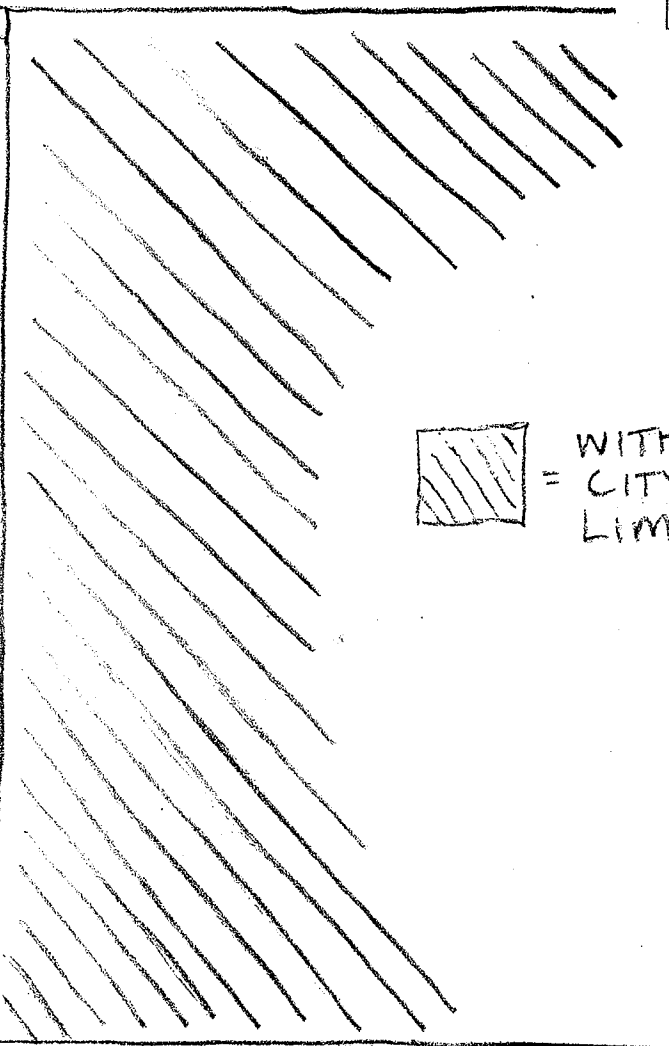
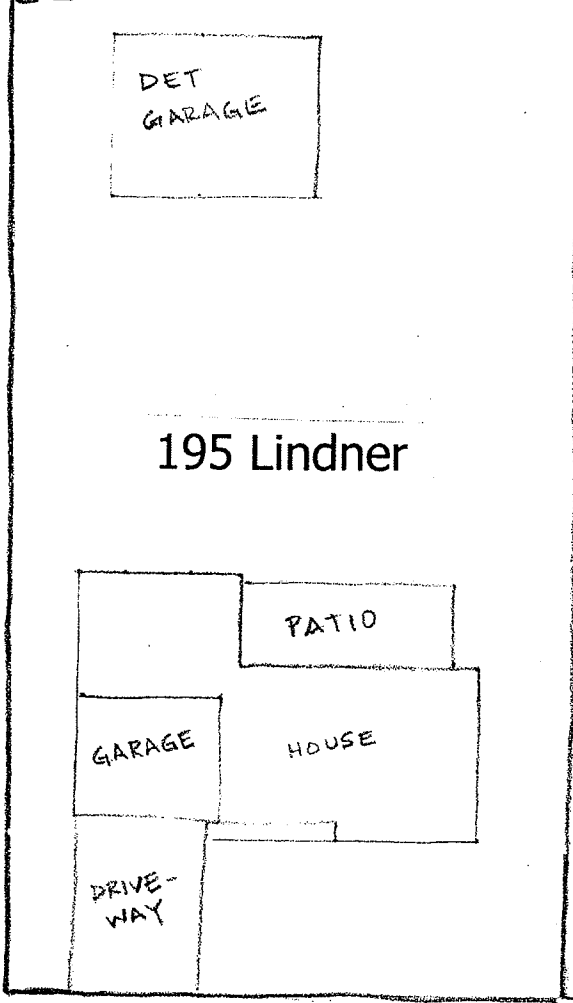
SCALE: 1" = 30'

17 04 13 33 7100



← 88.3 →

5' PUE



= WITHIN CITY LIMIT

EVERGREEN DR.

162.23

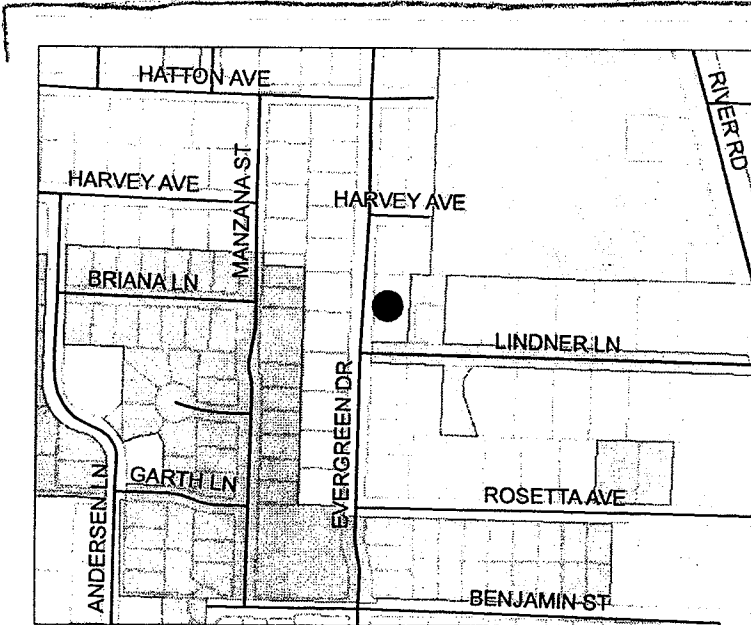
← 88.3 →

LINDNER LN.

Received

MAR 30 2010

City of Eugene
Planning Division



Legend

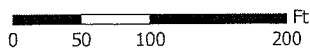
- Streets
- City Limits**
- CITY**
- EUG
- OUT
- Eugene UGB
- Taxlots
- Water Bodies

195 Lindner Ln



Legend

- Addresses
- Streets
- Taxlots
- Water Bodies



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

February 10, 2010



FOR ASSESSMENT
AND TAXATION
ONLY

S.W.1/4 S.W.1/4 SEC.13, T.17S. R.4 W.W.M.

LANE COUNTY
SCALE 1" = 100'

17 04 13 33

NAD 83/91

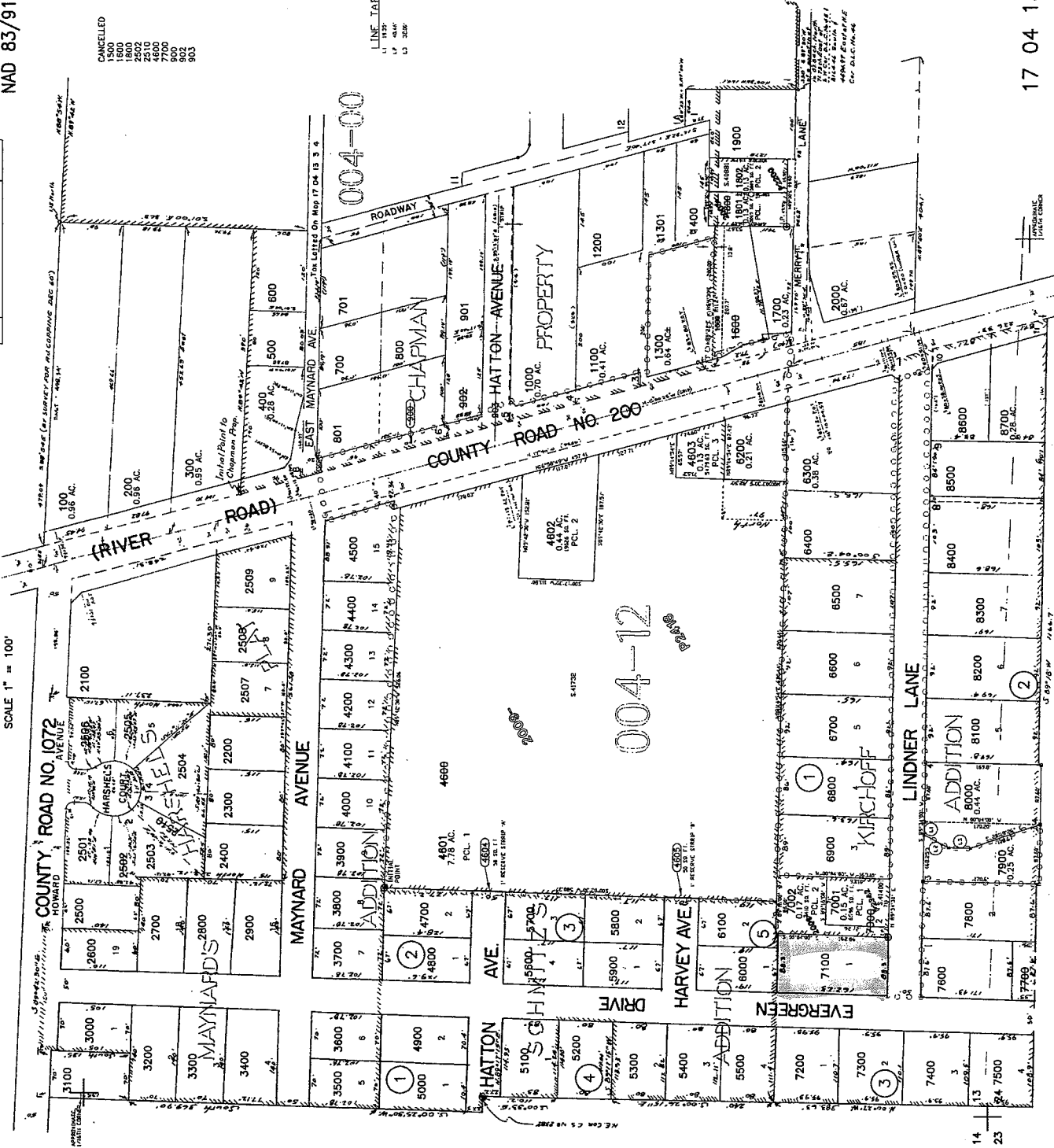
DATE	DESCRIPTION	BY
01/01/00	INITIAL	LANE COUNTY
01/01/00	INITIAL	LANE COUNTY
01/01/00	INITIAL	LANE COUNTY
01/01/00	INITIAL	LANE COUNTY
01/01/00	INITIAL	LANE COUNTY
01/01/00	INITIAL	LANE COUNTY
01/01/00	INITIAL	LANE COUNTY
01/01/00	INITIAL	LANE COUNTY
01/01/00	INITIAL	LANE COUNTY
01/01/00	INITIAL	LANE COUNTY

CANCELLED
1800
1800
1800
2510
4600
7700
802
903



LINE TABLE
1 1836
2 1841
3 2006
4 1800
5 1800
6 1800

SEE MAP 17 04 13 34

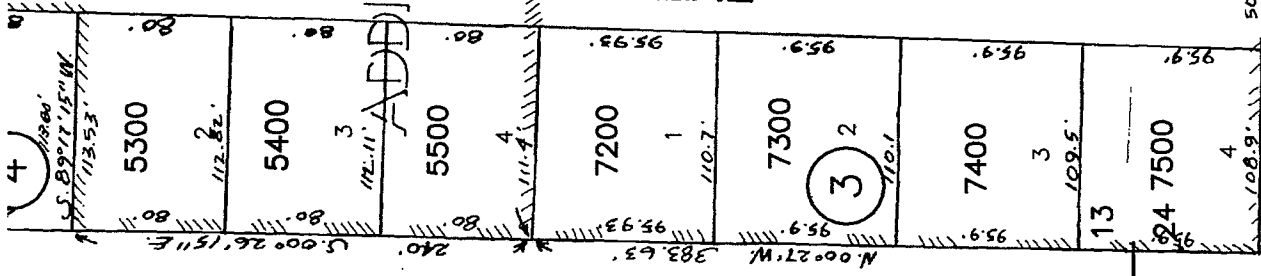


SEE MAP 17 04 14 44

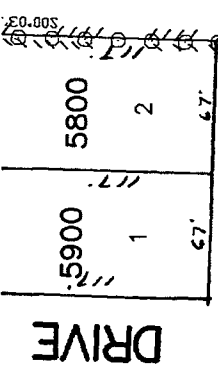
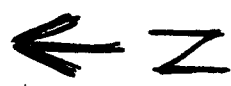
17 04 13 33

SEE MAP 17 04 24 22

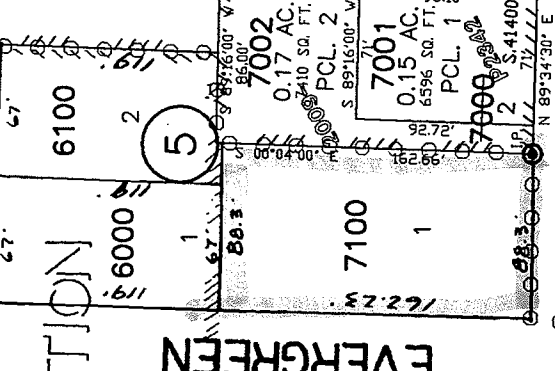
N.E. COR



004-12
P2418



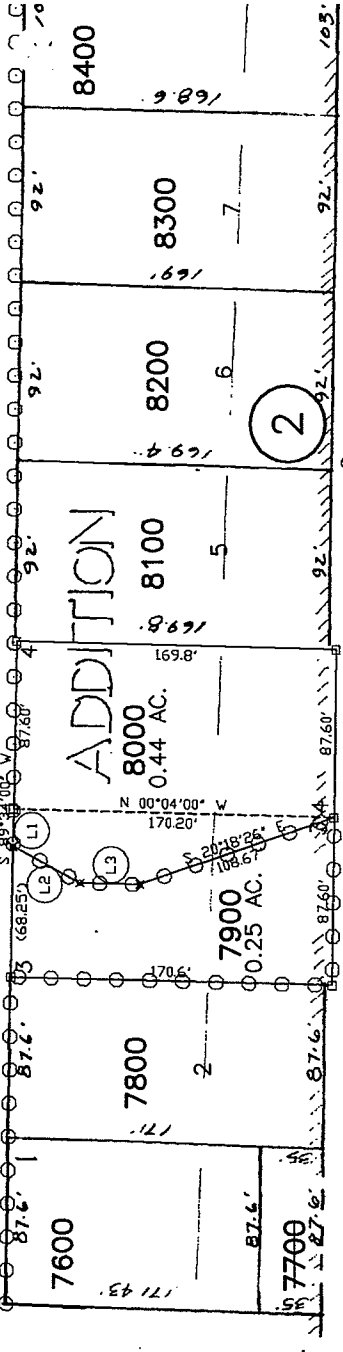
HARVEY AVE.
4605
50 SQ. FT.
1' RESERVE STRIP 'B'



EVERGREEN

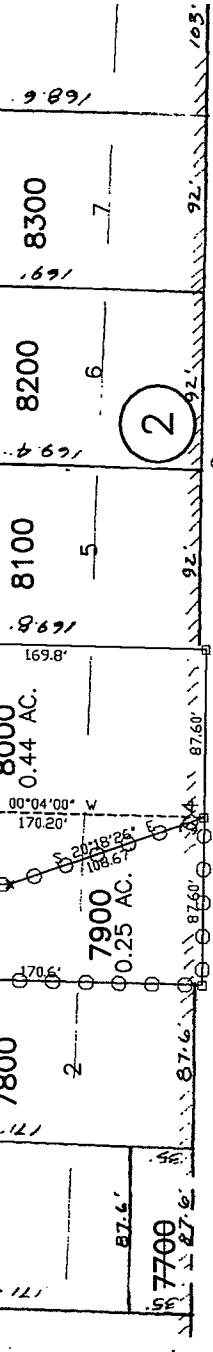
KIRCHHOFF

LINDNER LANE



ADDITION

14
13
23



S. 89° 18' W. 1166.7'

Annexation Application for Kirk Giudici and Jade Elms 2-16-10
SUPPLEMENT (dated 3-30-10)

#15. Urban Services Provision:

River Road Water District (RRWD) contracts with EWEB to provide electricity, water and sewer service to 195 Lindner Ln. RRWD contracts with the City of Eugene to provide fire protection service to 195 Lindner Ln. This can be verified with Cheryl at RRWD by calling 541-689-8936.

It is my understanding that after annexation EWEB would continue to provide electric, water and sewer service and the City of Eugene would continue to provide fire protection service to the above address with the above services no longer being contracted through RRWD.

Note: Although the public works department of the City of Eugene did not find any PUE regarding the property at 195 Lindner Ln, there appears to be a 5' PUE recorded along the north boundary of the property according to the title report. It's possible the easement has never been needed for access. I have included it on the attached Site Plan.

If you should have any further questions please call Jade Elms at 541-954-6982 or email her at jade@barnhartassociates.com

Thank you,



Jade Elms

Received Date: 3-30-10

MAR 30 2010

City of Eugene
Planning Division

Summary of Urban Service Provision

This form is intended as a guide to assist applicants in demonstrating that a minimum level of key urban services can be provided to the area proposed for annexation. Space is provided on this form for you to provide detailed information on service provision. Please add additional pages if necessary to provide details of servicing issues related to the area you are annexing. To assist you in providing this information, some contacts are listed below. For large or difficult to serve properties, you may wish to contact a private land use planning consultant to prepare your application.

Property Owner(s) Name:

Jade Elms and Kirk Giudici

Assessor's Map and Tax Lot Numbers for Properties Proposed for Annexation
(For example: Map 17-03-19-31, Tax Lot 100)

1704133307100

Wastewater -- All new development must connect to the wastewater (sanitary sewer) system. Is wastewater service available to serve the area proposed for annexation? (For more information, contact the Engineering staff at the City of Eugene Permit and Information Center or call 541-682-8400.)

The property(ies) in this annexation request:

will be served from an existing gravity wastewater line.

Location and size of existing wastewater line:

6" line at SE corner of property (see attached map)

will be served by an extension of an existing gravity wastewater line.

Where will a wastewater line be extended from? When will it be extended? By whom?

N/A

Stormwater -- Site plans for all new development must provide for drainage to an approved system consistent with the Comprehensive Stormwater Management Plan. City approval for storm drainage will be required as part of the development process. (For more information, contact the Engineering staff at the City of Eugene Permit and Information Center or call 541-682-8400.)

Is the site currently served by an approved stormwater system?

N/A

If yes,
location?

Fire and emergency services (Please indicate which fire district serves subject property.)

_____ Santa Clara - Fire protection services are currently provided to the subject property by the Santa Clara Rural Fire Protection District. Upon annexation, this property will be automatically withdrawn from the Santa Clara RFPD, and fire protection will be provided by the City of Eugene Fire & EMS Department.

_____ River Road - Fire and emergency services - Fire protection is currently provided to the subject property by the River Road Water District under contract with the City of Eugene. Upon annexation, fire protection will be provided directly by the City of Eugene Fire & EMS Department.

Emergency medical transport (i.e., ambulance) services are currently provided on a regional basis by Eugene, Springfield, and Lane Rural Fire/Rescue to central Lane County, including the River Road and Santa Clara areas. After annexation, this service will continue to be provided by the current provider. All ambulance service providers have mutual aid agreements and provide back-up service into the other providers' areas.

Planning and Development Services -- Planning and building permit services are provided to the area outside the city limits but within the urban growth boundary by the City of Eugene. This service would continue after annexation.

EWEB (Eugene Water and Electric Board) currently provides water and electric service in the Eugene area and can provide service to new development in the River Road and Santa Clara area upon annexation. Some properties in northern Eugene receive electric service from EPUD (Emerald People's Utility District). Some properties in south Eugene receive electric services from the Lane Electric Cooperative; please note if this is the case for your property. For more information contact EWEB, ph. 484- 2411, EPUD, ph. 746-1583 or Lane Electric Co-op, 484-1151.

Electric Service -- Which electric company will serve this site?

EWEB

Water Service -- Please provide the size and location of the water main closest to your property. 4" main

_____ runs E/W at South side of lot

Solid Waste -- Solid waste collection service is provided by private firms. Regional disposal sites and the Short Mountain Landfill are operated by Lane County.

Natural Gas -- Northwest Natural Gas can extend service to new development in this area.

Communications -- US West Communications and a variety of other telecommunications providers offer communications services throughout the Eugene/Springfield Area.

SEE SHEET 22
3/10/060

TRAVEL POINT
EL. 307.78

WATER VALVE
FINE HYDRANT

WATER METER
EL. 308.32

WATER METER
EL. 308.08

WATER METER
EL. 308.13

TRAVEL POINT
EL. 308.78

WATER METER
EL. 307.20

WATER METER
EL. 307.83

TL# 7100
195

TL# 7000
185

TL# 6900
165

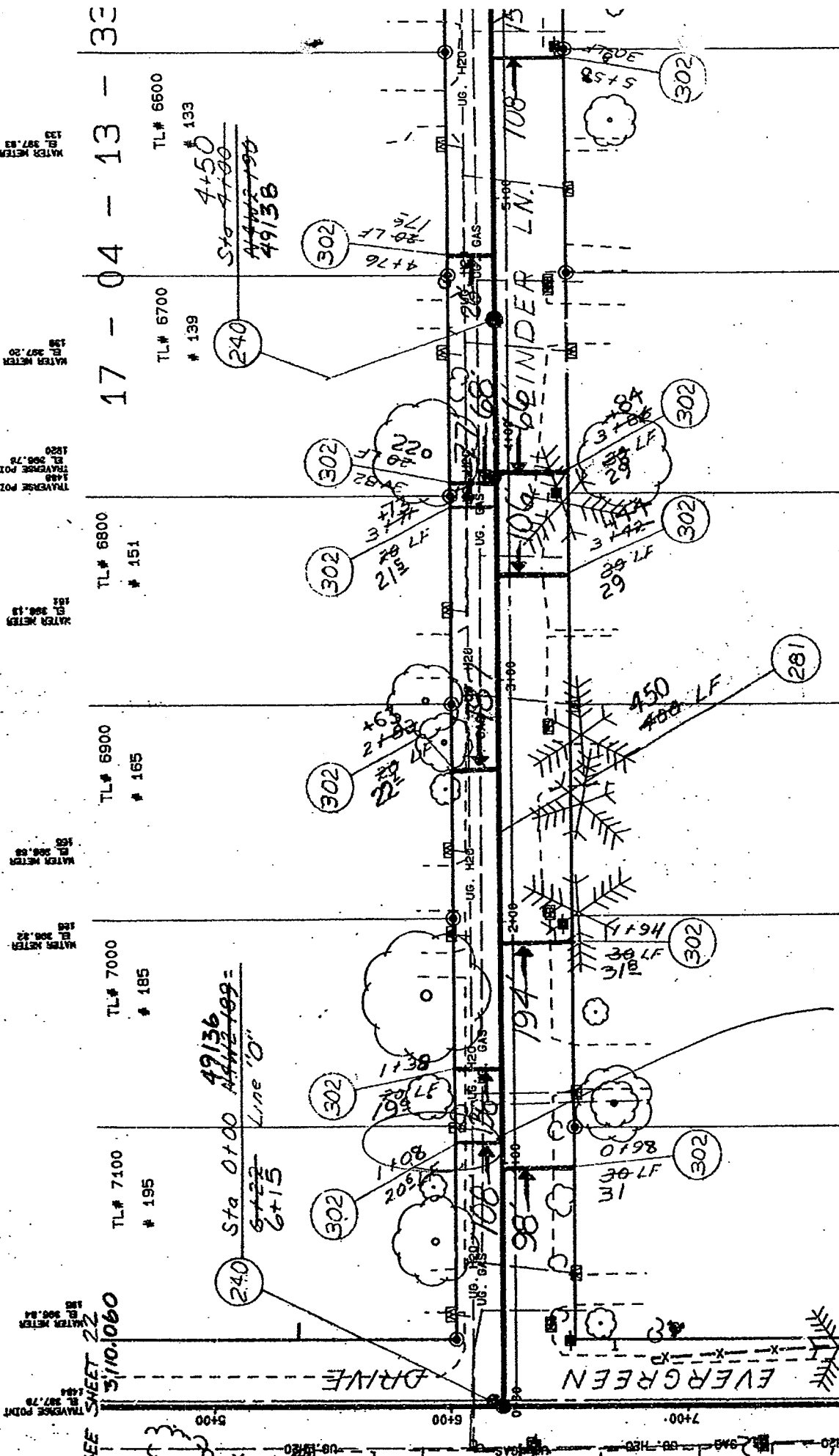
TL# 6800
151

TL# 6700
139

TL# 6600
133

Sta 0+00
6+22
6+15
Line "O"

4+50
4+100
4+150
49136



6" service lateral