



# CITY OF LYONS

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## ORDINANCE NO. P10-68-2020

AN ORDINANCE REZONING A 1.56 ACRE PARCEL TO A SINGLE FAMILY RESIDENTIAL (SFR) ZONE AND ANNEXING THE 1.56 ACRE PARCEL WHICH IS CONTIGUOUS WITH THE CURRENT CITY LIMITS OF THE CITY OF LYONS, WITHOUT AN ELECTION OF THE PEOPLE.

WHEREAS, the City of Lyons City Council adopted Ordinance P10-66-2019 approving the land use application, City File #2019-04, from Jeffrey D. Peters to:

- (1) Amend the City of Lyons Urban Growth Boundary to add approximately 1.50 acres to the Lyons UGB and concurrently change the comprehensive plan designation to Residential, and.
- (2) Annex and Rezone the property to a Single Family Residential (SFR) zone if the amendment to the Lyons Urban Growth Boundary is approved by Linn County; and

WHEREAS, Table 1 summarizes the proposal approved by the City of Lyons; and.

Table 1

**File 2019-04 Lyons UGB & Comprehensive Plan Map Amendment, Annexation and Zone Change**

Parcel #	Assessor's Map	Tax Lot	Parcel Size	Existing Linn County Comp Plan	Existing Linn County Zoning	City of Lyons Comp Plan & Zoning	Acres to be added to the Lyons UGB
Area 1	09S 02E 19A	00103 (part)	8.29 Acres	Farm Forest	FF	This portion of the parcel will remain outside the City. No plan or zone change.	
Area 2	09S 02E 19A	00103 (part)	1.50 +/- acres	Farm Forest	FF	Residential Single-Family (SFR)	1.5+/- acres
Area 3	09S 02E 19A	00103 (part)	0.32 Acres	This portion of the parcel is in the City of Lyons No plan or zone change		Residential Single-Family (SFR)	None

WHEREAS, on April 7, 2020 the Linn County Board of Commissioners approved Ordinance 2020-050 and Board Order 2020-049 amending the City of Lyons Urban Growth Boundary and redesignating the 1.50+/- acre site for Residential use on the City of Lyons Comprehensive Plan map; and

WHEREAS, the purpose of this ordinance is to annex 1.56-acres to the City of Lyons and to amend

the Lyons Zoning Map to rezone the 1.56-acres to Single Family Residential (SFR), consistent with the decisions of the Lyons City Council and the Linn County Board of Commissioners; and

WHEREAS, the Oregon Department of Revenue has reviewed the annexation map and legal description for the annexation area and provided the City with a Notice of Preliminary Approval for the annexation.

**NOW, THEREFORE, the City Council of the City of Lyons hereby ordains as follows:**

**SECTION 1: ANNEXATION AREA.** The following property, shown on the map attached hereto as “Exhibit A”, and described in the legal description, attached hereto in “Exhibit B”, is hereby proclaimed to be annexed into the City of Lyons.

Parcel	Owner(s)	Linn County Assessor Map & Tax Lot	Size in Acres	Existing Use
1	Jeff Peters	09S 2E 19A Tax Lot 00103 (part)	1.56	Vacant

**SECTION 2. ZONING MAP AMENDMENT.**

The Lyons Zoning Map is hereby amended to rezone the following property from a Linn County Farm Forest (FF) zone to a City of Lyons Single Family (SFR) Residential zone.

Parcel	Owner(s)	Linn County Assessor Map & Tax Lot	Size in Acres	Existing Use	Prior Linn County Zoning	New City of Lyons Zoning
1	Jeff Peters	09S 2E 19A Tax Lot 00103 (part)	1.56	Vacant	Farm Forest	Single-Family Residential (SFR)

Attached hereto is Exhibit “C”, which accurately portrays the 1.56-acre area of a 10.11-acre parcel that is rezoned to Single Family Residential (SFR).

**SECTION 3: RECORD.**

1. The City Recorder shall submit a certified true copy of this ordinance to the Oregon Secretary of State and the Oregon Department of Revenue.
2. The City Recorder shall send a certified true copy of this ordinance to the Linn County Planning Department, Linn County Assessor, the Linn County Clerk and the Linn County Geographic Information Systems Department within ten (10) days of the effective date of the annexation.
3. The City Recorder shall notify all affected utilities of the annexation and provide them with a copy of this ordinance, so the utilities can modify their franchise service area.

**SECTION 4. SEVERABILITY.**

The provisions of this ordinance are severable. If a section, sentence, clause, or phrase of this ordinance is adjudged by a court of competent jurisdiction to be invalid, the decision shall not affect the validity of the remaining portions of this ordinance.

This Ordinance passed by the Lyons City Council this 26<sup>th</sup> day of May 2020.

APPROVED: \_\_\_\_\_  
Lloyd Valentine - Mayor  
City of Lyons, Oregon

Date: \_\_\_\_\_

ATTEST:

By: \_\_\_\_\_  
Micki Valentine - Recorder  
City of Lyons, Oregon

Date: \_\_\_\_\_

# EXHIBIT A ANNEXATION MAP

A 1.56-acre portion of a 10.11-acre parcel in Lyons, Oregon  
Linn County Assessor's Map 09S02E 19A Tax Lot 00103

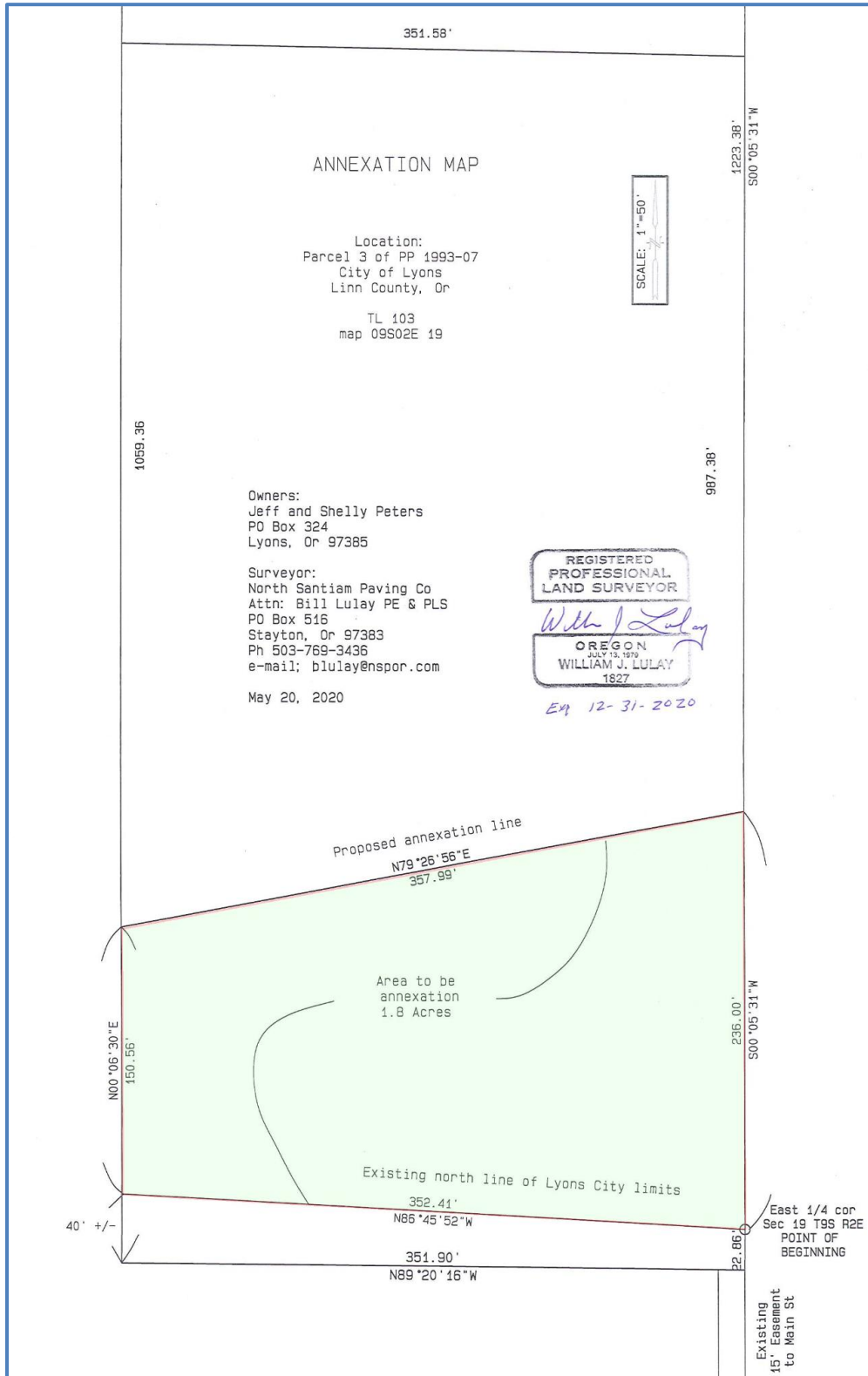


EXHIBIT B

ANNEXATION AREA

A 1.56-acre portion of a 10.11-acre parcel  
Linn County Assessor's Map 09S02E 19A Tax Lot 00103  
in Lyons, Oregon

PROPERTY THAT IS CONTIGUOUS WITH THE CURRENT CITY LIMITS OF THE CITY  
OF LYONS, OREGON.

Real property in the County of Linn, State of Oregon, described as follows:

Beginning at the East quarter corner of Section 19, Township 9 South, Range 2 East of the  
Willamette Meridian, Linn County, Oregon;

Thence North  $86^{\circ}45'52''$  West along the north City limit line of the City of Lyons 352.41 feet  
more or less to the west line of Parcel 3 of Partition Plat 1993-07;

thence North  $00^{\circ}06'30''$  East along said west line 150.56 feet more or less to a point 189.24 feet  
north of the southwest corner of said Parcel 3;

thence North  $79^{\circ}26'56''$  East 357.99 feet to the east line of said Parcel 3;

thence South  $00^{\circ}05'31''$  West along said east line 236.00 feet to the Point of Beginning and  
containing 1.56 acres more or less.

EXHIBIT C

1.56-ACRE AREA of a 10.11-ACRE SITE  
REZONED TO SINGLE-FAMILY RESIDENTIAL (SFR)

