

BEFORE THE BOARD OF COUNTY COMMISSIONERS

FOR COLUMBIA COUNTY, OREGON

In the Matter of the Proposed Annexation )  
of Additional Territory into the Clatskanie )  
Rural Fire Protection District )  
)  
[John D. Karamanos, Chief Petitioner] )  
\_\_\_\_\_ )

**Amended Order No. 15 – 2008**  
(Finalizing Annexation)

WHEREAS, in November 2007, John D. Karamanos and J&S Reserve LLC, Chief Petitioners, and additional petitioners Patricia Ann Cink, Gerald and Donna Carver, and Merry Humphrey Melonas and Pam Sellix, filed a Petition for Annexation into a Special District, requesting approval of the annexation of property owned by these petitioners in Columbia County, Oregon, into the Clatskanie Rural Fire Protection District (RFPD); and

WHEREAS, pursuant to ORS 198.705(16), Columbia County is the principal county for purposes of this annexation petition; and

WHEREAS, the Board of County Commissioners scheduled the time and place for the hearing on the annexation for February 20, 2008, at or after 10:00 a.m., in the Board of County Commissioners Meeting Room, 230 Strand, St. Helens; and

WHEREAS, notice of the annexation hearing was given by publication in February 6, 2008, and February 13, 2008, edition of *The Clatskanie Chief*; and

WHEREAS, the request for annexation meets the requirements of ORS 198.855(3) whereby the petition was signed by all of the owners of all the land in the territory proposed to be annexed and, therefore, no election in the affected territory and district is needed; and

WHEREAS, the territory proposed for annexation into the Clatskanie RFPD is legally described on the document attached hereto, labeled Amended Exhibit 1, and incorporated herein by this reference; and

WHEREAS, maps of the territory proposed for annexation into the Clatskanie RFPD are attached hereto, labeled Amended Exhibit 2, and incorporated herein by this reference; and

WHEREAS, the Board first heard the matter at the February 20, 2008, hearing, when it determined that the proposed new area would benefit by annexation to the District; and

WHEREAS, in making that determination the Board applied the following criteria set out in ORS 199.462:

- » Local comprehensive planning for the area;
- » Economic, demographic and sociological trends and projections pertinent to the proposal;
- » Past and prospective physical development of land that would directly or indirectly be affected by

the proposed boundary change; and

» The goals adopted under ORS 197.225; and

WHEREAS, upon review of the new boundaries, as proposed, the Board considered the benefits the proposed annexation will have both within and outside of the proposed new territory, and determined that annexation would benefit the general safety and welfare of those areas;

NOW THEREFORE, IT IS HEREBY ORDERED as follows:

1. The Board of County Commissioners of Columbia County, Oregon, hereby approves the annexation of additional territory as described in the exhibits attached hereto into the Clatskanie RFPD.
2. The Principal Act of the District is ORS Chapter 478.
3. The name of the District will remain the "Clatskanie Rural Fire Protection District." The purpose of the District is to provide fire protection to residents and properties within the District.
4. The boundaries of the District will be extended by the addition of the territory described and depicted on the exhibits attached hereto.
5. The territory described and depicted on the exhibits attached hereto is hereby annexed to the District.
6. Within ten days after the date this order is executed, duplicate copies of this order shall be filed with the Department of Revenue, the Secretary of State, and with the Columbia County Clerk and the Columbia County Assessor.
7. The Clatskanie Rural Fire Protection District is directed to prepare and submit to the Oregon Department of Revenue, the Columbia County Assessor and County Counsel a precise legal description of the property annexed into the District which meets the requirements of ORS 308.225.

DATED this 19<sup>th</sup> day of March, 2008.

BOARD OF COUNTY COMMISSIONERS  
FOR COLUMBIA COUNTY, OREGON

By: \_\_\_\_\_  
Chair

By: \_\_\_\_\_  
Commissioner

By: \_\_\_\_\_  
Commissioner

Approved as to form:

By: John Uhlir  
Office of County Counsel

*[Note: This Order is being re-adopted, as amended, to correct the legal description and maps originally attached as Exhibits 1 and 2. The new exhibit is labeled Amended Exhibit 1 and Amended Exhibit 2].*

S:\COUNSEL\SPECDIST\CLATS RFPD\ORDER FINAL AMD.wpd

# AMENDED

## EXHIBIT 1

### Legal Description

#### Territory to be Annexed into the Clatskanie Rural Fire Protection District

A parcel of land located in Sections 30, 31, 32, and 33 of Township 8 North, Range 5 West and Section 5 of Township 7 North, Range 5 West of the Willamette Meridian, Columbia County, Oregon and being more particularly described as follows:

**BEGINNING** at the intersection of the West line of said Section 30 and the Ordinary High Water Line on the South Bank of the Columbia River;

Thence, South along the West line of said Section 30 and 31, which is also the boundary line between Clatsop and Columbia Counties of said state, to the center line of Westport Slough, which is the most Westerly Northwest corner of the existing Clatskanie Rural Fire Protection District boundary;

Thence, Southerly and Easterly along the center line of Westport Slough and the center line of the un-named slough connecting Westport Slough and Kelli Slough, and East along the South section line of said Section 31, Township 8 North, Range 5 West, Willamette Meridian; to the centerline of Kelli Slough.

Thence, Northerly and Easterly along the center line of Kelli Slough to the Southeast corner of the Northwest quarter of the Southwest quarter of said Section 33;

Thence, North along the East line of Northwest quarter of the Southwest quarter of said Section 33, to the Northeast corner of the Northwest quarter of the Southwest quarter of said Section 33;

Thence, West along the North line of the Northwest quarter of the Southwest quarter of said Section 33, to the Southwest corner of the Tomi and Katri Kaleton parcel, as recorded in Book 74, page 112, Deed Records of Columbia County, Oregon;

Thence, North along the West line of the said Tomi and Katri Kaleton parcel to a point on the Ordinary High Water Line on the South bank of the Columbia River;

Thence, Westerly, along the Ordinary High Water Line on the South bank of the Columbia River to the **POINT OF BEGINNING**.

AMENDED

EXHIBIT 2

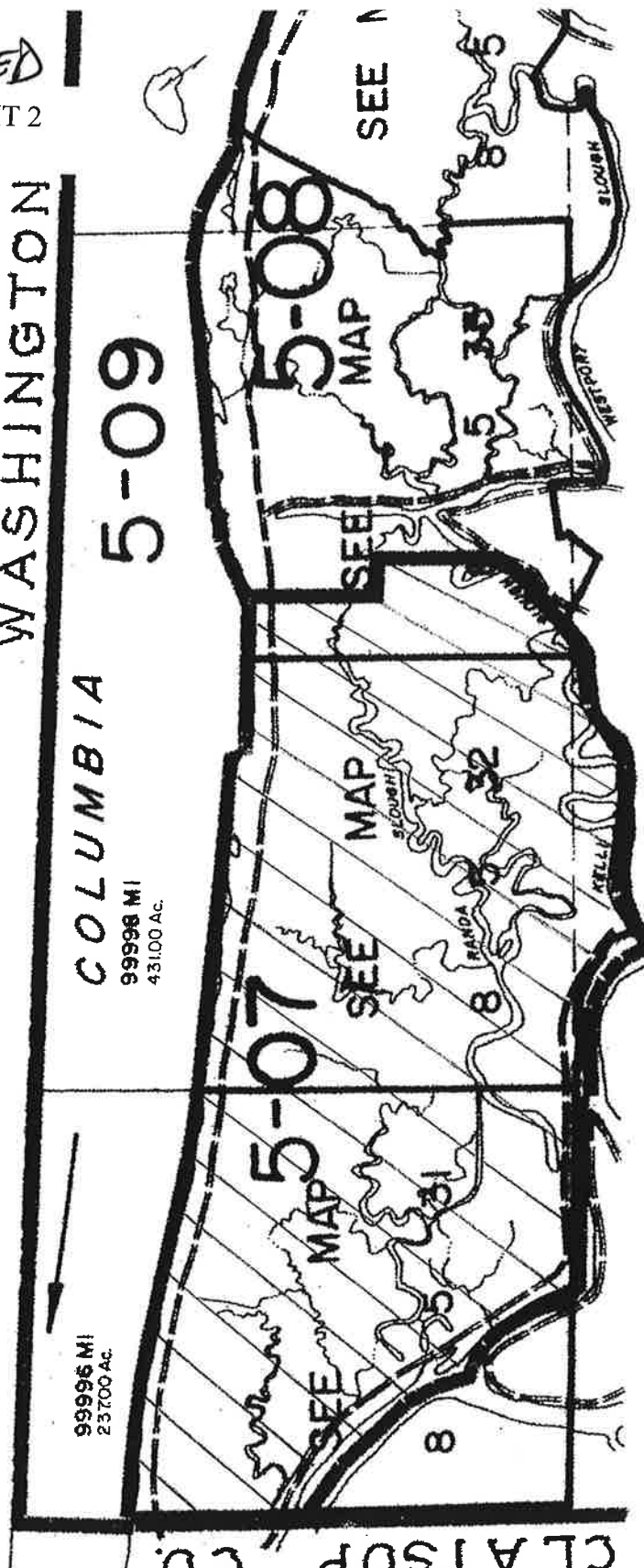
WASHINGTON

COLUMBIA

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99996 MI  
43100 AC.

CLATSOP CO.



SEE MAP 7 5

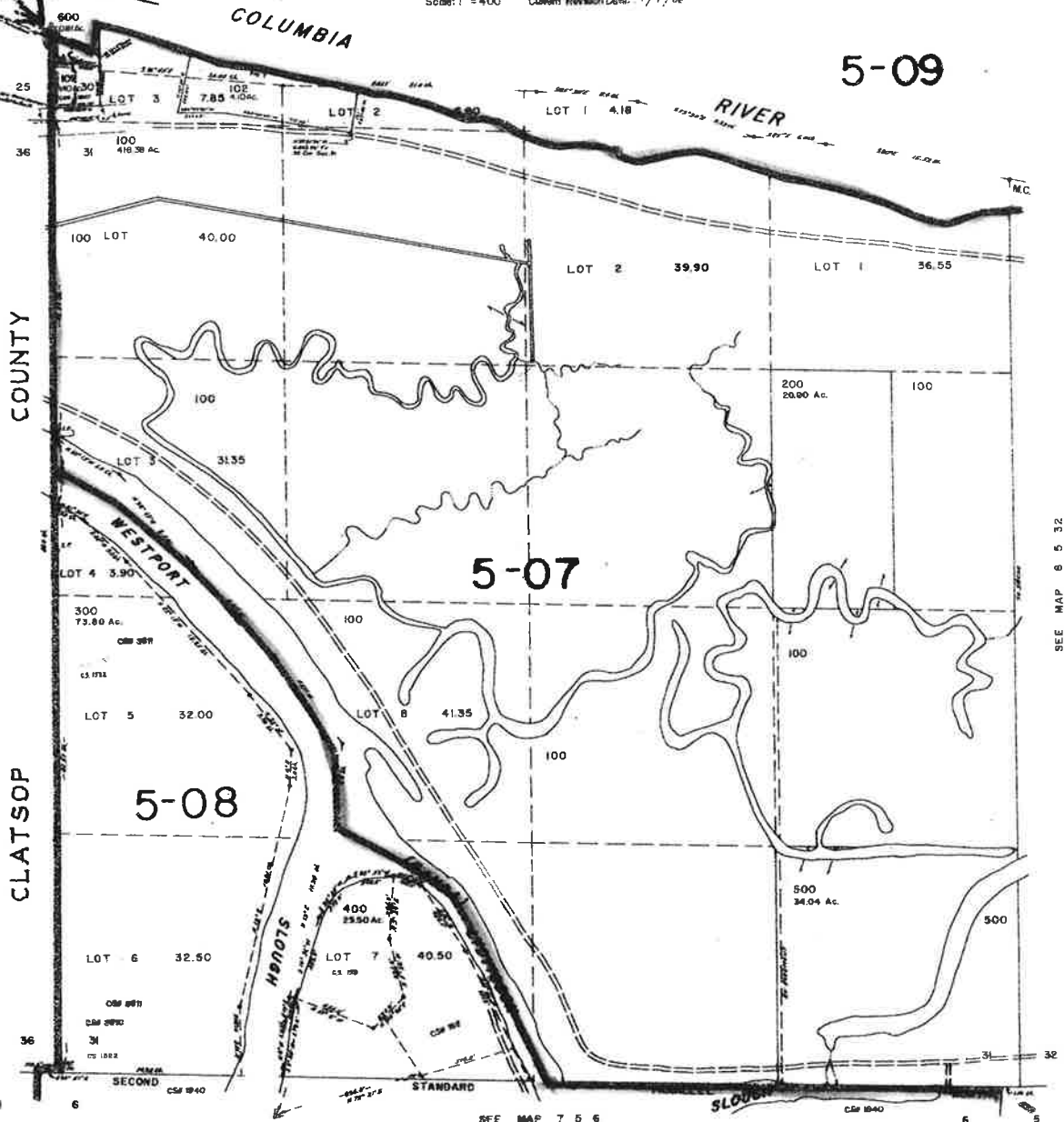
POINT OF BEGINNING

SECTION 31 T8N. R5W. W.M.

COLUMBIA COUNTY

THIS MAP HAS BEEN PREPARED FOR ASSESSMENT PURPOSES ONLY  
Scale: 1" = 400' Current Revision Date: 1/7/06

5-09



SEE MAP 6 5 32

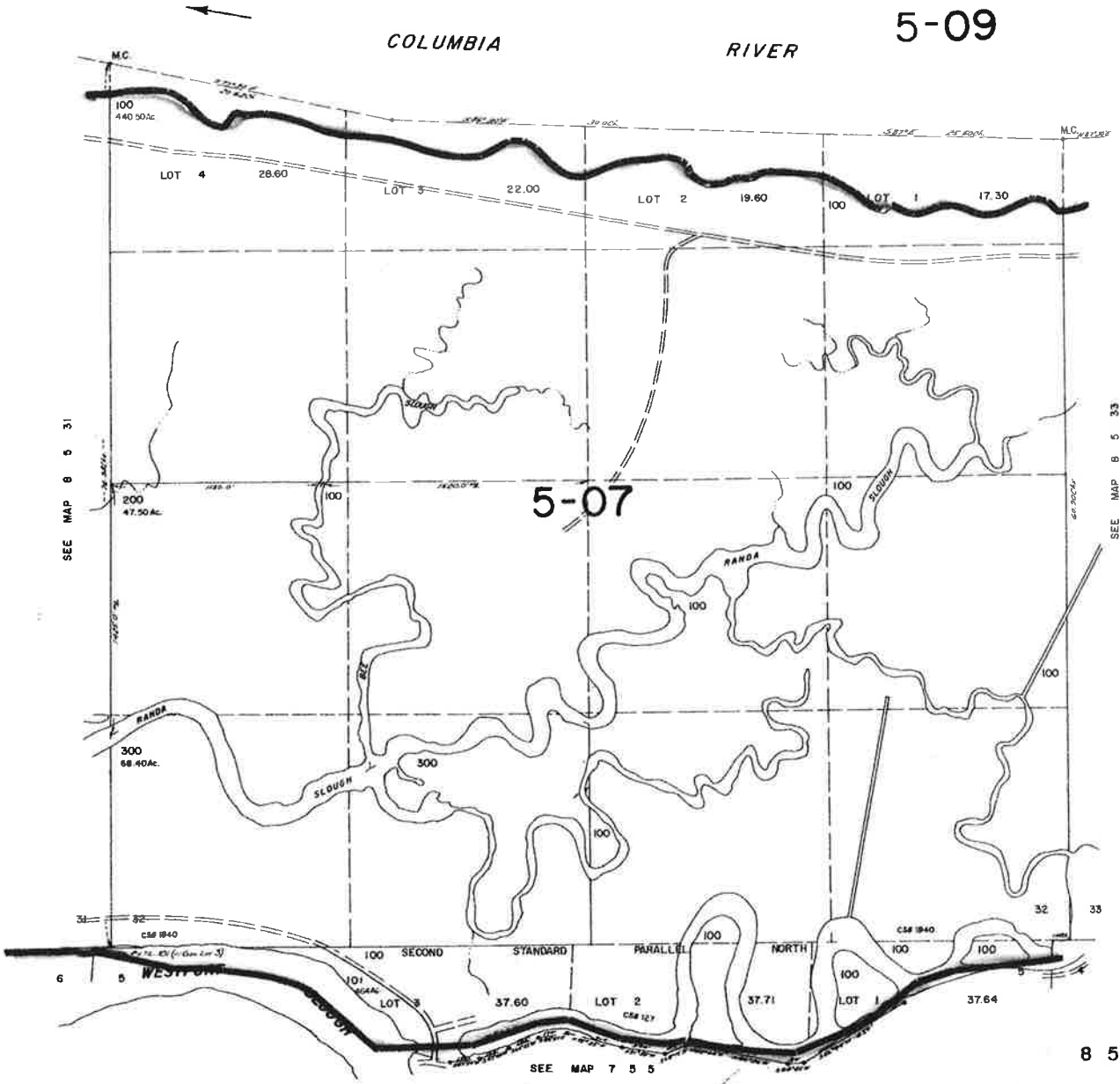
SEE MAP 7 5 6

SECTION 32 T8N. R.5W. W.M.

COLUMBIA COUNTY

THIS MAP HAS BEEN PREPARED FOR ASSESSMENT PURPOSES ONLY  
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CS# 214  
CS# 619



SECTION 33 T8N. R5W. W.M.

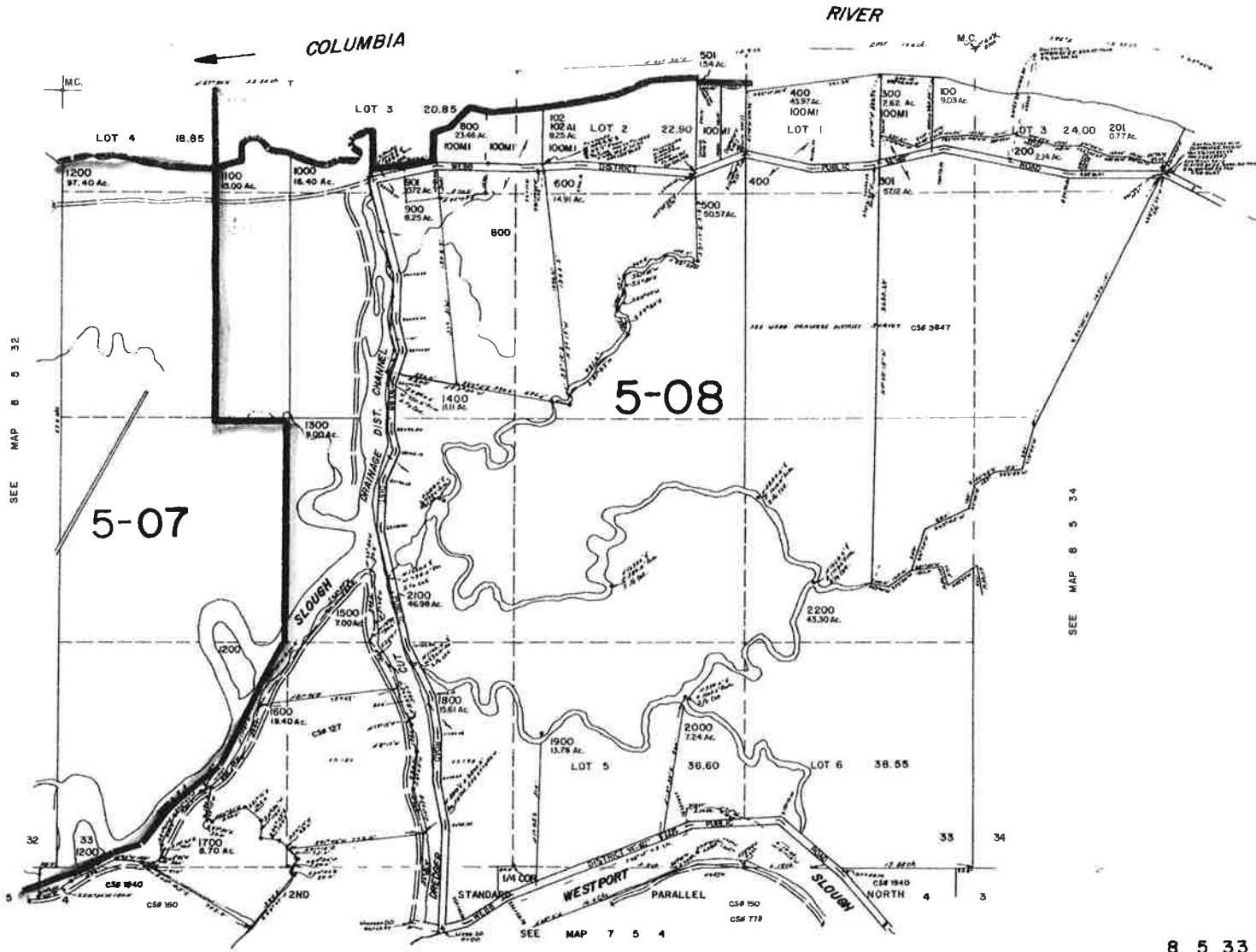
COLUMBIA COUNTY

THIS MAP HAS BEEN PREPARED FOR ASSESSMENT PURPOSES ONLY  
Scale: 1" = 400' Current Revision Date: 5/26/00

8 5 33

CS# 192  
CS# 214  
CS# 618  
CS# 3847  
CS# M-244

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8 5 33