



ORDINANCE NO. 22-705

AN ORDINANCE OF THE CITY OF WINSTON, OREGON, CITY COUNCIL, ANNEXING CERTAIN PROPERTY IDENTIFIED AS TAX LOT 800 IN TOWNSHIP 28S, RANGE 6 WEST SECTION 20BC PROPERTY ID NO. R62283 AND WITHIN THE OWNERSHIP OF MICHAEL K MILLER TRUST.

NOW, THEREFORE, THE CITY OF WINSTON, OREGON, CITY COUNCIL HEREBY ORDAINS AS FOLLOWS:

SECTION 1. FINDINGS OF FACT

- A. Pursuant to the provisions of ORS 222.125, the City Council of the City of Winston initiated annexation proceedings for the property.
- B. The Winston Planning Commission on May 18, 2022, held a public hearing on the proposed annexation and voted to forward a favorable recommendation to the Winston City Council to proclaim the annexation by ordinance, and adopted the following findings in support of their recommendation:
 1. The property proposed for annexation is wholly and completely within the current City of Winston Urban Growth Boundary.
 2. The subject property being annexed is currently designated by the City as Residential 3.0 DU/AC by the City Comprehensive Plan Land Use Plan Map.
 3. The subject property being annexed is currently zoned by the City as (RLB) Residential Low-Density B by the City Zoning Ordinance.
 4. Upon annexation, the subject property will not have to be withdrawn from any special district.
 5. The subject property being annexed is contiguous to the current city limits on its east and north property lines.
 6. The full 0.99 acre property is proposed for annexation into the City. The property consists of a single tract of land under the ownership of one property owner and elector. The property owner/elector, Michael Miller, Trustee of the Michael K Miller Trust has requested the annexation under ORS 222.125.
 7. A statement of consent to annexation was filed with the City of Winston in the form prescribed by the City, signed by the owners/electors and dated November 16, 2021.
 8. The Winston City Council, under the authority of ORS 222.125, by resolution or ordinance, may set the final boundaries of the area to be annexed by a legal description and proclaim the annexation.

- C. Written notice of this application and its attendant hearings were mailed to surrounding property owners and affected parties on April 28, 2022. Notice of the City Council public hearing was also published in the News-Review newspaper on May 23, 2022.
- D. Notice was sent to Douglas County Planning on April 28, 2022, as per Section 7 Annexations, as agreed in the City of Winston/Douglas County Urban Growth Management Agreement. Douglas County Planning did not provide any comments on the proposed annexation.

SECTION 2. PROPERTY DESCRIPTION

A legal description of the subject property, as identified in Douglas County Clerk Records, instrument 2021-5633 and is attached, prepared by a Registered Licensed Surveyor in the State of Oregon, as part of this ordinance.

SECTION 3. ANNEXATION ORDERED

Based upon the above Findings of Fact and the recommendation of the Winston Planning Commission, the City Council hereby declares the annexation of the above described property to be in the best interest of the City, dispenses with holding of an election, and proclaims the property annexed into the City.

SECTION 4. EFFECTIVE DATE

The effective date shall be the date this annexation is filed with Oregon Secretary of State and the Oregon Department of Revenue. For all other purposes, this Ordinance shall take effect thirty (30) days from the date of City Council approval and adoption.

FIRST READING BY THE CITY OF WINSTON OREGON CITY COUNCIL ON THIS 18TH DAY OF JULY 2022.

SECOND READING, AND ADOPTION, BY THE CITY OF WINSTON OREGON CITY COUNCIL ON THIS 15TH DAY OF AUGUST 2022.

APPROVED BY THE MAYOR ON THIS 15TH DAY OF AUGUST 2022.



David S. Rutter, Mayor

Attest: 

Cindy M. Sarti, City Recorder