

RESOLUTION NO. 1541

**A RESOLUTION APPROVING THE REAPPORTIONMENT OF TAX LOT 1903
WITHIN LOCAL IMPROVEMENT DISTRICT 10, 95TH AVENUE INDUSTRIAL AREA.**

WHEREAS, City Council approved Ordinance No. 410 on January 19, 1993, which apportioned the costs of improvements within Local Improvement District No. 10, 95th Avenue Industrial Area; and

WHEREAS, the owner of tax lot 1903 has divided the parcel and requested the existing assessment be reapportioned; and

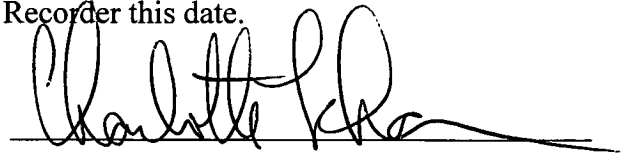
WHEREAS, the Finance Director has evaluated the divided properties and has determined that this reapportionment would not impair the security of the City for collection of the assessments on the property; and

WHEREAS, the Finance Director has written a report on the request and recommends to City Council that such reapportionment be approved.

NOW, THEREFORE, THE CITY OF WILSONVILLE RESOLVES AS FOLLOWS:

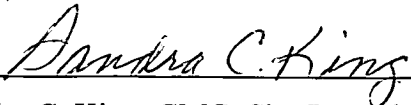
1. That the City Council does hereby accept the Finance Director's report attached hereto as Exhibit "A".
2. That the City Council shall approve the reapportionment of Tax Lot 1903 as recommended within the above report.

ADOPTED by the Wilsonville City Council at a special meeting thereof this 18th day of February, 1999, and filed with the Wilsonville City Recorder this date.



CHARLOTTE LEHAN, MAYOR

ATTEST:



Sandra C. King, CMC, City Recorder

SUMMARY of votes:

Mayor Lehan	Yes
Councilor Helser	Yes
Councilor Barton	Yes
Councilor Kirk	Yes
Councilor Holt	Yes

Exhibit A
Finance Director Report

Property Owner: North Wilsonville Association
Tax Lot: 3 1W 11 1903 (portion)
LID Account: 1014(a)

When the local improvement district was originally formed only the eastern portion of tax lot 1903 was included in the assessment. Since the formation the owner has sought to partition his property between that which has an assessment lien and that which is not subject.

The original tax lot 1903 was 15.84 acres. The partitioning results in two actions. First, the western portion of 7.19 acres is created and is identified as tax lot 1906. This parcel, except for a small triangle shaped piece of land, was never in the assessment district. The second action is to swap similar sized parcels between tax lot 1903 and 1906 to achieve a straight line partitioning. See map for clarification. The eastern portion size is 8.65 acres.

The property owner is current with respect to assessment payments to the City. The small triangular parcels are similar in size and assumed to be of similar value. Thus, the security for the City's underlying debt is not adversely impacted.

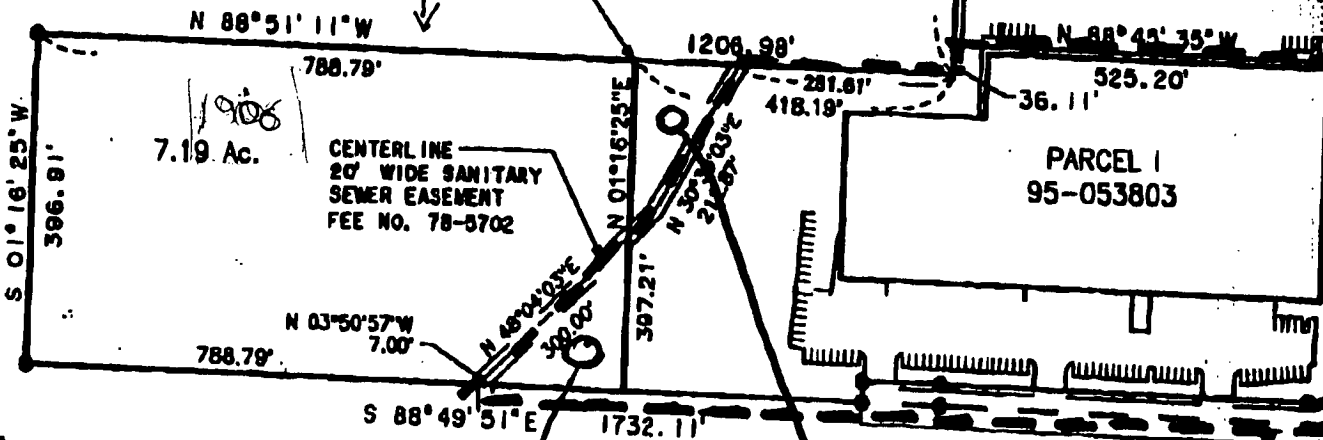
Exhibit Map

7.19 ACRE TRACT
PART OF PARCEL I, DOCUMENT 95-053803
NE 1/4 SEC. 11, T.3S., R.1W., W.M.
City of Wilsonville, Clackamas County
Oregon

THIS PARCEL
NOT A PART OF
LIEN

Parcel "P"
Fee No. 70 5116

P.O.B.



NOT TO SCALE
FEB. 6, 1998

Surveyor:
Weddle & Assoc., Inc.
1760 SW Skyline Blvd.
Suite 105
Portland, OR 97221-2544
(503) 292-8083
1-888-222-8083
Fax: (503) 292-0938

This triangle
removed from
assessment Lien

THIS TRIANGLE
ADDED TO
ASSESSMENT LIEN

ORIGINAL BOUNDARY

Job No. 2745X

06/22/98 16:54 FAX 206 624+1795
Feb 06 98 01:03P
WESMAR
503-234

06/22/98 MON 5:53 [TX/RX NO 7927]

City of

WILSONVILLE
in OREGON



MEMORANDUM

Date: February 18, 1999

To: Honorable Mayor and City Council

From: Gary S. Wallis, Finance Director *Gary*

Subject: Request to Reapportion Tax Lot 1903 of LID #10, 95th Avenue

I have received a request for an assessment reapportionment from North Wilsonville Association the owner of the parcel. The tax lot prior to reapportionment is 15.84 acres, however, only the eastern 8.65 acres are included in the assessment. The original assessment separated the eastern portion from the western portion via a diagonal line.

The owner desires to separate the parcel. The repartitioning essentially splits the diagonal line in the middle. The owner asks that we add to the assessment a triangular parcel that previously was not part of the district and exclude a similar sized triangular parcel that was part of the district.

City Code specifies that the Finance Director must review the request for reapportionment, review the account to determine if it is current and determine whether the reapportionment would impair the security of the City for collection of the assessments upon the property.

I find the account is current and that the partitioning of the parcel essentially leaves the City's security in the same position. As such, I recommend that you approve the reapportionment as requested.