

**RESOLUTION NO. 1044**

**A RESOLUTION AUTHORIZING THE CITY OF WILSONVILLE'S PURCHASE OF A 3.45 ACRE TRACT OF LAND, TAX LOT 200, SECTION 23DB, T3S, R1W, COMMONLY KNOWN AS MAGNOLIA MEADOWS, WILSONVILLE, CLACKAMAS COUNTY, OREGON, FOR \$121,644.71.**

WHEREAS, North Shore Development, whose principals are Rob Schneider and Scott Houck, entered into an earnest money agreement to purchase that certain 3.45 acre tract of land, Tax Lot 200, Section 23DB, T3S, R1W, Wilsonville, Clackamas County, Oregon, from the State of Oregon for a purchase price of \$107,000; and

WHEREAS, North Shore Development, through its principals applied for a Planned Unit Development, Residential, for a 13 lot subdivision, and the Planning Commission denied the application, in part because of traffic concerns and the removal of certain large trees which provide a buffering/protection area from the City's adjacent sewer plant; and

WHEREAS, the Public Works Department recommends, and the City Council finds, that it is in the public's best interest for the City to acquire this land to serve as a buffering/protection area for the Old Town neighborhood from the sewer plant as well as for potential land for future accessory buildings which could further buffer the neighborhood from plant operations; and

WHEREAS, a negotiated buy-out of the North Shore's interest in the earnest money and purchase agreement has been agreed to for a price of \$14,644.71 together with a sum of \$107,000 for the purchase of the land from the State of Oregon, for a total of \$121,644.71; and

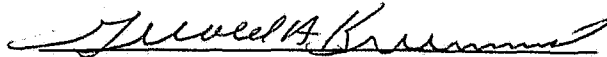
WHEREAS, \$107,000 has been budgeted for land acquisition for the sewer plant and the sewer fund has sufficient monies to fund the remaining \$14,644.71.

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

1. The City Manager is authorized to purchase that certain 3.45 acre tract of land, Tax Lot 200, Section 23DB, T3S, R1W, Wilsonville, Clackamas County, Oregon, from the State of Oregon and to buy out from North Shore Development and its principals Rob Schneider and Scott Houck, all their interest in and to the aforementioned tract of land

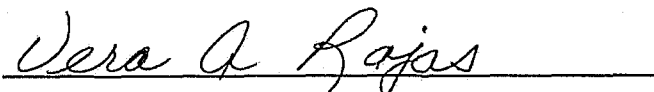
as established by that certain earnest money of February 26, 1993, with the State of Oregon, for a total price of \$121,644.71, together with any miscellaneous closing costs.

ADOPTED by the Wilsonville City Council at a regular meeting thereof this 16th day of August, 1993, and filed with the Wilsonville City Recorder this date.



GERALD A. KRUMMEL, Mayor

ATTEST:



VERA A. ROJAS, CMC/AAE, City Recorder

SUMMARY of Votes:

Mayor Krummel	<u>AYE</u>
Councilor Van Eck	<u>AYE</u>
Councilor Carter	<u>AYE</u>
Councilor Hawkins	<u>AYE</u>
Councilor Lehan	<u>AYE</u>