

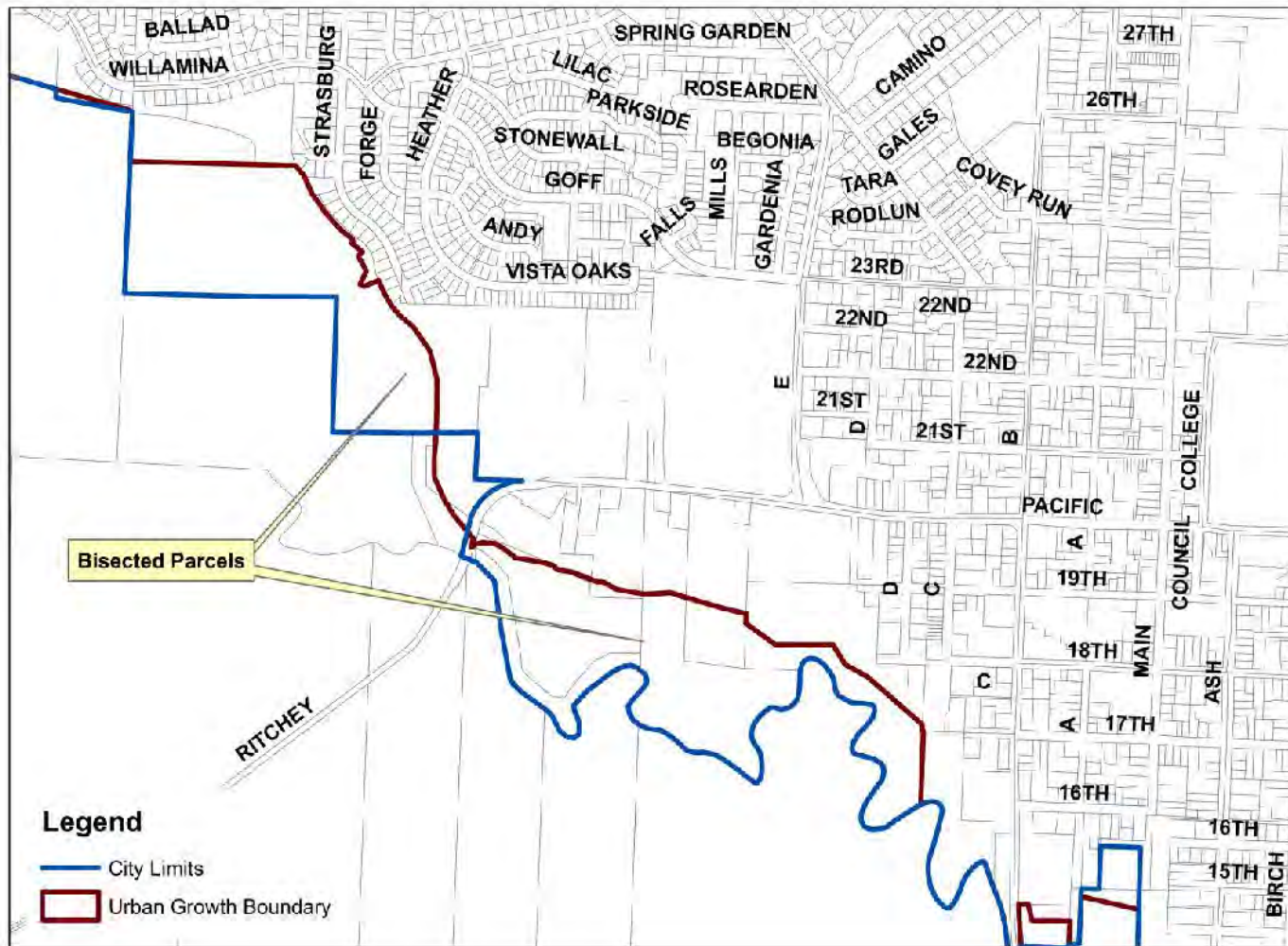
De-Annexation Process

City Council Work Session
September 10, 2018

Purpose

- This work session is about how land is de-annexed from the City.
- The reason de-annexation has come-up is several parcels on the west and south sides of the City are bisected by the urban growth boundary (UGB); and
- The owner of one property has expressed interest in de-annexation of land outside the UGB.

Purpose



History

- The parcels bisected by the UGB were annexed by action of the Metropolitan Boundary Commission.
- At that time it was necessary to annex an entire parcel even when bisected by the urban growth boundary. The reason for this is the property can be within only one jurisdiction (city or county).
- At least one 1995 Boundary Commission decision specified that after a lot is created for the area outside the UGB that portion should be withdrawn from the City.
- This requires de-annexation from the City.

De-annexation Process

- De-annexation is governed by State law and requires multiple City Council actions that don't apply to annexations:
 - City Council adoption of a resolution declaring Council's intent to de-annex the property, describing the boundary and setting a date for an initial public hearing within 30-days after adoption of the resolution. *A resolution is not required for annexation.*
 - City Council order finalizing the boundary and setting a date for final public hearing not less than 20 days or more than 50 days after the date of the order. *An order is not required for annexation.*
 - The final step is Council adoption of an ordinance (first and second reading) de-annexing the territory detaching the territory from the City. *An ordinance is also required for annexation.*

De-annexation Process

- Property de-annexed from the City will be also de-annexed from Clean Water Services through the City's de-annexation process.
- Territory de-annexed from the City should be removed from the City fire district. The County Board of Commissioners must take separate action to add the de-annexed territory to the Rural Fire District.
- The City's de-annexation decision will be sent to Metro, the Oregon Department of Revenue and Oregon Secretary of State's office for final review and recording. This will complete the process.

De-annexation Process

- The owner of one parcel near Strasburg Drive bisected by the UGB has expressed interest in de-annexation of the agricultural portion of the property.
- The City contacted Washington County about partitioning the property so the area outside the UGB can be de-annexed.
- Since the property is currently in the City limits the City reviewed the partition application. The City granted preliminary approval of the partition in November 2017.
- The partition must be finalized with the County by November 2018.
- Since the partition is being finalized Council may be asked to consider a de-annexation petition in the near future.
- The de-annexation process is different than annexation as explained on the next few slides.



Questions?