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56-71-9

RESOLUTION NO. 71-10

(Improvement of Avalon Court within the City of Hood River)

WHEREAS, the City Engineer has filed with the City Council his STUDY AND REPORT dated May 10, 1971, covering the proposed improvement of Avalon Court within the City of Hood River and the Council has considered the same and determined that said STUDY AND REPORT should be adopted, and has determined that its intention should be declared to proceed with the construction of said street improvement,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Hood River and the Council declares its intention to:

Improve Avalon Court within the City of Hood River by the widening, grading, installation of curbs and gutters, installation of storm sewers and appurtenances thereto, and the placing of base rock, leveling course, and surfacing with asphaltic concrete surfacing at City cost as per present City policy to provide a finished street 36 feet wide with a 29.5 foot radius cul de sac at the East end with an anticipated life of 25 years

and that such street improvement to be done as more particularly described in said STUDY AND REPORT submitted by the City Engineer on said subject and which the Council hereby approves and adopts.

BE IT FURTHER RESOLVED that the costs of the work should be borne by the assessment area hereinafter described which joins the street so improved and the assessment area shall be the lots fronting on or subdivision of lots actually fronting upon and/or abutting on said improved street (court), which area consists of 75% developed residential properties and 25% unimproved properties zoned for residential development with the full detailed description of the area being benefited to be assessed thereby being described as being within the City of Hood River, County of Hood River, State of Oregon, and being described as follows:

Beginning at the point of intersection of the

South right of way line of Belmont Road with the East right of way line of Avalon Way, said point being 830 feet North and 440 feet West of the most Northerly Northwest corner of the James M. Benson Donation Land Claim 39, in the Southeast quarter of Section 35, Township 3 North, Range 10 East of the Willamette Meridian; thence South along the East right of way line of said Avalon Way 837 feet; thence East 120 feet to the Southeast corner of the Johnson tract as described in deed recorded December 29, 1959 in Deed Book 66 page 130 said corner being the true point of beginning; thence East 210 feet to the Southeast corner of the Good tract as described in deed recorded February 21, 1947, in Deed Book 34, page 147; thence North along the East line of said Good tract and the Northerly extension thereof 260 feet; thence West 210 feet; thence South 260 feet to the true point of beginning, all in the City of Hood River, County of Hood River, State of Oregon.

BE IT FURTHER RESOLVED that the City Recorder is hereby directed to call for remonstrances against the proposed street improvement and the time and place for public hearing upon said STUDY AND REPORT and any objections thereto is set for the 28th day of June, 1971, at 8:30 P.M. in the Council Chambers in the City Hall of Hood River, Oregon, or as soon thereafter as those who have filed written remonstrances may be heard; that the City Recorder cause to be published once each week for two (2) successive weeks in the Hood River News, a notice of the time and place for such public hearing and all information with data required by Section 4 of Ordinance No. 1217 of the City of Hood River adopted July 21, 1967, as to the improvements to be considered under this resolution; that the City Recorder shall give notice to each owner of the various lots, tracts or parcels of property within the area to be assessed for the proposed improvements as required by Section 5 of said Ordinance No. 1217.

BE IT FURTHER RESOLVED that if warrants are issued for the said proposed improvement that they shall bear interest at the rate of not more than seven (7%) percent. per annum from date of issue and shall constitute general obligations of the City of Hood River and the terms and conditions of said warrant shall be as provided by ORS 287.502 through 287.510 as amended

without in any way relieving the owners of the lands benefited from their obligation to repay the City for the costs of such construction as may be hereafter assessed.

PASSED and ADOPTED this 24<sup>th</sup> day of May, 1971.

Jay B. Coffey  
Acting Mayor and President of the  
Council

ATTEST:

B. J. D.  
City Recorder