

REVENUE: No revenue impact

FISCAL: No fiscal impact

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<b>Action:</b>	Do Pass as Amended and Be Printed Engrossed
<b>Vote:</b>	6 - 0 - 1
<b>Yeas:</b>	Boquist, Clem, Dingfelder, Macpherson, Smith P., Roblan
<b>Nays:</b>	0
<b>Exc.:</b>	Maurer
<b>Prepared By:</b>	Cat McGinnis, Administrator
<b>Meeting Dates:</b>	3/6, 4/26, 4/30

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**WHAT THE MEASURE DOES:** Authorizes city to annex territory that is surrounded by the corporate boundaries of the city, or by the corporate boundaries of the city and the ocean shore or a river, creek, bay, lake or Interstate Highway I-5, but not a stream or other shallow or intermittent course of water. Does not apply to territory surrounded entirely by water or territory surrounded in part by a portion of the corporate boundaries of the city that consists of only a public right of way (except I-5) constituting more than 25 percent of the perimeter of the territory to be annexed. Requires city to hold at least one public hearing for which notice has been mailed to each property owner in area to be annexed. Unless otherwise required by charter, requires that annexation be by ordinance or resolution subject to referendum. For property zoned for and in residential use, requires that annexation take effect three to 10 years after proclamation of annexation, unless property is sold, in which case, annexation takes effect immediately upon property transfer. Directs city recorder to cause clerk of county that encompasses annexed territory to record notice of delayed annexation within 60 days after city proclaims annexation, and to notify clerks of counties that encompass the city between 120 and 90 days before annexation takes effect. Declares that measure does not limit more restrictive city provisions for annexing territory. Applies to annexation ordinances or resolutions adopted on or after the effective date of this 2007 Act. Declares an emergency, effective on passage.

**ISSUES DISCUSSED:**

- Use of right of way as annexation boundary
- Use of Interstate Highway as annexation boundary
- Meaning of “municipal services”
- Definitions of “river,” “creek” and “stream”
- Pre-emption of local annexation ordinances

**EFFECT OF COMMITTEE AMENDMENT:** Replaces the original measure.

**BACKGROUND:** Annexation issues came under debate during the 2005 Legislative Session, initially fueled, in part, by concerns of some Bull Mountain residents who opposed an urban service provider annexation attempt by the City of Tigard and additional concerns regarding Beaverton’s long range annexation plans. Senate Bill 887, passed during the 2007 Legislative Session, encouraged the formation of an Annexation Workgroup, which issued a report to the 2005-2006 House Interim Committee on Land Use regarding possible changes to city annexation authority to enhance the long term economic health and vitality of Oregon communities.