

House Bill 2638

Sponsored by Representatives GREENLICK, C EDWARDS, KRUMMEL, Senator AVAKIAN; Representatives CLEM, GARRARD, HUNT

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Modifies requirements and procedure for city to annex territory surrounded by city.
Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to annexation; creating new provisions; amending ORS 222.750; and declaring an emer-
3 gency.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1.** ORS 222.750 is amended to read:

6 222.750. (1) When territory not within a city is surrounded by the corporate boundaries of the
7 city, or by the corporate boundaries of the city and the ocean shore [*or a stream, bay, lake or other*
8 *body of water, it is within the power and authority of that city to annex such territory. However*], **the**
9 **city may annex the territory pursuant to this section after holding at least one public hear-**
10 **ing on the subject for which notice has been mailed to each record owner of real property**
11 **in the territory proposed to be annexed.**

12 (2) This section does not apply when the territory not within a city:

13 (a) Is surrounded entirely by water; or

14 (b) **Is surrounded in part by a portion of the city that consists only of a public right of**
15 **way.**

16 (3) Unless otherwise required by its charter, [*annexation by*] a city **may annex territory** under
17 this section [*shall be*] by ordinance or resolution subject to referendum, with or without the consent
18 of any owner of property within the territory or resident in the territory.

19 **SECTION 2.** The amendments to ORS 222.750 by section 1 of this 2007 Act apply to
20 **annexation ordinances and resolutions adopted on or after the effective date of this 2007 Act.**

21 **SECTION 3.** This 2007 Act being necessary for the immediate preservation of the public
22 **peace, health and safety, an emergency is declared to exist, and this 2007 Act takes effect**
23 **on its passage.**

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NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.
New sections are in **boldfaced** type.