

From: Joseph Auth
To: [SENR Exhibits](#); [Sen Dembrow](#); [Sen Olsen](#); [Sen Roblan](#); [Sen Prozanski](#); [Sen Baertschiger](#)
Cc: [Sen Riley](#); [Rep McLain](#)
Subject: SB 114 & 258 - April 3rd Hearing
Date: Saturday, April 01, 2017 3:23:19 PM

Dear Senate Committee on Environmental & Natural Resources:

Thank you for the opportunity to provide testimony on Senate Bills 114 and 258. Please support these bills to return local autonomy to the citizens of Oregon.

These bills allow city governments decide the process on how to annex the land. If the city wants to refer to their voters on whether land should be annexed, the city should have this right.

I wish I can be present at the public hearing for these two bills. Work obligations prevented my attendance. If I did attend, I would ask the Senators who are leaning to vote 'no' on this bill to please explain Subsection 3 of Section 2, chapter 51, Oregon Laws 2016:
(3) The territory to be annexed under this section includes any additional territory described in ORS 222.111 (1) that must be annexed in order to locate infrastructure and right of way access for services necessary for development of the territory described in subsection (2) of this section at a density equal to the average residential density within the annexing city.

I have spoken to state senators, state employees, and an attorney who could not interpret Subsection 3. If no one understands the meaning of this subsection than this subsection should be removed from Oregon law.

I am also nervous how some can interpret Subsection 3. Some people may read Subsection 3 that a property owner who wants to annex can force an adjacent landowner (who does not want to annex) to annex in order for that property owner to get access to infrastructure. No property owner should have the power to force another landowner to annex. This ability goes against property rights.

Please vote 'yes' on Senate Bills 114 and 258.

Sincerely,

Joseph Auth
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