

**CITY OF SPRINGFIELD, OREGON**  
**ORDINANCE NO. 6470**

**AN ORDINANCE ANNEXING CERTAIN TERRITORY (RESIDENTIAL PARCEL ADDRESSED AS 1010 KINTZLEY AVENUE AND IDENTIFIED AS ASSESSOR'S MAP 18-02-06-24, TAX LOT 3800 AND AN ABUTTING SEGMENT OF KINTZLEY AVENUE PUBLIC RIGHT-OF-WAY) TO THE CITY OF SPRINGFIELD; WITHDRAWING THE SAME TERRITORY FROM THE WILLAKENZIE RURAL FIRE PROTECTION DISTRICT; ADOPTING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE**

**WHEREAS**, the City Council is authorized by Springfield Development Code (SDC) Article 5.7.100 and Oregon Revised Statutes (ORS) Chapter 222 to accept, process, and act upon annexations to the City;

**WHEREAS**, a request to annex certain territory was submitted on September 7, 2023, said territory being Assessor's Map Township 18 South, Range 02 West, Section 06, Map 24, Tax Lot 3800 and an approximately 45-foot wide by 213-foot long segment of Kintzley Avenue which is generally depicted and more particularly described in **Exhibit A** to this Ordinance;

**WHEREAS**, in accordance with SDC 5.7.125(A) and ORS 222.111, the property owner of 1010 Kintzley Avenue initiated the annexation action by submittal of the required application forms and petition for annexation attached hereto as **Exhibit B** to this Ordinance;

**WHEREAS**, the territory proposed for annexation is within the Springfield Comprehensive Plan Urban Growth Boundary and is contiguous to the City limits. (SDC 5.7.140(A));

**WHEREAS**, the annexation is consistent with the *Springfield 2030 Comprehensive Plan – Urbanization Element* requiring annexation to the City of Springfield as the highest priority for receiving urban services;

**WHEREAS**, the City Council of the City of Springfield has determined that the provision of City services to the subject area is necessary to facilitate urban density residential development;

**WHEREAS**, all required urban services are immediately available to serve the site and the applicant has executed an Annexation Agreement (**Exhibit C**) that addresses the timing and financial responsibility for provision of public facilities and services to the property;

**WHEREAS**, in accordance with SDC 5.7.150(A), upon annexation the Urbanizable Fringe Overlay District (UF-10) will cease to apply to the property and the underlying R-1 Residential District zoning will be retained;

**WHEREAS**, a Staff Report (**Exhibit D**) was presented to the City Council with the Director's recommendation to withdraw the subject territory from the Willakenzie Rural Fire Protection District as the Cities of Eugene and Springfield will provide emergency response services directly to the area after it is annexed to the City;

**WHEREAS**, this action is consistent with the intergovernmental agreement between Lane County and Springfield regarding boundary changes dated May 21, 2008;

**WHEREAS**, on November 20, 2023, the Springfield Common Council opened a public hearing on the annexation request and continued the public hearing to the regular meeting on January 2, 2024; and  
**WHEREAS**, the Springfield Common Council is now ready to take action on this application based on the

recommendation and findings in support of approving the annexation request as set forth in the aforementioned Staff Report to the Council, incorporated herein by reference, and the evidence and testimony presented at this public hearing held in the matter of adopting this Ordinance,

**NOW, THEREFORE, THE COMMON COUNCIL OF THE CITY OF SPRINGFIELD ORDAINS AS FOLLOWS:**

**Section 1.** The Common Council of the City of Springfield does hereby approve annexation of the following described territory to the City of Springfield, said territory being generally depicted and more particularly described in **Exhibit A** to this Ordinance.

**Section 2.** The Common Council of the City of Springfield does hereby approve withdrawal of the following described territory from the Willakenzie Rural Fire Protection District, said territory being generally depicted and more particularly described in **Exhibit A** to this Ordinance.

**Section 3.** The City Manager or the Development & Public Works Director or their designee shall send copies of this Ordinance to affected State and local agencies as required by SDC 5.7.155.

**Section 4.** Severability Clause. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is, for any reason, held invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portion hereof.

**Section 5.** Effective Date of Ordinance. This Ordinance shall become effective 30 days after signature by the Mayor or upon the date of its filing with the Secretary of State as provided by ORS 222.180, whichever is later.

**ADOPTED** by the Common Council of the City of Springfield, this 2nd day of January, 2024, by a vote of 6 for and 0 against.

**APPROVED** by the Mayor of the City of Springfield this 2nd day of January, 2024.



\_\_\_\_\_  
Mayor

ATTEST:



\_\_\_\_\_  
City Recorder

REVIEWED & APPROVED  
AS TO FORM:

Kristina Kraag

DATE: 12/29/2023

SPRINGFIELD CITY ATTORNEY'S OFFICE



811-23-000212-TYP4 – PROPOSED ANNEXATION OF 0.86-ACRE PARCEL AND SEGMENT OF PUBLIC RIGHT-OF-WAY  
1010 KINTZLEY AVENUE (MAP 18-02-06-24, TAX LOT 3800)  
SITE CONTEXT MAP



September 7, 2023



**LEGAL DESCRIPTION  
ANNEXATION APPLICATION  
TM 18-02-06-24, TL 3800**

Branch Engineering Inc. Project No. 23-108

Situated in the Southeast 1/4 of the Northwest 1/4 of Section 6, Township 18 South, Range 2 West, Willamette Meridian, and described as follows:

Being a portion of Lot 1, Block 19 of Douglas Garden recorded in Book 4, Page 73 in the Lane County Oregon Plat Records, together with a portion of the Kintzley Avenue right-of-way being more particularly described as follows:

**BEGINNING** at the northeast corner of Lot 1 of Mountainvale recorded in the Lane County Oregon Plat Records said point also being on the southerly margin of the Jasper Road right-of-way; **THENCE** along said southerly margin South 80°22'00" East 217.82 feet, more or less, to a point on the easterly margin of the Kintzley Avenue right-of-way; **THENCE** along said easterly margin South 00°06'06" West 212.93 feet more or less; **THENCE** leaving said easterly margin at right angles North 89°53'54" West 45.00 feet, more or less, to a point on the westerly margin of the Kintzley Avenue right-of-way, said point also being on an easterly extension of the northeasterly boundary of Lot 5 of the aforesaid Mountainvale; **THENCE** along said northeasterly boundary and its easterly extension North 80°22'00" West 172.19 feet, more or less, to the northerly corner of said Lot 5, said corner also being on the easterly boundary of said Mountainvale; **THENCE** along said easterly boundary North 00°06'06" East 220.49 feet, more or less, **RETURNING** to the **POINT** of **BEGINNING**.

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

DIGITALLY SIGNED

OREGON  
NOVEMBER 30, 2007  
RENEE CLOUGH  
69162LS

RENEWAL DATE: 12/30/23