

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY, OREGON

ORDER NO. 18-02-13-05

IN THE MATTER OF SETTING A PUBLIC HEARING
FOR THE PROPOSED SURRENDER OF A
PORTION OF CLEVELAND STREET (COUNTY
ROAD NUMBER 1956) TO THE CITY OF COTTAGE
GROVE (21-03-04)

WHEREAS, the City of Cottage Grove, by Resolution No. 1949 dated January 22, 2018 has requested the jurisdiction over a portion of Cleveland Street (County Road No. 1956) be transferred to the City of Cottage Grove; and;

WHEREAS, this transfer comes as the final action of an agreement between Lane County and the City of Cottage Grove as part of the city's consideration for the purchase of land formerly owned by Lane County, identified as Tax Lot 602 on Assessor's Map 20-03-32. The Board of County Commissioners approved this sale on January 30, 2018, pursuant to Order No. 18-01-30-06; and

WHEREAS, the portion of Cleveland Street herein proposed for surrender extends from the westerly right of way of S. 6th Street, thence westerly approximately 0.25 miles as described in Exhibit "A"; and

WHEREAS, the portion of Cleveland Street proposed for surrender, lies entirely within the city limits of Cottage Grove; and

WHEREAS, ORS 373.270 provides for the surrender and transfer of jurisdiction over county roads within a city, the county may transfer jurisdiction over county roads or parts thereof within a city when it is considered to be necessary, expedient, or in the best interest of the county to do so; and the governing body of the city deems it necessary or expedient and in the best interest of the city to acquire jurisdiction over the county roads or portions thereof and to the same extent as it has over public streets and alleys of the city; and

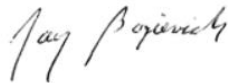
WHEREAS, the Public Works Director of Lane County has recommended a Public Hearing date be established to consider the offer of surrender to Cottage Grove of the portion of Cleveland Street as described in Exhibit "A", and has provided a written report attached hereto and made a part hereof by this Order, and marked as Exhibit "B"; and

WHEREAS, the Board is of the opinion that setting a date to hold a Public Hearing is in the best interest of the public; and

NOW, THEREFORE, the Board of Commissioners of Lane County **ORDERS** as follows:

1. A public hearing be set for March 20, 2018 at 1:30 p.m., at the Lane County Courthouse, 125 East 8th Avenue, Eugene, Oregon, to formally consider the surrender of a portion of Cleveland Street (County Road No. 1956), as described in Exhibit "A", attached and made a part of this Order, to the City of Cottage Grove;
2. Legal notice of hearing be posted or published, in accordance with ORS 373.270;
3. The Director of the Lane County Department of Public Works to prepare and provide a final report on the proposed surrender.

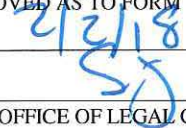
ADOPTED this 13th day of February, 2018.



Jay Bozievich, Chair
LANE COUNTY BOARD OF COMMISSIONERS

APPROVED AS TO FORM

Date



LANE COUNTY OFFICE OF LEGAL COUNSEL

EXHIBIT "A"

LEGAL DESCRIPTION

MILEAGE

CLEVELAND STREET (COUNTY ROAD NUMBER 1956)

0.25

All that portion of Cleveland Street (County Road Number 1956) from the westerly right of way of South 6th Street, thence westerly approximately 1300 feet to the westerly end of the dedicated right of way conveyed to Lane County on a Warranty Deed recorded on Reel 67-55D, Reception No. 66625 and on a Warranty Deed recorded on Reel 2163R, Reception No. 9624503, Lane County, Oregon Deed Records. The portion of Cleveland Street described herein is all within the Northwest quarter (NW ¼) of Section 4, Township 21 South, Range 3 West of the Willamette Meridian, Lane County, Oregon.

EXHIBIT "B"

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY, OREGON

DIRECTOR'S PRELIMINARY
REPORT

IN THE MATTER OF SETTING A PUBLIC HEARING
FOR THE PROPOSED SURRENDER OF A
PORTION OF CLEVELAND STREET (COUNTY
ROAD NUMBER 1956) TO THE CITY OF COTTAGE
GROVE (21-03-04)

The City of Cottage Grove has adopted Resolution No. 1949, dated January 22, 2018, formally requesting the transfer of jurisdiction of a portion of Cleveland Street (County Road No. 1956) within their city limits.

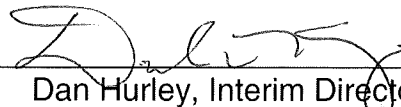
This transfer comes as the final action of an agreement between Lane County and the City of Cottage Grove as part of the city's consideration for the purchase of land formerly owned by Lane County, identified as Tax Lot 602 on Assessor's Map 20-03-32. The Board of County Commissioners approved this sale on January 30, 2018, pursuant to Order No. 18-01-30-06.

The portion of road consists of approximately 0.25 miles of right of way and is described on Exhibit "A", attached to and made a part of the Order setting a Public Hearing on the proposed surrender of said road. The subject portion of road is currently under the jurisdiction of Lane County, and the transfer of jurisdiction over this county road would enable the City to maintain, develop, and improve the road to the City's own specifications, standards, and timetables.

ORS 373.270 provides for the transfer of jurisdiction over county roads within a city. The county may transfer jurisdiction over county roads or portions thereof within a city when it is considered to be necessary, expedient, or in the best interest of the county to do so; and the governing body of the city deems it necessary or expedient and for the best interest of the city to acquire jurisdiction over the county roads, or portions thereof, to the same extent as it has over public streets and alleys of the city.

It is recommended the Order be approved setting a Public Hearing on the proposed surrender of jurisdiction of the portion of county road as described in Exhibit "A" of said Order.

DATED this 8th day of February, 2018.




Dan Hurley, Interim Director
Department of Public Works

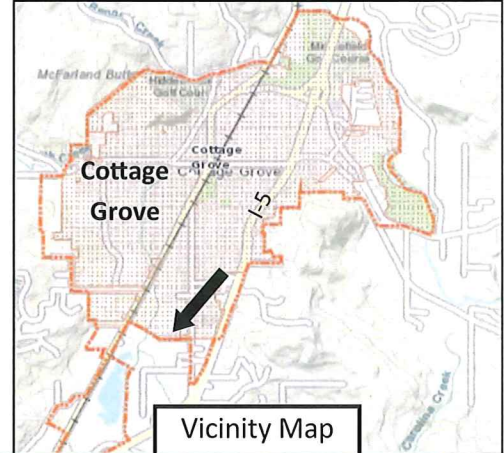
EXHIBIT "C"

Portion of Cleveland Street
To be Surrendered to the City of Cottage Grove
NW 1/4 Section 4, T. 21S. R. 3. W.M.
Lane County



NO SCALE

 City limits of Cottage Grove



Vicinity Map

