

AGENDA COVER MEMO

DATE: February 14, 2006
TO: Lane County Board of Commissioners
FROM: Bill Robinson, Lane County Surveyor *BR*
DEPARTMENT: Public Works, Land Management Division

AGENDA ITEM TITLE: IN THE MATTER OF SETTING A PUBLIC HEARING ON THE PROPOSED SURRENDER OF 20 COUNTY ROADS, OR PORTIONS THEREOF, TO THE CITY OF EUGENE

I. MOTION

To Approve the Resolution and Order to Set a Public Hearing Date of April 19, 2006 at 1:30 p.m., for the Surrender of 20 County Roads, or Portions thereof, to the City of Eugene.

II. ISSUE

To decide whether or not to approve the Resolution and Order to set a public hearing, for the surrender of 20 county roads, or portions thereof, to the City of Eugene.

III. DISCUSSION

A. Background

The City of Eugene has enacted Ordinance Number 20356, dated December 14, 2005, formally requesting the jurisdiction over the county roads listed in Exhibit "A" of the attached Resolution and Order be transferred from Lane County to the City of Eugene. This action by the City is in accordance with the County/City Road Partnership Agreement of July 1, 2004.

All of the listed roads are within the City of Eugene city limits, and consist of a total of 4.24 miles of right of way.

B. Analysis

The listed county roads are all under the jurisdiction of Lane County. The proposed surrender will allow the City to have full jurisdiction over the subject roads so that they can maintain, develop and improve them as necessary to the City's specifications, standards and timetable.

ORS 373.270 provides for the transfer of jurisdiction over county roads within a city. Setting the above hearing date is a necessary step in the process of surrender and transfer of jurisdiction from Lane County to the City of Eugene.

The proposed surrender is in accordance with the County/City Roads Partnership Agreement of July 1, 2004. The Lane County Board of Commissioners determined that this agreement is in the

public's interest and benefits county residents. The proposed surrender may increase the payment to the City of Eugene, but it would not increase the overall total payment by the County to cities in the County/City Road Partnership Agreement. Setting this date for the hearing will allow time for public posting or notice and is recommended as being appropriate if the issue of timing is to be addressed.

The attached Resolution and Order will set a public hearing to consider the merits of the surrender and transfer of jurisdiction of the described portions of roads to the City of Eugene as requested by the City.

C. Alternatives/Options

The Board of County Commissioners has the options to:

1. Approve the Resolution and Order to set a public hearing to consider the surrender of 20 county roads, or portions thereof, to the City of Eugene.
2. Deny all or any portion of the Resolution and Order to set a public hearing to consider surrender of said roads.
3. Postpone further action until a future date.

D. Recommendations

The Public Works Director's Preliminary Report recommends that the Board of Commissioners approve Option 1. This will approve the Resolution and Order to set a public hearing for the proposed surrender of 20 county roads, or portions thereof, as described in Exhibit "A" of the Resolution and Order. Setting the above hearing date will allow time for public posting or notice.

E. Timing

Timing in this matter is important as the surrender of county roads is part of the County/City Roads Partnership Agreement and would address the request by the City of Eugene to complete the surrender process.

IV. IMPLEMENTATION/FOLLOW-UP

Upon approval of the Resolution and Order to set a public hearing, the County Surveyor will carry out the necessary steps under ORS 373.270 to provide public notice of the hearing. Subsequently, a final report will be prepared and submitted at that hearing by the Director of the Public Works Department. If the Board is in support of surrendering the described roads to the City of Eugene, a Final Order will be prepared for their approval.

V. ATTACHMENTS

Resolution and Order w/attachments:

Legal Description – Exhibit "A"

Director's Preliminary Report – Exhibit "B"

Vicinity Maps - Attachments "A – F"

IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY
STATE OF OREGON

FILE NO. 4134

IN THE MATTER OF SETTING A PUBLIC)
HEARING ON THE PROPOSED SURRENDER OF) RESOLUTION AND
20 COUNTY ROADS, OR PORTIONS THEREOF,) ORDER
TO THE CITY OF EUGENE)

WHEREAS, the City of Eugene, by Ordinance Number 20356, dated December 14, 2005, requested that jurisdiction over the county roads, or portions thereof, listed in Exhibit "A", attached to and made a part hereof by this Order, be transferred to the City of Eugene; and

WHEREAS, the County/City Roads Partnership Agreement of July 1, 2004 between Lane County and the City of Eugene called for the surrender of county roads which have been annexed into the City, and the public's interest was determined to be benefited when this agreement was reached; 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, Lane County and the City of Eugene deem it necessary and expedient and in the best interest of each governing body to proceed with the surrender and transfer of jurisdiction over the above described county roads, now therefore, it is hereby

ORDERED, that a public hearing be set for April 19, 2006 at 1:30 p.m., at the Lane County Courthouse, 125 East 8th Avenue, Eugene, Oregon, to formally consider the surrender of the portions of County Road Numbers 1313, 32, 543, 636, 1695, 1697, 1696, 1511, 1430, 1557, 2097, 2050, 1003, 2143, 2228, 200, 1123, 1500, 2236, and 548, as described in Exhibit "A", attached hereto and made a part hereof by this Order, to the City of Eugene; and further, it is hereby

ORDERED, that legal notice of hearing be posted or published, in accordance with ORS 373.270; and further, it is hereby

ORDERED, that the Director of the Lane County Department of Public Works prepare and provide a final report on the proposed surrender.

Inquiries regarding these surrender proceedings may be directed to Bill Robinson, Lane County Surveyor, Public Service Building, 125 E. 8th Avenue; Eugene, OR 97401, telephone (541) 682-4195.

DATED this ____ day of _____, 2006

APPROVED /

2-24-06

Chair
LANE COUNTY BOARD OF COMMISSIONERS

<u>Legal Descriptions</u>	<u>Mileage</u>
30TH AVENUE (County Road Number 1313) and all those portions of 30 th Avenue Ramp #30, Spring Boulevard Ramp #20, and the Spring Boulevard Overpass that lies within or over the right of way of County Road Number 1313, from the previously surrendered portion of 30 th Avenue (accepted by City of Eugene Ordinance #19497), being 100 feet, more or less, easterly of the east boundary of the Tenth Addition to Nob Hill, as recorded in Book 69, Page 2, Lane County, Oregon Plat Records; easterly 1500 feet, more or less, to the easterly right of way of Spring Boulevard all in Section 9, Township 18 South, Range 3 West of the Willamette Meridian.	0.86
BARGER DRIVE (County Road Number 32) from the southerly extension of the westerly boundary of Carlisle Estates, as platted and recorded in Book 69, Page 23, in Lane County Oregon Plat Records, westerly 2242 feet, more or less, to the easterly right of way of Greenhill Road, all in Section 17 and 20, Township 17 South, Range 4 West of the Willamette Meridian.	0.42
BLANTON ROAD (County Road Number 543) from Crest Drive, southerly and southeasterly 1870 feet, more or less, to the northerly extension of the west line of Southpointe Subdivision, P.U.D., as recorded in File 74, Slide 96, Lane County, Oregon Plat Records, all in Section 7, Township 18 South, Range 3 West and Section 12, Township 18 South, Range 4 West of the Willamette Meridian.	0.35
COUNTY FARM ROAD (County Road Number 636) from the previously surrendered portion of Coburg Road (accepted by City of Eugene Ordinance #19497), being at the "we" connection at Coburg Road, northerly 2000 feet, more or less, to the northerly extension of Dale Avenue, in Sections 8 and 17, Township 17 South, Range 3 West of the Willamette Meridian.	0.38
DALE AVENUE (County Road Number 1695) from the westerly right of way of County Farm Road, westerly 300 feet, more or less, to the easterly extension of Devon Avenue, all in Section 8, Township 17 South, Range 3 West of the Willamette Meridian.	0.06
DEVON AVENUE (County Road Number 1697) from the southerly right of way of Dale Avenue 310 feet, more or less, to the most easterly boundary of Second Addition to Sterling View Estates, as platted and recorded in File 74, Slide 143, in Lane County Oregon Plat Records, all in Section 8, Township 17 South, Range 3 West of the Willamette Meridian.	0.06
DOWNING STREET (County Road Number 1696) from the southerly right of way of Dale Avenue, northwesterly 750 feet, more or less, to the northerly boundary of Second Addition to Dale Subdivision, as platted and recorded in Book 52, Page 18, in Lane County Oregon Plat Records, all in Section 8, Township 17 South, Range 3 West of the Willamette Meridian.	0.14
GREENWOOD STREET (County Road Number 1511) from the easterly right of way of Castrey Street, easterly 300 feet, more or less, to the northerly extension of the westerly boundary of Greenwood Meadows, as platted and recorded in File 75, Slide 778-779, Lane County Oregon Plat Records, all in Section 2, Township 17 South, Range 4 West of the Willamette Meridian.	0.06

<u>Legal Descriptions</u>	<u>Mileage</u>
LA DARRAH STREET (County Road Number 1430) from the southerly right of way of Loy Ave, southerly 635 feet, more or less to the northerly right of way of Irving Road, all in Section 11, Township 17 South, Range 4 West of the Willamette Meridian.	0.12
LINDNER LANE (County Road Number 1557) from the westerly right of way of River Road, westerly 950 feet, more or less, to the easterly right of way of Evergreen Drive, all in Section 13, Township 17 South, Range 4 West of the Willamette Meridian.	0.18
LYNNBROOK DRIVE (County Road Number 2097) from the northerly extension of the easterly boundary of Lot 130, Lynnbrook, as platted and recorded in Book 64, Page 28, Lane County Oregon Plat Records, westerly 130 feet, more or less, to the west boundary of said subdivision, all in Section 3, Township 17 South, Range 4 West of the Willamette Meridian.	0.02
OROYAN AVENUE (County Road Number 2050) from the westerly right of way of Shannon Street, westerly 330 feet, more or less, to the westerly boundary of the plat of Scottdale as platted and recorded in Book 42, Page 22, Lane County Oregon Plat Records, all in Section 2, Township 17 South, Range 4 West of the Willamette Meridian.	0.06
PARK AVENUE (County Road Number 1003) from the westerly right of way of Filbert Avenue, westerly and southwesterly 400 feet, more or less, to the northeasterly right of way of Northwest Expressway, all in Section 23, Township 17 South, Range 4 West of the Willamette Meridian.	0.08
QUIET LANE (County Road Number 2143) from the southerly right of way of Ferndale Drive, southerly 160 feet, more or less, to the end of the established county right of way all in Section 11, Township 17 South, Range 4 West of the Willamette Meridian	0.03
RISDEN PLACE (County Road Number 2228) from the westerly right of way of Lancaster Drive, westerly 100 feet, more or less, to the southwest corner of Lot 291, Block 14, Lynnbrook II, Phase II, as platted and recorded in File 73, Slide 460, Lane County Oregon Plat Records, all in Section 3, Township 17 South, Range 4 West of the Willamette Meridian.	0.02
RIVER ROAD (County Road Number 200) from the southerly right of way of Corliss Lane, southeasterly 1700 feet, more or less, to the southerly right of way of Rosewood Avenue (West) all in Section 13, Township 17 South, Range 4 West of the Willamette Meridian.	0.32
RIVER ROAD (County Road Number 200) from the northerly right of way of Horn Lane southeasterly 2870 feet, more or less, to Engineers' Centerline Station L ⁴ 41+45.00 POC as resurveyed by Lane County in 1987, all in Section 24, Township 17 South, Range 4 West of the Willamette Meridian.	0.54

<u>Legal Descriptions</u>	<u>Mileage</u>
SANTA CLARA AVENUE (County Road Number 1123) from the westerly right of way of River Road, westerly 1909 feet, more or less, to the westerly boundary of Richards Place, as platted and recorded in File 74, Page 192, Lane County Oregon Plat Records, all in Section 11, Township 17 South, Range 4 West of the Willamette Meridian.	0.38
SANTA CLARA AVENUE (County Road Number 1500) from the easterly boundary of First Addition to Firmont, westerly 71 feet more or less, to the easterly right of way of Newcastle Street, all in Section 11, Township 17 South, Range 4 West of the Willamette Meridian.	0.01
SHENSTONE DRIVE (County Road Number 2236) from the south right of way of Lynnbrook Drive, southerly 200 feet, more or less, to the extension of the northerly right of way of Ridsen Place, all in Section 3, Township 17 South, Range 4 West of the Willamette Meridian.	0.04
SUNDIAL AVENUE (County Road Number 548) from the southerly extension of the west line the Plat of Sundial, as platted and recorded in File 73, Slide 332-333, Lane County, Oregon Plat Records, northerly 600 feet, more or less, to the southerly right of way of Blanton Road, all in Section 7, Township 18 South, Range 3 West and Section 12, Township 18 South, Range 4 West of the Willamette Meridian	0.11
Total Mileage	4.24

IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY
STATE OF OREGON

FILE NO. 4134

IN THE MATTER OF SETTING A PUBLIC)
HEARING ON THE PROPOSED SURRENDER OF) PRELIMINARY
20 COUNTY ROADS, OR PORTIONS THEREOF,) DIRECTOR'S
TO THE CITY OF EUGENE) REPORT


The City of Eugene has passed Ordinance Number 20356, dated December 14, 2005, formally requesting the transfer of jurisdiction of 20 county roads, or portions thereof, located within the city limits. This action by the City is in accordance with the County/City Roads Partnership Program Agreement of July 1, 2004.

The various roads, consisting of a total of 4.24 miles of right of way are listed in Exhibit "A", attached to and made a part of the Resolution and Order setting a public hearing on the proposed surrender of said roads. The subject roads are currently under the jurisdiction of Lane County, and the transfer of jurisdiction over these county roads would enable the City to maintain, develop, and improve the roads 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.

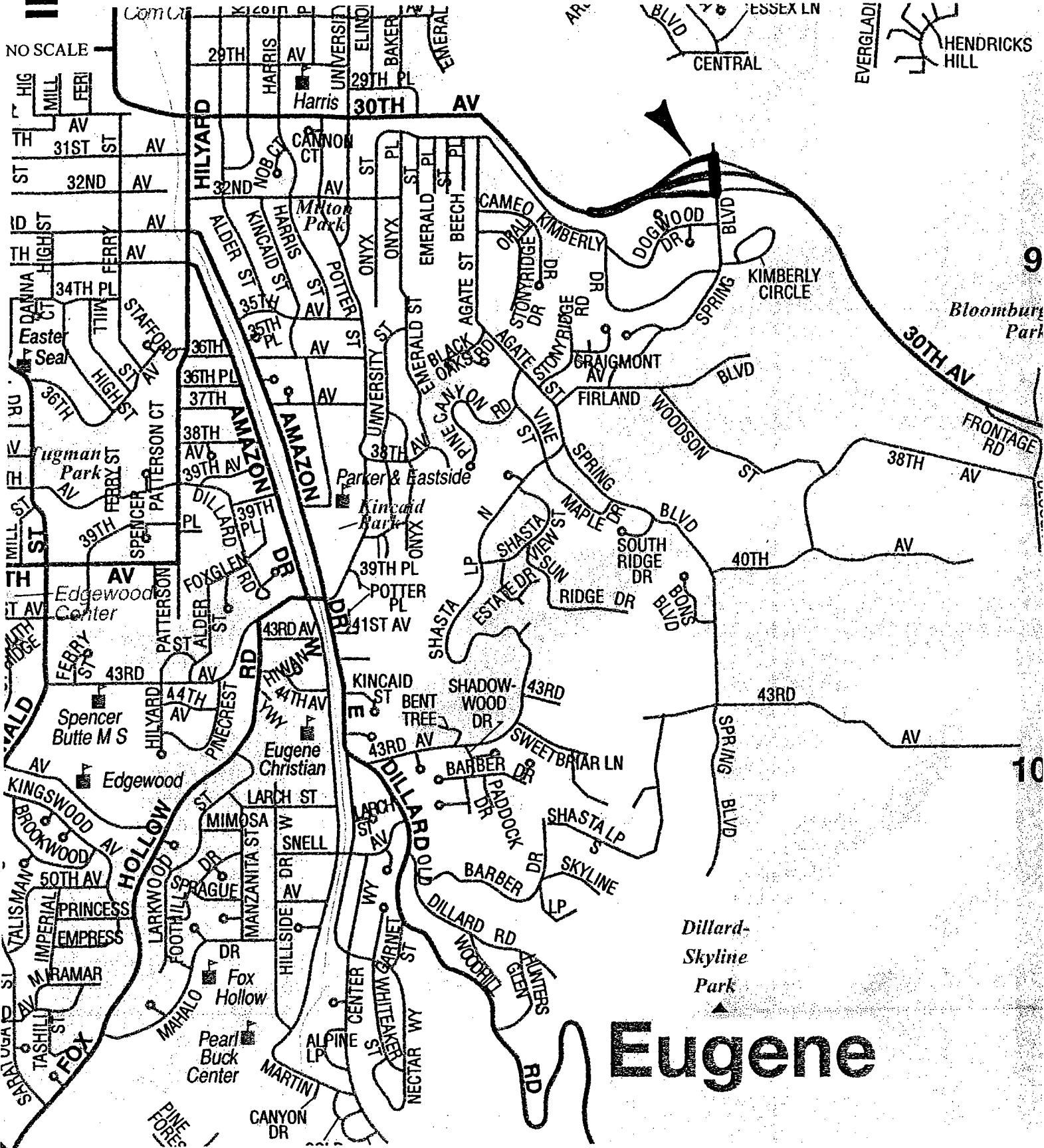
It is recommended that the Resolution and Order be approved setting a public hearing on the proposed surrender of jurisdiction of the 20 county roads, or portions thereof, as described in Exhibit "A" of said Resolution and Order.

DATED this 22nd day of February, 2006.


Oliver P. Snowden, Director
Department of Public Works

Sec. 9 T. 18S. R. 3W. W.M.
LANE COUNTY

Portion of 30th Ave. (Co. Rd. No. 1313)
Proposed to be Surrendered



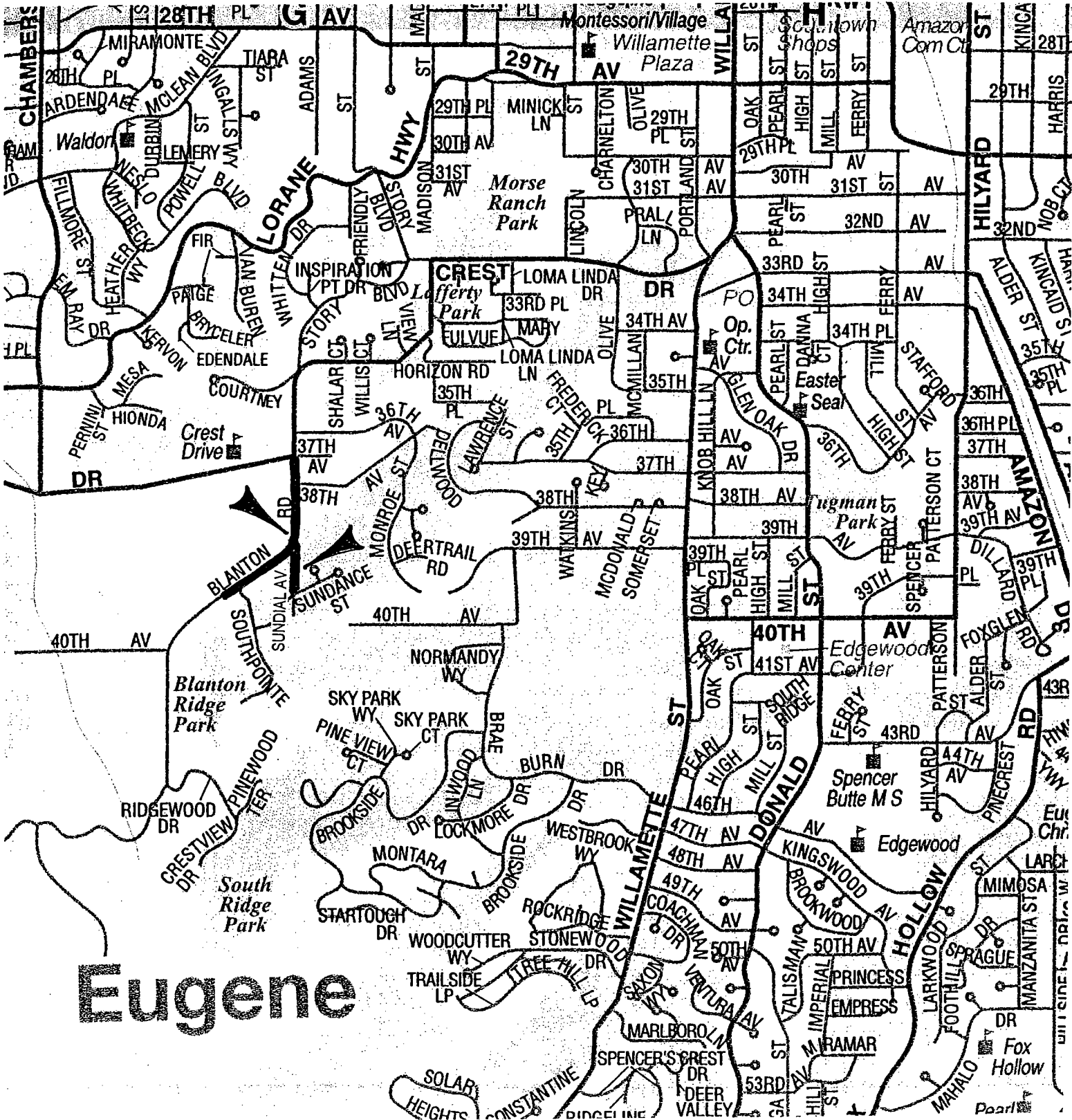
Eugene



Sec. 7 T. 18S. R. 3W. W.M.
Sec. 12 T. 18S. R. 4W. W.M.
LANE COUNTY

Portions of Blanton Rd. (Co. Rd. No. 543) & Sundial Ave. (Co. Rd. No. 548)
Proposed to be Surrendered

NO SCALE

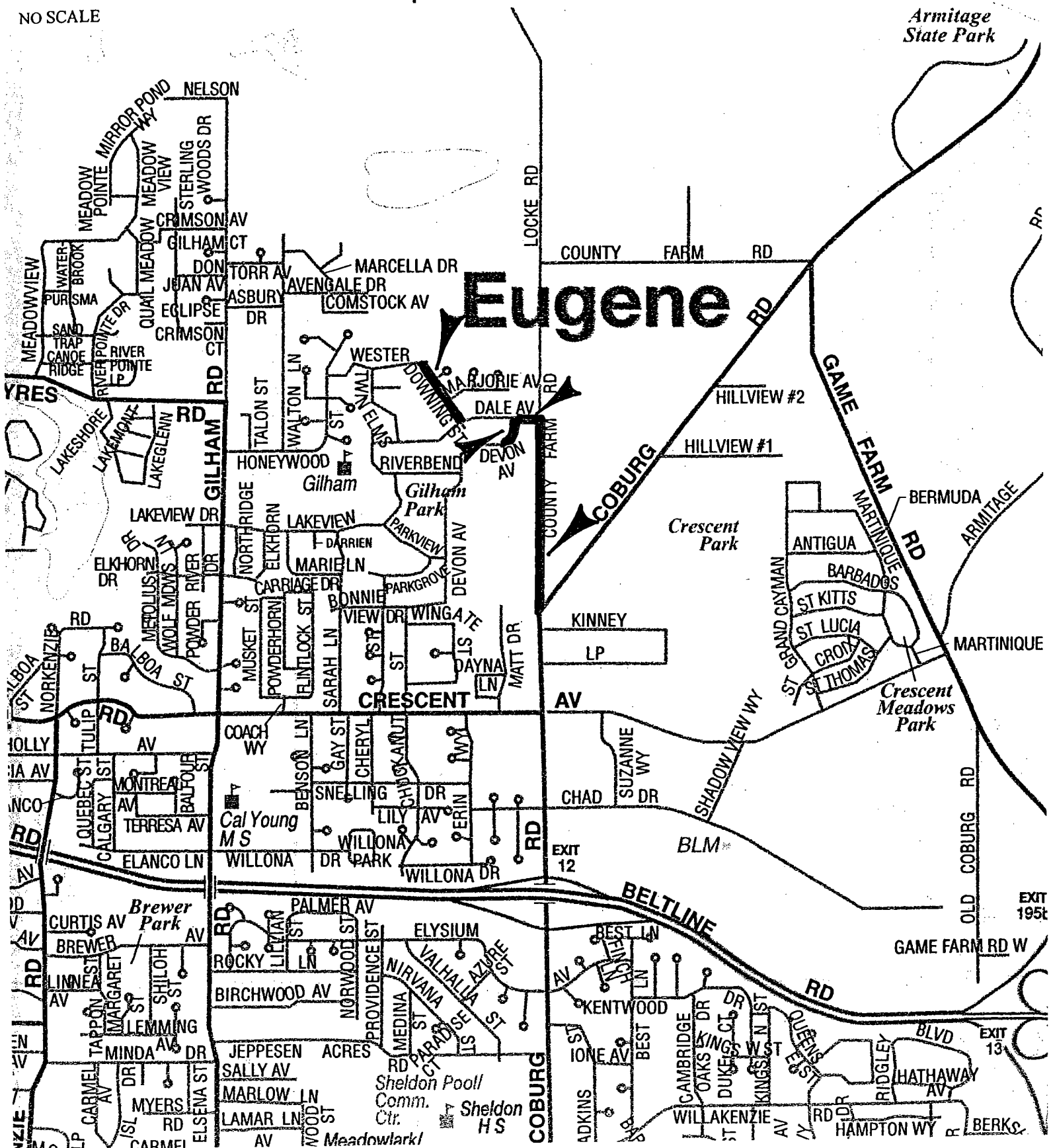




Sec. 8 & 17 T. 17S. R. 3W. W.M.
LANE COUNTY

Portions of County Farm Rd. (Co. Rd. No. 636), Dale Ave. (Co. Rd. No. 1695),
Devon Ave. (Co. Rd. No. 1697) & Downing St. (Co. Rd. No. 1696)
Proposed to be Surrendered

NO SCALE

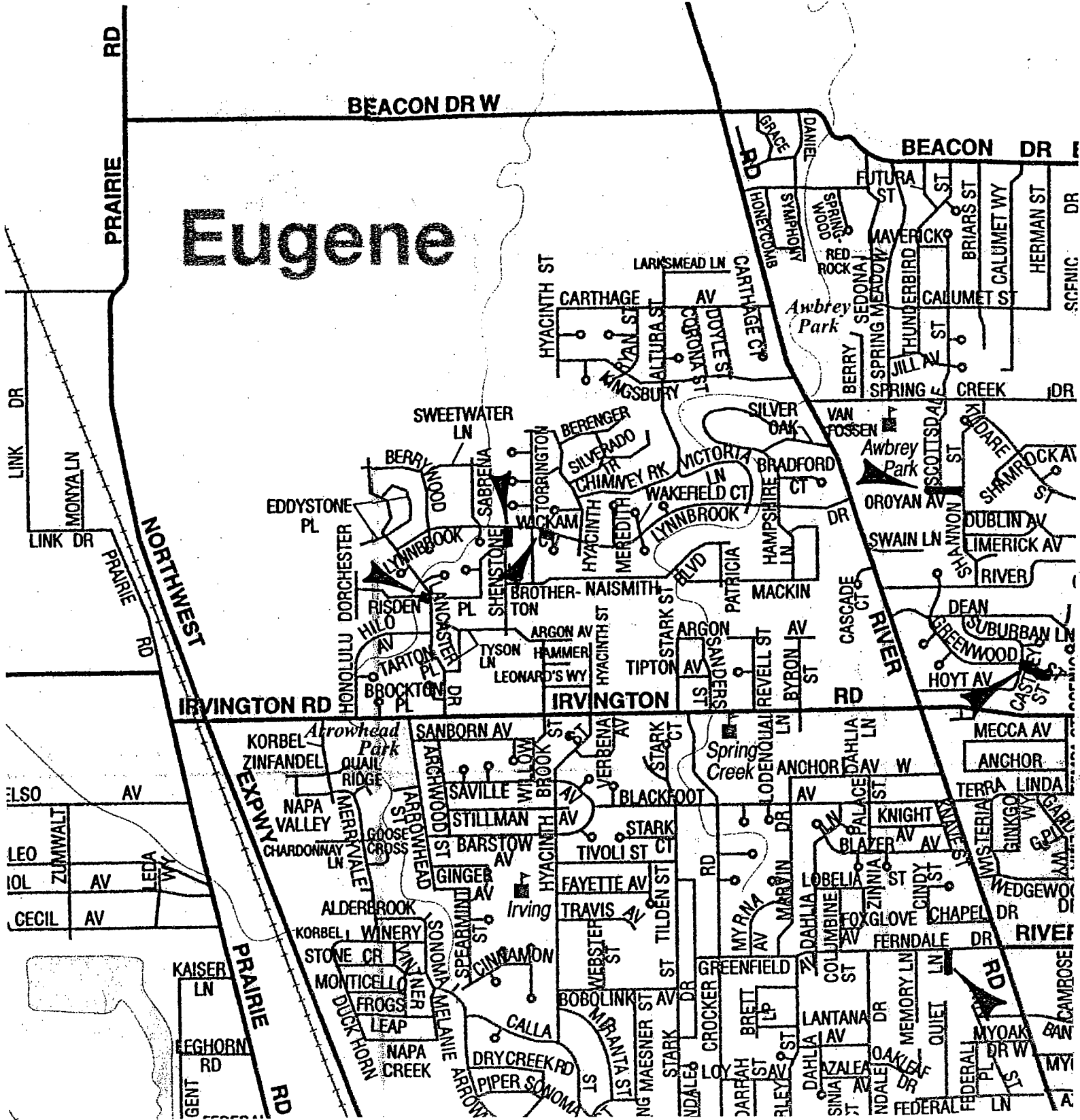




Sec. 2, 3, & 11 T. 17S. R. 4W. W.M.
LANE COUNTY

Portions of Greenwood St. (Co. Rd. No. 1511), Lynnbrook Dr. (Co. Rd. No. 2097),
Oroyan Ave. (Co. Rd. No. 2050), Quiet Lane (Co. Rd. No. 2143),
Risden Pl. (Co. Rd. No. 2228) & Shenstone Dr. (Co. Rd. No. 2236)
Proposed to be Surrendered

NO SCALE





Sec. 11, 13, 23, & 24 T. 17S. R. 4W. W.M.
LANE COUNTY

Portions of La Darrah St. (Co. Rd. No. 1430), Lindner Lane (Co. Rd. No. 1557),
Park Ave. (Co. Rd. No. 1003), River Rd. (Co. Rd. No. 200),
& Santa Clara Ave. (Co. Rd. No. 1123 & 1500)
Proposed to be Surrendered

NO SCALE

