



Surrender Process:

ORS 373.270 governs the process for a Surrender.

The process can only be used to transfer county roads that are in the city limits of an incorporated city.

A formal action initiated by a City Council begins the process. The City adopts a Resolution or an Ordinance to the county formally requesting a transfer of jurisdiction.

Upon receipt of this Resolution the County begins the process per statute noted above. This includes Public Notice, Staff Reports and a Final Report from the Public Works Director.

A public hearing is required for all Surrenders; the hearing date is set through the Consent Calendar, and a Notice of the Public Hearing will also be published.

The County Surveyor's Office prepares the legal documents and the final order in preparation for the completion of the public hearing.

Should the Board of County Commissioners feel a Surrender is acceptable; a Final Order is reviewed and signed by the Board.

This signed Final Order completes the transfer.

ORS 373.270 (7) (b) states who is responsible for the road once this action is complete. "The full and absolute jurisdiction over the road for all purposes of repair, construction, improvement and the levying and collection of assessments therefore vest in the city;..."

An approximate time line for a Surrender is estimated to be 90 days, once a resolution from the City is received.

Typically, the Lane County Surveyor's Office does not charge fees for this action; it is in the interest of the County to have a roadway removed from the expense of further maintenance or construction.