

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY, OREGON

ORDER NO. 15-06-02-07

IN THE MATTER OF SURRENDER OF A
PORTION OF WEST 6TH AVENUE (COUNTY
ROAD NUMBER 870) TO THE CITY OF
JUNCTION CITY (15-04-31-31 & 15-04-31-42)

WHEREAS, the Board of Commissioners approved Order Number 15-04-21-10 setting June 2, 2015 at 1:30 p.m. to conduct a public hearing on the matter of the surrender and transfer of jurisdiction of a portion of West 6th Avenue, as described in Exhibit "A", to the city of Junction City; and

WHEREAS, the city of Junction City has adopted Resolution Number 1105, dated June 19, 2014, marked Exhibit "B", which is attached and made a part of this Order, formally requesting jurisdiction over the portion of the above mentioned West 6th Avenue (County Road Number 870), which lies within the city limits, be transferred to Junction City; 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 Junction City 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; and

WHEREAS, the Public Works Director of Lane County has recommended this road be surrendered, as stated in the Director's Final Report, marked as Exhibit "C", attached hereto and made a part hereof by this Order; and

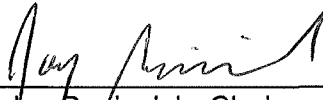
WHEREAS, all legal notice has been provided regarding this matter as required by law as witnessed by an Affidavit of Posting by the Lane County Survey Office Supervisor, marked as Exhibit "D", attached and made a part of this Order; and

WHEREAS, there are no known objections to the proposed surrender, and it appears the surrender of the described roads, or portions thereof, would be in the best interest of the county; and

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

1. Lane County, in accordance with ORS 373.270, hereby surrenders jurisdiction of the portion of County Road Number 870, as described in Exhibit "A" and shown on Exhibit "E", to the city of Junction City.
2. This Order to be filed with the Lane County Clerk in the Commissioner's Journal of Administration and copies forwarded to the Lane County Surveyor and Department of Public Works for updating appropriate indexes and County Road records.

ADOPTED this 2nd day of June, 2015.



Jay Bozievich, Chair
LANE COUNTY BOARD OF COMMISSIONERS

APPROVED AS TO FORM

Date: 5/24/15

LANE COUNTY OFFICE OF LEGAL COUNSEL



EXHIBIT "A"

LEGAL DESCRIPTION MILEAGE

W. 6th AVENUE (COUNTY ROAD NUMBER 870) 0.32
Beginning at the westerly end of that portion of W. 6th Avenue surrendered to the City of Junction City in Lane County Board of Commissioners Order of Surrender No. 81-9-30-15, thence extending westerly approximately 1700 feet to the easterly right of way of Oaklea Drive (County Road Number 867), all in Section 31, Township 15 South, Range 4 West of the Willamette Meridian

EXHIBIT "B"

RESOLUTION NO. 1105

A RESOLUTION REQUESTING THE BOARD OF COMMISSIONERS OF LANE COUNTY TO SURRENDER JURISDICTION OF PORTIONS OF COUNTY ROAD NO.870, WEST SIXTH AVENUE IN JUNCTION CITY, OREGON.

WHEREAS, The City Council of the City of Junction City has determined that it is in the public interest to seek surrender of jurisdiction from the Board of Commissioners of Lane County the portion of County Road No. 870 located in Junction City, Oregon, described in Exhibit A; and

WHEREAS, in the event that such surrender occurs, the City of Junction City assumes all jurisdiction of said street in its existing condition and all maintenance responsibilities; and

WHEREAS, the Board of Commissioners of Lane County, Oregon has authority under provisions of ORS 373.270 to release jurisdiction over county roads within the limits of the City of Junction City, and should be requested to do so; now, therefore

THE CITY OF JUNCTION CITY DOES RESOLVE AS FOLLOWS:

Section 1. The Board of County Commissioners of Lane County is hereby requested to surrender to the City of Junction City portions of County Road No. 870 as described in Exhibit A.

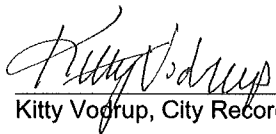
Section 2. City of Junction City personnel are hereby directed to provide Lane County all information and documentation requested in order to support this Resolution to the Board of County Commissioners of Lane County.

Passed by City Council this 19th day of June, 2014.

Approved by the Mayor this 19th day of June, 2014.

ATTEST:

APPROVED:


Kitty Vodrup, City Recorder

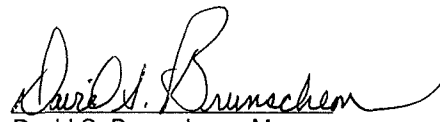

David S. Brunscheon, Mayor

EXHIBIT "A"
OF RESOLUTION NO. 1105

LEGAL DESCRIPTION

MILEAGE

W. 6th AVENUE (COUNTY ROAD NUMBER 870)

0.32

Beginning at the westerly end of that portion of W. 6th Avenue surrendered to the City of Junction City in Lane County Board of Commissioners Order of Surrender No. 81-9-30-15, thence extending westerly approximately 1700 feet to the easterly right of way of Oaklea Drive (County Road Number 867), all in Section 31, Township 15 South, Range 4 West of the Willamette Meridian

EXHIBIT "C"

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY, OREGON

DIRECTOR'S FINAL REPORT

IN THE MATTER OF SURRENDER OF A PORTION
OF WEST 6TH AVENUE (COUNTY ROAD NUMBER
870) TO THE CITY OF JUNCTION CITY
(15-04-31-31 & 15-04-31-42)

The City of Junction City has passed Resolution Number 1105, dated June 19, 2014, formally requesting the transfer of jurisdiction of a portion of West 6th Avenue (County Road Number 870) located within the city limits.

By previous action, the Board of County Commissioners approved Order No. 15-04-21-10, setting a public hearing date of June 2, 2015.

The portion of road consists of approximately 0.32 miles of right of way and is described on Exhibit "A", attached to and made a part of the Order 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.

Legal Notice for the public hearing to consider the surrender of the described roads has been provided as required by ORS 373.270.

The surrender of the subject portion of West 6th Avenue, can serve the needs of the transportation system under the jurisdiction of either the City or the County. In this case, Junction City has requested jurisdiction be transferred, and it is recommended the Order to surrender the portion of the road, as described in Exhibit "A" of the Order, be approved, as it will be in the best interest of the County.

DATED this 19th day of May, 2015.



Marsha A. Miller, Director
Department of Public Works

EXHIBIT "D"

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY, OREGON

AFFIDAVIT OF POSTING

IN THE MATTER OF SURRENDER OF A PORTION OF A PORTION OF WEST 6TH AVENUE (COUNTY ROAD NUMBER 870) TO THE CITY OF JUNCTION CITY (15-04-31-31 & 15-04-31-42)

I, Mikeal J. Blommé, Lane County Survey Office Supervisor, certify as follows:

On the 8th day of May, 2015, and in accordance with ORS 373.270, I caused to be posted four (4) copies of the Notice of Hearing in the above entitled matter in four places, positioned to be visible to the traveling public, as follows:

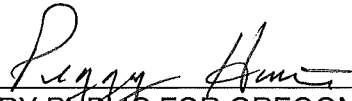
1. Posted on a power pole labeled PPL 317202 across from the Junction City High School on the north side of West 6th Avenue
2. Posted on a power pole labeled PPL 251 & PPI 316204 in front of the school tennis courts on the south side of West 6th Avenue.
3. Posted on a power pole labeled PPL 313201 on the north side of West 6th Avenue near the intersection of Oaklea Drive.
4. Posted on a power pole labeled EPUD 313201 on the west side of Oaklea Drive across from the westerly terminus of West 6th Avenue.



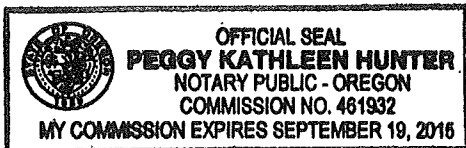
Mikeal J. Blommé
Survey Office Supervisor, for Lane County Surveyor

State of Oregon)
County of Lane)

Subscribed and sworn to before me this 8th day of May, 2015 by Mikeal J. Blommé, Survey Office Supervisor, for Lane County Surveyor.



NOTARY PUBLIC FOR OREGON
My Commission Expires:



Portion of W. 6th Avenue to be Surrendered to Junction City

Section 31, T. 15S. R. 4W. W.M.
Lane County



NO SCALE



City limits of Junction City

