

AGENDA COVER MEMO

DATE: January 10, 2003
TO: Lane County Board of Commissioners
FROM: K. Robert Ezell, Lane County Surveyor *KREzell*
DEPARTMENT: Public Works/Land Management Division

AGENDA ITEM TITLE: IN THE MATTER OF THE ALTERATION OF A PORTION OF COBURG ROAD (COUNTY ROAD NO. 403), FROM APPROXIMATELY 0.2 MILES NORTHERLY OF ARMITAGE BRIDGE TO THE COBURG CITY LIMITS, BEING LOCATED WITHIN SECTION 33, TOWNSHIP 16 SOUTH, RANGE 3 WEST AND SECTION 4, TOWNSHIP 17 SOUTH, RANGE 3 WEST OF THE WILLAMETTE MERIDIAN.

I. MOTION: MOVE TO APPROVE AN ORDER ALTERING A PORTION OF COBURG ROAD (COUNTY ROAD NO. 403), FROM APPROXIMATELY 0.2 MILES NORTHERLY OF ARMITAGE BRIDGE TO THE COBURG CITY LIMITS, BEING MORE PARTICULARLY DESCRIBED IN THE FINAL ORDER.

II. ISSUE: Right of way acquisition and improvements associated with reconstruction have been completed under the administration of the Lane County Department of Public Works on Coburg Road, as it is now commonly known, being County Road No. 403. It is now necessary for the Board of Commissioners to decide whether the completed road project and its alignment should be legally altered as provided by ORS Chapter 368.

III. DISCUSSION:

A. Background

Coburg Road, as it is now commonly known, is County Road Number 403 and was originally established in 1886. It was designated as Market Road Number 41 in 1925. It is a major collector providing public transportation between Eugene and Coburg. The portion of the road to be altered begins approximately 0.2 miles northerly of the Armitage Bridge and extends northwesterly 1.41 miles, more or less, to the city limits of Coburg.

Inadequate shoulder width and structural distress of the road indicated a need for improvement for the safety of the traveling public in this area.

A Public Hearing was held on November 3, 1994 at the Coburg Elementary School regarding the proposed road improvements for Coburg Road. Further, through Capital Improvement Programs for FY 1995-1996 through 1999-2000 and Board Order No. 95-7-26-4, the Lane County Board of Commissioners, upon consideration of public testimony

and recommendations, authorized the Lane County Department of Public Works to prepare a right-of-way plan; pursue all necessary planning actions; acquire right-of-way and prepare plans and specifications for the improvement of the portion of Coburg Road to be altered.

B. Analysis

The Public Works Director's Report notes that the alteration and construction of Coburg Road has been completed and the road is open for public travel. The final phase of the project is to complete the legal alteration of the road in accordance with ORS Chapter 368. The Final Order of Alteration accomplishes that action by providing for the acceptance of land acquired for right of way as a part of this project. The centerline description of the new alignment, including right of way widths, is attached to the Final Order as Exhibit "A."

Upon approval of the Final Order of Alteration, road plats depicting the alignment and right of way limits will be prepared by the County Surveyor and filed with the County Clerk with a copy placed in the County Road File Numbered 403 and 2262. The Final Order of Alteration will be indexed into the County Road Index Books administered by the Department of Public Works and County Surveyor.

The Lane County Public Works Department has filed road surveys numbered as CSF 35068 through 35073 with the County Surveyor, which include road centerline and right of way monumentation in compliance with ORS Chapters 209.250 and 368.106.

C. Alternatives/Options

The Board of County Commissioners has the options to:

1. Approve the Final Order of Alteration of the portion of Coburg Road (County Road No. 403) from Armitage Bridge to the City of Coburg.
2. Have staff review and alter any component of the Final Order of Alteration of this portion of said Coburg Road to be altered.
3. Continue the motion for further consideration

D. Recommendations

It is recommended that the Board of Commissioners approve Option 1. This will approve the Final Order of Alteration of this portion of Coburg Road as proposed and supported by the Public Works Director.

E. Timing

Timing is important, as ORS 368.106 requires that the Final Order of Alteration and deeds or other documents establishing an interest in real property for public road purposes be recorded.

IV. IMPLEMENTATION/FOLLOW-UP

Upon approval by the Board of County Commissioners, the Final Order of Alteration and related attachments will be forwarded to the County Clerk for filing and entering into the Board of Commissioners' Journal of Administration. The County Surveyor will file the road plats depicting the right-of-way limits of the project with the County Clerk. The Final Order of Alteration and road plats will be filed and indexed into the Road Index Books and legal County Road Files administered by the Department of Public Works and the County Surveyor.

V. ATTACHMENTS

Final Order with Attachments:
Exhibit "A" - Legal Description
Exhibit "B" - Director's Report
Attachment "A" - Vicinity Map

Contact Person: K. Robert Ezell, x3626

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

File No. 4058

IN THE MATTER OF THE ALTERATION OF A PORTION OF)
OF COBURG ROAD (COUNTY ROAD NO. 403), FROM APPROXI-)
MATELY 0.2 MILES NORTHERLY OF ARMITAGE BRIDGE TO THE) FINAL ORDER
COBURG CITY LIMITS, BEING LOCATED WITHIN SECTION 33,) OF ALTERATION
TOWNSHIP 16 SOUTH, RANGE 3 WEST AND SECTION 4,) NO.
TOWNSHIP 17 SOUTH, RANGE 3 WEST OF THE WILLAMETTE)
MERIDIAN.)

THIS MATTER now coming before the Board of County Commissioners for Lane County, Oregon, and the Board through adoption of the Capital Improvement Program for the Department of Public Works has determined that it was necessary to alter and reconstruct a portion of Coburg Road, as it is now commonly known, being County Road No. 403; and

WHEREAS, a public hearing was held on November 3, 1994 at the Coburg Elementary School regarding the proposed road improvements for Coburg Road. Further, through adoption of the Capital Improvement Programs for FY 1995-1996 through FY 1999-2000 and Board Order No. 95-7-26-4, the Board of Commissioners, upon consideration of public testimony and recommendations, authorized the Lane County Department of Public Works to proceed with the design, preparation of construction plans, and acquisition of right of way for the portion of Coburg Road to be altered; and

WHEREAS, the Department of Public Works completed the final road design and has acquired all necessary right of way on and over which the project has been laid out; and

WHEREAS, the Public Works Department has proceeded with the construction of Coburg Road in accordance with the plans and specifications prepared and administered by the Public Works Director; and

WHEREAS, it has been determined necessary to legally alter this portion of Coburg Road, County Road No. 403, and accept the alignment including acquisitions made as a part of this project, as county road right of way; and

WHEREAS, the Department of Public Works has filed road surveys numbered CSF 35068 through 35073 with the County Surveyor for public record all in compliance with ORS 209.250 and 368.106; and

WHEREAS, the Board of County Commissioners is satisfied that necessary road construction and improvements have been completed and will be of public utility and benefit; now therefore, it is hereby

ORDERED, that the deeds, or portions thereof, which lie within the road right of way specified herein, presented to the said Board of County Commissioners through purchase, donation, or agreement, as herein set forth below, on the dates set after the names of the Grantors, and before the recording information in the Lane County Deed Records, are hereby accepted as County road right of way:

<u>GRANTOR'S</u>	<u>RECORDING DATE</u>	<u>LANE COUNTY DEED RECORDS</u>	<u>LANE COUNTY TAX LOT NUMBER</u>
Vernon L. Egge	Feb. 28, 1997	Reel 2269R RR 9713475	17-03-04-00 200 900, 901 1100,1200 1201,1600 1602
Sharon Patricia Gordon, etal. TE, Sue C. Gordon Revocable Trust and Glenn M. Gordon Revocable Trust	Dec. 2, 1996	Reel 2240R RR 9680378	17-03-04-00 1700
William C. Kloster Marian Kloster	Apr. 14, 1997	Reel 2284R RR 9724951	17-03-04-00 1701
Bronco, L.L.C.	Sept. 29, 1998	Reel 2469R RR 9877937	17-03-04-00 2301 2401
Mark D. Smith Barbara Young-Smith	Nov. 6, 1998	Circuit Court Case No. 16-97-01715	17-03-04-00 201
James D. Lynch Roberta M. Lynch	Mar. 7, 1997	Reel 2271R RR 9715447	17-03-04-00 100
Edith Adair Hurd Donald Hurd	Dec. 17, 1996	Reel 2246R RR 9683817	17-03-04-00 1500
Max W. Madden Jacqueline J. Madden	May 16, 1997	Reel 2295R RR 9733482	17-03-04-00 1400
Mark Lobrovich Evangelina Lobrovich	July 22, 1997	Reel 2317R RR 9749165	17-03-04-00 1401 1402
Loren Ray Crabtree Joanne W. Crabtree	Feb. 5, 1997	Reel 2261R RR 9707994	17-03-04-00 903
John Stuart Patterson, TE Evangeline T. Hurd Trust	June 18, 1998	Reel 2431R RR 9847157	16-03-33-00 1501 16-03-33-31 1400
Komae M. Harris	Feb. 13, 1997	Reel 2264R RR 9709671	16-03-33-32 3200
F. Ross Nixon Rosemary A. Nixon	Jan. 8, 1997	Reel 2253R RR 9701379	16-03-33-32 3100

Family Christian Fellowship	June 18, 1997	Reel 2306R RR 9741184	16-03-33-32	2900
Kenneth L. Donner Cindy L. Donner	July 10, 1997	Reel 2314R RR 9746261	16-03-33-32	2800
Jason Lash Charlene R. Lash V. Iris Jacobson	Sept. 24, 1997	Circuit Court Case No. 16-97-03331	16-03-33-32	2700

and, it is further

ORDERED, that the portion of the county road referred to above and commonly known as Coburg Road be hereby altered as described in the legal description attached hereto, made a part hereof and marked Exhibit 'A' by this Order; and it is further

ORDERED, that because all portions of the existing County Road Number 403 lying between the termini specified herein above, lie within the limits of the road herein above described, these proceedings DO NOT VACATE any portion of County Road No. 403; and, it is further

ORDERED, that a road plat depicting the alignment and right of way limits of this project be prepared by the County Surveyor and filed for public record with the County Clerk and in the County Surveyor's Office in compliance with ORS Chapter 368; and, it is further

ORDERED, that in support of this action, the said Board of County Commissioners does hereby adopt the report of the Director of Public Works as set forth in Exhibit "B", which is attached hereto, and made a part hereof, by this Order; and, it is further

ORDERED, that this Order be filed with the Lane County Clerk and entered into the records of the Lane County Board of Commissioners' Journal of Administration and into the Road Index Books and County Road Files administered by the Lane County Department of Public Works and the Lane County Surveyor and that said Order be, and is hereby final and does operate to alter said road and accept the altered road as County Road Number 2262, herein known as Coburg Road.

DATED this _____ day of _____, 2003

Chair
Lane County Board of Commissioners

EXHIBIT "A"

**COBURG ROAD
COUNTY ROAD NO. 2262
(ARMITAGE BRIDGE TO COBURG CITY LIMITS)
CENTERLINE DESCRIPTION**

A strip of land variable feet in width lying on each side of the centerline of Coburg Road, in Section 33, Township 16 South, Range 3 West, and in Section 4, Township 17 South, Range 3 West of the Willamette Meridian, Lane County, Oregon, as resurveyed by Lane County in 1995; the centerline and widths in feet being described as follows:

Beginning at Engineers' Centerline Station L⁴ 192+66.07 PT Bk = L³ 212+54.47 POT Ah, said station being 2,451.75 feet South and 4,851.66 feet East of the Brass Cap marking the West Southwest Corner of the Jacob C. Spores Donation Land Claim Number 38, located in Section 5, Township 17 South, Range 3 West of the Willamette Meridian, Lane County, Oregon; run thence North 35°56'42" West, 589.83 feet; thence along a 1,432.39 foot radius curve left (the long chord of which bears North 41°03'13" West, 255.09 feet) a distance of 255.43 feet; thence North 46°09'43" West, 1241.71 feet, thence along a 1,432.39 foot radius curve right (the long chord of which bears North 40°04'43" West, 303.60 feet) a distance of 304.17 feet; thence North 33°59'43" West, 24.39 feet; thence along a 11,459.16 foot radius curve right (the long chord of which bears North 32°24'28" West, 634.92 feet) a distance of 635.00 feet; thence North 30°49'13" West, 62.80 feet; thence along a 1,909.86 foot radius curve right (the long chord of which bears North 26°11'13" West, 308.55 feet) a distance of 308.89 feet; thence North 21°33'13" West, 2,612.53 feet; thence along a 2,864.79 foot radius curve right (the long chord of which bears North 19°54'58" West, 163.73 feet) a distance of 163.75 feet; thence North 18°16'43" West, 599.90 feet; thence along a 1,432.39 foot radius curve left (the long chord of which bears North 23°41'43" West, 270.43 feet) a distance of 270.83 feet; thence North 29°06'43" West, 676.30 feet to Engineers' Centerline Station L³ 290+00.00 POT and there ending, all in Lane County, Oregon.

The widths in feet of the strip of land herein described are as follows:

<u>STATION TO STATION</u>		<u>WIDTH ON WEST'LY SIDE OF C/LINE</u>	<u>WIDTH ON EAST'LY SIDE OF C/LINE</u>
L ⁴ 192+66.07 PT Bk = L ³ 212+54.47 POT Ah	L ³ 289+33.64 POT		40 ft.
L ³ 213+25.00 POT	L ³ 213+50.00 POT	30 ft tapering on a straight line to 35 ft	
L ³ 213+50.00 POT	L ³ 218+00.00 POT	35 ft	
L ³ 218+00.00 POT	L ³ 218+44.30 PC	35 ft tapering on a straight line to 40 ft	
L ³ 218+44.30 PC	L ³ 271+00.00 POT	40 ft	

<u>STATION TO STATION</u>		<u>WIDTH ON WEST'LY</u> <u>SIDE OF C/LINE</u>	<u>WIDTH ON EAST'LY</u> <u>SIDE OF C/LINE</u>
L ³ 271+00.00 POT	L ³ 272+00.00 POT	40 ft tapering on a straight line to 35 ft	
L ³ 272+00.00 POT	L ³ 289+38.53 POT	35 ft.	

The bearings used herein are based on a bearing of South 43° 27' 04.6" East between Lane County Brass Caps LCCM 480 and LCCM 481 set by Lane County Surveyors Office. Said bearing based on the Oregon Coordinate System, NAD 83, South Zone.

EXHIBIT "B"

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

File No. 4058

IN THE MATTER OF THE ALTERATION OF A PORTION OF)	
OF COBURG ROAD (COUNTY ROAD NO. 403), FROM APPROXI-)	
MATELY 0.2 MILES NORTHERLY OF ARMITAGE BRIDGE TO THE)	DIRECTOR'S
COBURG CITY LIMITS, BEING LOCATED WITHIN SECTION 33,)	REPORT
TOWNSHIP 16 SOUTH, RANGE 3 WEST AND SECTION 4,)	
TOWNSHIP 17 SOUTH, RANGE 3 WEST OF THE WILLAMETTE)	
MERIDIAN.)	

Coburg Road, as it is commonly known, is County Road Number 403 and was originally established in 1886. It was designated as Market Road Number 41 in 1925. It is a major collector providing public transportation between Eugene and Coburg. The portion of this road to be altered begins approximately 0.2 miles northerly of the Armitage Bridge and extends northwesterly 1.41 miles, more or less, to the southerly city limits of Coburg.

Inadequate shoulder width and structural distress of the road indicated a need for improvement for the safety of the traveling public in this area.

A Public Hearing was held on November 3, 1994 at the Coburg Elementary School regarding the proposed road improvements for said Coburg Road. Further, through Capital Improvement Programs from FY 1995-1996 through FY 1999-2000 and Board Order No. 95-7-26-4, the Lane County Board of Commissioners, upon consideration of public testimony and recommendations, authorized the Lane County Department of Public Works to prepare a right-of-way plan; pursue all necessary planning actions; acquire right-of-way and prepare plans and specifications for the improvement of the portion of Coburg Road to be altered.


The Coburg Road project construction plans were prepared and all necessary re-surveying, alignment design and mapping, additional right of way acquisition and reconstruction has been completed. All construction of this portion of road was completed in accordance with plans and specifications administered by the Department of Public Works and the road is open for public travel.

A Final Order to legally alter this portion of Coburg Road has been prepared. The Final Order of Alteration provides for acceptance of parcels of land, and portions thereof, acquired as right of way in conjunction with this project. The legal centerline description of the new alignment including right of way widths is marked Exhibit "A" and is attached to and made a part of the Final Order of Alteration.

The Department of Public Works has filed road surveys numbered as CFS 35068 through 35073 with the County Surveyor, which include centerline and right of way monumentation in compliance with ORS Chapters 209.250 and 368.106. Road plats depicting the alignment and right of way limits of this project will be prepared by the County Surveyor.

Upon approval by the Board of County Commissioners, the Final Order of Alteration and related attachments will be forwarded to the County Clerk for filing and entering into the Board of Commissioners' Journal of Administration. The County Surveyor will file the road plats depicting the right-of-way limits of the project with the County Clerk. The Final Order and road plats will also be filed and indexed into the Road Index Books and legal County Road Files administered by the Department of Public Works and the County Surveyor.

DATED this 13th day of JANUARY, 2003



Oliver P. Snowden, Director
Department of Public Works

ATTACHMENT "A"

SECTION 33, T 16 S, R 3 W, W. M.
SECTION 4, T 17 S, R 3 W, W. M.
LANE COUNTY
No Scale

