


W.S.E.I.

Memorandum Date: July 6, 2010
 Order Date: July 28, 2010

TO: Board of County Commissioners

DEPARTMENT: Public Works, Land Management Division

PRESENTED BY: Mike Jackson, Lane County Surveyor 

AGENDA ITEM TITLE: IN THE MATTER OF SETTING A PUBLIC HEARING FOR THE PROPOSED SURRENDER OF PORTIONS OF PIONEER PARKWAY EAST (CO. RD. 2151); PIONEER PARKWAY WEST (CO. RD. 2150); HAYDEN BRIDGE WAY (CO. RD. 667); HARLOW ROAD (CO. RD. 439); WAYSIDE LANE (CO. RD. 1642); AND GAME FARM ROAD (CO. RD. 3) TO THE CITY OF SPRINGFIELD

I. MOTION

TO APPROVE THE ORDER TO SET A PUBLIC HEARING DATE OF AUGUST 25, 2010 AT 1:30 P.M., FOR THE SURRENDER OF PORTIONS OF PIONEER PARKWAY EAST (CO. RD. 2151); PIONEER PARKWAY WEST (CO. RD. 2150); HAYDEN BRIDGE WAY (CO. RD. 667); HARLOW ROAD (CO. RD. 439); WAYSIDE LANE (CO. RD. 1642); AND GAME FARM ROAD (CO. RD. 3) TO THE CITY OF SPRINGFIELD

II. AGENDA ITEM SUMMARY

The Board is being asked to approve the Order to set a public hearing date to consider the surrender of these county roads, or portions thereof, to the City of Springfield.

III. BACKGROUND/IMPLICATIONS OF ACTION

A. Board Action and Other History

The City of Springfield has enacted Resolution Number 10-33, dated June 7, 2010, formally requesting the jurisdiction of the county roads listed in Exhibit "A", attached to the Order to set a public hearing, be transferred from Lane County to the City of Springfield. The City is requesting this surrender without a Partnership Program Agreement.

An Intergovernmental Agreement executed in 2003 between Lane County and the City of Springfield for the Pioneer Parkway Extension project (Martin Luther King, Jr. Parkway) stipulated that upon completion of the project county roads within the project would be transferred to city jurisdiction. In addition to the portions of Pioneer Parkway East and Pioneer Parkway West that were part of that project, and to facilitate additional jurisdictional transfers within previously annexed territory, portions of Hayden Bridge Way,

Harlow Road, Wayside Lane and Game Farm Road are also included in this surrender process. All of the listed roads are within the City of Springfield city limits, and consist of a total of 0.70 miles of right of way.

B. Policy Issues

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 in 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.

C. Board Goals

Part of Lane County's Strategic Plan is to "contribute to appropriate community development in the area of transportation and.....land development" (Lane County Strategic Plan, Goals, P. 8). The surrender of these county roads, or portions thereof, will be consistent with this goal by transferring jurisdiction of these rights of way which lie within the city limits to the City of Springfield.

D. Financial and/or Resource Considerations

Since there is no current Partnership Program Agreement in effect, there is no monetary consideration associated with this surrender. Surrender of these portions of county roads will transfer maintenance, improvement and development responsibilities to the City of Springfield. There are nominal administrative and recording costs associated with the transfer.

IV. 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 Springfield.

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 Order will set a public hearing to consider the merits of the surrender and transfer of jurisdiction of the described portions of county roads to the City of Springfield as requested by the City.

V. ALTERNATIVES/OPTIONS

The Board of County Commissioners has the option to:

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

VI. TIMING/IMPLEMENTATION

Timing of this matter is important in order to facilitate the transfer of these county roads, or portions thereof, to the City of Springfield within the 150 day effective period stipulated in the City's ordinance requesting the transfer, and also to facilitate timely jurisdictional developmental planning by the City of Springfield associated with the subject roads and properties in the area.

VII. RECOMMENDATION

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

VIII. FOLLOW-UP

Upon approval of the 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 Springfield, a Final Order will be prepared for their approval.

IX. ATTACHMENTS

Order to set a Public Hearing w/attachments:
Legal Description—Exhibit "A"
Director's Preliminary Report—Exhibit "B"
Vicinity Map—Attachment "A"

Contact Person: Mike Jackson x-4198

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

IN THE MATTER OF SETTING A PUBLIC HEARING FOR THE)
PROPOSED SURRENDER OF PORTIONS OF PIONEER PARKWAY) ORDER NO.
EAST (CO. RD. 2151); PIONEER PARKWAY WEST (CO. RD. 2150);)
HAYDEN BRIDGE WAY (CO. RD. 667); HARLOW ROAD (CO. RD.)
439); WAYSIDE LANE (CO. RD. 1642); AND GAME FARM ROAD)
(CO. RD. 3) TO THE CITY OF SPRINGFIELD)

WHEREAS, the City of Springfield, by Resolution Number 10-33, dated June 7, 2010 requested that jurisdiction of 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 Springfield; and

WHEREAS, the City of Springfield is requesting this surrender without a Partnership Program Agreement; and

WHEREAS, ORS 373.270 provides for the surrender and transfer of jurisdiction over county roads within a city in that 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 in 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; and

WHEREAS, Lane County and the City of Springfield 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 August 25, 2010 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 3, 439, 667, 1642, 2150 and 2151, as described in Exhibit "A", attached hereto and made a part hereof by this Order, to the City of Springfield; 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 Mike Jackson, Lane County Surveyor, Public Service Building, 125 E. 8th Avenue; Eugene, OR 97401, telephone (541) 682-4195.

EFFECTIVE DATE: _____ day of _____, 2010

APPROVED AS TO FORM

Date 7-15-10 lane county



Chair
LANE COUNTY BOARD OF COMMISSIONERS

OFFICE OF LEGAL COUNSEL

SURRENDER ORDER TO SET HEARING – Page 1 of 1; Pioneer Pkwy East; Pioneer Pkwy West; Hayden Bridge Way; Harlow Road; Wayside Lane; Game Farm Road to the City of Springfield

EXHIBIT "A"

LEGAL DESCRIPTIONS

MILEAGE

PIONEER PARKWAY EAST, aka Third Street (County Road #2151) 0.11

All that portion of Pioneer Parkway East, aka Third Street (Co. Rd. #2151), from the northerly end of that portion of Third Street surrendered to the City of Springfield in Lane County Board of Commissioners Order No. 88-2-24-17, said point being approximately at a westerly extension of Lot 5, Grovedale Subdivision (Bk 18, P 25), thence running northerly to the southerly right of way of Hayden Bridge Way, all in Sections 22 and 27, Township 17 South, Range 3 West of the Willamette Meridian.

PIONEER PARKWAY WEST, aka Second Street (County Road #2150) 0.29

All that portion of Pioneer Parkway West, aka Second Street (Co. Rd. #2150), from the northerly end of that portion of Second Street surrendered to the City of Springfield in Lane County Board of Commissioners Order No. 88-2-24-17, said point being approximately 230 feet northerly of an easterly extension of the north line of Lot 5, King Arthur Subdivision (File 73, Slide 267), said line subsequently platted as the north line of Lot 3 of Pioneer Business Park (File 75, Slide 337), thence running northerly to the southerly right of way of Hayden Bridge Way, all in Sections 22 and 27, Township 17 South, Range 3 West of the Willamette Meridian.

HAYDEN BRIDGE WAY (County Road #667) 0.16

All that portion of Hayden Bridge Way (Co. Rd. #667) from a point approximately 7.96 feet easterly from a northerly extension of the westerly line of Grovedale Subdivision (Bk 18, P 25), thence running westerly to the easterly right of way of Game Farm Road, all in Section 22, Township 17 South, Range 3 West of the Willamette Meridian.

HARLOW ROAD (County Road #439) 0.09

All that portion of Harlow Road (Co. Rd. #439) from the easterly right of way of Game Farm Road, thence running westerly to the easterly end of that portion of Harlow Road surrendered to the City of Springfield in Lane County Board of Commissioners Order No. 82-1-27-16 at Pheasant Boulevard, all in Section 22, Township 17 South, Range 3 West of the Willamette Meridian.

EXHIBIT "A"

WAYSIDE LANE (County Road #1642)

0.02

All that portion of Wayside Lane (Co. Rd. #1642) from the northerly right of way of Hayden Bridge Way, thence running northerly 114 feet, more or less, all in Section 22, Township 17 South, Range 3 West of the Willamette Meridian.

GAME FARM ROAD (County Road #3)

0.03

All that portion of Game Farm Road (Co. Rd. #3) from an easterly extension of the northerly right of way of Beltline Road, thence running southerly 176 feet, more or less, all in Section 22, Township 17 South, Range 3 West of the Willamette Meridian

The above descriptions are shown on Attachment "A" attached hereto and made a part hereof.

EXHIBIT "B"

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

IN THE MATTER OF SETTING A PUBLIC HEARING FOR)	
THE PROPOSED SURRENDER OF PORTIONS OF)	DIRECTOR'S
PIONEER PARKWAY EAST (CO. RD. 2151); PIONEER)	PRELIMINARY
PARKWAY WEST (CO. RD. 2150); HAYDEN BRIDGE WAY)	REPORT
(CO. RD. 667); HARLOW ROAD (CO. RD. 439); WAYSIDE)	
LANE (CO. RD. 1642); AND GAME FARM ROAD)	
(CO. RD. 3) TO THE CITY OF SPRINGFIELD)	

The City of Springfield has passed Resolution Number 10-33, dated June 7, 2010, formally requesting the transfer of jurisdiction of these county roads, or portions thereof, located within the city limits. The City is requesting this surrender without a Partnership Program Agreement.


An Intergovernmental Agreement executed in 2003 between Lane County and the City of Springfield for the Pioneer Parkway Extension project (Martin Luther King, Jr. Parkway) stipulated that upon completion of the project county roads within the project would be transferred to city jurisdiction. In addition to the portions of Pioneer Parkway East and Pioneer Parkway West that were part of that project, and to facilitate additional jurisdictional transfers within previously annexed territory, portions of Hayden Bridge Way, Harlow Road, Wayside Lane and Game Farm Road are also included in this surrender process. All of the listed roads are within the City of Springfield city limits.

The various roads, consisting of a total of 0.70 miles of right of way, are listed in Exhibit "A" attached to and made a part of the 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 in 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 Order be approved setting a public hearing on the proposed surrender of jurisdiction of these county roads, or portions thereof, as described in Exhibit "A" of said Order.

DATED this _____ day of _____, 2010.



 ACTING Director
 Department of Public Works

ATTACHMENT "A"

SURRENDER OF PORTIONS OF PIONEER PARKWAY EAST, AKA THIRD STREET (CO. RD. 2151); PIONEER PARKWAY WEST, AKA SECOND STREET (CO. RD. 2150); HAYDEN BRIDGE WAY (CO. RD. 667); HARLOW ROAD (CO. RD. 439); WAYSIDE LANE (CO. RD. 1642); AND GAME FARM ROAD (CO. RD. 3)
TO THE CITY OF SPRINGFIELD
Sections 22 & 27, T. 17 S. R. 3 W., W.M.
LANE COUNTY
NO SCALE

