

PASSED

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

IN THE MATTER OF THE SURRENDER OF PORTIONS)	FINAL ORDER NO.
OF PIONEER PARKWAY EAST (CO. RD. 2151);)	
PIONEER PARKWAY WEST (CO. RD. 2150); HAYDEN)	10-8-25-3
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, by Order Number 10-7-28-5 the Board of County Commissioners set August 25, 2010 at 1:30 P.M. to conduct a public hearing on the matter of the surrender and transfer of jurisdiction of these county roads, or portions thereof, which lie within the city limits, to the City of Springfield; and

WHEREAS, the City of Springfield has enacted Resolution Number 10-33, dated June 7, 2010, marked as Exhibit "D", attached hereto and made a part of this Order, formally requesting that the jurisdiction of these county roads, or portions thereof, which lie within the city limits, be transferred to the City of Springfield; and

WHEREAS, 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; and

WHEREAS, in addition to the portions of Pioneer Parkway East and Pioneer Parkway West that were part of the Pioneer Parkway Extension project (Martin Luther King, Jr. Parkway) addressed in the 2003 Intergovernmental Agreement, 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; 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, the roads, or portions thereof, proposed to be surrendered are described in Exhibit "A", attached hereto and made a part hereof by this Order; and

WHEREAS, the Public Works Director of Lane County recommends that these roads be surrendered, as stated in the Final Director's Report, marked as Exhibit "B", attached hereto and made a part hereof by this Order; and

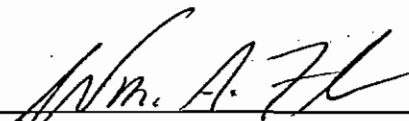
WHEREAS, all legal notice has been provided regarding this matter as required by law as witnessed by the Affidavit of Posting by the Lane County Surveyor marked as Exhibit "C", attached hereto and made a part hereof by this Order; and

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

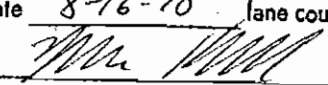
ORDERED, that Lane County, in accordance with ORS 373.270, hereby surrenders jurisdiction of portions of County Road Numbers 3, 439, 667, 1642, 2150 and 2151, as described in Exhibit "A", attached hereto and made a part hereof by this Order, to the City of Springfield; and it is further

ORDERED, that this Order be filed with the Lane County Clerk in the Commissioners' Journal of Administration and copies be forwarded to the Lane County Surveyor and the Department of Public Works for updating appropriate indexes and County Road records, and that a certified copy of the approved Order be forwarded to the Springfield City Manager.

EFFECTIVE DATE: 25 day of August, 2010



Chair
Lane County Board of Commissioners

APPROVED AS TO FORM
Date 8-16-10 lane county


OFFICE OF LEGAL COUNSEL

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 THE SURRENDER OF PORTIONS)	FINAL
OF PIONEER PARKWAY EAST (CO. RD. 2151);)	DIRECTOR'S
PIONEER PARKWAY WEST (CO. RD. 2150); HAYDEN)	REPORT
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)	

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.


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 Final Order for 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.

All legal notice for the public hearing to consider the matter of the surrender of these portions of county roads has been provided by the County Surveyor, as required by law.

The surrender of these roads, or portions thereof, can serve the needs of the transportation system under the jurisdiction of either the City or County. In this case, the City of Springfield has requested that jurisdiction be transferred, and it is recommended that the Final Order to surrender the roads, or portions thereof, as described in Exhibit "A" of the Final Order, be approved, as it will be in the best interest of the County.

DATED this 11 day of August, 2010.



 Director
 Department of Public Works

EXHIBIT "C"
IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY
STATE OF OREGON

IN THE MATTER OF THE SURRENDER OF PORTIONS OF)
PIONEER PARKWAY EAST (CO. RD. 2151); PIONEER) **AFFIDAVIT OF POSTING**
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, Mike Jackson, Lane County Surveyor, certify as follows:

That on the 3rd day of August, 2010, and in accordance with ORS 373.270, I caused to be posted eleven (11) copies of the Notice of Hearing in the above entitled matter in eleven (11) places, positioned to be visible to the traveling public, as follows:

1. Posted on a lathe attached to a metal street sign post (Allen Ave) at the northeast corner of the intersection of Wayside Lane and Allen Avenue.
2. Posted on power pole number 05124 on the south side of Hayden Bridge Way approximately 150 feet easterly from the roundabout at intersection of Hayden Bridge Way and Pioneer Parkway East, also being approximately 90 feet westerly from Shady Lane.
3. Posted on power pole number 89176 on the north side of Harlow Road at the northwest corner of the intersection of Harlow Road and Game Farm Road.
4. Posted on power pole number 89100 on the north side of Harlow Road at the northwest corner of the intersection of Harlow Road and Pheasant Boulevard.
5. Posted on power pole number 89098 on the south side of Harlow Road at the southwest corner of the intersection of Harlow Road and Pheasant Boulevard.
6. Posted on power pole number 09102 on the east side of Pioneer Parkway East approximately 720 feet northerly from Q Street, also being approximately 150 feet northerly from the service entrance along the northerly back side of a shopping mall.
7. Posted on a 4"x4" "Left Lane Must Turn Left" signpost along the east side of Pioneer Parkway West, with poster facing the bicycle/pedestrian path between Pioneer Parkways East and West, approximately 500 feet northerly from Q Street, and just north of a Springfield Rapid Transit station.
8. Posted on power pole number 91113 on the west side of Pioneer Parkway West just north of a private entrance to Hyland Construction Company entrance, approximately 1000 feet northerly from Q Street.
9. Posted on power pole number 99002 on the east side of Game Farm Road approximately 150 feet northerly from the intersection of Game Farm Road and Cardinal Way, also being adjacent to the easterly side of a bicycle/pedestrian path.

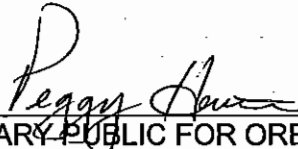
- 10. Posted on power pole number 0623 on the west side of Game Farm Road approximately 50 feet northerly from the intersection of Game Farm Road and Ethan Court.
- 11. Posted on power pole number 91155 on the east side of Game Farm Road at the northeast corner of the intersection of Game Farm Road and Beltline Road.



Mike Jackson
Lane County Surveyor

State of Oregon)
County of Lane)

Subscribed and sworn to before me this 5TH day of AUGUST, 2010 by
Mike Jackson.



NOTARY PUBLIC FOR OREGON
My Commission Expires:



RESOLUTION NO: 10-33**A RESOLUTION REQUESTING SURRENDER OF JURISDICTION OF PORTIONS OF
PIONEER PARKWAY EAST AND WEST, HAYDEN BRIDGE WAY, HARLOW ROAD,
WAYSIDE LANE AND GAME FARM ROAD**

WHEREAS, The Common Council of the City of Springfield finds that:

- A. It is necessary and in the best interests of the City and the citizens of Springfield to acquire jurisdiction over the portions of county roads referenced and incorporated herein, to provide the same level of service, maintenance, and enforcement provided for other public streets within the city limits of Springfield.
- B. In an intergovernmental agreement executed by the City on January 10, 2003, and by the County on February 25, 2003, the City agreed that the county roads described in Attachment A, a true copy whereof is annexed hereto and by this reference incorporated herein, will be City streets.
- C. The Board of County Commissioners of Lane County, Oregon has authority under provisions of ORS 373.270 to surrender jurisdiction over county roads within the corporate limits of the City of Springfield.
- D. The described portions of the county roads have been annexed to the City of Springfield and lie within the corporate limits of the City of Springfield; and

WHEREAS, the referenced county roads are part of the network of roads in the immediate vicinity of the Harlow Road roundabout and their operation is interrelated with the operation of Martin Luther King, Jr. Parkway and those portions of Pioneer Parkway which are within the City's jurisdiction; and

WHEREAS, the City Manager reports that operations of City streets will be more efficient if these County roads are also City streets and recommends that the City request that the County surrender jurisdiction to the City; and

WHEREAS, the Council has considered the report and recommendation of the City Manager;

NOW THEREFORE, BE IT RESOLVED THE COMMON COUNCIL OF THE CITY OF SPRINGFIELD, a Municipal Corporation of the State of Oregon, as follows:

Section 1. The Common Council, of the City of Springfield hereby requests that Lane County surrender jurisdiction over the above described portions of county roads to the City of Springfield in accordance with the provisions of ORS 373.270.

Section 2. The Council directs that a copy of this Resolution be forwarded to the Board of County Commissioners of Lane County, Oregon, requesting surrender of jurisdiction of the above described portions of County Roads in accordance with the provisions of ORS 373.270.

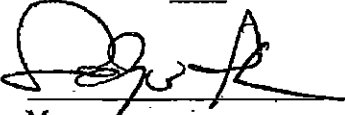
Section 3. Within 150 days from the date this Resolution is adopted, and upon receipt by the City Manager of a certified copy of an order of the Board of County Commissioners of Lane County, Oregon releasing jurisdiction of the described portions of County Road to the City of Springfield, the City shall have the same control, power and jurisdiction over the road as it has over all other streets and alleys within the City of Springfield.

Section 4. In the event the Board of County Commissioners of Lane County fails to enter the order referred to in Section 2 within 150 days from the date this Resolution is adopted, the request and authorization contained herein shall terminate as though this Resolution had not been adopted; and

BE IT FURTHER RESOLVED, that this Resolution shall take effect upon adoption by the Council and approval by the Mayor.

Adopted by the Common Council of the City of Springfield, Oregon by a vote of 4 for and 1 against, this 7th Day of June, 2010.

(1 Absent - Ralston)



Mayor

ATTEST:

Amy Sowa
City Recorder

Joseph J. Leath
6/11/10
The City of Springfield

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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

