

AGENDA COVER MEMO

DATE: November 5, 2004
TO: Lane County Board of Commissioners
FROM: Bill Robinson, Lane County Surveyor *BR*
DEPARTMENT: Public Works/Land Management Division

AGENDA ITEM TITLE: **IN THE MATTER OF CLASSIFYING CERTAIN ROADS WITHIN RICHARDSON PARK, A LEASED CORPS OF ENGINEERS PARK, AS PUBLIC ROADS, BEING LOCATED IN SECTION 5, TOWNSHIP 17 SOUTH, RANGE 5 WEST OF THE WILLAMETTE MERIDIAN**

I. MOTION:

In the Matter of Classifying Certain Roads within Richardson Park, a Leased Corps of Engineers Park, as Public Roads, being located in Section 5, Township 17 South, Range 5 West of the Willamette Meridian

II. ISSUE:

Lane County has access roads within the leased Corps of Engineers Park at Fern Ridge Reservoir, known as Richardson Park, that are in need of maintenance. It is necessary to decide whether to begin the process of adding these roads to County Road system so that they can receive regularly scheduled maintenance.

III. DISCUSSION:

A. Background:

Lane County entered into a 25 year lease agreement with the Army Corps of Engineers in 1999 (Lease No. DACW57-1-99-0011) for public park and recreational purposes in the Richardson Park area. This lease documentation will be recorded with the County Clerk to establish a clear record of public right of use. The park is located near the Fern Ridge Reservoir easterly of Territorial Road in Section 5, Township 17 South, Range 5 West of the Willamette Meridian. Phase 2 of Richardson Park Campground has been developed and there are access roads within this area that are in need of maintenance.

Stipulations of the lease agreement require adequate maintenance of improvements within the park. In 1989, the Department of Public Works reported to the Lane County Board of Commissioners that county park roads are receiving inadequate maintenance due to revenue constraints that exist within the Parks Division. The

Board of County Commissioners directed Public Works staff to proceed with a means to achieve adequate road maintenance.

In 1991, Board Order Number 91-7-17-6 classified roads within Richardson Park as Local Access Roads, and authorized the expenditure of county road funds for the continuing maintenance of these roads. Likewise, in 1994, Board Order Number 94-4-5-6 classified the newly constructed roads in Richardson Park Campground (Phase 1) as Local Access Roads, and also authorized the expenditure of road funds for the maintenance of these roads.

Lane Manual 15.260 now provides for the acceptance of park roads on leased lands into the County Road system provided that the road has been designated as a Public Road or Local Access Road; that the park land lease documents are recorded and are a matter of public record; and that the owners of the land are provided a written notice of the proceedings and consent to the acceptance of the park roads into the County Road system.

The current proposal is to classify approximately 0.65 miles of roadway within Richardson Park as Public Roads.

B. Analysis:

The area within Richardson Park was leased to Lane County by the U.S. Army Corps of Engineers in 1999 for public park and recreational purposes. This lease documentation will be recorded with the County Clerk to establish a clear record of public right of use. Lane County has access roads within Phase 2 of Richardson Park Campground that are in need of maintenance, and stipulations of the lease agreement require adequate maintenance of improvements within the park.

Classifying these roadways within the park as Public Roads, and then establishing them as County Roads, is in the best interest of the public. It will provide a means of regular maintenance of the roads for the safety and convenience of the public. The County Road status of these roads shall continue for the length of the Corps of Engineers' Lease Agreement, or the extension thereof, and maintenance of these roads shall be a continuing program until terminated by Board Order under the provisions of ORS 368.026 for the withdrawal of County Road status.

C. Alternatives/Options:

The Board of County Commissioners has the options to:

1. Approve the Order classifying the roads in Richardson Park Campground (Phase 2), as described in the Order, as Public Roads.
2. Deny the Order classifying the said roads described in the Order as Public Roads.
3. Continue the matter for further consideration.

D. Recommendations:

The Public Works Director's report recommends that the Order to classify these roads as Public Roads be approved, followed by the recording of the park land lease documents, and the acceptance of the roads into the County Road system.

It is recommended that the Board adopt option number one above and approve the Order classifying the roads described in the Order as Public Roads.

E. Timing:

The timing is important, as the Department of Public Works will be able to begin scheduling regular maintenance of the park roads after the roads have been accepted into the County Road system.

IV. IMPLEMENTATION/FOLLOW-UP:

The County Clerk shall file the Order in the Commissioner's Journal of Administration and forward copies to the Lane County Surveyor and the Parks Division. The Lease documentation from the Corps of Engineers for Richardson Park shall be recorded with the County Clerk, and an Order to establish the said park roads as County Roads will be presented to the Board of Commissioners.

V. ATTACHMENTS:

Order w/ attachments:
Legal Description - Exhibit "A"
Director's Report - Exhibit "B"
Vicinity Map - Attachment "A"

Contact Person: Bill Robinson x-4198

IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY, OREGON

File No. 4069

IN THE MATTER OF CLASSIFYING CERTAIN PARK)
 ROADS WITHIN RICHARDSON PARK, A LEASED)
 CORPS OF ENGINEERS PARK, AS PUBLIC ROADS) ORDER NO.
 BEING LOCATED IN SECTION 5, TOWNSHIP 17)
 SOUTH, RANGE 5 WEST OF THE WILLAMETTE)
 MERIDIAN)

WHEREAS, Lane County has access roads located within Richardson Park, a leased Corps of Engineers Park at Fern Ridge Reservoir, that are in need of road maintenance, and

WHEREAS, the park access roads are not receiving adequate maintenance due to the Parks Division budgetary constraints; and

WHEREAS, the Board of County Commissioners directed Public Works staff to proceed with a means to achieve that road maintenance; and

WHEREAS, Lane Manual 15.260 provides for the acceptance of park roads on leased lands into the County Road system provided that the road has been designated as a Public Road or Local Access Road by Board Order; that the park land lease documents are recorded and are a matter of public record; and that the owners of the land are provided a written notice of the proceedings and consent to the acceptance of the park roads into the County Road system; now therefore it is hereby

ORDERED, that 0.65 miles of park roads within Richardson Park Campground (Phase 2) as described in Exhibit "A" attached hereto and made a part hereof by this Order, be classified as Public Roads; and it is further

ORDERED, that the lease documentation between Lane County and the Corps of Engineers for the Richardson Park shall be recorded to fulfill the public record requirement; and it is further

ORDERED, that an Order be prepared for the Boards approval to accept the park roads into the County Road system; 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.

DATED this _____ day of _____, 2004

APPROVED AS TO FORM

Date: 11-17-04 Lane County

 Chair, Lane County Board of Commissioners

ORDER Classifying Richardson Park Roads as Public Roads

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RICHARDSON PARK CAMPGROUND ROADS (PHASE 2)
Legal Description

A parcel of land lying in the south one half (S ½) of Section 5, Township 17 South, Range 5 West of the Willamette Meridian. Said parcel being a strip of land 60 feet in width, lying 30 feet on each side of the following described centerline of a road to be known as Richardson Park Campground Road Phase II as said road was surveyed in 2000.

"L1" Line

Beginning at Engineers Centerline Station L 6+11.26 P.O.T. Richardson Park Road = L1 0+00 P.O.B. Richardson Park Campground Road Phase II; said station being 2035.42 feet South and 2635.62 feet West of the brass cap found marking the Northwest corner of the B. Richardson Donation Land Claim Number 42 in Township 17 South, Range 5 West of the Willamette Meridian; RUN THENCE North 88° 34' 32" West a distance of 444.38 feet; thence along the arc of a 107.05 feet radius curve left (the long chord of which bears South 66° 23' 18" West 90.60 feet) a distance of 93.55 feet; thence South 41° 21' 08" West a distance of 325.32 feet; thence along the arc of a 57.04 feet radius curve left (the long chord of which bears South 0° 06' 49" West 75.20 feet) a distance of 82.11 feet; thence South 41° 07' 30" East a distance of 147.64 feet; thence along the arc of a 243.32 feet radius curve left (the long chord of which bears South 54° 58' 38" East 116.51 feet) a distance of 117.65 feet; thence South 68° 49' 45" East a distance of 220.00 feet; thence along the arc of a 260.41 feet radius curve left (the long chord of which bears South 83° 52' 30" East 135.20 feet) a distance of 136.77 feet; thence along the arc of a 135.43 feet radius curve left (the long chord of which bears North 41° 07' 48" East 173.93 Feet) a distance of 188.86 feet; thence North 1° 10' 51" East a distance of 487.84 feet to Engineers Centerline Station L1 0+85.82 P.O.T. Richardson Park Campground Road Phase II = L1 22+44.12 E.O.P.; said station being 2033.29 feet South and 2721.42 feet West of the said brass cap found marking the Northwest corner of the B. Richardson Donation Land Claim Number 42 in Township 17 South, Range 5 West of the Willamette Meridian; and there ending all in Lane County, Oregon. Excepting any portion lying within the right-of-way of Richardson Park Road.

ALSO:

"L2 " Line

A strip of land 60.00 feet in width, lying 30 feet on each side of the following described centerline.

Beginning at Engineers Centerline Station L1 6+06.07 P.O.T. Richardson Park Campground Road Phase II = L2 0+00 P.O.B; said station being 2111.82 feet South and 3207.90 feet West of the brass cap found marking the Northwest corner of the B. Richardson Donation Land Claim Number 42 in Township 17 South, Range 5 West of the Willamette Meridian; RUN THENCE South 65° 45' 00" East a distance of 526.90 feet to Engineers Centerline Station L1 19+49.12 P.O.T. Richardson Park Campground Road Phase II = L2 5+26.90 E.O.P.; said station being 2328.22 feet South and 2727.50 feet West of the said brass cap found marking the Northwest corner of the B. Richardson Donation Land Claim Number 42 in Township 17 South, Range 5 West of the Willamette Meridian; and there ending all in Lane County, Oregon. With the lines of the right-of-way being shortened as necessary to prevent the overlap of the L1 and L2 right-of-way lines.

RICHARDSON PARK CAMPGROUND ROADS (PHASE 2)
Legal Description

ALSO:

"L3 Line"

A strip of land 60.00 feet in width, lying 30 feet on each side of the following described centerline.

Beginning at Engineers Centerline Station L1 7+87.44 P.O.T. Richardson Park Campground Road Phase II = L3 0+00 P.O.B; said station being 2247.96 feet South and 3327.73 feet West of the brass cap found marking the Northwest corner of the B. Richardson Donation Land Claim Number 42 in Township 17 South, Range 5 West of the Willamette Meridian; RUN THENCE South 60° 51' 00" East a distance of 450.31 feet; thence along the arc of a 341.78 feet radius curve left (the long chord of which bears South 70° 48' 25" East 118.19 feet) a distance of 118.79 feet; thence South 80° 45' 49" East a distance of 92.56 feet to Engineers Centerline Station L1 17+56.28 P.T. Richardson Park Campground Road Phase II = L3 6+61.66 E.O.P.; said station being 2521.02 feet South and 2731.47 feet West of the said brass cap found marking the Northwest corner of the B. Richardson Donation Land Claim Number 42 in Township 17 South, Range 5 West of the Willamette Meridian; and there ending all in Lane County, Oregon. With the lines of the right-of-way being shortened as necessary to prevent the overlap of the L1 and L3 right-of-way lines.

The bearings used herein are based on the Richardson Park Campground Road as surveyed in 1994 by the Lane County Surveyors Office that located the Lane County Public Works Department Brass Cap dated 1973, marking the Northwest Corner of B. Richardson Donation Land Claim No. 42 and the United States Corps of Engineers Brass Cap marked "S-340 1939". The Grid Bearing between the two monuments was rotated by a theta angle of -1°55'28" to arrive at the True Bearing of North 18°26'14" East, which is the basis of bearings for this description.

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

File No. 4069

IN THE MATTER OF CLASSIFYING CERTAIN PARK ROADS)	
WITHIN RICHARDSON PARK, A LEASED CORPS OF)	
ENGINEERS PARK, AS PUBLIC ROADS BEING LOCATED)	DIRECTOR'S
IN SECTION 5, TOWNSHIP 17 SOUTH, RANGE 5 WEST)	REPORT
OF THE WILLAMETTE MERIDIAN)	

Lane County entered into a 25 year lease agreement with the Army Corps of Engineers in 1999 (Lease No. DACW57-1-99-0011) for public park and recreational purposes in the Richardson Park area. The park is located near the Fern Ridge Reservoir, easterly of Territorial Road, in Section 5, Township 17 South, Range 5 West of the Willamette Meridian. Phase 2 of Richardson Park Campground has been developed and there are access roads within this area that are in need of maintenance.

Stipulations of the lease agreement require adequate maintenance of improvements within the park. In 1989, the Department of Public Works reported to the Lane County Board of Commissioners that county park roads are receiving inadequate maintenance due to revenue constraints that exist within the Parks Division. The Board of County Commissioners directed Public Works staff to proceed with a means to achieve adequate road maintenance.

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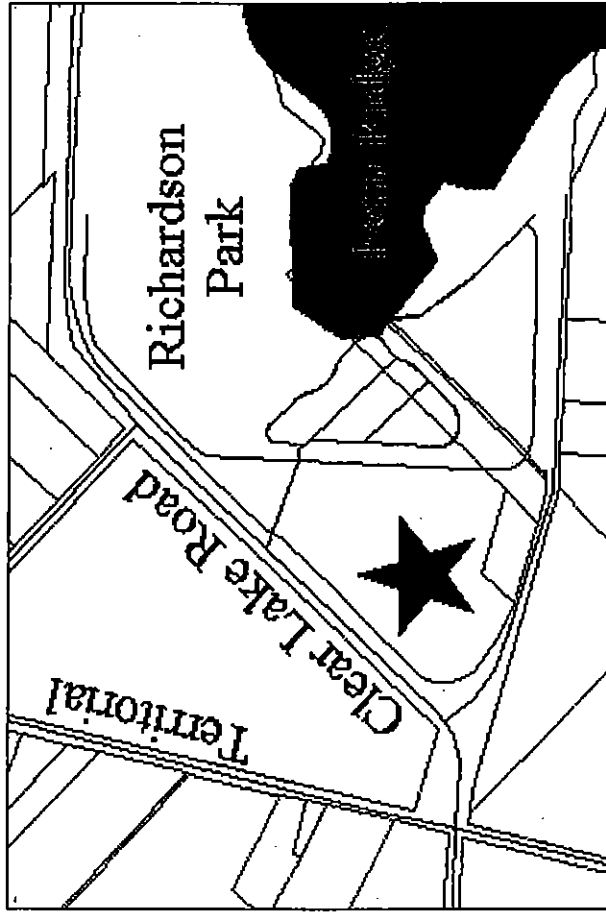
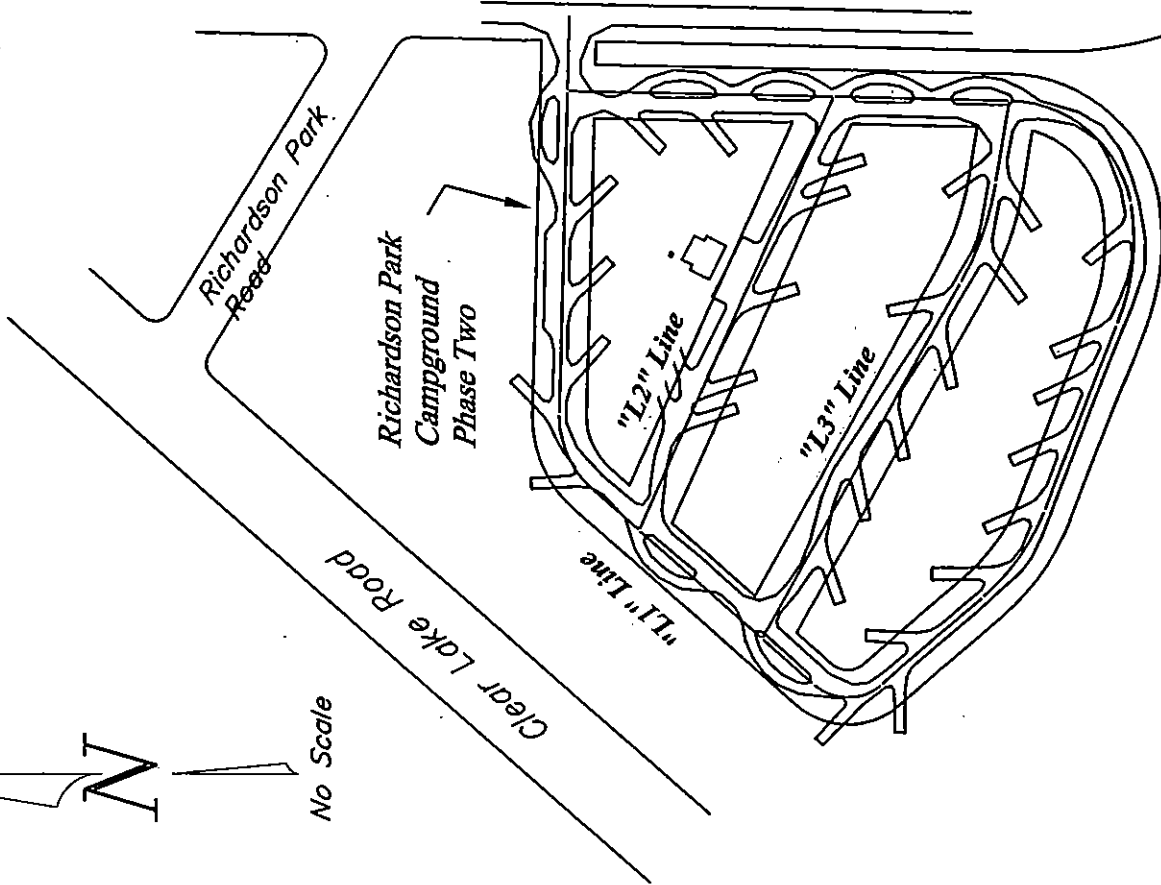
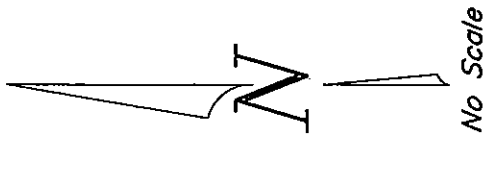
The roads have been surveyed as presently traveled and used by the public. Public use of the roads in Richardson Park, as described in Exhibit 'A' of the Order, justify the expenditure of County Road Funds for maintenance of these roads. It is therefore recommended that the Order to classify these roads as Public Roads be approved, followed by the recording of the park land lease documents, and the acceptance of the roads into the County Road system.

DATED this 17th day of November, 2004.


for Oliver P. Snowden, Director - Department of Public Works

Attachment "A"

Section 5, Township 17 South, Range 5 West, W.M.



Vicinity Map

ORIGINAL