

W.S.E.L. ORIGINAL

AGENDA COVER MEMO

DATE: January 6, 2005
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 ACCEPTING AND ESTABLISHING CROCKER ROAD AS A COUNTY ROAD, BEING LOCATED IN SECTION 2 AND 11, TOWNSHIP 17 SOUTH, RANGE 4 WEST OF THE WILLAMETTE MERIDIAN (17-04-02 & 11)

I. MOTION

Move to Approve an Order to Accept and Establish Crocker Road as a County Road, being located in Section 2 and 11, Township 17 South, Range 4 West of the Willamette Meridian.

II. ISSUE

To decide if Crocker Road, from Irving Road to Irvington Drive, should be accepted and established as a county road.

III. DISCUSSION

A. Background

Crocker Road, a public road that runs from Irving Road, northerly approximately 0.86 miles, to Irvington Drive, was created through the subdivision process from 1912 to 1966, with additional dedications accepted by the Board as public road in the area. The road is listed in the Master Road Plan as a Minor Collector within the Urban Growth Boundary of Eugene and serves numerous residences.

The road was constructed during the subdivision process and now consists of an asphalt overlay with a road surface width of approximately 29 feet. A major portion of the road has been maintained as a county road since the mid-1980s, but no Board Order has been completed to accept it as a county road.

The Roads Advisory Committee recommended the approval of the acceptance of Crocker Road, from Irving Road to Irvington Drive, into the County road system.

B. Analysis

Crocker Road is a public road created by subdivisions and dedications accepted by the Board of Commissioners. Although the road was constructed through the subdivision process and the

County has maintained a major portion of it, a Board Order to establish it as County Road was not completed.

The road is of benefit to the general public and meets the criteria for acceptance as a county road, except the road, having a right of way width of 50-55 feet, does not meet the 60-foot standard right of way width for an Urban Minor Collector, as specified in the Lane Code 15.070 (1)(c)(i)(dd). It should be noted, however, that the right of way width of this road falls within the guidelines set forth by the City of Eugene, and this is a factor that should be considered because Crocker Road lies within the Eugene Urban Growth Boundary and the City of Eugene Planning department has been delegated authority for planning decisions within the Urban Growth Boundary. The City of Eugene Arterial Collector Street Plan classifies Crocker Road as a Neighborhood Collector Street, and the standards for the right of way width for this type of street ranges from 40 feet to 55 feet.

Lane Manual 15.222 makes provisions for the acceptance of roads having a right of way width of less than 60 feet. A Right of Way Certification has been prepared to accommodate this acceptance, and is attached to the Order as Exhibit "C".

Under the provisions of Lane Manual 15.225(2), the Director of Public Works deems it advisable and herewith recommends to the Board of Commissioners that the standards or policy criteria in question be waived or modified and that the Board, under the provisions of Lane Manual 15.235(2), consider the matter at a regular meeting.

The Order of Establishment has been prepared. The Order document will provide a method to adopt the road as County Road by accepting the public road as dedicated in the subdivision plats and other dedications and deeds listed on said document. It will provide a public record of the legal right of way description of the road as shown on Exhibit "A", attached to and made a part of the Order of Establishment.

Crocker Road was surveyed and monumented per the recorded subdivisions listed in the Order of Establishment of this road and Lane County Survey File No. 37806 and 38115, which are on file for public record in the County Surveyor's Office. The County Surveyor will provide a road plat depicting the right-of-way limits of the road for the County Road files.

C. Alternatives/Options

The Board of County Commissioners has the options to:

1. Approve the Order of Establishment of Crocker Road as a county road.
2. Deny all or any portion of the Order of Establishment of Crocker Road as a county road.
3. Continue the motion for further consideration.

D. Recommendations

It is recommended that the Board of Commissioners approve Option 1. This will approve the Order of Establishment of Crocker Road as a county road, as proposed and supported by the Public Works Director.

E. Timing

Timing is important as establishing this road as a county road will allow it to be included as part of the Lane County Road Maintenance System.

IV. IMPLEMENTATION/FOLLOW-UP

Upon approval by the Board of County Commissioners, the Order of Establishment and related attachments will be forwarded to the Lane County Clerk for filing and entering into the Board of Commissioners' Journal of Administration. The Order and road plat 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

Order with Attachments:

- Exhibit "A" - Legal Description
- Exhibit "B" - Director's Report
- Exhibit "C" - Right of Way Certificate
- Attachment "A" - Vicinity Map

Contact person: Bill Robinson, x4198

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

File No. 4099

<p>IN THE MATTER OF ACCEPTING AND ESTABLISHING CROCKER ROAD AS A COUNTY ROAD, BEING LOCATED IN SECTION 2 AND 11, TOWNSHIP 17 SOUTH, RANGE 4 WEST OF THE WILLAMETTE MERIDIAN (17-04-02 & 11)</p>	<p>))))))</p>	<p>ORDER OF ESTABLISHMENT NO.</p>
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THIS MATTER, now coming before the Board of County Commissioners for Lane County, Oregon, and the Board deeming it in the best interest of Lane County and the public to accept and establish Crocker Road, from Irving Road northerly to Irvington Drive, as a county road. Crocker Road is a public road dedicated to the public through the subdivision process and separate dedications and is a minor collector within the urban growth boundary of Eugene, which serves numerous residences; and,

WHEREAS, the road being approximately 0.86 miles in length was surveyed and constructed through the subdivision process and County Survey File No. 37806 and 38115; and

WHEREAS, the road is reported to have an asphalt overlay with a road surface width of approximately 29 feet and a major portion of said road has been maintained by Lane County since the mid 1980's as a county road, but no Order accepting it as a county road was ever completed; and

WHEREAS, Crocker Road does not meet all the criteria for acceptance as a county road as specified in Lane Manual Chapter 15, in that the right of way width ranges from 50 to 55 feet and is substandard to the 60 foot standard right of way width outlined for an urban minor collector in Lane Code 15; however, Lane Manual 15.225 (2) provides that the Board of County Commissioners may waive or modify standards or policy criteria; and

WHEREAS, the Director of the Department of Public Works has prepared a written report which is attached hereto, marked as Exhibit "B", recommending that the standards or policy criteria in question be waived or modified and that the portion of road as herein described be accepted as county road; and

WHEREAS, the Roads Advisory Committee recommends the approval of the acceptance of Crocker Road, from Irvington Drive to Irving Road, into the County road system; and

WHEREAS, the Board of County Commissioners is satisfied that establishing Crocker Road will be of benefit to the general public satisfying Lane Manual 15.220(2); now, therefore, it is hereby

ORDERED, that the portions of Crocker Road dedicated through the subdivision process and 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, the Lane County recording information of which is herein set forth below, are hereby accepted as County Road right of way:

<u>Road Name</u>	<u>Dedication</u>	<u>Recording Information</u>
Crocker Road	Georga A. Stark and J. M. Stark	Stark's Addition to Santa Clara, as platted and recorded in Book 6, Page 1, Lane County, Oregon Plat Records
	Meryl M. Loy and Dora M. Loy	Loys' Addition to Santa Clara, as platted and recorded in Book 18, Page 6, Lane County, Oregon Plat Records
	Alyn B. Crocker and Mildred Crocker	Alyndale Plat, as platted and recorded in Book 27, Page 11, Lane County, Oregon Plat Records
	Breeden Bros. Associates, Inc.	Indian Springs, as platted and recorded in Book 47, Page 10, Lane County, Oregon Plat Records
	Breeden Bros. Associates, Inc.	First Addition to Indian Springs, as platted and recorded in Book 50, Page 12, Lane County, Oregon Plat Records
	Alyn B. Crocker and Mildred F. Crocker	Reel 28-53D, Recorder's Reception No. 16852 Recorded Nov. 13, 1953
	Alyn Crocker and Mildred Crocker	Reel 154-60D, Recorder's Reception No. 1886, Recorded June 13, 1960.
	School District No. 4 Lane County, Oregon	Deed Instrument No. 2003-118537, Recorded December 10, 2003
Lane County	Dedication of Parcel "C", First Addition to Indian Springs, as platted and recorded in Book 50, Page 12, Lane County, Oregon Plat Record filed in Deed Instrument No. 2003-118538, Recorded December 10, 2003	

and it is further,

ORDERED, that the public road referred to in these proceedings, commonly known as Crocker Road, be hereby established as a county road, as described in the legal description attached hereto, marked Exhibit "A" and made a part hereof, by this Order; and, it is further

ORDERED, that the waiver or modification of standards or criteria is approved for acceptance of non-standard right of way as provided for in Lane Manual 15.225(2) and described in the Right of Way Certification, attached hereto, marked Exhibit "C" and made a part hereof, as recommended in the Director's Report attached hereto, marked Exhibit "B", and made a part hereof, by this Order; and it is further

ORDERED, that the County Surveyor provide a road plat depicting the right-of-way limits of Crocker Road for the County Road files; and it is further

ORDERED, that this Order be entered into the records of the Lane County Board of Commissioners Journal of Administration and entered into the Road Index Books 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 establish said road as County Road Number 2269, herein known as Crocker Road.

DATED this _____ day of _____, 2005.

Chair
Lane County Board of Commissioners

Attachment: Map

1-24-05
[Handwritten signatures]

**CROCKER ROAD
CENTERLINE DESCRIPTION**

A strip of land variable feet in width lying on both sides of the centerline of Crocker Road, in Sections 2 and 11, Township 17 South, Range 4 West of the Willamette Meridian, Lane County, Oregon, as said centerline was established in the subdivision plats of Stark's Addition to Santa Clara, Book 6, Page 1; Loys' Addition to Santa Clara, Book 18, Page 6; Alyndale Plat, Book 27, Page 11; First Addition to Alyndale Plat, Book 40, Page 3; Second Addition to Alyndale Plat, Book 44, Page 2; Third Addition to Alyndale Plat, Book 59, Page 24; Indian Springs, Book 47, Page 10; First Addition To Indian Springs, Book 50, Page 12, as these plats are filed in the Lane County, Oregon Plat Records, the centerline and widths in feet being described as follows:

Beginning at the southwest corner of the Abraham Peek Donation Land Claim No. 51, Township 17 South, Range 4 West of the Willamette Meridian; run thence South 89° 56' 00" East, 1665.47 feet along the south line of said Claim No. 51 to the True Point of Beginning; thence, North 0° 12' 00" West, 3514.65 feet to the intersection with the centerline of Blackfoot Avenue; thence, North 0° 12' 00" West 30.04 feet; thence, along a 142.00 foot radius curve left (the long chord of which bears North 22° 12' 00" West, 106.39 feet) a distance of 109.05 feet; thence North 44° 12' 00" West 116.99 feet; thence along a 200.00 foot radius curve right (the long chord of which bears North 22° 12' 00" West, 149.84 feet) a distance of 153.59 feet; thence North 0° 12' 00" West, 312.77 feet; thence, along the arc of a 125.00 foot radius curve left (the long chord of which bears North 21° 31' 26" West 90.91 feet) a distance of 93.04 feet; thence, along the arc of a 127.15 foot radius curve right (the long chord of which bears North 21° 31' 25" West 92.47 feet) a distance of 94.64 feet; thence, North 0° 12' 00" West 117.03 feet to the intersection with the centerline of Irvington Road (now commonly known as Irvington Drive), according to the plat of First Addition to Indian Springs, as filed in Book 50, Page 12, Plat Records of Lane County, Oregon.

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

<u>LOCATION</u>	<u>WIDTH ON WEST'LY SIDE OF C/LINE</u>	<u>WIDTH ON EAST'LY SIDE OF C/LINE</u>
From the centerline of Irving Road, northerly 848 feet, more or less, to the westerly extension of the south line of said Loys' Addition to Santa Clara.	30 ft	20 ft
From the westerly extension of the south line of said Loys' Addition to Santa Clara, northerly 190 feet, more or less, to the easterly extension of the north line of Lot 13, Block 3 of said 2 nd Addition to Alyndale Plat.	30 ft	25 ft

EXHIBIT "A"

<u>LOCATION</u>	<u>WIDTH ON WEST'LY SIDE OF C/LINE</u>	<u>WIDTH ON EAST'LY SIDE OF C/LINE</u>
From the easterly extension of the north line of Lot 13, Block 3 of said 2 nd Addition to Alyndale Plat, northerly, 3560 feet, more or less, to the centerline of Irvington Drive.	25 ft	25 ft

EXCEPT therefrom, any portion of the above described strip of land lying within the established right of ways of Irving Road and Irvington Drive.

The bearings used herein are based upon the centerline of Crocker road as established in the subdivision plats listed in the above description and filed in the Lane County, Oregon Plat Records.

EXHIBIT "B"**IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY
STATE OF OREGON**

FILE NO. 4099

IN THE MATTER OF ACCEPTING AND)	
ESTABLISHING CROCKER ROAD AS)	
A COUNTY ROAD, BEING LOCATED IN)	DIRECTOR'S REPORT
SECTION 2 AND 11, TOWNSHIP 17 SOUTH,)	
RANGE 4 WEST OF THE WILLAMETTE)	
MERIDIAN (17-04-02 & 11))	

Crocker Road, a public road which runs from Irving Road, northerly approximately 0.86 miles, to Irvington Drive, was created through the subdivision process and through dedications accepted by the Board as public road in the area. The road is listed in the Master Road Plan as a minor collector within the Urban Growth Boundary of Eugene and serves numerous residences.

The road was constructed as part of the subdivision process and presently has an asphalt overlay surface width of approximately 29 feet. A major portion of the road (0.58 miles) has been maintained by the County since the 1980s, but no Board Order has been completed to accept it as County Road.

The Roads Advisory Committee has recommended the approval of the acceptance of Crocker Road, from Irvington Drive to Irving Road, into the County road system.

The road is of benefit to the general public and meets the criteria for acceptance as a county road, except the right of way width, ranging from 50-55 feet, does not meet the 60-foot standard right of way width as specified in the Lane Code for an urban minor collector. It should be noted, however, that the right of way width of this road falls within the guidelines set forth by the City of Eugene, and this is a factor that should be considered because Crocker Road lies within the Eugene Urban Growth Boundary and the City of Eugene Planning Department has been delegated authority for planning decisions within the Urban Growth Boundary. The City of Eugene Arterial Collector Street Plan classifies Crocker Road as a Neighborhood Collector Street, and the standards for the right of way width for this type of street ranges from 40-55 feet.

Lane Manual 15.222 makes provisions for the acceptance of roads that do not meet the county road design standards specified in Lane Code Chapter 15. A Right of Way Certification has been prepared to accommodate this acceptance. In accordance with Lane Manual 15.225(2), it is advisable and herewith recommended to the Board of Commissioners that the standards or policy criteria in question be waived or modified, and that the Board, under the provisions of Lane Manual 15.235(2), consider the matter at a regular meeting.

An Order of Establishment has been prepared. The Order document will provide a method to adopt the public road as a county road, by accepting the public road as dedicated in the recorded subdivision plats and other dedications and deeds, which are listed on said Order of Establishment. It will also provide a

public record of the legal right-of-way description as shown on Exhibit "A" attached to and made a part of the Order of Establishment.

This road was surveyed and monumented per the recorded subdivisions which created the road and by Lane County Survey File No. 37806 and 38115, being on file for public record in the County Surveyor's Office. The County Surveyor will provide a road plat depicting the right-of-way limits of the project.

Upon approval by the Board of County Commissioners, the Order of Establishment and related attachments will be forwarded to the Lane County Clerk for filing and entering into the Board of Commissioners' Journal of Administration. The Order and road plat 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.

It is recommended that Crocker Road as described in the Order of Establishment be accepted as a county road.

DATED this 20th day of January, 2005.



Oliver P. Snowden, Director
Department of Public Works

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

FILE NO. 4099


**IN THE MATTER OF ACCEPTING AND)
ESTABLISHING CROCKER ROAD AS) RIGHT OF WAY
A COUNTY ROAD, BEING LOCATED IN) CERTIFICATION
SECTION 2 AND 11, TOWNSHIP 17 SOUTH,)
RANGE 4 WEST OF THE WILLAMETTE)
MERIDIAN (17-04-02 & 11))**

Crocker Road, approximately 0.86 miles in length, is a public road as defined by Lane Manual 15.110. This portion of road was accepted as public road by the Board of Commissioners through the subdivision and dedication process, but has not yet been accepted as county road. It would be of benefit to the general public to accept this road into the county road system. The road meets the criteria for acceptance as a county road, except that the right of way width, ranging from 50-55 feet, does not meet the 60-foot standard right of way width for an Urban Minor Collector, as specified in the Lane Code 15.070 (1)(c)(i)(dd). It does, however, fall within the guidelines set forth by the City of Eugene, and this factor should be considered because Crocker Road lies within the Eugene Urban Growth Boundary and the City of Eugene Planning Department makes decisions regarding planning issues within the Urban Growth Boundary. The City of Eugene Arterial Collector Street Plan classifies Crocker Road as a Neighborhood Collector Street, and the standards for the right of way width for this type of street ranges from 40 feet to 55 feet.

Lane Manual 15.222 makes provisions for the acceptance of roads that do not meet the County Road Design Standards provided that all other road standards are met and also provided that certification regarding future needs and safety considerations are made by the Director of the Department of Public Works and the Director of the Planning Division. Pursuant to the Urban Transition Agreement, the City of Eugene Planning Department has been delegated authority for planning decisions within the Urban Growth Boundary. Certification statements meeting the specified criteria are as follows:

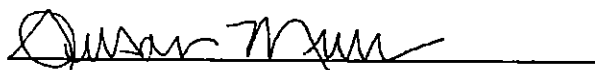
I, Oliver P. Snowden, Director of the Lane County Department of Public Works, hereby certify that current and future roadway needs do not necessitate a 60 foot right of way and no safety hazard will be created if Crocker Road is accepted having a minimum right of way width of 50 feet. It is recommended that Crocker Road as described in the Final Order of Establishment be accepted as a county road.

DATED this 20th day of January, 2005.


Oliver P. Snowden, Director
Department of Public Works

I, Susan Muir, City of Eugene Planning Director, support the establishment of Crocker Road as a county road having a minimum right of way width of 50 feet. I hereby certify that current and future planning needs do not necessitate a 60-foot right of way.

DATED this 11 day of January, 2005.

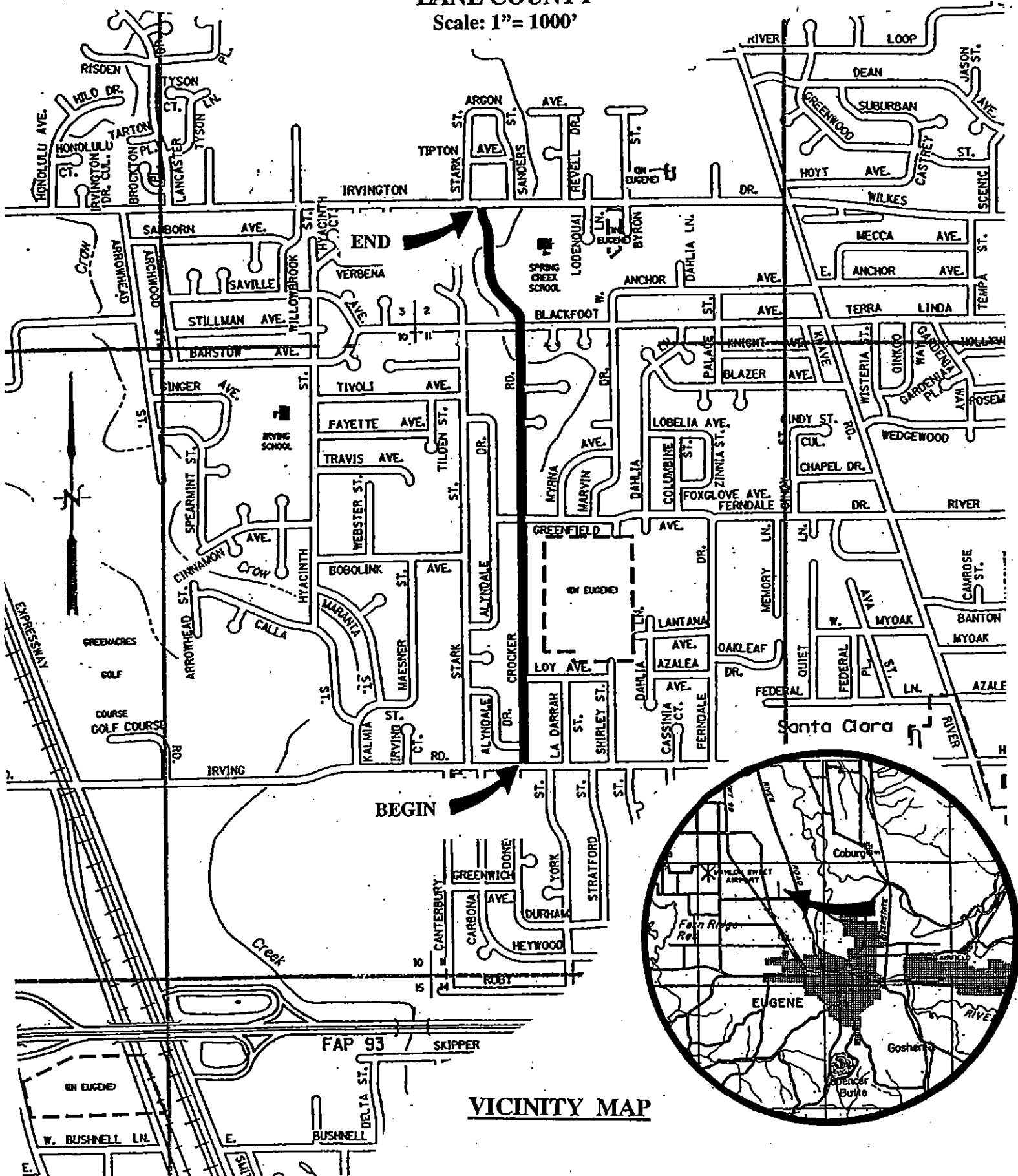

Susan Muir
Planning Director, City of Eugene

ATTACHMENT "A"

ORIGINAL

SECTIONS 2 & 11, T 17 S, R 4 W, W. M.
LANE COUNTY

Scale: 1" = 1000'



VICINITY MAP