

W. G. S.
ORIGINAL

AGENDA COVER MEMO

DATE: May 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 THE ALTERATION OF A PORTION OF RIVER ROAD (COUNTY ROAD NUMBER 200), INCLUDING THE INTERSECTION WITH EAST BEACON DRIVE (COUNTY ROAD NUMBER 577), FROM CARTHAGE AVENUE, NORTHERLY TO BEACON DRIVE, AND BEING LOCATED WITHIN SECTION 2, TOWNSHIP 17 SOUTH, RANGE 4 WEST AND SECTION 35, TOWNSHIP 16 SOUTH, RANGE 4 WEST OF THE WILLAMETTE MERIDIAN

I. MOTION:

In the Matter of the Alteration of a Portion of River Road (County Road Number 200), Including the Intersection with East Beacon Drive (County Road Number 577), From Carthage Avenue, Northerly to Beacon Drive, Being Located within Section 2, Township 17 South, Range 4 West and Section 35, Township 16 South, Range 4 West of the Willamette Meridian.

II. ISSUE:

Right of way acquisition and improvements associated with this road reconstruction project have been completed under the administration of the Lane County Department of Public Works on a portion of River Road (County Road Number 200) including the intersection with East Beacon Drive (County Road Number 577). It is now necessary to decide whether the completed road project and its alignment should be legally altered as provided by ORS 368.

III. DISCUSSION:

A. Background

River Road (County Road Number 200) was originally established in 1856 as a Territorial Road from Benton County to Eugene City. The portion of River Road to be altered is within the Urban Growth Boundary of Eugene, and extends from Carthage Avenue to Beacon Drive, being about a half mile in length. This segment of road is classified as an Urban Minor Arterial and is a part of a larger route that connects Highway 99 in Junction City to Beltline Road and continues into downtown

Eugene, connecting again with Highway 99 at 6th Avenue. East Beacon Drive (County Road Number 577) was established in 1906 and provides access to River Road for numerous residences.

The project is identified as an urban standards project in the Eugene-Springfield Metropolitan Area Transportation Plan. The improvements are consistent with this plan and the Lane County Master Road Plan, and will provide a safe and efficient transportation system, including bicycle and pedestrian improvements, for this developing area of Eugene's Urban Growth Boundary.

A Public Hearing was held on November 15, 2001 at the Irvington Grange Hall regarding the proposed road improvements for River Road. Through Capital Improvement Programs from FY 2002-03 through FY 2006-07 and Board Order No. 02-7-2-3, the Lane County Board of Commissioners, upon consideration of public testimony and recommendations, authorized the Lane County Department of Public Works to prepare right of way plans, pursue necessary planning actions, acquire right of way and prepare plans and specifications for the improvement of River Road. The construction project has been completed.

B. Analysis

The report by the Director of the Department of Public Works, attached to the Order as Exhibit "B", notes that the alteration and construction of River Road, including the intersection of East Beacon Drive 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 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 Order as Exhibit "A".

The Lane County Public Works Department has filed a road survey numbered as CSF 38844 with the County Surveyor that includes 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 Order altering a portion of River Road (County Road Number 200), including the intersection with East Beacon Drive (County Road Number 577).
2. Have staff review and alter any component of the Order altering the aforementioned portion of River Road.
3. Continue the matter for further consideration

D. Recommendations

It is recommended that the Board of Commissioners approve Option Number 1. This will approve the Order altering River Road as proposed and supported by the Public Works Director.

E. Timing

Timing is important, as ORS 368.106 requires that property acquired for public road purposes and the Order of Alteration be recorded.

IV. IMPLEMENTATION/FOLLOW-UP

Upon approval by the Board of County Commissioners, the Order of Alteration 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 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
- Attachment "A" - Vicinity Map

Contact person: Bill Robinson, x4198

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

File No. 4116

IN THE MATTER OF THE ALTERATION OF A PORTION)	
OF RIVER ROAD (COUNTY ROAD NUMBER 200),)	
INCLUDING THE INTERSECTION WITH EAST BEACON)	
DRIVE (COUNTY ROAD NUMBER 577), FROM CARTHAGE)	ORDER OF ALTERATION
AVENUE, NORTHERLY TO BEACON DRIVE, AND BEING)	NO.
LOCATED WITHIN SECTION 2, TOWNSHIP 17 SOUTH,)	
RANGE 4 WEST AND SECTION 35, TOWNSHIP 16 SOUTH,)	
RANGE 4 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 River Road (County Road Number 200), including the intersection with East Beacon Drive (County Road Number 577); and

WHEREAS, a public hearing was held on November 15, 2001 at the Irvington Grange Hall regarding the proposed road improvements, and through adoption of the Capital Improvement Programs FY 2002-03 through FY 2006-07 and Board Order No. 02-7-2-3, 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 of said portion of River Road including the intersection with East Beacon Drive; and

WHEREAS, the road is within the Urban Growth Boundary of Eugene and the improvements to this road are consistent with the Eugene-Springfield Metropolitan Area Transportation Plan and the Lane County Master Road Plan; 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 completed the construction of this portion of River 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 River Road, including the intersection with East Beacon Drive and accept the alignment including acquisitions of property made as a part of this project, as county road right of way; and

WHEREAS, the Department of Public Works has filed a road survey numbered CSF 38844 with the County Surveyor for public record all in compliance with ORS chapters 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>LANE COUNTY GRANTOR'S</u>	<u>LANE COUNTY RECORDING DATE</u>	<u>DEED RECORDS</u>	<u>TAX LOT NUMBER</u> (New Tax Lot Numbers)	
Bakur A. Azher	May 29, 2003	Deed Instrument No. 2003-048826	17-04-02-21	1200
Ronnie R. Carper	Mar. 23, 2004	Deed Instrument No. 2004-020453	16-04-35-34	4800
Karl Hurst Jackie Hurst	July 10, 2003	Deed Instrument No. 2003-063325	16-04-35-34	4700
Ronnie Ray Carper	Mar. 23, 2004	Deed Instrument No. 2004-020452	16-04-35-34	4600
Russell G. Hay Joan L. Hay	Sept. 5, 2003	Deed Instrument No. 2003-086139	16-04-35-30	1900
Robert E. Scott Carol L. Moffett Charles Bryant	Oct. 3, 2003	Circuit Court Case No. 16-03-05525	16-04-35-30	1700
Zaida M. Allen, TE Zaida M. Allen Trust	Jan. 30, 2003	Deed Instrument No. 2003-008608	16-04-35-30	1600
Dora M. Loy, TE Dora M. Loy Living Trust	Jan. 22, 2003	Deed Instrument No. 2003-005795	16-04-35-30	1500
Roger A. Bair	Apr. 1, 2004	Deed Instrument No. 2004-023479	16-04-35-30	1400
(Notice of Pendency)	Mar. 25, 2003	No. 2003-025897		
Lindsey N. Doty M. LaVerne Doty Vernon E. Kilpatrick Jean M. Kilpatrick Cletis H. Tegner Laura M. Tegner Walter H. Tegner	Dec. 16, 1964	Reel 256-D RR 85781	16-04-35-30	1301 1302 1306 1307
Pacific Escrow Service, Inc.	Dec. 16, 1964	Reel 256-D RR 85782	16-04-35-30	1301 1302 1306 1307

Robert W. Vaughn D. Joanne Vaughn	Dec. 16, 2002	Deed Instrument No. 2002-097744	16-04-35-30	1301
James A. Goss Darlene L. Goss Matthew E. Goss Tammy Goss	Dec. 11, 2002	Deed Instrument No. 2002-096255	16-04-35-30	1200
William G. Robinson Sandra L. Robinson	Feb. 13, 1970	Reel 470-R RR 96569	16-04-35-30	1200
Evodia V. Haterius	Aug. 24, 1972	Reel 600-R RR 15229	16-04-35-30 (16-04-35-31)	700 (100, 200, 300, 400, 500, 600 & 700)
Sycan B	Apr. 25, 2002	Deed Instrument No. 2002-032311	16-04-35-30 (16-04-35-31)	700 (100, 200, 300, 400, 500, 600 & 700)
Evodia V. Haterius Gary A. Bader Mary A. Bader	Aug. 24, 1972	Reel 600-R RR 15230	16-04-35-30 (16-04-35-31)	700 & 701 (100, 4700, 4600, 3700, 3600, 2500 2300, 2200, 2100 & 5001)
Janis C. Kennelly, TE Jerry M. Kennelly, TE Kennelly Family Trust	Jan. 27, 2003	Deed Instrument No. 2003-006978	16-04-35-30	1100
Harry V. Nelson	Jan. 27, 2003	Deed Instrument No. 2003-006979	16-04-35-30	1100
Clifford E. Tyler, TE Tyler Joint Rev. Trust	Apr. 16, 2003	Deed Instrument No. 2003-033516	16-04-35-31	5100

and, it is further

ORDERED, that the portions of said county roads referred to above, and commonly known as River Road and East Beacon Drive, 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 200 and County Road Number 577 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 Number 200 and County Road Number 577; 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

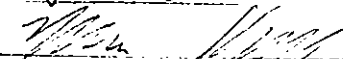
ORDERED, that this Order be filed with the Lane County Clerk and entered into the records of the Lane County Board of Commissioners Journal of Administration and into the Road Index Books and County Road Files administered by the Lane County Department of Public Works and the Lane County Surveyor, and that said Order is hereby final and does operate to alter and accept said portion of County Road Number 200, herein known as River Road, and County Road Number 577, herein known as East Beacon Drive.

DATED this _____ day of _____, 2005

Chair
Lane County Board of Commissioners

APPROVED AS TO FORM

Date: 5-18-05 lane county



OFFICE OF LEGAL COUNSEL

**RIVER ROAD
(Carthage to Beacon)**

CENTERLINE DESCRIPTION

A strip of land variable meters in width lying on each side of the centerline of River Road, in Section 2, Township 17 South, Range 4 West and Section 35, Township 16 South, Range 4 West of the Willamette Meridian, Lane County, Oregon, as surveyed by Lane County in 2002; the centerline and widths in meters being described as follows:

Beginning at Engineers' Centerline Station L3 7+274.269 PT, said station being 804.814 meters South and 1357.538 meters East of the Brass Cap marking the Southwest Corner of the H. Maupin Donation Land Claim No. 43, located in Section 34, Township 16 South, Range 4 West of the Willamette Meridian, Lane County, Oregon; run thence North 13° 09' 52" West, 586.143 meters; thence along a 10478.252 meter radius curve left (the long chord of which bears North 14° 11' 22" West, 374.884 meters) a distance of 374.904 meters; thence North 15° 12' 52" West, 64.684 meters to Engineers' Centerline Station L3 8+300.000 POT and there ending, all in Lane County, Oregon.

The widths in meters 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>
L3 7+435.144 POT	L3 7+435.146 POT		12.192 meters tapering on a straight line to 15.240 meters
L3 7+435.146 POT	L3 7+863.171 POC		15.240 meters
L3 7+863.171 POC	L3 7+863.318 POC		15.240 meters tapering on a straight line to 14.709 meters
L3 7+863.318 POC	L3 8+035.390 POC		14.709 meters tapering on a straight line to 16.242 meters
L3 8+035.390 POC	L3 8+054.413 POC		16.242 meters tapering on a straight line to 16.689 meters
L3 8+054.413 POC	L3 8+058.000 POC		16.689 meters tapering on a straight line to 12.192 meters
L3 8+058.000 POC	L3 8+170.000 POC		12.192 meters
L3 8+170.000 POC	L3 8+208.000 POC		12.192 meters tapering on a straight line to 15.000 meters
L3 8+208.000 POC	L3 8+213.000 POC		15.000 meters

<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>
L3 8+213.000 POC	L3 8+250.000 POT		15.000 meters tapering on a straight line to 9.144 meters
L3 8+250.000 POT	L3 8+300.000 POT		9.144 meters
L3 7+428.994 POT	L3 7+447.962 POT	15.231 meters tapering on a straight line to 15.240 meters	
L3 7+447.962 POT	L3 8+038.000 POC	15.240 meters	
L3 8+038.000 POC	L3 8+045.421 POC	15.240 meters tapering on a straight line to 20.026 meters	
L3 8+045.421 POC	L3 8+069.374 POC	20.026 meters tapering on a straight line to 20.157 meters	
L3 8+069.374 POC	L3 8+073.000 POC	20.157 meters tapering on a straight line to 15.240 meters	
L3 8+073.000 POC	L3 8+197.548 POC	15.240 meters	
L3 8+197.548 POC	L3 8+196.590 POC	15.240 meters tapering back on a straight line to 12.192 meters	
L3 8+196.590 POC	L3 8+300.000 POT	12.192 meters	

ALSO: A strip of land variable meters in width lying on each side of the centerline of East Beacon Drive, in Section 35, Township 16 South, Range 4 West of the Willamette Meridian, Lane County, Oregon, as surveyed by Lane County in 2002; the centerline and widths in meters being described as follows:

Beginning at Engineers' Centerline Station L2 0+000.000 POT, said station being 50.859 meters South and 1179.453 meters East of the Brass Cap marking the Southwest Corner of the H. Maupin Donation Land Claim No. 43, located in Section 34, Township 16 South, Range 4 West of the Willamette Meridian, Lane County, Oregon; run thence South 87° 31' 51" East, 333.099 meters; thence South 10° 31' 51" East, 66.901 meters to Engineers' Centerline Station L2 0+400.000 POT and there ending, all in Lane County, Oregon.

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

<u>STATION TO STATION</u>		<u>WIDTH ON NORTH'LY SIDE OF C/LINE</u>	<u>WIDTH ON SOUTH'LY SIDE OF C/LINE</u>
L2 0+014.426 POT	L2 0+140.000 POT	10.000 meters	
L2 0+140.000 POT	L2 0+172.000 POT	10.000 meters tapering on a straight line to 6.096 meters	

<u>STATION TO STATION</u>		<u>WIDTH ON NORTH'LY SIDE OF C/LINE</u>	<u>WIDTH ON SOUTH'LY SIDE OF C/LINE</u>
L2 0+172.000 POT	L2 0+378.561 POT	6.096 meters	
L2 0+015.000 POT	L2 0+019.454 POT		8.382 meters
L2 0+019.454 POT	L2 0+301.178 POT		8.382 meters tapering on a straight line to 8.259 meters
L2 0+301.178 POT	L2 0+357.209 POT		8.259 meters tapering along a 32.004 meter radius curve right to 9.144 meters
L2 0+357.209 POT	L2 0+378.561 POT		9.144 meters

The bearings used herein are based on three recovered PK nails with Lane County washers at Engineers' Centerline Stations L3 7+166.879 PC, L3 7+274.269 PT and L3 7+619.973 POT as shown on the survey of River Road (River Loop 2 – Carthage Ave), filed as County Survey File Numbers 32651, 32652 and 32653.

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

File No. 4116

IN THE MATTER OF THE ALTERATION OF A PORTION)	
OF RIVER ROAD (COUNTY ROAD NUMBER 200),)	
INCLUDING THE INTERSECTION WITH EAST BEACON)	
DRIVE (COUNTY ROAD NUMBER 577), FROM CARTHAGE)	DIRECTOR'S
AVENUE, NORTHERLY TO BEACON DRIVE, AND BEING)	REPORT
LOCATED WITHIN SECTION 2, TOWNSHIP 17 SOUTH,)	
RANGE 4 WEST AND SECTION 35, TOWNSHIP 16 SOUTH,)	
RANGE 4 WEST OF THE WILLAMETTE MERIDIAN)	

River Road (County Road Number 200) was originally established in 1856 as a Territorial Road from Benton County to Eugene City. The portion of River Road to be altered is within the Urban Growth Boundary of Eugene, and extends from Carthage Avenue to Beacon Drive, being about a half mile in length. This segment of road is classified as an Urban Minor Arterial and is a part of a larger route that connects Highway 99 in Junction City to Beltline Road and continues into downtown Eugene, connecting again with Highway 99 at 6th Avenue. East Beacon Drive (County Road Number 577) was established in 1906 and provides access to River Road for numerous residences.

The project is identified as an urban standards project in the Eugene-Springfield Metropolitan Area Transportation Plan. The improvements are consistent with this plan and the Lane County Master Road Plan and will provide a safe and efficient transportation system, including bicycle and pedestrian improvements, for this developing area of Eugene's Urban Growth Boundary.

A Public Hearing was held on November 15, 2001 at the Irvington Grange Hall regarding the proposed road improvements for River Road. Through Capital Improvement Programs from FY 2002-03 through FY 2006-07 and Board Order No. 02-7-2-3, the Lane County Board of Commissioners upon consideration of public testimony and recommendations, authorized the Lane County Department of Public Works to prepare right of way plans, pursue necessary planning actions, acquire right of way and prepare plans and specifications for the improvement of the portion of River Road to be altered.

The River 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.

An Order to legally alter this portion of River Road has been prepared, including the intersection with East Beacon Drive. The 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 description of the new alignment including right of way widths is marked Exhibit "A" and attached to the Order.

The Department of Public Works has filed a road survey numbered as CSF 38844 with the County Surveyor, which includes centerline and right of way monumentation in compliance with ORS Chapters 209.250 and 368.106.

The public interest will be served by the alteration of these roads. It is therefore recommended that the Order of Alteration and related attachments be approved and that it be filed with the County Clerk and entered in the Board of Commissioners' Journal of Administration. The Order 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 for public record.

DATED this 16th day of May, 2005.

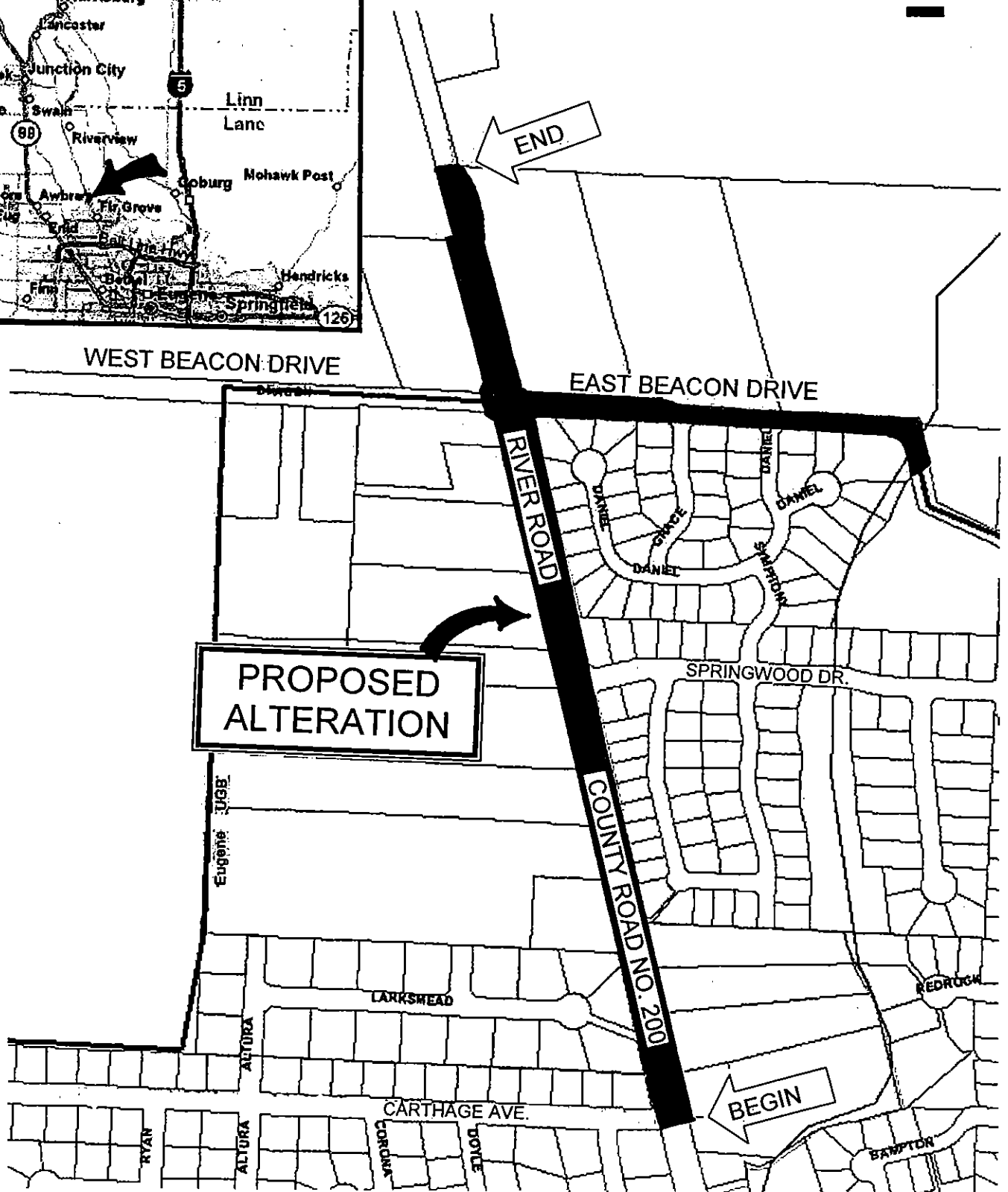
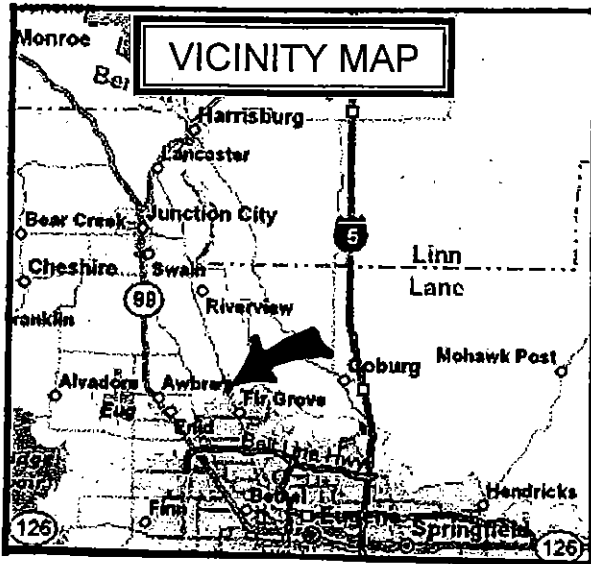


Oliver P. Snowden, Director
Department of Public Works

Section 2 T.17S. R. 4 W. W.M.
and
Section 35 T. 16 S. R. 4 W. W.M.
LANE COUNTY



NO SCALE



**PROPOSED
ALTERATION**

END

BEGIN