

PASSED

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

IN THE MATTER OF SETTING A PUBLIC HEARING)	
FOR THE PROPOSED VACATION OF PORTIONS OF)	RESOLUTION AND
FAIRGROUNDS ENTRANCE ROAD (CO. RD. 2253))	ORDER NO.
AND FAIRGROUNDS WEST ENTRANCE ROAD (CO.)	
RD. 2267), LOCATED IN THE SOUTHWEST ONE)	11-7-12-3
QUARTER (SW1/4) OF SECTION 31, TOWNSHIP 17)	
SOUTH, RANGE 3 WEST AND THE SOUTHEAST ONE)	
QUARTER (SE1/4) OF SECTION 36, TOWNSHIP 17)	
SOUTH, RANGE 4 WEST OF THE WILLAMETTE)	
MERIDIAN, IN LANE COUNTY, OREGON)	
(17-03-31-30 & 17-04-36-40))	

THIS MATTER now coming before the Board of County Commissioners for Lane County, Oregon, upon a request by Lane County Management Services Facilities Administration for the vacation of portions of Fairgrounds Entrance Road (Co. Rd. 2253) and Fairgrounds West Entrance Road (Co. Rd. 2267), and it appearing that the portions of the subject roads proposed for vacation are no longer needed as part of Lane County's public road system; and

WHEREAS, the portion of Fairgrounds Entrance Road proposed for vacation was established as County Road 2253 in 1997 by Board of Commissioners Order No. 97-8-27-3, consisting of a loop of variable width providing two points of entry to the Fairgrounds from West 13th Avenue, the easterly of the two being at Jefferson Street. The portion of Fairgrounds Entrance Road (Co. Rd. 2253) proposed for vacation consists of a "stub" approximately 0.04 miles in length at the southerly end of the loop; and

WHEREAS, the portion of Fairgrounds West Entrance Road proposed for vacation was established as County Road 2267 in 2004 by Board of Commissioners Order No. 04-4-28-12, consisting of two separate portions having variable width providing various points of entry to the Fairgrounds from West 13th Avenue. The portion of Fairgrounds West Entry Road (Co. Rd. 2267) proposed for vacation is the entire road as established in said Order No. 04-4-28-12, being approximately 0.35 miles in length; and

WHEREAS, the proposed vacation is requested in order to facilitate more strategic gate locations and to more effectively address traffic and pedestrian flow, security and safety issues within the Fairgrounds property; and

WHEREAS, the Surveyor's Office notified the City of Eugene, Qwest Communications, EWEB, Northwest Natural Gas, various other agencies including, Transportation Planning and Lane County Planning sections of the Lane County Department of Public Works, and nearby property owners regarding the vacation. Northwest Natural Gas responded requesting an easement be retained for their benefit. The Eugene Fire Department initially responded with concerns regarding access in emergency situations, and after further discussion indicated no

objection to the vacation. The other agencies and landowners either had no objection to the vacation or did not respond to the referral; and

WHEREAS, the portions of these roads proposed for vacation are within the city limits of the City of Eugene, and in accordance with ORS 368.361(3) concurrence by the City of Eugene is necessary to validate the vacation. Solicitation for concurrence will occur prior to the public hearing; and

WHEREAS, Lane Manual 15.305 requires that vacations, other than those by petition, shall be referred to the Roads Advisory Committee for consideration and recommendations, and this vacation was considered and approved by the Roads Advisory Committee on June 22, 2011; and

WHEREAS, the Director of Public Works has provided a written preliminary report, as required by ORS 368.346, attached hereto, marked Exhibit "A" and made a part hereof by this Order, which recommends a date be set for the public hearing; and

WHEREAS, ORS Chapter 368 requires a public hearing to vacate a public road by resolution, and the Board deems it appropriate to conduct a public hearing to decide whether to vacate the described portions of roads; and now, therefore, it is hereby

RESOLVED, that in accordance with ORS Chapter 368, proceedings be undertaken to consider the vacation of those portions of Fairgrounds Entrance Road (Co. Rd. 2253) and Fairgrounds West Entrance Road (Co. Rd. 2267), more particularly described as follows:

All that portion of Fairgrounds Entrance Road (Co. Rd. 2253) from Station L 8+80.00 POC to Station L 11+03.30 PT as established by Lane County Board of Commissioners Order of Establishment No. 97-8-27-3 filed September 2, 1997 in Commissioners Journal 159, Pages 1163-1170, and as shown on that survey filed in the Lane County Surveyor's Office on August 4, 1997 as County Survey File No. 34513-34515, located in the Southwest One Quarter of the Southwest One Quarter (SW1/4 SW1/4) of Section 31, Township 17 South, Range 3 West of the Willamette Meridian, Lane County, Oregon; and

ALSO, all that portion of Fairgrounds West Entrance Road (Co. Rd. 2267) lying south of the southerly right of way line of West 13th Avenue, the same being all of Fairgrounds West Entrance Road in its entirety as established by Lane County Board of Commissioners Order of Establishment No. 04-4-28-12 filed May 3, 2004 in Commissioners Journal 192, Pages 397-406, and as shown on that survey filed in the Lane County Surveyor's Office on December 14, 2001 as County Survey File No. 37295, located in the Northwest One Quarter of the Southwest One Quarter (NW1/4 SW1/4) of Section 31, Township 17 South, Range 3 West and the Northeast One Quarter of the Southeast One Quarter (NE1/4 SE1/4) of Section 36, Township 17 South, Range 4 West of the Willamette Meridian, Lane County, Oregon.

Now, therefore, it is hereby

ORDERED, that August 17, 2011 be established as the date for conducting a public hearing regarding the proposed vacation of the above described portions of Fairgrounds Entrance Road (Co. Rd. 2253) and Fairgrounds West Entrance Road (Co. Rd. 2267), and that

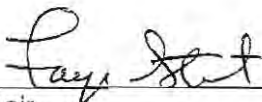
the said hearing be held at 1:30 p.m. at the Lane County Courthouse, 125 East 8th Avenue, Eugene, Oregon 97401; and it is further

ORDERED, that the Director of the Lane County Department of Public Works, pursuant to ORS Chapter 368.346, cause the Lane County Surveyor to examine the portions of rights of way proposed to be vacated and that the Director provide a written Final Report of findings, which are to be incorporated into the Final Order; and it is further

ORDERED, that notice of the public hearing be provided by service, posting and publication in accordance with ORS 368.401 to 368.426.

Inquiries regarding these proceedings may be directed to Mike Jackson, Lane County Surveyor, Public Service Building, 125 East 8th Avenue, Eugene, Oregon 97401, telephone (541) 682-4195.

Dated this 12th day of July, 2011.

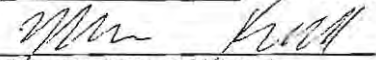


Chair
Lane County Board of Commissioners

Attachment: Attachment "A" – Site Map

APPROVED AS TO FORM:

Date 6-30-11, Lane County



OFFICE OF LEGAL COUNSEL

EXHIBIT "A"

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

IN THE MATTER OF SETTING A PUBLIC HEARING FOR THE PROPOSED VACATION OF PORTIONS OF FAIRGROUNDS ENTRANCE ROAD (CO. RD. 2253) AND FAIRGROUNDS WEST ENTRANCE ROAD (CO. RD. 2267), LOCATED IN THE SOUTHWEST ONE QUARTER (SW1/4) OF SECTION 31, TOWNSHIP 17 SOUTH, RANGE 3 WEST AND THE SOUTHEAST ONE QUARTER (SE1/4) OF SECTION 36, TOWNSHIP 17 SOUTH, RANGE 4 WEST OF THE WILLAMETTE MERIDIAN, IN LANE COUNTY, OREGON (17-03-31-30 & 17-04-36-40))))))))))))	DIRECTOR'S PRELIMINARY REPORT
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The Surveyor's Office of the Department of Public Works has received a request by Lane County Management Services Facilities Administration to initiate proceedings for the vacation of the subject roads. The purpose of this vacation is to facilitate more strategic gate locations and to more effectively address traffic and pedestrian flow, security and safety issues within the Fairgrounds property.

The portion of Fairgrounds Entrance Road proposed for vacation was established as County Road 2253 in 1997 by Board of Commissioners Order No. 97-8-27-3, consisting of a loop of variable width providing two points of entry to the Fairgrounds from West 13th Avenue, the easterly of the two being at Jefferson Street. The portion of Fairgrounds Entrance Road proposed for vacation consists of a "stub" approximately 0.04 miles in length at the southerly end of the loop.

The portion of Fairgrounds West Entrance Road proposed for vacation was established as County Road 2267 in 2004 by Board of Commissioners Order No. 04-4-28-12, consisting of two separate portions having variable width providing various points of entry to the Fairgrounds from West 13th Avenue. The portion of Fairgrounds West Entrance Road proposed for vacation is the entire road as established in said Order No. 04-4-28-12, being approximately 0.35 miles in length.

The portions of these roads proposed for vacation are within the city limits of the City of Eugene. In accordance with ORS 368.361(3), concurrence by the City of Eugene is necessary to validate the vacation. Solicitation for concurrence will occur prior to the public hearing.

The Surveyor's Office notified the City of Eugene, Qwest Communications, EWEB, Northwest Natural Gas, various other agencies including Transportation Planning and Lane County Planning sections of the Lane County Department of Public Works, and nearby property owners regarding the vacation. Northwest Natural Gas responded requesting an easement be retained for their benefit. The Eugene Fire Department initially responded with concerns regarding access in emergency situations, and after further discussion indicated no objection to the vacation. The other agencies and landowners either had no objection to the vacation or did not respond to the referral.

The portions of road proposed for vacation are entirely within the Lane County Fairgrounds property. The vacation of the portions of Fairgrounds Entrance Road and Fairgrounds West Entrance Road as described in the Resolution and Order will have no adverse effects on transportation patterns in the area. The vacation will be in the public interest, as it will allow Management Services Facilities

EXHIBIT "A"

Maintenance to more effectively address traffic and pedestrian flow, security and safety issues within the Fairgrounds property.

Lane Manual 15.305(6) requires that vacations, other than those by petition, shall be referred to the Roads Advisory Committee for consideration and recommendations. This vacation was considered by the Roads Advisory Committee and recommended for approval on June 22, 2011

The proceedings for the proposed vacation of these roads require a public hearing. Setting a date for the public hearing will allow time for notice as required by ORS 368.401 – 368.426, and provide an opportunity for any comments from the public, affected property owners and other agencies, as well as allow County staff to review and respond to inquiries or opposition to the proposed vacation.

It is recommended that the proceedings for vacating the portions of Fairgrounds Entrance Road (Co. Rd. 2253) and Fairgrounds West Entrance Road (Co. Rd. 2267), as described in the Resolution and Order, be commenced as authorized by ORS 368.341(1)(a), and a public hearing date be established to allow the Board of County Commissioners to consider public input, as well as staff presentation.

A final report will be submitted prior to the time of the public hearing.

DATED this 27 day of June, 2011.



Public Works Director
Department of Public Works

ATTACHMENT A

(Vacation – Portions of
Fairgrounds Roads)

SW1/4 SECTION 31, T17S, R3W; SE1/4 SECTION 36, T17S, R4W, W.M.

LANE COUNTY

NO SCALE

