

RESOLUTION NO. 3093

A RESOLUTION OF THE CITY OF WILSONVILLE ACCEPTING THE JURISDICTIONAL SURRENDER FOR A PORTION OF SW STAFFORD ROAD AND SW FROG POND LANE BY CLACKAMAS COUNTY PURSUANT TO OREGON REVISED STATUTE 373.270.

WHEREAS, Oregon Revised Statute (ORS) 373.270 provides a mechanism to surrender jurisdiction of a county road within a city's jurisdictional boundary to a city; and

WHEREAS, the Board of County Commissioners of Clackamas County (County) adopted Board Order No. 2023-100, attached hereto as **Exhibit A**, on October 5, 2023 which offers to surrender jurisdiction of a portion of SW Stafford Road (County No. 1208) and SW Frog Pond Lane (County No. 2362) to the City of Wilsonville; and

WHEREAS, all of the subject segments of SW Stafford Road and SW Frog Pond Lane have been within the Wilsonville corporate limits since at least March 13, 2023; and

WHEREAS, the City desires full and absolute jurisdiction over the subject portion of roads for all purposes of repair, construction, improvement, and levying and collection of assessments; and

WHEREAS, the City desires the same jurisdiction over the subject portion of roads as by its charter and the laws of the state that are given or granted the City over public streets and alleys.

NOW, THEREFORE, THE CITY OF WILSONVILLE RESOLVES AS FOLLOWS:

Section 1. The surrender of jurisdictional authority by the Board of County Commissioners of Clackamas County over the portion of public right-of-way described and illustrated in **Exhibit A**, attached hereto and incorporated herein, is accepted by the City of Wilsonville pursuant to ORS 373.270.

Section 3. This Resolution is effective upon adoption.

ADOPTED by the Wilsonville City Council at a regular meeting thereof this 6th day of November, 2023, and filed with the Wilsonville City Recorder this date.

DocuSigned by:
Julie Fitzgerald
8A974AF3ADE042E...

JULIE FITZGERALD, MAYOR

ATTEST:

DocuSigned by:
Kimberly Veliz
E781DE10276B498...

Kimberly Veliz, City Recorder

SUMMARY OF VOTES:

Mayor Fitzgerald	Yes
Council President Akervall	Yes
Councilor Linville	Yes
Councilor Berry	Yes
Councilor Dunwell	Yes

EXHIBIT:

- A. Clackamas County Board Order No. 2023-100 – Jurisdictional Transfer of Stafford Road and Frog Pond Lane

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF CLACKAMAS COUNTY, STATE OF OREGON**

In the matter of transferring to the City of Wilsonville, jurisdiction over SW Stafford Road County No. 1208 DTD No. 30054 and Frog Pond Lane County No. 2362 DTD No. 30031



Board Order No. 2023-100
Page 1 of 2

This matter coming before the Board of County Commissioners as a result of the County initiating action pursuant to ORS 373.270(5) to surrender jurisdiction of a county road within the boundary of the City of Wilsonville, and the preceding negotiation between the City of Wilsonville and Clackamas County Department of Transportation and Development to transfer the following roads, as more particularly described in Exhibit A (1-4), and as depicted in Exhibit B (1-4), all of which are attached hereto and incorporated herein:

<u>Road Name</u>	<u>CR #</u>	<u>DTD #</u>	<u>From</u>	<u>To</u>	<u>Square Feet</u>
SW Stafford Road	1208	30054	MP 0.23	MP 0.50	68,978
Frog Pond Lane	2362	30031	MP 0.00	MP 0.52	90,442

It further appearing to the Board that said transfer of jurisdiction has been recommended by Dan Johnson, Director of the Department of Transportation and Development; and,

It further appearing to the Board that pursuant to ORS 373.270, notice of the hearing on this matter was provided by publication in the Wilsonville Spokesman on 09/07/23,09/14/23,09/21/23,09/28/23; now therefore,

IT IS HEREBY ORDERED that Clackamas County offers to surrender jurisdiction of SW Stafford Road and Frog Pond Lane described above to the City of Wilsonville such that full and absolute jurisdiction of said roadways for all purposes, including repair, construction, improvement and the levying and collection of assessments, therefore be transferred to the City of Wilsonville and shall vest as of the date the City of Wilsonville accepts, by appropriate municipal legislation, the County's offer to surrender jurisdiction; and,

IT IS FURTHER ORDERED that this offer shall be withdrawn unless it is accepted by the City of Wilsonville within one year of the date of this order; and,

IT IS FURTHER ORDERED that, upon acceptance by the City of Wilsonville of the County's offer to surrender jurisdiction pursuant to ORS 273.270(5), the portion of roadway described herein, 159,420 square feet, more or less, be removed from the County's Road Inventory; and,

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF CLACKAMAS COUNTY, STATE OF OREGON**

In the matter of transferring to the
City of Wilsonville, jurisdiction over
SW Stafford Road County No. 1208
DTD No. 30054 and Frog Pond Lane
County No. 2362 DTD No. 30031



Board Order No. 2023-100
Page 2 of 2

IT IS FURTHER ORDERED that
copies of this Order be submitted to the Clackamas County Clerk's office for recording
and that copies be subsequently sent without charge to the Clackamas County Surveyor,
Tax Assessor, Finance/Fixed Asset Offices, and DTD Engineering.

ADOPTED this 5th day of October, 2023.

BOARD OF COUNTY COMMISSIONERS

Chair

Recording Secretary

Exhibit "A-1"

SW Frog Pond Lane Transfer of Jurisdiction
Clackamas County to the City of Wilsonville

Description

A portion of SW Frog Pond Lane (C.R. No. 2362), lying in the Southeast $\frac{1}{4}$ of Section 12, Township 3 South, Range 1 West Willamette Meridian, Clackamas County Oregon, and more particularly described as follows:

All of that portion of said SW Frog Pond Lane lying west of the westerly right of way of SW Stafford Road (Market Road No. 12) and East of the northerly extension of the easterly boundary line of that property described in Document Number 1999-022102 of the Clackamas County Deed Records.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Brian W. Paull

OREGON
MARCH 13, 2018
BRIAN W. PAULL
89074

EXPIRATION DATE: 12-31-24

Exhibit "A-2"

SW Stafford Road Transfer of Jurisdiction
Clackamas County to the City of Wilsonville

Description

A portion of SW Stafford Road (Market Road No. 12), lying in the Southeast ¼ of Section 12, Township 3 South, Range 1 West & the Southwest ¼ of Section 7, Township 3 South, Range 1 East Willamette Meridian, Clackamas County Oregon, and more particularly described as follows:

All of that portion of SW Stafford Road (Market Road No. 12) lying south of an easterly extension of the Northerly right of way of Frog Pond Lane (C.R. No. 2362), and North of an easterly extension of the Northerly boundary line of that property described in Document No. 2019-049723 of the Clackamas County Deed Records. Said line also being the Northerly end of that portion of SW Stafford Road previously annexed and transferred by Board Order 2019-053.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Brian W. Paull

OREGON
MARCH 13, 2018
BRIAN W. PAULL
89074

EXPIRATION DATE: 12-31-24

Exhibit "A-3"

SW Frog Pond Lane Transfer of Maintenance

Clackamas County to the City of Wilsonville

Description

A portion of SW Frog Pond Lane (C.R. No. 2362), lying in the Southeast $\frac{1}{4}$ of Section 12, Township 3 South, Range 1 West Willamette Meridian, Clackamas County Oregon, and more particularly described as follows:

All of that portion of said SW Frog Pond Lane West of the northerly extension of the easterly boundary line of that property described in Document No. 99-022102 and East of the easterly boundary line of that property described in 97-018310 of Clackamas County Deed Records.

having a length of 1427 feet and an area of 47,096 square feet, more or less.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Brian W. Paull

OREGON
MARCH 13, 2018
BRIAN W. PAULL
89074

EXPIRATION DATE: 12-31-24

Exhibit "A-4"

SW Stafford Road Transfer of Maintenance
Clackamas County to the City of Wilsonville

Description

A portion of SW Stafford Road (C.R. No. 1208/M.R. No. 12), lying in the Southeast $\frac{1}{4}$ of Section 12, and the Southwest $\frac{1}{4}$ of Section 7, Township 3 South, Range 1 West Willamette Meridian, Clackamas County Oregon, and more particularly described as follows:

All of that portion of said SW Stafford Road bounded by the southerly boundary of the Wilsonville City limits, located at mile marker 0.50 and mile marker 0.32, being the easterly extension of the northerly right of way of Frog Pond Lane (C.R. 2362),

having a length of 890 feet and an area of 41,265 square feet, more or less.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Brian W. Paull

OREGON
MARCH 13, 2018
BRIAN W. PAULL
89074

EXPIRATION DATE: 12-31-24

EXHIBIT "B-1"

S 01°40'13" W
33.00'

SW STAFFORD RD. (MARKET RD. NO. 12 COUNTY RD. NO. 1208)

31W12D 00200

31W12D 01700

31W12D 01800

BEGIN TRANSFER
M.P. 0.00

31W12D 00401

1313.54'

N 88°35'30" W 1313.53'

31W12D 00402

S 88°35'30" E

SW FROG POND LANE (C.R. 2362)

CITY OF
WILSONVILLE

31W12D 00500

REGISTERED
PROFESSIONAL
LAND SURVEYOR

EAST LINE OF DOC. NO.
99-022102

Brian Paull

OREGON
MARCH 13, 2018
BRIAN W. PAULL
89074

END TRANSFER
M.P. 0.25

EXPIRATION DATE: 12-31-2024--

31W12D 00800

31W12D 01500

N 01°39'15" E
33.00'

PLAN
1"=150'



LOCATED IN THE SE 1/4 OF SECTION
12, T.3S., R.1W. W.M.,
CLACKAMAS COUNTY, OREGON

TRANSFERRED ROAD
AREA=43,346 Sq.Ft.

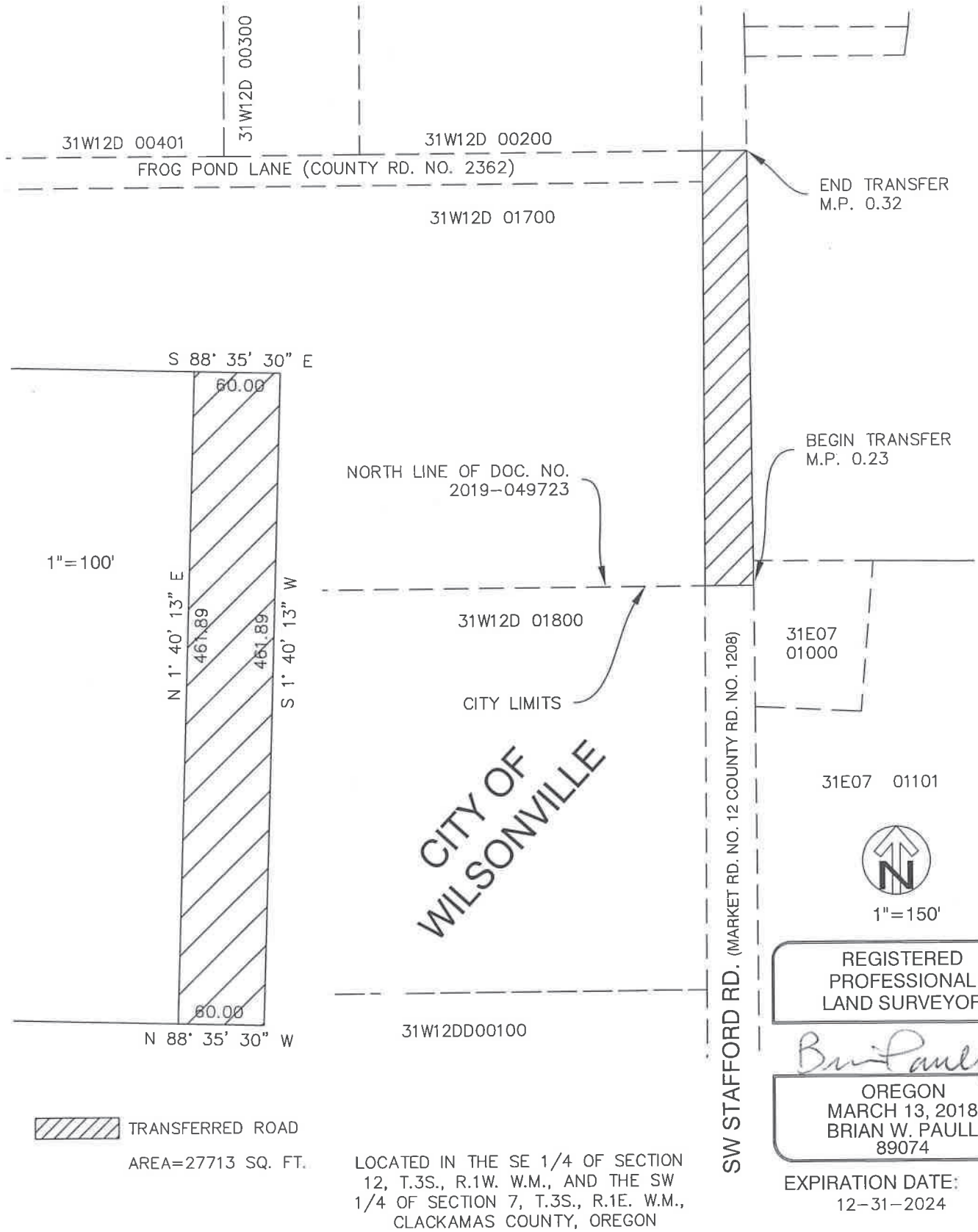
DEPARTMENT OF TRANSPORTATION
AND DEVELOPMENT
150 BEAVERCREEK ROAD
OREGON CITY, OR 97045




BY: BWP DATE: 08/18/2020
JURISDICTIONAL TRANSFER OF A
PORTION OF SW FROG POND
LANE

SHEET
1 OF 1

EXHIBIT "B-2"



 TRANSFERRED ROAD
AREA=27713 SQ. FT.

LOCATED IN THE SE 1/4 OF SECTION 12, T.3S., R.1W. W.M., AND THE SW 1/4 OF SECTION 7, T.3S., R.1E. W.M., CLACKAMAS COUNTY, OREGON

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Brian W. Paull

OREGON
MARCH 13, 2018
BRIAN W. PAULL
89074

EXPIRATION DATE:
12-31-2024


DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT 150 BEAVERCREEK ROAD OREGON CITY, OR 97045		BY: BWP DATE: 08/18/2020 JURISDICTIONAL TRANSFER OF A PORTION OF SW STAFFORD ROAD MARKET RD. NO. 12 COUNTY RD. NO. 1208	SHEET 1 OF 1
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EXHIBIT "B-3"

LOCATED IN THE SE 1/4 OF SECTION
12, T.3S., R.1W. W.M.,
CLACKAMAS COUNTY, OREGON

31W12D 01700

31W12D 00500

BEGIN TRANSFER
M.P. 0.25

31W12D 01501

31W12D 01400

CITY OF
WILSONVILLE

31W12D 00800

SW FROG POND LANE (C.R. 2362)

31W12D 00700


31W12D 01200

31W12D 01101

31W12D 01100

PLAN
1"=200'



 TRANSFERRED ROAD
AREA=47,096 Sq.Ft.
LENGTH= 1427 FT.

31W12D 00601

REGISTERED
PROFESSIONAL
LAND SURVEYOR

31W12D 02800

Brian Paull

END TRANSFER
M.P. 0.52

OREGON
MARCH 13, 2018
BRIAN W. PAULL
89074

31W12D 02200

EXPIRATION DATE: 12-31-2024

DEPARTMENT OF TRANSPORTATION
AND DEVELOPMENT
150 BEAVERCREEK ROAD
OREGON CITY, OR 97045



BY: BWP DATE: 06/072022
JURISDICTIONAL TRANSFER OF A
PORTION OF SW FROG POND
LANE

SHEET
1 OF 1

EXHIBIT "B-4"

31E07B 01401

END TRANSFER
M.P. 0.50

SECTION LINE

1/4 SECTION LINE

31W12 00801

SW KAHLE ROAD (COUNTY RD. NO. 2393)

CURRENT
URBAN
GROWTH
BOUNDARY

1/4 CORNER
T3S R1W
S12 & R1E
SECTION 7

31W12D 00300

31E07 00600

31W12D 00100

CITY OF
WILSONVILLE

SW STAFFORD RD. (MARKET RD. NO. 12 COUNTY RD. NO. 1208)

31E07 00700

31E07 00800

31E07 00900

31E07 00601

31W12D 00200

31W12D 00200

FROG POND LANE (COUNTY RD. NO. 2362)

31W12D 01700

BEGIN TRANSFER
M.P. 0.32



1"=150'



TRANSFERRED ROAD

AREA=41,265 SQ. FT.
LENGTH= 890 FT.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Brian W. Paull

OREGON
MARCH 13, 2018
BRIAN W. PAULL
89074

CITY OF
WILSONVILLE

LOCATED IN THE SE 1/4 OF SECTION
12, T.3S., R.1W. W.M., AND THE SW
1/4 OF SECTION 7, T.3S., R.1E. W.M.,
CLACKAMAS COUNTY, OREGON

EXPIRATION DATE: 12-31-2024

DEPARTMENT OF TRANSPORTATION
AND DEVELOPMENT

150 BEAVERCREEK ROAD
OREGON CITY, OR 97045



BY: BWP

DATE: 06/7/2022

JURISDICTIONAL TRANSFER OF A
PORTION OF SW STAFFORD ROAD
MARKET RD. NO. 12 COUNTY RD. NO. 1208

SHEET

1 OF 1