

RESOLUTION NO. 709

A RESOLUTION REQUESTING CLACKAMAS COUNTY TO SURRENDER JURISDICTION OVER A CERTAIN PORTION OF NORTH REDWOOD STREET WITHIN THE CITY LIMITS.

WHEREAS, the design and engineering for the rehabilitation and improvements to North Redwood Street north from Highway 99E, across the Union Pacific railroad tracks, and north to the northwest corner of Lot 92 of "Canby Gardens" is being finalized for certain road improvements and railroad crossing work to be performed by Gramor of Oregon, ODOT Rail Division and the City of Canby; and

WHEREAS, the City desires to have the final approval and control of the said design, engineering and resulting work to insure compliance with City standards, including ODOT and Union Pacific requirements; and

WHEREAS, pursuant to ORS 373.270(6)(a), the city council may initiate the surrender of county jurisdiction over a county road by passage of appropriate municipal legislation (resolution) and may set any time or other limitations upon acceptance by the city of the surrender; and

WHEREAS, due to the nature and timing of the design, engineering and work, the city desires to have the surrender of jurisdiction over the said street by the county order as soon as possible so the city can finalize the required city approvals so the road improvements and railroad crossing work can proceed and be completed as soon as possible; and

WHEREAS, there are no other known limitations the city desires to impose on the acceptance by the city.

NOW, THEREFORE, BE IT RESOLVED:


Clackamas County is hereby requested to surrender jurisdiction over the certain portion of North Redwood Street as described on the attached Exhibits "A" (legal description) and "B" (drawing) incorporated herein by reference; and

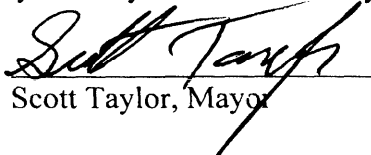
BE IT FURTHER RESOLVED:

Clackamas County is hereby requested to surrender jurisdiction over said portion of North Redwood Street forthwith and without other city limitations.

ADOPTED this 16 day of June 1999 by the City Council of Canby.

ATTEST:


Chauncey Seifried, City Recorder-Pro Tem


Scott Taylor, Mayor

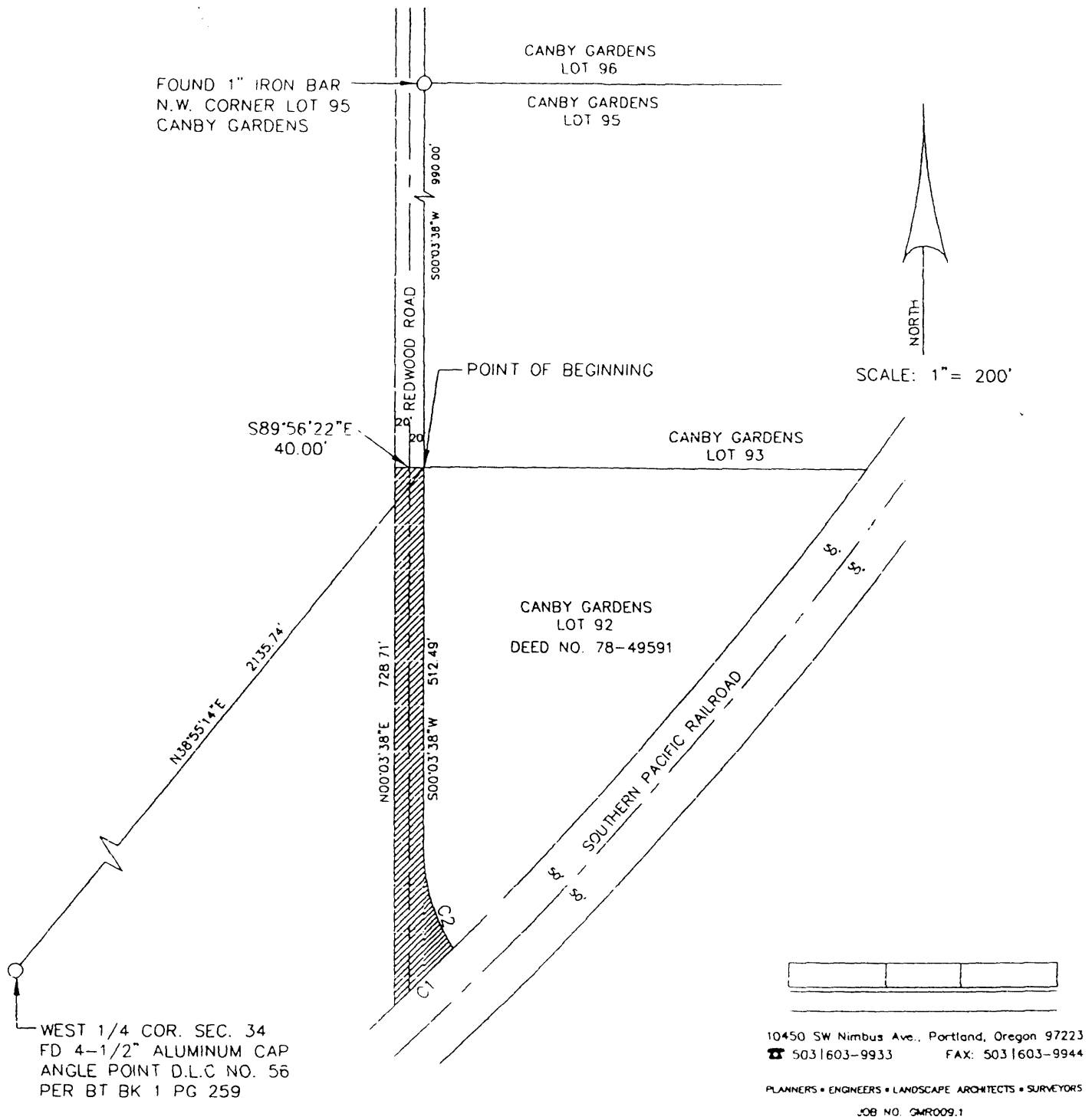
CITY OF CANBY
REDWOOD STREET
Right of Way Description

A strip of land located in the northwest one-quarter of Section 34, Township 3 South, Range 1 East, of the Willamette Meridian, Clackamas County, Oregon, being more particularly described as follows:

Beginning at the northwest corner of Lot 92 "Canby Gardens", said point coincident with the East right-of-way line of Redwood Street and bears N 38° 55' 14" E 2,135.74 feet from the West one-quarter corner of Section 34; thence S 00° 03' 38" W 512.49 feet along said right-of-way line to a point that bears N 49° 24' 36" E 1766.19 feet from the West one-quarter corner of Section 34 and S 00° 03' 38" W 1502.58 feet along said right-of-way line, from a 1" iron bolt monumenting the lot corner common to Lots 95 and 96 of said "Canby Gardens"; thence along a non-tangent curve to the left 145.18 feet; having a central angle of 32° 37' 16", radius of 255.00 feet and a long chord bearing S 16° 15' 00" E 143.23 feet, to a point on the northerly right-of-way line of the Union Pacific Railroad and the beginning of a 5679.58 foot radius non-tangent curve to the right; thence along said non-tangent curve 56.64 feet through a central angle of 00° 34' 17", long chord bearing S 45° 18' 35" W 56.64 feet, to a point on said East right-of-way line of said Redwood Street, said point being 50.00 feet northerly of when measured at a right angle to the centerline of said Railroad; thence continuing along said curve 55.78 feet through a central angle of 00° 33' 46" and a long chord bearing S 45° 52' 36" W 55.78 feet, to a point on the West right-of-way line of said Redwood Street; thence N 00° 03' 38" E 728.71 feet along said West right-of-way line, to a point; thence S 89° 56' 22" E 40.00 feet to the point of beginning.

EXHIBIT EXISTING RIGHT-OF-WAY

LOCATED IN LOT 92, "CANBY GARDENS", PLAT NO. 230,
BEING IN THE N.W. 1/4, SECTION 34, T. 3 S., R. 1 E., W.M.,
CLACKAMAS COUNTY, OREGON



CURVE TABLE					
CURVE	DELTA	RADIUS	LENGTH	CHORD	CH DIST
C1	01°08'03"	5679.58'	112.42'	S45°35'27"W	112.42'
C2	32°37'16"	255.00'	145.18'	S16°15'00"E	143.23'