

RESOLUTION NO. 1835

A RESOLUTION DECLARING THE NEED TO APPROPRIATE REAL PROPERTY FOR STREET AND RIGHT-OF-WAY IMPROVEMENTS AND AUTHORIZING CONDEMNATION PROCEEDINGS IF NECESSARY

THE TROUTDALE CITY COUNCIL FINDS AS FOLLOWS:

1. The City of Troutdale has the authority to acquire land for public purposes pursuant to the Troutdale Charter.
2. The City is additionally authorized and empowered by the provisions in ORS 223.005 to appropriate real property within or without the City limits for street and other public purposes.
3. The Troutdale City Council has adopted the Troutdale Town Center Plan, the Transportation Capital Improvement Plan and the Troutdale River Front Renewal Plan. In November, 2003, the Troutdale City Council approved a concept plan labeled the STP Site Master Plan (referred to as the Vision Plan). All of these Council adopted plans identify the need for street and right-of-way improvements in the area located east of 257th Way, south of Interstate 84, north of the Columbia River Highway and west of the Sandy River.
4. The street and right-of-way improvements would extend 257th Way, improving accessibility and mobility of vehicles, pedestrians and bicyclists. The improvements will increase the transportation system capacity and improve operations of the transportation system in this critical area of the City.
5. To construct the street and rights-of-way improvements it is necessary for the City to acquire real property.
6. The City Council has deemed it necessary and in the public interest to acquire certain real property for the purpose of extending, improving and constructing street and right-of-way improvements so as to promote the health, safety and general welfare of the public.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TROUTDALE

Section 1. The City Council finds and declares that improving and extending 257th Way will serve a valuable and necessary public purpose.


Section 2. The City Council finds that it is necessary to acquire real properties for the benefit of the citizens of Troutdale, whom need street and right-of-way improvements to enhance the movement of motor vehicles, pedestrians and bicyclists in and around the City in an efficient manner. The street and right-of-way improvements that are needed will be designed, located and constructed in a manner that will be most compatible with the greatest public benefit and with the least private injury or damage.

Section 3. The City Administrator and the Administrator's designees are authorized to negotiate on behalf of the City of Troutdale with the owners of the real properties for the purchase of the property that is needed to construct the street and right-of-way improvements described herein.

Section 4. In the event the City Administrator is unable to reach an agreement with the owners of the real property as to the compensation to be paid therefore, the City Attorney is hereby authorized and directed to institute condemnation proceedings in the name of the City of Troutdale in a court of competent jurisdiction for the purpose of acquiring title to and possession of the above described real property.

Section 5. This resolution shall take effect immediately upon adoption.

YEAS: 5
NAYS: 0
ABSTAINED: 0



Paul Thalhoffer, Mayor
September 13, 2006

Date



Debbie Stickney, City Recorder

Adopted: September 12, 2006