



Resolution 2006-049

A RESOLUTION OF THE SHERWOOD CITY COUNCIL DECLARING THE NEED TO ACQUIRE CERTAIN PROPERTY FOR THE PURPOSE OF CONSTRUCTING PINE STREET TO THE FULL WIDTH AND SECTION AS REQUIRED BY THE TRANSPORTATION SYSTEM PLAN (TSP) AND APPROPRIATE CODES

WHEREAS, the Sherwood City Charter grants the City authority to acquire land for public purposes; and

WHEREAS, in addition to its Charter authority, the City of Sherwood is authorized by ORS 223.005 to appropriate real property within or without its corporate limits for all public purposes including streets, and

WHEREAS, the City Council has deemed necessary and in the public interest to acquire certain properties for the purpose of constructing Pine Street to the full width and section as required by the TSP.

NOW, THEREFORE, THE CITY RESOLVES AS FOLLOWS:

Section 1: The City of Sherwood City Council does hereby find and declare that there is need and required ownership in fee of certain lands identified on Resolution 2006-049 Exhibit A –Legal Description and Exhibit B – Map SE ¼ NW ¼ Sec. 32 T2S R1W W.M. attached hereto for the construction of Pine Street; and

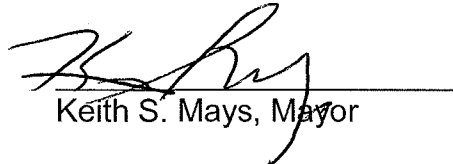
Section 2: The real property and interest described herein is required and is being taken as necessary in the public interest for the construction of Pine Street and the improvements will be planned, designed, located and constructed in a manner that will be most compatible with the greatest public benefit and the least private injury or damage; and

Section 3: The Sherwood City Manager, his designees and the City's attorneys are authorized to attempt to agree with the owners and other persons with interest in the real property described herein as to the compensation to be paid for the appropriation of the property, and in the event that no satisfactory agreement can be reached, then the attorneys for the City of Sherwood hereby are directed and authorized to commence and prosecute to final determination such proceedings as may be necessary to acquire the real property and interest therein and that upon filing of such proceeding,

possession of the real property and interest therein may be taken immediately to the extent provided by law.

Section 4: This resolution shall be effective upon its approval and adoption.

Duly passed by the City Council this 15th day of August 2006.


Keith S. Mays, Mayor

ATTEST:



Sylvia Murphy, City Recorder

Exhibit A: Legal Description

Exhibit B: Map SE ¼ NW ¼ Sec. 32 T2S R1W W.M.

EXHIBIT 'A'
RIGHT-OF-WAY DEDICATION

SW PINE STREET

Map & Tax Lot No. 2S 1 32BD-400
Property No. 157

RIGHT-OF-WAY DEDICATION

A tract of land lying in the Northwest One-Quarter of Section 32 in Township 2 South, Range 1 West of the Willamette Meridian, Washington County, Oregon and being a portion of that property described in that Deed Creating Estate by the Entirety between Michael D. Elton and Kay F. S. Elton in Deed Book 1147 Page 886, recorded March 2, 1977, Washington County Deed Records; said tract being that portion of said property included in a strip 30.00 feet in width, lying on the easterly side of and contiguous with the proposed centerline of SW Pine Street, said proposed centerline is described as follows:

Beginning at the intersection of the centerlines of NW Railroad Street and NW Pine Street as shown and located on Survey Number 30,123, Washington County Survey Records;

Thence S 41°01'24" E, along the proposed SW Pine Street centerline, 102.64 feet to the beginning of a 235.00 foot radius curve to the left having a central angle of 7°46'09";

Thence continuing along said proposed SW Pine Street centerline and the arc of said curve to the left (the long chord of which bears S 44°54'29" E, 31.84') 31.87 feet;

Thence continuing along said proposed SW Pine Street centerline S 48°47'33" E, 38.88 feet to the beginning of a 235.00 foot radius curve to the right having a central angle of 7°03'06";

Thence continuing along said proposed SW Pine Street centerline and the arc of said curve to the right (the long chord of which bears S 45°16'00" E, 28.90') 28.92 feet to a point on the easterly right of way line of SW Pine Street and the easterly line of the Plat of "EPLER'S ADDITION TO SHERWOOD";

Thence S 41°44'27" E, along said easterly line, 390.17 feet to the centerline of SW Willamette Street.

Containing 3,826 square feet more or less.

This legal description along with the basis of bearings thereof, was established based on Survey Number 30,123, Washington County Survey Records.

SW COLUMBIA STREET

30'

EXISTING CENTERLINE

EXISTING R.O.W.

EXISTING R.O.W.
PROPOSED CENTERLINE

TL 2S132BD00200
CITY OF SHERWOOD
15601 SW WILLAMETTE STREET
PROPERTY NO. 156
DEED DOCUMENT NO. 2004-119819

N48°57'30"E

30.00'

30'

N41°44'27"W

S41°44'27"E

TL 2S132BD00400
MICHEAL D & KAY F S ELTON
15665 SW WILLAMETTE STREET
PROPERTY NO. 157
DEED DOCUMENT
BOOK 1147 PAGE 885

PROPOSED R.O.W.

30' WIDE R.O.W. /
DEDICATION

SW PINE STREET

EXISTING R.O.W.

127.51'

127.56'

TL 2S132BD00403
CITY OF SHERWOOD
22892 SW PINE ST
PROPERTY NO. 158
DEED DOCUMENT
NO. 96078557

30'

S49°03'33"W

30.00'

CITY OF SHERWOOD
DEED DOCUMENT
BOOK 261 PAGE 215

EXISTING R.O.W.
PROPOSED CENTERLINE

LEGEND

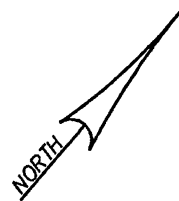
- R.O.W. - DENOTES RIGHT-OF-WAY
- S.F. - DENOTES SQUARE FEET
- TL - DENOTES TAX LOT

R.O.W. DEDICATION AREA

DEDICATION = ±3826 S.F. / ±0.088 ACRES



**Harper
Houf Peterson
Righellis Inc.**



SCALE: 1" = 30'

JOB NO:
CBI-01

DATE:
9-6-05

ENGINEERS PLANNERS SURVEYORS
5200 SW MACADAM AVENUE, SUITE 580, PORTLAND, OR 97239
TEL 503.221.1131 www.hhpr.com FAX 503.221.1171

RIGHT-OF-WAY DEDICATION EXHIBIT B
DOWNTOWN SHERWOOD
SE1/4 NW1/4 SEC.32 T2S R1W W.M.
WASHINGTON COUNTY, OREGON