



DAN JOHNSON
DIRECTOR

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

February 17, 2022

Board of Commissioners
Clackamas County

Members of the Board:

**Approval of a Board Order Accepting a Request to Transfer Jurisdiction from
Clackamas County to the City of Sandy of a Portion of
S.E. Crescent Road (County Road #1698, DTD #P4070) to the City**

Purpose/Outcomes	Jurisdictional transfer of a portion of S.E. Crescent Road
Dollar Amount and Fiscal Impact	Cost savings in the form of staff time and Maintenance monies used on County maintained portions of roads located entirely within the City of Sandy.
Funding Source	N/A
Duration	Upon execution; permanent
Previous Board Action	1/4/22: Discussion item at issues
Strategic Plan Alignment	-This transfer will directly align with our departments Business Plan goal of completing jurisdictional transfer of roads to cities. -The cost savings realized by this transfer will allow transparency for the budget.
Counsel Review	Reviewed and approved by county counsel on 12/14/21
Procurement Review	Was this item processed through Procurement? No This item is a transfer of Jurisdiction
Contact Person	Michael Bays, Survey/CADD Supervisor; 503-742-4667

There are certain County roads, such as S.E. Crescent Road in Sandy, that are wholly, mostly, or partially within various cities throughout Clackamas County. Fragmented jurisdiction over these roads often results in differing road maintenance activities and confusion by the public as to which agency is responsible for the operation and maintenance of the roads.

Clackamas County and the City of Sandy have agreed to the transfer of portions of S.E. Crescent Road to the City with the intent of streamlining planned roadway improvements, eliminating confusion to the public and to improve the efficiencies of maintenance and public service. The portions of S.E. Crescent Road to be transferred are located entirely within Sandy city limits.

By accepting jurisdiction over portions S.E. Crescent Road, with approximate right of way area of 13,450 square feet, the City becomes the "Road Authority" responsible for all maintenance, improvement, permitting, and road standard activities.

The City has formally requested that the County fully transfer jurisdiction over portions of S.E. Crescent Road over to the City pursuant to ORS 373.270(6), (see attached Resolution 2021-34). Pursuant to ORS 373.270(7), the County may finalize the transfer by adopting the proposed order which is attached to this report.

RECOMMENDATION:

Staff respectfully requests that the Board approve this Board Order related to the transfer of jurisdiction over portions of S.E. Crescent Road

Respectfully submitted,

Michael Bays

Michael Bays -Survey/CADD Supervisor

Attachments:

Board Order

City of Sandy Resolution

Exhibits

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

In the matter of transferring to the City of Sandy, jurisdiction over S.E. Crescent Road, County Road No. 1698 DTD Nos. P4070



Board Order No. _____
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This matter coming before the Board of County Commissioners as a result of a request from the City of Sandy, by Resolution Number 2021-34, dated December 6, 2021 and the preceding negotiation between the City of Sandy and Clackamas County Department of Transportation and Development to transfer portions of the following road, more particularly described in Exhibit "A" and more particularly depicted in Exhibit "B-1" both of which are attached to this Order.

<u>Road Name</u>	<u>Cnty #</u>	<u>DTD #</u>	<u>Square Feet</u>
S.E. Crescent Road	1698	P4070	13,450; and,

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 the Clackamas County Road Official and the Board concurs that it is in the best interests of the County to surrender jurisdiction of the portions of the road identified herein; 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 Sandy Post on 01/19, 01/26, 02/02, 2/09; now therefore,

IT IS HEREBY ORDERED that jurisdiction of a portion of S.E. Crescent Road shall be transferred, Clackamas County jurisdiction shall cease, and full and absolute jurisdiction of said portions of roadway is transferred to the City of Sandy as of the date of this Order; and,

IT IS FURTHER ORDERED that 13,450 square feet, more or less, be removed from the County's Road Inventory; and,

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.

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

In the matter of transferring to the
City of Sandy, jurisdiction over
S.E. Crescent Road, County Road
No. 1698 DTD Nos. P4070



Board Order No. _____

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ADOPTED this _____ day of _____, 2022.

BOARD OF COUNTY COMMISSIONERS

Chair

Recording Secretary



NO. 2021-34

A RESOLUTION REQUESTING TRANSFER OF JURISDICTION BY THE CLACKAMAS COUNTY BOARD OF COMMISSIONERS OF A PORTION OF SE CRESCENT LANE, COUNTY ROAD NUMBER 1698

Whereas, Oregon Revised Statute 373.270 provides a means for Cities to request the transfer of jurisdiction of County roads within Cities; and

Whereas, the City has coordinated with Clackamas County to facilitate the transfer of the following named road:

That portion of SE Crescent Lane (County Road No. 1698) located between SE Orient Drive and Mount Hood Highway (US 26); and

Whereas, this section of SE Crescent Lane is located entirely within the City Limits; and

Whereas, SE Crescent Lane has been improved to meet City standards; and

Whereas, maintenance of and improvements to this portion of SE Crescent Lane will be more easily accomplished if the road is under the jurisdiction of the City; and

Whereas, it is in the public interest for this transfer to take place.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Sandy to accept jurisdiction of a portion of SE Crescent Lane as described in Exhibit A and graphically depicted in Exhibit B attached hereto and request the Clackamas County Board of Commissioners to take action to execute the jurisdictional transfer of said road.

This resolution is adopted by the Common Council of the City of Sandy and approved by the Mayor this 06 day of December 2021

A handwritten signature in black ink, appearing to be "M P R", written over a horizontal line.

Stan Pulliam, Mayor

ATTEST:

A handwritten signature in cursive script, appearing to read "Jeff Aprati".

Jeff Aprati, City Recorder

Exhibit "A"

S.E. Crescent Road Transfer of Jurisdiction

Clackamas County to City of Sandy

Description

All that portion of S.E. Crescent Road, County Road No. 1698, Situated in the SW 1/4 of Section 10, T. 2 S., R 4 E., W.M. as shown in Exhibit "B-1", attached hereto, lying west of the Easterly boundary line of Tax Lot 24E10 04200, as described in Document No. 2017-005611, Clackamas County deed records, also lying west of the westerly Right-of-Way of S.E. Orient Drive and lying east of the Westerly Lot Line of Tax Lot 24E10 04200, as recorded in Clackamas County records, also lying east of the easterly Right-of-Way of US Highway No. 26, being approximately 333 feet long.

Contain 13,450 square feet, more or less.

EXHIBIT "B-1"



1"=100'

CLACKAMAS
TL 24E10 04200
COUNTY

TL 24E10 04200
DOCUMENT No. 2017-005611
(CO RD. 1698)

SE CRESCENT ROAD

SE CRESCENT RD

CITY LIMITS

CLACKAMAS
COUNTY

SE ORIENT DRIVE
(CO RD. 1145)

CITY OF
SANDY

TL 24E10 04500
DOCUMENT No. 2019-011171

US HIGHWAY No. 26

CITY LIMITS

CLACKAMAS
COUNTY

83'
43' 40'



TRANSFERRED ROAD
(13,450± SF)

LOCATED IN THE SW 1/4 OF SECTION 10,
T. 2 S., R. 4 E., W.M.
CLACKAMAS COUNTY, OREGON

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



11/02/2021

A. REITER

JURISDICTIONAL TRANSFER
SE CRESCENT ROAD
COUNTY ROAD NO. 1698

SHEET
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