



**DAN JOHNSON**  
DIRECTOR

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

October 05, 2023

BCC Agenda Date/Item: \_\_\_\_\_

Board of County Commissioners  
Clackamas County

Members of the Board:

**Approval of a Board Order Offering to Transfer Jurisdiction of a portion of SW Stafford Road and all of Frog Pond Lane to the City of Wilsonville. Total value \$45,446. Funding through Community Road Fund. No County General Funds are involved.**

<b>Previous Board Action/Review</b>	10/29/2020: Approval of Intergovernmental Agreement 2021-079 5/02/2023: Discussion item at consent 5/04/2023: Approval of Intergovernmental Agreement 2023-353		
<b>Performance Clackamas</b>	1. Build trust with good government		
<b>Counsel Review</b>	Yes	<b>Procurement Review</b>	No
<b>Contact Person</b>	Rick Maxwell	<b>Contact Phone</b>	503-742-4671

**EXECUTIVE SUMMARY:**

There are certain County Roads that are wholly, mostly, or partially within various cities throughout Clackamas County (the "County"), such as SW Stafford Road and Frog Pond Lane in the City of Wilsonville (the "City"). 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 Wilsonville have agreed to the transfer of a portion of SW Stafford Road and all of Frog Pond Lane with the intent of streamlining planned roadway improvements, eliminating confusion to the public, and improve the efficiencies of maintenance

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and public service. Frog Pond Lane and portions of SW Stafford Road are located entirely within Wilsonville city limits.

Pursuant to two intergovernmental agreements (“IGA”), dated Nov. 6, 2020, and June 22, 2023, the County and the City of Wilsonville have agreed to the following with respect to the subject roads: the County provide funds to the City of Wilsonville in the amount of \$45,446, which is equal to the cost of a 2” asphalt overlay, in exchange for the City assuming exclusive jurisdiction over a portion SW Stafford Road and Frog Pond Lane, containing approximately 88,361 square feet of Right-of-Way. By accepting jurisdiction over SW Stafford Road and Frog Pond Lane, the City becomes the “Road Authority” with the responsibility for all maintenance, improvements, permitting and road standard activities. The combined total of transferred Right-of-Way is 68,978 for SW Stafford Road and 90,442 for Frog Pond Lane.

**RECOMMENDATION:**

Staff respectfully requests that the Board approve this Board Order related to the transfer of jurisdiction of a portion of SW Stafford Road and Frog Pond Lane in an amount equivalent to a 2” asphalt overlay.

Respectfully submitted,

*Dan Johnson*

Dan Johnson  
Director of Transportation & Development

**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. \_\_\_\_\_  
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. \_\_\_\_\_  
*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 \_\_\_\_\_ day of \_\_\_\_\_, 2023.

BOARD OF COUNTY COMMISSIONERS

\_\_\_\_\_  
Chair

\_\_\_\_\_  
Recording Secretary

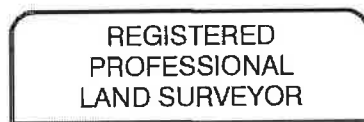
Exhibit "A-1"

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

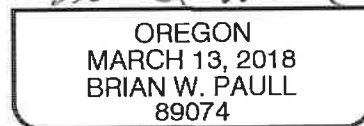
Description

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.



*Brian W. Paull*



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'

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

PLAN  
1"=150'



 TRANSFERRED ROAD  
AREA=43,346 Sq.Ft.

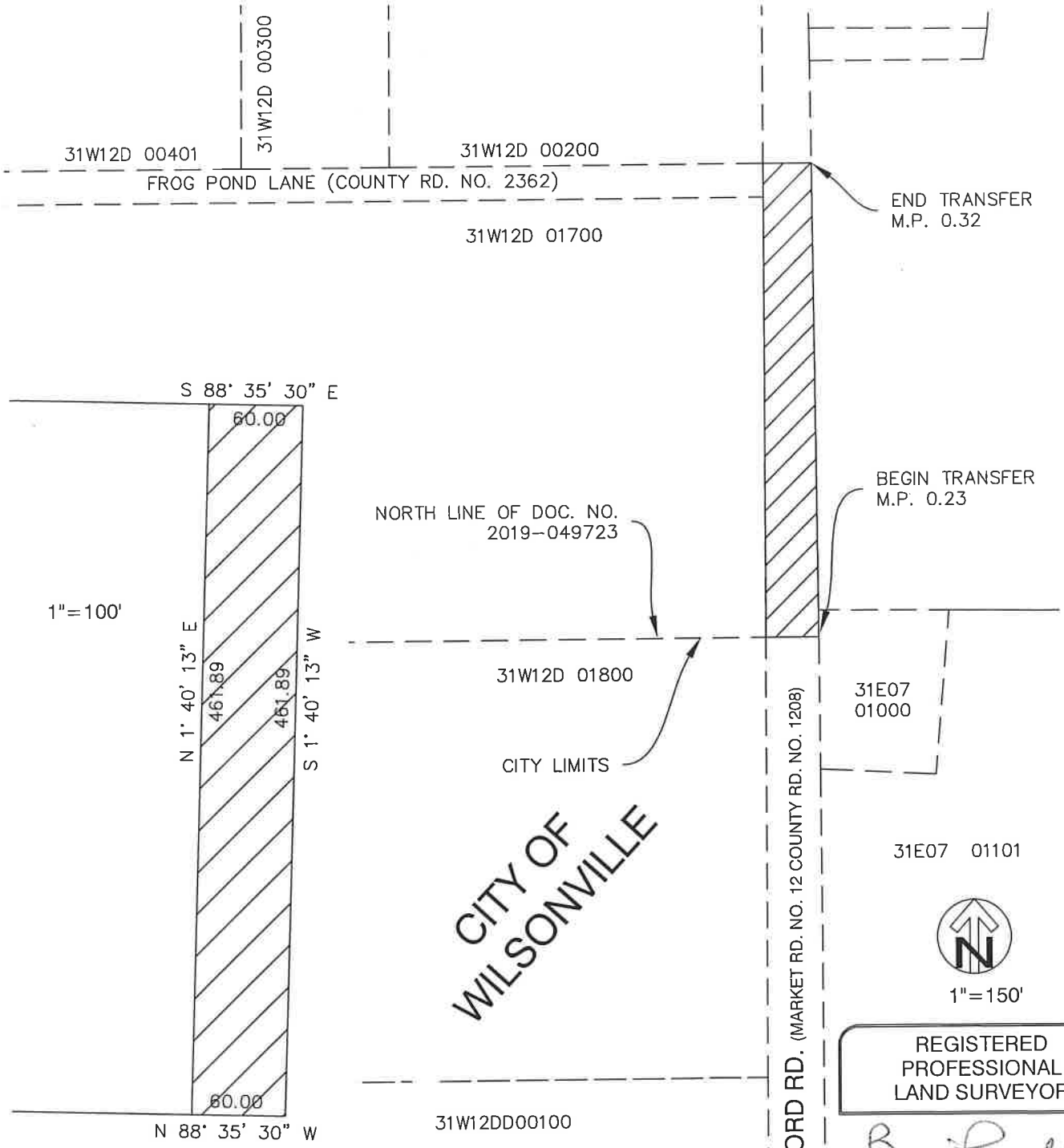
DEPARTMENT OF TRANSPORTATION  
AND DEVELOPMENT  
150 BEAVERCREEK ROAD  
OREGON CITY, OR 97045




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

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



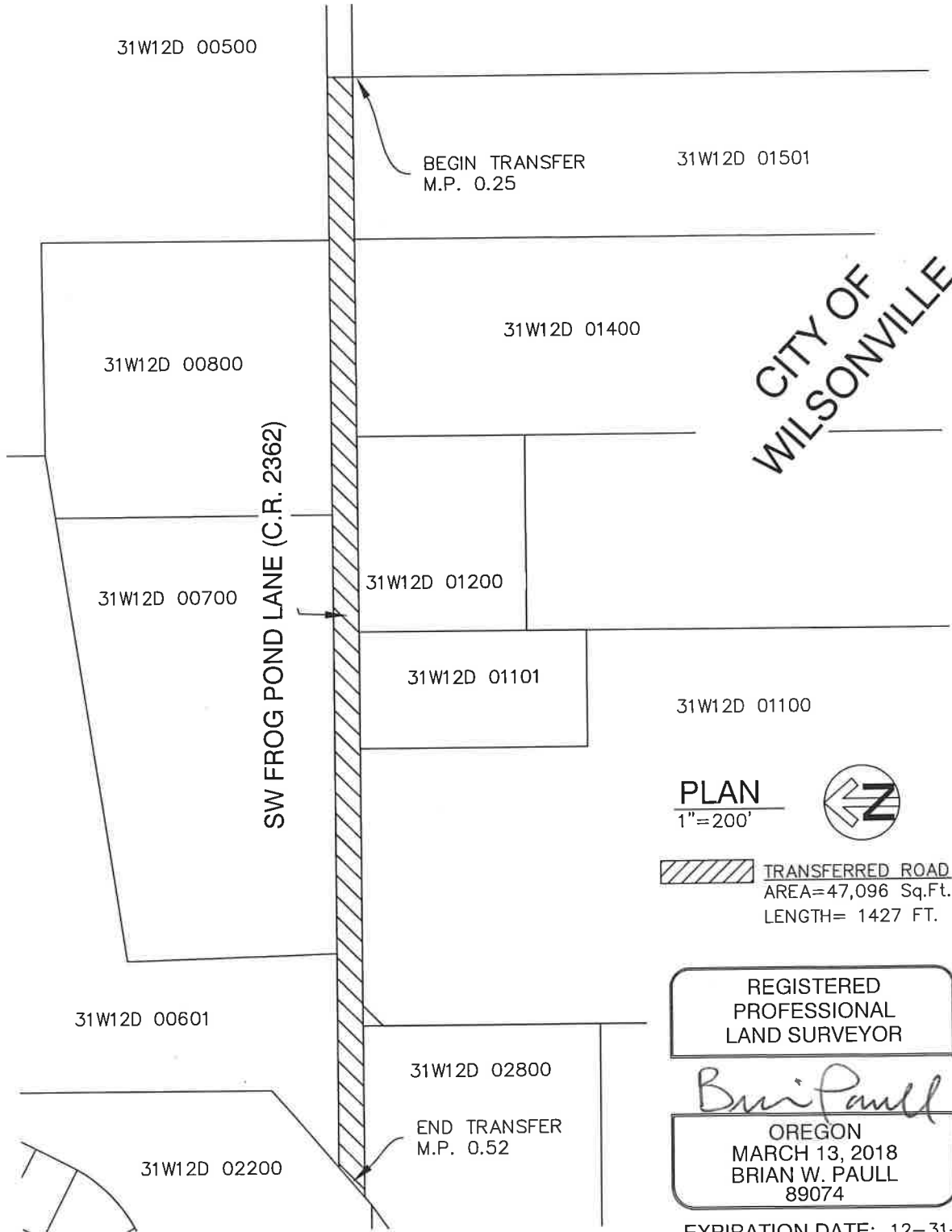
BY: BWP      DATE: 08/18/2020  
JURISDICTIONAL TRANSFER OF A PORTION OF SW STAFFORD ROAD  
MARKET RD. NO. 12 COUNTY RD. NO. 1208

SHEET  
1 OF 1

# EXHIBIT "B-3"


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

31W12D 01700



CITY OF  
WILSONVILLE

PLAN  
1"=200'


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

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

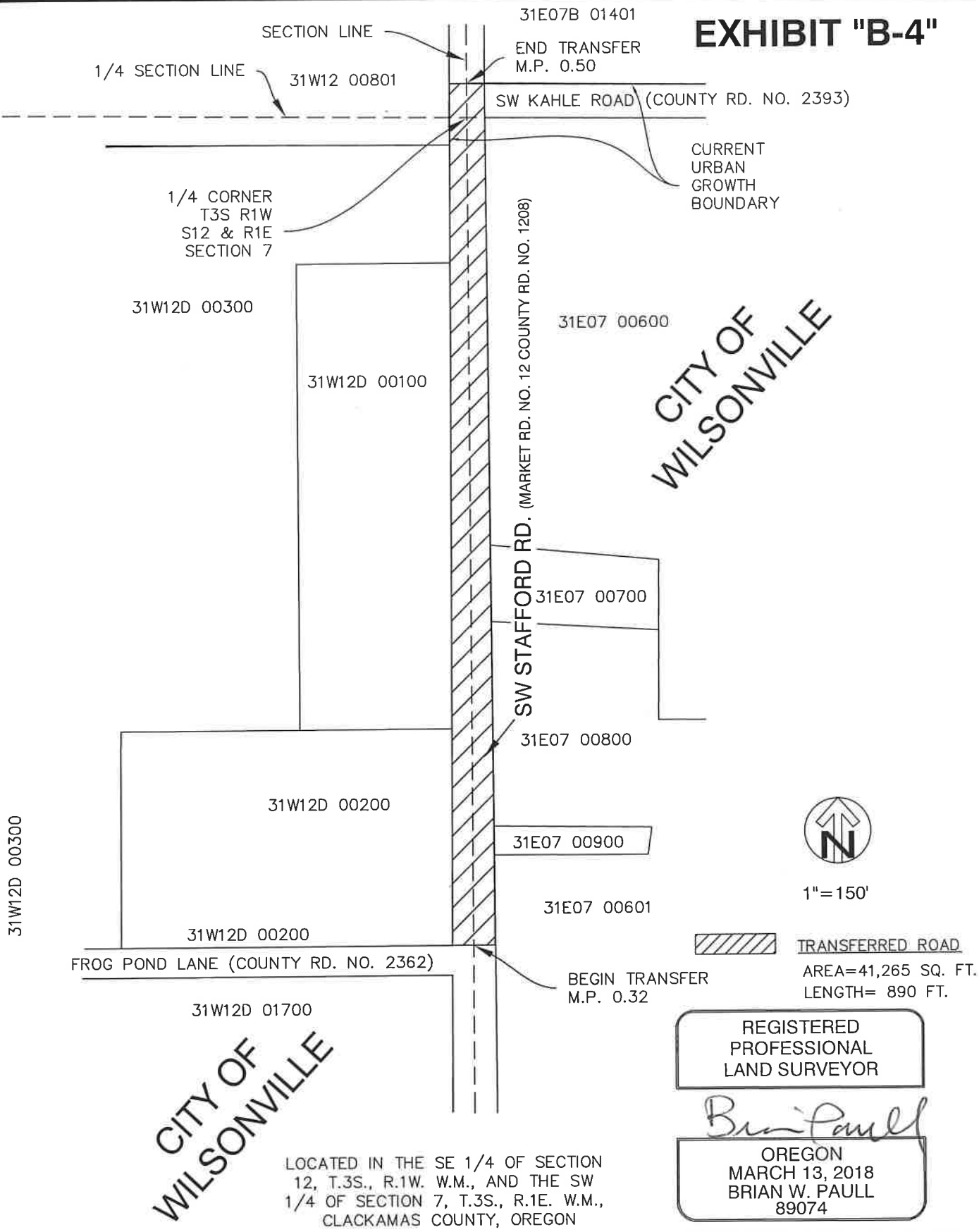
*Brian Paull*

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	 <p>CLACKAMAS COUNTY</p>	BY: BWP DATE: 06/072022 JURISDICTIONAL TRANSFER OF A PORTION OF SW FROG POND LANE	SHEET 1 OF 1
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# EXHIBIT "B-4"



**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

REGISTERED PROFESSIONAL LAND SURVEYOR

*Brian 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: 06/7/2022  
 JURISDICTIONAL TRANSFER OF A PORTION OF SW STAFFORD ROAD  
 MARKET RD. NO. 12 COUNTY RD. NO. 1208

SHEET 1 OF 1