

# UMATILLA COUNTY PUBLIC WORKS DEPARTMENT

## TRANSFER OF JURISDICTION OF COUNTY ROADS TO THE CITY OF PENDLETON

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INCLUDING ALL OF COUNTY ROAD NO. 957, N. E. 33RD PLACE (A.K.A. TOWER COURT); COUNTY ROAD NO. 1003, N. W. JOHNS LANE, BETWEEN THE EAST LINE OF STANGIER HILLS ADDITION AND NORTH MAIN STREET; ALL OF COUNTY ROAD NO. 1302, MURIETTA ROAD; ALL OF COUNTY ROAD NO. 1304, MCKENNON ROAD; COUNTY ROAD NO. 1306, S. W. 28TH DRIVE, BETWEEN S. W. GOODWIN AVENUE AND THE SOUTHERLY EXTENSION OF THE WEST LINE OF OVERLOOK TERRACE SUBDIVISION; COUNTY ROAD NO. 1100, STAGE GULCH ROAD, BETWEEN THE NORTHEAST CORNER OF THE SOUTHEAST  $\frac{1}{4}$  OF THE SOUTHEAST  $\frac{1}{4}$  OF THE NORTHEAST  $\frac{1}{4}$  OF SECTION 36, TOWNSHIP 3 NORTH, RANGE 31 E.W.M. AND COUNTY ROAD NO. 1094, DANIEL ROAD; COUNTY ROAD NO. 1094, DANIEL ROAD, BETWEEN COUNTY ROAD NO. 1100, STAGE GULCH ROAD, AND THE EASTERN BOUNDARY OF THE AIRPORT BUSINESS PARK; ALL OF COUNTY ROAD NO. 1319, S. W. 27TH STREET; COUNTY ROAD NO. 1307, S. W. 44TH STREET (A.K.A. KORVOLA ROAD), BETWEEN THE WESTERLY EXTENSION OF THE SOUTH LINE OF SUNRISE SOUTH ADDITION AND THE SOUTHERLY EXTENSION OF THE WEST LINE OF VALLEY VIEW ESTATES; ALL OF COUNTY ROAD NO. 1308, S. W. KIRK AVENUE EXTENSION; COUNTY ROAD NO. 981, N. E. 35TH STREET, BETWEEN RIVERSIDE AVENUE AND N. E. KING PLACE.

**ROAD REPORT**

**12/17/2014**

## TABLE OF CONTENTS

<u>DESCRIPTION</u>	<u>PAGE NO.</u>
REPORT.....	1
JUNE 6, 2014 AGREEMENT.....	2-4
EXHIBIT "A"-DESCRIPTIONS.....	5-7
VICINITY MAP.....	8
PHOTO 1 - DANIEL ROAD AND STAGE GULCH ROAD.....	9
PHOTO 2 - S.W. 28 <sup>TH</sup> DRIVE AND S.W. 27 <sup>TH</sup> STREET.....	10
PHOTO 3 - S.W. KIRK AVENUE EXTENSION AND S.W. 44 <sup>TH</sup> STREET (KORVOLA ROAD).....	11
PHOTO 4 - MURIETTA ROAD AND MCKENNON ROAD.....	12
PHOTO 5 - N.E. 35 <sup>TH</sup> STREET AND N.E. 33 <sup>RD</sup> PLACE.....	13
PHOTO 6 - N.W. JOHNS LANE.....	14

### ISSUE

Umatilla County and the City of Pendleton entered into an agreement dated June 6, 2014, where the City would assume jurisdiction of certain county roads within the city limits and urban growth boundary in return for the County transferring bicycle path funds to the City to fund the 10.27% Local Highway Bridge Program match requirement to replace the Lee Street Grade/8<sup>th</sup> Street Bridge. This hearing is to determine whether or not to offer jurisdiction over those roads outlined in red on the attached copy of the agreement and shown on the attached photos provided by the City.

### STATUTES

The June 6 agreement satisfies the requirement of ORS 373.270(1) which provides for jurisdiction transfer over a county road within a city whenever the county governing body deems it necessary, expedient, or for the best interest of the county to surrender jurisdiction over any county road or portion thereof within the corporate limits of any city and the governing body of the city deems it necessary or expedient and in the best interests of the city to acquire jurisdiction over the county road or part thereof to the same extent as it has over other public streets and alleys of the city.

Notice of the hearing was posted in thirteen places including the bulletin board in the Pendleton City Hall and the bulletin board in the Umatilla County Courthouse on November 25, 2014, satisfying the requirements of ORS 373.270(2) which provides for a county governing body to initiate proceedings by giving notice by posting in three public places in the county, one of which shall be within the limits of the city or by publishing the notice once a week for four consecutive weeks in some newspaper of general circulation in the county.

### RECOMMENDATION

The Umatilla County Public Works Department recommends that jurisdiction over those roads described on the attached Exhibit "A" and shown on the attached photos be offered to the City of Pendleton. Total length of the roads to be transferred is approximately 4.26 miles.

JUN 26 2014

UMATILLA COUNTY RECORDS

AGREEMENT

I. DATE

The date of this agreement is June 26, 2014.

II. PARTIES

The parties to this agreement are the CITY OF PENDLETON and UMATILLA COUNTY.

III. PURPOSE

These provisions outline a process to transfer roads within the City of Pendleton from the jurisdiction of Umatilla County to the City of Pendleton, incorporating the match for the Lee Street Grade/Eighth Street Bridge grant.

IV. GRANT MATCH

Umatilla County will provide half of the required match for the Local Highway Bridge Program (LHBP) funding for replacement of the Lee Street Grade/Eighth Street Bridge (#59C111). At a matching requirement of 10.27%, the total match required is \$762,034 resulting in the half ascribed to Umatilla County being \$381,017. The match is to be paid annually from bicycle/path funds in the amount of \$75,000 for five years. Upon transfer of the said funds Umatilla County will transfer ownership of the Lee Street Grade/Eight Street Bridge (#59C111) to the City of Pendleton. In addition, Umatilla County will support annexation, as allowed by land use regulations, of sufficient property on the north access to the bridge to assure that the bridge is wholly within the city limits and available to those residents of the city who live in the area immediately adjacent to the north side of the bridge.

V. TRANSFER OF ROADS

1. City of Pendleton will immediately assume ownership and maintenance of the following roads for portions within the City of Pendleton that are improved to City Standards:

- a. Road 957, NE 33rd Place (a cul-de-sac);
- b. Road 1003, NW Johns Lane (paved portion NW 4<sup>th</sup> to North Main);
- c. Road 1302, Murietta Road;
- d. Road 1304, McKennon Road.
- e. Road 1306, SW 28th Drive (paved portion to end of Overlook Addition);
- f. Road 1100, Stage Gulch Road, Portion North from terminus in Order No. RD2009-18/Resolution No. 2397, to Daniel Road intersection;
- g. Road 1094, Daniel Road, Portion from Stage Gulch Road East to eastern boundary of Airport Business Park.

2. The following County Roads are located within areas that are fully developed, but lack any development agreements for improvement of the road. The City will immediately assume ownership and maintenance of the following roads:

- a. Road 1319, SW 27th Street;
- b. Road 1306, SW 28<sup>th</sup> Street (portion between SW 30<sup>th</sup> and Goodwin);

3. For the following County Roads, when 1/3 of the properties fronting the existing County Road have provided irrevocable consents to participate in an LID to improve to City Standards, the City will enact the LID and/or accept jurisdiction of the County Road:

- a. Road 986, Riverside Avenue;
- b. Road 992, Juvenile Detention, paved portion;
- c. Road 1003, NW Johns Lane (gravel portion North Main to northerly UGB);
- d. Road 1307, SW 44th Street (39% ICA - triggered);
- e. Road 1308, SW Kirk Avenue Extension (44% ICA - triggered)

4. For the following County Roads, when 50% of the properties fronting the existing County Road have provided irrevocable consents to participate in an LID to improve to City Standards, the City will enact the LID and/or accept jurisdiction of the County Road:

- a. Road 981, NE 35<sup>th</sup> Street (75% ICA - triggered)
- b. Road 987, Goad Road;
- c. Road 991, SE 3rd Street;
- d. Road 1309, [Old] Airport Road;
- e. Road 1306, SW 28th Drive (gravel portion from end of Overlook Addition to Resource Recover Facility).

5. For the following County Road when 50% of the properties fronting the existing County Road have provided irrevocable consents to participate in an LID to improve to City Standards and when the right of way is at least 50 feet, the City will enact the LID and/or accept jurisdiction of the County Road

Road 982, Mt. Hebron/Nelson Drive

County will be the lead for acquisition of additional right of way. County will also support a one-way residential street standard amendment to the City Transportation System Plan.

6. For the following County Roads, the County will initiate vacation of the right of way or removal of the road from the County Road System and the City will have no objection to the vacation or removal:

- a. Road 1076, Murphy Road;
- b. Road 1354, Clopton Road.

VI. JOINT MANGEMENT AGREEMENT

Sections 23 and 24 of the Joint Management Agreement between the City and the County will be replaced with the following:

23. The City will neither accept nor maintain any County road within an annexed area or elsewhere in the UGA unless it meets City Standards in effect at the time and is acceptable to the City's Public Works Department. ***When development occurs within the City adjacent to a County road or within the UGA, the developer will be required by the City to improve the road to City standards or sign an irrevocable consent for a future Local Improvement District (LID). When 50% of the properties fronting an existing County road have provided irrevocable consent to participate in a LID to improve to City Standards, the City will enact the LID and/or accept jurisdiction of the County Road.*** The County will not relinquish control and responsibility for any such County road and responsibility for any such improved County road and will continue to maintain all existing County roads unless so approved by the County Board of Commissioners.
24. As a condition of annexation, the City will require the applicant to agree to improve to City Standards any included or impacted portion of County roads ***by improvement to City Standards prior to any development of the said property or sign for irrevocable consent to a future LID.***

***For County roads along the UGA boundary, the City will require 2/3rds improvements to City Standards and the County will require adjoining County property owners to improve to City Standards the additional 1/3rd improvements prior to any further development of said County properties. 2/3rds improvement entails, at a minimum, sidewalk, curb & gutter, parking lane (if required), and two travels lanes (and/or recovery areas) per City requirements. 1/3rd improvement entails, at a minimum, the remaining parking lane (if required), curb & gutter, sidewalk, and possible portion of a remaining travel lane per City requirements.***

CITY OF PENDLETON

Chuff w Houk

6-30-14  
Date

UMATILLA COUNTY

William J. Elfering  
William J. Elfering, Chair  
Board of Commissioners

6/26/14  
Date



## EXHIBIT "A" - DESCRIPTIONS

### COUNTY ROAD NO. 957 – N. E. 33<sup>RD</sup> PLACE (ALSO KNOWN AS TOWER COURT)

A 50-foot wide road right-of-way with a 50-foot radius cul-de-sac at its south end platted in Tower Estates Addition to Umatilla County (Book 12, Page 13, Town Plats) and accepted by the Umatilla County Board of Commissioners as a county road in 1985. The road is located in the Southeast  $\frac{1}{4}$  of Section 1, Township 2 North, Range 32 E.W.M. Length of the road is 375 feet (0.07 mile), more or less, from the southerly right-of-way line of Riverside Avenue (County Road 986) to the center of the cul-de-sac. The road has a 33-foot wide paved surface with two 1-1/2 foot wide concrete gutters for a total of 36 feet of travel width. There are 4-1/2 foot wide sidewalks (including curb width) on each side of the road and around the cul-de-sac.

### COUNTY ROAD NO. 1003 – N. W. JOHNS LANE

A 60-foot wide road right-of-way located in the East  $\frac{1}{2}$  of Section 3, Township 2 North, Range 32 E.W.M. and lying between the east line of Stangier Hills Addition to the City of Pendleton (Book 7, Page 22, Town Plats) and the westerly right-of-way line of North Main. Length of the road is 570 feet (0.11 mile), more or less. The road has a 33-foot wide paved surface with two 1-1/2 foot wide concrete gutters for a total of 36 feet of travel width. There are 4-1/2 foot wide sidewalks (including curb width) on each side of the road.

### COUNTY ROAD No. 1302 – MURIETTA ROAD

A 60-foot wide road right-of-way located in the Northeast  $\frac{1}{4}$  of Section 7, the North  $\frac{1}{2}$  of Section 8, and the Southeast  $\frac{1}{4}$  of Section 5, all in Township 2 North, Range 32 E.W.M. and lying between the southeasterly right-of-way line of Rieth Road (County Road 1300) and the southwesterly right-of-way line of U. S. Highway 30 (Westgate). Length of the road is 6340 feet (1.20 miles), more or less. The road has an average paved width of 28 feet from Rieth Road to McKennon Road (1300 feet +/-) and an average paved width of 23 feet from McKennon Road to Westgate (5040 feet +/-) except for approximately 1000 feet at I-84 which widens out to as much as 40 feet and the easterly 600 feet +/- near the Westgate intersection which has a paved surface of approximately 26 feet. The easterly 180 feet +/- lies within property owned by the Oregon Department of Transportation.

### COUNTY ROAD NO. 1304 – MCKENNON ROAD

A 60-foot wide road right-of-way (50 feet across U. P. R. R. right-of-way) located in the Northwest  $\frac{1}{4}$  of Section 8, Township 2 North, Range 32 E.W.M. and lying between the centerline of Murietta Road (County Road 1302) at Engineer's Station 1+89.28 and the westerly line of what is now Tax Lot 800 on Tax Map 2N 32 08B at Engineer's Station 21+60.42. Length of the road is 1971 feet (0.37 mile), more or less. The road has an average paved width of 25 feet.

### COUNTY ROAD NO. 1306 – S. W. 28<sup>TH</sup> DRIVE

A right-of-way with variable width located in the South  $\frac{1}{2}$  of Section 9, Township 2 North, Range 32 E. W. M. which begins at the westerly right-of-way line of S. W. Goodwin Avenue and runs northwesterly approximately 900 feet to its intersection with S. W. 30<sup>th</sup> Street and then continues northwesterly approximately 2300 feet to the southerly extension of the west line of the Overlook Terrace Subdivision (Book 13, Page 74, Town Plats). Length of the road is 3200 feet (0.61 mile), more or less. The road between S. W. Goodwin Avenue and the beginning of the pavement near Pendleton Square I Apartments has a gravel surface averaging 19 feet in width and a 4-foot wide asphalt pedestrian and bicycle path on the south side and is approximately 300 feet long. The road between the beginning of the pavement near Pendleton Square I Apartments and its intersection with S. W. 30<sup>th</sup>

Street has a paved width of 33 feet together with 1-1/2 foot concrete gutters on each side for a total of 36 feet of travel width and has 4-1/2 foot sidewalks (including curb width) on each side and is approximately 600 feet long. The road from its intersection with S. W. 30<sup>th</sup> Street northwesterly for approximately 430 feet also has 33 feet of asphalt surface, two 1-1/2 foot concrete gutters, and two 4-1/2 foot (including curb width) sidewalks. The road from this point to the southerly extension of the west line of the Overlook Terrace Subdivision has an average asphalt width of 29 feet with a 1-1/2 foot wide concrete gutter and 4-1/2 foot wide sidewalk (including curb width) on the north side only and is approximately 1870 feet long.

#### COUNTY ROAD NO. 1100 – STAGE GULCH ROAD

A 60-foot wide road right-of-way, the centerline of which begins at the Northeast Corner of the Southeast ¼ of the Southeast ¼ of the Northeast ¼ of Section 36, Township 3 North, Range 31 E.W.M. and runs north along the line between Sections 25 and 36, Township 2 North, Range 31 E.W.M. and Sections 30 and 31, Township 3 North, Range 32 E.W.M. to the westerly extension of the northerly right-of-way line of County Road 1094, Daniel Road. The beginning of this description is the terminus of the description of the road transferred from the County to the City in 2009 (recorded as Document No. 2010-5610859, Umatilla County Deed Records). Length of the road is 3300 feet (0.63 mile), more or less. The south 1980 feet (+/-) of the road has a new paved surface 36 feet wide. The north 1320 feet (+/-) of the road has a graveled surface approximately 20 feet wide.

#### COUNTY ROAD NO. 1094 – DANIEL ROAD

A 50-foot wide road right-of-way located in the South ½ of Section 30, Township 3 North, Range 32 E.W.M., the centerline of which begins at the intersection of the north line of the South ½ of the South ½ of said Section 30 with the east right-of-way line of County Road 1100, Stage Gulch Road and runs east along said north line of the South ½ of the South ½ of Section 30 to the eastern boundary of the Airport Business Park. Length of the road is 1320 feet (0.25 mile), more or less. The road has a graveled surface approximately 19 feet wide.

#### COUNTY ROAD NO. 1319 – S. W. 27<sup>TH</sup> STREET

A 60-foot wide road right-of-way located in the Southeast ¼ of Section 9 and the Northeast ¼ of Section 16, Township 2 North, Range 32 E.W.M., being a portion of the old route of the Pendleton-John Day Highway transferred from the State of Oregon to Umatilla County in 1946, and lying between the southerly right-of-way line of S. W. Hailey Avenue and the westerly right-of-way line of the Pendleton-John Day Highway (U. S. Highway 395) as now located. Length of the road is 920 feet (0.17 mile), more or less. The road has a paved (macadam) surface averaging 20 feet in width from S. W. Hailey to the access road into Southgate Mini-Mart (470 feet +/-) and 14 feet from the access road into Southgate Mini-Mart to its south end (450 feet +/-)

#### COUNTY ROAD NO. 1307 – S. W. 44<sup>TH</sup> STREET (ALSO KNOWN AS KORVOLA ROAD)

A 60-foot wide road right-of-way located in the Northwest ¼ of Section 21, Township 2 North, Range 32 E.W.M., which begins at the intersection of the westerly extension of the south line of Sunrise South Addition (Book 11, Page 27, Town Plats), said point being the southerly terminus of the road transferred from the County to the City in 1991, and runs in a southwesterly direction to its intersection with the southerly extension of the west line of Valley View Estates (Book 12, Page 7, Town Plats). Length of the road is 1870 feet (0.35 mile), more or less. The road from the westerly extension of the south line of Lot 1 of Sunrise South Addition southwesterly to the northwesterly extension of Lot 3 Block 3 of Glendale has a 30-foot paved surface with a 1-1/2 foot wide concrete gutter and 4-1/2 foot wide (including curb width) sidewalk on the east side only and is approximately 250 feet long. The road from



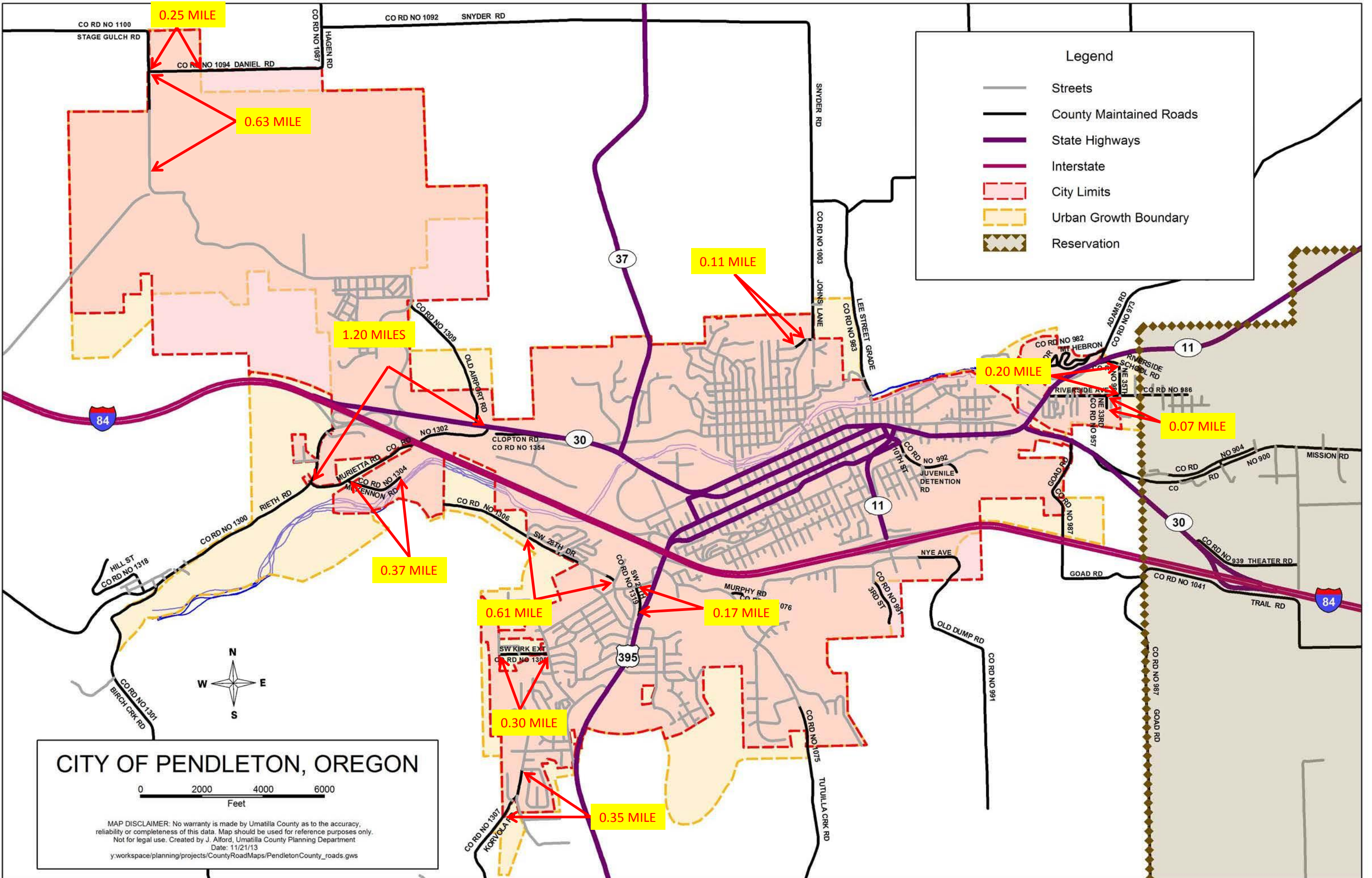
this point southwesterly to S. W. Sunset Drive has an average paved width of 22 feet and is approximately 850 feet wide. The road from S. W. Sunset Drive to the southerly extension of the west line of Valley View Estates has a paved width of 24 feet and is approximately 770 feet long.

COUNTY ROAD NO. 1308 – S. W. KIRK AVENUE EXTENSION

A 60-foot wide road right-of-way located in the Northwest  $\frac{1}{4}$  of Section 16, Township 2 North, Range 32 E.W.M., the centerline of which begins at a point approximately 525 feet along the section line north of the West  $\frac{1}{4}$  Corner of Section 16 and runs east to the westerly right-of-way line of S. W. 37<sup>th</sup> Street. Length of the road is 1600 feet (0.30 mile), more or less. The road has a graveled surface approximately 22 feet wide except at the bridge over McKay Creek which has an 11-foot roadway width with a 4-foot wide pedestrian path on the north side.

COUNTY ROAD NO. 981 – N. E. 35<sup>TH</sup> STREET (ALSO KNOWN AS RIVERSIDE SCHOOL ROAD)

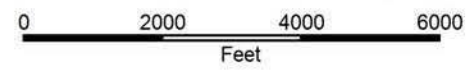
A 40-foot wide road right-of-way located in the Southeast  $\frac{1}{4}$  of Section 1, Township 2 North, Range 32 E.W.M., the centerline of which begins at the north right-of-way line of Riverside Avenue, County Road No. 986, and runs in a northerly direction to the northerly right-of-way line of Northeast King Place. Length of the road is 1030 feet (0.20 mile), more or less. The road has an average paved width of 16 feet from N. W. Riverside Avenue to N. E. Johns Place (800 feet +/-), and an average paved width of 23 feet with 1-1/2 foot wide gutter (total travel width 25 feet) and 4-1/2 foot wide sidewalk (including curb width) on the east side from N. E. Johns Place to N. E. King Place (230 feet +/-).



**Legend**

- Streets
- County Maintained Roads
- State Highways
- Interstate
- City Limits
- Urban Growth Boundary
- Reservation

**CITY OF PENDLETON, OREGON**



MAP DISCLAIMER: No warranty is made by Umatilla County as to the accuracy, reliability or completeness of this data. Map should be used for reference purposes only. Not for legal use. Created by J. Alford, Umatilla County Planning Department. Date: 11/21/13. y:\workspace\planning\projects\CountyRoadMaps\PendletonCounty\_roads.gws

0.25 MILE

0.63 MILE

1.20 MILES

0.11 MILE

0.20 MILE

0.07 MILE

0.37 MILE

0.61 MILE

0.17 MILE

0.30 MILE

0.35 MILE

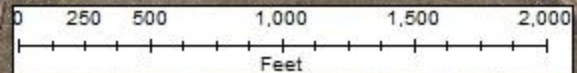
# Map One

0.25 MILE

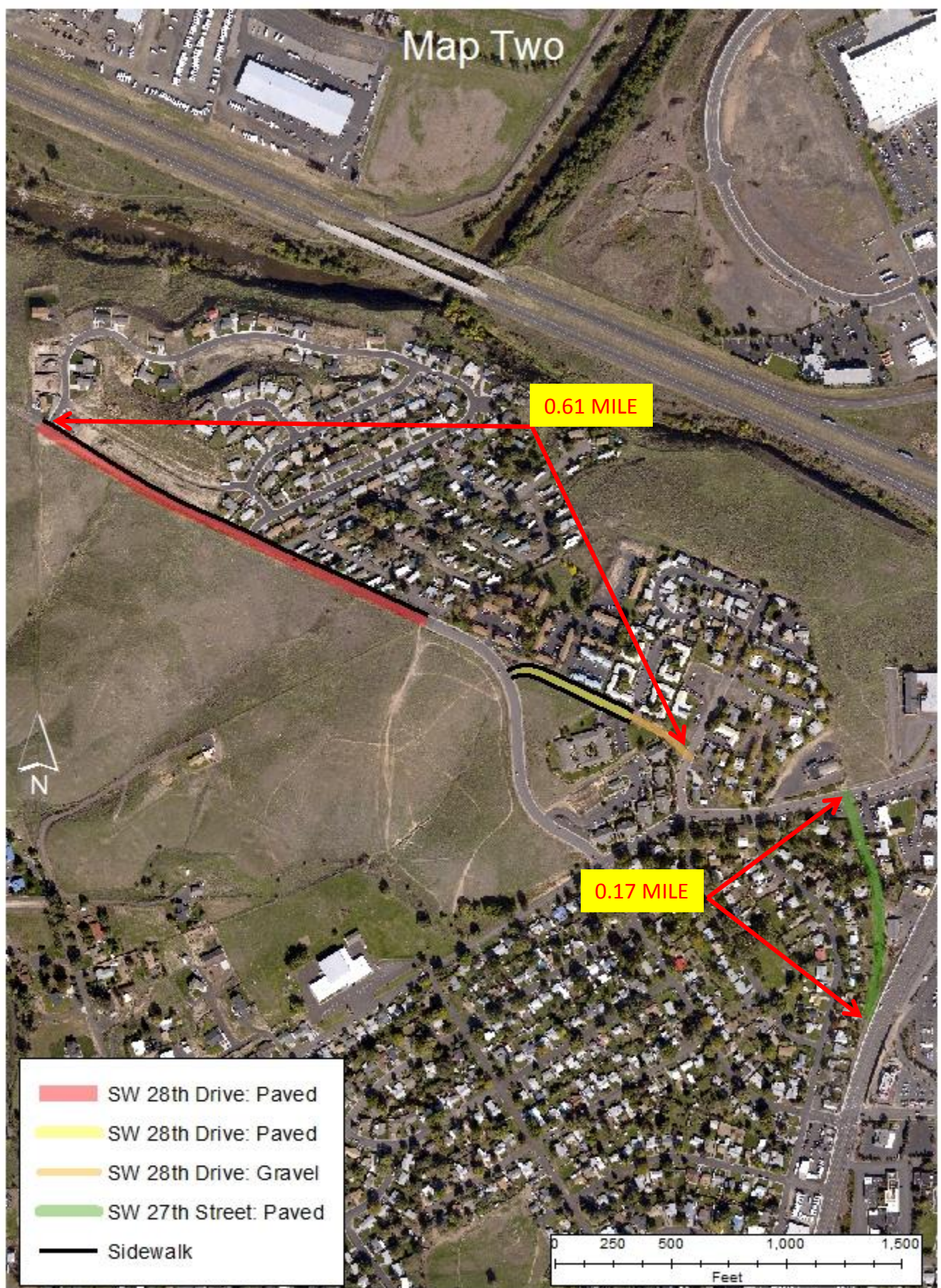
0.63 MILE

TRANSFERRED TO CITY IN 2009

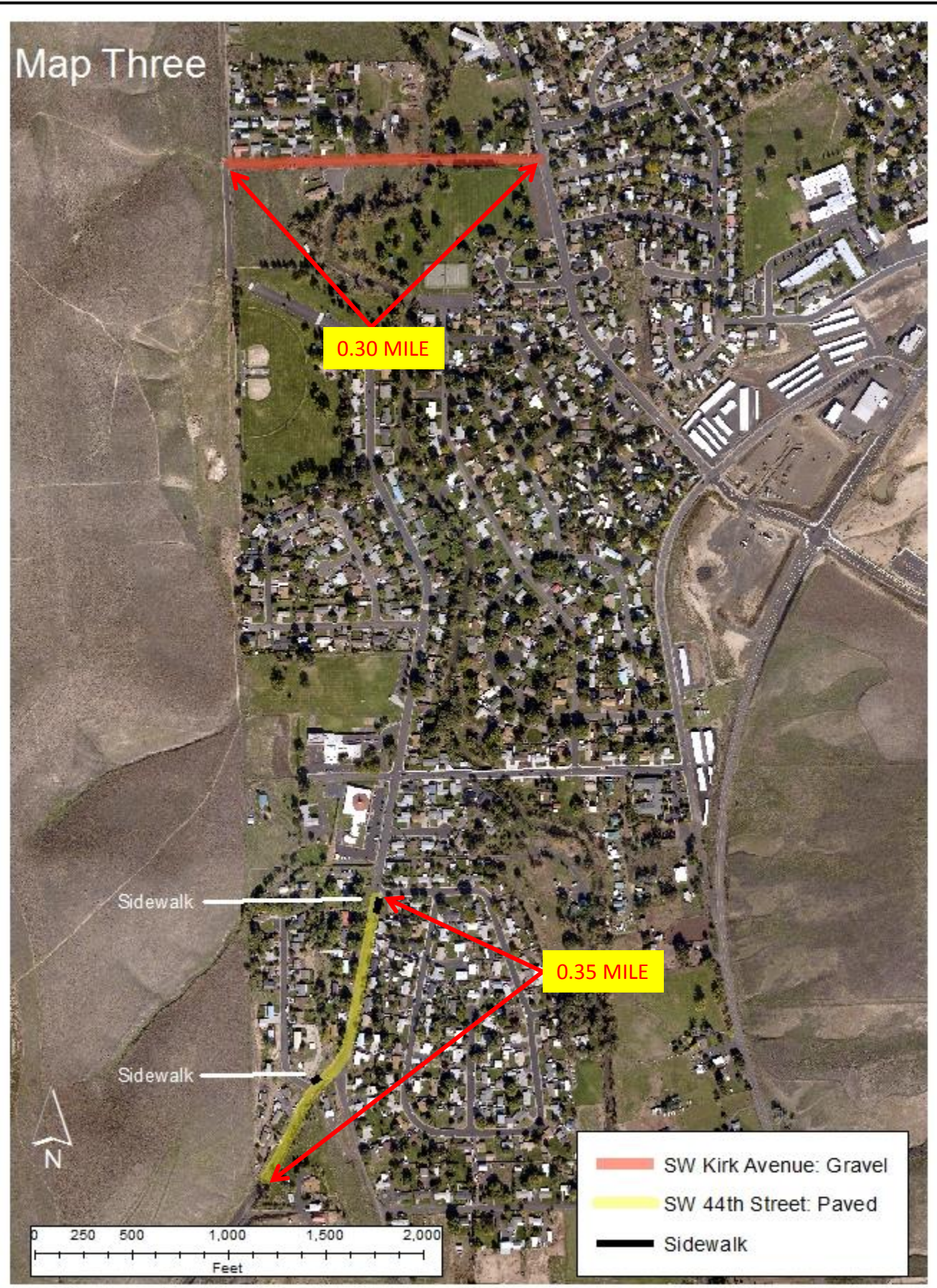
- Daniel Road: Gravel
- Stage Gulch Road: Gravel
- Stage Gulch Road: Paved
- Stage Gulch Reminant: Paved



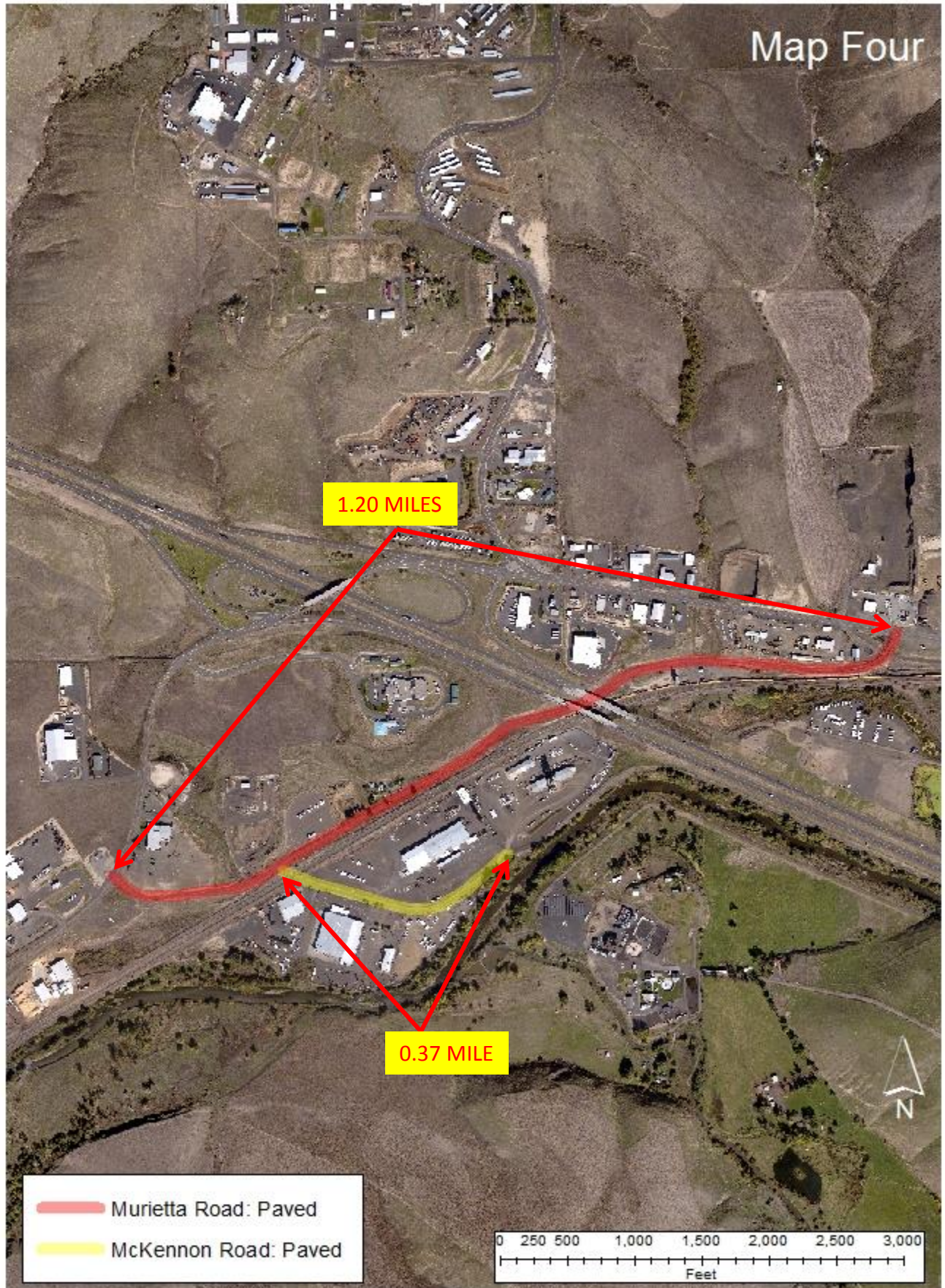
# Map Two



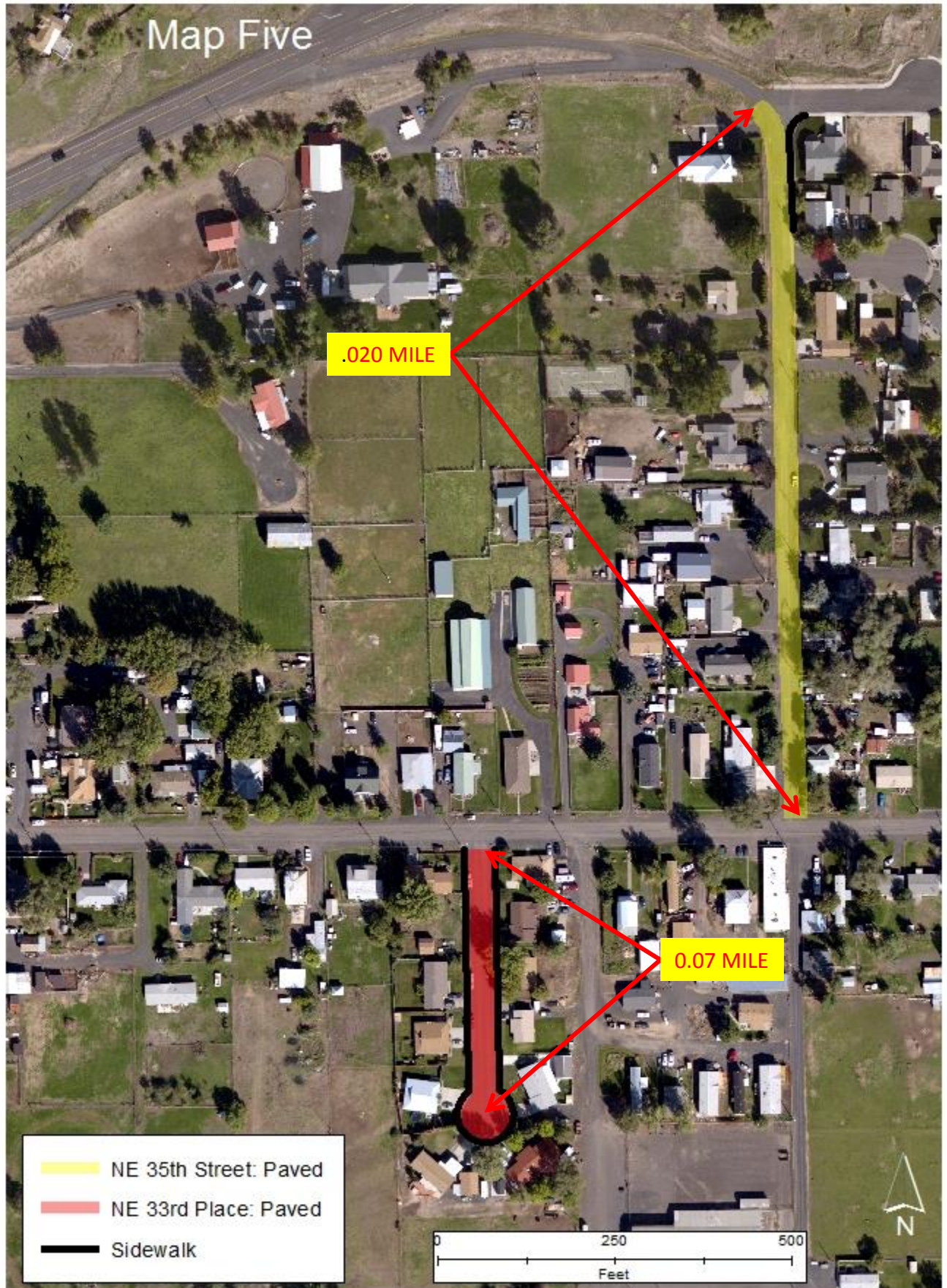
# Map Three



Map Four



# Map Five



# Map Six

ALREADY CITY

0.11 MILE

NW Johns Lane: Paved  
Sidewalk

