



# MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST

(Revised: 09/23/13)

## Board Clerk Use Only

Meeting Date: 1/28/16  
Agenda Item #: R.3  
Est. Start Time: 10:45 am  
Date Submitted: 1/3/16

**Agenda Title:** **RESOLUTION Authorizing Staff to Initiate Proceedings to Legalize a Portion of Historic Columbia River Highway, County Road Number 917**

*Note: Title should not be more than 2 lines but sufficient to describe the action requested. Title on APR must match title on Ordinance, Resolution, Order or Proclamation.*

## Requested

**Meeting Date:** January 28, 2016 **Time Needed:** 5 Minutes

**Department:** Community Services **Division:** Transportation

**Contact(s):** Patrick Hinds, Transportation

**Phone:** 503/988-5050 **Ext.** 83712 **I/O Address:** 425/208

## Presenter

**Name(s) & Title(s):** Patrick Hinds PLS, Right of Way Manager, Transportation; Matthew O. Ryan, Assistant County Attorney

## General Information

### 1. What action are you requesting from the Board?

The Transportation Division (Division) is requesting the County Board authorize staff to initiate road legalization proceedings pursuant to ORS Chapter 368 for a portion of Historic Columbia River Highway, County Rd. No. 917, (HCRH) located in the City of Troutdale, Oregon.

### 2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

Recently it was discovered that a portion of HCRH, at its intersection with Jackson Park Road in the City of Troutdale, was the subject of doubt as to the legal establishment of that portion of HCRH, because of apparent omissions or defects in the historical record. In addition, historically there were conflicting and ambiguous surveys of the road at this location, and that at least some of those surveys were likely defective leading to difficulty in determining the true location of the road. Nonetheless, HCRH at this intersection with Jackson Park Road has been used for road purposes and maintained by the County for at least the past 50 years.

ORS 368.201 – ORS 368.221 provide for proceedings to “legalize” a county road or a portion thereof, when conditions as set forth herein apply to the road in question. The legalization proceedings provide for notice to abutting property owners and the public and

for the County Board to determine whether the legalization of the road is in the public interest.

If the legalization of the road is approved by the Board, the road is established and exists as shown on the final order of the Board. The Transportation Division strongly believes the legalization of HCRH at the intersection with Jackson Park Road is very much in the public interest by preserving transportation connectivity and addressing an historical anomaly.

**3. Explain the fiscal impact (current year and ongoing).**

There is no ongoing fiscal impact associated with this road legalization. The area is currently being used for road purposes. Administrative costs associated with this legalization are estimated to be less than \$10,000.00.

**4. Explain any legal and/or policy issues involved.**

See the discussion in No. 2 above.

**5. Explain any citizen and/or other government participation that has or will take place.**

Notice will be provided in compliance with ORS 368.206 (1)(c). The City of Troutdale through its Transportation and Planning Programs has expressed support for this legalization proceeding. The Transportation Division will present this matter next before this Board in March for a final determination.

---

**Required Signature**

---

*Note: Please submit electronically. Insert names of your approvers followed by /s/ - we no longer use actual signatures. Please insert date approved.*

**Elected Official  
or Department**

**Director:** Kim Peoples /s/

**Date:** January 3, 2015