



MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST

(Revised: Feb. 2017)

Board Clerk Use Only

Meeting Date: 6/21/18
Agenda Item #: R.8
Est. Start Time: 10:20 a.m.
Date Submitted: 5/31/18

Agenda Title: **Vacating a Portion of a Public Road, Pursuant to ORS 368.326 to 368.366**

Requested Meeting: June 21, 2018 **Time Needed:** 5 minutes

Department: Community Services **Division:** Transportation

Contact(s): Riad Alharithi, Engineering Services Manager

Phone: 503/988-5050 **Ext.** 80181 **Email:** riad.alharithi@multco.us

Presenters: Riad Alharithi, Engineering Services Manager, Jed Tomkins, Senior Assistant County Attorney

General Information

1. What action are you requesting from the Board?

The Transportation Division requests that the Board approve the attached Resolution vacating a portion of an unnamed public road, situated in unincorporated N.W. Multnomah County based on a citizen petition as allowed under ORS Chapter 368.

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

The unnamed public road was created by a Dedication Deed, which was recorded August 26, 1955. This public way is 60 feet wide and approximately 2460 feet in length. The Petitioners own the westerly 1840 feet, and Weyerhaeuser owns the easterly 620 feet of property abutting this public road. This unimproved dead end road is only partially graded. The as-traveled roadway path wanders in and out of this roads legal right of way.

The petition contains the acknowledged signatures of owners of 100 percent of private property proposed to be vacated and acknowledged signatures of owners of 100 percent of property abutting public property proposed to be vacated.

The Transportation Division recommends that the County approve the vacation of the unnamed public road, as more particularly described in Exhibit 1 to the Resolution. A copy of the petition is attached to the Resolution as Exhibit 2.

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

There is no fiscal impact to Multnomah County. This public Right of Way is not maintained by Multnomah County, and no public money is spent on this road. All costs associated with this vacation request are the responsibility of the petitioner.

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

The County Engineer, as required by ORS 368.351(1), has reviewed the petition and finds that the portion of the public road to be vacated is no longer needed for public purposes. Further, the County Engineer has determined the vacation of the public road as set forth in the proposed resolution, is in the public interest. Because this petition receives 100% support from private and abutting property owners, this proposed vacation as noted above, and under the authority of ORS 368.351, the County may proceed to complete this vacation without additional notice and publication.

This Agenda Placement Request constitutes the written report to be filed with the County Board by the County Road Official under ORS 368.351(1).

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

This is a citizen-initiated petition.

The portion of the public road being vacated is located entirely within the County.

The proposed action is consistent with community involvement, development, and any applicable intergovernmental cooperation.

Required Signature

**Elected
Official or
Department
Director:**

Kim Peoples /s/

Date:

May 31, 2018