

**BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON**

**RESOLUTION NO. \_\_\_\_\_**

Authorizing a Right-of-Way Easement to the City of Portland.

**The Multnomah County Board of Commissioners Finds:**

- a. The Oregon Department of Transportation (ODOT) transferred jurisdiction of portions of State Highway 99, which includes a portion of SE Grand Avenue, to the City of Portland ("City") in 2003. Included within the transfer of the jurisdictional right of way area, was the area directly abutting the County-owned Multnomah Building. At that time, the County leased from ODOT a portion of the public right-of-way on SE Grand in which the Multnomah Building encroached into the public right-of-way ("encroachment area").
- b. Subsequently, the City constructed the extension of the Portland Streetcar Project ("Project") along SE Martin Luther King Blvd and SE Grand Avenue. Previously in 2010 and 2011, the County, pursuant to County/City Intergovernmental Agreement, (County Contract No.4600008288), had dedicated certain easements to the City in conjunction with the Project.
- c. The City seeks dedication from the County of certain additional right of way easements (relating to the Project) of County-owned property directly abutting the above identified City streets as more particularly described in Exhibit 1 attached hereto, captioned: "Right of Way Purposes Easement" ("new easement areas"). Final completion of the Project includes these dedications.
- d. The County is currently working with the City whereby the City will seek to vacate the encroachment area, resulting in County's unencumbered fee simple ownership of the encroachment area. In exchange for the City's vacation of the encroachment area, the County agrees to dedicate the new easement areas.

**The Multnomah County Board of Commissioners Resolves:**

1. The grant of the Right of Way Purposes Easement to the City of Portland for the real property described in Exhibit 1 is approved.
2. The Chair is authorized to execute on behalf of the County a Right Of Way Purposes Easement in substantial conformance with Exhibit 1.

**ADOPTED the 14th day of November 2013.**

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

\_\_\_\_\_  
Marissa Madrigal, Acting Chair

REVIEWED:  
JENNY M. MADKOUR, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

By \_\_\_\_\_  
Courtney Lords, Assistant County Attorney

SUBMITTED BY:  
Sherry Swackhamer, Interim Director, Dept. of County Management