



Deschutes County Board of Commissioners  
1300 NW Wall St., Suite 200, Bend, OR 97701-1960  
(541) 388-6570 - Fax (541) 385-3202 - [www.deschutes.org](http://www.deschutes.org)

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## **AGENDA REQUEST & STAFF REPORT**

**For Board Business Meeting of June 29, 2016**

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*Please see directions for completing this document on the next page.*

**DATE:** June 21, 2016

**FROM:** George Kolb, County Engineer                      Road Department                      322-7113

**TITLE OF AGENDA ITEM:**

Consideration of Signature of Order 2016-032, surrendering portions of SW Canal Boulevard and SW 39<sup>th</sup> Street to the City of Redmond

**PUBLIC HEARING ON THIS DATE?** NO.

**BACKGROUND AND POLICY IMPLICATIONS:**

Due to Redmond City Limit Annexation, portions of SW Canal Boulevard and SW 39th Street now lie within the Redmond City limits and the County has been requested to surrender these portions of SW Canal Boulevard and 39th Street to the City of Redmond per Resolution No. 2016-17. Per this Order, these streets will be surrendered to the City of Redmond effective 12:00 AM, July 14, 2016.

**FISCAL IMPLICATIONS:**

The City of Redmond will be responsible for all maintenance and planning duties for these sections of SW Canal Boulevard and SW 39th Street and they will be removed from the counties maintenance responsibility

**RECOMMENDATION & ACTION REQUESTED:**

The Road Department recommends signature of Order No. 2016-032

**ATTENDANCE:** George Kolb, County Engineer

**DISTRIBUTION OF DOCUMENTS:**

Copy to Sheila Odle (ext. 7148) at the Road Department and a copy to Kelly Morse, City Recorder, 716 SW Evergreen Ave., Redmond, OR 97756 after recording.

REVIEWED  
LEGAL COUNSEL



For Recording Stamp Only

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF DESCHUTES COUNTY, OREGON

An Order Surrendering portions of SW Canal \*  
Boulevard and SW 39<sup>th</sup> Street to the City of \*  
Redmond, Oregon Pursuant to ORS 373.270. \*

ORDER NO. 2016-032

WHEREAS, by Resolution 2016-17, the City of Redmond has requested surrender of jurisdiction of portions of SW Canal Boulevard and SW 39<sup>th</sup> Street located within the Redmond city limits as set forth in Exhibit "1" attached hereto and by this reference incorporated herein, and

WHEREAS, the Board of County Commissioners finds that it is in the public interest to surrender jurisdiction and accept the request set forth in Resolution No. 2016-17 dated the 14<sup>th</sup> day of June, 2016 of the City of Redmond; now, therefore,

THE BOARD OF COUNTY COMMISSIONERS OF DESCHUTES COUNTY, OREGON, HEREBY ORDERS as follows:

Section 1. That effective as of 12:00 AM, July 14, 2016, the Board of County Commissioners hereby surrenders jurisdiction of portions of SW Canal Boulevard and SW 39 Street in Resolution No. 2016-17 of the City of Redmond; attached hereto as Exhibit "1", to the City of Redmond.

Section 2. From and after 12:00 AM, July 14, 2016, the roads listed in Exhibit "A" shall be City of Redmond streets.

DATED this \_\_\_\_ day of \_\_\_\_\_, 2016.

BOARD OF COUNTY COMMISSIONERS  
OF DESCHUTES COUNTY, OREGON

\_\_\_\_\_  
ALAN UNGER, CHAIR

ATTEST:

\_\_\_\_\_  
TAMMY BANEY, VICE CHAIR

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

\_\_\_\_\_  
ANTHONY DEBONE, COMMISSIONER

EXHIBIT "1"

CITY OF REDMOND  
RESOLUTION NO. 2016-17

**A RESOLUTION OF THE CITY OF REDMOND REQUESTING THE TRANSFER OF CERTAIN COUNTY RIGHTS-OF-WAY FROM DESCHUTES COUNTY.**

**WHEREAS**, the City Council has agreed to take jurisdiction of certain County roads within the City limits; and

**WHEREAS**, on March 8, 2016 the City Council approved Resolution 2016-08 transferring certain County roads to the City of Redmond; and

**WHEREAS**, the County has requested that the City take jurisdiction of additional County roads that were not included in Resolution 2016-08; and

**WHEREAS**, pursuant to ORS 373.270(6), the City Council wishes to initiate transfer of such jurisdiction to the City.

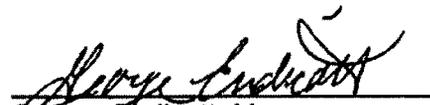
**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF REDMOND, OREGON, AS FOLLOWS:**

**SECTION 1:** That the City hereby requests that Deschutes County surrender jurisdiction to the City of Redmond of certain County rights-of-way described in Exhibits A and B for SW Canal Boulevard and Exhibits C and D for SW 39<sup>th</sup> Street attached hereto as of 12:00 a.m., July 14, 2016.

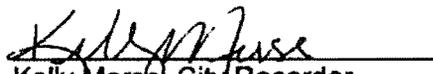
**SECTION 2:** That the jurisdiction of Deschutes County over the rights-of-way described in Section 1 hereof, and for the right-of-way improvements, construction, and repair shall cease upon transfer of the property to the City of Redmond.

**SECTION 3:** This resolution shall be effective June 14, 2016.

**ADOPTED** by the City Council and **SIGNED** by the Mayor this 14<sup>th</sup> day of June, 2016.

  
George Lindicott, Mayor

ATTEST:

  
Kelly Morse, City Recorder

**Exhibit "A"**

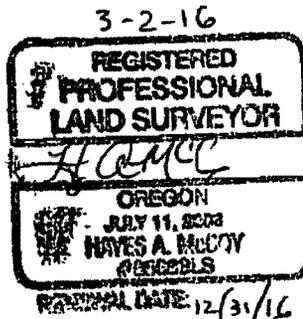
**Right-of-Way Annexation**

**SW Canal Boulevard**

Located in the Southeast One-Quarter of the Southeast One-Quarter of Section 30, Township 15 South, Range 13 East, Willamette Meridian, Deschutes County, Oregon, being more particularly described as follows:

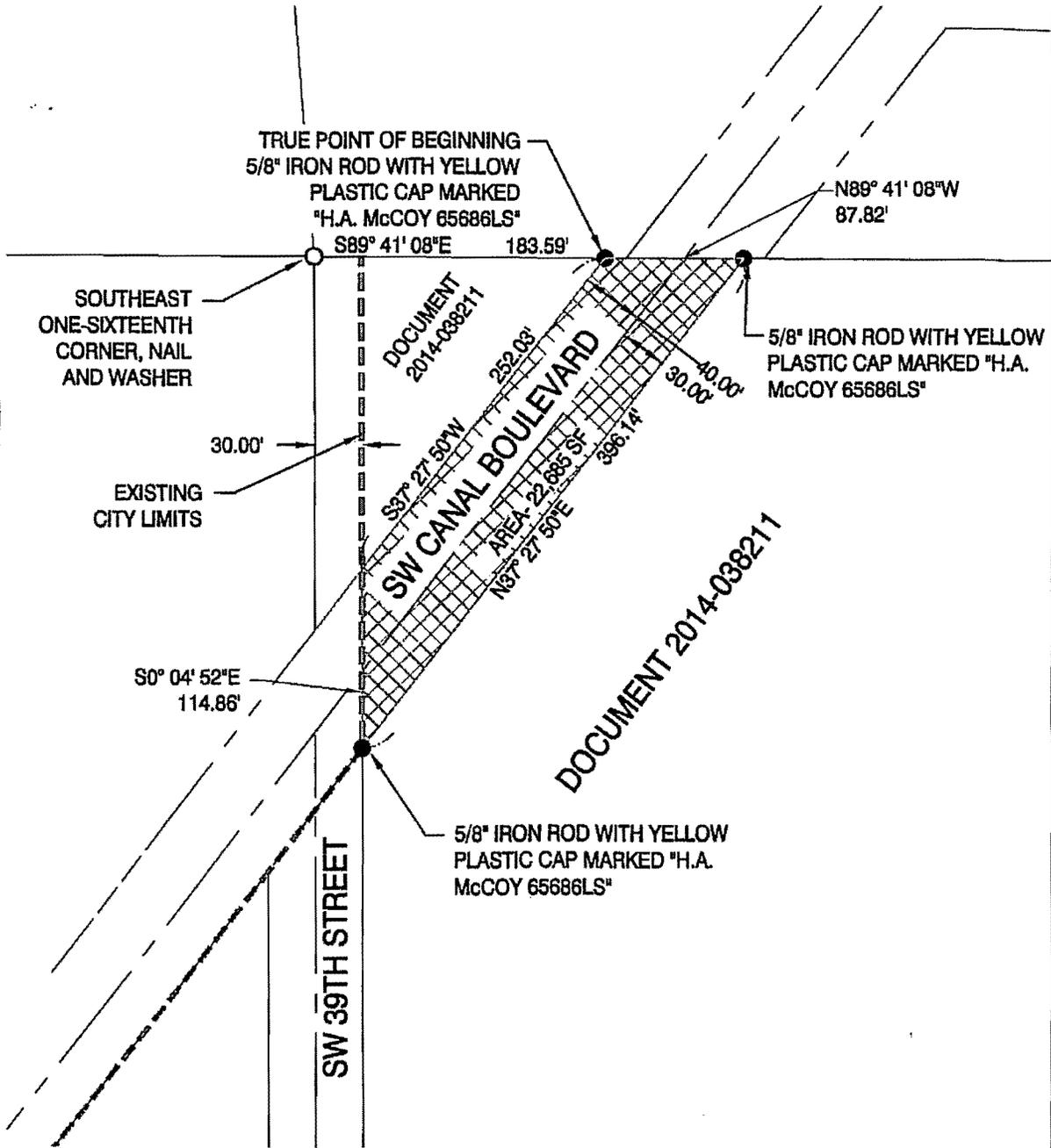
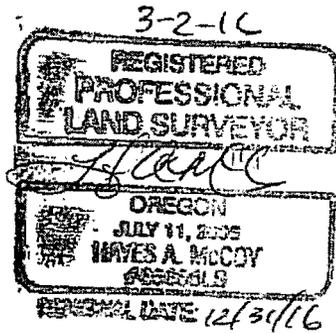
Beginning at the Southeast One-Sixteenth Corner of said Section 30, being a nail and washer; thence along the North line of the property described in Document 2014-038211 Deschutes County Official Records, S89°41'08"E 183.59 feet to a 5/8" iron rod with a yellow plastic cap marked "H.A. McCOY 65686LS", also being the TRUE POINT OF BEGINNING; thence leaving said North line along a line that is parallel and 40 feet Northwesterly from the centerline of SW Canal Boulevard S37°27'50"W 252.03 feet; thence leaving said parallel line, S0°04'52"E 114.86 feet to a 5/8" iron rod with a yellow plastic cap marked "H.A. McCOY 65686LS"; thence along a line that is parallel and 30 feet Southeasterly from the centerline of SW Canal Boulevard, N37°27'50"E 396.14 feet a 5/8" iron rod with a yellow plastic cap marked "H.A. McCOY 65686LS"; thence leaving said parallel line, along the North line of the property described in Document 2014-038211, Deschutes County Official Records N89°41'08"W 87.82 feet to the said POINT OF BEGINNING.

The above described land contains 22,685 square feet, more or less. The Basis of Bearings is per CS 19063 Deschutes County Survey Records.



# EXHIBIT "B"

RIGHT-OF-WAY ANNEXATION  
 LOCATED IN THE SOUTHEAST ONE-QUARTER,  
 OF THE SOUTHEAST ONE-QUARTER OF  
 SECTION 30, TOWNSHIP 15 SOUTH, RANGE 13  
 EAST, WILLAMETTE MERIDIAN, DESCHUTES  
 COUNTY, OREGON



H.A. MCCOY ENGINEERING  
 & SURVEYING, LLC  
 1180 SW LAKE RD., SUTIE 201  
 REDMOND, OR 97756  
 (541)923-7554

EXHIBIT "C"

Right-of-Way Annexation

SW 39<sup>th</sup> Street

Located in the Southeast One-Quarter of the Southeast One-Quarter and the Southwest One-Quarter of the Southeast One-Quarter of Section 30, Township 15 South, Range 13 East, Willamette Meridian, Deschutes County, Oregon, being more particularly described as follows:

Beginning at the Southeast one-Sixteenth Corner of said Section 30, being monumented with a nail and washer; thence South 00°04'52" East along the West line of said Southeast One-quarter of the Southeast One-quarter, 354.99 feet to a point that is 30.00 feet Southeasterly of when measured perpendicular to the centerline of SW Canal Boulevard and the **TRUE POINT OF BEGINNING**; thence North 37°27'52" East along a line that is 30.00 feet Southeasterly of and parallel with said centerline, 49.23 feet to a 5/8" iron rebar with a yellow plastic cap marked "H.A. McCoy 65686LS"; thence leaving said Southerly Right-of-Way line South 00°04'52" East along a line that is parallel with and 30.00 feet Easterly the West line of said Southeast One-quarter of the Southeast One-quarter, 1038.77 feet to a point that bears South 00°04'52" East from a 5/8" iron rebar with a yellow plastic cap marked "H.A. McCoy 65686LS" on the North line of the property described in Document 2007-57410, Deschutes County Official Records; thence South 89°47'03" West along said North line 60.00 feet; thence leaving said North line, North 00°04'52" West along a line that is parallel with and 30.00 feet Westerly of the West line of said Southeast One-quarter of the Southeast One-quarter, 960.84 feet to the said Southerly Right-of-Way line; thence North 37°27'50" East along said Southerly Right-of-Way line 49.23 feet to the **TRUE POINT OF BEGINNING**;

The above described land contains 59,988 square feet, more or less. The Basis of Bearings is per CS 19063 Deschutes County Survey Records.

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

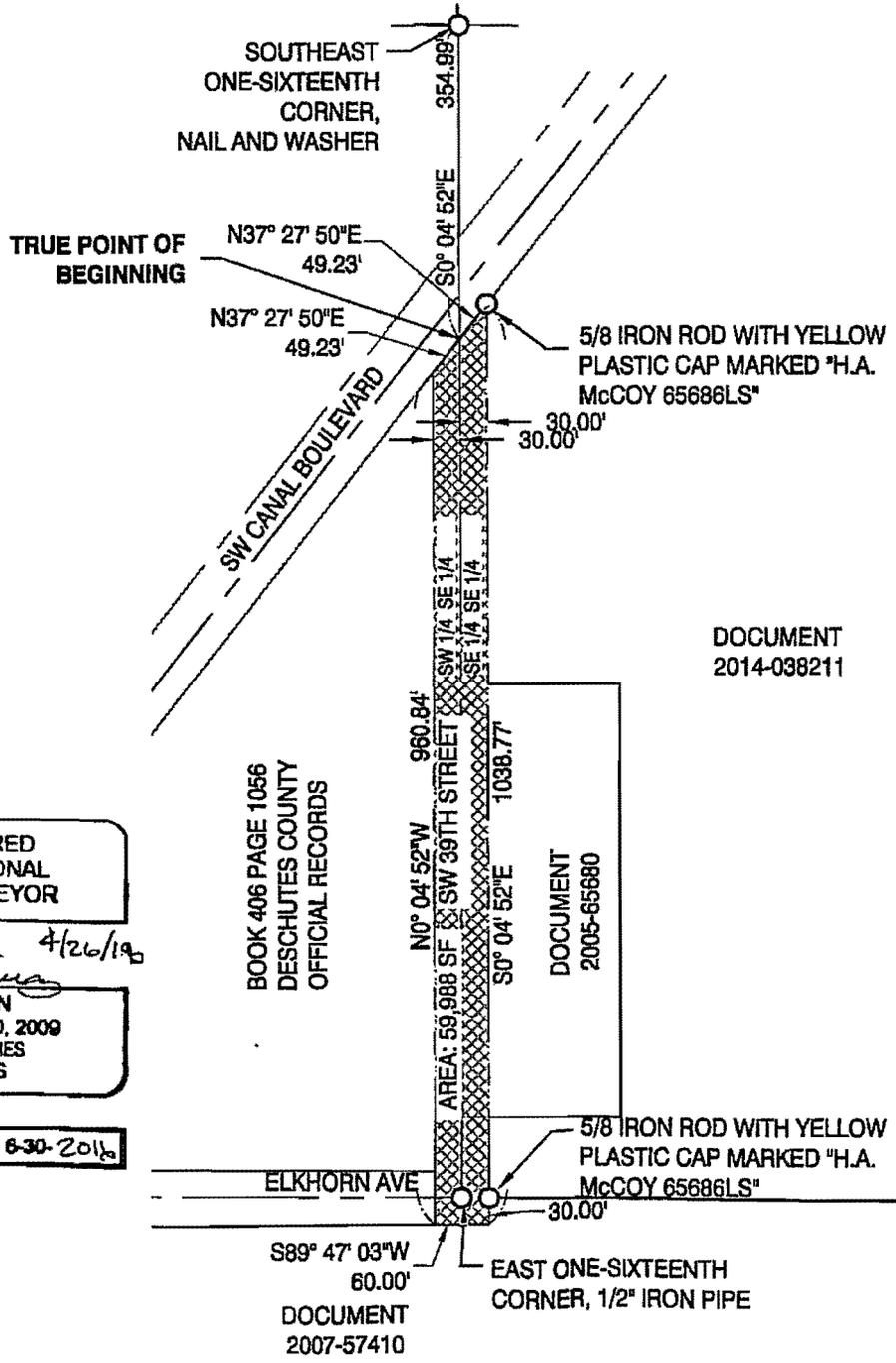
*Jason L. Simes* *Healy*

OREGON  
NOVEMBER 10, 2009  
JASON L. SIMES  
83256PLS

EXPIRATION DATE: 6-30-2016

# EXHIBIT "D"

RIGHT-OF-WAY ANNEXATION  
 LOCATED IN THE SOUTHEAST ONE-QUARTER  
 OF THE SOUTHEAST ONE-QUARTER AND THE  
 SOUTHWEST ONE-QUARTER OF THE  
 SOUTHWEST ONE-QUARTER OF SECTION 30,  
 TOWNSHIP 15 SOUTH, RANGE 13 EAST,  
 WILLAMETTE MERIDIAN, DESCHUTES  
 COUNTY, OREGON



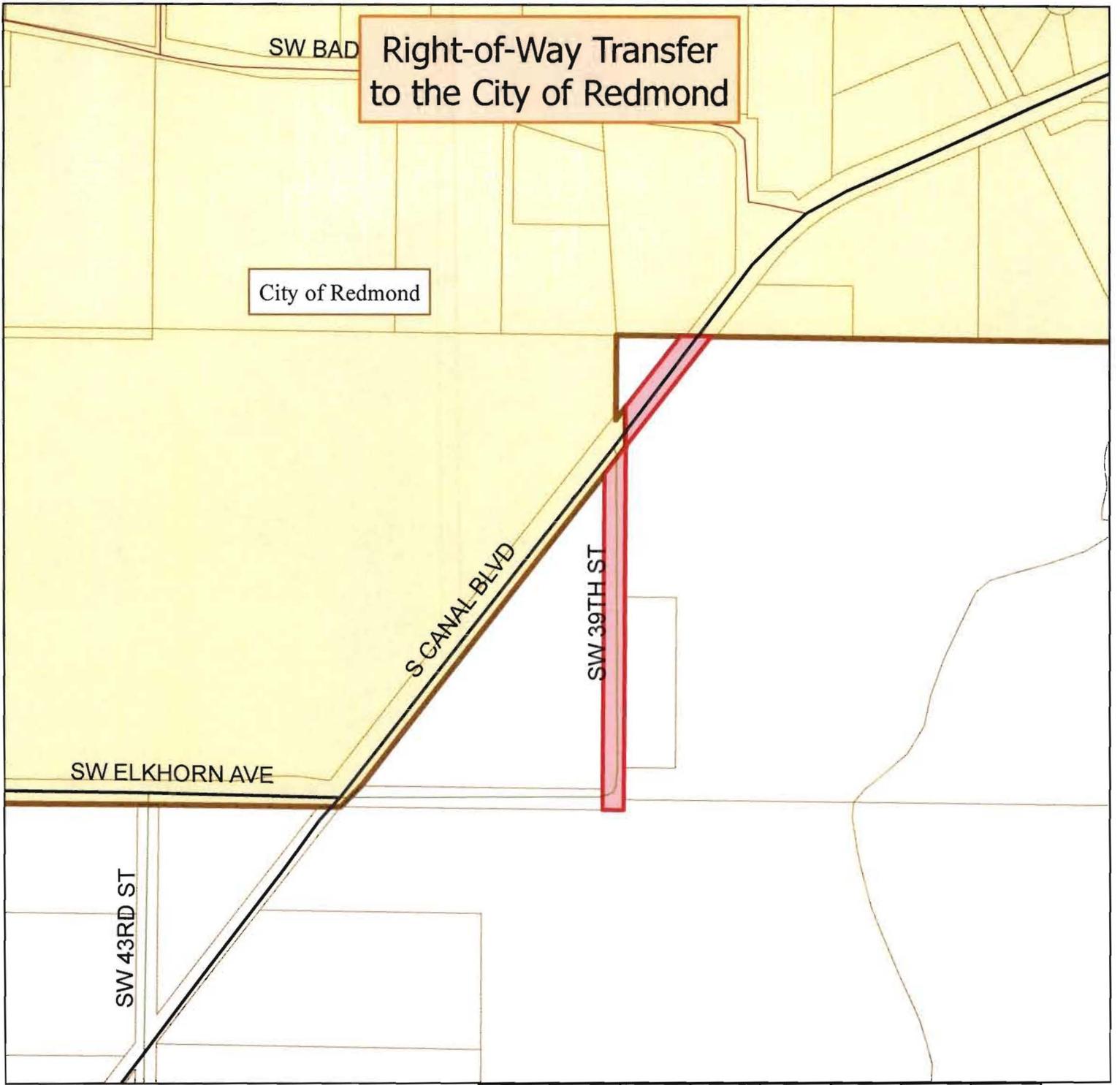
REGISTERED  
 PROFESSIONAL  
 LAND SURVEYOR

*Jason L. Simes* 4/26/19  
 OREGON  
 NOVEMBER 10, 2009  
 JASON L. SIMES  
 83256PLS

EXPIRATION DATE: 6-30-2019

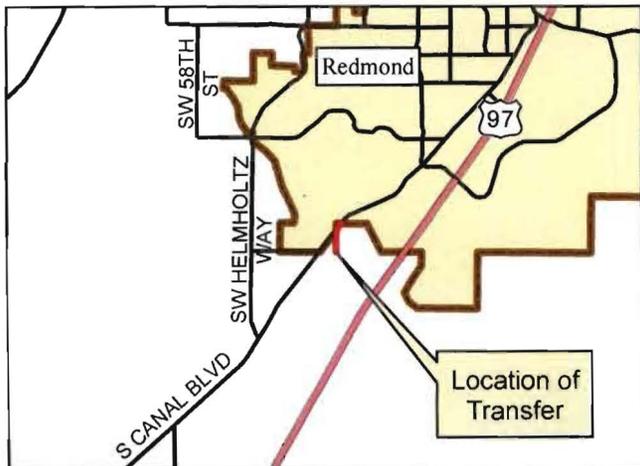
BOOK 406 PAGE 1056  
 DESCHUTES COUNTY  
 OFFICIAL RECORDS

H.A. McCOY ENGINEERING  
 & SURVEYING, LLC  
 1180 SW LAKE RD., SUITE 201  
 REDMOND, OR 97756  
 (541)923-7554



Locator Map

0 400 800 1,200 1,600 Feet



Printed: June 20, 2016

**Legend**

-  Right of Way
-  Taxlots
-  City Limits



The information on this map was derived from digital databases on Deschutes County's G.I.S. Care was taken in the creation of this map, but it is provided "as is". Deschutes County cannot accept any responsibility for errors, omissions, or positional accuracy in the digital data or the underlying records. There are no warranties, express or implied, including the warranty of merchantability or fitness for a particular purpose, accompanying this product. However, notification of any errors will be appreciated.



John Anderson, GIS Analyst  
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 Address: 61150 SE 27th St  
 Bend, OR 97702

**Road Department**



**CITY OF REDMOND**  
City Hall

716 SW Evergreen Ave  
Redmond OR 97756  
(541) 923-7710  
Fax (541) 548-0706  
www.ci.redmond.or.us

June 17, 2016

Deschutes County Board of Commissioners  
1300 NW Wall Street  
Bend, OR 97701

Dear Commissioners,

In the summer of 1998, the City of Redmond and Deschutes County entered into an Urban Area Growth Boundary Management Agreement. Part of that Agreement was for the City to request transfer of road jurisdiction when areas were annexed.

Attached is a copy of Redmond Resolution #2016-17 which the Redmond City Council approved on June 14, 2016. The resolution corrects original Redmond Resolution #2016-08 which contained an error in the road description. In addition and at the request of Deschutes County, Redmond Resolution #2016-17 also contains an additional portion of County road which was not previous included nor part of the original annexation. We would like to formally request that Deschutes County surrender jurisdiction of certain rights-of-way to the City of Redmond in conjunction with this annexation. The right-of-way description can be found in Exhibits A-D of the Resolution.

If I can be of any assistance to you or answer any questions, please call me at (541) 923-7751.

Thank you,

Kelly Morse  
City Recorder

Enclosure

CC: George Kolb, Deschutes County Road Department

