

# ORDINANCE No. 183428

\*Designate seven parcels of City-owned property located along N Interstate Ave in the Rose Quarter area as public street right-of-way and assign to the Bureau of Transportation. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The City of Portland, Bureau of Transportation, owns property along North Interstate Avenue in the Rose Quarter area. One parcel was acquired from Union Pacific Railroad Company in 1990 and the remaining parcels were acquired from the Oregon Department of Transportation in 1993 for the improvement of North Interstate Avenue.
2. The properties are currently developed with transportation improvements but were never officially designated as right-of-way and still show as fee-owned parcels with the Multnomah County Assessor's Office.
3. Street improvements are in the public interest and are consistent with the City's policies; therefore, the following described properties should be designated and assigned as public street right-of-way.
4. There is no cost involved in the transfer of these properties to public street right-of-way.

NOW, THEREFORE, the Council directs:

- a. That the following described City properties are hereby designated and assigned as public street right-of-way:

**1N1E34AB 600:** A parcel of land located in the northeast quarter of Section 34, T1N, R1E, W.M., City of Portland, County of Multnomah, State of Oregon, more particularly described as Parcels XXVI and XXVIII in Book 2708, Page 302, recorded on June 17, 1993, Multnomah County Deed Records, and more particularly described as follows:

Parcel XXVI: All of Lots 1, 2, 3 and 4, Block 1, and all of Block 2, Sarah Shaver's Addition, in the City of Portland, County of Multnomah and State of Oregon, except that portion of Lot 5 in Block 2 conveyed to the City of Portland for street purposes by deed recorded February 5, 1924, Book 942, Page 473, and except those portions of said Block 1 lying westerly of the east line as established in the Deeds recorded August 10, 1959, in Book 1068, Page 543 and recorded December 8, 1965, in Book 437, Page 163.

Parcel XXVIII: All of Block 14, Elizabeth Irvings Addition to the City of Portland, in the City of Portland, County of Multnomah and State of Oregon, excepting therefrom the parcel described in the Deed recorded December 8, 1965, Book 437, Page 163.

**1N1E34AB 1500:** A parcel of land located in the northeast quarter of Section 34, T1N, R1E, W.M., City of Portland, County of Multnomah, State of Oregon, more particularly described as Parcel XVII in Book 2708, Page 302, recorded on June 17, 1993, Multnomah County Deed Records, and more particularly described as follows:

Parcel XVII: All of Block 5, McMillen's Addition to East Portland, in the City of Portland, County of Multnomah and State of Oregon, excepting therefrom that portion of Lot 1 conveyed in the Deed recorded December 30, 1958, Book 1934, Page 538.

**1N1E34AB 1600:** A parcel of land located in the northeast quarter of Section 34, T1N, R1E, W.M., City of Portland, County of Multnomah, State of Oregon, more particularly described as Parcel XVI in Book 2708, Page 302, recorded on June 17, 1993, Multnomah County Deed Records, and more particularly described as follows:

Parcel XVI: All of Block 53, in Holladay's Addition to East Portland, in the City of Portland, County of Multnomah and State of Oregon, together with that portion that would attach by reason of vacation in Ordinance No. 13092, excepting therefrom that portion described as Parcel VIII herein.

**1N1E34AB 1800 and 1N1E34AB 1900:** A parcel of land located in the northeast quarter of Section 34, T1N, R1E, W.M., City of Portland, County of Multnomah, State of Oregon, more particularly described as Parcel XV in Book 2708, Page 302, recorded on June 17, 1993, Multnomah County Deed Records, and more particularly described as follows:

Parcel XV: All of Lots 3, 4, 5, 6, 7 and 8, of Block 52, of Holladay's Addition to East Portland, in the City of Portland, County of Multnomah, State of Oregon, excepting therefrom that portion described as Parcels VI, VII and XXIX herein.

**1N1E34AC 1300:** A parcel of land located in the northeast quarter of Section 34, T1N, R1E, W.M., City of Portland, County of Multnomah, State of Oregon, more particularly described as Parcel XIV in Book 2708, Page 302, recorded on June 17, 1993, Multnomah County Deed Records, and more particularly described as follows:

Parcel XIV: Lots 1 through 8, inclusive, Block 37, Wheeler's Addition to East Portland, in the City of Portland, County of Multnomah and State of Oregon.

**1N1E34AD 1500:** A parcel of land located in the northeast quarter of Section 34, T1N, R1E, W.M., City of Portland, County of Multnomah, State of Oregon, more particularly described as Parcel XIII in Book 2708, Page 302, recorded on June 17, 1993, Multnomah County Deed Records, and more particularly described as follows:

Parcel XIII: All of Lots 1, 2, 3, 4, 7 and 8 of Block 38, of Wheeler's Addition to East Portland, in the City of Portland, County of Multnomah and State of Oregon, excepting therefrom that portion described as Parcels IV and V herein.

**1N1E34AD 600:** A parcel of land located in the northeast quarter of Section 34, T1N, R1E, W.M., City of Portland, County of Multnomah, State of Oregon, more particularly described in Book 2305, Page 976, recorded on May 25, 1990, Multnomah County Deed Records, and more particularly described as follows:

All those portions of Lots 2, 5, 6, 7 and 8, Block 18, Wheeler's Addition to East Portland, in Multnomah County, Oregon, more particularly described as follows: Beginning at the southwest corner of Lot 8, Block 18, Sheeler's Addition to East Portland; thence along the west line of said Lot 8, N 1°46'2" E, basis of bearing, 20.00 feet; thence S 54°32'32" E, 36.06 feet to a point in the south line of said Lot 8, that is 70.00 feet from the southeast corner of said Lot 8, thence S 36°53'32" E, 64.03 feet to a point in the south line of Lot 7, said Block 18, that is 30.00 feet from the southeast corner of said Lot 7; thence S 3°56'36" E, 50.25 feet to a point in the south line of Lot 6, said Block 18, that is 25.00 feet from the southeast corner of said Lot 6; thence S 7°28'40" W, 50.25 feet to a point in the south line of said Block 18, that is 30.00 feet from the southeast corner of said block; thence N 88°13'58" W, along said south line, 10.77 feet to a point; thence N 30°47'29" W, 31.57 feet; thence continuing N 30°47'29" W, 42.13 feet; thence N 22°38'47" W, 55.15 feet; thence N 29°47'28" W, 44.20 feet to a point in the south line of Lot 1, said Block 18; thence S 88°13'58" E along said south line, 26.36 feet to the Point of Beginning.

- b. That the Auditor shall return a certified copy of this Ordinance to the Right-of-Way Acquisition Section, Bureau of Transportation Engineering and Development, for recording in the Multnomah County Deed Records. Right-of-Way Acquisition shall return a copy of the recorded Ordinance to the Auditor.

Section 2. The Council declares that an emergency exists because a delay in designating and assigning the property as public right-of-way might result in confusion in the public records; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council, JAN 06 2010

Mayor Sam Adams  
Prepared by: Linda Birth:slg  
Date Prepared: November 13, 2009

**LaVonne Griffin-Valade**

Auditor of the City of Portland

By

  
Deputy

Agenda No.  
**ORDINANCE NO.**  
 Title

183428

\*Designate seven parcels of City-owned property located along North Interstate Avenue in the Rose Quarter area as public street right-of-way and assign to the Bureau of Transportation. (Ordinance)

<b>INTRODUCED BY</b> Commissioner/Auditor: <b>MAYOR SAM ADAMS</b>	CLERK USE: DATE FILED <u>DEC 30 2009</u>
<b>COMMISSIONER APPROVAL</b> Mayor—Finance and Administration - Adams <i>[Signature]</i> Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Leonard	LaVonne Griffin-Valade Auditor of the City of Portland  By: <i>[Signature]</i> Deputy  <b>ACTION TAKEN:</b>
<b>BUREAU APPROVAL</b> Bureau: Bureau of Transportation Group Manager: Greg Jones Development & Capital Program Other: <i>[Signature]</i> Financial Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required <input type="checkbox"/> Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Council Meeting Date <b>January 6, 2010</b> <b>City Attorney Approval</b>	

<b>AGENDA</b> <b>TIME CERTAIN</b> <input type="checkbox"/> Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion) <b>CONSENT</b> <input checked="" type="checkbox"/> <b>REGULAR</b> <input type="checkbox"/> Total amount of time needed: _____ (for presentation, testimony and discussion)
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FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Leonard	4. Leonard	✓	
Adams	Adams	✓	