

ORDINANCE NO: 176254

- * Authorize acceptance of a donation of property from the Arthur Spada and Mary B. Spada Trust to the City for use as trail and open space (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The Arthur Spada and Mary B. Spada Trust, owners, wish to donate property, amounting to 6.0923 acres, to the City of Portland ("City") within the Columbia South Shore Slough Trail Master Plan to be maintained as trail and open space.
2. The property conveyed is described as a Tract of Land in the Southwest one-quarter of Section 19, and in the Southeast one-quarter of Section 20, T1NR3E, W.M. in the City of Portland, Multnomah County, Oregon. Said Tract of Land being all of Tract "A" of Partition Plat No.2001-147 and a portion of Parcel 3 of Partition Plan No.2001-147, and further described in Exhibit A, attached to this Ordinance ("Property").
3. The property is located west of NE 185th and east of NE Airport Way off of Marine Drive and provides a valuable natural habitat and a trail link for the Columbia Slough Trail.
4. Portland Parks and Recreation ("Parks") has determined that significant water quality, wildlife habitat and passive recreation benefits will occur as a result of the City's acceptance and management of these properties and that this is in the public interest and for the general benefit and use of the people of the City of Portland.
5. Transfer of the properties to the City is consistent with long range Park goals.
6. The Director of Parks estimates that the on-going maintenance cost will be \$7,200 per year. This O & M cost is not now included in the Parks 2001-02 budget, but sufficient ongoing funding capacity is already available within the five-year O & M set aside in the General Fund forecast.

NOW, THEREFORE, The Council directs:

- a. The Commissioner of Public Utilities is authorized to execute closing documents and all other necessary documents, once approved as to form by the City Attorney, accepting the Property described in Exhibits A;
- b. The Commissioner of Public Utilities is hereby authorized to pay any required closing costs.
- c. The Director of Parks is directed to add the Properties to the City's natural area park inventory; and,
- d. In accepting responsibility for this natural area, the Council acknowledges the

need to fund the on-going maintenance costs estimated at \$7,200 per year, and directs the Bureau of Financial Planning to transfer this ongoing funding allocation from the General Fund O & M Set Aside to the Parks Target budget beginning in FY 2002-03.

Section 2. The Council declares that an emergency exists because waiting would unnecessarily delay donation of the Properties and adversely affect the donors; therefore, this ordinance shall be in full force and effect after its passage by Council.

Passed by the Council, FEB 13 2002

Commissioner Francesconi
Janet Wright
January 14, 2002

GARY BLACKMER
Auditor of the City of Portland
By /S/ Susan Parsons
Deputy

BACKING SHEET INFORMATION

AGENDA NO. 145-2002

ORDINANCE/RESOLUTION/COUNCIL DOCUMENT NO. 176254

COMMISSIONERS VOTED AS FOLLOWS:		
	YEAS	NAYS
FRANCESCONI	X	
HALES	X	
SALTZMAN	X	
STEN	X	
KATZ	X	