

ORDINANCE NO. 151628

An Ordinance accepting a street deed granted by Washington County for the opening of SW 69th Avenue between SW Multnomah Blvd. and SW Railroad Avenue, accepting two conditions to the dedication appearing on said deed, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. Washington County, a political subdivision of the State of Oregon, has offered to dedicate to the City of Portland a right of way 50 feet in width for the opening of SW 69th Avenue extending between SW Multnomah Blvd. and SW Railroad Avenue.
2. The dedication is being offered subject to two conditions, one being that the roadway shall remain under jurisdiction of Washington County and that the City of Portland shall incur no cost as a result of the dedication, and the other condition being that upon acceptance of the dedication by the City, jurisdiction of the roadway shall be considered transferred to Washington County.
3. The opening of SW 69th Avenue is recommended by the City Traffic Engineer and Fire Marshal, and such dedication subject to the conditions appearing on the deed should now be accepted.

NOW, THEREFORE, the Council directs:

- a. That the following described property is accepted for public street purposes:

That portion of that tract of land in Section 24, T1S, R1W, W.M., Washington County, Oregon, conveyed to Washington County by deed recorded in Book 322, Page 7, Washington County Deed Records, lying west of a line which is parallel with and 50.0 feet easterly from, when measured at right angles to, the east line of that tract conveyed to Garden Home Community Cannery Association by deed recorded in Book 372, Page 727, Washington County Deed Records. Except those portions thereof lying within "Owens Sub-division" and within the right of way of County Road No. 1761.

- b. That the acceptance of said property for public street purposes is under the following conditions:
 - (1) Acceptance of said dedication by the City of Portland shall constitute agreement, pursuant to ORS 373.260, that the above described roadway shall remain under the jurisdiction of Washington County, and that said City of Portland shall incur no cost as a result of said agreement; and

ORDINANCE No.

- (2) Jurisdiction over said roadway shall be considered transferred to Washington County when this dedication deed is recorded in Washington County Deed Records.

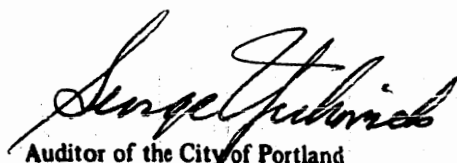
Section 2. The Auditor shall record a certified copy of this ordinance and shall re-record the Dedication Deed previously recorded on August 26, 1980 (Washington County Document #80-029628) in the Washington County, Oregon deed records.

Section 3. The Council declares an emergency exists, because there should be no delay in accepting a street dedication which also transfers jurisdiction over roadway improvements to Washington County, Oregon; therefore, this ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, **MAY 27 1981**

Commissioner Mike Lindberg
Carl Short/sg
5/4/81

Attest:


Auditor of the City of Portland

THE COMMISSIONERS VOTED AS FOLLOWS:		
	Yeas	Nays
JORDAN		
LINDBERG	/	
SCHWAB	/	
STRACHAN	/	
IVANCIE	/	

FOUR-FIFTHS CALENDAR	
JORDAN	
LINDBERG	
SCHWAB	
STRACHAN	
IVANCIE	

Calendar No. 1652

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Title

An Ordinance accepting a street deed granted by Washington County for the opening of SW 69th Avenue between SW Multnomah Blvd. and SW Railroad Avenue, accepting two conditions to the dedication appearing on said deed, and declaring an emergency.

Filed MAY 21 1981

GEORGE YERKOVICH
Auditor of the CITY OF PORTLAND

By *[Signature]* Deputy

INTRODUCED BY
COMMISSIONER MIKE LINDBERG

NOTED BY THE COMMISSIONER
Affairs
Finance and Administration
Safety
Utilities
Works <i>ML/ms</i>

BUREAU APPROVAL
Bureau: Street & Structural Engineering
Prepared By: <i>CS</i> Date: 5/4/81
Budget Impact Review: <input type="checkbox"/> Completed <input checked="" type="checkbox"/> Not required
Bureau Head: <i>R.O. Schmidt</i> R.O. Schmidt, Chief

CALENDAR
Consent <input checked="" type="checkbox"/> Regular <input type="checkbox"/>

NOTED BY
City Attorney <i>[Signature]</i>
City Auditor
City Engineer APPROVED: John M. Lang, P.E.
BY: <i>R.O. Schmidt</i>