

ORDINANCE No. 185271

*Designate portions of seven parcels of City property owned in fee title located between SE 108th Ave and SE 112th Ave south of SE Foster Rd as public right-of-way and name them SE Cooper St and assign them to the Bureau of Transportation, and name an existing parcel of public right-of-way located between SE 110th Ave and SE 112th Ave south of SE Foster Rd as SE Cooper St (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The City of Portland owns fee title to seven parcels of vacant land currently controlled by the Bureau of Environmental Services (BES) and located between SE 108th Avenue and SE 112th Avenue south of SE Foster Road. These parcels are referenced as follows: 1S2E22BA 3302, 1S2E22BA 3301, 1S2E22BA 3200, 1S2E22BA 3201, 1S2E22BA 2200, 1S2E22BA 1000 and 1S2E22BA 1300.
2. The properties were acquired from various private property owners for construction of the East Lents Floodplain Restoration Project, which has been designed to limit nuisance flooding from Johnson Creek on SE Foster Road in the vicinity of SE 111th Avenue.
3. Construction of the project will eliminate existing legal street access and utility services for a number of privately-owned residential properties along the southern boundary of the project area.
4. To reestablish legal street access and utility services, a new section of street will be constructed with street improvements and utilities.
5. At the request of the City Engineer, the newly designated public right-of-way for the new street will be named SE Cooper Street.
6. There is also a portion of the new street area that was previously dedicated as public right-of-way in Document No. 2011-026019, Multnomah County Deed Records. At the request of the City Engineer, this street section will also be named SE Cooper Street.
7. Designating and assigning and naming the properties is in the public interest and consistent with City policy, Title 17, Chapter 17.92 and TRN 10.25.
8. There is minimal cost for staff time for transfer of these properties to public right-of-way and naming the new street, likely not to exceed \$1,000. Funds are available in the Sewer System Operating Fund, FY 2011-2012 Budget, Bureau of Environmental Services, Project No. E08464.

NOW, THEREFORE, the Council directs:

- a. That the portions of City-owned property described on Exhibits A-1, A-2 and A-3 and depicted on Exhibits B-1, B-2 and B-3 attached hereto are hereby designated as public right-of-way and assigned to the Bureau of Transportation.
- b. That the portions of City-owned property described on Exhibits A-1, A-2 and A-3 and depicted on Exhibits B-1, B-2 and B-3 attached hereto are hereby named SE Cooper Street.
- c. That the section of street previously dedicated as public right-of-way in Document No. 2011-026019, Multnomah County Deed Records, as described in Exhibit A-4 and depicted on Exhibits B-2 and B-3 attached hereto is hereby named SE Cooper Street.
- d. That the Auditor shall return a certified copy of this Ordinance to the Right-of-Way Acquisition Section, Bureau of Transportation, for recording in the Multnomah County Deed Records. Right-of-Way Acquisition shall return the recorded Ordinance to the Auditor and retain a copy for its records in Right-of-Way File No. 7160.

Section 2. The Council declares that an emergency exists because the public utilities constructed to serve the private property owners are not currently within the public right-of-way, which is inconsistent with City policy; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council,

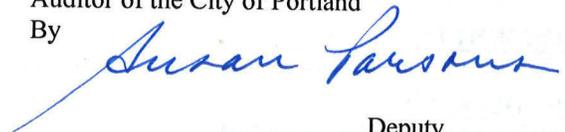
APR 25 2012

Mayor Sam Adams
Prepared by: John Deyo:slg
Date Prepared: March 26, 2012
R/W #7160

LAVONNE GRIFFIN-VALADE

Auditor of the City of Portland

By



Deputy

Agenda No. **ORDINANCE NO. 185271**

Title

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<p>INTRODUCED BY Commissioner/Auditor: MAYOR SAM ADAMS <i>W. Williams on behalf of Mayor of Adams</i> COMMISSIONER APPROVAL</p> <p>Mayor—Finance and Administration - Adams</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Leonard</p> <p>BUREAU APPROVAL Bureau: Bureau of Transportation Group Manager: Greg Jones Development & Capital Program Other: Prepared by: John Deyo:slg <i>John R. Deyo</i> Date Prepared: March 26, 2012</p> <p>Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required <input type="checkbox"/></p> <p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p> <p>Council Meeting Date April 25, 2012</p> <p>City Attorney Approval</p>	<p>CLERK USE: DATE FILED <u>APR 20 2012</u></p> <p><i>LaVonne Griffin-Valade</i> LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: <i>[Signature]</i> Deputy</p> <p>ACTION TAKEN:</p>
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AGENDA
TIME CERTAIN <input type="checkbox"/> Start time: _____
Total amount of time needed: _____ (for presentation, testimony and discussion)
CONSENT <input checked="" type="checkbox"/>
REGULAR <input type="checkbox"/> Total amount of time needed: _____ (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
	YEAS	NAYS
1. Fritz	✓	
2. Fish	✓	
3. Saltzman	✓	
4. Leonard	✓	
Adams	_____	_____