BEFORE THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY, OREGON

ORDER NO.: 19-02-05-06

IN THE MATTER OF THE ESTABLISHMENT OF A SECTION OF SPRINGFIELD-CRESWELL HWY (OR 222), COMMONLY KNOWN AS PARKWAY ROAD, AS COUNTY ROAD NO. 2281, LOCATED IN SECTIONS 14, 15, 22, 27, AND 34, TOWNSHIP 18 SOUTH, RANGE 2 WEST OF THE WILLAMETTE MERIDIAN.

(18-02-14, 15, 22, 27, & 34)

WHEREAS, ORS 190.110, 366.572 and 366.576 allows the State to enter into cooperative agreements with counties, cities, and units of local governments for the performance of work on certain types of improvement projects with the allocation of costs on terms and conditions mutually agreeable to the contracting parties; and

WHEREAS, by the authority granted in Oregon Revised Statute (ORS) 366.395, State may relinquish title to any of its property not needed by it for highway purposes to any other governmental body or political subdivision within the State of Oregon, subject to such restrictions, if any, imposed by deed or other legal instrument or otherwise imposed by State; and

WHEREAS, under the provisions of ORS 366.290(3) with the written consent of the county in which a particular highway or part hereof is located, the State may, when in its opinion the interest of the State will be best served, eliminate from the state highway system any bridge, road, or highway or part thereof. Thereafter the bridge, road, or highway or part thereof eliminated shall become a county road, highway, or bridge, and the construction, repair, maintenance or improvement, and jurisdiction over such highway shall be exclusively under the county in which such road, highway or bridge is located.

WHEREAS, the Board approved Jurisdictional Transfer Agreement No. 829, hereinafter referred to as “Agreement”, between the Oregon Department of Transportation (ODOT) and Lane County on July 24th, 2018, pursuant to Order No. 18-07-24-05, formally transferring jurisdiction for all of ODOT’s interest in Springfield-Creswell Hwy (OR 222), commonly known as Parkway Road to Lane County; and

WHEREAS, said Agreement was fully executed by both parties on September 26th, 2018; and

WHEREAS, the portion of Parkway Road to be transferred is described in Exhibit “A” of this Order; and

WHEREAS, under ORS 368.106, Parkway Road needs to be established as county road right of way; and

WHEREAS, Lane County Transportation Engineering has examined the road and recommends it be classified as a Rural Major Collector; and

Page 1 of 2
WHEREAS, the Board of County Commissioners is satisfied that Parkway Road will be of public utility and benefit.

NOW, THEREFORE, the Board of County Commissioners of Lane County ORDERS as follows:

1. Parkway Road is hereby established as described in the legal description marked Exhibit “A”, which is attached and made a part of this Order.

2. In support of this action, the Board of County Commissioners adopts the report of the Director of Public Works as set forth in Exhibit “B”, which is attached and made part of this Order.

3. That Parkway Road is classified as a Rural Major Collector.

4. This Order be filed with the County Clerk and entered into the records of the Lane County Board of Commissioners Journal of Administration and into the County Road Files administered by the Lane County Department of Public Works and the Lane County Surveyor; and that this Order is final and operates to establish the road as County Road No. 2281, also known as Parkway Road.

ADOPTED this 5th day of February, 2019

Pete Sorenson, Chair
Lane County Board of Commissioners
EXHIBIT “A”

PARKWAY ROAD
DESCRIPTION

All the right of way boundaries of the existing Springfield-Creswell Highway No. 222 and the relocated Springfield-Creswell Highway No. 222 beginning at the Westerly right of way of the Jasper-Lowell County Road at approximately mile point 5.11; thence Southerly to the end of Part 1 at the Northerly right of way of the relocated Willamette Highway No. 18 at approximate mile point 8.00.

AND ALSO those frontage roads known as Jasper Park Frontage Road and Pleasant Hill Frontage Road.
IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY, OREGON

DIRECTOR’S REPORT IN THE MATTER OF THE ESTABLISHMENT OF A SECTION OF SPRINGFIELD-CRESWELL HWY (OR 222), COMMONLY KNOWN AS PARKWAY ROAD, AS COUNTY ROAD NO. 2281, LOCATED IN SECTIONS 14, 15, 22, 27, AND 34, TOWNSHIP 18 SOUTH, RANGE 2 WEST OF THE WILLAMETTE MERIDIAN.
(18-02-14, 15, 22, 27 & 34)

Staff from Lane County Engineering and Construction Services and the Oregon Department of Transportation (ODOT) have caused to be executed Jurisdictional Transfer Agreement No. 829, hereinafter referred to as “Agreement”, formally transferring ODOT’s interest in the Springfield-Creswell Hwy (OR 222), commonly known as Parkway Road, to Lane County as described in Exhibit “A” to the Order. The Board, pursuant to Order No. 18-07-24-05, approved the terms of the Agreement and authorized the County Administrator to execute the agreement on July 24th, 2018.

The section of Parkway Road being transferred to Lane County is approximately 2.89 miles in length and includes two frontage roads known as Jasper Park Frontage Road and Pleasant Hill Frontage Road. This section of roadway lies between Jasper-Lowell Road and Willamette Highway No. 18 (Highway 58) in the Pleasant Hill area, as depicted on Attachment A. The right of way width of Parkway Road varies depending on location.

Lane County Transportation Engineering has examined the road and has recommended that it be classified a Rural Major Collector.

Lane County and ODOT staff have agreed to a phased payment of $30,000,000 in state funds to be paid by the State for future costs of preservation, improvements, and maintenance of Springfield-Creswell Highway (Parkway Road) and other roads currently being negotiated to be transferred. The Agreement was fully executed by both parties on September 26th, 2018, and the first installment of $5,000,000 is scheduled to be paid into the Road Fund in Fiscal Year (FY) 2019.

Once formally accepted as a County Road, Lane County will be liable for future maintenance of the road with the exception of the maintenance of certain bridges, which will not be maintained by Lane County until they are upgraded by the State pursuant to the terms set forth in Jurisdictional Transfer Agreement No. 829.

By the authority granted in Oregon Revised Statute (ORS) 366.395, State may relinquish title to any of its property not needed by it for highway purposes to any other governmental body or political subdivision within the State of Oregon, subject to such restrictions, if any, imposed by deed or other legal instrument or otherwise imposed by State.

By the authority granted in ORS 190.110, 366.572 and 366.576, State may enter into cooperative agreements with counties, cities, and units of local governments for the performance of work on certain types of improvement projects with the allocation of costs on terms and conditions mutually agreeable to the contracting parties.
Under the provisions of ORS 366.290(3) with the written consent of the county in which a particular highway or part hereof is located, the State may, when in its opinion the interest of the State will be best served, eliminate from the state highway system any bridge, road, or highway or part thereof. Thereafter the bridge, road, or highway or part thereof eliminated shall become a county road, highway, or bridge, and the construction, repair, maintenance or improvement, and jurisdiction over such highway shall be exclusively under the county in which such road, highway or bridge is located.

An Order to legally establish this road has been prepared in accordance with ORS 368.106. The legal description of the alignment is marked Exhibit "A" and is attached to the Order of Establishment.

The public interest will be served, as the road provides a safe, convenient route through the area. If the Order is approved it will establish the road as County Road No. 2281 and will allow it to be included as part of the Lane County Road Maintenance System. It is therefore recommended that the Order of Establishment be approved and that it be filed with the County Clerk’s Office and entered in the Commissioners’ Journal of Administration. It is also recommended the Final Order be entered into the legal County Road files administered by the Department of Public Works and County Surveyor for public record.

DATED this 22nd day of January, 2019.

Dan M. Hurley, Director
Department of Public Works