

**BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON**

**RESOLUTION NO. 2021-093**

Public Hearing and Vacating Public Roads N.E. 238th Connector and N.E. 242nd Connector, Pursuant to ORS 368.346(2).

**The Multnomah County Board of Commissioners Finds:**

- a. On August 6, 2020, this Board, by Resolution No. 2020-068, declared its intent to vacate a portion of N.E. 242<sup>nd</sup> Connector (County Road No. 5007), and N.E. 238<sup>th</sup> Connector (County Road No. 5008), which are more particularly described in the attached Exhibits A and A-1. This Board also directed the County Engineer to prepare and file a report in accordance with ORS 368.346(1).
- b. This Board has received the County Engineer's written report which found the proposed vacation of the public right of way area described in the attached Exhibits A and A-1 to be in the public interest and recommended that this vacation be approved.
- c. On September 23, 2021, this Board, by Resolution No. 2021-073, set December 16, 2021 as the date for the Public Hearing regarding this proposed vacation.
- d. Notice of the public hearing has been provided in compliance with ORS 368.346(3).
- e. The purpose of this hearing is to allow for the filing and presentation of information by the public regarding this proposed vacation of the above mentioned public roads.
- f. After considering information filed and presented at the public hearing, the County Board shall make a determination whether the vacation is in the public interest, and whether to grant or deny the vacation of the above mentioned public roads.
- f. If the County Board determines it is in the public interest to grant the vacation, the portion of public right of way described in Exhibits A and A-1 will remain subject to the rights of any existing utility that has improvements located within this right of way.

**The Multnomah County Board of Commissioners Resolves:**

1. Upon holding a public hearing and considering all matters presented, the County Board hereby declares vacating portions of N.E. 242<sup>nd</sup> Connector, County Rd. No. 5007, and N.E. 238<sup>th</sup> Connector, County Rd. No. 5008, as more particularly described in Exhibits A and A-1 as being within the public's interest.
2. The portions of N.E. 242<sup>nd</sup> Connector, County Rd. No. 5007 and N.E. 238<sup>th</sup> Connector, County Rd. No. 5008 described in the attached Exhibits A and A-1 are hereby vacated, subject to the rights of any existing utility that have improvements situated within the right of way being vacated.

3. The Transportation Division of the Department of Community Services will record and file this Resolution in accordance with ORS 368.356(3).

4. Upon recording and filing of this Resolution, the County Surveyor will mark the plat, if applicable, as provided under ORS 271.230, and title in the underlying property shall vest as provided under ORS 368.366.

**ADOPTED this 16<sup>th</sup> day of December, 2021.**

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON



*Deborah Kafoury*

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Deborah Kafoury, Chair

REVIEWED:  
JENNY M. MADKOUR, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

By *Courtney Lords*  
Courtney Lords, Senior Assistant County Attorney

SUBMITTED BY: Jamie Waltz, Director, Department of Community Services

## EXHIBIT A

NE 242<sup>nd</sup> Connector  
County Road No. 5007  
Item No. 2021-04

Reynolds School Dist. No. 7

### ROAD PURPOSE EASEMENT VACATION

A portion of NE 242<sup>nd</sup> Connector (County Road No. 5007), as described in that Deed of Dedication, recorded as Document Number 95-97068, Multnomah County Deed Records and as shown on attached Exhibit B, located in the Northwest One-Quarter of Section 35, Township 1 North, Range 3 East, of the Willamette Meridian, City of Troutdale, Multnomah County, Oregon, said portion of said NE 242<sup>nd</sup> Connector being bounded by the following described lines:

#### North Limit Line

**Bounded on the north by the following courses and distances:**

**Beginning** at the most northerly Northeast corner of Lot 7, Plat of Edgefield District, Multnomah County Plat Records;

Thence S88°58'28"W, along the north line of said Lot 7 and the westerly extension thereof, 131.61 feet to a point on the centerline of said NE 242<sup>nd</sup> Connector;

Thence S27°23'42"W, along said centerline, 177.00 feet to the intersection of the easterly extension of the westerly north line of said Lot 7;

Thence N87°40'04"W, along the said westerly north line, 110.39 feet to the westerly line of that Perpetual easement for the Construction and Maintenance of slope, utility, sidewalk and drainage facilities described in that Deed recorded as Document Number 95-97069, Multnomah County deed records and the **Terminus Point** of said line.

#### South Limit Line

**Bounded on the south by the following courses and distances:**

**Beginning** at a point 95.50 feet right of Engineers Centerline Station 10+31.00 as established in that Survey recorded as Survey Number 66739, Multnomah County Survey Records;

Thence S21°20'07"E, 309.85 feet to a point on the easterly right of way line of that Deed of Dedication recorded as Document Number 95-97068, Multnomah County Deed Records and the Beginning of a 2697.63 foot radius non tangent curve to the right having a central angle of 3°48'57";

Thence along said easterly right of way line and said non tangent curve (the long chord of which bears N17°16'35"E, 179.63') 179.66 feet to the most easterly Southeast corner of said Lot 7;

Thence N57°17'46"E, along the south line of said Lot 7, 90.68 feet to the easterly line of that Perpetual easement for the Construction and Maintenance of slope, utility, sidewalk and drainage facilities

described in that Deed recorded as Document Number 95-97069, Multnomah County deed records and the **Terminus Point** of said line.

The parcel of land to which this description applies contains 1.83 acres more or less.

**CONSTRUCTION AND MAINTENANCE OF SLOPE, UTILITY, SIDEWALK AND DRAINAGE FACILITIES EASEMENT VACATION**

A portion of that Perpetual easement for the Construction and Maintenance of slope, utility, sidewalk and drainage facilities described in that Deed of Dedication recorded as Document Number 95-97069, Multnomah County deed records and as shown on attached Exhibit B, located in the Northwest One-Quarter of Section 35, Township 1 North, Range 3 East, of the Willamette Meridian, City of Troutdale, Multnomah County, Oregon, and being a portion of Lot 7, Plat of "Edgefield District", Multnomah County Plat Records, said portion being all of said easement in said Lot 7 lying south of the following described line:

**Beginning** at the most northerly Northeast corner of Lot 7, Plat of Edgefield District, Multnomah County Plat Records;

Thence S88°58'28"W, along the north line of said Lot 7 and the westerly extension thereof, 131.61 feet to a point on the centerline of said NE 242<sup>nd</sup> Connector;

Thence S27°23'42"W, along said centerline, 177.00 feet to the intersection of the easterly extension of the westerly north line of said Lot 7;

Thence N87°40'04"W, along the said westerly north line, 110.39 feet to the westerly line of that Perpetual easement for the Construction and Maintenance of slope, utility, sidewalk and drainage facilities described in that Deed of Dedication recorded as Document Number 95-97069, Multnomah County deed records and the **Terminus Point** of said line.

The parcel of land to which this description applies contains 1.88 acres more or less.

This legal description along with the basis of bearings thereof, was prepared based on that Survey recorded as Survey Number 66739, Multnomah County Survey Records.



# EXHIBIT B

PAGE 1 OF 2

POINT OF BEGINNING  
NORTH LIMIT LINE  
MOST NORTHERLY  
NORTHEAST CORNER LOT 7

S88°58'28"W 131.61'

EDGEFIELD DISTRICT  
LOT 2

N87°40'04"W  
110.39'

177.00'  
S27°23'42"W

LOT 7

NE 238TH  
CONNECTOR  
(CO. RD. NO. 5008)

EDGEFIELD DISTRICT  
LOT 7

NE 242ND CONNECTOR  
(CO. RD. NO. 5007)

LOT 7

PARCEL 2  
PARTITION PLAT  
1996-1



MATCH PAGE 2 OF 2




SCALE: 1" = 100'

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

*[Handwritten signature]* 6/1/21

OREGON  
JANUARY 20, 1998  
BRIAN K. HENSON  
2855

EXPIRES: 6-30-2021

 ROAD PURPOSE EASEMENT TO BE VACATED  
DOCUMENT NO. 95-97088 & 95-97070

 SLOPE, UTILITY, AND SIDEWALK AND DRAINAGE  
FACILITIES EASEMENT TO BE VACATED  
DOCUMENT NO. 95-97089

 SLOPE, UTILITY, AND SIDEWALK AND DRAINAGE  
FACILITIES EASEMENT TO BE VACATED  
DOCUMENT NO. 95-97074



DEPARTMENT OF COMMUNITY SERVICES  
COUNTY SURVEYOR'S OFFICE  
1600 S.E. 190TH AVE.,  
PORTLAND, OR. 97233-5910

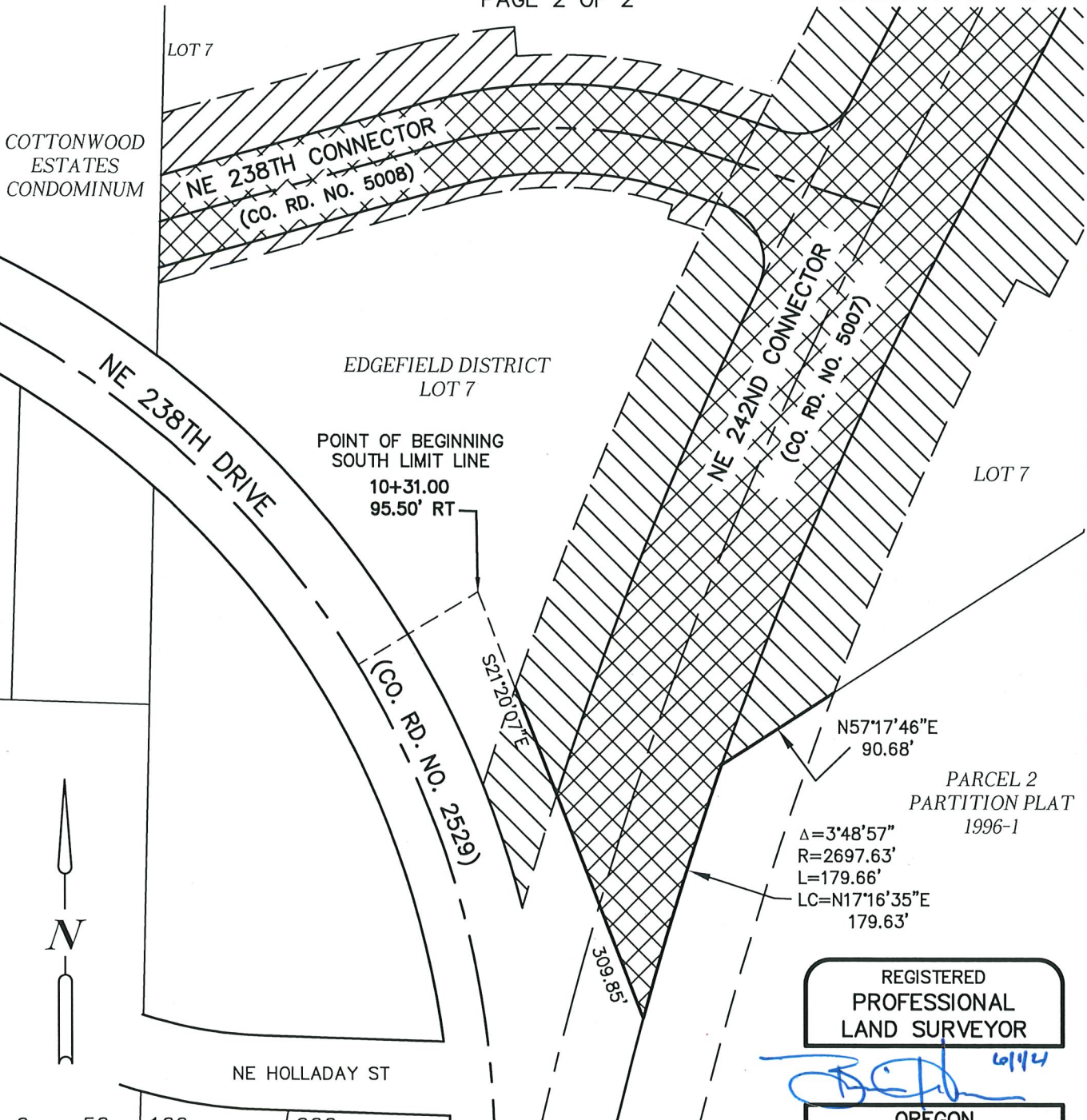
JAMES S. CLAYTON PLS COUNTY SURVEYOR

NE 238TH DRIVE ROAD PROJECT  
ITEM NO. 2021-04




# EXHIBIT B

PAGE 2 OF 2

MATCH PAGE 1 OF 2



SCALE: 1" = 100'

-  ROAD PURPOSE EASEMENT TO BE VACATED  
DOCUMENT NO. 95-97068 & 95-97070
-  SLOPE, UTILITY, AND SIDEWALK AND DRAINAGE  
FACILITIES EASEMENT TO BE VACATED  
DOCUMENT NO. 95-97069
-  SLOPE, UTILITY, AND SIDEWALK AND DRAINAGE  
FACILITIES EASEMENT TO BE VACATED  
DOCUMENT NO. 95-97074

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

*BKH* 6/14

OREGON  
JANUARY 20, 1998  
BRIAN K. HENSON  
2855

EXPIRES: 6-30-2021



JAMES S. CLAYTON PLS COUNTY SURVEYOR  
NE 238TH DRIVE ROAD PROJECT  
ITEM NO. 2021-04

DEPARTMENT OF COMMUNITY SERVICES  
COUNTY SURVEYOR'S OFFICE  
1600 S.E. 190TH AVE.,  
PORTLAND, OR. 97233-5910

# EXHIBIT A-1

NE 238th Connector  
County Road No. 5008  
Item No. 2021-04

Reynolds School Dist. No. 7

## ROAD PURPOSE EASEMENT VACATION

All of that Road Purpose Easement described in that Deed of Dedication, recorded as Document Number 95-97070, Multnomah County Deed Records and as shown on attached Exhibit B-1, located in the Northwest One-Quarter of Section 35, Township 1 North, Range 3 East, of the Willamette Meridian, City of Troutdale, Multnomah County, Oregon,

The parcel of land to which this description applies contains 0.64 acres more or less.

This legal description along with the basis of bearings thereof, was prepared based on that Survey recorded as Survey Number 66739, Multnomah County Survey Records.

## CONSTRUCTION AND MAINTENANCE OF SLOPE, UTILITY, SIDEWALK AND DRAINAGE FACILITIES EASEMENT VACATION

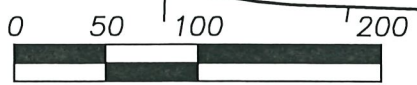
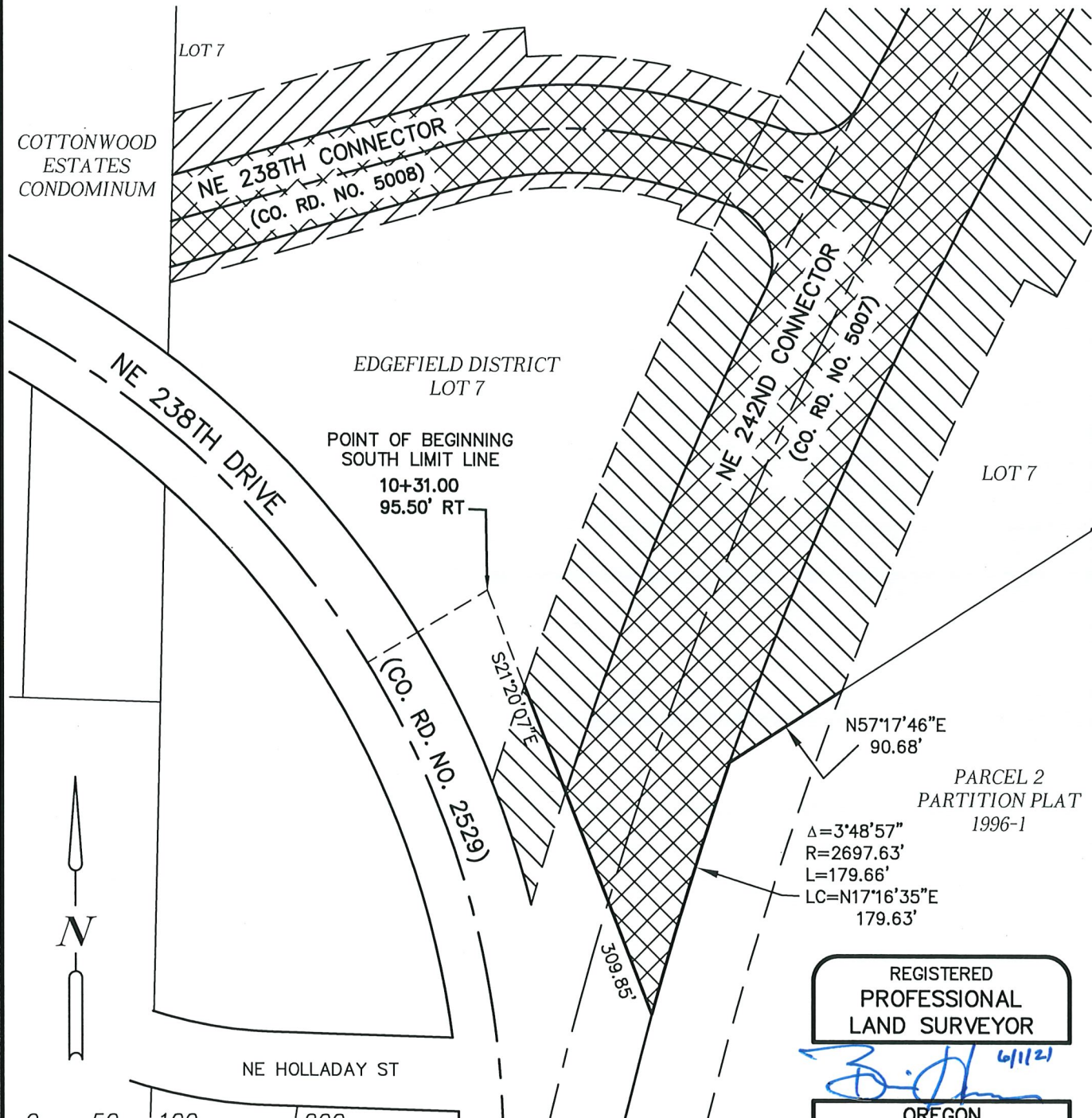
All of that Perpetual easement for the Construction and Maintenance of slope, utility, sidewalk and drainage facilities described in that Deed of Dedication recorded as Document Number 95-97074, Multnomah County deed records and as shown on attached Exhibit B-1, located in the Northwest One-Quarter of Section 35, Township 1 North, Range 3 East, of the Willamette Meridian, City of Troutdale, Multnomah County, Oregon, located in a portion of Lot 7, Plat of "Edgefield District", Multnomah County Plat Records.

The parcel of land to which this description applies contains 0.43 acres more or less.




This legal description along with the basis of bearings thereof, was prepared based on that Survey recorded as Survey Number 66739, Multnomah County Survey Records.



# EXHIBIT B-1



SCALE: 1" = 100'

-  ROAD PURPOSE EASEMENT TO BE VACATED  
DOCUMENT NO. 95-97068 & 95-97070
-  SLOPE, UTILITY, AND SIDEWALK AND DRAINAGE  
FACILITIES EASEMENT TO BE VACATED  
DOCUMENT NO. 95-97089
-  SLOPE, UTILITY, AND SIDEWALK AND DRAINAGE  
FACILITIES EASEMENT TO BE VACATED  
DOCUMENT NO. 95-97074

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

*Brian K. Henson* 6/11/21

OREGON  
JANUARY 20, 1998  
BRIAN K. HENSON  
2855

EXPIRES: 6-30-2021



JAMES S. CLAYTON PLS COUNTY SURVEYOR

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