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

#### **RESOLUTION NO. 2020-087**

Scheduling a Public Hearing and Directing Notice Thereof for the Consideration of the Legalization of a Portion of NW Rocky Point Road, County Road No. 445.

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

- a. NW Rocky Point Road was establish as County Road No. 445 in 1888 and for portions of said road, between Engineer's Stations 75+91.54 and 84+40.70, the road as traveled and used for at least the past ten years does not conform to the existing records for this county road.
- b. On June 25, 2020, the Board of Commissioners adopted Resolution No. 2020-055, initiating proceedings for the legalization of this portion of NW Rocky Point Road and directed the County Surveyor to conduct a survey of the road, pursuant to ORS 368.201 to 368.221.
- c. As required under ORS 368.206(1), the County Surveyor has completed the survey of the road, attached here as Exhibit A, and prepared a report to the Board with the proposed new County Road Number "5031".
- d. The above referenced statutes require the County to hold a public hearing to consider legalization of NW Rocky Point Road, and provide notice thereof by service to the abutting property owners and by posting pursuant to ORS 368.206(1)(c).

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

- 1. The Board of County Commissioner will hold a hearing on Thursday, December 10, 2020 at 9:30 am. Due to ongoing Covid-19 pandemic, Board meetings are being held virtually and are accessible to the public via telephone or electronic device. Information about providing testimony and obtaining access can be found at https://multco.us/multnomah-county/about-board-meetings.
- 2. The purpose of the hearing is to determine whether the legalization of a portion of NW Rocky Point Road, as County Road No. 5031, is in the public's interest. The hearing will concern NW Rocky Point Road from Engineer's Station 75+91.54 to Engineer's Station 84+40.70
- 3. The County Surveyor is directed to provide notice of the hearing to abutting property owners by service and by posting in a manner consistent with ORS 368.401 to 368.426.

#### ADOPTED this 1st day of October, 2020.



BOARD OF COUNTY COMMISSIONERS FOR MULTNOMAH COUNTY, OREGON

Deborah Kafoury, Chair

**REVIEWED**:

JENNY MADOUR, COUNTY ATTORNEY FOR MULTNOMAH COUNTY, OREGON

Courtney Lords, Senior Assistant County Attorney

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

### **EXHIBIT A**

#### NW Rocky Point Road County Road No. 5031

A strip of land located in the Southeast One-Quarter of Section 35 and Southwest One-Quarter of Section 36, Township 3 North, Range 2 West, of the Willamette Meridian, Multnomah County, Oregon, said strip of land being 60 feet in width, 30 feet on each side of the following described centerline:

**Commencing** at a 1/2" iron pipe monument, said monument being the PI (point of intersection of tangents) of the Existing Centerline of NW Rocky Point Road (County Road No. 445) per that Road Survey recorded as D16/2, Multnomah County Road Records, of a 114.60 foot radius curve;

Thence South 84°04'27" West, 60.57 feet to Existing Centerline Station 74+89.24 EC per said Road Survey D16/2;

Thence along said existing centerline South 84°04'27" West, 102.30 feet to Existing Centerline Station 75+91.54 also being Centerline Station 0+00.00 of said 60 foot strip and the beginning of a 275.00 foot radius curve to the right having a central angle of 42°26'09" and the **True Point of Beginning**;

Thence leaving said existing centerline along the Centerline of said 60 foot strip and the arc of said curve to the right (the long chord of which bears North 74°42'29" West, 199.05') 203.68 feet to Centerline Station 2+03.68;

Thence continuing along the Centerline of said 60 foot strip North 53°29'24" West, 294.75 feet to Existing Centerline Station 84+40.70 also being Centerline Station 4+98.43, and the **Terminus Point** of the herein described centerline, from which a 3/4" iron pipe bears South 36°30'36" West, 30.00 feet.

This legal description along with the Basis of Bearings thereof, is based on that Survey recorded as Survey Number 67273, Multnomah County Survey Records.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

7/21/20

OREGON
JANUARY 20, 1998
BRIAN K. HENSON
2855

EXP: 6-30-202

SURVEY RECORDS

JULY 16, 2020

67273 REGISTER NUMBER

FOR THE LEGALIZATION OF A PORTION OF

RECORD OF SURVEY

NW ROCKY POINT ROAD (COUNTY ROAD NO. 5031)

LOCATED IN THE SE 1/4 OF SECTION 35, AND SW 1/4 OF SECTION 36,

T. 3 N., R. 2 W. OF THE WILLAMETTE MERIDIAN, MULTNOMAH COUNTY, OREGON FIELD SURVEYED: NOVEMBER 20, 2019



SCALE: 1" = 60

CP 51

 $\Delta = 82^{54}00''(82^{54})(R1)$ R=75.40'(75.4')(R1) L=109.09' LC=S85°03'36"W-99.82' (HELD) WEYERHAEUSER COMPANY -STATION=86+02.32(R1) DN 2007-098727 -POINT OF TERMINUS

4+98.43 (84+40.70)(R1) NORTHING=235942.47 EASTING=292356.21

501

**●** 504

WEYERHAEUSER CROWN ZELLERBACH CORP. COMPANY REQUESTED REALIGNMENT DN 2007-098727 500 (HELD)

25.00

SS700'ASTE BASIS OF BEARINGS

510

CP 50 506 SURVEY CONTROL POINT TABLE (PORTLAND ZONE INT. FT.) POINT NO. NORTHING EASTING 292337.98 235924.81

CP 512 235697.26 292688.54 292209.15 CP 50 235792.05 235954.72 292031.01 CP 52 235618.48 293220.00

SURVEY MONUMENT POINT TABLE (PORTLAND ZONE INT. FT.) POINT NO. NORTHING | EASTING | DESCRIPTION / ORGIN 292338.36 FD 3/4" IP, DOWN 0.2', MCRM D 16/2 & MCRFB 644 500 235918.36 292319.23 FD 3/4" IP, DOWN 0.2', LEANS NE, MCRM D 16/2 & MCRFB 644 501 235864.12 235834.42 292317.88 FD RR SPIKE WITH PUNCH MARK, FLUSH IN ASPHALT, MCRM D 16/2 & MCRFB 644 502 503 235832.55 292360.80 FD 3/4" IP, DOWN 1.8', MCRM D 16/2 & MCRFB 644 FD 3/4" IP, DOWN 2', LEANS SE, MCRM D 16/2 & MCRFB 644 504 235814.17 292316.88 292264.85 FD 3/4" IP, UP 0.2', MCRM D 16/2 & MCRFB 644 505 235801.81 FD 3/4" IP, DOWN 1.0', MCRM D 16/2 & MCRFB 644 506 235766.45 292229.31 235736.83 FD 3/4" IP, DOWN 0.2', MCRM D 16/2 & MCRFB 644 507 292265.52 292372.72 FD 1/2" IP, DOWN 1.2', MCRM D 16/2 & MCRFB 644 508 235767.85 292422.81 FD 3/4" IP, BENT SE, TIED SPIN HOLE, MCRM D 16/2 & MCRFB 644 235707.97 509 510 235684.02 292496.98 FD 3/4" IP, DOWN 0.2', MCRM D 16/2 & MCRFB 644 292947.11 FD 1/2" IP, DOWN 1.0', MCRM D 16/2 & MCRFB 644 513 235731.43 292172.79 FD 1/2" IP, DOWN 1.0', MCRM D 16/2 & MCRFB 644 516 236078.25 293199.65 FD 1/2" IP, DOWN 1.0', MCRM D 16/2 & MCRFB 644 235618.86 517

#### PURPOSE

THE PURPOSE OF THIS SURVEY IS TO LOCATE THE CENTERLINE AND RIGHT OF WAY LINES OF A PORTION OF NW ROCKY POINT ROAD (COUNTY ROAD NO. 445) AND TO LOCATE A PORTION OF SAID ROAD THAT DOES NOT FOLLOW THE ORIGINAL ALIGNMENT OF SAID ROAD FOR A 60.00 FOOT ROAD LEGALIZATION UNDER ORS 368.201 TO 368.221 AND PER RESOLUTION AUTHORIZING STAFF TO INITIATE LEGALIZATION, ADOPTED JUNE 25, 2020 BY MULTNOMAH COUNTY BOARD OF COMMISSIONERS AS RESOLUTION NO. 2020-055.

NARRATIVE

#### ROAD HISTORY

NW ROCKY POINT ROAD WAS ESTABLISHED MAY 10, 1888 AS COUNTY ROAD NO. 445. NO WIDTH WAS STATED IN THE ESTABLISHMENT RECORD. THE STATUTORY WIDTH FOR A COUNTY ROAD AT THE TIME OF ESTABLISHMENT WAS 60.00 FEET. IN MAY OF 1934, A FIELD SURVEY OF THE ROAD (ROAD MAP D 16/2) WAS COMPLETED BY THE MULTNOMAH COUNTY HIGHWAY DEPARTMENT. THIS SURVEY INTRODUCED CURVES INTO THE ALIGNMENT AND APPEARS TO FOLLOW THE ALIGNMENT OF THE ROAD AS IT EXISTED AT THE TIME AND AS IT LARGELY EXISTS TODAY. IT APPEARS THAT NO OFFICIAL ACTION WAS TAKEN BY MULTNOMAH COUNTY TO ESTABLISH THIS ALIGNMENT.

IN AUGUST OF 1961 CROWN ZELLERBACH CORPORATION REQUESTED PERMISSION FROM THE MULTNOMAH COUNTY ROADMASTER TO REALIGN A PORTION OF THE 1934 ALIGNMENT IN THIS AREA. THE ROAD WAS REALIGNED TO THE REQUESTED LOCATION. THE MAPPED ROADWAY IN THIS SURVEY REFLECTS THE 1934 ALIGNMENT AND THE REQUESTED REALIGNMENT.

THE INVERSE FROM CP 511 TO CP 512 WAS HELD TO BE S57'00'45"E AS THE BASIS OF BEARINGS FOR THIS SURVEY BASED ON THE OREGON COORDINATE REFERENCE SYSTEM "PORTLAND ZONE" AS DEFINED IN THE OREGON ADMINISTRATIVE RULES 734-005-0015(3)(dd).

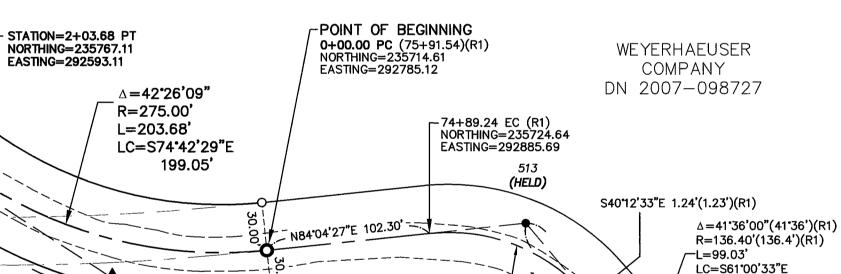
#### ROAD MAP D 16/2 RETRACEMENT

POINTS 513 AND 517 WERE HELD FOR CENTERLINE POINT OF INTERSECTIONS OF THE 1934 CENTERLINE ALIGNMENT. FROM POINT 513 BACK TO POINT 517 RECORD CENTERLINE TANGENT LENGTHS AND DELTA ANGLE WERE HELD PER MCRM D 16/2 & MCRFB 644. AT POINT 513, THE RECORD DELTA ANGLE WAS HELD TO LOCATE THE 1934 CENTERLINE ALIGNMENT FORWARD TO

POINT 516 WAS HELD FOR A CENTERLINE POINT OF INTERSECTION OF THE 1934 CENTERLINE ALIGNMENT. THE CENTERLINE TANGENT OF THE 1934 ALIGNMENT FROM THE POINT OF TERMINUS OF THE LEGALIZATION ALIGNMENT, STATION 84+40.70(R1) FORWARD TO 86+02.32(R1) WAS LOCATED BY HOLDING POINT 516 AND A POINT 30.00 FEET FROM, MEASURED AT RIGHT ANGLE TO SAID CENTERLINE FROM POINT 500.

#### LEGALIZATION CENTERLINE

THE LEGALIZATION CENTERLINE WAS FIT TO THE EXISTING ROADWAY AND DRAINAGE IMPROVEMENTS IN THE AREA. THE LEGALIZATION CENTERLINE FROM STATION 0+00.00 TO 4+98.43 WAS ESTABLISHED HOLDING THE CENTERLINE TANGENT FROM POINT 513 TO STATION 0+00.00 AND THE CENTERLINE TANGENT FROM STATION 4+98.34 TO POINT 516. A TANGENT CURVE WITH A RADIUS OF 275.00 FEET WAS FIT BETWEEN SAID TANGENTS.



Δ=55\*43'00"(55\*43')(R1)-

R=114.60'(114.6')(R1)

LC=N68'04'03"W

L=111.44'

WEYERHAEUSER COMPANY DN 2007-098727

CP 512

## LEGEND

DENOTES SET 5/8" X 30" IRON ROD WITH A RED PLASTIC CAP INSCRIBED "MULT. CO. CONTROL" SET MARCH 15, 2019.

DENOTES FOUND SURVEY SPIKE (CONSULTANTS CONTROL POINT)

DENOTES SET 5/8" X 30" IRON ROD WITH A YELLOW PLASTIC CAP INSCRIBED "MULT. CO. SURVEY." SET 4/22/2020

- DENOTES SET 5/8" X 30" IRON ROD WITH A 2" ALUMINUM CAP INSCRIBED "MULTNOMAH COUNTY SURVEYOR". SET 4/22/2020

 DENOTES FOUND MONUMENT AS NOTED (SEE MONUMENT TABLE) DENOTES DOCUMENT NUMBER, MULTNOMAH COUNTY DEED RECORDS

DENOTES INTERNATIONAL FEET

 DENOTES MULTNOMAH COUNTY ROAD FIELD BOOK NO. - DENOTES MULTNOMAH COUNTY ROAD MAP NO.

DENOTES INTERNATIONAL FEET

 DENOTES FOUND DENOTES IRON PIPE

DENOTES RAILROAD

DENOTES POINT OF CURVATURE

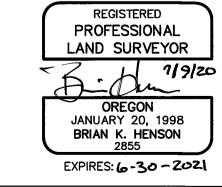
PT - DENOTES POINT OF TANGENT

###(R#) - DENOTES HELD RECORD DATA PER REFERENCE ###(###)(R#) - DENOTES MEASURED DATA AND RECORD DATA PER REFERENCE

---- - DENOTES EDGE OF ASPHALT

# REFERENCE DATA

R1 - DENOTES RECORD DATA PER MCRM D 16/2 & MCRFB 644





DEPARTMENT OF COMMUNITY SERVICES 1600 S.E. 190TH AVE., PORTLAND, OR. 97233-5999

COUNTY SURVEYOR CHECKED: JSC PROJECT: NW ROCKY POINT ROAD LEGALIZATION

 $\Delta = 46^{\circ}22'00''(46^{\circ}22')(R1)$ 

CP 52

(HELD)

R=119.40'(119.4')(R1)

LC=N75'00'27"E

L=96.62'

NW ROCKY POINT ROAD

(CO. RD. NO. 445)

78.09'(78.31')(R1) S81'48'33"E 181.04'(181.25')(R1)