

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

**ORDER NO. 2022-017**

Public Hearing and Order Regarding the Transfer of a Portion of S.E. Telford Road, County Road No. 869, to the City of Gresham Pursuant to ORS 373.270.

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

- a. On December 15, 2005, this Board approved an Intergovernmental Agreement (“Agreement”) regarding the transfer of County Roads within the City limits of Gresham, to the City of Gresham (“City”).
- b. Paragraph 8.2 of the Agreement provides that upon future annexations jurisdiction of all roads under the jurisdiction of the County in the annexed areas will immediately pass to the City.
- c. However, a portion of Telford Road, directly abutting the annexed areas, was inadvertently omitted from the description of the area being annexed in 2017. The City now requests that this area be annexed to them which is consistent with the purpose of the 2005 IGA between the City and the County.
- d. Subsequently, the City adopted Resolution No. 3445 requesting that the County transfer jurisdiction for the portion of Telford Road that was inadvertently excluded to the City; that portion of Telford Road is described in the attached Exhibit A and shown on the attached Exhibit B.
- e. The purpose of this hearing is to allow for: (i) the filing and presentation of information by the public regarding the proposed transfer of the above mentioned public road; (ii) the County Board to determine if the surrendering of the county road is necessary, expedient, or in the best interest of the County; and (iii) adherence to the requirements of ORS 373.270(4). Notice of this public hearing has been provided in compliance with ORS 373.270(2)(a) and (b).
- f. After considering information filed and presented at this public hearing, the County Board shall make a determination whether the transfer is necessary, expedient, or in the best interest of the County, and whether to support or deny the transfer of the above mentioned public road.
- f. If the County Board determines it is in the public interest to support the transfer of jurisdiction of the portion of Telford Road described in Exhibits A and shown on Exhibit B, adopting this Order will immediately transfer jurisdiction to the City.

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

1. Upon holding a public hearing and considering all matters presented, the County Board hereby declares transferring jurisdiction of the portion of S.E. Telford Road, County Road No. 869, as described in the attached Exhibits A and B, to the City of Gresham, as being necessary, expedient, or in the best interest of the County.
2. Jurisdiction of S.E. Telford Road, County Rd. No. 869, as described in the attached Exhibits A and B, is hereby transferred to the City of Gresham.
3. Pursuant to ORS 373.270(7)(a), County jurisdiction over the portion of S.E. Telford Road being transferred, as a County Road, for its improvement, construction, or repair shall cease.
4. Pursuant to ORS 373.270(7)(b), full and absolute jurisdiction over the portion of S.E. Telford Road being transferred, for the purposes of repair, construction, improvement and the levying and collection of assessments therefore shall vest in the City.

**ADOPTED this 10<sup>th</sup> day of March, 2022.**

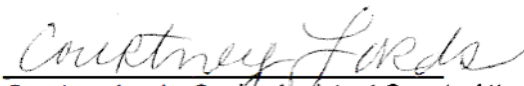


BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

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Deborah Kafoury, Chair

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

By   
Courtney Lords, Senior Assistant County Attorney

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

EXHIBIT 'A'

A PORTION OF SOUTHEAST TELFORD ROAD LOCATED IN THE ANDREW CULBERTSON DONATION LAND CLAIM IN THE NORTHEAST ONE-QUARTER OF SECTION 23, TOWNSHIP 1 SOUTH, RANGE 3 EAST, OF THE WILLAMETTE MERIDIAN, IN THE COUNTY OF MULTNOMAH AND THE STATE OF OREGON BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE MOST SOUTHERN SOUTHWEST CORNER OF "IRON ROSE" A SUBDIVISION OF RECORD BEING RECORDED WITH THE MULTNOMAH COUNTY SURVEYORS OFFICE;

THENCE S 34°19'34" E ALONG THE EASTERLY RIGHT-OF-WAY OF SOUTHEAST TELFORD ROAD (COUNTY ROAD 869, 50 FEET IN WIDTH), A DISTANCE OF 25.01 FEET TO THE NORTHWEST CORNER OF THE LAND DEEDED TO TELFORD PROPERTIES, LLC, AN OREGON LIMITED LIABILITY COMPANY AS DESCRIBED IN DOCUMENT 2000-033174, BEING RECORDED WITH THE MULTNOMAH COUNTY RECORDERS OFFICE ON MARCH 9TH, 2000, SAID NORTHWEST CORNER BEING THE TRUE POINT OF BEGINNING OF THE LANDS TO BE DESCRIBED;

THENCE CONTINUING S 34°19'34" E ALONG THE SAID EASTERLY RIGHT-OF-WAY OF SOUTHEAST TELFORD ROAD, A DISTANCE OF 1022.69 FEET TO A POINT ON THE SOUTH LINE OF THE ABOVE SAID LANDS DESCRIBED IN DOCUMENT 2000-033174;

THENCE LEAVING SAID EASTERLY RIGHT-OF-WAY S 55°40'26" W ALONG A LINE PERPENDICULAR TO THE CENTERLINE OF SAID TELFORD ROAD, A DISTANCE OF 50.00 FEET TO A POINT ON THE WESTERLY RIGHT-OF-WAY OF SAID TELFORD ROAD;

THENCE N 34°19'34" W ALONG THE SAID WESTERLY RIGHT-OF-WAY OF SOUTHEAST TELFORD ROAD, A DISTANCE OF 1049.75 FEET TO A POINT ON THE EXTENSION OF THE SOUTHERLY RIGHT-OF-WAY OF SOUTHEAST COOPER COURT (22 FEET IN WIDTH);

THENCE N 84° 05' 33" E ALONG SAID SOUTHERLY EXTENSION OF SOUTHEAST COOPER COURT, A DISTANCE OF 56.85 FEET TO THE TRUE POINT OF BEGINNING.

THE AREA DESCRIBED CONTAINING 51,810 SQUARE FEET MORE OR LESS.

THE BASIS OF BEARING FOR THIS DESCRIPTION WERE BASED ON SURVEY NUMBER 65877, BEING RECORDED IN THE MULTNOMAH COUNTRY RECORDERS OFFICE.

DATE: 01/07/2021

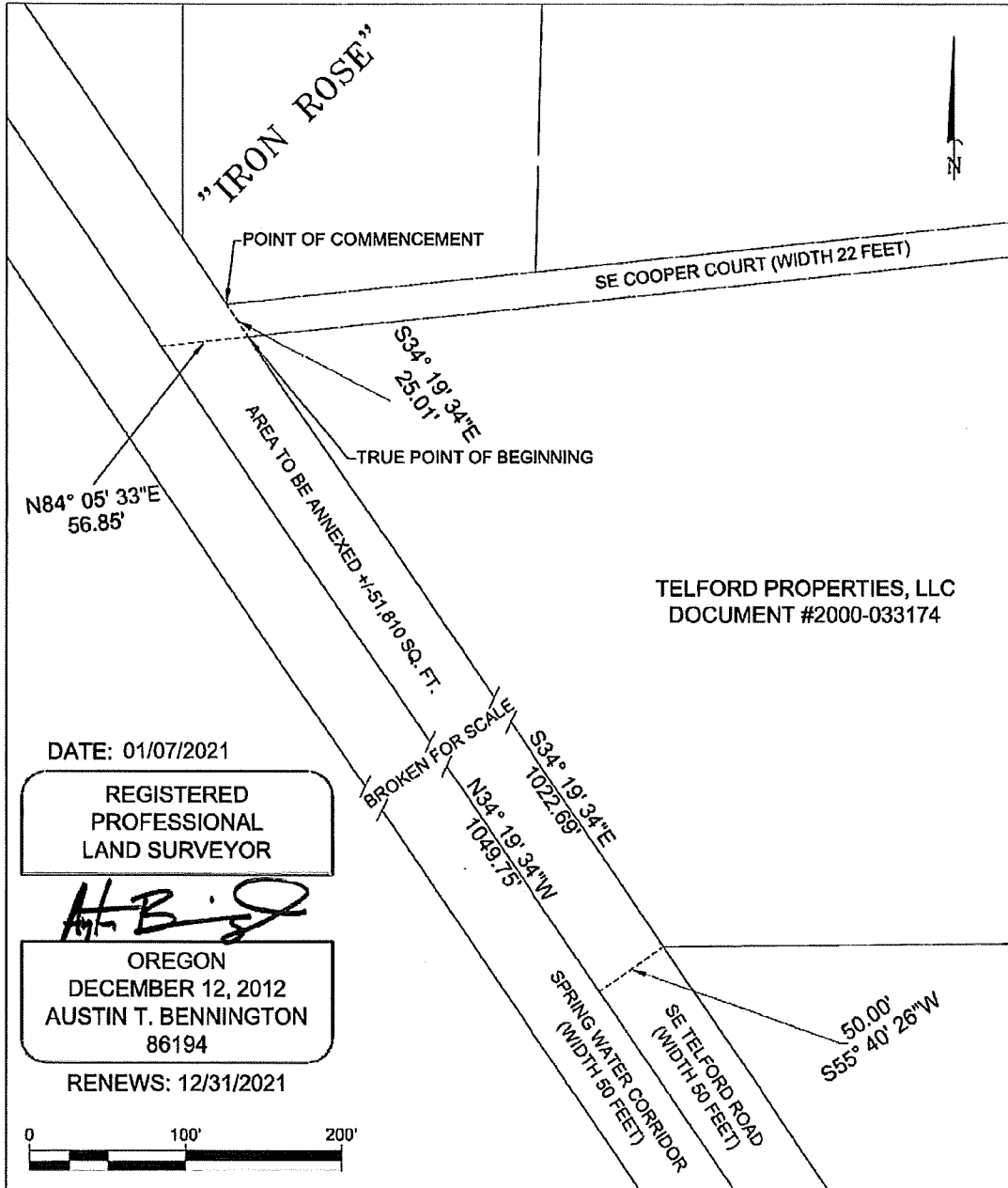
REGISTERED  
PROFESSIONAL  
LAND SURVEYOR



OREGON  
DECEMBER 12, 2012  
AUSTIN T. BENNINGTON  
86194

RENEWS: 12/31/2021

# EXHIBIT 'B'



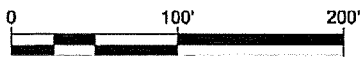
DATE: 01/07/2021

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

*Handwritten signature of Austin T. Bennington*

OREGON  
DECEMBER 12, 2012  
AUSTIN T. BENNINGTON  
86194

RENEWS: 12/31/2021



CITY OF GRESHAM	NE 1/4 SECTION 23 TOWNSHIP 1 SOUTH, RANGE 3 EAST, WM MULTNOMAH COUNTY, OREGON	DRAWN ATB
		DATE 1-4-2021
		APPR.
		DWG. NO. 01