

RESOLUTION NO. 3042

A RESOLUTION TRANSFERRING JURISDICTION OVER A PORTION OF THE THIRD STREET RIGHT-OF-WAY (US 97 BUSINESS) AT THE SOUTH INTERSECTION OF US 97 AND BUSINESS 97 TO THE OREGON DEPARTMENT OF TRANSPORTATION

Findings

- A. The City of Bend and the Oregon Department of Transportation (ODOT) entered into an intergovernmental agreement (IGA) for improvements to the south intersection of US 97 and US Business 97 (Third Street) and nearby streets.
- B. ODOT has constructed the improvements called for in the IGA.
- C. The IGA provides for an allocation of post-construction jurisdiction over the improvements made under the IGA. That allocation of jurisdiction requires that some right-of-way currently under City jurisdiction be transferred to ODOT.
- D. ODOT is separately transferring to the City certain right-of-way acquired under the IGA.

Based on these findings, THE CITY OF BEND RESOLVES AS FOLLOWS:

- Section 1. The City transfers to ODOT jurisdiction of a portion of Third Street described in the attached Exhibit A and shown on the attached Exhibit B.
- Section 2. This resolution takes effect immediately upon passage.

Adopted by a roll call vote of the Bend City Council on September 7, 2016.

Yes: Jim Clinton, Mayor
Doug Knight
Victor Chudowsky
Sally Russell
Nathan Boddie
Casey Roats
Barb Campbell

No: None




Jim Clinton, Mayor

ATTEST:



Robyn Christie, City Recorder

APPROVED AS TO FORM:



Mary A. Winters, City Attorney

EXHIBIT A

Jurisdictional Transfer from City of Bend to Oregon Department of Transportation

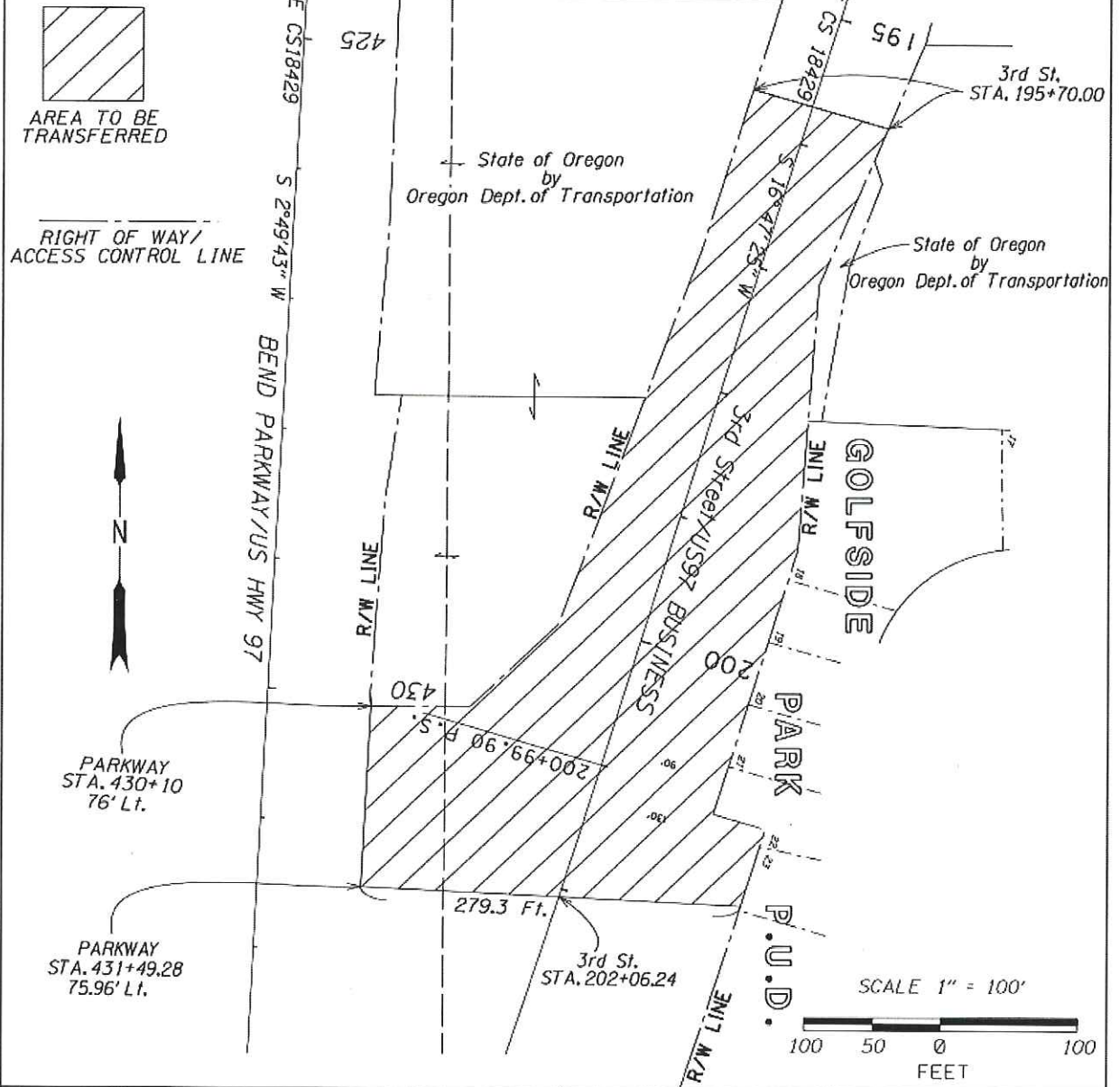
All land within the right of way boundaries of 3rd Street, U.S. Highway 97 (Business) lying Southerly of a line at right angles to the center line of said 3rd Street at Engineer's Station 195+70.00, which center line is shown on County Survey No. 18429, filed September 21, 2012, Deschutes County, Oregon. The Southerly terminus is more fully described as beginning at a point on the Bend Parkway Section right of way line, said point being opposite and 76 feet Easterly of the Bend Parkway center line at Engineer's Station 430+10, which center line is shown on said County Survey No. 18429; thence Southerly in a straight line to a point opposite and 75.96 feet Easterly of said Parkway center line at Engineer's Station 431+49.28; thence Easterly at right angles to said Parkway center line 279.30 feet to a point on the Easterly right of way line of The Dalles-California Highway, said line crossing the center line of said 3rd Street at Engineer's Station 202+06.24 (see Exhibit 2).

The right of way boundaries are situated in the S $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 17, Township 17S, R12E, W.M., City of Bend, Deschutes County, Oregon.

EXHIBIT B

S1/2NW1/4 SEC. 17, T. 17S, R. 12E, W.M.

EXHIBIT A DETAIL SHEET



OREGON DEPARTMENT OF TRANSPORTATION
RIGHT OF WAY ENGINEERING
 SKETCH MAP

Section	US97/Murphy Road: Brookwood-Parrell (Bend) Section		
Highway	The Dalles-California	Scale	1" = 100'
County	Deschutes	Date	July, 2016
Purpose	Jurisdictional Transfer	See Drawing 11B-5-29	