

**RESOLUTION NO. 2268**

**A RESOLUTION OF THE CITY OF WILSONVILLE INITIATING ACTION TO TRANSFER JURISDICTION OF CERTAIN PORTIONS OF CLACKAMAS COUNTY ROADS (SW TOOZE ROAD, COUNTY ROAD NO. 355 AND SW WESTFALL ROAD, COUNTY ROAD NO. 84) EITHER ABUTTING OR LYING WITHIN THE URBAN GROWTH BOUNDARY OF THE CITY OF WILSONVILLE TO THE CITY OF WILSONVILLE.**

WHEREAS, ORS 373.270(6) provides a mechanism to transfer jurisdiction of County roads abutting or within the City of Wilsonville to the City of Wilsonville; and

WHEREAS, in keeping with ORS 373.270(6) the City of Wilsonville deems it necessary, expedient and for the best interests of the City to acquire jurisdiction over certain county roads identified as portions of SW Tooze Road (County Road No. 355) and SW Westfall Road (County Road No. 84) to the same extent as it has over other public streets and alleys of the City of Wilsonville.

NOW, THEREFORE, THE CITY OF WILSONVILLE CITY COUNCIL RESOLVES AS FOLLOWS:

1. Based on the above recitals incorporated by reference herein, the City Council of the City of Wilsonville hereby requests that the Commissioners of Clackamas County, Oregon, transfer jurisdiction of those County Roads, described and depicted in Exhibits "A" and "B" attached hereto and incorporated, to the City of Wilsonville; said request to be granted as soon as possible due to the urgent need to complete the waterline interconnection between the City of Wilsonville and the City of Sherwood.

ADOPTED by the City Council of the City of Wilsonville at a regular meeting thereof on the 20<sup>th</sup> day of January, 2011 and filed with the Wilsonville City Recorder this date.

  
TIM KNAPP, Mayor

ATTEST:

  
\_\_\_\_\_  
Sandra C. King, City Recorder, MMC

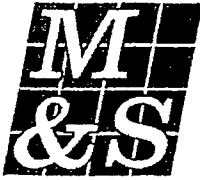
SUMMARY OF VOTES:

Mayor Knapp	Yes
Councilor Nunez	Yes
Councilor Goddard	Yes
Councilor Starr	Yes
Councilor Hearst	Yes

Attachment:

**Exhibit A** – Legal description Tooze Road and Westfall Road transfer of jurisdiction City of Wilsonville, Clackamas County, Oregon prepared by Mackay and Sposito Dated December 29, 2010.

**Exhibit B** – Sketch to accompany legal description for Tooze road and west fall road transfer of jurisdiction City of Wilsonville, Clackamas County, Oregon, December 2010.



Mackay & Sposito, Inc. www.mackaysposito.com

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 12/29/10  
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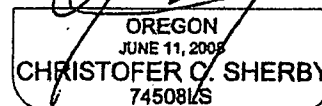
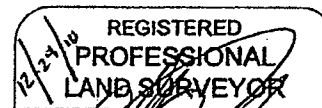
**LEGAL DESCRIPTION**  
**TOOZE ROAD AND WESTFALL ROAD**  
**TRANSFER OF JURISDICTION**  
**CITY OF WILSONVILLE, CLACKAMAS COUNTY, OREGON**

A parcel of land lying in the Southwest quarter of Section 10, Township 3 South, Range 1 West, W.M., Clackamas County, Oregon being a portion of Tax Lot 2800, Assessor's Plat 3 1W 10C, being further described as follows:

Commencing at the Southwest corner of said Section 10; thence South 88°34'04" East along the South line of said Section 10, also being the centerline of Westfall Road (County Road No. 84) and Tooze Road (County Road No. 355), a distance of 1097.99 feet to a point on said South line; thence North 01°25'56" East a distance of 20.00 feet to a point on the Northerly right of way line of said Tooze Road and marking the **Point of Beginning**; thence continuing North 01°25'56" East a distance of 20.00 feet; thence North 88°34'04" West, parallel with said centerline, a distance of 25.11 feet; thence North 49°27'42" West a distance of 161.86 feet to a point on the Easterly right of way line of said Tooze Road, said point being 20.00 feet Easterly of, when measured at right angles to, the centerline of said Tooze Road; thence South 53° 17' 55" West a distance of 40.00 feet to a point on the Westerly right of way line of said Tooze Road, said point being 20.00 feet Westerly of, when measured at right angles to, the centerline of said Tooze Road; thence along said Westerly right of way line South 36° 42' 05" East a distance of 123.82 feet to a point on the North right of way line of said Westfall Road, said point being 20.00 feet North of, when measured at right angles to, the centerline of said Westfall Road; thence along said North right of way line North 88° 34' 04" West a distance of 215.26 feet; thence South 01° 25' 56" West a distance of 40.00 feet to a point on the South right of way of said Westfall Road, said point being 20.00 feet South of, when measured at right angles to, the centerline of said Westfall Road; thence along said South right of way line South 88° 34' 04 East a distance of 246.67 feet to the West line of that portion of Tooze Road described in Clackamas Board of County Commissioners Order No. 2006-165; thence along said West line North 27° 21' 31" East a distance of 44.48 feet to the North right of way line of said Tooze Road; thence along said North right of way line South 88° 34' 04" East a distance of 54.86 feet to the **Point of Beginning**.

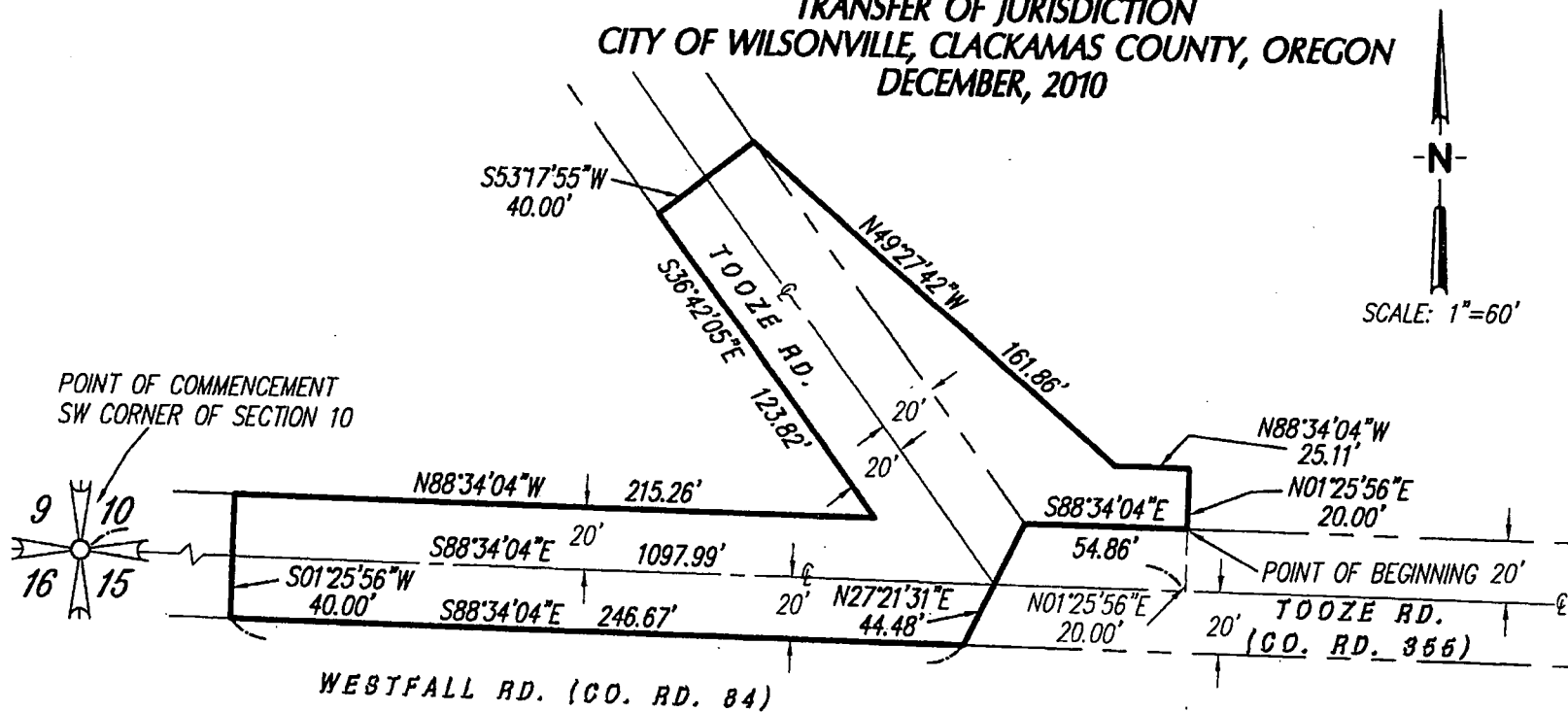
Containing 0.45 acres or 19,411 sq. ft., more or less.

Subject to easements and restrictions of record.



EXPIRES 6/30/12

SKETCH TO ACCOMPANY LEGAL DESCRIPTION FOR  
 TOOZE ROAD AND WESTFALL ROAD  
 TRANSFER OF JURISDICTION  
 CITY OF WILSONVILLE, CLACKAMAS COUNTY, OREGON  
 DECEMBER, 2010



**Mackay & Sposito, Inc.**  
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 1325 SE TECH CENTER DRIVE, SUITE 140 VANCOUVER, WA 98683  
 (360) 695-3411 (503) 289-6726 PTLD FAX (360) 695-0833

12/29/10 REGISTERED  
 PROFESSIONAL  
 LAND SURVEYOR

OREGON  
 JUNE 11, 2008  
 CHRISTOPHER C. SHERBY  
 74508LS

RENEW 6/30/12