

RESOLUTION NO. 19-29

**A RESOLUTION TO ALLOW A FENCE AS A REVOCABLE RIGHT-OF-WAY OBSTRUCTION AT 302 3<sup>rd</sup> AVENUE (TAX LOT 2-2E-31CC-01700), OREGON CITY, CLACKAMAS COUNTY, OREGON**

**WHEREAS**, an existing fence ("FENCE") has been maintained on the Ganong Street side of the house at 302 3rd Avenue ("PROPERTY") wholly within the adjacent right-of-way; and

**WHEREAS**, the property owner seeks a Public Works right-of-way permit, which also requires that a Public Works long-term obstruction permit for permanent obstruction in the right-of-way be obtained; and

**WHEREAS**, the property owner has met the requirements for a long-term obstruction permit; and

**WHEREAS**, Public Works has determined that the proposed FENCE will not interfere with any other uses of the right-of-way; and

**WHEREAS**, the Oregon City Municipal Code 12.04.120 requires that permanent obstructions in a public right-of-way be approved by the City Commission by passage of a resolution; and

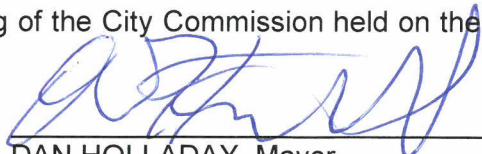
**WHEREAS**, following passage of this resolution, Oregon City Public Works will issue a "Revocable Long-Term Right-of-Way Obstruction Permit," which includes a covenant for maintenance of the FENCE.

**NOW, THEREFORE, OREGON CITY RESOLVES:**

**Section 1.** Authorize the City Engineer to issue a Revocable Long-Term Right-of-Way Obstruction permit, at 302 3rd Avenue for the FENCE in the right-of-way adjacent to the PROPERTY.

**Section 2.** Approval of Resolution No. 19-29, which will take effect immediately upon its adoption.


Approved and adopted at a regular meeting of the City Commission held on the 7th day of August 2019.

  
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DAN HOLLADAY, Mayor

Attested to this 7<sup>th</sup> day of August 2019:

  
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Kattie Riggs, City Recorder

Approved as to legal sufficiency:

  
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City Attorney