



02588920202200517880040042

\$108.00

09/23/2022 01:36:36 PM

D-MUNDOC Cnt=1 Stn=2 COUNTER3
\$15.00 \$5.00 \$16.00 \$62.00 \$10.00



**CLACKAMAS
COUNTY
RECORDING
DEPARTMENT
CERTIFICATE
PAGE**

**This page must be included
if document is re-recorded.**

Do Not remove from original document.



COUNCIL RESOLUTION No. 64-2022

c/o Brett Kelver, Senior Planner

AFTER RECORDING RETURN TO: CITY OF MILWAUKIE PLANNING DEPARTMENT 6101 SE JOHNSON CREEK BLVD MILWAUKIE, OR 97206
--

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, UPDATING THE LEGAL DESCRIPTION OF THE HARLOW ROAD PUBLIC STREET RIGHT-OF-WAY VACATED WITHIN MILWAUKIE BAY PARK BY RESOLUTION 59-2020.

WHEREAS part of the land that constitutes the current area of Milwaukie Bay Park included public right-of-way designated as Harlow Road, also referenced as County Road No. 208, located just west of McLoughlin Boulevard (Highway 99E) and across McLoughlin Boulevard from the western terminus of Jefferson Street, and

WHEREAS the Milwaukie City Council accepted jurisdiction over Harlow Road in September 1957 with Resolution 18-1957, having received the road from the Clackamas County Court with Court Order Number 5524, and

WHEREAS the City of Milwaukie is working with the North Clackamas Parks and Recreation District (NCPRD) to complete the next phase of improvements to Milwaukie Bay Park in 2021, and recently secured grant funding for the project that requires public street right-of-way to be dedicated to park purposes, and

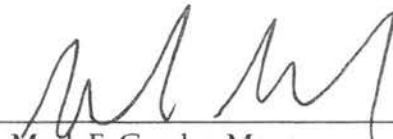
WHEREAS the city followed the provisions of Oregon Revised Statutes (ORS) Chapter 271 and initiated the vacation of the sixty-foot-wide public right-of-way of Harlow Road within Milwaukie Bay Park on their own motion pursuant to ORS 271.130, and

WHEREAS the City Council adopted Resolution 59-2020 to authorize the vacation of the Harlow Road right-of-way, with an exhibit depicting the vacated area that included an incomplete graphic.

Now, Therefore, be it Resolved by the City Council of the City of Milwaukie, Oregon, that the graphic accompanying the legal description of the Harlow Road right-of-way within Milwaukie Bay Park that was vacated as per Resolution 59-2020 is hereby revised as depicted in Exhibit A.

Introduced and adopted by the City Council on **September 20, 2022.**

The resolution is effective immediately.



Mark F. Gamba, Mayor

ATTEST:



Scott S. Stauffer, City Recorder

APPROVED AS TO FORM:



Justin D. Gericke, City Attorney

Exhibit A



CMT SURVEYING AND CONSULTING INC.

JULY 23, 2020

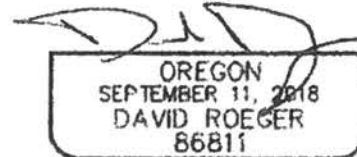
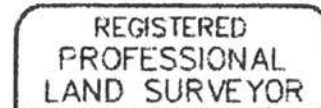
PROJECT NO 500-934

LEGAL DESCRIPTION

A DEDICATED PUBLIC RIGHT-OF-WAY IN THE NORTHEAST QUARTER OF SECTION 35, TOWNSHIP 1 SOUTH, RANGE 1 EAST, OF THE WILLAMETTE MERIDIAN, CITY OF MILWAUKIE, CLACKAMAS COUNTY, OREGON, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

SE JEFFERSON STREET (AKA SE HARLOW ROAD AND COUNTY ROAD NO. 208) FROM SE MCLOUGHLIN BLVD. WEST TO THE CITY LIMITS LINE AT THE MEANDER OF THE WILLAMETTE RIVER.

CONTAINING 22,583 SQUARE FEET, MORE OR LESS.

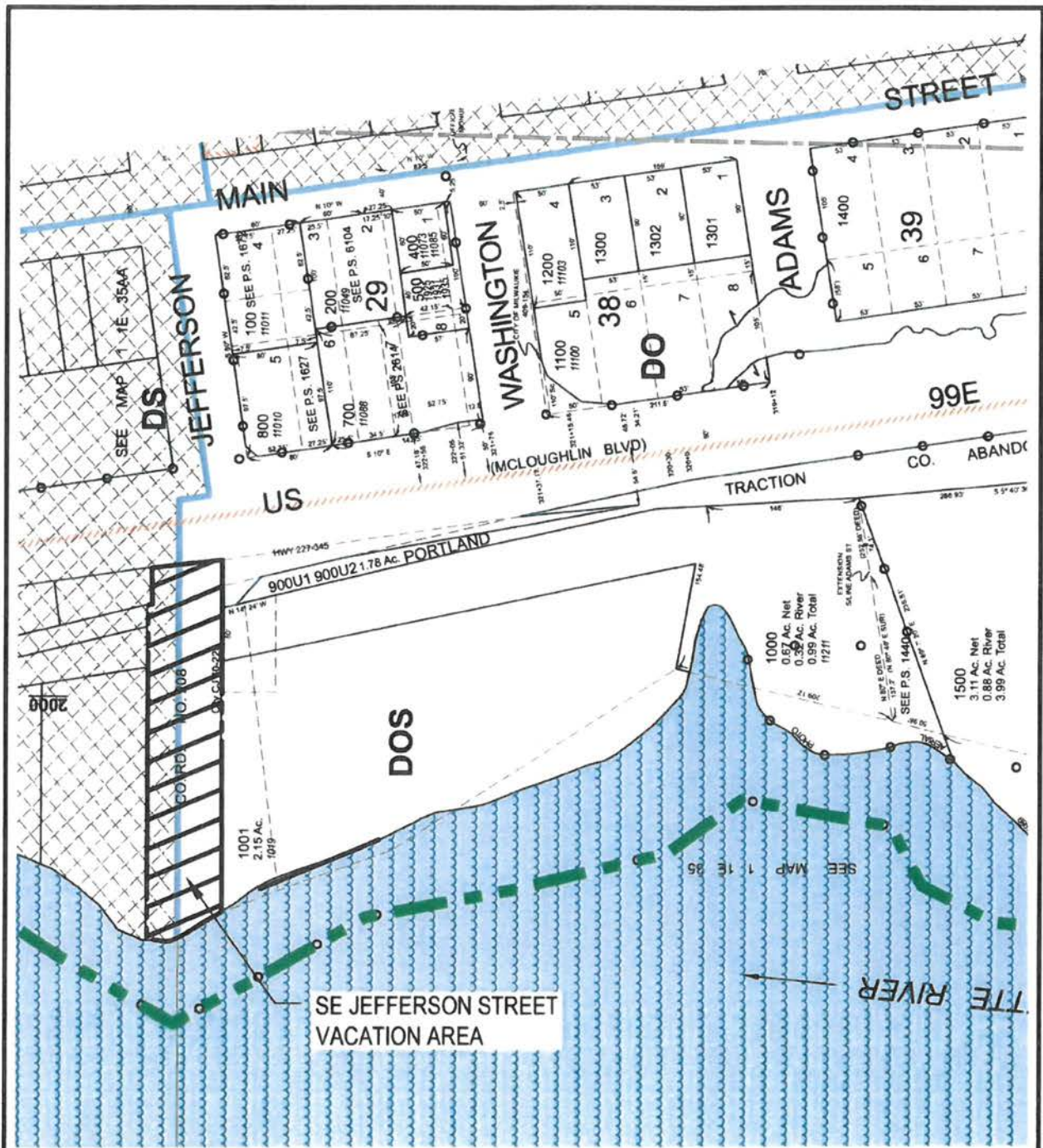


EXPIRES DECEMBER 31, 2020

20330 SE Highway 212 * Damascus, OR 97089

[T] 503.850.4672 * [F] 503.850.4590

C:\Users\Paul\AppData\Local\Microsoft\Windows\INetCache\Content.Outlook\B3F07601\Legal Description for ROW
Vacation - Jefferson St.docx



Otak



808 SW 3rd Ave., Ste. 800
Portland, Oregon 97204
Phone: (503) 287-6825
www.otak.com
project: 18809

NOT TO SCALE

EXHIBIT

RIGHT OF WAY VACATION
IN THE NORTHEAST QUARTER OF SECTION 35,
TOWNSHIP 1 NORTH, RANGE 1 EAST, WILLAMETTE MERIDIAN
CITY OF MILWAUKIE, CLACKAMAS COUNTY, OREGON