

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR COLUMBIA COUNTY, OREGON

In the Matter of Transferring Jurisdiction over  
the Portions of JP West Road, EM Watts  
Road and Columbia Avenue

ORDER NO. 20-2019

WHEREAS, on March 27, 2019, the Board of County Commissioners entered into an Agreement for Transfer of Chapman Landing to the City of Scappoose; and

WHEREAS, pursuant to said Agreement, the County agreed to transfer jurisdiction of portions of JP West Road, EM Watts Road, and Columbia Avenue, to the City of Scappoose pursuant to ORS 373.270; and

WHEREAS, on March 27, 2019, the Board of County Commissions initiated a proceeding to transfer jurisdiction upon its own motion to transfer the following portions of roads to the City of Scappoose:

1. JP West Road from Highway 30 to 50 feet past the entrance to Veterans Park (end of sidewalk on the northwest corner), including the bridge (NBI#22037); and
2. EM Watts Road, from Highway 30 to 400 feet west of Keys Road (end of the sidewalk on the southern side of the roadway), including the bridge (NBI#13344A); and
3. All of Columbia Avenue that is within the Scappoose Urban Growth Boundary; and

WHEREAS, the portions of roads proposed for transfer are county roads, and ORS 373.270 allows the County to transfer jurisdiction over county roads to the City if the County determines that such a transfer is necessary, expedient or in the best interest of the County and the City determines that acquiring jurisdiction over the county roads is necessary, expedient or in the best interest of the City; and

WHEREAS, the Board finds that transferring jurisdiction of the subject portions of the roads is in the County's best interest because JP West and EM Watts roads are entirely within the City's limits, and Columbia Avenue is entirely within the City's Urban Growth Boundary; and

WHEREAS, in accordance with ORS 373.270, the County posted notice of a public hearing in the following public places in the County (two of which were in the City of Scappoose): (1) Columbia County Courthouse; (2) Columbia County Public Works Department; (3) Scappoose City Hall; and (4) Scappoose Library; and

WHEREAS, the County also published notice of a public hearing in the *Spotlight*, a newspaper of general circulation in the County; and

WHEREAS, the Board of County Commissioners held a hearing on April 3, 2019, to hear the matter, consider any objections or testimony offered by any person interested and determine

whether it is necessary, expedient or for the best interests of the County to surrender jurisdiction over the County road or a portion thereof to the City;

NOW, THEREFORE, THE BOARD HEREBY FINDS, as follows:

1. The Board finds that it is in the County's best interest to transfer jurisdiction over the portion of JP West Road, from Highway 30 to 50 feet past the entrance to Veterans Park (end of sidewalk on the northwest corner), including the bridge (NBI #22037) to the City of Scappoose and adopts the above recitals as additional findings in support of its decision.
2. The Board finds that it is in the County's best interest to transfer jurisdiction over the portion of EM Watts Road, from Highway 30 to 400 feet west of Keys Road (end of the sidewalk on the southern side of the roadway), including the bridge (NBI #13344A) to the City of Scappoose and adopts the above recitals as additional findings in support of its decision.
3. The Board finds that it is in the County's best interest to transfer jurisdiction over the portion of Columbia Avenue that is within the Scappoose Urban Growth Boundary to the City of Scappoose and adopts the above recitals as additional findings in support of its decision.

NOW, THEREFORE, THE BOARD HEREBY ORDERS, as follows:

1. The Board hereby offers to surrender jurisdiction over the portion of JP West Road, from Highway 30 to 50 feet past the entrance to Veterans Park (end of sidewalk on the northwest corner), including the bridge (NBI #22037), to the City of Scappoose.
2. The Board hereby offers to surrender jurisdiction over the portion of EM Watts Road, from Highway 30 to 400 feet west of Keys Road (end of the sidewalk on the southern side of the roadway), including the bridge (NBI #13344A), to the City of Scappoose.
3. The Board hereby offers to surrender jurisdiction over the portion of Columbia Avenue that is within the Scappoose Urban Growth Boundary to the City of Scappoose.
4. Upon the City's acceptance of the County's offer to surrender jurisdiction, the County's jurisdiction over the portions of JP West Road, EM Watts Road and Columbia Avenue offered for surrender, shall cease, and the full and absolute jurisdiction over such portions of roads for all purposes of repair, construction, improvement and the levying and collection of assessments therefore shall vest in the City.

5. Upon acceptance of the County's offer to surrender jurisdiction, this Order and the City's acceptance shall be recorded in the Columbia County deed records, without cost.

DATED this 3<sup>RD</sup> day of April, 2019.

Approved as to form

By: 

Office of County Counsel

BOARD OF COUNTY COMMISSIONERS  
FOR COLUMBIA COUNTY, OREGON

By: 

Henry Heimuller, Chair

By: 

Margaret Magruder, Commissioner

By: 

Alex Tardif, Commissioner

