

AFFIDAVIT OF POSTING
ORDINANCE CB-0-32-85

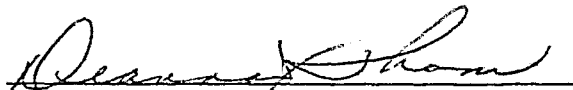
STATE OF OREGON)
)
COUNTIES OF CLACKAMAS)
 AND WASHINGTON)
)
CITY OF WILSONVILLE)

I, the undersigned, City Recorder of the City of Wilsonville, State of Oregon, being first duly sworn on oath depose and say:

On the 1st day of May, 1985, I caused to be posted copies of the attached Ordinance CB-0-32-85, an ordinance adopting findings; renaming portions of Wilsonville Road (S-Curves) and naming a new section of Wilsonville Road (Boeckman Creek Bridge), in the following four public and conspicuous places of the city, to wit:

- WILSONVILLE POST OFFICE
- WILSONVILLE CITY HALL
- LOWRIE'S FOOD MARKET
- KOPPER KITCHEN

The ordinance remained posted for more than five (5) consecutive days prior to the time for said public hearing on the 6th day of May, 1985.


DEANNA J. THOM, City Recorder

Subscribed and sworn to before me
this 13th day of May, 1985.


NOTARY PUBLIC, STATE OF OREGON

My commission expires: August 23, 1985

ORDINANCE NO. 272

AN ORDINANCE ADOPTING FINDINGS: RENAMING
PORTIONS OF WILSONVILLE ROAD (S-CURVES)
AND NAMING A NEW SECTION AS WILSONVILLE
ROAD (BOECKMAN CREEK BRIDGE).

WHEREAS, the City has through Local Improvement District No. 6 caused the realignment of Wilsonville Road in the area commonly known as the "S-curves". Said realignment further resulted in a severing of through traffic along the old "S-curve" alignment, and

WHEREAS, the Wilsonville Planning Commission scheduled and held a public hearing on the matter of renaming the new street segments caused by said project, as required by O.R.S. 227.120. Said hearing was regularly held on April 8, 1985, commencing at the hour of 7:00 o'clock p.m., at the Wilsonville City Hall. Notice of the time, place and purpose of said hearing was duly and regularly given in a manner and for the time required by O.R.S. 227.10. The required newspaper Affidavit of Publication and the City Recorder's Affidavit of Mailing are on file in the City Recorder's records of this matter; and

WHEREAS, the Wilsonville Planning Commission, after said hearing, reviewed the records of this matter and considered and discussed the reports of the Planning staff and the public testimony given, and upon conclusion of the hearing, voted to approve the recommendations of the Planning staff and forward said action to the City Council for final action by Ordinance. The findings of the Planning Commission, the exhibits and other evidence it considered, the conclusions it reached and recommendations it made, are set forth in its Resolution 85PC10, entitled "A RESOLUTION ADOPTING FINDINGS AND RECOMMENDATIONS TO THE CITY COUNCIL RENAMING OF A PORTION OF WILSONVILLE ROAD (S-CURVES) AND NAMING A NEW SECTION AS WILSONVILLE ROAD (BOECKMAN BRIDGE)", which was finally completed, dated as of April 8, 1985, and filed in the Planning Commission's records of this matter; and

WHEREAS, based upon the Planning Commission's aforementioned action, this matter came before the City Council at its regularly scheduled meeting on April 15, 1985, whereat the City Council reviewed the records and files on this matter and the findings conclusions and recommendations of the Planning Commission, together with the reports of City staff. Upon conclusion of the meeting, the City Council determined, upon motion duly made, seconded and adopted, that based upon the record of this matter that the Planning Commission's findings and recommendations as set forth in its Resolution be adopted. A copy of the Planning Commission's Resolution is set forth in Exhibit "A", attached hereto, incorporated by reference as if fully set forth herein, and is expressly made part of this Ordinance.

NOW, THEREFORE, the City of Wilsonville ordains as follows:


Section 1. That sections of Wilsonville Road shall be named or re-named as depicted in Exhibit 5 herein and described as follows:

- (1) The newly-constructed Boeckman Creek Bridge section as constructed under LID No. 6 from station north 8+00 to 20+00 shall be designated as Wilsonville Road.
- (2) The westerly section of the old "S-curves" of Wilsonville Road, and now the access road to the NIKE property, Tax Lots 1100 and 1190, Township 3 South, Range 1 West, Map 24, from station south 0+00 to 7+00, shall be renamed as Kolbe Lane.
- (3) The easterly section of the old "S-curves" of Wilsonville Road from its intersection with Rose Lane and Wilsonville Road from station north 20+00 and west 0+00 to west 10+00, shall be renamed as Schroeder Way.
- (4) Upon final reading and enactment of this Ordinance, said road sections shall hereinafter be designated as set forth above, on all City road maps and other official documents setting forth road names within the City of Wilsonville.

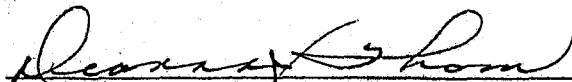
Section 2. The Public Works Director is hereby authorized and directed to cause the changes as set forth in Section 1 of this Ordinance to City maps and documents and to provide street signs consistent with said changes.

Section 3. The City Council determined that in the interests of public health, welfare and safety, that an emergency exists, and this Ordinance shall take effect immediately upon final reading and passage by the City Council.

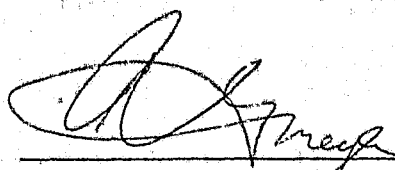
Submitted to the Council and read the first time at a regularly scheduled meeting thereof on the 15th day of April, 1985 and scheduled for second reading and public hearing at a regularly scheduled meeting of the Council on the 6th day of May, 1985, commencing at the hour of 7:30 o'clock p.m. at the Wilsonville City Hall.


DEANNA J. THOM, City Recorder

ENACTED by the City Council on the 6th day of May,
1985, by the following votes: YEAS: 5 NAYS: 0.


DEANNA J. THOM, City Recorder

DATED and signed by the Mayor this 8th day of May, 1985.


A. G. MEYER, Mayor

EXHIBITS

The following Exhibits are hereby entered into the public record by the City Council as confirmation of its consideration of the application as submitted.

1. City of Wilsonville Comprehensive Plan.
2. Chapter 4 of the Wilsonville Code.
3. Planning Commission Resolution No. 85PC10 and administrative record.

CITY OF



PLANNING DEPARTMENT
SUMMARY STAFF REPORT

TO: City Council

DATE: April 11, 1985

SUBJECT: Street Name Changes related to Boeckman Bridge Project.

MEETING DATE: April 15, 1985

ACTION REQUIRED: Adopt attached Ordinance.

PREVIOUS ACTION TAKEN: LID No. 6 - Construction of Boeckman bridge
realigned Wilsonville Road.

CONCLUSIONARY FINDINGS:

1. The Planning Commission held a public hearing on the matter on April 8, 1985. Based on findings and testimony, they adopted Resolution 85PC10, attached hereto as Exhibit A.
2. Street name changes must be adopted by Ordinance as set forth in ORS 227.120 (Exhibit 4 of Resolution 85PC10).

RECOMMENDATION: Adopt attached Ordinance, including recommendations of the Planning Commission.

PLANNING COMMISSION
RESOLUTION NO. 85PC10

A RESOLUTION ADOPTING FINDINGS AND RECOMMENDATIONS TO THE CITY COUNCIL RENAMING OF A PORTION OF WILSONVILLE ROAD (S-CURVES) AND NAMING A NEW SECTION AS WILSONVILLE ROAD (BOECKMAN BRIDGE)

WHEREAS, an application, together with planning exhibits for the above-captioned development, has been submitted in accordance with the procedures set forth in Section 4.008(4) and 4.139(1), (2) and (3) of the Wilsonville Code, and

WHEREAS, the Planning Director has prepared a report on the above-captioned subject which is attached hereto as Exhibit A, and

WHEREAS, said planning exhibits and staff report were duly considered by the Planning Commission at a regularly scheduled meeting conducted on April 8, 1985, at which time said exhibits, together with findings and public testimony, were entered into the public record, and

WHEREAS, the Commission has duly considered the subject and the recommendation(s) contained in the staff report, and

WHEREAS, interested parties, if any, have had an opportunity to be heard on the subject.

NOW, THEREFORE, BE IT RESOLVED that the Planning Commission of the City of Wilsonville does hereby adopt the staff report attached hereto as Exhibit A, with the findings, recommendation(s) and Conditions of Approval contained therein and further authorizes the Planning Director to forward the information to the City Council for final action.

ADOPTED by the Planning Commission of the City of Wilsonville at a regular meeting thereof this 8th day of April, 1985, and filed with the Wilsonville City Recorder this same day.

Chairman, Planning Commission

Attest:

CITY OF



PLANNING DEPARTMENT

SUMMARY STAFF REPORT

TO: Planning Commission

DATE: April 4, 1985

SUBJECT: Renaming Wilsonville Road (S-curves) and naming the Boeckman Creek Bridge section as Wilsonville Road.

MEETING DATE: April 8, 1985

ACTION REQUIRED: Adopt findings and forward recommendation to City Council for final action by Ordinance.

PREVIOUS ACTION TAKEN: LID No. 6 was formed to construct Boeckman Creek Bridge to straighten Wilsonville Road through the area of the "S-curves", by Council Resolution 193 on November 16, 1981. Subsequently, the Bridge and realignment has been constructed in conformance with the alignment set by the Planning Commission on May 8, 1982.

CONCLUSIONARY FINDINGS:

1. The Boeckman Bridge has realigned the major arterial alignment for Wilsonville Road by by-passing the "S-curves". Further, in accordance with the provisions of the NIKE plan and zoning approval, the connection of the old "S-curve" section has been severed, creating two (2) local access roads, one at each end of the Bridge section, (see Exhibit 5). Therefore, there is a need to establish street names in conformance with the new configurations.
2. In accordance with the City's Street Transfer Agreement, the subject streets have been transferred to the City.
3. Jim Farrell and adjacent property owner has suggested that the streets be named after individuals, preferably from Wilsonville's history in this area. He offered two names as being land grant owners in this neighborhood. They are Schroeder and Schlickhiser.
4. Jim Robison, representing NIKE, Inc., has indicated that they have no particular concern or recommendation regarding the name of their access road. However, the Commission recognizes that the NIKE property was purchased from Mrs. Kolbe, who, together with her husband, were long-time residents at this location.

RECOMMENDATION:

1. Designate the Boeckman Creek Bridge section (station north 8+00 to 20+00) as Wilsonville Road.
2. Name the west leg of the old "S-curves" (NIKE access), (station south 0+00 to 7+00) as Kolbe Lane.
3. Name the east leg of the old "S-curves" (station west 0+00 at Rose Lane to 10+00) as Schroeder Way.

EXHIBITS

The following Exhibits are hereby entered into the public record by the Planning Commission as confirmation of its consideration of the application as submitted.

1. City of Wilsonville Comprehensive Plan.
2. Chapter 4 of the Wilsonville Code.
3. Applicant's submittal documents.
4. ORS 227.120 - Procedure and Approval for Renaming Streets.
5. Sketch map of new road alignment.

(h) Do and perform all other acts and things necessary or proper to carry out the provisions of ORS 227.010 to 227.170, 227.175 and 227.180.

(i) Study and propose such measures as are advisable for promotion of the public interest, health, morals, safety, comfort, convenience and welfare of the city and of the area within six miles thereof.

(2) For the purposes of this section:

(a) "Incident solar radiation" means solar energy falling upon a given surface area.

(b) "Wind" means the natural movement of air at an annual average speed measured at a height of 10 meters of at least eight miles per hour. [Amended by 1975 c.153 §3; 1975 c.767 §4; 1979 c.671 §3; 1981 c.590 §8]

227.095 Definitions for ORS 227.100 and 227.110. As used in ORS 227.100 and 227.110, "subdivision" and "plat" have the meanings given those terms in ORS 92.010. [1955 c.756 §28]

227.100 Submission of plats for subdivisions and plans for street alterations and public buildings to commission; report. All subdivision plats located within the city limits, and all plans or plats for vacating or laying out, widening, extending, parking and locating streets or plans for public buildings shall first be submitted to the commission by the city engineer or other proper municipal officer, and a report thereon from the commission secured in writing before approval is given by the proper municipal official. [Amended by 1955 c.756 §26]

227.110 City approval required prior to recording of subdivision plats and plats or deeds dedicating land to public use within six miles of city; exception. (1) All subdivision plats and all plats or deeds dedicating land to public use in that portion of a county within six miles outside the limits of any city shall first be submitted to the city planning commission or, if no such commission exists, to the city engineer of the city and approved by the commission or engineer before they shall be recorded. However, unless otherwise provided in an urban growth area management agreement jointly adopted by a city and county to establish procedures for regulating land use outside the city limits and within an urban growth boundary acknowledged under ORS 197.251, if the county governing body has adopted ordinances or regulations for subdivision and major partition control under ORS 92.044, land within the six-mile limit shall be under the jurisdiction of the county for those purposes.

(2) It shall be unlawful to receive or record such plan, plat or replat or deed in any public office unless the same bears thereon the approval, by indorsement, of such commission or city engineer. However, the indorsement of the commission or city engineer of the city with boundaries nearest the land such document affects shall satisfy the requirements of this section in case the boundaries of more than one city are within six miles of the property so mapped or described. If the governing bodies of such cities mutually agree upon a boundary line establishing the limits of the jurisdiction of the cities other than the line equidistant between the cities and file the agreement with the recording officer of the county containing such boundary line, the boundary line mutually agreed upon shall become the limit of the jurisdiction of each city until superseded by a new agreement between the cities or until one of the cities files with such recording officer a written notification stating that the agreement shall no longer apply. [Amended by 1955 c.756 §27; 1983 c.570 §5]

227.120 Procedure and approval for renaming streets. Within six miles of the limits of any city, the commission, if there is one, or if no such commission legally exists, then the city engineer, shall recommend to the city council the renaming of any existing street, highway or road, other than a county road or state highway, if in the judgment of the commission, or if no such commission legally exists, then in the judgment of the city engineer, such renaming is in the best interest of the city and the six mile area. Upon receiving such recommendation the council shall afford persons particularly interested, and the general public, an opportunity to be heard, at a time and place to be specified in a notice of hearing published in a newspaper of general circulation within the municipality and the six mile area not less than once within the week prior to the week within which the hearing is to be held. After such opportunity for hearing has been afforded, the city council by ordinance shall rename the street or highway in accordance with the recommendation or by resolution shall reject the recommendation. A certified copy of each such ordinance shall be filed for record with the county clerk or recorder, and a like copy shall be filed with the county assessor and county surveyor. The county surveyor shall enter the new names of such streets and roads in red ink on any filed plat and tracing thereof which may be affected, together with appropriate notations concerning the same.

227.130 [Repealed by 1975 c.767 §16]

227.140 [Repealed by 1975 c.767 §16]

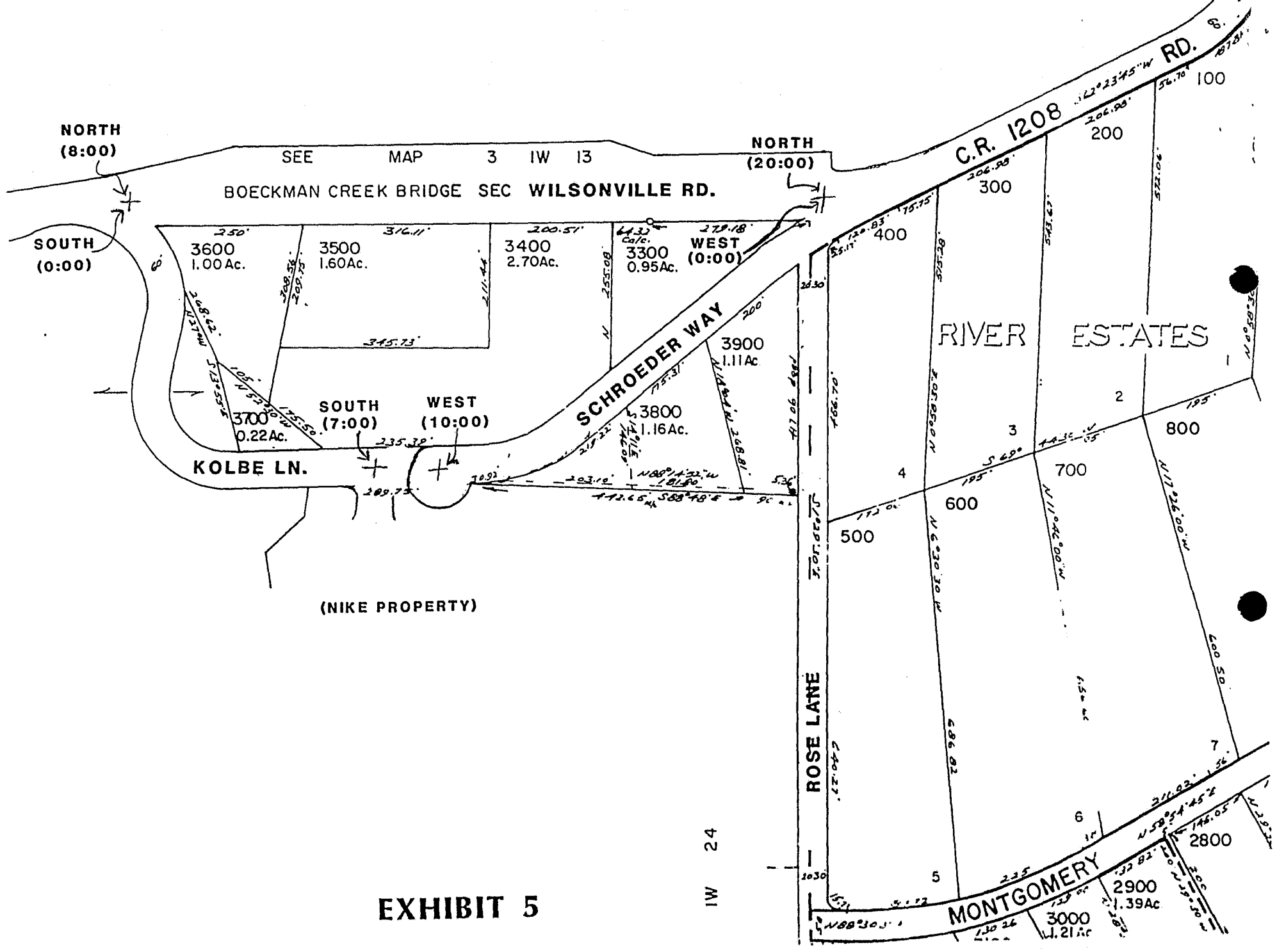


EXHIBIT 5

IW 24