

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON**

RESOLUTION NO. 2021-093

Public Hearing and Vacating Public Roads N.E. 238th Connector and N.E. 242nd Connector, Pursuant to ORS 368.346(2).

The Multnomah County Board of Commissioners Finds:

- a. On August 6, 2020, this Board, by Resolution No. 2020-068, declared its intent to vacate a portion of N.E. 242nd Connector (County Road No. 5007), and N.E. 238th Connector (County Road No. 5008), which are more particularly described in the attached Exhibits A and A-1. This Board also directed the County Engineer to prepare and file a report in accordance with ORS 368.346(1).
- b. This Board has received the County Engineer's written report which found the proposed vacation of the public right of way area described in the attached Exhibits A and A-1 to be in the public interest and recommended that this vacation be approved.
- c. On September 23, 2021, this Board, by Resolution No. 2021-073, set December 16, 2021 as the date for the Public Hearing regarding this proposed vacation.
- d. Notice of the public hearing has been provided in compliance with ORS 368.346(3).
- e. The purpose of this hearing is to allow for the filing and presentation of information by the public regarding this proposed vacation of the above mentioned public roads.
- f. After considering information filed and presented at the public hearing, the County Board shall make a determination whether the vacation is in the public interest, and whether to grant or deny the vacation of the above mentioned public roads.
- f. If the County Board determines it is in the public interest to grant the vacation, the portion of public right of way described in Exhibits A and A-1 will remain subject to the rights of any existing utility that has improvements located within this right of way.

The Multnomah County Board of Commissioners Resolves:

1. Upon holding a public hearing and considering all matters presented, the County Board hereby declares vacating portions of N.E. 242nd Connector, County Rd. No. 5007, and N.E. 238th Connector, County Rd. No. 5008, as more particularly described in Exhibits A and A-1 as being within the public's interest.
2. The portions of N.E. 242nd Connector, County Rd. No. 5007 and N.E. 238th Connector, County Rd. No. 5008 described in the attached Exhibits A and A-1 are hereby vacated, subject to the rights of any existing utility that have improvements situated within the right of way being vacated.

3. The Transportation Division of the Department of Community Services will record and file this Resolution in accordance with ORS 368.356(3).

4. Upon recording and filing of this Resolution, the County Surveyor will mark the plat, if applicable, as provided under ORS 271.230, and title in the underlying property shall vest as provided under ORS 368.366.

ADOPTED this 16th day of December, 2021.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON



Deborah Kafoury

Deborah Kafoury, Chair

REVIEWED:
JENNY M. MADKOUR, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By *Courtney Lords*
Courtney Lords, Senior Assistant County Attorney

SUBMITTED BY: Jamie Waltz, Director, Department of Community Services

