

AN ORDINANCE REQUESTING SURRENDER OF JURISDICTION OF COUNTY ROADS PURSUANT TO ORS 373.270(6), AND DECLARING AN EMERGENCY.

RECITALS:

1. The City of Albany and Linn County previously executed an Intergovernmental Agreement on March 18, 1992, whereby the County agreed to make available certain County General Road Funds for the improvement of roads within the City of Albany. In return for this commitment of County funds, the City agreed to accept jurisdiction and responsibility, pursuant to ORS 373.270 for County roads lying within areas included in annexations to the City occurring during the five (5) year term of the agreement.

2. During fiscal year 1991-1992, Linn County provided funds to the City for road improvements pursuant to the above mentioned agreement in the approximate amount of \$907,396.

3. The roadways described below are generally areas which are being included in annexations to the City subsequent to the execution of the Intergovernmental Agreement with the minor inclusion of a small portion of Broadway Street which was annexed shortly before the Intergovernmental Agreement and which, for consistency of administration, should be included within the transfer of roads.

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1. Request for Surrender of Jurisdiction.

Pursuant to ORS 373.270(6) the City of Albany hereby requests surrender of jurisdiction from Linn County, to the City of Albany, of the roadways which lie within the corporate limits of the City of Albany, and are described in Section 2 of this ordinance.

Section 2. Description of Roadways to be Transferred from County to City Jurisdiction.

The roadways generally described below are included within this request:

- (1) Three Lakes Road (1,910 feet) - from Spicer Rd. Southerly.
- (2) Spicer Road (998 feet) - from Three Lakes Road Southeasterly.
- (3) Two segments of Broadway Street south of Queen (78 feet and 359 feet).

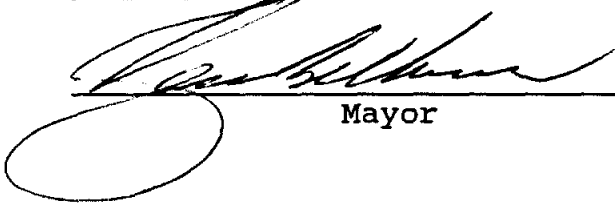
The roadways in question are more particularly described as MAP EXHIBIT "1" (Three Lakes Road), MAP EXHIBIT "2" (Spicer Rd.), MAP EXHIBIT "3" (Broadway St. - 78 feet), and MAP

EXHIBIT "4" (Broadway Street - 359 feet) attached hereto and by this reference incorporated herein.

Section 3. Emergency Clause.

It is hereby adjudged and declared that this ordinance is necessary for the immediate preservation of the public peace, health and safety of the City of Albany, and an emergency is hereby declared to exist, and this ordinance shall take effect and be in full force and effect when signed by the Mayor.

PASSED BY THE COUNCIL:	<u>March 10, 1993</u>
APPROVED BY THE MAYOR:	<u>March 10, 1993</u>
EFFECTIVE DATE:	<u>March 10, 1993</u>



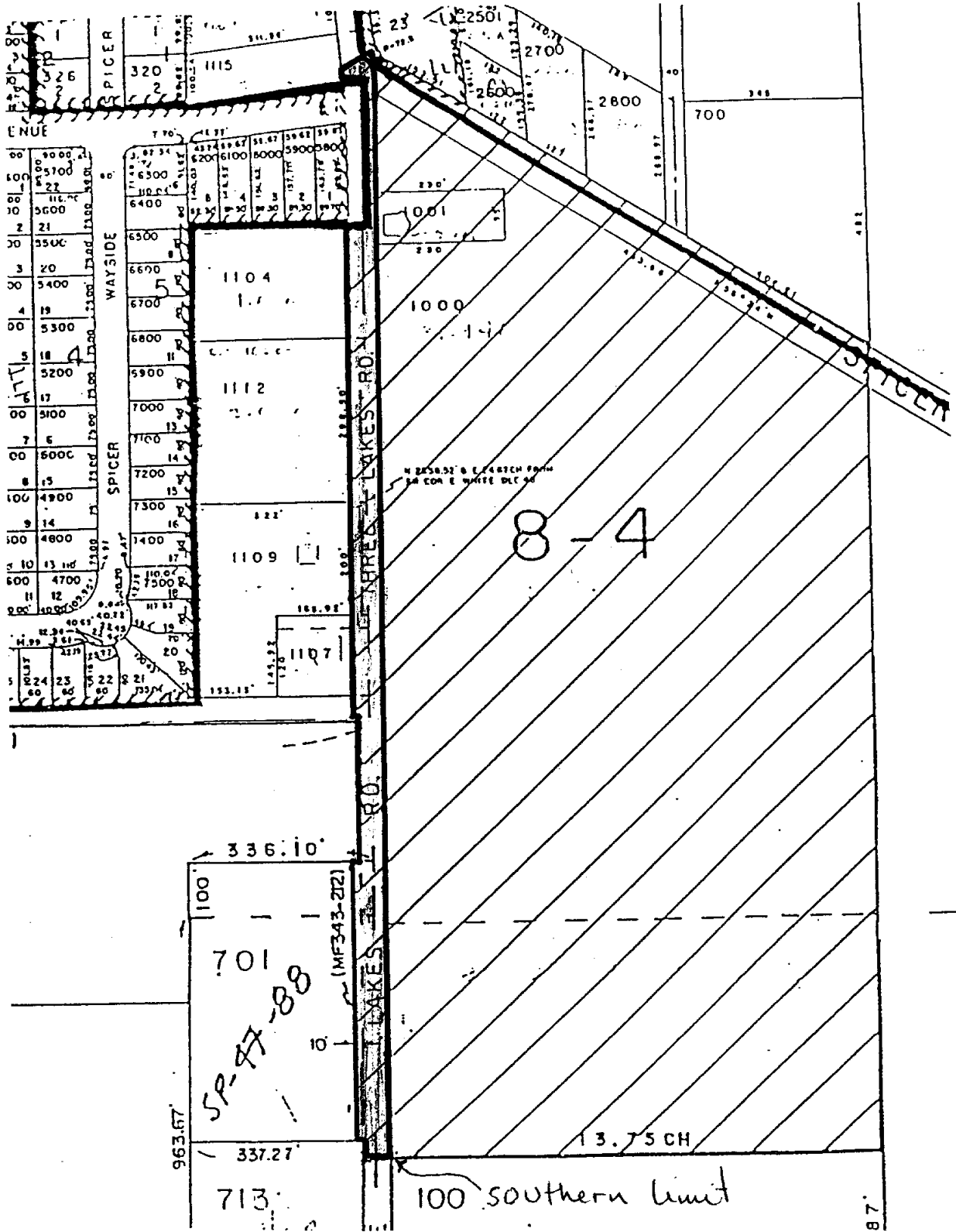
Mayor

ATTEST:
Norm C. Withrow
City Recorder Deputy

MAP EXHIBIT 1
(THREE LAKES ROAD)

Requested Transfer to City Jurisdiction (March 10, 1993 City Council meeting)

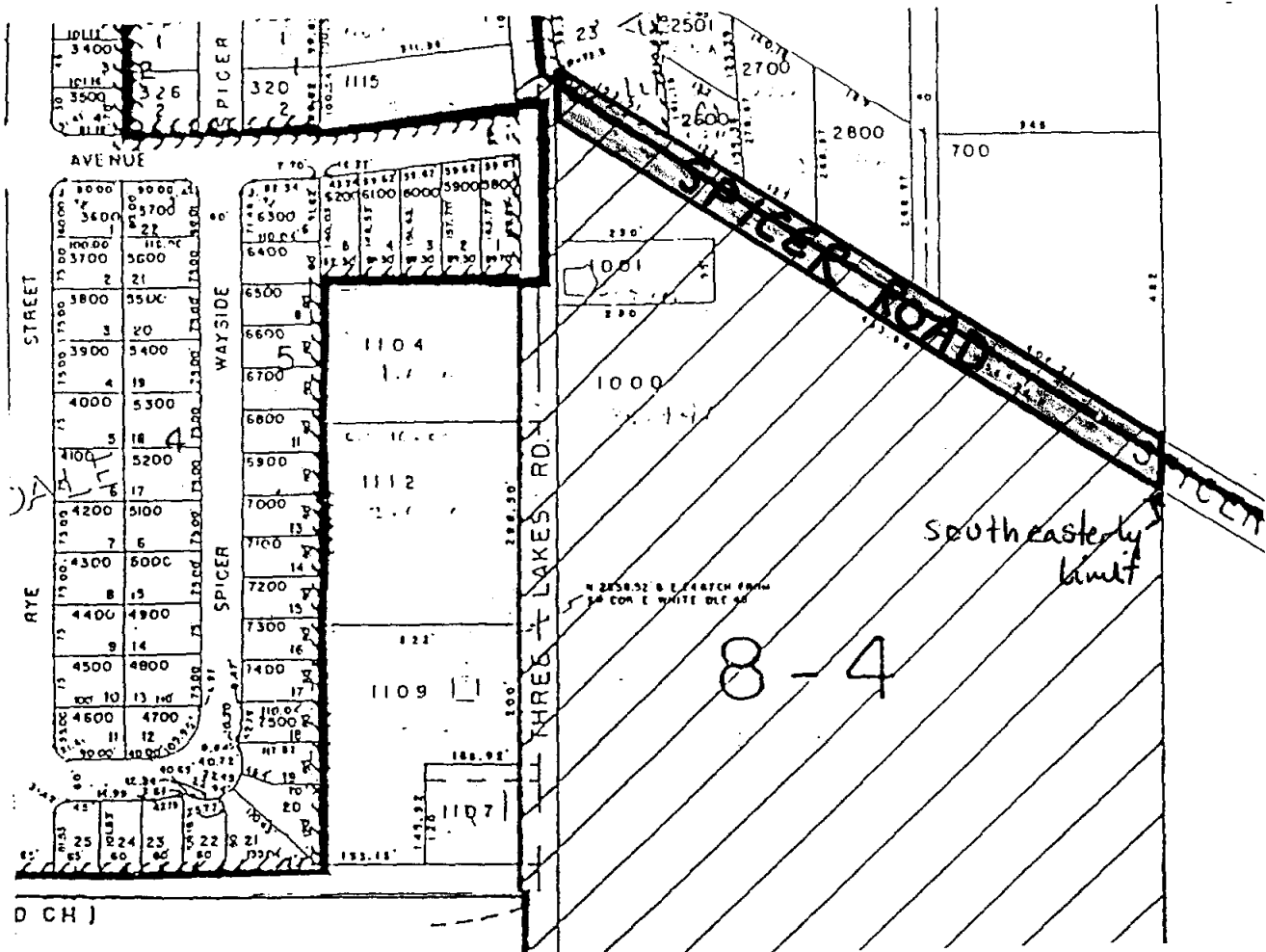
Three Lakes Road - from Spicer Road southerly (approximately 1910 feet)



MAP EXHIBIT 2
(SPICER ROAD)

Requested Transfer to City Jurisdiction (March 10, 1993 City Council meeting)

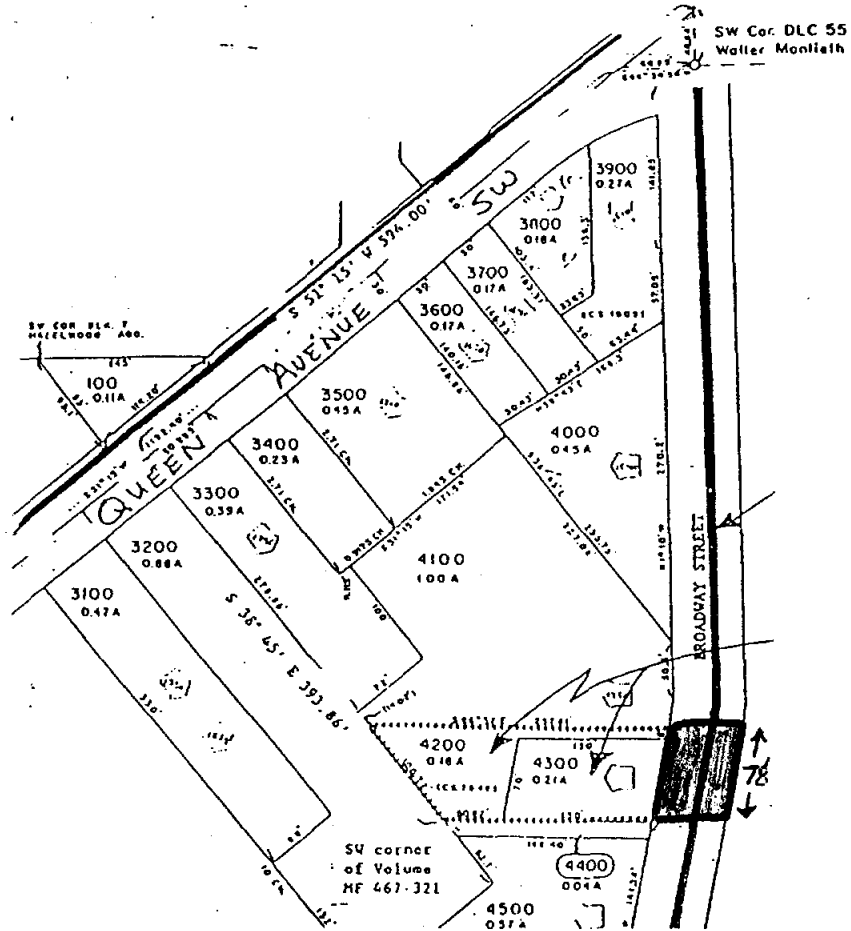
Spicer Road - from Three Lakes Road southeasterly (approximately 998 feet)



MAP EXHIBIT 3
(BROADWAY STREET - 78 feet)

Requested Transfer to City Jurisdiction (March 10, 1993 City Council meeting)

Broadway Street - A segment south of Queen Avenue (approximately 78 feet)



MAP EXHIBIT 4
(BROADWAY STREET - 359 feet)

Requested Transfer to City Jurisdiction (March 10, 1993 City Council meeting)

Broadway Street - A segment south of Queen Avenue (approximately 359 feet)

