

FROM (DEPT/ DIVISION): County Counsel

SUBJECT: County Road District

<p>Background:</p> <p>In 2021, the legislature amended the law to allow a county to request that forest reserve funds normally credited to a county road program, to be paid to a separate public entity. This would allow the separate entity to receive funds that are precluded from the election to received SRS payments rather than timber receipt payments. The separate entity can be created by an intergovernmental agreement or a special district. As has been done in a number of other counties, Umatilla County is proposing to create a separate road district to allow for the receipt of the additional funding. The process to create a road district requires two public hearings. The matter is before the Board to initiate the process for the formation of a road district and to set a public hearing.</p>	<p>Requested Action:</p> <p>Adopt Order No. BCC2023-047</p>
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ATTACHMENTS: Draft Order

*****For Internal Use Only*****

Checkoffs:

- () Dept. Heard (copy)
- () Human Resources (copy)
- () Fiscal
- (X) Legal (copy)
- () (Other - List:)

To be notified of Meeting:
Tom Fellows

Needed at Meeting:

Scheduled for meeting on: December 6, 2023

Action taken:

Follow-up:

THE BOARD OF COMMISSIONERS OF UMATILLA COUNTY

STATE OF OREGON

In the Matter of Initiating)
and Setting Hearing on) Order No. BCC2023-047
Formation of Umatilla County)
Road Service District)

WHEREAS, in accordance with ORS 198.835, the Board of Commissioners may initiate the formation of a district to be located within the county;

WHEREAS, it is the intent of the Board of Commissioners to initiate the formation of a county service district for roads organized under ORS Chapter 451;

WHEREAS it is purposed to have the boundaries of the proposed district include all areas of Umatilla County.

NOW THEREFORE, the Board of Commissioners orders that:

1. Umatilla County hereby initiates the formation of a county service district organized under ORS Chapter 451 for roads, to be known as the Umatilla County Road Service District.

2. The proposed boundary for the proposed Umatilla County Road Service shall be all of Umatilla County, using the boundary of Umatilla County as described in ORS 201.300, described as follows:

Beginning at a point on the boundary of the state and the eastern boundary of Morrow County, as described in ORS 201.250; thence southerly along such county boundary to the northern boundary of Grant County, as described in ORS 201.120; thence easterly along such county boundary to the boundary of Union County as described in the following section.

The boundary line between Umatilla and Wallowa and Umatilla and Union Counties begins at the terminus of Umatilla and Union Counties on the south and more particularly described as follows: Commencing at the summit of the Blue Mountains where the township line between townships 6 and 7 south intersects the summit; thence west on the township line to the southwest corner of section 33, township 6 south, range 35 east, of the

Willamette Meridian; thence north to the northwest corner of section 4 of such township and range; thence west to the southwest corner of section 34, township 5 south, range 34 east, of the Willamette Meridian; thence north to the northwest corner of section 27, township 4 south, range 34 east, of the Willamette Meridian; thence west to the northwest corner of section 27, township 4 south, range 33 ½ east, of the Willamette Meridian; thence north to the northeast corner of township 4 south, range 33 east, of the Willamette Meridian; thence west to the southwest corner of section 35, township 3 south, range 33 east, of the Willamette Meridian; thence north to the northwest corner of section 2, township 3 south, range 33 east, of the Willamette Meridian; thence east to the northeast corner of township 3 south, range 33 east, of the Willamette Meridian; thence south to the northwest corner of township 3 south, range 33 ½ east, of the Willamette Meridian; thence east to the southeast corner of township 2 south, range 33 east, of the Willamette Meridian; thence north to the northwest corner of section 31, township 2 south, range 34 east, of the Willamette Meridian; thence east to the southeast corner of section 28, township 2 south, range 35 east, of the Willamette Meridian; thence north to the northwest corner of section 3, township 2 south, range 35 east, of the Willamette Meridian; thence east to the southeast corner of southwest quarter of section 35, township 1 south, range 35 east, of the Willamette Meridian; thence north to the northwest corner of the northeast quarter of section 35, township 1 south, range 35 east, of the Willamette Meridian; thence east to the northeast corner of northwest quarter of section 36, township 1 south, range 35 east, of the Willamette Meridian; thence south to the center of section 36, township 1 south, range 35 east, of the Willamette Meridian; thence east to the northeast corner of southeast quarter of section 36, township 1 south, range 35 east, of the Willamette Meridian; thence south to the southwest corner of township 1 south, range 36 east, of the Willamette Meridian; thence east along the south boundary line of township 1 south, range 36 east, and township 1 south, range 37 east, to the southwest corner of section 33, township 1 south, range 37 east, of the Willamette Meridian; thence north to the northeast corner of section 20, township 1 south, range 37 east, of the Willamette Meridian; thence east to the southeast corner of section 13, township 1 south, range 37 east of the Willamette Meridian; thence north along the east boundary line of township 1 south, range 37 east, and townships 1 and 2 north, range 37 east, of the Willamette Meridian, to the northeast corner of township 2 north, range 37 east, of the Willamette Meridian; thence east to the northeast corner of the northwest quarter of section 4, township 2 north, range 38 east, of the Willamette

Meridian; thence north to the township line between townships 3 and 4 north, range 38 east, of the Willamette Meridian; thence east to the southeast corner of section 34, township 4 north, range 38 east, of the Willamette Meridian; thence north to the northwest corner of section 23, township 4 north, range 38 east, of the Willamette Meridian; thence east to the southwest corner of section 17, township 4 north, range 39 east, of the Willamette Meridian; thence north to the northwest corner of section 5, township 4 north, range 39 east, of the Willamette Meridian; thence east to the southeast corner of section 31, township 5 north, range 39 east, of the Willamette Meridian; thence due north about nine and one-half miles, terminating at the state line between Oregon and Washington. All being East of Willamette Meridian, Umatilla County, Oregon.

3. A hearing on the proposed formation of the Umatilla County Road Service District will be held on January 17, 2024, at 9:00 a.m., in Room 130, Umatilla County Courthouse, 216 SE 4th Street, Pendleton, Oregon.

4. Notice of the hearing shall be published in the East Oregonian, a newspaper of general circulation in Umatilla County, twice, on two successive weeks.

5. Notice of the hearing shall be posted in the following public places:

- A. Stafford Hansell Government Center, 915 SE Columbia Drive, Hermiston, Oregon;
- B. Umatilla County Public Works Department, 3920 Westgate, Pendleton, Oregon;
- C. Umatilla County Courthouse, 216 SE 4th Street, Pendleton, Oregon.

DATED this 6th day of December, 2023.

UMATILLA COUNTY BOARD OF COMMISSIONERS

Daniel N. Dorran, Chair

John M. Shafer, Commissioner

Celinda A. Timmons, Commissioner

ATTEST:
OFFICE OF COUNTY RECORDS

Records Officer