



COUNCIL RESOLUTION NO. 5425

RESOLUTION ANNEXING A PORTION OF THE RIGHT-OF-WAY OF GILHAM ROAD TO THE CITY OF EUGENE (AREA IDENTIFIED AS A PORTION OF THE GILHAM ROAD RIGHT-OF-WAY BETWEEN DON JUAN AVENUE AND AYRES ROAD (ASSESSOR'S MAP NO. 17-04-08))

PASSED: 8:0

REJECTED:

OPPOSED:

ABSENT:

CONSIDERED: October 28, 2024



RESOLUTION NO. 5425

RESOLUTION ANNEXING A PORTION OF THE RIGHT-OF-WAY OF GILHAM ROAD TO THE CITY OF EUGENE (AREA IDENTIFIED AS A PORTION OF THE GILHAM ROAD RIGHT-OF-WAY BETWEEN DON JUAN AVENUE AND AYRES ROAD (ASSESSOR'S MAP NO. 17-04-08))

The City Council of the City of Eugene finds that:

A. An annexation application was submitted by the City of Eugene on August 20, 2024, in accordance with the provisions of Section 9.7810 of the Eugene Code, 1971, (“EC”) for annexation to the City of Eugene of street right-of-way identified as that portion of the Gilham Road right-of-way between Don Juan Avenue and Ayres Road (Assessor’s Map No. 17-04-08)).

B. The area proposed to be annexed is depicted on the map attached as Exhibit A to this Resolution. The legal description of the right-of-way proposed to be annexed is attached to this Resolution as Exhibit B.

C. The City’s Planning Director has submitted a written recommendation that the application be approved based on the criteria of EC 9.7825. The Planning Director’s Findings and Recommendation are attached to this Resolution as Exhibit C.

D. On September 27, 2024, a notice containing a description of the street right-of-way to be annexed and the Planning Director’s preliminary recommendation was mailed to the applicant, owners and occupants of properties located within 500 feet of the perimeter of the areas to be annexed, and the Northeast Neighbors Neighborhood Association. The notice advised that the City Council would consider the Planning Director’s full recommendation on the proposed annexation on October 28, 2024.

E. After considering the Planning Director’s recommendation, the City Council finds that the application should be approved.

NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EUGENE, a Municipal Corporation of the State of Oregon, as follows:

Section 1. Based on the above findings and the Planning Director’s Findings and Recommendation, which are attached as Exhibit C and are adopted in support of this Resolution, it is ordered that the street right-of-way identified as that portion of the Gilham Road right-of-way between Don Juan Avenue and Ayres Road (Assessor’s Map No. 17-04-08)), and which is more particularly described in the attached Exhibit B, is annexed to the City of Eugene.

Section 2. This Resolution is effective immediately upon its passage by the City Council. The annexation shall become effective in accordance with State law.

The foregoing Resolution adopted the 28th day of October, 2024.



City Recorder

SEE SHEET 2

MEADOW WOOD DRIVE

MEADOW WOOD DRIVE

GILHAM ROAD
C.R. NO. 2283

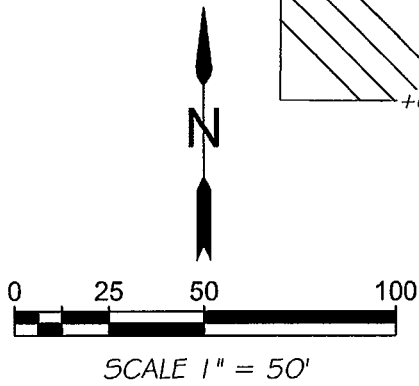
N 0°06'26" E

CLEMSON WAY

AYRES ROAD

C.R. NO. 302

This point bears N 0°06'26" E,
2100.00' from the SE Corner of the
A.B. Stevens Donation Land Claim No.
40, T17S, R3W, W.M.



REGISTERED
PROFESSIONAL
LAND SURVEYOR

JWC 2024/5/14

OREGON
January 12, 1999
JAMES W. COLTON
58756

RENEWAL DATE: DEC. 31, 2025

+09.64 28.86' 30.50' 28.82' 26.37' +18.64 +18.65

+43.00 30.50' 26.29' 27.50' +43.00

27.50' 26.28' +26.00

55.66' 26.27' +00.00

LEGEND

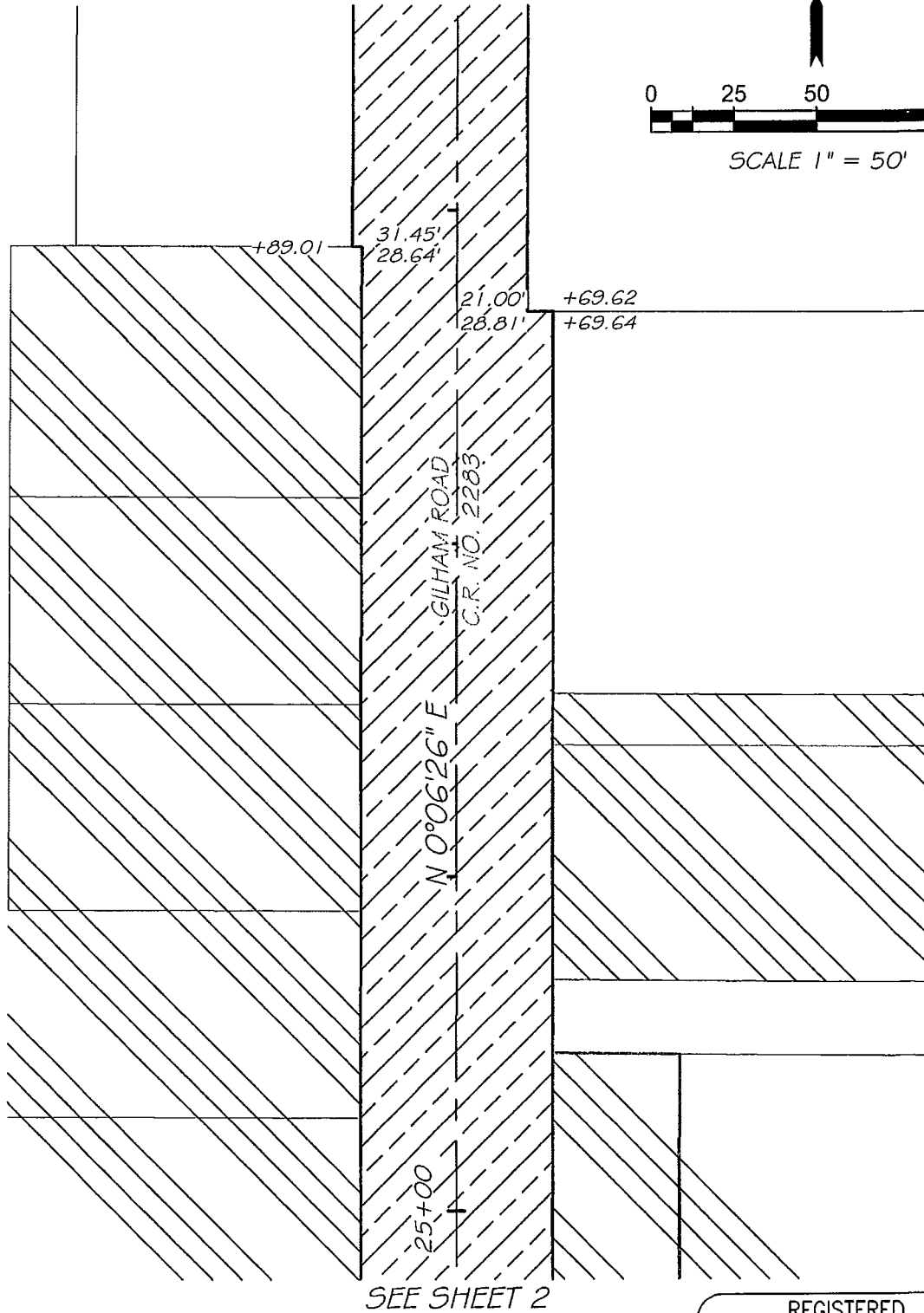
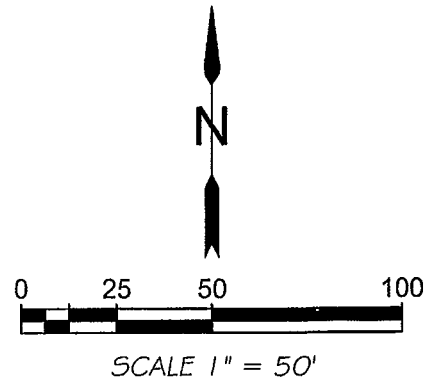


- AREA TO BE ANNEXED

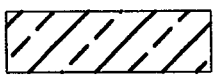
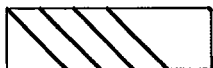


- CITY LIMITS

SEE SHEET 3



LEGEND

-  - AREA TO BE ANNEXED
-  - CITY LIMITS

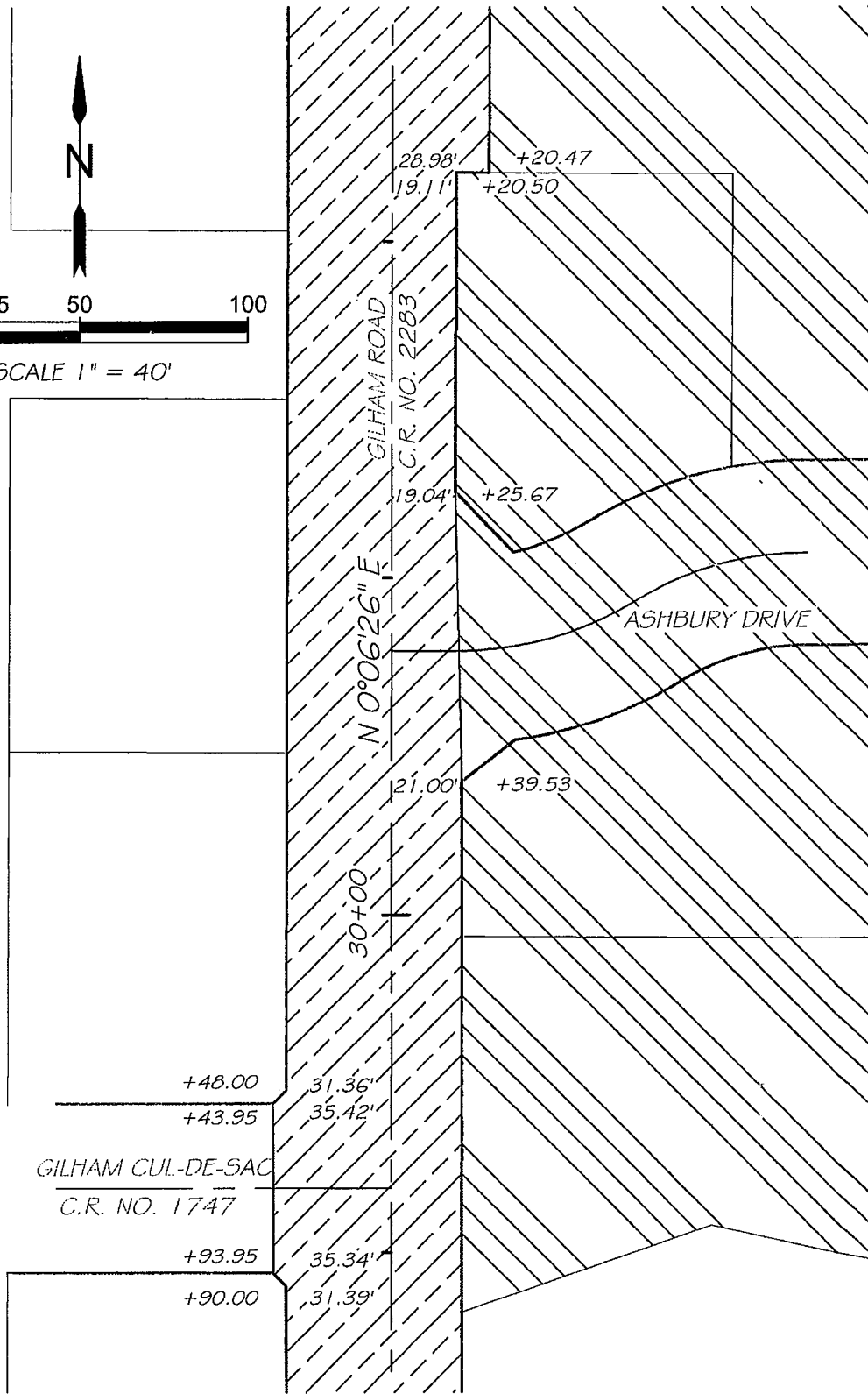
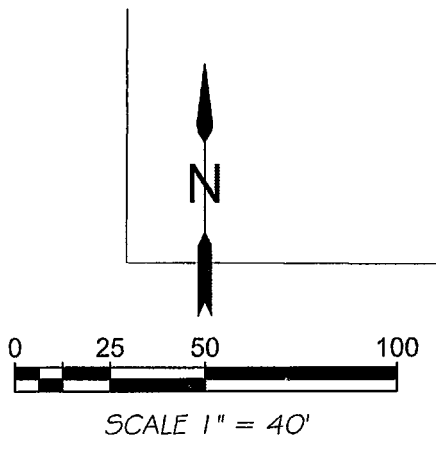
REGISTERED
PROFESSIONAL
LAND SURVEYOR

JWC 2024/5/14

OREGON
January 12, 1999
JAMES W. COLTON
58756



RENEWAL DATE: DEC. 31, 2025

SEE SHEET 4



SEE SHEET 2

LEGEND

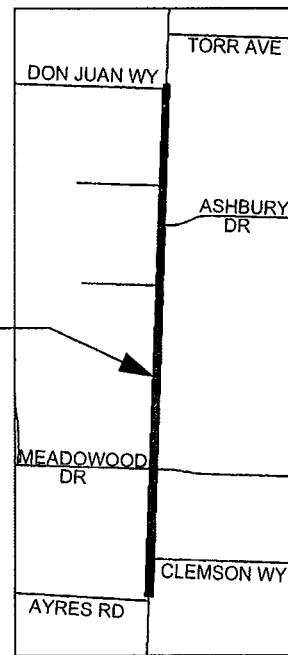
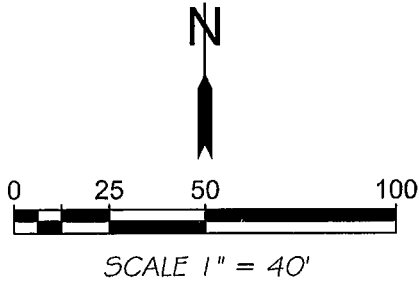
-  - AREA TO BE ANNEXED
-  - CITY LIMITS

REGISTERED
PROFESSIONAL
LAND SURVEYOR

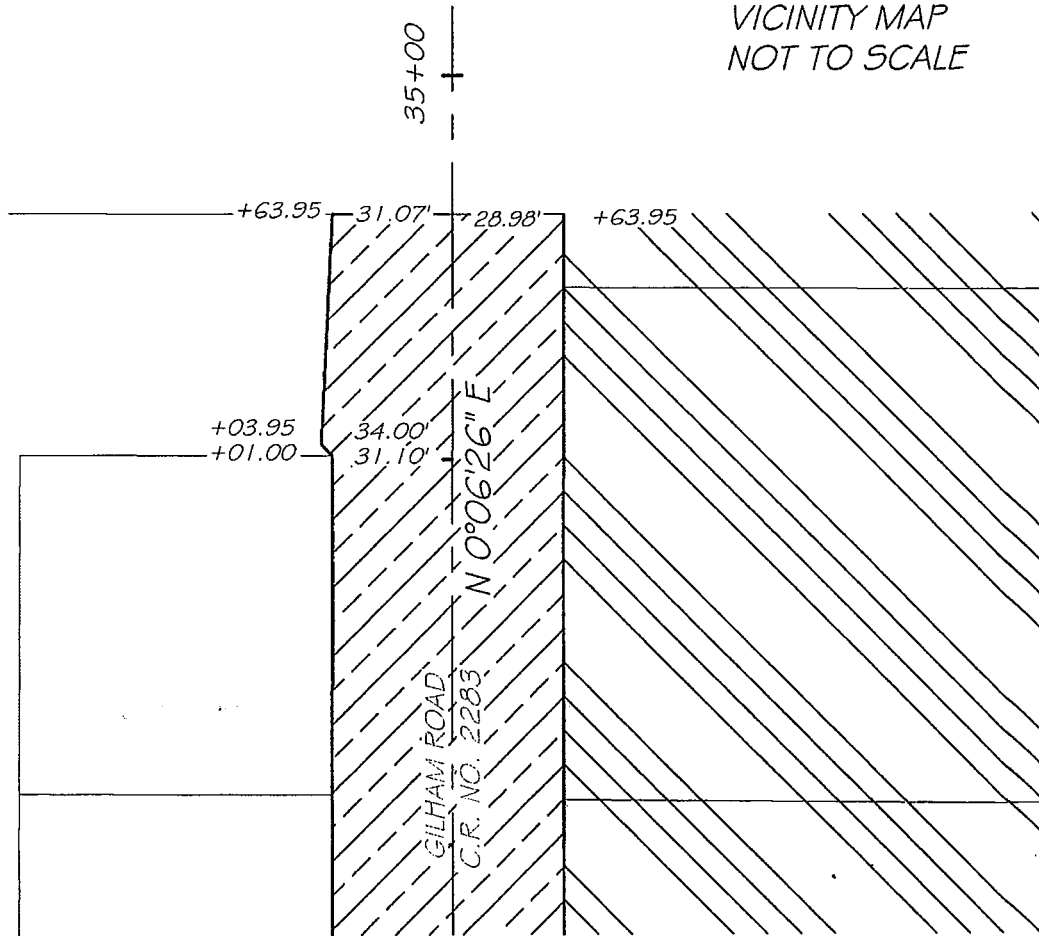
James W. Colton 2024/15/11

OREGON
January 12, 1999
JAMES W. COLTON
58756

RENEWAL DATE: DEC. 31, 2025





VICINITY MAP
NOT TO SCALE



SEE SHEET 3

LEGEND

-  - AREA TO BE ANNEXED
-  - CITY LIMITS

REGISTERED
PROFESSIONAL
LAND SURVEYOR

J. W. Colton 2014/5/11

OREGON
January 12, 1999
JAMES W. COLTON
58756

RENEWAL DATE: DEC. 31, 2025

Gilham Road (County Road No. 2283)
 Legal Description for Annexation
 Ayers Road to Don Juan Avenue

A strip of land variable feet in width lying on both sides of the centerline of Gilham Road, in Section 8, Township 17 South, Range 3 West of the Willamette Meridian, Lane County, Oregon, as surveyed by Lane County in 2020; the centerline and widths in feet being described as follows:

Beginning at Engineers' Centerline Station L 21+00.00 POT, said station being North 0°06'26" East 2,100.00 feet from a 2-3/4 inch Lane County Surveyor's Office brass cap marking the Southeast Corner of the A.B. Stevens Donation Land Claim No. 40, Township 17 South, Range 3 West of the Willamette Meridian, said centerline station being on the east line of said claim; run thence North 0°06'26" East, along the east line of said claim, 1363.95 feet to Engineers' Centerline Station L 34+63.95 POT, said Engineer's Centerline Station being opposite of and at right angles to the northerly right of way line of Don Juan Avenue, County Road No. 1749, and there ending, all in Lane County, Oregon.

The widths in feet of the strip of land herein described are as follows:

<u>STATION TO STATION</u>		<u>WIDTH ON WEST SIDE OF CENTERLINE</u>
L 21+00.00 POT	L 21+43.00 POT	55.66 ft. tapering on a straight line to 30.50 ft.
L 21+43.00 POT	L 23+09.64 POT	30.50 ft.
L 23+09.64 POT	L 23+09.64 POT	30.50 ft. to 28.86 ft.
L 23+09.64 POT	L 27+89.01 POT	28.86 ft. tapering on a straight line to 28.64 ft.
L 27+89.01 POT	L 27+89.01 POT	28.64 ft. to 31.45 ft.
L 27+89.01 POT	L 28+90.00 POT	31.45 ft. tapering on a straight line to 31.39 ft.
L 28+90.00 POT	L 28+93.95 POT	31.39 ft. tapering on a straight line to 35.34 ft.
L 28+93.95 POT	L 29+43.95 POT	35.34 ft. tapering on a straight Line to 35.42 ft.
29+43.95 POT	L 29+48.00 POT	35.42 ft. tapering on a straight line to 31.36 ft.

STATION TO STATION

L 29+48.00 POT L 34+01.00 POT
L 34+01.00 POT L 34+03.95 POT
L 34+03.95 POT L 34+63.95 POT

**WIDTH ON WEST
SIDE OF CENTERLINE**

31.36 ft. tapering on a straight
line to 31.10 ft.
31.10 ft. tapering on a straight
line to 34.00 ft.
34.00 ft. tapering on a straight
line to 31.07 ft.

STATION TO STATION

L 21+00.00 POT L 21+26.00 POT
L 21+26.00 POT L 21+26.00 POT
L 21+26.00 POT L 21+43.00 POT
L 21+43.00 POT L 21+43.00 POT
L 21+43.00 POT L 23+18.65 POT
L 23+18.65 POT L 23+18.64 POT
L 23+18.64 POT L 27+69.64 POT
L 27+69.64 POT L 27+69.62 POT
L 27+69.62 POT L 30+39.53 POT
L 30+39.53 POT L 31+25.67 POT
L 31+25.67 POT L 32+20.50 POT

**WIDTH ON EAST
SIDE OF CENTERLINE**

26.27 ft. tapering on a straight
line to 26.28 ft.
26.28 ft. to 27.50 ft.
27.50 ft.
27.50 ft. to 26.29 ft.
26.29 ft. tapering on a straight
line to 26.37 ft.
26.37 ft. to 28.82 ft.
28.82 ft. tapering on a straight
line to 28.81 ft.
28.81 ft. tapering on a straight
line to 21.00 ft.
21.00 ft.
21.00 ft. tapering on a straight
line to 19.04 ft.
19.04 ft. tapering on a straight
line to 19.11 ft.

STATION TO STATION

**WIDTH ON EAST
SIDE OF CENTERLINE**

L 32+20.50 POT L 32+20.47 POT

19.11 ft. tapering on a straight
line to 28.98 ft.

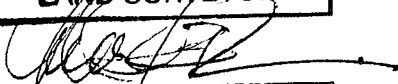
L 32+20.47 POT L 34+63.95 POT

28.98 ft.

Except Therefrom: All that portion of County Road No. 302 surrendered to the City of Eugene pursuant to Lane County Board of Commissioners Order No. 87-12-16-1.

The bearings used herein are based on the Oregon Coordinate Reference System (OCRS), Eugene Zone, NAD83 (CORS 2011), Epoch 2010.00, as shown on County Survey File No. 45271, on file at the Lane County Surveyor's Office, Lane County, Oregon.

**REGISTERED
PROFESSIONAL
LAND SURVEYOR**




OREGON
JUNE 13, 2008
MIKEAL J. BLOMMÉ
74387

RENEWS: DEC. 31, 2025

Certification of Description

Pursuant to EC 9.7810(7), Annexation Application Requirements, I hereby certify the metes and bounds description of the real property proposed for annexation closes; and the map outlining the boundary is a true representation of the description.

Signature: 
Registered Land Surveyor

Print Name: MIKEAL J. BLOMMÉ

Date: 05/03/2024

Seal:



RENEWS: DEC. 31, 2025



**Planning Director’s Findings and Recommendation:
Annexation Request for Gilham Rd
(City File: A 24-13)**

Application Submitted: August 20, 2024
Applicant: Jonathan Patrick, City of Eugene Public Works Engineering; 541-682-6854
Property Included in Annexation Request: Gilham Road between Don Juan Avenue and Ayres Road
Zoning: No applicable zoning (public street right-of-way)
Lead City Staff: Brai Black, Assistant Planner, City of Eugene Planning Division; 541-682-5437

EVALUATION:

Based on the information provided by the applicant, the City has determined that this request complies with Eugene Code (EC) Section 9.7805 Annexation - Applicability. As such, it is subject to review and approval in accordance with the requirements, application criteria and procedures of EC 9.7800 through 9.7835. The applicable approval criteria are presented below in bold typeface with findings and conclusions following each.

EC 9.7825(1) The land proposed to be annexed is within the city’s urban growth boundary and is: (a) Contiguous to the city limits; or (b) Separated from the city only by a public right of way or a stream, bay, lake or other body of water.	
Complies	Findings: The annexation area is within the Urban Growth Boundary and is contiguous to City limits, consistent with subsection (a).
<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
EC 9.7825(2) The proposed annexation is consistent with applicable policies in the Metro Plan and in any applicable refinement plans.	
Complies	Findings: Several policies from the <u>Metro Plan</u> provide support for this annexation by encouraging compact urban growth to achieve efficient use of land and urban service provisions within the UGB, including the following policies from the Growth Management section (in <i>italic text</i>): <i>Policy 1. The UGB and sequential development shall continue to be implemented as an essential means to achieve compact urban growth. The provision of all urban services shall be concentrated inside the UGB. (page II-C-4)</i> <i>Policy 9. A full range of key urban facilities and services shall be provided to urban areas according to demonstrated need and budgetary priorities. (page II-C-5)</i> <i>Policy 10. Annexation to a city through normal processes shall continue to be the highest priority. (page II-C-5).</i> <i>Policy 15. Ultimately, land within the UGB shall be annexed to a city and provided with the required minimum level of urban facilities and services. While the time</i>
<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	

frame for annexation may vary, annexation should occur as land transitions from urbanizable to urban. (page II-C-5)

As discussed in this subsection, and further detailed under subsection (3) below, the proposed annexation is consistent with Metro Plan growth management policies. The proposed annexation of this section of Gilham Road will increase the effectiveness and efficiency of services provided by the City, and the allocation of municipal resources.

The Willakenzie Area Plan is the adopted refinement plan for the subject street annexation. Regarding applicable policies within the refinement plan, a portion of the street annexation is within the Unincorporated Subarea; however, none of those subarea policies are applicable to the request. The City’s proposed street annexation is consistent with the following policy under the Transportation Element Section:

Policy 1. The transportation network within the Willakenzie area shall be planned and designed to ensure; a) preservation of existing neighborhoods; b) an adequate system of arterials and collectors for the efficient movement of through traffic; and c) the preservation of the use of local streets for local traffic.

The requested annexation supports this policy by annexing right-of-way with the goal of an eventual jurisdictional transfer of responsibility for the right-of-way to the City of Eugene; thus, providing clarity on the jurisdictional responsibility for maintenance of the right-of-way and allowing for future improvements. Planned capital improvements in this section of Gilham Road will enhance safety for pedestrians and bicyclists and will serve all users of the transportation system.

Therefore, based on the findings above, the proposal is consistent with the applicable policies of the Metro Plan and the applicable refinement plan.

<p>EC 9.7825(3)</p>	<p>The proposed annexation will result in a boundary in which the minimum level of key urban facilities and services, as defined in the Metro Plan, can be provided in an orderly, efficient, and timely manner.</p>
<p>Complies</p> <p><input checked="" type="checkbox"/> YES</p> <p><input type="checkbox"/> NO</p>	<p>Findings: Consistent with this criterion, the proposed annexation will result in a boundary in which the minimum level of key urban facilities and services can be provided in an orderly, efficient, and timely manner as detailed below:</p> <p><u>Wastewater</u> Wastewater facilities owned and maintained by the City currently exist within the right-of-way. The proposed annexation will not necessitate any new wastewater service extensions or affect the ownership and maintenance of the wastewater facilities in place.</p> <p><u>Stormwater</u> There are existing public stormwater systems, which are currently owned by both Lane County and the City of Eugene, within Gilham Road. Following annexation, Lane County will continue to own and maintain County-owned stormwater infrastructure within the</p>

right-of-way, and the remainder of the public stormwater system will continue to be owned and maintained by the City of Eugene.

Transportation

The proposed annexation will eventually result in improved functionality of this section of Gilham Road, due to the scope of planned capital improvement projects in this area. Gilham Road will continue to operate as a key transportation facility.

Solid Waste

Collection service is provided by private firms. Regional disposal sites are operated by Lane County. The proposed annexation will have no effect on these services.

Water and Electric

Eugene Water and Electric Board (EWEB) currently has overhead power lines within the proposed annexation area and a water line within this section of Gilham Road. The proposed annexation will have no effect on these facilities.

Streets

Gilham Road is classified as a neighborhood collector street and is currently under Lane County jurisdiction. Following annexation, a jurisdictional transfer will occur to transfer ownership and maintenance responsibility to the City of Eugene.

Public Safety

Police protection will be provided upon annexation consistent with service provision throughout the City. Fire protection will continue to be provided by the Eugene Springfield Fire Department. Emergency medical services are currently provided on a regional basis and will also continue in the same manner upon annexation.

Parks and Recreation

Parks and recreation programs are provided on a City-wide basis. The inclusion of the subject area in the City is sufficient evidence to demonstrate the minimum level of this key urban service is met.

Planning and Development Services

Planning and building permit services are already provided for all areas located within the Urban Growth Boundary by the City of Eugene.

Communications

Communications infrastructure and services already exist within the street right-of-way. The proposed annexation will have no effect on these facilities. Any future communication facilities or infrastructure will require a right-of-way permit and approval by the Public Works Maintenance Division of the City of Eugene.

Public Schools

The subject annexation area is within Eugene School District 4J. As access to schools is evaluated on a district wide basis, the annexation area's location within a school district is sufficient evidence to demonstrate the minimum level of this key urban service is met.

CONCLUSION:

Based on the above findings, information submitted to date, and the criteria set forth in EC 9.7825, the proposed annexation is consistent with the applicable approval criteria. A map and legal description showing the area subject to annexation are included in the application file for reference. The effective date of the annexation will be set in accordance with State law.

INFORMATIONAL ITEMS:

Approval of this annexation does not relieve the applicant from complying with applicable codes and statutory requirements.