

ORDINANCE NO. 91-O-485

AN ORDINANCE ACCEPTING THE ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF CURRY COUNTY ENTITLED "IN THE MATTER OF AN ORDER TRANSFERRING JURISDICTION OVER COUNTY ROADS WITHIN CITIES" AND ACCEPTING JURISDICTION OVER CERTAIN COUNTY ROADS.

SECTIONS:

- Section 1. Acceptance of County Order
- Section 2. Identification of County Roads
- Section 3. Jurisdiction

Whereas, by Order No. 8893 of the Board of County Commissioners of Curry County enacted September 10, 1991, the City of Brookings has been offered jurisdiction over certain county roads pursuant to the provisions of ORS 373.270; and

Whereas, the City of Brookings desires, by the terms of this Ordinance, to accept the order of Curry County and the offer to surrender jurisdiction of certain county roads in accordance with the provisions of the statute.

The City of Brookings ordains as follows:

Section 1. Acceptance of County Order. The City of Brookings hereby accepts the terms and provisions of Order No. 8893 of the Board of County Commissioners of Curry County enacted September 10, 1991, and entitled "In the Matter of an Order Transferring Jurisdiction Over County Roads within Cities" and further accepts the offer to surrender jurisdiction of those roads pursuant to the provisions of ORS 373.270.

Section 2. Identification of County Roads. In accordance with the provisions of Section 1 hereof, the City of Brookings has accepted jurisdiction over the following identified county roads:

736 Dawson Road: from Highway 101 to end as described in Deed Volume 32, page 239 and Deed Volume 71, pages 558 and 559;

73701 Pacific Heights) as shown on the subdivision
73702 Skyline Drive) plat of Harris Beach Estates,
73703 Ridgeway) and described in Court Book of
73704 Shorewood Terrace) Records Volume 1, pages 532 and 533;

738 Passley Road: from Dawson Road to end as described in Book of Records Volume 7, pages 822 - 829, Book of Records Volume 51, page 160, Book of Records Volume 55, page 777, and Book of Records Volume 58, pages 189 and 190;

739 West Harris Heights Road: from Highway 101 to end as described in Book of Records Volume 31, page 379;

744 Blueberry Road: from Dawson Road to end as described in Deed Volume 70, pages 417 - 419 and Deed Volume 70, page 503.

Section 3. Jurisdiction. From and after the effective date of this Ordinance, in accordance with the provisions of ORS 373.270(7), the following provisions shall apply to jurisdiction over the roads identified in Section 2 hereof:

(a) The jurisdiction of the county over the county roads or portions thereof as a county road, or for their improvement, construction or repair shall cease;

(b) The full and absolute jurisdiction over the roads for all purposes of repair, construction, improvement and the levying and collection of assessments therefor vests in the City of Brookings; and

(c) The City of Brookings shall have the same jurisdiction over the roads or portions thereof as by its charter and the laws of the state are given or granted to it over any of the public streets and alleys of the City.

[Effective January 8, 1992]