

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF GRANTING AN) RESOLUTION NO. 00-2967
EASEMENT TO MT. SCOTT WATER DISTRICT)
FOR NON-PARK USE THROUGH METRO) Introduced by Mike Burton,
PROPERTY LOCATED SOUTH OF SUNNYSIDE) Executive Officer
ROAD NEAR MT. TALBERT)

WHEREAS, Metro and North Clackamas Park and Recreation District ("NCPRD") jointly own 106 acres of regionally significant natural area on Mt. Talbert with frontage on Sunnyside Road, purchased with Ballot Measure 26-26 bond funds; and

WHEREAS, Mt. Scott Water District is requesting an easement through property jointly owned by Metro and NCPRD located between Sunnyside Road and Cedar Park Drive, as identified in Exhibit A (the Property); and

WHEREAS, the purpose of the easement is to install a 12-inch waterline through the Property for approximately 1,770 linear feet; and

WHEREAS, the Mt. Scott Trail, a regional trail system identified in the Metro Greenspaces Master Plan, is planned for the Mt. Scott Creek corridor, connecting the Metro/NCPRD property to other greenspaces along Mt. Scott Creek; and

WHEREAS, Mt. Scott Water District will build a planned trail and footbridge in exchange for the easement; and

WHEREAS, the Metro Parks and Greenspaces Department Easement Policy requires formal review of all easement requests by the Regional Parks and Greenspaces Advisory Committee, the Metro Operations Committee and the full Metro Council; and

WHEREAS, the Metro Parks and Greenspaces Department has determined that this easement request can be accommodated without significant impact to natural resources, cultural resources, recreational facilities, recreational opportunities or their operation and management; now therefore,

BE IT RESOLVED,

That the Metro Council hereby authorizes the Executive Director to grant an easement to the Mt. Scott Water District to install a 12-inch potable waterline through the Property, as identified in Exhibit A, from Cedar Park Drive to Sunnyside Road in exchange for the construction of a 3- to 5- foot wide trail on the ground surface along the easement and footbridge crossing Mt. Scott Creek to connect the trail from each side of the creek.

ADOPTED by the Metro Council this _____ day of _____, 2000.

WITHDRAWN
David Bragdon, Presiding Officer

Approved as to Form:

Daniel B. Cooper, General Counsel

Staff Report

IN CONSIDERATION OF RESOLUTION NO. 00-2967 FOR THE PURPOSE OF GRANTING AN EASEMENT FOR NON-PARK USE THROUGH METRO PROPERTY SOUTH OF SUNNYSIDE ROAD NEAR MT. TALBERT

Date: June 19, 2000

Presented by: Charles Ciecko

Proposed Action

Resolution No.00-2967 would provide Metro Council authorization for the Mt. Scott Water District to acquire an easement through 1,770 linear feet of property owned by Metro off of Sunnyside Road in North Clackamas (lot 400).

Existing Law

Metro Council Resolution 97-2539B approved general policies related to the review of easements, right-of-ways, and non-park uses through properties managed by the Regional Parks and Greenspaces Department. The resolution provides for a formal review of all proposed easements, and final review and approval by the full Council.

Factual Background and Analysis

Metro and North Clackamas Parks and Recreation District (NCPRD) jointly own 106 acres of regionally significant natural area on Mt. Talbert, located south of Sunnyside Road and west of I-205, which is known as the "Mt. Talbert Property."

Metro Regional Parks and Greenspaces has and will continue to receive requests for easements, leases and right-of-ways through property that has been acquired through the Open Spaces Acquisition Division. Some of these properties include existing easements or right-of-ways. Resolution No. 97-2539A was adopted by Metro Council for the purpose of approving general policies related to the review of easements, right-of-ways, and leases for non-park uses through properties managed by the Regional Parks and Greenspaces Department.

Metro has received and reviewed an easement application from the Mt. Scott Water District. The proposal meets all criteria set forth in the Metro policy regarding easements, right-of-ways, and leases for non-park uses. The Water District is requesting an easement for a 12-inch potable waterline through Metro's Mt. Talbert property, from Cedar Park Drive to Sunnyside Road, near 117th Avenue. The approximate dimensions of the easement would be: 1,770 feet in length and a maximum of 20 feet wide. The alignment of the waterline will be the same as where the Mt. Talbert Master Plan shows a future trail through the property.

In exchange for the easement, Mt. Scott Water District will construct a 3- to 5-foot wide trail on the ground surface along the easement, and build a footbridge crossing Mt. Scott Creek to connect the trail from each side of the creek. The trail will be hard surface, meet American with Disabilities Act (ADA) specifications from the Sunnyside Road entrance to the footbridge, and will be soft surface from the bridge to Cedar Park Drive. The trail will meet the specifications of the Mt. Talbert Master Plan.

The easement is found to have minimal impact on Metro-owned property since it is on the same section of land on which the trail is to be constructed. The loss of vegetation and habitat caused by the underground pipeline will result in no significant impact to the property's natural resource values. The habitat value is limited by exotic vegetation on this portion of the site that consists mostly of blackberry and a few native cottonwood and hawthorn trees. There are no known listed threatened and endangered animal or plant species on the parcel sought for the easement.

The easement will allow the trail and footbridge to be built in line with the master plan.

The Regional Parks and Greenspaces Advisory Committee considered this issue at its June 6, 2000 meeting, and recommended its adoption.

Budget Impact

Metro will receive no less than fair market value compensation through Mt. Scott Water District which is paying for construction of the footbridge and full length of the trail from Sunnyside Road to Cedar Park Drive.

Map

Attached is a map showing the project/easement boundaries.

Executive Officer's Recommendation

The Executive Officer recommends that the Council adopt Resolution No. 00-2967.