

**RESOLUTION NO. 2023-30**

A RESOLUTION DECLARING THE PUBLIC NEED TO ACQUIRE REAL PROPERTY FOR THE PURPOSE OF CONSTRUCTING IMPROVEMENTS AS PART OF THE 2024 PAVEMENT REHABILITATION PROJECT: COMMERCIAL STREET SE FROM FABRY ROAD SE TO THE INTERSTATE-5 RAMPS.

**Whereas**, for the purposes of the 2024 Pavement Rehabilitation Project: Commercial Street SE from Fabry Road SE to the Interstate 5 Ramps Project (“Project”), it is necessary for the City of Salem (“City”) to acquire Right-of-Way construction easements and permanent easements over certain real property depicted on “Exhibit 1” and “Exhibit 2,” which is attached hereto and incorporated herein by reference (“the Properties”); and

**Whereas**, the Project is an approved capital improvement project currently being designed for construction; and

**Whereas**, for the public purposes of improving the streets within the City, including the construction of the Project, the City Council has deemed necessary the acquisition of certain property rights, which the City is authorized by law to acquire.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SALEM, OREGON, RESOLVES AS FOLLOWS:

**Section 1.** The City does hereby find the Project to be in the public interest and declares a public need for Right-of-Way and easements in order to construct the public improvements for the Project.

**Section 2.** The City shall negotiate to acquire Right-of-Way and easements from those persons or entities with property interests depicted on “Exhibit 1” and pay just compensation, therefore.

**Section 3.** This resolution is effective upon adoption.

ADOPTED by the City Council this \_\_\_\_ day of \_\_\_\_\_, 2023.

ATTEST:

City Recorder

Approved by City Attorney: \_\_\_\_\_

Checked by: A. Edelman