

Legislation Details (With Text)

File #: 21-174 **Version:** 1

Type: Resolution **Status:** Agenda Ready

In control: City Council

On agenda: 5/10/2021 **Final action:** 5/10/2021

Title: Dedication of City Property as Public Right-of-Way on Mildred Lane SE

Ward(s): 4
Councilor(s): Leung
Neighborhood(s): SGNA
Result Area(s): Safe, Reliable, and Efficient Infrastructure

Sponsors:**Indexes:****Code sections:****Attachments:** 1. Resolution 2020-15, 2. Exhibit A

Date	Ver.	Action By	Action	Result
5/10/2021	1	City Council	adopted	Pass

TO: Mayor and City Council**THROUGH:** Steve Powers, City Manager**FROM:** Peter Fernandez, PE, Public Works Director**SUBJECT:**

Dedication of City Property as Public Right-of-Way on Mildred Lane SE

Ward(s): 4
Councilor(s): Leung
Neighborhood(s): SGNA
Result Area(s): Safe, Reliable, and Efficient Infrastructure**ISSUE:**

Shall the City Council adopt Resolution No. 2021-15 dedicating a City owned reserve strip as public right-of-way on Mildred Lane SE?

RECOMMENDATION:

Adopt Resolution No. 2021-15 dedicating a City owned reserve strip as public right-of-way on Mildred Lane SE.

SUMMARY:

It was once a common City practice to reserve a one-foot strip of land at the termination of, or along the side of a street when property was subdivided. These strips of land were intended to prevent access to neighboring properties. The reserve strips are owned in fee simple by the City until the adjacent landowners receive the appropriate planning approval to develop the property.

A one-foot reserve strip at the termination of Mildred Lane SE, created with the Sunstone Subdivision Phase 3, Volume 40, Page 31, of the Marion County Book of Town Plats, was conveyed to the City of Salem with a Warranty Deed, Reel 999, Page 149. The reserve strip is shown on Exhibit A of Resolution No. 2021-15.

During a land use review of the adjacent property it was determined that the reserve strip still exists even though the City constructed a capital improvement project on Mildred Lane SE across the adjacent property. Dededicating the reserve strip as public right-of-way at this time will resolve the property disposition and allow the adjacent property owner to proceed with the land use process.

FACTS AND FINDINGS:

1. A reserve strip exists on Mildred Lane SE and is owned in Fee Simple. The reserve strip was not dedicated as public right-of-way as part of the City capital improvement project in 1997.
2. Council's approval of Resolution No. 2021-15 will dedicate the reserve strip as public right-of-way and support the land use actions on the adjacent property.

BACKGROUND:

Brian D. Martin, PE
City Engineer

Attachments:

1. Resolution No. 2021-15
2. Exhibit A - Location Map