

**ORDINANCE NO. 18-1023**

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**AN ORDINANCE OF THE CITY OF OREGON CITY DESIGNATING THE PROPERTY  
IDENTIFIED AS CANEMAH SLOPE PARK AS A PARK UNDER  
OREGON CITY CHARTER CHAPTER X**

**WHEREAS**, a Metro Natural Areas Regional Bond Measure was approved by the region's voters in 2006;

**WHEREAS**, the City of Oregon City's Local Legacy Share Allocation of the 2006 bond to acquire open spaces was \$988,728; and

**WHEREAS**, both the City Commission and Metro identified the Canemah area as a targeted priority for these funds; and

**WHEREAS**, the owner of open space adjacent to Metro-owned open space in the Canemah neighborhood was willing to sell a 6.8 acre parcel to the City for well below market value; and

**WHEREAS**, at a meeting on November 17, 2010, the City Commission authorized the acquisition of 3-1E-01AA-06200 for \$120,000; and

**WHEREAS**, the warranty deed between Budwin LLC and the City of Oregon City was recorded at Clackamas County as 2011-000612, and

**WHEREAS**, the parcel is located adjacent to and on the downslope side of a City-owned roadway, South End Road, and the entire parcel is located in the area of a Geologic Hazard overlay with almost 83% of the lot at a slope of 25% or greater;

**WHEREAS**, it may be necessary in the future to intrude upon the southerly boundary of the property in order to perform roadway stabilization or landslide mitigation up to and including a roadway support structure, in order to reinforce the roadway and the homes above South End Road; and

**WHEREAS**, designating Canemah Slope Park as a park under Chapter X of the City Charter would ensure protection of the park by preventing the transfer, sale, vacation or major changes to Canemah Slope Park without a legal vote of the people; and

**WHEREAS**, the status of Oregon City's parks as charter parks has been discussed by the Parks & Recreation Advisory Committee (PRAC) and at a regular meeting held on September 27, 2018, PRAC recommended that staff prepare an ordinance for adoption by the City Commission recognizing Canemah Slope Park as a charter park.

**NOW, THEREFORE, OREGON CITY ORDAINS AS FOLLOWS:**

**Section 1.** Canemah Slope Park, identified as 3-1E-01AA-06200, with the boundaries as shown on the map attached to this Ordinance as Exhibit A, and except for that portion excerpted from this designation under Section 2 below, is hereby designated as a park in accordance with the Charter of Oregon City, Chapter X, Section 43, creating a permanent park for the enjoyment of the citizens of Oregon City.

**Section 2.** Excerpted from the property designated as a park is an easement covering the entire property for support of, up to and including a roadway support structure, in order to maintain the structural integrity of South End Road.

Read for the first time at a regular meeting of the City Commission held on the 7th day of November, 2018, and the City Commission finally enacted the foregoing Ordinance this 5th day of December 2018.

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DAN HOLLADAY, Mayor

Attested to this 5<sup>th</sup> day of December 2018:

Approved as to legal sufficiency:

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Kattie Riggs, City Recorder

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City Attorney

Attachment:  
Exhibit A –Map of Park