



MARION COUNTY BOARD OF COMMISSIONERS

Board Session Agenda Review Form

Meeting date: November 30, 2022

Department: Public Works Agenda Planning Date: 11/24/2022 Time required: 0 min

Audio/Visual aids

Contact: Brian Nicholas Phone: 503.588.7943

Department Head Signature: Brian Nicholas

TITLE: Order Authorizing the Application of Dust Control Measures on Cemetery Hill Road, a Local Access Road

Issue, Description & Background: Cemetery Hill Road is a gravel road located near Jefferson, Oregon, and is used by the public to access the All Nations Veterans Memorial. The first 0.30 miles of Cemetery Hill Road is a County Road. Beyond this point, Cemetery Hill Road is a Local Access Road that is not maintained by Marion County. Operators of the memorial have requested that Marion County apply dust control measures on the Local Access Road segment of Cemetery Hill Road because of the nature of its use by the general public. The board may authorize the expenditure of County Road Funds for this purpose under ORS 368.031. The enclosed order would authorize the application of dust control measures on an annual basis starting in 2023 and ending in 2033.

Financial Impacts: It is estimated the cost of applying dust control measures on this segment of Cemetery Hill Road will be less that \$1000 annually.

Impacts to Department & External Agencies: This order will have no impacts to other departments or external agencies and will benefit the general public visiting the All Nations Veterans Memorial.

Options for Consideration: Option 1: Approve the subject Order Option 2: Deny the subject Order

Recommendation: Staff recommend approval of the subject Order

List of attachments: Order Authorizing the Exenditure of County Moneys on Cemetery Hill Road

Presenter: Brian Nicholas, Public Works Director

Copies of completed paperwork sent to the following: (Include names and e-mail addresses.)

Copies to:

BEFORE THE BOARD OF COMMISSIONERS

FOR MARION COUNTY, OREGON

In the matter of authorizing the spending of)
county moneys for dust abatement on a)
portion of Cemetery Hill Road, a local access)
road, pursuant to ORS 368.031.)

ORDER No. ____

This matter came before the Marion County Board of Commissioners at its regularly scheduled public meeting on November 30, 2022.

WHEREAS, ORS 368.031 authorizes the county to spend county moneys on a local access road only if the county governing body determines that doing so is in response to an emergency or if the county road official recommends the expenditure, the public use of the road justifies the expenditure, and the county governing body enacts an order or resolution authorizing the work; and

WHEREAS, a portion of Cemetery Hill Road, located near Jefferson, is a local access road; and

WHEREAS, Cemetery Hill Road serves as the access to the All-Nations Veterans Memorial; and

WHEREAS, the Director of the Marion County Department of Public Works, the county road official, recommends applying dust abatement measures on a portion of Cemetery Hill Road from roughly MP 0.30 (end of county maintenance) to roughly MP 0.60 (the driveway to 3376 Cemetery Hill Road); and

WHEREAS, the Marion County Board of Commissioners finds that the public use of this segment of Cemetery Hill Road justifies the proposed expenditure; and

WHEREAS, the Marion County Board of Commissioners desires the county to perform the dust abatement measures recommended by the Director of Public Works commencing in 2023 and continuing for ten years; now, therefore,

1. IT IS HEREBY ORDERED that the Marion County Board of Commissioners authorizes the application of dust abatement measures on a portion of Cemetery Hill Road from roughly MP 0.30 (end of county maintenance) to roughly MP 0.60 (the driveway to 3376 Cemetery Hill Road); and
2. IT IS FURTHER ORDERED that the dust abatement measures authorized by this order be applied commencing in 2023 and continuing until 2033, unless the Marion County Board of Commissioners issues a new order to the contrary.

DATED at Salem, Oregon, this ____ day of _____ 20__.

MARION COUNTY BOARD OF COMMISSIONERS

Chair

Commissioner

Commissioner