

## RESOLUTION NO. 2430

### A RESOLUTION ACCEPTING A NON-REMONSTRANCE AGREEMENT FROM BRD LANDING, LLC FOR NE HARLOW ROAD

#### THE TROUTDALE CITY COUNCIL FINDS AS FOLLOWS:

1. BRD Landing, LLC is the owner of the real property at 853 NE Harlow Road that is being developed.
2. The City requires a non-remonstrance agreement for participation in future street improvements on NE Harlow Road as a condition of development of the property, in lieu of the developer performing required street improvements.
3. BRD Landing, LLC has provided the signed non-remonstrance agreement of a form and content that are in accordance with the requirements of the City (attached).

#### NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TROUTDALE

Section 1. The City of Troutdale accepts the non-remonstrance agreement, included herewith as Attachments A, for NE Harlow Road.

Section 2. This resolution is effective upon adoption.

YEAS: 7  
NAYS: 0  
ABSTAINED: 0

  
\_\_\_\_\_  
Casey Ryan, Mayor

8/30/2018  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Sarah Skroch, City Recorder  
Adopted: August 28, 2018



EXHIBIT "A"

PARCEL I:

The following described real property situated in Section 25, Township 1 North, Range 3 East of the Willamette Meridian, in the City of Troutdale, County of Multnomah and State of Oregon, to-wit:

Commencing at the common corner of Sections 23, 24, 25 and 26, Township 1 North, Range 3 East of the Willamette Meridian, being on the North line of D.F. Buxton Donation Land Claim; thence North 89°57' East on North line of said Buxton Donation Land Claim 748 feet; thence South 0°23' West 578.31 feet to the point of beginning of the land herein described; thence running South 0°23' West 232.02 feet, more or less, to the Northwest corner of tract conveyed to S.A. Edmundson and Mary Edmundson by Deed recorded September 17, 1924 in Book 983, page 88, Multnomah County Records; thence East 969.03 feet tracing the North line of said Edmundson Tract to the Northeast corner thereof, said point being on the Easterly line of a tract conveyed to H.C. McGinnis and A.D. Kendall, recorded June 9 1920 in Book 819 page 30; thence Northwesterly along the Easterly line of said H.C. McGinnis and A.D. Kendall Tract to the Southeast corner of that tract conveyed to William J. and Minnie Wiser by Deed recorded May 2, 1928 in Book 1137 page 230, Multnomah County Records; thence West tracing the South line of said tract, 840.66 feet to the point of beginning.

EXCEPT that portion acquired by the State of Oregon, by and through the State Highway Commission by Condemnation Suit No. 244171, described as follows:

Beginning on the East line of that tract previously conveyed to the State of Oregon by and through its State Highway Commission, by Deed recorded in Book 1324, page 569 of Multnomah County Deed Records at the Northwest corner of that property described in that Deed to Chas. L. Abbott and Elna R. Abbott, recorded December 24, 1943 in Book 803 page 29 of Multnomah County Deed Records, said corner being South 0°23' West 810.33 feet and North 89°57' East 748.0 feet from the Northwest corner of said Section 25; thence from said point of beginning East along the North line of said Abbott Tract 260 feet; thence Northwesterly in a straight line 305 feet, more or less, to the East line of said State of Oregon Tract, at a point 158.02 feet Northerly from the point of beginning; thence Southerly along said East line 158.02 feet to the point of beginning.

PARCEL II:

The following property located in the Northwest one-quarter of Section 25, Township 1 North, Range 3 East of the Willamette Meridian, in the City of Troutdale, County of Multnomah and State of Oregon:

Beginning at the Northwest corner of said Section 25; thence North 89°57' East along the North line of the Buxton Donation Land Claim 748 feet to a stone; thence South 0°23' West 810.33 feet to the Northwest corner of a tract conveyed to S.A. Edmundson, et ux, by Deed recorded September 17, 1924 in Book 983, page 88; thence East along the North line of the Edmundson tract and its extension Easterly to the East line of Harlow Road and the true point of beginning of the property being described; thence continuing East to the high water line of the Sandy River; thence Northwesterly along said high water line to its intersection with an Easterly extension of the South line of the tract conveyed to Wm. J. Wiser, et ux, by Deed recorded May 2, 1928 in Book 1137, page 230; thence West along said extended South line to the East line of Harlow Road; thence Southeasterly along said East line to the true point of beginning.



TLID: 1N3E25B-00200

TLID: 1N3E25B-00600

NE HARLOW RD

1642 5TH AVE CAMP

661 FMV

**Legend**

Property Line



**Exhibit Map**

Apollo Plumbing

Non-Remonstrance