

# CITY OF GEARHART

## Staff Report

For City Council Meeting - 7/3/2024

### ***Subject - Ordinances/Resolutions - Ordinance #944 An Ordinance Naming a Private Road McAdam Court***

**Synopsis:** Below is the staff report synopsis from City Planner, Garrett Phillips that was provided for the June City Council meeting. There have been no changes. No additional correspondence has been received. No public testimony was received during the public hearing or the first reading of the ordinance.

#### CITY OF GEARHART STAFF REPORT

To: Gearhart City Council

From: Garrett Phillips, AICP City Planner

May 23, 2024

City File: Naming Private Road for Taxlot 61003CD00701

---

City of Gearhart approved a building permit for four dwelling units at the Pink Windows property, which is accessed by a private road intersecting US 101. At the time of application, or building permit approval, the dwellings were addressed as 3702, 3704, 3706, and 3708 Highway 101 North on permit documents, and the road was not named at the time of the building and occupancy permits. Clatsop County's online GIS lists the property address as 3701 Highway 101 North.

Private roads serving three or more dwellings are supposed to be named to ensure that emergency services can efficiently identify their destinations. ORS 227.120 provides a framework for cities to name roads. Staff also recently worked with the Planning Commission to establish an administrative procedure to ensure neighbors and government partners with an interest in road naming are notified and have an opportunity to affect new road names.

The road to be named is and will remain a private road. The applicant in this case is the City of Gearhart.

Following is an outline of steps for naming the road:

1. Adjacent owners recommended to the City the road name should be McAdam Court, after the inventor of asphalt John McAdam.

2. Planning Commission held a public hearing on the road name May 9, 2024 and recommended that the name should be McAdam Court. No comments were submitted to the Planning Commission.
3. A City Council hearing was scheduled and notice was sent to the following list:
  - Newspaper and webpage
  - Adjacent owners and occupants
  - County Assessor
  - County Public Works
  - County Planning
  - County Surveyor
  - County Sheriff
  - Astoria Emergency Dispatch
  - City Fire Marshal
  - City Police Chief
  - City of Seaside
4. After completing the public hearing and recommending a road name, City Council adopts an ordinance naming the road (see attached draft ordinance) and staff sends the ordinance to the following agencies:
  - The list above
  - County Recorder
  - County GIS
  - US Postal Service
  - School District
  - Utility Companies
  - City GIS Consultant

### **Public Comments**

No comments have been submitted.

### **Decision/Recommendation Criteria**

The City Council will make the final road name decision. City of Gearhart staff reviewed the proposed road name, and found it consistent with the criteria of ORS 227.120 and City of Gearhart Draft Road Naming Administrative Procedure standards listed below.

1. Not duplicate existing road names, except for continuations of existing roads.
2. Not sound so similar to other road names as to be confusing.
3. Be limited to a maximum of 15 letters and three words, excluding the suffix indicator; i.e., "Road," "Lane," "Loop" or "Drive."
4. Improve or clarify the identification of the area.
5. Be a historical name, theme name, local flora name, or local fauna name when appropriate.
6. Reflect a consensus of affected owners and occupants when possible, subject to the other standards contained in this subsection.

7. Roads running in a generally north-south direction shall be called "roads." Roads running in a generally east-west direction shall be called "lanes."

8. Roads dead-ending in a turnaround 1,000 feet or less from their beginning points may be called "courts."

9. Roads of reduced right-of-way or curving roads of less than 1,000 feet may be called "drives."

10. Roads that begin at and circle back onto the same road, or that are circular or semicircular, may be called "circles" or "loops."

**Decision Options:**

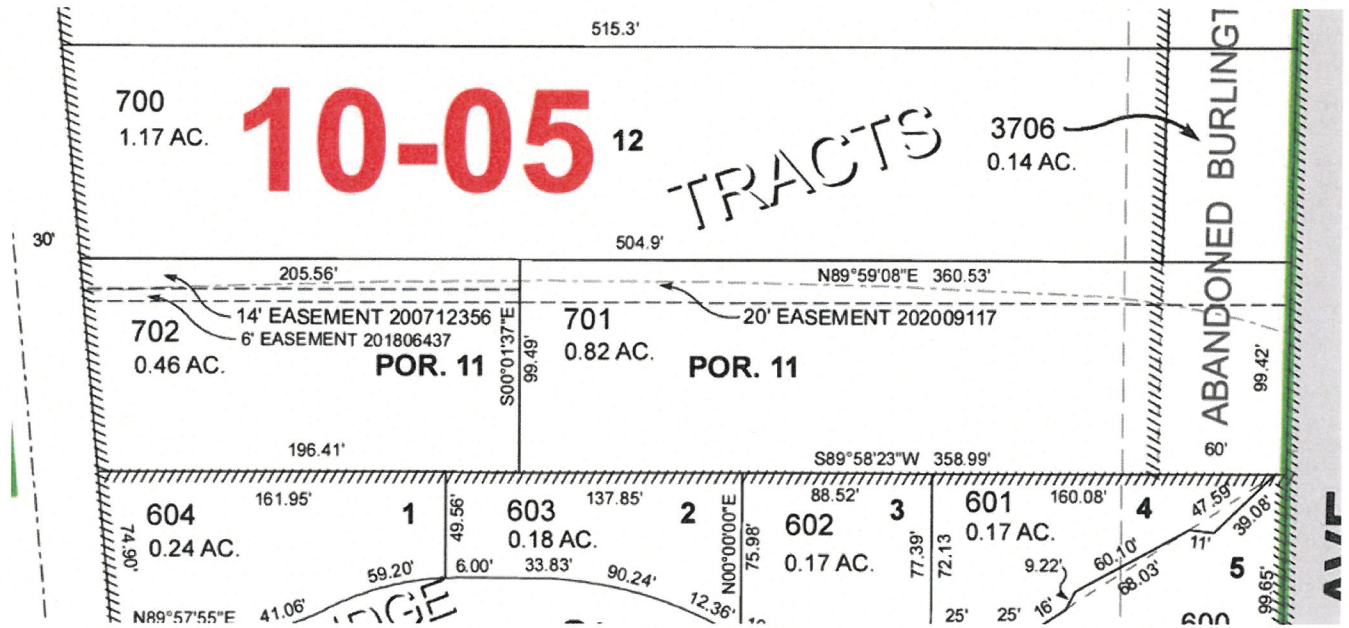
A. Motion based on finding in the staff report, that the subject road be named McAdam Court.

B. Motion recommending, based on alternate findings, that the subject road be named (insert name).



**Location Map**





Assessor Map indicating recorded easements for existing private road.

**Council Options:**

- 1) Per **Decision Options** stated above.

**Recommendation:** Per **Decision/Recommendation Criteria** stated above. Based on the June 2024 City Council meeting, Motion A. is required for a second reading.

**Legal Analysis:** Garrett may be available for questions. If passed tonight, the ordinance will take effect in 30 days.

**Financial Analysis:** N/A

Respectfully Submitted,



Chad



Recording Instrument #: 202009117  
 Recorded By: Clatsop County Clerk  
 # of Pages: 2 Fee: 92.00  
 Transaction date: 10/20/2020 14:01:02  
 Deputy: jmyers

After Recording, Return To:  
 Heather Reynolds, Attorney  
 P.O. Box 145  
 Astoria, Oregon 97103

**DECLARATION OF EASEMENT FOR EMERGENCY ACCESS**

DATE: October 19, 2020

Declarant, Palmberg Paving Co., Inc. hereby establishes a private, perpetual and non-exclusive easement for emergency vehicle ingress and egress, over, across and through the North 20 feet of that tract of land legally described in Exhibit A, attached hereto.

The property burdened is described in Exhibit A attached hereto.

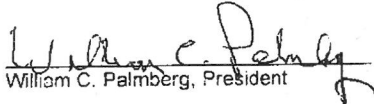
Tax Account Number of burdened parcel: 61003CD00701, Acct ID #8283  
 Situs Address: Vacant Land, Gearhart, OR 97138

The property benefitted ("Benefitted Property") is described in deeds recorded in Book 288, Page 439, and Book 389, page 914, Clatsop County Deed Records.

The easement granted will be used only for access for emergency vehicles, as required by the City of Gearhart for the Benefitted Property. The Benefitted Property owner will maintain on the Northwest boundary of the easement, a gate restricting all but emergency vehicles from access to the Benefitted Property.

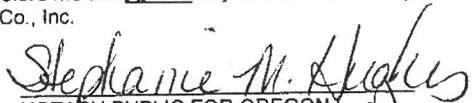
The easement granted hereunder shall run with the land as to all property burdened and benefitted by the easement, including any division or partition of such property. The rights, covenants and obligations contained in this agreement shall bind, burden and benefit the Grantees, their successors and assigns, lessees, mortgagees or beneficiaries under a deed of trust.

DECLARANT: *Palmberg Paving Co., Inc.*

  
 William C. Palmberg, President

STATE OF OREGON            )  
   ) ss.  
 County of Clatsop         )

The foregoing instrument was acknowledged before me this <sup>Smith Jr</sup> 19 day of October, 2020 by William C. Palmberg as President of Palmberg Paving Co., Inc.

  
 NOTARY PUBLIC FOR OREGON  
 My Commission Expires: March 9, 2024

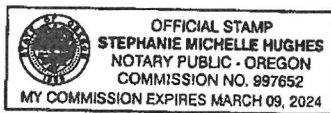


EXHIBIT "A"

A tract of land being a portion of that property as described as Tract 11, of the Gearhart Highway Tracts, Plat Records, Clatsop County, Oregon, and a portion of the abandoned SP&S railroad right-of-way as acquired through Clatsop County Circuit Court Default Decree CC#83-1094, situated in Southwest 1/4 of Section 3, Township 6 North, Range 10 West, Willamette Meridian, City of Gearhart, Clatsop County, Oregon, now referred to as Tract "B" and being further described as follows:

Commencing at the Northwest corner of said Tract 11, marked by a 5/8" iron rod with yellow plastic cap stamped "CKI INC PLS 2829";

Thence along the North line of said Tract, North 89° 59' 08" East 205.56 feet to a 5/8" iron rod with yellow plastic cap stamped "CKI INC PLS 2829" to the True Point of Beginning of Tract "B" herein Described;

Thence continuing along the North line of said Tract and the easterly extension thereof, North 89° 59' 08" East 360.53 feet, to the intersection with said North line and the East right-of-way line of the abandoned SP&S Railroad right-of-way;

Thence along said East right-of-way line, South 00° 51' 29" West 99.42 feet to a 5/8" iron rod with yellow plastic cap stamped "HLB & ASSOC INC" at the Northeast corner of the Plat of Sea Ridge Estates;

Thence along said North line, South 89° 58' 23" West 358.99 feet to a 5/8" iron rod with yellow plastic cap stamped "CKI INC PLS 2829";

Thence 00° 01' 37" West 99.49 feet to the Point of Beginning containing 35,777 square feet. Bearings and distances are per a property line adjustment map recorded as CS B-13458, Clatsop County Survey Records.

Together with a 14 foot wide ingress and egress easement and a 5' non-exclusive private utilities easement as described in Instrument No. 200712356, Clatsop County Deed Records.

Also Together with and ingress and egress easement as described in Instrument No. 201806437, Clatsop County Deed Records.

Subject to a 20 foot wide Emergency Access Easement over the North 20 feet of the above described tract. Said easement is intended to provide emergency vehicle access to those properties directly East of this property and Railroad Avenue currently owned by Palmberg Paving Co Inc. known as Lots 11 through 17 and the south half of Lot 18, Block 1 of the Amended Plat of Woodland Park Addition to Gearhart Park, Clatsop County Plat Records;

Excepting therefrom the east half of said lot 11 and those lands described in Book 287 Page 221, Book 747 Page 834, Book 943 Page 726, Clatsop County Deed Records.



Recording Instrument #: 200712356  
Recorded By: Clatsop County Clerk  
# of Pages: 3 Fee: 36.00  
Transaction date: 12/7/2007 10:43:44  
Deputy: tromeyn



**After Recording Return To:**

Michael K. Summers  
Joyce Ilene Summers  
P.O. Box 2338  
Gearhart OR 97138

**Send Tax Statements To:**

Michael K. Summers  
Joyce Ilene Summers  
P.O. Box 2338  
Gearhart OR 97138

Title Order No. 44-23319  
Escrow No. 44-23319  
Tax Account No. 1005 61003CD  
00701 ACCT ID# 8283

**WARRANTY DEED**  
(ORS 93.850)

**Palmberg Paving Co., Inc., an Oregon corporation, Grantor, conveys and warrants to Michael K. Summers and Joyce Ilene Summers, as tenants by the entirety, Grantee, the following described real property:**

**See Exhibit 'A' attached hereto and by reference made a part hereof.**

Situs address:

V/L ID#8283 Gearhart OR 97138

The said property is free from encumbrances except: COVENANTS, CONDITIONS, RESTRICTIONS, RESERVATIONS, SET BACK LINES, POWERS OF SPECIAL DISTRICTS AND EASEMENTS OF RECORD, IF ANY.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 197.352. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930 AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 197.352.

The true consideration for this conveyance is \$60,000.00.

Recorded by Ticor  
Title Ins. Co. 4-4-23319

Dated this 30th day of November 2007.

PALMBERG PAVING CO., INC.

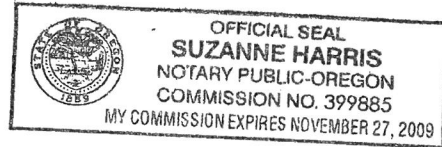
William C. Palmberg - PRES.  
By: William C. Palmberg, President /  
Treasurer

State of OR, County of Clatsop )ss.

This instrument was acknowledged before me on November 30, 2007  
by William C. Palmberg, as President / Treasurer, of Palmberg Paving Co., Inc..

Suzanne Harris  
Notary Public

My commission expires: 11/27/2009





**EXHIBIT 'A'**Legal Description:

A tract of land being a portion of that property described as Tract 11, GEARHART HIGHWAY TRACTS, situated in the Southwest quarter of Section 3, Township 6 North, Range 10 West, Willamette Meridian, City of Gearhart, County of Clatsop, State of Oregon, now referred to as Tract A and being described as follows:

Beginning at the Northwest corner of said Tract 11, marked by a 5/8" iron rod with yellow plastic cap stamped "CKI Inc PLS 2829";  
thence along the North line of said tract, North 89° 59' 08" East 205.56 feet to a 5/8" iron rod with yellow plastic cap stamped "CKI Inc PLS 2829";  
thence South 00° 01' 37" East 99.49 feet to a 5/8" iron rod with yellow plastic cap stamped "CKI Inc PLS 2829" on the North line of the Plat of Sea Ridge Estates;  
thence along said North line, South 89° 58' 23" West 196.41 feet to a 5/8" iron rod with yellow plastic cap stamped "HLB & Assoc Inc" marking the Northwest corner thereof, said point being also the Northwest corner of Tract 10, Gearhart Highway Tracts, and being on the East right of way line of the Oregon Coast Highway 101;  
thence along said East right of way line North 05° 16' 48" West 99.95 feet to the point of beginning.

**SUBJECT TO** a 14-foot wide ingress and egress easement to serve the remaining portion of Tract 11, Gearhart Highway Tracts, and the adjoining portion of the abandoned S. P. & S. Railroad right-a-way, the easement being further described as follows:

Beginning at the Northwest corner of Tract 11, marked with a 5/8" iron rod with yellow plastic cap stamped "CKI Inc PLS 2829";  
thence along the North line of said Tract North 89° 59' 08" East 205.56 feet to a 5/8" iron rod with yellow plastic cap stamped "CKI Inc PLS 2829";  
thence South 00° 01' 37" East 14.00 feet;  
thence parallel to and 14 feet distant therefrom the North line of said Tract 11, Gearhart Highway Tracts, South 89° 59' 08" West 204.27 feet to a point on the East right of way line of Oregon Coast Highway 101;  
thence along said East right of way line North 05° 16' 48" West 14.06 feet to the point of beginning of the easement herein described.

**ALSO SUBJECT** to a 5-foot wide non-exclusive public and private utilities easement further described as follows:

Beginning at the Southwest corner of Tract 11, marked with a 5/8" iron rod with yellow plastic cap stamped "HLB & Assoc Inc";  
thence along the South line of said Tract, North 89° 58' 23" East 196.41 feet to a 5/8" iron rod with yellow plastic cap stamped "CKI Inc PLS 2829";  
thence North 00° 01' 37" West 5.00 feet;  
thence parallel to and 5 feet distant therefrom the South line of said Tract 11, Gearhart Highway Tracts, South 89° 58' 23" West 196.87 feet to a point on the East right of way line of Oregon Coast Highway 101;  
thence along said East right of way line South 05° 16' 48" East 5.02 feet to the point of beginning of the easement herein described.

**RECORDING OR RE-RECORDING COVER SHEET**

This cover sheet was prepared by the person presenting the instrument for recording. The information on this sheet is a reflection of the attached instrument and was added for the purpose of meeting first page recording requirements in the State of Oregon and does NOT affect the instrument. ORS 205.234



Recording Instrument #: 201806437  
Recorded By: Clatsop County Clerk  
# of Pages: 5 Fee: 107.00  
Transaction date: 8/21/2018 11:56:43  
Deputy: nstethem

**AFTER RECORDING RETURN TO:**

Heather Reynolds, attorney  
PO Box 145  
Astoria, OR 97103

**ASSESSOR'S ACCOUNT NUMBER: Map and Tax Lot**

61003CD 00702 #5685-3

**SITUS ADDRESS: (Street or Rural Address)**

3705 Hwy 101N, Gearhart OR 97138

**TITLE(S) OF THE TRANSACTION(S)**

Easement for ingress, Egress: Emergency access

**DIRECT PART(IES) / GRANTOR(S)**

Dennis J. Murphy Revocable Trust,  
Edward Murphy III, trustee

**INDIRECT PART(IES) / GRANTEE(S)**

Palmbay Park Co, Inc.

**TRUE and ACTUAL CONSIDERATION**  
Amount in dollars or other value/property

\$ 0  Other Value  Other Property  
Other value/property is Whole  or Part  of the consideration

The amount of the monetary obligation imposed by the Order or Warrant: \$ \_\_\_\_\_

**SEND TAX STATEMENTS TO:**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Satisfaction of Order or Warrant  
Check if applicable:  Full  Partial

**If this instrument is being Re-Recorded, complete the following statement:** ORS 205.244(2)

Re-recorded at the request of Heather Reynolds, attorney

To correct - to attach legal descriptions

Previously recorded as Instrument # 201806410 or Book \_\_\_\_\_ Page \_\_\_\_\_



Recording Instrument #: 201806410  
Recorded By: Clatsop County Clerk  
# of Pages: 2 Fee: 92.00  
Transaction date: 8/20/2018 11:48:19  
Deputy: nstethem

**After Recording, Return To:**  
Heather Reynolds, Attorney  
P.O. Box 145  
Astoria, Oregon 97103

---

**EASEMENT FOR INGRESS, EGRESS AND EMERGENCY ACCESS**

**DATE:** 26 July, 2018

**PARTIES:** Dennis J. Murphy Revocable Trust  
Dennis J. Murphy and Edward Murphy, III, Trustees  
5319 SW Westgate Dr., Ste 236  
Portland, OR 97221

("Grantor")

**AND** Palmberg Paving Co., Inc.  
449 Ridge Drive  
Gearhart, Oregon 97138

("Grantee")

**RECITAL:**

Grantee owns a parcel (described in Exhibit B) that is divisible into four lots, that has highway access via an existing 14-foot easement across Grantor's property. Exhibit B is also referred to as the "benefitted property". Grantee also owns a 29-acre parcel to the East of the parcel described in Exhibit B. Grantee is sub-dividing that Eastern parcel into an approximately 30-lot subdivision. As a requirement for the subdivision, Grantee is required to have a 20-foot-wide access from the highway, solely as an alternative access for emergency vehicles. This emergency access would cross Grantor's land and Grantee's parcel described in Exhibit B and provide emergency ingress to the subdivision through a gate at the Eastern boundary of the parcel described in Exhibit B. Grantor is willing to grant an easement for the additional 6 feet of easement access across Grantor's land, provided Grantee gates the road at the Eastern boundary between Exhibit B and the 29-acres subdivision parcel, so the easement cannot be accessed from the 30-lot subdivision.

**Section 1. Grant of Easement**

1.1 Grantor hereby grants and conveys to Grantees for the benefit of that parcel described in Exhibit B, a private, perpetual, non-exclusive easement as described in Exhibit A, attached hereto, for vehicular and pedestrian ingress and egress, across and through a tract of land in the County of Clatsop, State of Oregon, legally described in Instrument 20140369 recorded July 14, 2014, Clatsop County Deed Records.

Tax Account Number of encumbered parcel: 61003CD00702, Acct ID #56853  
Situs Address: 3705 Highway 101N, Gearhart, OR 97138

The property benefited is described in Exhibit B, attached hereto.

1.2 Such easement may be used for ingress and egress by Grantees and their successors in interest in the parcel described in Exhibit B, and for emergency vehicles to cross grantor's property and the benefitted property to access a gate on the East boundary of the benefitted property. Use of the easement by owners of the parcel described in Exhibit B shall be on a regular, continuous, and non-exclusive basis, benefiting the Grantees, their agents, tenants, invitees, successors and assigns. Ingress

for the benefit of the 30-lot subdivision shall be only in the event of an emergency pursuant to the directive of the City of Gearhart or another public agency directing emergency response.

1.3. Grantee will place and maintain a gate on the Eastern boundary of the benefitted parcel that restricts all but authorized emergency vehicles from access to the easement.

**Section 2. Indemnity**

Grantees shall indemnify and hold Grantor harmless for Grantees' use of the easement.

**Section 3. Effect of the Agreement**

The easement granted hereunder shall run with the land as to all property burdened and benefited by such easements, including any division or partition of such property. The rights, covenants and obligations contained in this agreement shall bind, burden and benefit the Grantees, their successors and assigns, lessees, mortgagees or beneficiaries under a deed of trust.

**Grantor:**  
Dennis J. Murphy Revocable Trust

**Grantees:**  
Palmberg Paving Co., Inc.

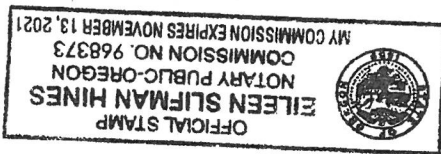
\_\_\_\_\_  
Dennis J. Murphy, Trustee

*William C. Palmberg*  
\_\_\_\_\_  
William C. Palmberg, President

*Edward Murphy III*  
\_\_\_\_\_  
Edward Murphy, III, Trustee

STATE OF OREGON )  
*multnomah* ) ss.  
County of ~~Clatsop~~ )

The foregoing instrument was acknowledged before me this 15 day of August, 2018 by ~~Dennis J. Murphy and~~ Edward Murphy, III., Trustees of the Dennis J. Murphy Revocable Trust.



*Eileen Sufman Hines*  
\_\_\_\_\_  
NOTARY PUBLIC FOR OREGON  
My Commission Expires: November 13, 2021

STATE OF OREGON )  
*multnomah* ) ss.  
County of ~~Clatsop~~ )

The foregoing instrument was acknowledged before me this 20 day of July, 2018 by William C. Palmberg as President of Palmberg Paving Co., Inc.



*Adam Daniel Haase*  
\_\_\_\_\_  
NOTARY PUBLIC FOR OREGON  
My Commission Expires: 8.28.2018

Exhibit A

Otak

2252-A Highway 101 N • Seaside, Oregon 97138  
503.738-3425 • fax 503.738-7455  
www.otak.com

April 5, 2018

Legal Description  
Ingress and Egress Easement

A strip of land located on that tract of land conveyed to Dennis J. Murphy, Dennis J. Murphy, Jr., Trustees of Dennis J. Murphy Revocable Trust, u/a dated June 21, 2010 by a Statutory Warranty Deed recorded July 14, 2014 in Instrument Number 201404369, Clatsop County Deed Records, and being a portion of Tract 11 of the plat of "Gearhart Highway Tracts Addition" recorded February 18, 1944 in Book 9, Page 23, Clatsop County Plat Records, located in the Philip Geerhardt Donation Land Claim Number 40 in Township 6 North, Range 10 West of the Willamette Meridian, which is also in the southwest one-quarter of Section 3, said township and range in the City of Gearhart, Clatsop County, Oregon, said strip described specifically as follows:

Beginning at the intersection of the west line of said Murphy tract, which is also the east right-of-way line of the Oregon Coast Highway 101, with the south line of a 14-foot wide ingress and egress easement shown in Warranty Deed conveyed to Michael K. Summers and Joyce Ilene Summers and recorded December 7, 2007 in Instrument Number 200712356, said deed records, said intersection bearing South 5°16'48" East, a distance of 14.06 feet from the northwest corner of said Murphy tract;

Thence, from said point of beginning, North 89°59'08" East, along the south line of said 14-foot wide ingress and egress easement and parallel with the north line of said Murphy tract, a distance of 204.27 feet to the east line of said Murphy tract;

Thence, South 0°01'37" East, along the east line of said Murphy tract, a distance of 6.00 feet to a point that is 20.00 feet from the north line of said Murphy tract, measured perpendicular thereto;

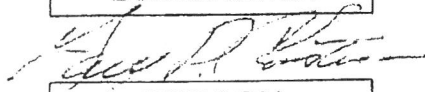
Thence, South 89°59'08" West, parallel with the north line of said Murphy tract, a distance of 203.72 feet to the west line of said Murphy tract, which is also the east right-of-way line of the Oregon Coast Highway 101;

Thence, North 5°16'48" West, along the west line of said Murphy tract, which is also along said east right-of-way line, a distance of 6.03 feet to the point of beginning.

The area contained within the above described easement is 1,224 square feet, more or less.

Bearings are based upon bearing shown in the above reference deed for said Murphy tract.

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR



OREGON  
January 20, 1989  
GARY P. CHRISTERSON  
2377

RENEWAL: December 31, 2019



## Exhibit B

Tax Account Number: 61003CD00701, Acct ID #8283

Situs Address: Land, Gearhart, Oregon

Tract 11, GEARHART HIGHWAY TRACTS in the City of Gearhart, County of Clatsop, State of Oregon, together with the forever railroad right of way vested by judgment in Clatsop County Circuit Court CC #83-1094.

Excepting therefrom a tract of land being a portion of that property described as Tract 11, GEARHART HIGHWAY TRACTS, situated in the Southwest quarter of Section 3, Township 6 North, Range 10 West, Willamette Meridian, City of Gearhart, County of Clatsop, State of Oregon, now referred to as Tract A and being described as follows:

Beginning at the Northwest corner of said Tract 11, marked by a 5/8" iron rod with yellow plastic cap stamped "CKI Inc PLS 2829";

thence along the North line of said tract, North 89° 59' 08" East 205.56 feet to a 5/8" iron rod with yellow plastic cap stamped "CKI Inc PLS 2829";

thence South 00° 01' 37" East 99.49 feet to a 5/8" iron rod with yellow plastic cap stamped "CKI Inc PLS 2829" on the North line of the Plat of Sea Ridge Estates;

thence along said North line, South 89° 58' 23" West 196.41 feet to a 5/8" iron rod with yellow plastic cap stamped "HLB & Assoc Inc" marking the Northwest corner thereof, said point being also the Northwest corner of Tract 10, Gearhart Highway Tracts, and being on the East right of way line of the Oregon Coast Highway 101;

thence along said East right of way line North 05° 16' 48" West 99.95 feet to the point of beginning.



**ORDINANCE NO. 944**

**AN ORDINANCE NAMING A PRIVATE ROAD MCADAM COURT**

**WHEREAS**, the City of Gearhart approved building and occupancy permits for four dwellings accessed by a private road; and

**WHEREAS**, safe and efficient emergency services require that roads serving more than three residences be named; and

**WHEREAS**, the City has identified the name McAdam Court for the road in consultation with adjacent owners, the Planning Commission, and affected agencies; and

**WHEREAS**, the City confirmed that that McAdam Court meets common standards for legibility and avoiding redundancy or confusion with other area road names; and

**WHEREAS**, the City held a hearing and issued notices offering the public and affected agencies opportunities to comment on the road name;

**NOW, THEREFORE**, the City of Gearhart ordains that the 20 foot wide road and access easement on taxlots 61003CD00701 and 61003CD00702 described in Exhibits A, B, and C shall be named McAdam Court.

Passed by the City Council of Gearhart this \_\_\_\_ day of \_\_\_\_\_, 2024.

Yeas: \_\_\_\_

Nays: \_\_\_\_

Absent: \_\_\_\_

Abstain: \_\_\_\_

Approved and signed by the Mayor of Gearhart this \_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
Mayor Kerry Smith

ATTEST:

\_\_\_\_\_  
City Administrator, Chad Sweet