

RESOLUTION NO. 24-11

A RESOLUTION TO ADOPT THE AMENDED PUBLIC NON-MOTORIZED ACCESS EASEMENT ON TAX PARCEL 001-332-009

WHEREAS, the Board of Directors of the Jefferson County Public Transportation Benefit Area d.b.a. Jefferson Transit Authority (“Board”) is responsible for providing the policy and direction for the Authority and its administrators, and

WHEREAS, in 2014, the Jefferson County Hearing Examiner approved a Conditional Use Permit (“CUP”, “MLA13-00100”) which authorized Jefferson Transit Authority (“JTA”) to construct a transit center on property zoned Rural Residential 1:10; and

WHEREAS, as a condition of approval of the CUP, the Hearing Examiner required JTA to: (a) dedicate to Jefferson County (“the County”) an easement for the possible extension of the Olympic Discovery Trail (“ODT”), (b) construct a 5- to 6-foot wide trail on the property when a Park and Ride was constructed, and (c) construct a full-width trail if the ODT were extended through the dedicated easement; and

WHEREAS, in compliance with the CUP approval conditions, JTA granted the County a 20-foot-wide public non-motorized access easement (“2014 Trail Easement”) over JTA Tax Parcel 001-332-009 (“the Property” or “Parcel A”) for the possible eventual extension of the ODT; and

WHEREAS, the 2014 Trail Easement was recorded on July 23, 2014 at Jefferson County Auditor’s File Number 585138; and

WHEREAS, the 2014 Trail Easement reiterated the three-phase approach to trail construction as identified in the Hearing Examiner Report and Decision; and

WHEREAS, in association with the construction of the Park and Ride, JTA constructed an 8-foot wide gravel trail pursuant to the CUP condition; and

WHEREAS, JTA subsequently constructed certain facilities (bike barn and bus shelter) which inadvertently encroach into the 2014 Trail Easement area; this has necessitated a change to the alignment of the ODT easement through the Property; and

WHEREAS, although Phase 3 of the Hearing Examiner trail conditions imposed an obligation on JTA to construct the ODT should the trail be extended through the Property, JTA and the County now agree that it would be more efficient and cost effective for the County to manage and oversee construction of the ODT through the Property as part of the construction

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of the entire planned extension of the ODT to Anderson Lake State Park (“the Anderson Lake Connection”); and

WHEREAS, JTA is willing to retain responsibility for the cost of construction of the portion of the ODT through the Property in accordance with the Hearing Examiner Phase 3 trail condition;

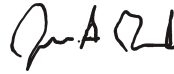
NOW, THEREFORE, BE IT RESOLVED the Board does hereby adopt the Amended Public Non-Motorized Access Easement on Tax Parcel 001-332-009 and authorizes the General Manager to sign the amended easement with the amended language:

Phase 3 – If the ODT connects to and is extended through the JTA property, the County shall pay for and manage the construction of that portion of the ODT through the JTA property as part of the County’s overall construction contract for the ODT – Anderson Lake Connection. JTA shall reimburse the County for the actual cost of construction of the ODT through Parcel A up to a not-to-exceed cost of One Hundred Thousand Dollars (\$100,000.00). The County will bill JTA upon completion of construction of the ODT through JTA Parcel A; payment will be due within thirty (30) days from date of invoice.

ADOPTED by the Jefferson Transit Authority Board of the Jefferson County Public Transportation Benefit Area at a regular meeting thereof, held this 18th day of June 2024.



Chair



Vice Chair

Attest:



Clerk of the Board

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