



# Oregon

Theodore R. Kulongoski, Governor

## Department of Land Conservation and Development

635 Capitol Street NE, Suite 150

Salem, Oregon 97301-2524

Phone: (503) 373-0050

First Floor/Costal Fax: (503) 378-6033

Second Floor/Director's Office: (503) 378-5518

Web Address: <http://www.oregon.gov/LCD>

### NOTICE OF ADOPTED AMENDMENT

October 4, 2006

TO: Subscribers to Notice of Adopted Plan  
or Land Use Regulation Amendments

FROM: Mara Ulloa, Plan Amendment Program Specialist

SUBJECT: Washington County Plan Amendment  
DLCD File Number 008-06



The Department of Land Conservation and Development (DLCD) received the attached notice of adoption. A copy of the adopted plan amendment is available for review at the DLCD office in Salem and the local government office. This amendment was submitted without a signed ordinance.

Appeal Procedures\*

#### **DLCD ACKNOWLEDGMENT or DEADLINE TO APPEAL: October 19, 2006**

This amendment was submitted to DLCD for review 45 days prior to adoption. Pursuant to ORS 197.830 (2)(b) only persons who participated in the local government proceedings leading to adoption of the amendment are eligible to appeal this decision to the Land Use Board of Appeals (LUBA).

If you wish to appeal, you must file a notice of intent to appeal with the Land Use Board of Appeals (LUBA) no later than 21 days from the date the decision was mailed to you by the local government. If you have questions, check with the local government to determine the appeal deadline. Copies of the notice of intent to appeal must be served upon the local government and others who received written notice of the final decision from the local government. The notice of intent to appeal must be served and filed in the form and manner prescribed by LUBA, (OAR Chapter 661, Division 10). Please call LUBA at 503-373-1265, if you have questions about appeal procedures.

**\*NOTE: THE APPEAL DEADLINE IS BASED UPON THE DATE THE DECISION WAS MAILED BY LOCAL GOVERNMENT. A DECISION MAY HAVE BEEN MAILED TO YOU ON A DIFFERENT DATE THAN IT WAS MAILED TO DLCD. AS A RESULT YOUR APPEAL DEADLINE MAY BE EARLIER THAN THE ABOVE DATE SPECIFIED.**

Cc: Gloria Gardiner, DLCD Urban Planning Specialist  
Matthew Crall, DLCD Transportation Planner  
Gregg Leion, Washington County

<paa> ya/



FORM 2

DEPT OF

DLCD NOTICE OF ADOPTION

This form **must be received** by DLCD **within 5 working days after the final decision** per ORS 197.610, OAR Chapter 660 – Division 18 (See reverse side for submittal requirements)

SEP 29 2006

LAND CONSERVATION AND DEVELOPMENT

Jurisdiction: Washington County

Local File No.: A-Engrossed Ordinance 663  
(If no number, use none)

Date of Adoption: September 26, 2006  
(Must be filled in)

Date Mailed: September 28, 2006

Date the Notice of Proposed Amendment was mailed to DLCD: May 30, 2006

- Comprehensive Plan Text Amendment
- Land Use Regulation Amendment
- New Land Use Regulation
- Comprehensive Plan Map Amendment
- Zoning Map Amendment
- Other: \_\_\_\_\_  
(Please specify type of action)

Summarize the adopted amendment. Do not use technical terms. Do not write "See Attached."  
A-Engrossed Ordinance 663 amends Table 6 of the Functional Classification Element of the 2020 Transportation Plan, changing the maximum right-of-way for urban collectors from 60-feet to 74-feet and the maximum paved width for urban collectors from 36-feet to 50-feet. Also amends corresponding Footnote (3) of Table 6 to clarify the circumstances under which the right-of-way and paved width maximums apply (when a turn-lane is warranted at an intersection). Makes non-substantive, grammatical corrections to Footnote (3) for clarity and consistency.

Describe how the adopted amendment differs from the proposed amendment. If it is the same, write "SAME." If you did not give notice for the proposed amendment, write "N/A."  
Minor language changes to Footnote 3 to provide greater level of clarity.

Plan Map Changed from: \_\_\_\_\_ to: \_\_\_\_\_

Zone Map Changed from: \_\_\_\_\_ to: \_\_\_\_\_

Location: \_\_\_\_\_ Acres involved: \_\_\_\_\_

Specified Change in Density: Previous: \_\_\_\_\_ New: \_\_\_\_\_

Applicable Statewide Planning Goals: 1, 2, 12;

Is an Exception Proposed? Yes:  No:

Was an Exception Adopted? Yes:  No:

DLCD No: 008-06 (15273)

Did the Department of Land Conservation and Development receive a notice a Proposed Amendment FORTY-FIVE (45) days prior to the first evidentiary hearing?

Yes:  No:

If no, do the Statewide Planning Goals apply?

Yes:  No:

If no, did The Emergency Circumstances require immediate adoption?

Yes:  No:

Affected State and Federal Agencies, Local Governments or Special Districts: Unincorporated Washington County

Local Contact: Gregg Leion, Senior Planner

Area Code + Phone Number: 503 846-3969

Address: Washington County DLUT, 155 N First Avenue, Suite 350-14

City: Hillsboro

Zipcode + 4: 97124-3072

Email Address: gregg\_leion@co.washington.or.us

**ADOPTION SUBMITTAL REQUIREMENTS**

This form **must be mailed** to DLCD **within 5 working days after the final decision** per ORS 197.610, OAR Chapter 660 – Division 18

1. Send this Form and **TWO (2)** Copies of the Adopted Amendment to :

**ATTENTION: PLAN AMENDMENT SPECIALIST  
DEPARTMENT OF LAND CONSERVATION AND DEVELOPMENT  
635 CAPITOL STREET NE, SUITE 150  
SALEM, OREGON 97301-2540**

2. Submit **TWO (2) copies** of the adopted material, if copies are bound, please submit **TWO (2)** complete copies of documents and maps.
3. Please Note: Adopted materials must be sent to DLCD no later than **FIVE (5) working days** following the date of the final decision on the amendment.
4. Submittal of this Notice of Adoption must include the text of the amendment plus adopted findings and supplementary information.
5. The deadline to appeal will be extended if you submit this notice of adoption within five working days of the final decision. Appeals to LUBA may be filed within **TWENTY-ONE (21) days** of the date, the "Notice of Adoption" is sent to DLCD.
6. In addition to sending the "Notice of Adoption" to DLCD, you must notify persons who participated in the local hearing and requested notice of the final decision.
7. **Need More Copies?** You can copy this form on to 8½ x 11 inch green paper only; or call the DLCD Office at (503) 373-0050; or Fax you request to (503) 378-5518; or email your request to Larry.French@state.or.us – ATTENTION: PLAN AMENDMENT SPECIALIST.

**AGENDA**

**WASHINGTON COUNTY BOARD OF COMMISSIONERS**

**Agenda Category:** Public Hearing – Third Reading and Public Hearing –  
Land Use & Transportation; County Counsel (All CPOs)

**Agenda Title:** **PROPOSED A-ENGROSSED ORDINANCE NO. 663 – AN  
ORDINANCE AMENDING TABLE 6 OF THE ROADWAY  
ELEMENT OF THE TRANSPORTATION PLAN, RELATING TO  
MAXIMUM RIGHT-OF-WAY AND PAVED WIDTHS FOR  
URBAN TWO LANE COLLECTOR ROADWAYS**

**Presented by:** Brent Curtis, Planning Division Manager; Dan Olsen, County Counsel

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**SUMMARY:**

A-Engrossed Ordinance 663 proposes to amend Table 6 of the Functional Classification Element of the 2020 Transportation Plan, changing the maximum right-of-way width for two-lane urban collector roadways from 60 feet to 74 feet and the maximum paved width from 36 feet to 50 feet. Ordinance 663 would also amend corresponding Footnote (3) of Table 6 to clarify the circumstances under which the right-of-way and paved width maximums may be reduced (when a turn lane is determined to be unnecessary by traffic analysis). A-Engrossed Ordinance No. 663 also makes non-substantive, grammatical corrections to Footnote (3) for clarity and consistency.

After filing Ordinance 663, staff determined that proposed changes created another source of ambiguity and that additional modifications to the language in Footnote 3 of Table 6 were needed to provide more clarity. The Planning Commission recommended approval of Ordinance 663 and engrossment of the changes proposed to the language in Footnote 3 to the Board of Commissioners. On September 5, 2006, the Board held the first of the two required public hearings for A-Engrossed Ordinance 663. No testimony was submitted at or prior to the September 5 hearing.

Consistent with the Board's public testimony policy, testimony at the first public hearing for an engrossed ordinance will be limited to three minutes for individuals and twelve minutes for a representative of a group.

**DEPARTMENT'S REQUESTED ACTION:**

Read by title only and conduct the public hearing for A-Engrossed Ordinance No. 663. After taking testimony, close the public hearing and adopt A-Engrossed Ordinance No. 663.

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**COUNTY ADMINISTRATOR'S RECOMMENDATION:**

I concur with the requested action.

100-601000

Agenda Item No.	<u>3.a.</u>
Date:	9/26/06

**ADOPTED**

**FILED**

AUG 16 2006

Washington County  
County Clerk

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BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR WASHINGTON COUNTY, OREGON

A-ENGROSSED ORDINANCE NO. 663

An Ordinance Amending the  
Functional Classification Element of the  
Transportation Plan relating to Collector  
Right-of-Way and Pavement Width

The Board of County Commissioners of Washington County, Oregon, ordains:

SECTION 1

A. The Board of County Commissioners of Washington County, Oregon, recognizes that the Transportation Plan Element of the Comprehensive Plan (Volume XV) was adopted on October 25, 1988, by way of Ordinance Nos. 332 and 333, with portions subsequently amended by Ordinance Nos. 343, 382, 409, 419, 426, 432, 450, 463, 470, 471, 473, 474, 480, 483-485, 493, 494, 503, 515, 526, 537, 542, 546, 552, 556, 588, 601, 609, 611, 626, 627, 631, 642, and 649.

B. Subsequent ongoing planning efforts of the County indicate a need for additional modifications to the Functional Classification Element of the 2020 Transportation Plan relating to the maximum right-of-way and paved widths for urban two lane collector roadways. These changes are intended to provide more clarity, improve administration, and comply with the principles, standards, and guidelines set forth in the 2020 Transportation Plan. The Board takes note that such changes are necessary for the benefit of the health, safety, and general welfare of the residents of Washington County, Oregon.

C. Under the provisions of Washington County Charter Chapter X, the Land Use Ordinance Advisory Commission has carried out its responsibilities, including preparation of notices, and the County Planning Commission has conducted one or more public hearings on

1 the proposed amendments and has submitted its recommendations to the Board. The Board  
2 finds that this Ordinance is based on that recommendation and any modifications made by the  
3 Board, as a result of the public hearings process.

4 D. The Board finds and takes public notice that it is in receipt of all matters and  
5 information necessary to consider this Ordinance in an adequate manner, and that this Ordinance  
6 complies with the Statewide Planning Goals, and the standards for legislative plan adoption, as  
7 set forth in Chapters 197 and 215 of the Oregon Revised Statutes, the Washington County  
8 Charter, and the Washington County Community Development Code.

9 SECTION 2

10 The attached Exhibit 1 (3 pages) amends Table 6 within Policy 10.0 (Functional  
11 Classification Policy) of the 2020 Transportation Plan and is incorporated herein by this  
12 reference.

13 SECTION 3

14 All other Comprehensive Plan provisions that have been adopted by prior ordinance,  
15 which are not expressly amended or repealed herein, shall remain in full force and effect.

16 SECTION 4

17 All applications received prior to the effective date shall be processed in accordance with  
18 ORS 215.427 (2005 Edition).

19 SECTION 5

20 If any portion of this Ordinance, including the exhibit, shall for any reason be held  
21 invalid or unconstitutional by a body of competent jurisdiction, the remainder shall not be  
22 affected thereby and shall remain in full force and effect, and any provision of a prior land use

1 ordinance amended or repealed by the stricken portion of this Ordinance shall be revived and  
2 again be considered in full force and effect.

3 SECTION 6

4 The Office of County Counsel and Department of Land Use and Transportation are  
5 authorized to prepare planning documents to reflect the changes adopted under Section 2 of  
6 this Ordinance, including deleting and adding textual material and maps, renumbering pages  
7 or sections, and making any technical changes not affecting the substance of these  
8 amendments as necessary to conform to the Washington County Comprehensive Plan format.

9 SECTION 7

10 This Ordinance shall take effect thirty (30) days after adoption.

11 ENACTED this 26 day of September, 2006, being the 3rd reading  
12 and 3rd public hearing before the Board of County Commissioners of Washington County,  
13 Oregon.

14 BOARD OF COUNTY COMMISSIONERS  
15 FOR WASHINGTON COUNTY, OREGON

16 **ADOPTED**

16 Tom Brui  
CHAIRMAN

17 Barbara Hejtmanek  
RECORDING SECRETARY

18 READING

18 PUBLIC HEARING

19 First August 15, 2006

August 15, 2006

20 Second September 5, 2006

September 5, 2006

21 Third September 26, 2006

September 26, 2006

22 Fourth \_\_\_\_\_

VOTE: Aye: Brian, Leeper, Rogers,  
Schouten, Duyck

Nay: \_\_\_\_\_

Recording Secretary: Barbara Hejtmanek Date: 9-26-06

**Table 6: Functional Classification Matrix**

Roadway Classification	Lanes <sup>1</sup>	Bike Lanes <sup>2</sup>	Maximum ROW <sup>3</sup>	Maximum Paved Width <sup>3</sup>
Principal Arterials & Arterials <sup>1</sup>	7	Yes	122 Feet	98 Feet
	5	Yes	98 Feet	74 Feet
	3	Yes	90 Feet	50 Feet
	2	Yes	90 Feet	48 Feet
Collectors <sup>3,4</sup>	5	Yes	98 Feet	74 Feet
	3	Yes	74 Feet	50 Feet
	2	Yes	60-74 Feet	36-50 Feet
Special Area Collectors <sup>5</sup>	3	Yes	52 Feet	46 Feet
	2	Yes	40 Feet	34 Feet
Neighborhood Routes	2	No	60 Feet	36 Feet
Special Area Neighborhood Routes <sup>5</sup>	2	No*	44 Feet	38 Feet
Commercial/Industrial	4	No	70 Feet	50 Feet
	3	Yes	64 Feet	50 Feet
	2	No	64 Feet	34 Feet
Special Area Commercial Streets <sup>5</sup>	4	No*	70 Feet	64 Feet
	3	No*	58 Feet	52 Feet
	2	No*	46 Feet	40 Feet
Locals	24 Foot Travel Way	No	50 Feet	32 Feet
Special Area Local Streets <sup>5</sup>	16 Foot Travel Way	No	38 Feet	32 Feet

\* While these facilities do not include bike lanes, they do include wide travel lanes of 14 feet due to constrained right-of-way width – see Footnotes 2 and 5.

<sup>1</sup>The maximum number of travel lanes that can be built without a plan amendment is identified on the 'Road Lane Numbers' map in the Transportation Plan. This plan-level decision establishes the transportation system capacity necessary to adequately serve future travel demands identified in the plan. The number of lanes required to accommodate turning movements at intersections and interchanges will be determined through traffic analysis conducted during the transportation project development process. This project-level decision identifies physical improvements necessary at or near intersections and interchanges to safely and efficiently move toward attaining the system capacity identified in the Plan. Improvements may include turn lanes and auxiliary lanes adjoining the traveled roadway to accommodate weaving, merging, speed changes, or other purposes supplementary to through traffic movement. Auxiliary lanes to address spot area capacity and safety needs may extend between intersections (including interchanges) and beyond an intersection. Opportunities for public involvement at the transportation project development level are provided as defined in Washington County's adopted Transportation Project Development Public Involvement Guidelines (R&O 93-124, August 25, 1993). Additional opportunities for public participation are available as provided by Article VII of the Community Development Code.

Abcde = proposed addition

Abede = proposed deletion



<sup>2</sup>Bikeways are required on all urban Collectors and Arterials, including Special Area Collectors. Six-foot wide, striped and stenciled bike lanes shall be constructed along these urban facilities except where special constraints exist; in these areas, 14-foot wide, outside travel lanes may be used and transitioned back to six foot bicycle lanes when the constraint ends. Outside of the UGB, refer to the Bicycle System map to determine which facilities are intended to have bikeways. These bikeways may be a minimum of four-foot wide paved shoulders.

<sup>3</sup>Maximum right-of-way and pavement widths identified here are, as a rule, the maximum that can be built on roadway segments without an amendment to the Transportation Plan. However, plan amendments will not be required when it is determined during the project development or development review processes that these maximums should be exceeded to accommodate topography or project-level refinements associated with wider than standard pedestrian facilities; bus pullouts; on-street parking; project impact mitigation measures; and intersection, interchange or other project features identified as necessary for safe, efficient operation of the planned transportation system. All Arterial/Arterial, Arterial/Collector, Collector/Collector and Arterial/Neighborhood Route intersections along Arterials and Collectors shall be planned for needed to include right-of-way necessary for turn lanes within 500-500-feet of intersections, based on a 20-20-year analysis of intersection needs. Actual right-of-way requirements may be less than the maximums specified in the table based on roadway characteristics and surrounding land uses. On two and three lane urban Collectors, right-of-way may be reduced to 60 feet and maximum paved width may be reduced to 36 feet through the land development or project development processes when there is a finding that a turn lane is reasonably unlikely to be needed based on anticipated future development and traffic analysis. Acquiring adequate right-of-way is important to avoid unnecessary and costly future roadway system improvement impacts. Efforts should be made to specifically define project/roadway right-of-way requirements during the project and/or land development processes in order to avoid acquiring excess right-of-way, however, (by performing Doing the traffic safety and access analysis necessary to determine whether a center turn lane is needed, for instance). ~~In cases where project development or other work necessary to specify the design of a roadway indicates no turn lane will be needed, right-of-way and paved width maximums for two-lane roadways shall apply.~~ In rural areas, the maximum right-of-way for Collectors shall be ~~60-60-feet~~. Opportunities for public involvement at the transportation project development level are provided as defined in Washington County's adopted Transportation Project Development Public Involvement Guidelines (R&O 93-124, August 25, 1993). Article VII of the Community Development Code identifies land use standards, public notice and public involvement provisions and appeal opportunities that are provided in the Land Use Permitting Process.

Abcde = proposed addition

~~Abcde~~ = proposed deletion

<sup>4</sup>On those Arterials and Collectors designated on the 'Regional Street Design Overlay' map as 'Boulevards', 'Boulevard Intersections' or 'Streets', or located within identified 'Pedestrian Districts' on the Pedestrian System Map, sidewalk widths and other design features such as planter areas shall be determined based on the applicable standards in the Community Plans, Community Development Code.

<sup>5</sup>'Special Area' streets (Collector, Neighborhood, Commercial or Local classifications) are shown on the 'Special Area Street Overlay Map'. Special Area Local Streets are also designated in the appropriate Community Plans and/or by the Community Development Code. Additional Special Area Neighborhood Routes and Special Area Local Streets may be designated using the development review process. Special Area Street designs will be determined via the development review process. While Special Area Commercial Streets do not include striped bicycle lanes, they shall include wide travel lanes of 14 feet to accommodate bicycle use. For Special Area Collectors, in addition to the right-of-way, a nine-foot minimum utility/sidewalk easement shall be dedicated on each side of the right-of-way. For Special Area Local streets, in addition to the right-of-way, a ten-foot minimum utility/sidewalk easement shall be dedicated on each side of the right-of-way. For Special Area Alleys, additional right-of-way may be required as part of development review.

Abcde = proposed addition

A~~b~~cde = proposed deletion

**AGENDA**

**WASHINGTON COUNTY BOARD OF COMMISSIONERS**

**Agenda Category:** Action – Department of Land Use & Transportation (All CPOs)

**Agenda Title:** ADOPT FINDINGS FOR A-ENGROSSED ORDINANCE NO. 663

**Presented by:** Brent Curtis, Planning Division Manager

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**SUMMARY (Attach Supporting Documents if Necessary)**

A-Engrossed Ordinance 663 proposes to amend Table 6 of the Functional Classification Element of the 2020 Transportation Plan, changing the maximum right-of-way width for two-lane urban collector roadways from 60 feet to 74 feet and the maximum paved width from 36 feet to 50 feet. Ordinance 663 would also amend corresponding Footnote (3) of Table 6 to clarify the circumstances under which the right-of-way and paved width maximums may be reduced (when a turn lane is determined to be unnecessary by traffic analysis). A-Engrossed Ordinance No. 663 also makes non-substantive, grammatical corrections to Footnote (3) for clarity and consistency.

As required by ORS 197.615, post acknowledgment comprehensive plan amendments (e.g., amendments made to the County's Comprehensive Plan after it was acknowledged by the State Department of Land Conservation and Development as complying with the Statewide Planning Goals) must be accompanied by findings setting forth the facts and analysis showing that the amendments are consistent with the applicable Statewide Planning Goals, Oregon Revised Statutes, State Administrative Rules and the applicable provisions of Washington County's Comprehensive Plan. Additionally, as required by Title 8, Section 3 of Metro's Urban Growth Management Functional Plan, any amendment to a comprehensive plan or implementing ordinance shall be consistent with the requirements of the Functional Plan.

Attached is the Resolution and Order to adopt the findings. The proposed findings will be provided to the Board prior to the hearing and will also be available at the Clerk's desk.

**DEPARTMENT'S REQUESTED ACTION:**

Adopt the proposed findings for A-Engrossed Ordinance No. 663 and sign the Resolution and Order memorializing the action.

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**COUNTY ADMINISTRATOR'S RECOMMENDATION:**

I concur with this requested action.

100-601000

RO 06-204

Agenda Item No.	<u>5.a.</u>
Date:	<u>9/26/06</u>

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IN THE BOARD OF COUNTY COMMISSIONERS

FOR WASHINGTON COUNTY, OREGON

In the Matter of Adopting )  
Legislative Findings in Support ) RESOLUTION AND ORDER  
of Ordinance A-Engrossed No. 663 ) No. 06-204

This matter having come before the Washington County Board of Commissioners (Board) at its meeting on September 26; 2006 and

It appearing to the Board that the procedural requirements for adopting Ordinance A-Engrossed No. 663 (Ordinance) under state and local law including assuring citizen participation through the required notice and public hearings, considering the recommendation of the Planning Commission, reviewing oral and written evidence in the record as a whole, as well as coordinating with other affected public entities were met; and

It appearing to the Board that it is appropriate to adopt legislative findings in support of the Ordinance; and

It appearing to the Board that the findings set forth in Exhibit "A" were placed before the Board and considered as part of the legislative record in support of adopting the Ordinance; and

It appearing to the Board that the Ordinance complies with the Statewide Planning Goals, Oregon Revised Statutes and Oregon Administrative Rules, applicable titles of the Metro Urban Growth Management Functional Plan, and the Washington County Comprehensive Plan as set forth in the findings; it is, therefore,

RESOLVED AND ORDERED that the findings set forth in Exhibit "A" are hereby adopted in support of Ordinance A-Engrossed No. 663.

DATED this 26th day of September, 2006.

	AYE	NAY	ABSENT
BRIAN	✓	—	—
SCHOUTEN	✓	—	—
LEPPER	✓	—	—
APPROVED AS TO FORM:	—	—	—
ROGERS	✓	—	—
DUIYCK	✓	—	—

Assistant County Counsel  
for Washington County, Oregon

BOARD OF COUNTY COMMISSIONERS  
FOR WASHINGTON COUNTY, OREGON

Tam Bruin  
CHAIRMAN

Barbara Heitmanek  
RECORDING SECRETARY

## **EXHIBIT A**

### **FINDINGS FOR A-ENGROSSED ORDINANCE 663, AN ORDINANCE AMENDING WASHINGTON COUNTY'S TRANSPORTATION PLAN, AN ELEMENT OF THE COMPREHENSIVE PLAN RELATING TO TRANSPORTATION PLANNING**

**September 26, 2006**

#### **GENERAL FINDINGS**

A-Engrossed Ordinance 663 amends Table 6 of the Functional Classification Element of the 2020 Transportation Plan, changing the maximum right-of-way width for two-lane urban collector roadways from 60 feet to 74 feet and the maximum paved width from 36 feet to 50 feet. A-Engrossed Ordinance 663 also amends corresponding Footnote (3) of Table 6 to clarify the circumstances under which the right-of-way and paved width maximums may be reduced (when a turn lane is determined to be unnecessary by traffic analysis). Lastly, Ordinance No. A-Engrossed 663 makes non-substantive, grammatical corrections to Footnote (3) for clarity and consistency.

Pursuant to Statewide Planning Goal 2 (Land Use Planning – OAR 660-015-0000(2)), ORS 197.610 (Post-Acknowledgment Procedures) and the Transportation Planning Rule (OAR 660-012-0015(3)(a)) the amendments made by A-Engrossed Ordinance 663 must be consistent with the adopted portions of the state and regional Transportation System Plans (TSP's) – the Oregon Transportation Plan (OTP) and Metro's Regional Transportation Plan (RTP). The amendments made to the 2020 Transportation Plan by A-Engrossed Ordinance 663 are limited in scope and the Board finds that the OTP and RTP apply to the amendments covered by these findings only to the extent noted in specific responses to the applicable elements of these plans, and that the amendments comply with the applicable goals and policies of the OTP and RTP. In addition, the Board finds that the statewide planning goals apply to the amendments covered by these findings only to the extent noted in specific responses to individual goals, and that the amendments comply with the goals.

#### **GOAL FINDINGS**

##### **Goal 1 - Citizen Involvement**

#### **CONCLUSION**

Washington County has an acknowledged citizen involvement program that provides opportunities for citizens and other interested parties to participate in all phases of the planning process. In addition, Chapter X of the County Charter sets forth specific requirements for citizen involvement during review and adoption of land use ordinances. Washington County has utilized these requirements for the adoption of these ordinances. Plan compliance with Goal 1 is maintained by implementing these citizen involvement options. This conclusion is supported by the following facts.

## FACTS

1. Washington County's Citizen Participation Policy is outlined in Resolution and Order 86-58 and in Chapter X of the Washington County Charter.
2. Resolution and Order 86-58 endorses a variety of citizen involvement mechanisms. These include public hearings, Town Hall meetings, open houses, advisory committees, the Committee for Citizen Involvement (CCI) and Citizen Participation Organizations (CPO).
3. A-Engrossed Ordinance 663 has been adopted in compliance with the acknowledged Citizen Participation Policies of the County outlined in R &O 86-58 and in Chapter X of the Charter. Citizen participation efforts included conducting public hearings before the Planning Commission and before the Board of County Commissioners, providing for CPO involvement as well as general public participation in the process via public notifications.
4. The Planning Commission held a public hearing on July 26, 2006 that resulted in a recommendation for engrossment of Ordinance 663 to the Board of Commissioners.
5. The Board of Commissioners held public hearings on Ordinance 663 on August 15, 2006 and on A-Engrossed Ordinance 663 on September 5, 2006 and September 26, 2006 as required by Chapter X of the Washington County Charter.
6. Copies of the proposed ordinance and staff reports were provided to the CPOs and other interested individuals and groups. Notices for Ordinance 663 were sent to CPO's and cities on June 9, 2006; notices and copies of the ordinance were mailed to special districts on June 9, 2006. Additional notices for A-Engrossed Ordinance 663 were mailed on August 25, 2006 in accordance with the engrossment requirements of Chapter X of the County Charter.
7. Chapter X of the County Charter requires that individual notice for the initial ordinance public hearings be mailed at least 14 days prior to the first hearing to those persons who have requested them in writing and paid a fee. Notice of Ordinance 663 was mailed to the 541 persons that requested such notice on July 10, 2006.
8. Chapter X of the County Charter requires that a display ad be published in local newspapers at least 14 days prior to the first hearing on the initial ordinance. Display ads for Ordinance 663 were published in the following newspapers: The Hillsboro Argus and The Oregonian, Washington County Weekly section, on July 6, 2006.

9. Chapter X, Section 104(d) of the County Charter requires that notice of amendments approved for engrossment be provided to all persons on the notification list (for the ordinance as originally introduced), at least 10 days prior to the first engrossment hearing. Notices of A-Engrossed Ordinance 663 were mailed to individuals and groups, cities, CPO's and special districts on August 25, 2006 in accordance with these County Charter requirements.

### **Goal 2 - Land Use Planning**

#### CONCLUSION

Statewide Planning Goal 2 addresses Land Use Planning. Washington County has a land use planning process that is acknowledged as complying with Statewide Planning Goal 2 and which provides for the review and update of the various elements of the Comprehensive Plan, including the Community Development Code. Washington County utilized this process to adopt this ordinance.

The amendments made to the 2020 Transportation Plan by A-Engrossed Ordinance 663 are in compliance with Statewide Planning Goal 2. The amendments also are consistent with the policies set forth in the acknowledged Comprehensive Framework Plan for the Urban Area - Policy 1, Implementing Strategy (d) and the Rural/Natural Resource Plan Policy 1, Implementing Strategy d. These conclusions are supported by the following facts.

#### FACTS

1. The acknowledged urban Comprehensive Framework Plan and the Rural/Natural Resource Plan require that legislative Plan amendments be adopted by ordinance in accordance with the procedures specified in the Washington County Charter and State Law.
2. Chapter X, Section 100(d) of the County Charter defines 'land use ordinances' to include any ordinance that amends a comprehensive plan. A-Engrossed Ordinance 663 amends the Transportation Plan, which is an element of the County's Comprehensive Plan. It is therefore a legislative land use ordinance in accordance with the definitions in Chapter X of the County Charter.
3. Chapter X of the Washington County Charter requires that initial notice of public hearings be prepared by the Land Use Ordinance Advisory Commission. The Commission met June 27, 2006 to draft a notice for Ordinance 663. The Charter further requires that the notice be mailed at least 14 days prior to the initial Planning Commission hearing to the 541 persons who have requested notices in writing and paid a

fee. This notice was mailed on July 10, 2006. The initial Planning Commission meeting was held on July 26, 2006.

4. Chapter X requires that a display newspaper ad be published 14 days prior to the initial Planning Commission hearing, which was held on July 26, 2006. ORS Chapter 215.060 requires the County to provide 10 days advance public notice in a newspaper of general circulation prior to the first public hearing. Display ads were published in the following newspapers: The Hillsboro Argus and The Oregonian, Washington County Weekly section, on July 6, 2006. The publishing of the ads complied with both the County Charter and ORS 215.060 provisions.
5. ORS 197.610, OAR 660-18-020, and Senate Bill 543 (effective on June 30, 1999) require that notice of proposed amendments to the County's acknowledged comprehensive plan shall be forwarded to the Director of the Department of Land Conservation and Development (DLCD) at least 45 days prior to the first evidentiary hearing. Notice of proposed Ordinance 663 was mailed to DLCD on May 30, 2006 in compliance with this requirement.
6. Chapter X of the Charter requires that the Planning Commission hold at least one public hearing for a land use ordinance. The Planning Commission held a public hearing on July 26, 2006 that resulted in a recommendation for engrossment of Ordinance 663 to the Board of Commissioners.
7. Chapter X of the Charter requires the Board to hold a hearing for land use ordinances after the Planning Commission's hearing. The Board of Commissioners held a public hearing on Ordinance 663 on August 15, 2006 and held additional hearings on A-Engrossed Ordinance 663 on September 5, 2006 and September 26, 2006 as required by Chapter X of the Washington County Charter.
8. Notice of Ordinance 663 was provided to the public, affected cities, Metro and the Department of Land Conservation and Development. No comments were provided in response to these notices.
9. Chapter X, Section 104(d) of the County Charter requires that notice of amendments approved for engrossment be provided to all persons on the notification list (for the ordinance as originally introduced), at least 10 days prior to the first engrossment hearing. Notices of A-Engrossed Ordinance 663 were mailed to individuals and groups, cities, CPO's and special districts on August 25, 2006 in accordance with these County Charter requirements.
10. Statewide Planning Goal 2 (OAR 660-015-0000(2)) requires that opportunities be provided for review and comment on the plan by citizens and affected governmental units during preparation, review and revision of plans and implementation ordinances. As



previously explained, the County followed its acknowledged public involvement procedures to involve citizens in developing and adopting A-Engrossed Ordinance 663. Development of A-Engrossed Ordinance 663 also included the electronic posting of the draft ordinance and related documents on the Internet and invitations for citizen comment.

### **Goal 3 - Agricultural Land**

#### CONCLUSION

Policy 15, Implementing Strategies (a) and (f) of the Rural/Natural Resource Plan include provisions for the preservation of agricultural lands. Plan compliance with Goal 3 is maintained with the amendments made by A-Engrossed Ordinance 663 based upon the following relevant facts.

#### FACTS

1. The EFU and AF-20 land use districts are Washington County's acknowledged exclusive farm use districts.
2. A-Engrossed Ordinance 663 did not amend any plan policies or strategies applicable to the EFU and AF-20 Districts.
3. Article III of the Community Development Code (CDC Sections 340 and 344) and Article VII set forth the uses that may be allowed on lands within exclusive farm use districts. The provisions included in these portions of the CDC have been previously acknowledged. A-Engrossed Ordinance 663 does not amend any of the permitted uses or development standards relating to transportation improvements on lands within the exclusive farm use districts.

### **Goal 4 - Forest Lands**

#### CONCLUSION

Policy 16 of the Rural/Natural Resource Plan includes provisions for the preservation of forest lands. The amendments made by A-Engrossed Ordinance 663 are consistent with Goal 4; OAR Chapter 660, Division 06; and the County's acknowledged policies for preservation of forest lands.

#### FACTS

1. The EFC District is Washington County's acknowledged exclusive forest district.

2. A-Engrossed Ordinance 663 did not amend any plan policies or strategies related to the EFC District.
3. A-Engrossed Ordinance 663 did not amend standards in the EFC District or any other standards applicable to this district including the standards of CDC Section 342 and CDC Article VII relating to allowed transportation improvements. A-Engrossed Ordinance 663 will therefore not affect the County's acknowledged Goal 4 land base.

**Goal 5 - Open Spaces, Scenic and Historic Areas and Natural Resources**

**CONCLUSION**

Policies 10, 11 and 12 of the Comprehensive Framework Plan for the Urban Area, Policies 7, 9, 10, 11, 12 and 13 of the Rural/Natural Resource Plan and various sections of the Community Plans and the Community Development Code include provisions for the protection of Goal 5 resources. In addition, OAR 660-023-0250 requires application of current Goal 5 provisions to Post Acknowledgment Plan Amendments (PAPAs) initiated on or after September 1, 1996 when the PAPA creates or amends a resource list or a portion of an acknowledged plan or land use regulation that protects a significant Goal 5 resource or if the PAPA allows new uses that could be conflicting uses with a particular significant Goal 5 site.

Plan compliance with Goal 5 is maintained with the amendments made by A-Engrossed Ordinance 663. The amendments are consistent with the County's acknowledged policies and standards for the protection of Goal 5 resources as well as those set forth in OAR 660 Division 23. This conclusion is supported by the following facts.

**FACTS**

1. A-Engrossed Ordinance 663 does not amend any Plan policies or strategies relating to Goal 5.
2. A-Engrossed Ordinance 663 does not amend any provisions of the Community Development Code relating to Goal 5. Permitted uses in Goal 5 areas must comply with CDC Article 7 which has been acknowledged to comply with Goal 5. The amendments made by this ordinance do not alter the County's acknowledged Plan requirements and land use regulations relating to Goal 5.
3. A-Engrossed Ordinance 663 does not amend any resource list, plan provision or land use regulation that protects significant Goal 5 resources.
4. A-Engrossed Ordinance 663 does not allow any new uses in any affected land use district and there will consequently be no new uses that conflict with acknowledged Goal 5 resources.

**Goal 6 - Air, Water and Land Resource Quality**

CONCLUSION

Policies 4, 5, 6 and 7 in the Urban Comprehensive Framework Plan and Policies 4, 5, 6, and 7 of the Rural/Natural Resource Plan provide for the maintenance and improvement of the quality of air, water and land resources. Plan compliance with Goal 6 is maintained with the amendments made by A-Engrossed Ordinance 663 and the amendments are consistent with the County's acknowledged policies and standards for the protection of Goal 6 resources. This conclusion is supported by the following facts.

FACTS

1. The Community Development Code standards related to these resources are contained in Section 379 (Mineral and Aggregate Overlay District), Section 410 (Grading and Drainage), 421 (Flood Plain and Drainage Hazard Area Development), Section 422 (Significant Natural Resources), Section 423 (Environmental Performance Standards), Section 426 (Erosion Control) and Article 7 (Public Transportation Facilities).
2. A-Engrossed Ordinance 663 did not amend any applicable Plan policies or Code standards related to air, water and land resources.

**Goal 7 - Natural Disasters and Hazards**

CONCLUSION

Policy 8 in the Urban Comprehensive Framework Plan and Policy 8 in the Rural/Natural Resource Plan set out the County's policy to protect life and property from natural disasters and hazards. Plan compliance with Goal 7 is maintained with the amendments made by A-Engrossed Ordinance 663. The amendments are consistent with the County's acknowledged policies and standards for regulating development exposed to potential natural disasters and hazards addressed by Goal 7. This conclusion is supported by the following facts.

FACTS

1. The Community Development Code standards related to natural disasters and hazards are contained in Sections 410 (Grading and Drainage), 421 (Flood Plain and Drainage Hazard Area Development) and 426 (Erosion Control).
2. A-Engrossed Ordinance 663 does not amend these Code Sections or the applicable Plan policies related to natural disasters and hazards.

**Goal 8 Recreation Needs**

CONCLUSION

Policies 33, 34 and 35 of the Urban Comprehensive Framework Plan, Policy 24 of the Rural\Natural Resource Plan and the individual Community Plans address the recreational needs of the citizens of Washington County and visitors. Plan compliance with Goal 8 is maintained with the amendments made by A-Engrossed Ordinance 663. The amendments are consistent with the County's acknowledged policies and strategies for satisfying recreational needs as required by Goal 8. This conclusion is supported by the following facts.

FACTS

1. The Code standards related to recreation uses are contained in Sections 405 (Open Space) and in certain Special Use Standards of CDC Section 430.
2. A-Engrossed Ordinance 663 did not amend any of these Code Sections, the Community Plans or the applicable Plan policies related to recreation.

**Goal 9 - Economy of the State**

CONCLUSION

Policy 20 in the Urban Comprehensive Framework Plan and Policies 15, 16, 20 and 21 in the Rural\Natural Resource Plan set forth the County's policies to strengthen the local economy. Plan compliance with Goal 9 is maintained with the amendments made by A-Engrossed Ordinance 663. The amendments are consistent with the County's acknowledged policies and strategies for strengthening the local economy as required by Goal 9. This conclusion is supported by the following facts.

FACTS

1. A-Engrossed Ordinance 663 did not amend the applicable Plan policies related to Goal 9.
2. A-Engrossed Ordinance 663 did not amend any Community Development Code provisions relating to economic development.

**Goal 10 - Housing**

CONCLUSION

Policies 21, 22, 23 and 24 of the Urban Comprehensive Framework Plan and Policies 19 and 25 of the Rural Natural Resource Plan address the provision of housing in the urban and rural areas of the County.

The Community Development Code contributes to the provision of adequate housing by establishing standards that facilitate development in an orderly and efficient fashion. Plan compliance with Goal 10 is maintained with the amendments by A-Engrossed Ordinance 663. The amendments are consistent with the County's acknowledged policies and standards for regulating housing in the urban and rural area as required by Goal 10. This conclusion is supported by the following facts.

#### FACTS

1. A-Engrossed Ordinance 663 did not amend any of the applicable Plan policies related to housing.

#### **Goal 11 - Public Facilities and Services**

#### CONCLUSION

Policies 15, 25, 26, 27, 28, 29, 30 and 31 of the Urban Comprehensive Framework Plan and Policy 22 of the Rural Natural Resource Plan address the provision of public facilities and services in the urban and rural areas of unincorporated Washington County. The Community Development Code requires that adequate public facilities and services be available for new development. Plan compliance with Goal 11 is maintained with the amendments made by A-Engrossed Ordinance 663. The amendments are consistent with the County's acknowledged policies and strategies for the provision of public facilities and services as required by Goal 11. This conclusion is supported by the following facts.

#### FACTS

1. The standards for public facilities and services in the Community Development Code are in Article V (Public Facilities and Services). A-Engrossed Ordinance 663 did not amend these standards.
2. In 1991, Washington County adopted a Public Facility Plan, consistent with OAR 660, Division 11. A-Engrossed Ordinance 663 does not amend that plan.
3. A-Engrossed Ordinance 663 will help ensure continued development of an orderly and efficient transportation system. The Ordinance amends the Functional Classification Element of the 2020 Transportation Plan to provide for adequate right-of-way and pavement width on urban two-lane collectors at intersections where turn lanes are required for safety. The amendments also provide for reducing right-of-way and paved

width on urban two lane collector roads when turn lanes are not needed. These amendments support existing 2020 Transportation Plan policies and strategies for transportation facilities.

### **Goal 12 - Transportation**

#### CONCLUSION

The County's adopted and acknowledged Transportation Plan was developed to accommodate the transportation needs of Washington County through the year 2020. A-Engrossed Ordinance 663 is intended to implement existing provisions relating to the Pedestrian and Bicycle elements of the acknowledged 2020 Transportation Plan. The amendments are consistent with the County's acknowledged policies and strategies for the provision of transportation facilities and services as required by Goal 12 (the Transportation Planning Rule or TPR, implemented via OAR Chapter 660, Division 12) as described below.

#### FACTS

1. OAR 660-012-0045(6) sets forth the elements that are to be included as part of the planned bicycle and pedestrian system in developed areas. Ordinance A-Engrossed 588, which adopted the 2020 Transportation plan, together with previously adopted and acknowledged ordinances that implemented CDC Section 408, was found to fully comply with the provisions of Subsection -0045(6). A-Engrossed Ordinance 663 does not amend any provisions of CDC Section 408. A-Engrossed Ordinance 663 is limited in its scope and implements adopted roadway system and roadway safety strategies from the 2020 Transportation Plan.
2. A-Engrossed Ordinance 663 provides for roadway right-of-way and paved width necessary to accommodate travel demand and will help reduce design deficiencies by providing for turn lanes on collector roadways when needed.
3. OAR 660-012-0050 concerns transportation project development. Subsection -0050(3) concerns project development, land use decision making and unresolved issues of compliance with comprehensive plan policies and land use regulations. Adopted and acknowledged Ordinances A-Engrossed No. 421 and No. 573 created and refined Article 7 of the Community Development Code which is consistent with the requirements of OAR 660-012-0050. CDC Article VII provides a consolidated review process for review of land use decisions for permitting transportation projects. A-Engrossed Ordinance 663 does not amend this process for land use review of transportation projects.
4. OAR 660-012-0060 sets forth requirements for plan and land use regulation amendments. A-Engrossed Ordinance 663 is consistent with the provisions of OAR 660-012-0060.

A-Engrossed Ordinance 663 does not significantly affect any transportation facilities because it will not result in any of the following:

- Changes in the functional classification of an existing or planned transportation facility;
- Changes in the standards implementing a functional classification system;
- As measured at the end of the planning period identified in the adopted TSP (year-2020), A-Engrossed Ordinance 663 also will not allow:

Types or levels of land uses which would result in levels of travel or access which are inconsistent with the functional classification of a transportation facility; or

Reductions in the performance standards of facilities below the minimum acceptable level identified in the Transportation System Plan; or

Worsening of the performance of an existing or planned transportation facility that is otherwise projected to perform below the minimum acceptable performance standard identified in the Transportation System Plan.

A-Engrossed Ordinance 663 is limited to providing for adequate right-of-way and paved width necessary to accommodate operational improvements at intersections (i.e., turn lanes). A-Engrossed Ordinance 663 does not amend the adopted capacities (2020 Transportation Plan Lane Numbers Map – Figure 5) for roadways as set forth in the 2020 Transportation Plan. A-Engrossed Ordinance 663 does not change any land use classifications or plan designations. Providing turn lanes where needed will improve performance and safety of roadways. Based on these facts, A-Engrossed Ordinance 663 is consistent with the Transportation Planning Rule requirements.

### **Goal 13 - Energy Conservation**

#### **CONCLUSION**

Policies 36, 37, 38, 39 and 40 of the Urban Comprehensive Framework Plan and Policy 25 of the Rural/Natural Resource Plan address energy conservation in the urban and rural areas of unincorporated Washington County.

The Community Development Code implements the energy conservation policies by establishing standards that promote energy efficient development, especially in Article IV. Plan compliance with Goal 13 is maintained with the amendments made by A-Engrossed Ordinance 663. The amendments are consistent with the County's acknowledged policies and strategies for promoting energy conservation as required by Goal 13. This conclusion is supported by the following facts.

#### FACTS

A-Engrossed Ordinance 663 did not amend the applicable Plan policies or Code provisions that relate to energy conservation.

#### **Goal 14 - Urbanization**

#### CONCLUSION

Policies 13, 14, 16, 17, 18 and 19 of the Urban Comprehensive Framework Plan address urbanization within the Regional Urban Growth Boundary. The Community Development Code implements the urbanization policies by establishing standards to promote appropriate urban development. The Community Plans implement the urbanization policies by designating sufficient land for appropriate development. Plan compliance with Goal 14 is maintained with the amendments made by A-Engrossed Ordinance 663. The amendment is consistent with the County's acknowledged policies and strategies for urbanization as required by Goal 14. This conclusion is supported by the following facts.

#### FACTS

1. A-Engrossed Ordinance 663 did not amend the Plan policies or Code standards related to urbanization.
2. A-Engrossed Ordinance 663 does not change any land designations that provide for urban development nor does it amend any policies or implementing provisions relating to urbanization.

#### **FINDINGS OF COMPLIANCE WITH THE OREGON TRANSPORTATION PLAN (OTP):**

#### CONCLUSION

The amendments made by A-Engrossed Ordinance 663 do not affect the 2020 Transportation Plan's consistency with the OTP.



**FACTS:**

1. Ordinance A-Engrossed 588 adopted the 2020 Transportation Plan and was found to fully comply with applicable provisions of the OTP.
2. The amendments to the 2020 Transportation Plan made by A-Engrossed Ordinance 663 are limited in scope and implement adopted strategies of the System Safety Policy (Policy 2.0) and the Roadway Element (Policies 6.0 – Roadway System Policy and 8.0 – Roadway Safety Policy) of the Plan.
3. The amendments made by A-Engrossed Ordinance 663 do not amend any policy or strategy of the 2020 Transportation Plan such that consistency with the OTP is affected.

**FINDINGS OF COMPLIANCE WITH METRO'S URBAN GROWTH MANAGEMENT FUNCTIONAL PLAN (UGMFP) AND REGIONAL TRANSPORTATION PLAN:**

Section 3.07.830.A. of Title 8 of the Urban Growth Management Functional Plan (UGMFP) requires that all comprehensive plan changes submitted after February 19, 1997 "...be consistent with this functional plan." The Board finds that the UGMFP applies to the amendments covered by these findings to the extent noted in specific responses below, and that A-Engrossed Ordinance 663 complies with and has been developed in a manner that meets the requirements of the UGMFP.

The following findings have been prepared to address Titles 6 and 8 of the Functional Plan.

**UGMFP Title 6: Regional Accessibility and Compliance with the Metro Regional Transportation Plan (RTP):**

**CONCLUSION:**

Title 6: Regional Accessibility provisions of the UGMFP that applied to local transportation plan amendments were repealed by the Metro Council in August 2000. These provisions, which essentially addressed transportation system and facility design issues, functioned as placeholders until the Regional Transportation Plan could be developed and adopted. On August 10, 2000, the Metro Council adopted the 2000 Regional Transportation Plan (RTP) and repealed UGMFP Title 6. The Washington County 2020 Transportation Plan, adopted in October 2002, incorporated provisions necessary to achieve consistency with the Regional Transportation Plan.

**FACTS:**

1. A-Engrossed Ordinance 663 is limited to amending the 2020 Transportation Plan to clarify right-of-way requirements and pavement widths on urban collector roadways,

consistent with adopted 2020 Transportation Plan Policies and Strategies and does not modify 2020 Transportation Plan provisions affecting compliance with Chapter 6 of the Regional Transportation Plan.

**UGMFP Title 8 - Compliance Procedures**

**CONCLUSION:**

Title 8 sets forth Metro's procedures for determining compliance with the Urban Growth Management Functional Plan. This title includes procedures local jurisdictions must follow to ensure that Metro has the opportunity to review amendments to Comprehensive Plans. These procedures have been followed in the development and adoption processes for A-Engrossed Ordinance 663.

**FACTS:**

1. Consistent with Title 8, Metro was sent a copy of Proposed Ordinance 663 on May 30, 2006. A copy of findings relating to the UGMFP will be provided to Metro following the adoption of A-Engrossed Ordinance 663. These findings demonstrate the amendments made by this ordinance comply with the UGMFP.

**FINDINGS OF COMPLIANCE WITH THE STATE TRANSPORTATION PLANNING RULE (OAR 660-012-0060)**

Some portions of this rule apply to the development of Transportation Systems Plans; other portions apply to comprehensive plan amendments and zone changes, whereas other portions apply to development actions. With regard to A-Engrossed Ordinance 663, the applicable sections are 660-012-0060 (1) relating to "... amendments to functional plans, acknowledged comprehensive plans and land use regulations which significantly affect a transportation facility..." and 660-012-0060(4) relating to plan amendments being "... coordinated with affected transportation facility and service providers and other affected local governments."

**TPR Provision 660-012-0060(1):**

**CONCLUSION**

A-Engrossed Ordinance 663 fully complies with the provisions of Subsection - 0060.

**FACTS:**

1. As previously discussed in these findings, OAR 660-012-0060 sets forth requirements for plan and land use regulation amendments. Subsection -0060 is applicable only if an amendment will significantly affect an existing or planned transportation facility as

defined in Subsection –0060(1). A-Engrossed Ordinance 663 does not significantly affect any transportation facilities because it will not result in any of the following:

- Changes in the functional classification of an existing or planned transportation facility;
- Changes in the standards implementing a functional classification system;
- As measured at the end of the planning period identified in the adopted TSP (year-2020), A-Engrossed Ordinance 663 also will not allow:

Types or levels of land uses which would result in levels of travel or access which are inconsistent with the functional classification of a transportation facility; or

Reductions in the performance standards of facilities below the minimum acceptable level identified in the Transportation System Plan; or

Worsening of the performance of an existing or planned transportation facility that is otherwise projected to perform below the minimum acceptable performance standard identified in the Transportation System Plan.

2. A-Engrossed Ordinance 663 is limited to clarifying the intent of the adopted and acknowledged 2020 Transportation Plan. The Plan is intended to allow sufficient right-of-way to establish needed turn lanes at intersections. The amendments made by A-Engrossed Ordinance 663 pertain only to right-of-way and paved width for urban, two-lane collector roadways. Provisions are included to allow reduction of right-of-way and paved width when turn lanes are not required for safety.

**TPR Provision 660-012-0060(4):**

**CONCLUSION**

Development and adoption of A-Engrossed Ordinance 663 was coordinated with affected transportation facility and service providers and other affected local governments in full compliance with Subsection –0060(4).

**FACTS:**

1. Staff mailed notice of A-Engrossed Ordinance 663 to all affected cities, transportation facility and service providers, local, regional and state agencies on or before June 9, 2006.
2. Staff mailed notice of A-Engrossed Ordinance 663 to all affected cities, transportation facility and service providers, local, regional and state agencies on or before August 25, 2006.