



Oregon

Theodore R. Kulongoski, Governor

Department of Land Conservation and Development

635 Capitol Street, Suite 150

Salem, OR 97301-2540

(503) 373-0050

Fax (503) 378-5518

www.lcd.state.or.us



NOTICE OF ADOPTED AMENDMENT

07/24/2013

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

FROM: Plan Amendment Program Specialist

SUBJECT: Washington County Plan Amendment
DLCD File Number 007-13

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.

Appeal Procedures*

DLCD ACKNOWLEDGMENT or DEADLINE TO APPEAL: Wednesday, August 07, 2013

This amendment was submitted to DLCD for review 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 Acknowledgment or 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. NO LUBA Notification to the jurisdiction of an appeal by the deadline, this Plan Amendment is acknowledged.

Cc: Steve Kelley, Washington County
Jon Jinings, DLCD Community Services Specialist
Anne Debbaut, DLCD Regional Representative
Gary Fish, DLCD Transportation Planner

<paa> YA



FORM **2**

DLCD

Notice of Adoption

[69971] (33861) 31-700

In person electronic mailed

DEPT OF

JUL 18 2013

LAND CONSERVATION AND DEVELOPMENT

For Official Use Only

This Form 2 must be mailed to DLCD within **20-Working Days after the Final Ordinance is signed** by the public Official Designated by the jurisdiction and all other requirements of ORS 197.615 and OAR 660-018-000

Jurisdiction: **Washington County**

Local file number: **Ordinance 767**

Date of Adoption: **July 16, 2013**

Date Mailed: **July 17, 2013**

Was a Notice of Proposed Amendment (Form 1) mailed to DLCD? Yes No Date: 5/3/13

Comprehensive Plan Text Amendment

Comprehensive Plan Map Amendment

Land Use Regulation Amendment

Zoning Map Amendment

New Land Use Regulation

Other: **Transportation System Plan**

Summarize the adopted amendment. Do not use technical terms. Do not write "See Attached".

Ordinance 767 amends the Washington County Transportation Plan to incorporate changes needed for road improvement projects located in the Basalt Creek area and on Scholls Ferry Road near Roy Rogers Road. Changes are made to Policy 10 - Functional Classification Policy, Policy 11 - Road Jurisdiction Policy, and Policy 16 - Freight Policy. The road changes are within the existing uncontested portion of the UGB; a study area is added to Policy 10 to address future needs outside the UGB in an area within the urban reserves..

Does the Adoption differ from proposal? No, no explanation is necessary

Plan Map Changed from: **N/A**

to: **N/A**

Zone Map Changed from: **N/A**

to: **N/A**

Location: **Unincorporated urban Washington County**

Acres Involved: **N/A**

Specify Density: Previous: **N/A**

New: **N/A**

Applicable statewide planning goals:

1 **2** **3** **4** **5** **6** **7** **8** **9** **10** **11** **12** **13** **14** **15** **16** **17** **18** **19**

Was an Exception Adopted? YES NO

Did DLCD receive a Notice of Proposed Amendment...

35-days prior to first evidentiary hearing?

Yes No

If no, do the statewide planning goals apply?

Yes No

If no, did Emergency Circumstances require immediate adoption?

Yes No

DLCD file No. _____

Please list all affected State or Federal Agencies, Local Governments or Special Districts:

City of Beaverton, City of Tigard, City of Tualatin, City of Sherwood, City of Wilsonville, Tualatin Valley Fire & Rescue, Metro, TriMet, ODOT

Local Contact: **Steve Kelley, Senior Planner**

Phone: (503) 846-3519 Extension:

Address: **155 N. First Avenue, Suite 350-14**

Fax Number: 503-846-4412

City: **Hillsboro** Zip: 97124-3072

E-mail Address: stevl_kelley@co.washington.or.us

ADOPTION SUBMITTAL REQUIREMENTS

This Form 2 must be received by DLCD no later than 20 working days after the ordinance has been signed by the public official designated by the jurisdiction to sign the approved ordinance(s) per ORS 197.615 and OAR Chapter 660, Division 18

1. This Form 2 must be submitted by local jurisdictions only (not by applicant).
2. When submitting the adopted amendment, please print a completed copy of Form 2 on light green paper if available.
3. Send this Form 2 and one complete paper copy (documents and maps) of the adopted amendment to the address below.
4. Submittal of this Notice of Adoption must include the final signed ordinance(s), all supporting finding(s), exhibit(s) and any other supplementary information (ORS 197.615).
5. Deadline to appeals to LUBA is calculated **twenty-one (21) days** from the receipt (postmark date) by DLCD of the adoption (ORS 197.830 to 197.845).
6. In addition to sending the Form 2 - Notice of Adoption to DLCD, please also remember to notify persons who participated in the local hearing and requested notice of the final decision. (ORS 197.615).
7. Submit **one complete paper copy** via United States Postal Service, Common Carrier or Hand Carried to the DLCD Salem Office and stamped with the incoming date stamp.
8. Please mail the adopted amendment packet to:

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

9. **Need More Copies?** Please print forms on 8½ -1/2x11 green paper only if available. If you have any questions or would like assistance, please contact your DLCD regional representative or contact the DLCD Salem Office at (503) 373-0050 x238 or e-mail plan.amendments@state.or.us.

AGENDA

WASHINGTON COUNTY BOARD OF COMMISSIONERS

Agenda Category: Public Hearing – First Reading and First Public Hearing
Land Use & Transportation; County Counsel (CPO 5)

Agenda Title: PROPOSED ORDINANCE NO. 767 – AN ORDINANCE
AMENDING THE TRANSPORTATION PLAN ELEMENT OF
THE COMPREHENSIVE PLAN RELATING TO PROJECT
DEVELOPMENT

Presented by: Andrew Singelakis, Director of Land Use & Transportation
Alan Rappleyea, County Counsel

SUMMARY:

Ordinance No. 767 proposes to amend the Washington County Transportation System Plan (TSP) relating to project development. The ordinance incorporates the Basalt Creek Transportation Refinement Plan into the TSP and adjusts the lane number designation on SW Scholls Ferry Road between SW Loon Drive and approximately 1,000 feet west of SW Roy Rogers Road.

Ordinance No. 767 is posted on the county's land use ordinance web page at the following link:

<http://www.co.washington.or.us/LUT/Divisions/LongRangePlanning/2013-land-use-ordinances.cfm>

On June 19, 2013 the Planning Commission (PC) conducted a public hearing for this ordinance and unanimously recommended that the Board adopt Ordinance No. 767.

The staff report will be provided to the Board prior to the July 16, 2013 hearing, posted on the above land use ordinance web page prior to the hearing, and will also be available at the Clerk's desk.

Consistent with Board policy, testimony about the ordinance is limited to three minutes for individuals and twelve minutes for a representative of a group.

DEPARTMENT'S REQUESTED ACTION:

Read Ordinance No. 767 by title only and conduct the first public hearing. At the conclusion of the hearing, adopt Ordinance No. 767.

COUNTY ADMINISTRATOR'S RECOMMENDATION:

I concur with the requested action.

Agenda Item No.	<u>4.d.</u>
Date:	07/16/13

ADOPTED

BEFORE THE BOARD OF COUNTY COMMISSIONERS

FOR WASHINGTON COUNTY, OREGON

ORDINANCE 767

An Ordinance Amending the
Transportation Plan Element of the
Comprehensive Plan relating to Project
Development

The Board of County Commissioners of Washington County, Oregon ("Board") ordains as follows:

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, and 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, 649, 663, 674, 683, 712, 713, 717, 718, 730, 739, 744, 749, and 750.

B. Further planning efforts of Washington County indicate there is a need for amendments to the county's Transportation Plan to facilitate projects that are scheduled for near-term improvements. The Board takes note that such changes are for the health, welfare, and benefit of the residents of Washington County, Oregon.

C. Under the provisions of Washington County Charter Chapter X, the Department of Land Use and Transportation has carried out its responsibilities, including preparation of notices, and the County Planning Commission has conducted one or more public hearings on the proposed amendments and has submitted its recommendations to the Board. The Board finds that this

1 Ordinance is based on those recommendations and any modifications made by the Board are a
2 result of the public hearings process;

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

9 SECTION 2

10 The following exhibits, attached hereto and incorporated herein by reference, are hereby
11 adopted as amendments to the following documents:

- 12 1. Exhibit 1 (6 pages) – Amends Figure 4D of the Washington County Functional
13 Classification System Map, Figure 5 of the Washington County Lane Numbers map,
14 and Figure 10 of the Washington County Countywide Road Systems map; Adds the
15 Day Road Overcrossing Study Area Map as Figure 9D in Policy 10 of the
16 Washington County Transportation Plan and text describing the same to the list of
17 study areas in the Functional Classification Policy section of the Washington County
18 Transportation Plan; and Amends Figure 14 of the Washington County Countywide
19 Through-Truck Route map; and
- 20 2. Exhibit 2 (1 page) – Amends Figure 5 of the Washington County Lane Numbers
21 map.

22 ///

1 SECTION 3

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

4 SECTION 4

5 All applications received prior to the effective date shall be processed in accordance with
6 ORS 215.427.

7 SECTION 5

8 If any portion of this Ordinance, including the exhibits, shall for any reason be held invalid or
9 unconstitutional by a body of competent jurisdiction, the remainder shall not be affected thereby and
10 shall remain in full force and effect.

12 SECTION 6

13 The Office of County Counsel and Department of Land Use and Transportation are
14 authorized to prepare planning documents to reflect the changes adopted under Section 2 of this
15 Ordinance, including deleting and adding textual material and maps, renumbering pages or sections,

16 ///

18 ///

20 ///

22 ///

1 and making any technical changes not affecting the substance of these amendments as necessary to
2 conform to the Washington County Comprehensive Plan format.

3 SECTION 7

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

5 ENACTED this 16 day of July, 2013, being the 1st reading and
6 1st public hearing before the Board of County Commissioners of Washington County, Oregon.

7 BOARD OF COUNTY COMMISSIONERS
8 FOR WASHINGTON COUNTY, OREGON

9 **ADOPTED**

10 *Andy Ond*
CHAIRMAN

11 *Barbara Hejmanek*
RECORDING SECRETARY

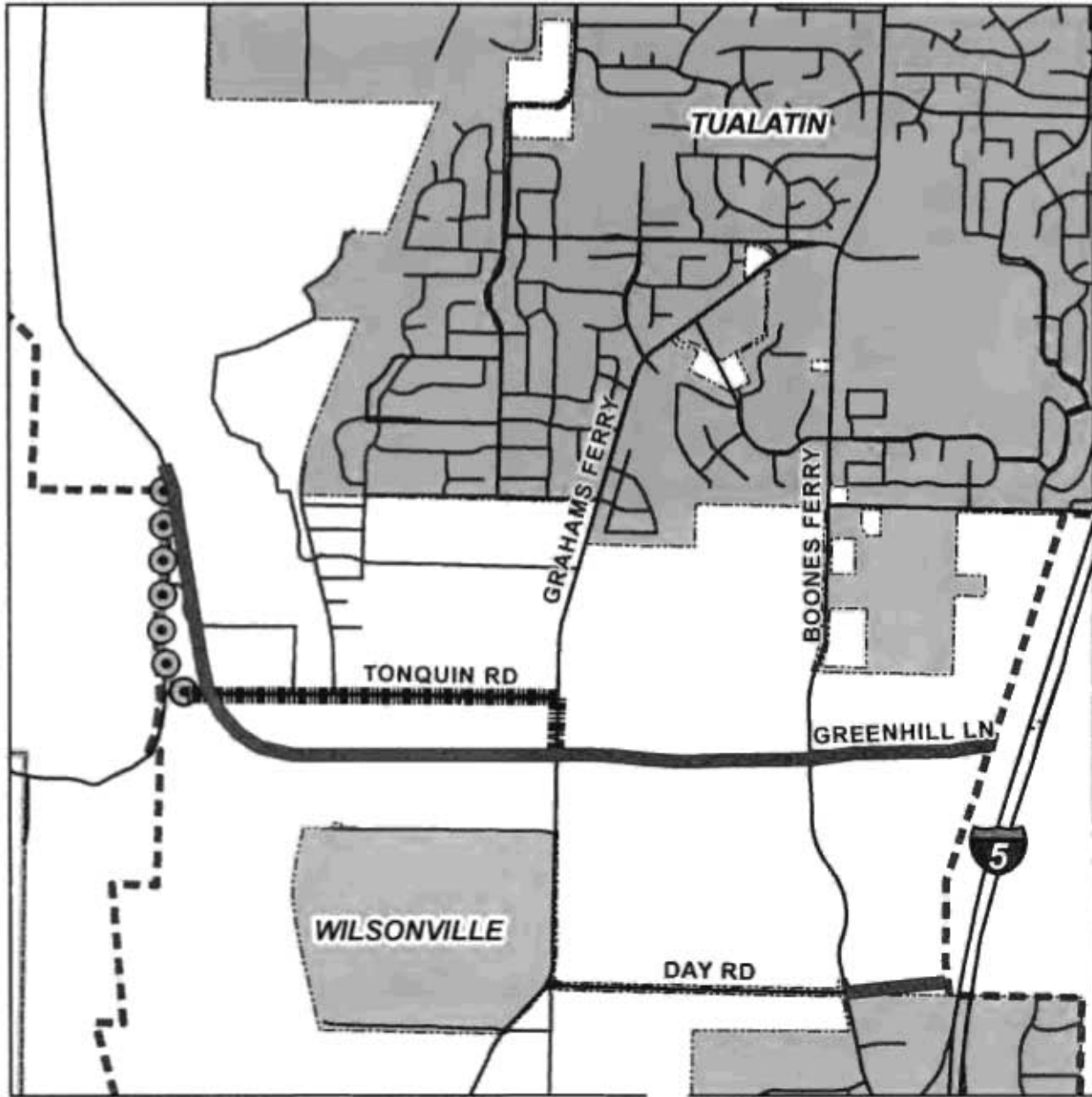
12 READING
13 First July 16, 2013
14 Second _____
15 Third _____
16 Fourth _____
17 Fifth _____

12 PUBLIC HEARING
13 First July 16, 2013
14 Second _____
15 Third _____
16 Fourth _____
17 Fifth _____







18 VOTE: Aye: Rogers, Terry,
Duyck, Malinowski
19 Recording Secretary: Barbara Hejmanek

20 Nay: Schouten
21 Date: July 16, 2013

Figure 4D – Washington County Functional Classification System map, is amended as follows:

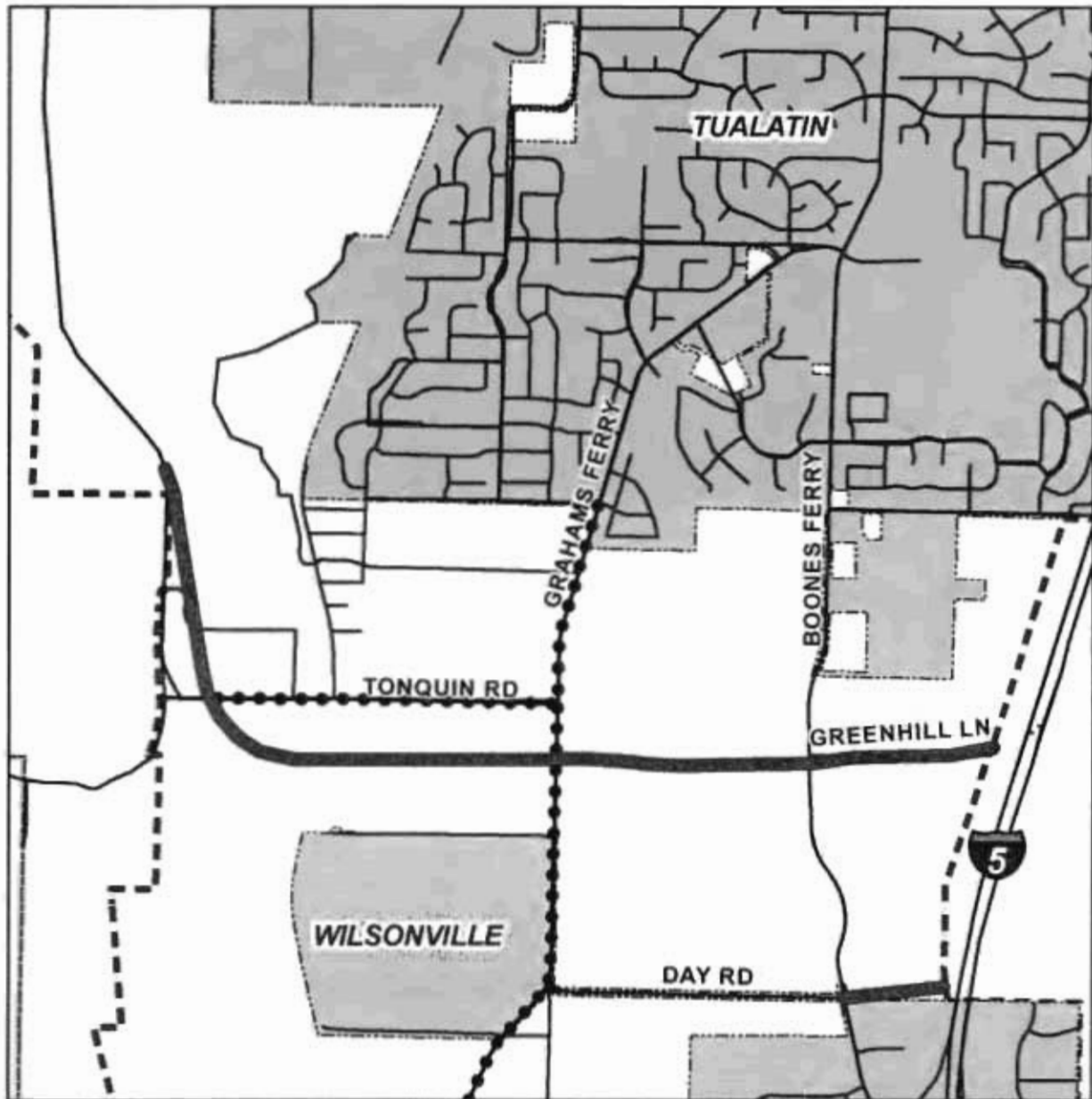


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- | | |
|---|---|
|  Add as Proposed Arterial |  Cities |
|  Change from Arterial to Collector |  Urban Growth Boundary |
|  Remove Segment |  County Boundary |

abcdef Proposed additions
~~abedef~~ Proposed deletions

Figure 5 – Washington County Lane Numbers map, is amended as follows:



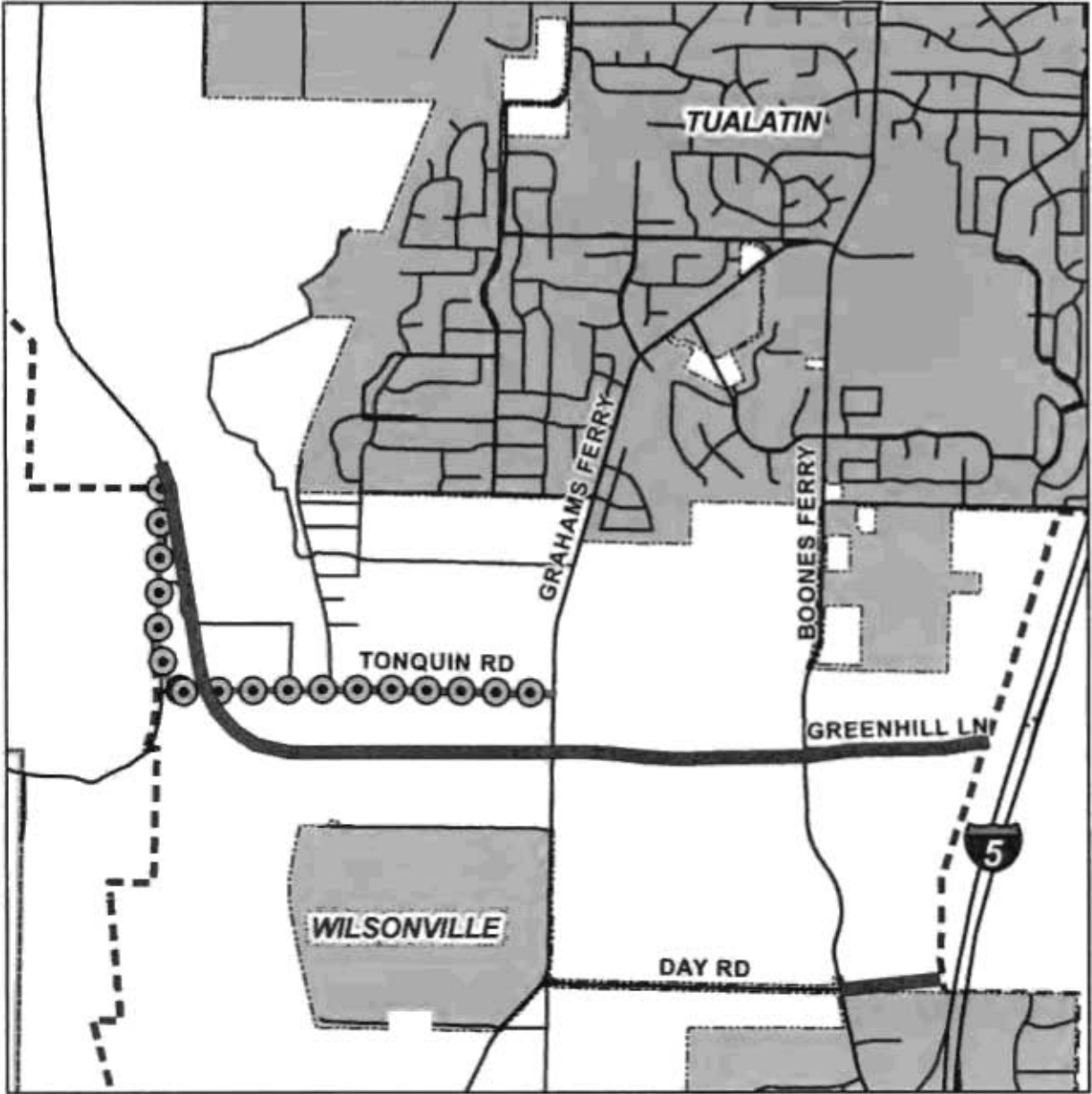
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- | | |
|--|---|
|  Add as 4-5 Lanes |  Cities |
|  Add as 2-3 Lanes |  Urban Growth Boundary |
| |  County Boundary |



abcdef Proposed additions
abedef Proposed deletions

Figure 10 – Washington County Countywide Road System map, is amended as follows:



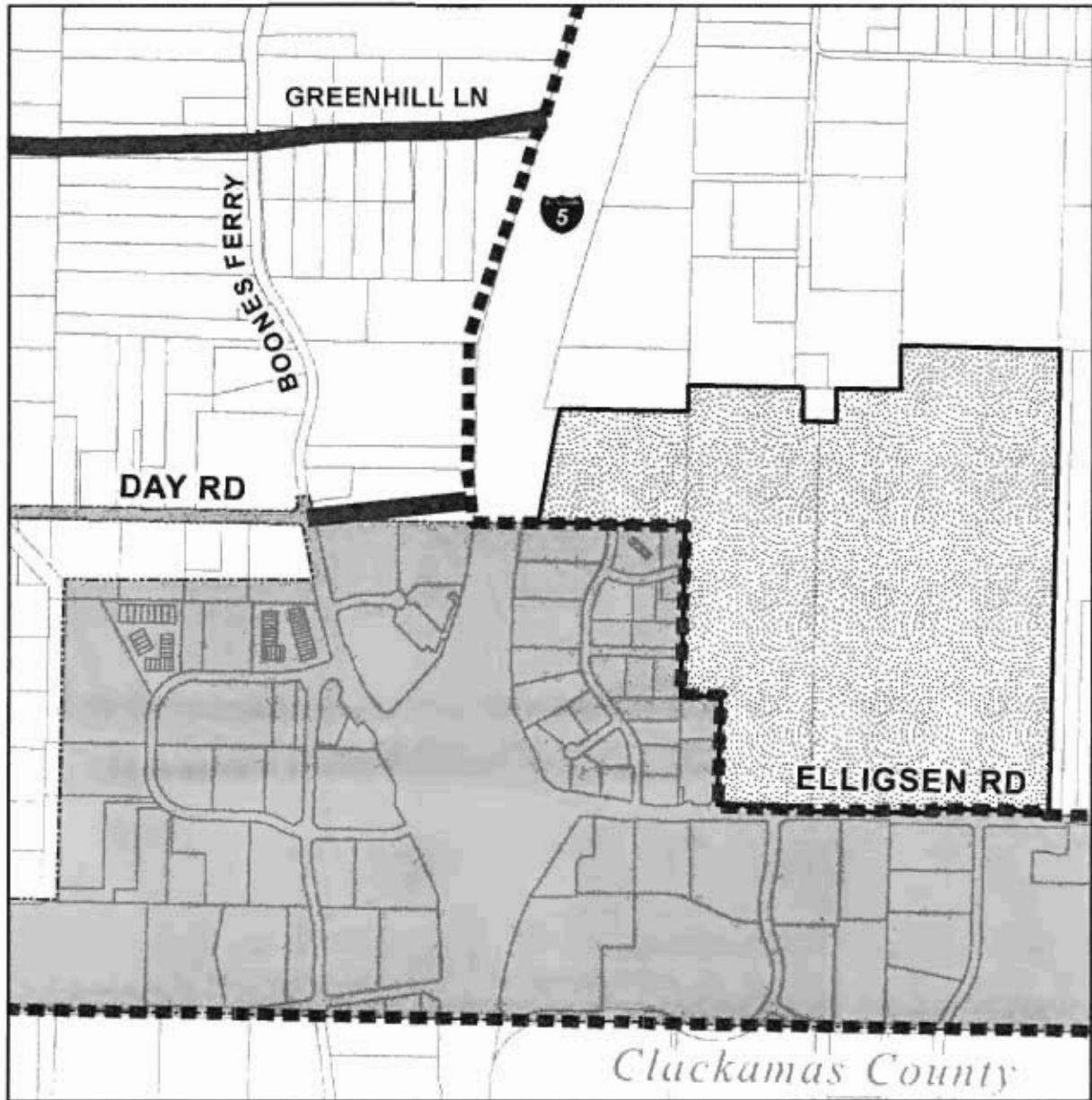
Path: J:\user\Donna\GIS_maps_temp\STAFF\level_files\2013\6666\GreenCountywide_2color.mxd 4/30/2013

-  Add as Washington County
-  Remove Segment
-  Cities
-  Urban Growth Boundary
-  County Boundary



abcdef Proposed additions
abedef Proposed deletions

Add the following Day Road Overcrossing Study Area map as Figure 9D in Policy 10 of the Washington County Transportation Plan.



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-  Day Road Overcrossing Study Area
-  Cities
-  Proposed Arterial
-  Urban Growth Boundary



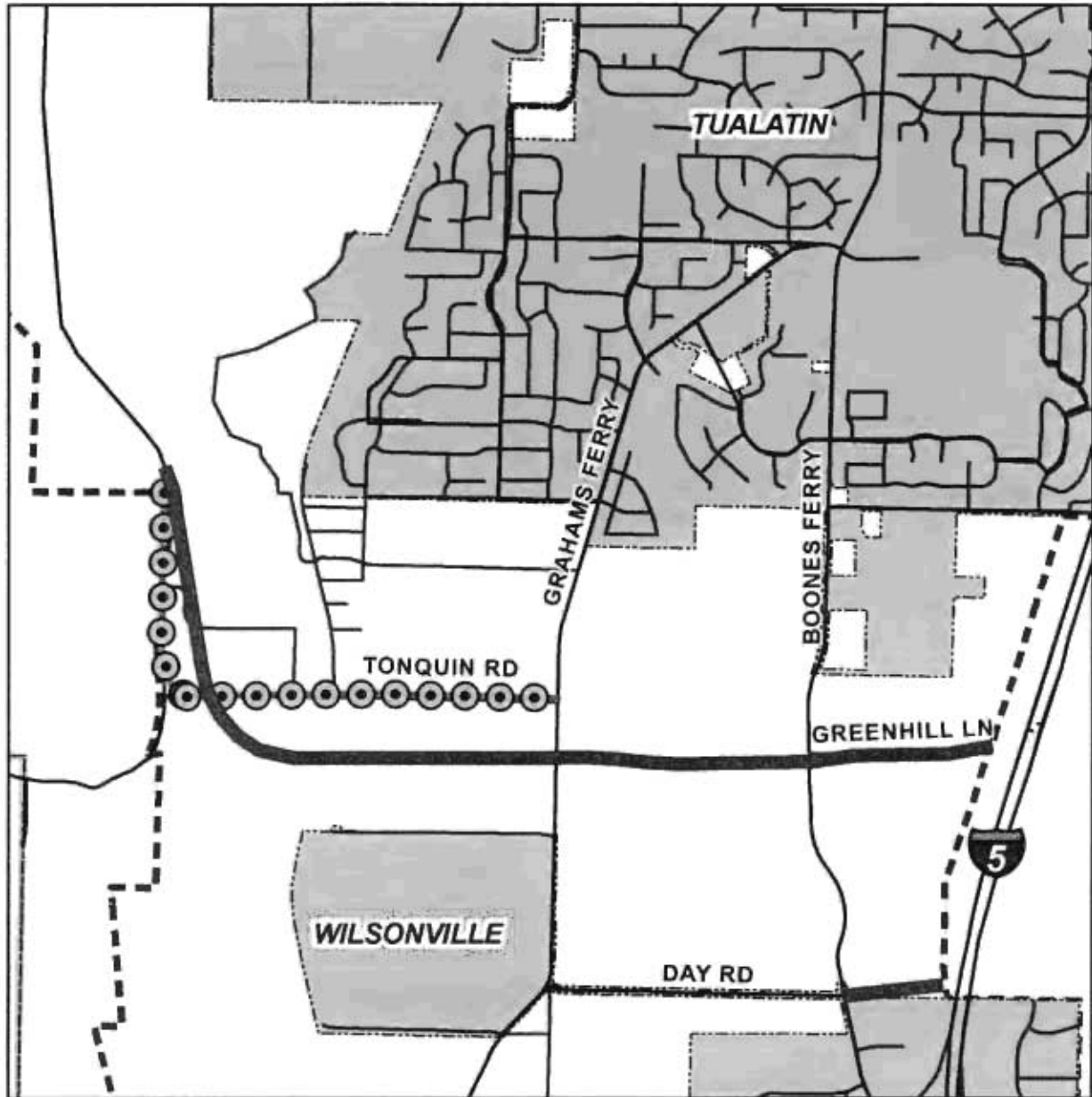
abcdef Proposed additions
abedef Proposed deletions

Add text describing a Day Road Overcrossing Study Area to the list of study areas in the Functional Classification Policy section of the Washington County Transportation Plan, as follows:

Day Road Overcrossing Study Area

The Basalt Creek Transportation Refinement Plan identified a need for a future Arterial corridor extending from the intersection of Boones Ferry Road and Day Road over Interstate 5 and connecting to Elligsen Road. The proposed Arterial is not intended to provide access to or from Interstate 5. This study area is intended to identify the area where this alignment shall be evaluated prior to development or redevelopment occurring. The ultimate alignment will be determined through concept planning after the study area has been designated within the Urban Growth Boundary.

Figure 14 – Washington County Countywide Through-Truck Route map, is amended as follows:



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- | | |
|---|---|
|  Add as Proposed Through-Truck Route |  Cities |
|  Remove Segment |  Urban Growth Boundary |
| |  County Boundary |








abcdef Proposed additions
abcdef Proposed deletions

Figure 5 – Washington County Lane Numbers map, is amended as follows:



Path: J:\Users\Corie\GIS_maps_ferry\STAFF\level_ferry\2012\Basal\Draw\SchollsFerry_color.mxd 4/25/2013

- | | |
|--|---|
|  Add 4-5 Lane segment |  County line |
|  Unchanged lane numbers |  Rural Area |
| |  Urban Growth Boundary |

abcdcf Proposed additions
abedef Proposed deletions

AGENDA

WASHINGTON COUNTY BOARD OF COMMISSIONERS

Agenda Category: Action – Land Use & Transportation (CPO 5)

Agenda Title: ADOPT FINDINGS FOR ORDINANCE NO. 767

Presented by: Andrew Singelakis, Director of Land Use & Transportation

SUMMARY:

Ordinance No. 767 amends the Washington County Transportation System Plan (TSP) relating to project development. The ordinance incorporates the Basalt Creek Transportation Refinement Plan into the TSP and adjusts the lane number designation on SW Scholls Ferry Road between SW Loon Drive and approximately 1,000 feet west of SW Roy Rogers Road.

Ordinance No. 767 is posted on the county's land use ordinance web page at the following link:

<http://www.co.washington.or.us/LUT/Divisions/LongRangePlanning/2013-land-use-ordinances.cfm>

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 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 for Ordinance No. 762. Prior to July 16, 2013 the proposed findings will be provided to the Board, posted on the above land use ordinance web page.

The findings will be also available electronically and at the Clerk's desk.

Attachment: Resolution and Order

DEPARTMENT'S REQUESTED ACTION:

Adopt the findings for Ordinance No. 767 and authorize the Chair to sign the Resolution and Order memorializing the action.

COUNTY ADMINISTRATOR'S RECOMMENDATION:

I concur with the requested action.

RO 13-63

Agenda Item No.	<u>5.a.</u>
Date:	07/16/13

1 IN THE BOARD OF COUNTY COMMISSIONERS

2 FOR WASHINGTON COUNTY, OREGON

3 In the Matter of Adopting) RESOLUTION AND ORDER
4 Legislative Findings in Support)
of Ordinance No. 767) No. 13-63

5 This matter having come before the Washington County Board of Commissioners at its
6 meeting of July 16, 2013; and

7 It appearing to the Board that the findings contained in Exhibit "A" summarize relevant facts
8 and rationales with regard to compliance with the Statewide Planning Goals, Oregon Revised
9 Statutes and Administrative Rules, Washington County's Comprehensive Plan, and titles of Metro's
10 Urban Growth Management Functional Plan relating to Ordinance No. 767; and

11 It appearing to the Board that the findings attached as Exhibit "A" constitute appropriate
12 legislative findings with respect to the adopted ordinance; and

13 It appearing to the Board that the Planning Commission, at the conclusion of its public hearing
14 on June 19, 2013, made a recommendation to the Board, which is in the record and has been
15 reviewed by the Board; and

16 It appearing to the Board that, in the course of its deliberations, the Board has considered the
17 record which consists of all notices, testimony, staff reports, and correspondence from interested
18 parties, together with a record of the Planning Commission's proceedings, and other items submitted
19 to the Planning Commission and Board regarding this ordinance; it is therefore,


20 RESOLVED AND ORDERED that the attached findings in Exhibit "A" in support of
21 Ordinance No. 767 are hereby adopted.

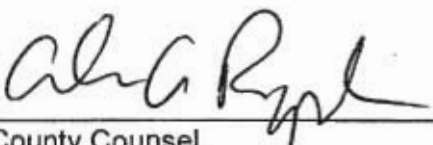
22 DATED this ~~15~~ 16th day of July, 2013.

	AYE	NAY	ABSENT
DUYCK	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
SCHOUTEN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
MALINOWSKI	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ROGERS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
FERRY	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

23
24
25 APPROVED AS TO FORM:

BOARD OF COUNTY COMMISSIONERS
FOR WASHINGTON COUNTY, OREGON


Chairman


County Counsel
For Washington County, Oregon.

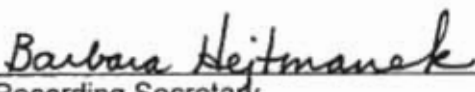

Recording Secretary

EXHIBIT A

FINDINGS FOR ORDINANCE NO. 767 AN ORDINANCE AMENDING THE TRANSPORTATION PLAN ELEMENT OF THE COMPREHENSIVE PLAN RELATING TO PROJECT DEVELOPMENT

July 16, 2013

Part 1

GENERAL FINDINGS

Ordinance No. 767 amends the Washington County 2020 Transportation Plan (TSP) relating to project development. The ordinance incorporates the Basalt Creek Transportation Refinement Plan into the TSP, and adjusts the lane numbers designation from 2 to 5 lanes on SW Scholls Ferry Road between SW Loon Drive and approximately 1,000 feet west of SW Roy Rogers Road. The ordinance limits transportation changes to roadways within the Urban Growth Boundary (UGB) as it existed before Metro's decision to expand the UGB in October 2011 through Metro Ordinance 11-1264B. Additional records regarding Ordinance No. 767 are retained in staff files and are hereby included as part of the record. The file is available for inspection upon request.

Key Ordinance Provisions

- Incorporates the Basalt Creek Transportation Refinement Plan into the TSP, and adjusts the lane numbers designation from 2 to 5 lanes on SW Scholls Ferry Road between SW Loon Drive and approximately 1,000 feet west of SW Roy Rogers Road. The ordinance limits transportation changes to roadways within the Urban Growth Boundary (UGB) as it existed before Metro's decision to expand the UGB in October 2011 through Metro Ordinance 11-1264B.
- Adds the proposed road extensions to maps in TSP Policy 10 - Functional Classification Policy, Policy 11 - Road Jurisdiction Policy, and Policy 16 - Freight Policy.
- Adds a new study area to TSP Policy 10 to address a proposed Day Road Overcrossing within an area designated Urban Reserves as part of the future concept planning in the area.
- Modifies the lane number designation for SW Scholls Ferry Road between SW Loon Drive and approximately 1,000 feet west of SW Roy Rogers Road.

Because the ordinance makes changes that do not affect compliance with Oregon's Statewide Planning Goals (Goals), it is not necessary for these findings to address the Goals with respect to each amendment. The Washington County Board of Commissioners (Board) finds that the Goals apply to amendments covered by these findings only to the extent noted in specific responses to individual applicable Goals, and that each amendment complies with the Goals. Goals 3 (Agricultural Lands), 4 (Forest Lands), 5 (Open Spaces, Scenic and Historic Areas and Natural Resources), 6 (Air, Water and Land Resources Quality), 7 (Areas Subject to Disasters and

Hazards), 8 (Recreation Needs), 10 (Housing) and 13 (Energy) are not addressed because Ordinance No. 767 does not affect these Goals. Goals 15 (Willamette River Greenway), 16 (Estuarine Resources), 17 (Coastal Wetlands), 18 (Beaches and Dunes) and 19 (Ocean Resources) and related Oregon Administrative Rules (OAR) are not addressed because these resources are not located within Washington County.

Part 2

GOAL FINDINGS

The purpose of these findings is to demonstrate that Ordinance No. 767 is consistent with Statewide Planning Goals, Oregon Revised Statutes (ORS) and Oregon Administrative Rules (OAR) requirements and applicable Metro requirements. The Washington County Comprehensive Plan was adopted to implement these planning documents, and was acknowledged by the State of Oregon. The County follows the post-acknowledgment plan amendment (PAPA) process to update the Comprehensive Plan with new state and regional regulations as necessary, and relies in part upon these prior state review processes to demonstrate compliance with all necessary requirements. No Goal compliance issues were raised in the proceeding below. In addition, none of the proposed changes to the text or maps of the Plan implicate a Goal compliance issue. The following precautionary findings are provided to demonstrate ongoing compliance.

Goal 1 - Citizen Involvement

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 Ordinance No. 767.

Goal 2 - Land Use Planning

Statewide Planning Goal 2 addresses Land Use Planning by requiring an adequate factual base to support a decision as well as coordination with affected governmental entities. Washington County has an acknowledged land use planning process that provides for the review and update of the various elements of the Comprehensive Plan. This plan includes documents such as the Washington County 2020 Transportation Plan, which is modified by this Ordinance. Washington County utilized this planning process to adopt Ordinance No. 767. Notice was coordinated with all affected governmental entities and no comments were received from these parties regarding the ordinance.

Goal 9 Economy of the State

Goal 9 requires the provision of adequate opportunities throughout the state for a variety of economic activities vital to the health, welfare and prosperity of citizens. Policy 20 in the Comprehensive Framework Plan for the Urban Area and Policies 15, 16, 20 and 21 in the Rural/Natural Resource Plan set out the county's policies to strengthen the local economy. The

Transportation System Plan contributes to a sound economy by providing standards and infrastructure that facilitate development in an orderly and efficient fashion.

Ordinance No. 767 contributes to a healthy economy in Washington County by incorporating Basalt Creek Transportation Refinement Plan into the TSP. The Basalt Creek area has been identified as Regionally Significant Industrial Land by Metro. The Transportation Refinement Plan outlined the major transportation improvements necessary to serve these industrial lands. Incorporating these improvements into the TSP is a necessary step to ensure these industrial lands have the accessibility necessary for urban industrial development to occur within the area. The Scholls Ferry Road widening is needed to serve developing urban areas and plan for the future development of the lands within the vicinity.

Plan compliance with Goal 9 is maintained with the amendments made by Ordinance No. 767. The amendments are consistent with the county's acknowledged policies and strategies for strengthening the local economy as required by Goal 9.

Goal 11 - Public Facilities and Services

Goal 11 requires a plan for the orderly and efficient arrangement of public facilities and services to serve as a framework for urban and rural development. Policies 15, 25, 26, 27, 28, 29, 30 and 31 of Washington County's 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 (CDC) requires that adequate public facilities and services be available for new development. Plan compliance with Goal 11 is maintained with the amendments made by Ordinance No. 767. 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.

Goal 12 - Transportation

Goal 12 requires the provision and encouragement of a safe, convenient, multi-modal and economic transportation system. Policy 32 of the Comprehensive Framework Plan for the Urban Area, Policy 23 of the Rural/Natural Resource Plan, and in particular the Washington County 2020 Transportation System Plan, describe the transportation system needed to accommodate the needs of Washington County through the year 2020. Implementing measures are contained in the Transportation System Plan (TSP) and the CDC.

Plan compliance with Goal 12 is maintained with the amendments made by Ordinance No. 767. 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. Additional information regarding compliance with Goal 12 is located in part 3 Transportation Planning Rule (OAR-660-012) findings, below.

Part 3

TRANSPORTATION PLANNING RULE (OAR 660-012) FINDINGS

Washington County has an acknowledged Transportation System Plan (TSP) adopted by A-Engrossed Ordinance No. 588 in 2002 consistent with the Transportation Planning Rule (TPR) provisions. Ordinance No. 767 amends sections of the TSP and was developed in compliance with all applicable provisions of Division 12.

Ordinance No. 767 makes limited amendments to the adopted TSP. These amendments do not affect compliance with certain sections of the TPR. Therefore, it is not necessary for these findings to address each section of the TPR. The Board of County Commissioners (Board) finds that the TPR applies to amendments covered by these findings only to the extent noted in specific responses to individual applicable sections.

Ordinance No. 767 amends the Functional Classification, Lane Numbers, Countywide Road System and Freight Route maps to reflect the Basalt Creek Transportation Refinement Plan; and the Lane Numbers map to modify the designation of SW Scholls Ferry Road between SW Loon Drive and approximately 1,000 feet west of SW Roy Rogers Road. Ordinance No. 767 does not alter any land use designations, or the levels of development permitted. The amendments made by Ordinance No. 767 are consistent with and support the adopted and acknowledged strategies in the 2020 Transportation Plan.

Ordinance No. 767 will significantly affect a transportation facility, as described in OAR 660-012-0060 (1). As a result the County must put in place measures as provided in section (2) of OAR 660-012-0060.

OAR 660-012-0060 (2) states: *“If a local government determines that there would be a significant effect, then the local government must ensure that allowed land uses are consistent with the identified function, capacity, and performance standards of the facility measured at the end of the planning period identified in the adopted TSP through one or a combination of the remedies listed in (a) through (e)”*

“(a) Adopting measures that demonstrate allowed land uses are consistent with the planned function, capacity, and performance standards of the transportation facility.”

Response: Ordinance No. 767 does not change any allowed land uses. The proposed roadways within the Basalt Creek Transportation Refinement Plan area would provide arterial connections through a regionally significant industrial area designated by Metro. The new connections are necessary to be consistent with the regional land use designation.

The Scholls Ferry 5-lane designation has been identified as a project in Metro’s 2035 Regional Transportation Plan (RTP) and meets the federal criteria for inclusion in the financially constrained RTP list. The 5-lane arterial is listed as project 11362.

“(b) Amending the TSP or comprehensive plan to provide transportation facilities, improvements or services adequate to support the proposed land uses consistent with the requirements of this division; such amendments shall include a funding plan or mechanism consistent with section (4) or include an amendment to the transportation finance plan so that the facility, improvement, or service will be provided by the end of the planning period.”

Response: Ordinance No. 767 amends the TSP to identify a transportation facility necessary within the areas added to the UGB in 2004. As described above, within the Basalt Creek Transportation Refinement Plan area Ordinance 767 would provide arterial connections through a regionally significant industrial area, designated by Metro. The new connections are necessary to be consistent with the regional land use designation. The proposed 5-lane Scholls Ferry Road was added to the federally-approved, financially constrained regional transportation system plan on May 16, 2013 by resolution 13-4423. Funding via the Washington County Major Streets Transportation Improvement Program (MSTIP) for interim improvements, right-of-way and design has been approved.

“(c) Amending the TSP to modify the planned function, capacity or performance standards of the transportation facility.”

Response: Ordinance No. 767 amends the TSP to provide for a new multi-modal facility which, when implemented, will create additional capacity. No modification of existing performance standards has been contemplated.

“(d) Providing other measures as a condition of development or through a development agreement or similar funding method, including, but not limited to, transportation system management measures or minor transportation improvements. Local governments shall, as part of the amendment, specify when measures or improvements provided pursuant to this subsection will be provided.”

Response: Ordinance No. 767 does not change any allowed land uses. When allowed land uses in the area are changed, additional measures may be contemplated at that time in the future. Article 5 of the Washington County Community Development Code contains provisions to condition land development to ensure an adequate and safe transportation system. It is anticipated that much of this area will be annexed to cities prior to development.

“(e) Providing improvements that would benefit modes other than the significantly affected mode, improvements to facilities other than the significantly affected facility, or improvements at other locations, if the provider of the significantly affected facility provides a written statement that the system-wide benefits are sufficient to balance the significant effect, even though the improvements would not result in consistency for all performance standards.”

Response: Ordinance No. 767 does not change any allowed land uses.

Ordinance No. 767 does provide a plan for a new multi-modal transportation facility to provide a complete balanced multi-modal system.

“(3) Notwithstanding sections (1) and (2) of this rule, a local government may approve an amendment that would significantly affect an existing transportation facility without assuring that the allowed land uses are consistent with the function, capacity and performance standards of the facility”

Response: Ordinance No. 767 provides a planned transportation facility. The anticipated industrial uses in the vicinity would be consistent with the arterial function of the proposed extension.

“(4) Determinations under sections (1)–(3) of this rule shall be coordinated with affected transportation facility and service providers and other affected local governments.”

Response: Washington County has considered the addition of the Basalt Creek Transportation Refinement Plan roadways in cooperation with other local agencies in the area. The City of Tualatin and City of Wilsonville along with Metro and the Oregon Department of Transportation worked together to develop the Basalt Creek Transportation Refinement Plan. Each of these local government entities was consulted and they assisted in identifying the alignment and other attributes of the proposed roadway alignments.

The proposed 5-lane Scholls Ferry Road was added to the federally-approved, financially constrained regional transportation system plan on May 16, 2013 by resolution 13-4423. This plan amendment was a public process that was considered by local jurisdictions within the vicinity.

“(a) In determining whether an amendment has a significant effect on an existing or planned transportation facility under subsection (1)(c) of this rule, local governments shall rely on existing transportation facilities and services and on the planned transportation facilities, improvements and services set forth in subsections (b) and (c) below.

(b) Outside of interstate interchange areas, the following are considered planned facilities, improvements and services:

(A) Transportation facilities, improvements or services that are funded for construction or implementation in the Statewide Transportation Improvement Program or a locally or regionally adopted transportation improvement program or capital improvement plan or program of a transportation service provider.

(B) Transportation facilities, improvements or services that are authorized in a local transportation system plan and for which a funding plan or mechanism is in place or approved. These include, but are not limited to, transportation facilities, improvements or services for which: transportation systems development charge revenues are being collected; a local improvement district or reimbursement district has been established or will be established prior to development; a

development agreement has been adopted; or conditions of approval to fund the improvement have been adopted.

(C) Transportation facilities, improvements or services in a metropolitan planning organization (MPO) area that are part of the area's federally-approved, financially constrained regional transportation system plan."

Response: The Washington County Major Street Transportation Improvement Program (MSTIP) has identified an interim improvement for funding right-of-way and design within the Basalt Creek area. The 5-lane section of Scholls Ferry is included in Metro's federally-approved financially constrained RTP, and likely to be completed within existing financial resources.

Part 4

REGIONAL TRANSPORTATION PLAN (RTP) FINDINGS

Ordinance No. 767 is consistent with Metro's Regional Transportation Plan (RTP). The ordinance address two ongoing planning efforts related to current transportation project development, the Basalt Creek Transportation Refinement Plan, and the Scholls Ferry multi-modal improvement project.

The Basalt Creek Planning area is located within unincorporated Washington County between the city of Tualatin to the north and the city of Wilsonville to the south. To the west it is bounded by the Portland & Western Railroad line, and to the east it is bordered by Interstate-5 (I-5). Prior to identifying land uses and urban development opportunities and concepts in the Basalt Creek area, the cities of Tualatin and Wilsonville collaborated with Washington County, Oregon Department of Transportation (ODOT) and Metro to define the future major transportation infrastructure needed in the area to assure consistency with the Regional Transportation Plan (RTP). This study was called the Basalt Creek Transportation Refinement Plan (BCTRP), and was led by a policy advisory group which consisted of elected officials from Washington County, the city of Tualatin, the city of Wilsonville, and Metro as well as senior staff from ODOT. The policy advisory group adopted the final BCTRP on December 11, 2012.

The ordinance adds the proposed east-west arterial and the proposed Day Road overcrossing extension, as well as the appropriate road designations within the Basalt Creek area. These road designations and alignments inform the land-use planning for the area and provide for arterial connections through a regionally significant industrial area, as designated by Metro. The east-west arterial is intended to eventually become a leg of the Southern Arterial, as described in mobility corridor #20 of the regional transportation plan.

The Scholls Ferry 5-lane designation is included in the financially constrained RTP. The 5-lane multi-modal arterial improvements are listed in the RTP as project I1362, and shown as a federal financially constrained project. While the 5-lane designation is intended to facilitate vehicular mobility, the provision of the pedestrian and bicycle facility will also be incorporated into the project. The enhancement of the roadway and provision of the pedestrian and bicycle facilities would not occur otherwise.

Section 6.7.1 of the RTP requires that local plans be implemented consistent with the Regional Transportation Functional Plan (RTFP). The RTP provisions are satisfied because the County's TSP is consistent with the RTFP. Findings concerning the RTFP are discussed in Part 5 below.

Part 5

REGIONAL TRANSPORTATION FUNCTIONAL PLAN (RTFP) FINDINGS

Washington County has an acknowledged Transportation System Plan (TSP) adopted by A-Engrossed Ordinance No. 588 in 2002. A review, update and amendment process is underway consistent with Table 3.08-4.

RTFP 3.08.110

This section relates to street system design.

- FINDING:** Ordinance No. 767 is consistent with the provisions of RTFP section 3.08.110.
- Washington County has an acknowledged TSP adopted by A-Engrossed Ordinance No. 588 in 2002 consistent with 3.08.110C. Ordinance No. 767 makes no substantive amendments that affect policies related to the system design provided. A-Engrossed Ordinance No. 588 provides for a framework of complete streets, and transit supportive design elements consistent with 3.08.110A. Ordinance No. 767 makes no substantive changes to these previously adopted requirements.

RTFP 3.08.120

This section relates to transit system design.

- FINDING:** Ordinance No. 767 is consistent with the provisions of RTFP section 3.08.120.
- Washington County has an acknowledged TSP adopted by A-Engrossed Ordinance No. 588 in 2002. Ordinance No. 767 does not amend the transit component of the adopted TSP. No modification to the public transportation system is contemplated as part of Ordinance No. 767. Transit services are provided on a county-wide basis by TriMet, the regional transit agency.

RTFP 3.08.130

This section relates to pedestrian system design.

- FINDING:** Ordinance No. 767 is consistent with the provisions of RTFP section 3.08.130.
- Washington County has an acknowledged TSP adopted by A-Engrossed Ordinance No. 588 in 2002 consistent with 3.08.130A.
 - Ordinance No. 767 details and updates the system of multi-modal streets consistent with the adopted Transportation System Plan.

- Ordinance No. 767 provides for a complete multi-modal transportation system within the Basalt Creek Transportation Refinement Plan area. Several of these improvements may serve as interim components of the Tonquin/Ice Age Trail.
- Ordinance No. 767 also provides for multi-modal improvements along the section of Scholls Ferry Road.

RTFP 3.08.140

This section relates to bicycle system design.

- FINDING:** Ordinance No. 767 is consistent with the provisions of RTFP section 3.08.140.
- Washington County has an acknowledged TSP adopted by A-Engrossed Ordinance No. 588 in 2002 consistent with 3.08.140.
 - Ordinance No. 767 provides for a complete multi-modal transportation system within the Basalt Creek Transportation Refinement Plan area. Several of these improvements may serve as interim components of the Tonquin/Ice Age Trail.
 - Ordinance No. 767 also provides for multi-modal improvements along the section of Scholls Ferry Road.

RTFP 3.08.150

This section relates to freight system design.

- FINDING:** Ordinance No. 767 is consistent with the provisions of RTFP section 3.08.150.
- Washington County has an acknowledged TSP adopted by A-Engrossed Ordinance No. 588 in 2002 consistent with 3.08.150.
 - Ordinance No. 767 provides for a complete multi-modal transportation system within the Basalt Creek Transportation Refinement Plan area. These new and enhanced roadways are intended to serve truck and freight traffic, as well as facilitate the economic development of this regionally significant industrial area.
 - Scholls Ferry Road is designated as a freight route on the Transportation System Plan.

RTFP 3.08.160

This section relates to transportation system management and operations.

- FINDING:** Ordinance No. 767 is consistent with the provisions of RTFP section 3.08.160.
- Washington County has an acknowledged TSP adopted by A-Engrossed Ordinance No. 588 in 2002 consistent with 3.08.160.

RTFP Title 2 sections 3.08.210, 3.08.220 and 3.08.230

Title 2 of the RTFP relates to the Development and Update of Transportation System Plans.

- FINDING:** Ordinance No. 767 is consistent with the Title 2 provisions of RTFP sections 3.08.210, 3.08.220 and 3.08.230.
- Washington County has an acknowledged TSP adopted by A-Engrossed Ordinance No. 588 in 2002 consistent with sections 3.08.210, 3.08.220 and 3.08.230.
 - Section 3.08.210(A) relates to updates of the TSP. Washington County has begun a comprehensive TSP update and amendment process consistent with Table 3.08-4.
 - The evaluation procedures described below used data and methodology consistent with the adopted RTP.
 - An extensive planning process of considering Transportation System Management and Operations strategies, including a variety of local and regional Travel Demand Management strategies have been explored through a variety of planning studies throughout the area.
 - Transit, bicycle and pedestrian system improvements were also considered and are incorporated as key elements of the plan.
 - Traffic calming, land use strategies, and connectivity improvements to parallel and other roadways in the area were also considered and are incorporated as key elements of the plan where available and appropriate.
 - This process of evaluating transportation solutions was followed in accordance with 3.08.220(A).

RTFP Title 3 section 3.08.310

Title 3 of the RTFP relates to Transportation Project Development.

- FINDING:** Ordinance No. 767 is consistent with the Title 3 provisions of RTFP sections 3.08.310.
- Section 3.08.310 concerns project development, The Community Development Code (CDC) Article VII provides a consolidated review process for review of land use decisions for permitting transportation projects. Ordinance No. 767 does not amend this process for land use review of transportation projects.

RTFP Title 4 section 3.08.410

Title 4 of the RTFP relates to parking management.

- FINDING:** Ordinance No. 767 is consistent with the Title 4 provisions of RTFP sections 3.08.410.
- The Community Development Code Article 4 (section 413) details applicable parking standards within unincorporated Washington County. Ordinance

No. 767 provides for a multi-use transportation system designed to reduce automobile reliance and to provide a connected and complete network of multi-modal streets consistent with Title 4 section 3.08.410. Ordinance No. 767 does not modify these parking management strategies.

RTFP Title 5 section 3.08.510

Title 5 of the RTFP relates to Amendments of Comprehensive Plans and Transportation System Plans.

- FINDING:** Ordinance No. 767 is consistent with the Title 5 provisions of RTFP sections 3.08.510.
- As discussed above under RTFP Title 2 strategies consistent with 3.08.220A (1) through (5) were considered and included where possible and appropriate.
 - As discussed above, Ordinance No. 767 is consistent with OAR 660-012-0060.
 - Any implementation of a transportation improvement identified in the Transportation System Plan (or otherwise) is required to be developed through the adopted Article VII procedures identified in the Washington County Community Development Code. These Article VII procedures are consistent with the complete street and green streets design guidelines identified in 3.08.510.

RTFP Title 6 section 3.08.610

Title 6 of the RTFP relates to Compliance Procedures to the RTFP.

- FINDING:** Ordinance No. 767 is consistent with the Title 6 provisions of RTFP sections 3.08.610.
- Washington County has an acknowledged TSP adopted by A-Engrossed Ordinance No. 588 in 2002. A TSP update and amendment process is underway consistent with Table 3.08-4



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LAND CONSERVATION
 AND DEVELOPMENT

Attention: Plan Amendment Specialist
 Department of Land Conservation &
 Development
 635 Capitol St. NE, Suite 150
 Salem, OR 97301-2540

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