

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF AMENDING ) RESOLUTION NO. 99-2825  
THE FANNO CREEK GREENWAY )  
TARGET AREA REFINEMENT PLAN ) Introduced by Mike Burton  
 ) Executive Officer

WHEREAS, in July 1992, Metro completed the Metropolitan Greenspaces Master Plan which identified a desired system of natural areas interconnected with greenways and trails; and

WHEREAS, at the election held on May 16, 1995, the Metro area voters approved the Open Spaces, Parks and Streams Bond Measure (Measure 26-26) which authorized Metro to issue \$135.6 million in general obligation bonds to finance land acquisition and capital improvements pursuant to Metro's Open Spaces Program; and

WHEREAS, the Fanno Creek Greenway regional target area was designated as a greenspace of regional significance in the Greenspaces Master Plan and identified as a regional target area in the Open Spaces, Parks and Streams Bond Measure; and

WHEREAS, Fanno Creek Greenway target area refinement planning focused primarily upon the protection of the main stem of Fanno Creek; and

WHEREAS, citizens' groups advocated for inclusion of Fanno Creek tributaries in target area protection planning; and

WHEREAS, on May 16, 1996, the Metro Council adopted a refinement plan for the Fanno Creek Greenway regional target area which authorized the purchases of sites on both the main stem of Fanno Creek and along its tributaries, specifically Pendleton Creek, Woods Creek, Sylvan Creek, and Ash Creek, illustrated in a confidential tax-lot-specific map identifying priority properties for acquisition; and

WHEREAS, the Fanno Creek Greenway Target Area refinement plan establishes a challenge grant program for Fanno Creek tributary acquisitions through which Metro partners with local jurisdictions to purchase and manage properties for the enhancement of water quality and water quantity; and

WHEREAS, the City of Portland, Tualatin Hills Parks and Recreation District, and citizens have urged Metro to participate in the acquisition of additional properties which front on Woods Creek and its tributaries, and on Sylvan Creek, but which are not currently highlighted as Tier I acquisition priorities on the tax-lot specific refinement plan map; and

WHEREAS, acquisition of these sites would serve the refinement plan objectives of creating partnerships to enhance water quality and water quantity in Fanno Creek tributaries such as Sylvan Creek and Woods Creek; and


WHEREAS, these sites were not highlighted as Tier I acquisition priorities in the original tax-lot specific refinement plan map because the site owners planned to develop the sites and because local partners and citizens did not consider the sites to be available for acquisition; and

WHEREAS, amendment of the refinement plan map illustrating acquisition targets on Fanno Creek tributaries to include the sites on Woods Creek, its tributaries, and Sylvan Creek would allow Metro and local partners to take advantage of these new acquisition opportunities and serve the target area objective of developing partnerships in the protection of water quality and in controlling stormwater in Fanno Creek and its tributaries; now therefore,

BE IT RESOLVED,

That the Metro Council amends the Fanno Creek Greenway regional target area refinement plan map to include the tax-lot specific sites on Woods Creek, its tributaries, and Sylvan Creek, as listed in the attached Exhibit A.

ADOPTED by Metro Council this 12<sup>th</sup> day of AUGUST, 1999.

  
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Rod Monroe, Presiding Officer

Approved as to Form:

  
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Daniel B. Cooper, General Counsel

Exhibit A  
Resolution No. 99-2825

Fanno Creek target area map with identified properties to be provided to the Metro Council in executive session.

## Staff Report

### **CONSIDERATION OF RESOLUTION NO. 99-2825 FOR THE PURPOSE OF AMENDING THE FANNO CREEK GREENWAY TARGET AREA REFINEMENT PLAN**

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**Date: July 21, 1999**

**Presented by: Jim Desmond  
Nancy Chase**

#### **PROPOSED ACTION**

**Resolution No. 99-2825, requests amendment of the Fanno Creek Greenway target area refinement plan map.**

#### **BACKGROUND AND ANALYSIS**

In May of 1995, voters in the region passed a bond measure enabling Metro to purchase open space properties with \$135.6 million worth of bond funds. The bond measure identified fourteen regional target areas and six regional trails and greenways for property acquisition, including the Fanno Creek Greenway.

Initial planning for the Fanno Creek regional target area focused primarily on land protection along the main stem of Fanno Creek, with the objective of developing a streamside trail network. During the refinement process, citizens' groups advocated for an additional objective: the protection of Fanno Creek water quality through land acquisition along Fanno Creek tributaries. The adopted refinement plan for the Fanno Creek Greenway target area (resolution 96-2331) includes this objective, establishing a challenge grant program through which Metro and local jurisdictions may partner in the acquisition and management of sites on four Fanno Creek tributaries: Pendleton Creek, Woods Creek, Sylvan Creek, and Ash Creek. Sites along these tributaries received Tier I designation in the refinement plan, as adopted on May 16, 1996.

Unlike the refinement plans for the other regional target areas and trails, the Fanno Creek Greenway Target Area refinement plan includes a tax-lot specific map that identifies only a very few specific parcels on Fanno Creek tributaries, rather than geographic areas or watersheds, as priority acquisition targets. These parcels were chosen for their potential to enhance water quality and water quantity, according to the protection priorities of local jurisdictions, citizens groups and Metro. Since the Fanno Creek tributaries are located in highly developed areas, acquisition targets were also chosen or not chosen based upon the existing development plans of landowners.

In the three years following the adoption of the Fanno Creek Greenway refinement plan, the protection priorities of Metro's local partners have remained focused on the tributaries identified in the refinement plan, but have shifted to other parcels once deemed lost to development but now owned by a willing seller. THPRD and the City of Portland, as well as local neighborhood groups, have advocated for the acquisition of additional sites which front on Woods Creek, its tributaries, and on Sylvan Creek, but which are not identified in the refinement plan map. Acquisition of these sites would serve target area objectives of enhancing water quality and water quantity. However, while the local partners are committed to providing 25% of the purchase price and long-term management of the sites, Metro currently lacks authorization to participate in these acquisitions because the sites are not identified as specific acquisition priorities in the refinement plan map.

In order to take advantage of these acquisition opportunities, and to more effectively achieve refinement plan objectives of enhancing Fanno Creek tributary water quality and quantity, Metro should amend the

Fanno Creek Greenway target area refinement plan map to include the Woods Creek and Sylvan Creek sites identified as new protection priorities by Metro, its local partners, and citizen groups.

## **FINDINGS**

Amendment of the Fanno Creek Greenway target area refinement plan map is recommended based upon these findings:

- The Refinement Plan for the Fanno Creek Greenway target area states the following as a Tier I acquisition objective:

Encourage participation of other governments and non-profit organizations in the protection/enhancement of water quality and water quantity by establishing a challenge grant account for land acquisition along the following Fanno Creek tributaries:

- Pendleton Creek
- Woods Creek
- Sylvan Creek
- Ash Creek

Amendment of the Fanno Creek Greenway Refinement Plan map to allow for Metro participation in acquisitions of additional sites with frontage on Woods Creek, its tributaries, and Sylvan Creek would allow Metro to take advantage of partnership opportunities currently offered by the City of Portland and THPRD.

- Amendment of the target area refinement plan map would complement Metro's past acquisitions by allowing Metro to partner in the acquisition of adjacent properties which are currently not identified on the refinement plan map.
- The City of Portland and THPRD have pledged 25% of the purchase price for Fanno Creek tributary properties within their jurisdictions.
- Strong support for this amendment exists from neighboring landowners, and other citizens, who have petitioned for Metro's acquisition of additional properties on Woods Creek and Sylvan Creek. Amendment of this target area refinement plan map will allow Metro to participate in these acquisitions.

## **BUDGET IMPACT**

Bond funds would supply acquisition money, with local share funds providing 25% of acquisition costs. Land banking costs are expected to be minimal. Portland Parks and Recreation and THPRD have indicated an interest in assuming long-term management responsibilities for properties acquired within their jurisdictions. An intergovernmental agreement, to be negotiated and approved by Metro Council in the future, shall govern this arrangement.

## **Executive Officer's Recommendation**

The Executive Officer recommends passage of Resolution No. 99-2825.