

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

AN ORDINANCE AMENDING THE)
METRO URBAN GROWTH BOUNDARY)
IN WASHINGTON COUNTY FOR)
CONTESTED CASE NO. 81-3)

ORDINANCE NO. 81-117
Introduced by the Regional
Development Committee

THE COUNCIL OF THE METROPOLITAN SERVICE DISTRICT HEREBY ORDAINS:

Section 1. The District Urban Growth Boundary (UGB), as adopted by Ordinance No. 79-77, is hereby amended as indicated in Attachment A of this ordinance which is incorporated by this reference.

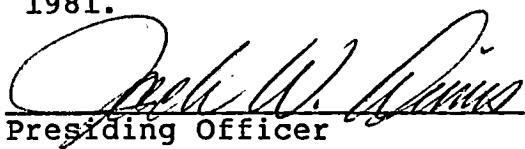
Section 2. In support of the amendment in Section 1 of this ordinance, the Council hereby adopts findings of fact, conclusions and proposed order in Attachment B of this ordinance which is incorporated by this reference.

Section 3. In support of the findings of fact, conclusions and proposed order adopted in Section 2 of this Ordinance, the Council hereby designates as the record herein those documents and records submitted before or at the hearing in this matter on October 5, 1981.

Section 4. This Ordinance is the final order in Contested Case No. 81-3 for purposes of Metro Code Section 5.02.045.

Section 5. Parties to Contested Contested Case No. 81-3 may appeal this Ordinance under 1979 Or. Laws ch. 772.

ADOPTED by the Council of the Metropolitan Service District
this 5th day of November, 1981.



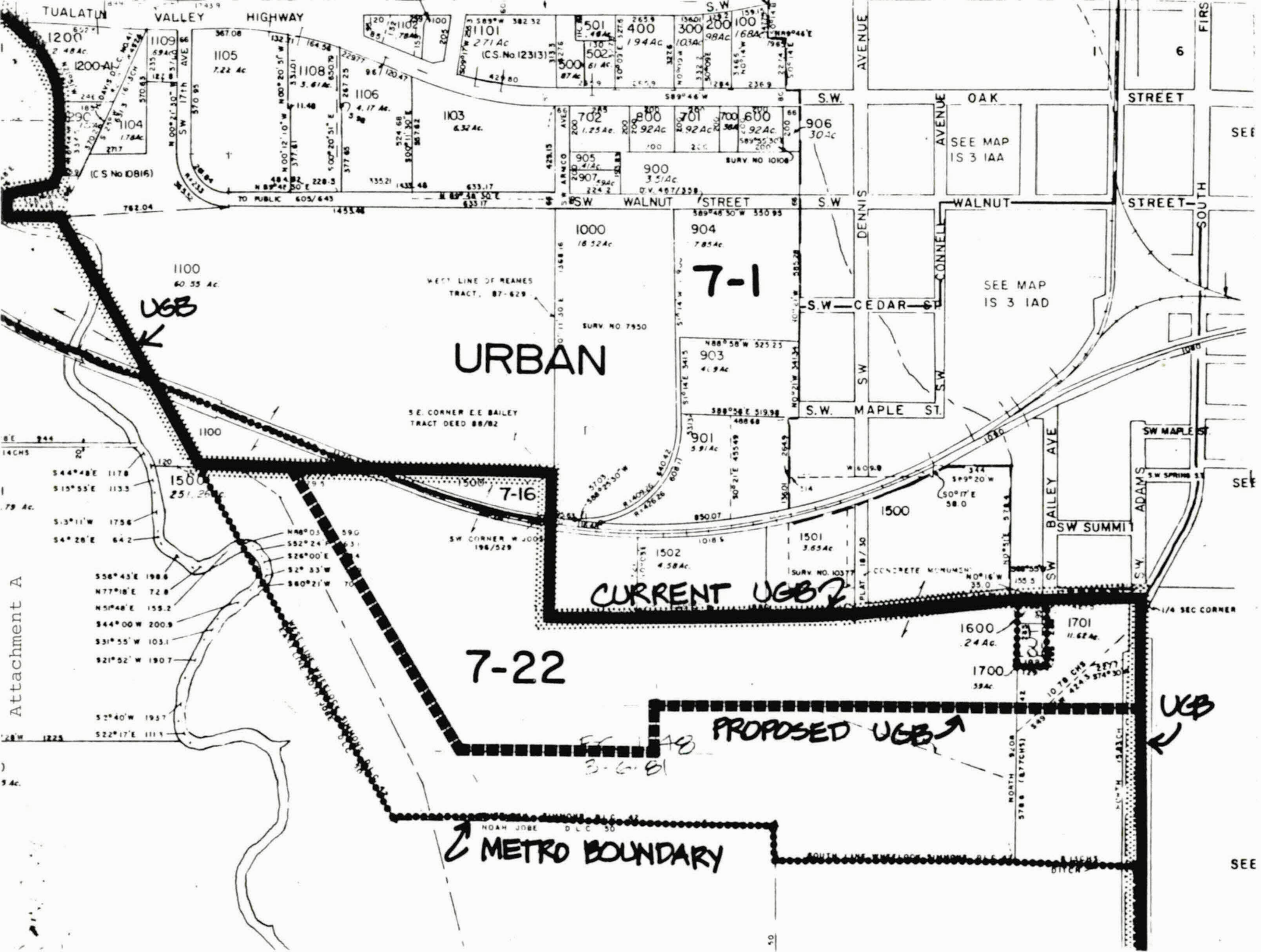
Presiding Officer

ATTEST:



Clerk of the Council

JH/srb/4192B/252



Attachment A

54c

SEE

METRO BOUNDARY

PROPOSED UGB

CURRENT UGB

UGB

UGB

7-22

7-1

URBAN

TUALATIN VALLEY HIGHWAY

AVENUE

OAK STREET

WALNUT STREET

CEDAR STREET

MAPLE ST

BAILEY AVE

ADAMS

SUMMIT

FIRS

SOUTH

SW SPRING ST

SW MAPLE ST

NORTH BLVD

BLVD

6

SEE

SEE

1/4 SEC CORNER

SEE

- S 44° 48' E 117.8
- S 15° 55' E 113.3
- S 3° 11' W 175.6
- S 4° 28' E 64.2
- S 56° 45' E 198.8
- N 77° 18' E 72.8
- N 5° 48' E 155.2
- S 44° 00' W 200.9
- S 31° 55' W 103.1
- S 21° 52' W 190.7
- S 2° 40' W 193.7
- S 22° 17' E 111.1

- N 48° 03' E 59.0
- S 52° 24' E 63.1
- S 26° 00' E 70.4
- S 2° 33' W 70.0
- S 60° 21' W 70.0

- N 04° 38' E 100.0
- S 89° 58' W 100.0
- N 00° 00' E 100.0
- S 00° 00' W 100.0
- N 00° 00' E 100.0
- S 00° 00' W 100.0
- N 00° 00' E 100.0
- S 00° 00' W 100.0
- N 00° 00' E 100.0
- S 00° 00' W 100.0

NOAH JOBE D.L.C. 50

A G E N D A M A N A G E M E N T S U M M A R Y

TO: Metro Council
FROM: Executive Officer
SUBJECT: Contested Case No. 81-3, In the Matter of a Petition from the City of Hillsboro for Locational Adjustment of Metro's Urban Growth Boundary (UGB)

I. RECOMMENDATIONS:

- A. ACTION REQUESTED: Adoption of attached Order, Ordinance, Resolution and Findings.
- B. POLICY IMPACT: The City's petition is one of eight petitions for locational adjustment of the UGB submitted pursuant to Metro Ordinance No. 81-105, which establishes procedures and standards for review of some amounts to the UGB. Approval of the City's petition is consistent with the standards of Ordinance No. 81-105.

The City has requested the addition of 50 acres to the urban area. Section 16 of Ordinance No. 81-105 provides that over the next three years, the average annual net addition of land should not exceed 100 acres. A summary of all petitions received and the total acreage requested for addition is attached as Appendix B.

Approval of the attached Resolution affecting land not included in the City's petition, but "islanded" by it, will establish an appropriate procedure for dealing with problems of this kind.

- C. BUDGET IMPACT: None.

II. ANALYSIS:

- A. BACKGROUND: The City is requesting this adjustment to remedy what it believes to have been an error made at the time the UGB was adopted by CRAG in 1976. Because all earlier review maps of the UGB had shown the affected property as "urban," Hillsboro was not aware of the alleged mistake excluding this property when the UGB was finally adopted until Metro completed its draft review of Hillsboro's plan in November 1979 and identified a discrepancy between the UGB as shown on Hillsboro's plan and the UGB as adopted by Metro. In a June 4, 1980 letter to Rick Gustafson, Hillsboro Planning Director, Dave Lawrence, requested that the UGB be revised to correct the apparent mistake. In response, Metro advised the City that Metro could not, under the current policy, act on the City's request until the affected property was annexed to Metro, but that rules for locational adjustments to the

UGB that would establish procedures and standards for action in such cases were scheduled for adoption later in the year.

The owners of the property proceeded with an annexation to Metro, but two properties for which the owners objected to annexation both to Metro and to the City were excluded from this action. As a result, these two lots could not be included in the City's petition for a UGB amendment, since Metro Ordinance No. 81-105 requires that petitions affecting land outside Metro must be accompanied by petition for annexation to Metro. The City has asked, however, that Metro express its intent to approve a UGB adjustment for these lots if so requested following city annexation, at which time the property would also automatically annex to Metro.

The City's petition originally included all land in common ownership in this area, including land in the floodplain to the south. Metro asked the City to revise its petition to propose a UGB that would better approximate the floodplain boundary in order to (1) limit the size of the addition to 50 acres or less, as required by Ordinance No. 81-105; and (2) include only those lands alleged to have been excluded from the UGB in error.

The City accordingly redefined its proposed boundary but some of the materials attached still refer to the larger area included in the original petition, some 100 acres. The Regional Development Committee conducted a public hearing on the petition at its October 5, 1981 meeting. Based on the staff review, the Committee found that the petition meets the appropriate standards and recommended that it be approved. The Committee also recommended that the Council approve a resolution of intent to amend the UGB to include the two islanded lots if and when annexed to the City.

In contested cases, only parties present at the hearing may submit exceptions to the Committee's Findings and the Council should limit public testimony to argument by the parties on written exceptions filed. No other parties besides the petitioners testified at the October 5 hearing and no written exceptions have been filed.

The following materials are attached for Council review:

1. Proposed Order for Contested Case 81-3;
2. Ordinance for the purpose of amending the Urban Growth Boundary as requested in Contested Case No. 81-3;

3. Resolution for the purpose of expressing Metro's intention to amend the Urban Growth Boundary to include Tax Lots 1600 and 1700 if and when annexed of the City;
4. Findings and Conclusions on Contested Case No. 81-3;
5. Appendix: Summary of disposition of all petitions for locational adjustment received to date.

The complete file for this case is available for review at the Metro office and will be entered into the record at the hearing.

- B. ALTERNATIVES CONSIDERED: The reasons for rejecting the alternative of denying the City's request are discussed in the Committee's Findings.
- C. CONCLUSION: The locational adjustment requested by the City will remedy a past error and place the UGB in a location superior to the existing one and should, consistent with the standards in Ordinance No. 81-105, be approved.

JH/srb
4073B/252
10/09/81

METROPOLITAN SERVICE DISTRICT

1		
2	IN THE MATTER OF A PETITION)
3	FOR LOCATIONAL ADJUSTMENT BY)
4	THE CITY OF HILLSBORO)
5)
		CONTESTED CASE NO. 81-3
		FINDINGS OF FACT, CONCLUSIONS
		AND PROPOSED ORDER

This petition for a locational adjustment to the Urban Growth Boundary (UGB) was presented at a hearing before the Regional Development Committee on October 5, 1981.

The city of Hillsboro is requesting the addition of 50 acres south of the City, as shown on the attached map. The City is requesting this adjustment to remedy what it believes to have been a mapping error made at the time CRAG adopted its UGB in 1976.

At that time, both Hillsboro and Washington County's plans showed the Tualatin River floodplain as the urban boundary, and all draft maps of the UGB prior to its adoption showed the proposed CRAG boundary following the floodplain. The map of the UGB as adopted, however, showed the Hillsboro city limits as the UGB for this area. The record of the adoption process does not include any discussion of an intentional change in this area and indicates, instead, that the change was made in order to provide a more specific description for the proposed boundary, without either the CRAG Board or the affected jurisdictions being aware that land which had always been proposed as urban was thereby excluded. As a result, both Hillsboro and Washington County continued to show the property as "urban" on their plans.

The City wishes to annex the site for industrial

1 development. A 36" sewer line runs through the property and it can
2 readily be provided with all other urban services.

3 In order to establish a clear, definable boundary, the UGB
4 requested is defined not by the floodplain itself but by a legal
5 description following straight lines which most closely approximate
6 the floodplain. The proposed boundary thus includes 13 acres that
7 lie within the floodplain and 37 buildable acres. One single family
8 dwelling is located on the property.

9 This property was annexed to Metro prior to adoption of
10 Metro Ordinance No. 81-105 in March of 1981. Because the property
11 owners objected to Metro annexation, two small tax lots adjacent to
12 the existing UGB were excluded, thereby creating an "island" in the
13 Metro district. Because Ordinance 81-105 requires that any petition
14 affecting land outside Metro be accompanied by a petition for Metro
15 annexation, the city of Hillsboro was not able to include these two
16 lots in its request. In a July 24, 1981 letter, however, the City
17 has asked Metro to indicate its intent to approve UGB adjustment for
18 these lots if and when they annex to the City, at which time they
19 would automatically be annexed to Metro as well.

20 The city of Hillsboro has submitted Findings of Fact and
21 Conclusions applying Metro's standards. The findings that follow
22 below represent the Regional Development Committee's conclusions
23 based upon the City's Findings and the Metro staff recommendation.

24 The Regional Development Committee has determined that the
25 standards which must be met for approval of this petition are
26 contained in Section 8, paragraph d of Metro Ordinance No. 81-105.

1 Therefore, the undersigned, being fully advised of the issues and
2 facts in this case, makes the following findings of fact under each
3 of the applicable standards for approval.

4

5

FINDINGS OF FACT

6

D (1): Not applicable.

7

D (2) THE PROPOSED UGB MUST BE SUPERIOR TO THE UGB AS

8

PRESENTLY LOCATED, BASED ON A CONSIDERATION OF THE FACTORS IN

9

SUBSECTION (a)....

10

A(1): Orderly and economic provision of

11

public facilities and services. A locational adjustment shall

12

result in a net improvement in the efficiency of public facilities

13

and services, including but not limited to water, sewerage, storm

14

drainage, transportation, fire protection and schools in the

15

adjoining area within the UGB; any area to be added must be capable

16

of being served in an orderly and economical fashion.

17

- All urban services can be efficiently
provided.

18

19

- The city of Hillsboro is responsible for
the provision of sewer and water service,
storm drainage and fire protection. Each
affected City department supports
approval. There will be no impact on the
school system since the property is
designated for industrial use.

20

21

22

23

24

25

26

- Since a 36" sewer line currently runs

1 through the property, allowing urban
2 development that would hook up to this line
3 constitutes a net improvement in the
4 efficiency of services for the existing
5 urban area.

6 A(2): Maximum efficiency of land uses.

7 Consideration shall include existing development densities on the
8 area included within the amendment, and whether the amendment would
9 facilitate needed development on adjacent existing urban land.

10 - The proposed UGB does not follow existing
11 property or ownership lines. However,
12 approval of this adjustment would bring the
13 UGB to the natural limit to development in
14 this area, the floodplain. This proposed
15 UGB would replace a boundary which follows
16 city limits, rather than any clear, fixed
17 physical demarcation.

18 - The advantages of placing the UGB in a
19 location which approximates a natural
20 barrier to development thus outweighs the
21 disadvantages of not following property
22 lines. The property should, however, be
23 partitioned along lines coterminus with the
24 UGB if this adjustment is approved.

25 - The density of development is too low to
26 either promote or preclude efficient

1 urbanization.

2 - Based upon the evidence available, there is
3 no apparent reason why approval of this
4 adjustment would facilitate development of
5 adjacent urban lands. A positive finding
6 for this consideration is not required for
7 approval, however.

8 A(3): Environmental, Energy, Economic, and
9 Social Consequences. Any impact on regional transit corridor
10 development must be positive, and any limitations imposed by the
11 presence of hazards or resource lands must be addressed.

12 - The proposed adjustment would have no
13 impact on regional transit corridor
14 development.

15 - Inclusion of land in the floodplain is
16 necessary to locate the UGB along straight
17 lines which can be legally described.

18 - The proposed adjustment would allow the
19 subject property to be developed for
20 industrial use. Metro makes no finding,
21 however, on whether the adjustment would
22 have positive economic consequences, since
23 no documentation has been submitted on the
24 need for additional industrial land, either
25 in the Hillsboro area or in the region as a
26 whole, nor would such evidence be relevant,

1 since the standards for locational
2 adjustment do not address issues relating
3 to the need for additional urban land.

- 4 - No negative environmental, energy, economic
5 or social consequences of the proposed
6 adjustment have been identified.

7 A(4): Retention of Agricultural Lands. When
8 a petition includes land with Class I through IV Soils that is not
9 irrevocably committed to nonfarm use, the petition shall not be
10 approved unless the existing location of the UGB is found to have
11 severe negative impacts on service or land use efficiency in the
12 adjacent urban area, and it is found to be impractical to ameliorate
13 those negative impacts except by means of the particular adjustment
14 requested.

- 15 - The presence of a 36" sewer line running
16 outside the UGB has a negative effect on
17 service efficiencies. Efficient use of
18 this line would be enhanced if properties
19 adjacent to it could hook up to it.
- 20 - The City's plan, which included this land
21 as urban, was designed to provide a 60/40
22 ratio of land for housing and economic
23 development. Failure to correct the error
24 that excluded this land from the regional
25 UGB would have the negative land use impact
26 of upsetting the balance of land uses

1 desired by the City.

2 - In general, neither the service or land use
3 inefficiencies resulting from the location
4 of the existing UGB constitute a "severe"
5 negative impact warranting the conversion
6 of agricultural land for urban use.

7 - However, the burden of proof in cases
8 involving the correction of a past mistake
9 is intended to be light, since if this land
10 had been included in the UGB as originally
11 intended, its urban designation would not
12 have been questioned.

13 - Where the burden of proof is light, the
14 severity of the negative impacts that must
15 be present to comply with this standard
16 should be relatively less than in cases
17 where the addition of more than an acre or
18 two of agricultural land is requested for
19 reasons other than to remedy a past mistake.

20 - Accordingly, the service and land use
21 inefficiencies created by the existing UGB
22 can be considered sufficiently severe to
23 warrant the conversion of agricultural land
24 in a case involving the correction of a
25 past error.

26 /////

1 A(5): Compatibility of Proposed Urban Uses
2 with Nearby Agricultural Activities. When a proposed adjustment
3 would allow an urban use in proximity to existing agricultural
4 activities, the justification in terms of factors (1) through (4) of
5 this subsection must clearly outweigh the adverse impact of any
6 incompatibility.

- 7 - Some of the land in the adjacent floodplain
8 is currently being farmed.
- 9 - The subject property is currently
10 designated for industrial use on
11 Hillsboro's comprehensive plan.
- 12 - Industrial uses are generally more
13 compatible with agricultural uses than are
14 residential uses, as many of the potential
15 land use conflicts (house dogs, complaints
16 about farm noise and spraying) are avoided.
- 17 - Nonetheless, any non-farm use not separated
18 from agricultural use by natural or manmade
19 buffering will be less compatible than a
20 farm use.
- 21 - Dairy Creek provides a natural buffer for
22 farm uses to the south and west of the
23 creek, but agricultural activity in the
24 floodplain north and east of the property
25 is not buffered from the subject site.

26 However, limitations on development in the

1 floodplain will ensure that any
2 incompatibility does not lead to further
3 urban encroachment.

4 - The justification for the proposed
5 adjustment is to make the UGB consistent
6 with legislative intent, at the time the
7 UGB was adopted, to include within the UGB
8 in this area all land outside the
9 floodplain, consistent with local plans;
10 and to provide for more efficient
11 utilization of the sewer line running
12 through the property.

13 - These reasons for adjustment are
14 sufficiently compelling to outweigh the
15 adverse impacts of any incompatibility with
16 adjacent agricultural uses.

17 ...THE MINOR ADDITION MUST INCLUDE ALL SIMILARLY SITUATED
18 CONTIGUOUS LAND WHICH COULD ALSO BE APPROPRIATELY INCLUDED WITHIN
19 THE UGB AS AN ADDITION, BASED ON THE FACTORS IN SUBSECTION (a).

20 - The adjustment is requested to remedy an alleged
21 "error" at the time the UGB was first adopted and
22 includes all property between the floodplain (the UGB
23 intended) and city limits (the UGB adopted), with the
24 exception of the two islanded Tax Lots (Nos. 1600 and
25 1700) totaling .83 acres.

26 - These two lots cannot be included in the UGB now

1 because they are not within Metro's jurisdiction.
2 - Their inclusion following annexation to Hillsboro, as
3 recommended, would bring the total addition to the
4 UGB in this area to 50.59 acres.
5 - Although this is slightly above the 50-acre limit for
6 additions, the amount of buildable land would be just
7 under 38 acres, as the remainder is located in the
8 floodplain and cannot be developed for urban use.

9 D (3): Not applicable

10 D (4): IF AN ADDITION IS REQUESTED IN ORDER TO REMEDY
11 AN ALLEGED MISTAKE MADE AT THE TIME THE UGB FOR THE AREA AFFECTED
12 WAS ADOPTED, THE ADDITION MAY BE APPROVED IF ALL OF THE FOLLOWING
13 CONDITIONS ARE MET.

14 A. There is clear evidence in the record of
15 specific legislative intent to place the UGB in the particular
16 location requested.

17 - All drafts of the UGB circulated for review
18 and comment, including the map proposed for
19 adoption in September, 1976, showed the UGB
20 in this area as a "Type II" boundary
21 following the 100-year floodplain. Type II
22 boundaries were generalized boundaries
23 requiring further definition to become site
24 specific. The Land Use Framework Element
25 specified that Type II boundaries "will be
26 specified by local jurisdiction plans as

1 those plans are determined to be in
2 compliance with Statewide Goals and the
3 regional plan."

4 - The September 1976 draft map of the UGB was
5 reviewed and amended at two special
6 meetings of the CRAG Board, December 16
7 and 22, 1976. The agenda for these
8 meetings did not identify this area as
9 under review for amendment. Staff has
10 listened to the tapes of both these
11 meetings and determined that no change to
12 the UGB in this area was moved or discussed.

13 - The map showing the UGB adopted on
14 December 22, 1976, showed the UGB in this
15 area as a Type I boundary following
16 Hillsboro city limits.

17 - A summary map of changes from the September
18 draft to the UGB as adopted, published in
19 "The Planning and Adoption Process of the
20 Land Use Framework Element," does not show
21 any change in this area.

22 - The record indicates a clear legislative
23 intent to use the floodplain in this area
24 as the UGB, consistent with local plans.

25 - The City's Findings mention that this area
26 was included as urban in the Interim

1 Immediate Growth Boundary (IIGB) approved
2 by LCDC in 1978. However, Metro's map of
3 the IIGB, and the Findings explaining its
4 basis, show that the IIGB in this area
5 followed the UGB.

6 B. The petition for an addition to remedy an
7 alleged mistake is filed by July 1, 1982 or within two years from
8 the time the UGB for the area affected was adopted, whichever is
9 later.

10 - The petition has been filed prior to
11 July 1, 1982.

12 C. The addition is superior to the existing UGB,
13 based on consideration of the factors in subsection (a) of this
14 section and does not add more than 50 acres of land.

15 - As discussed under D(2) above, the proposed
16 UGB is superior to the existing UGB because
17 it includes land through which a sewer
18 already runs and brings the UGB to a
19 natural boundary for development.

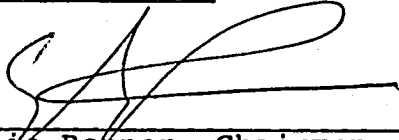
20 - The petition does not add more than 50
21 acres of land.

22
23 **CONCLUSIONS AND RECOMMENDATION**

24 The Regional Development Committee finds that this
25 petition for locational adjustment is justified and satisfies each
26 of the applicable standards as set out above. The Committee

1 recommends that the petition be approved and that an ordinance be
2 adopted to amend the UGB as requested in the petition.

3 Dated this 5th day of October, 1981.

4 
5 _____
6 Ernie Bonner, Chairman
Regional Development Committee

7 EB/JH/MAH/gl
8 4300B/259A
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

IN THE MATTER OF A PETITION)
FOR AN URBAN GROWTH BOUNDARY)
LOCATIONAL ADJUSTMENT BY)
THE CITY OF HILLSBORO)

CONTESTED CASE NO. 81-3
ORDER

WHEREAS, The city of Hillsboro has submitted a request for a locational adjustment to the Urban Growth Boundary (UGB) in Washington County; and

WHEREAS, Such request was given a contested case hearing before the Regional Development Committee on October 5, 1981; and

WHEREAS, The Regional Development Committee has submitted Findings, Conclusions and a Proposed Order; and

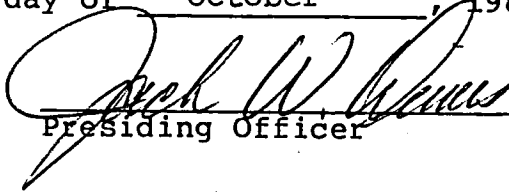
WHEREAS, The Council has reviewed and agrees with the Findings of Fact, Conclusions and Proposed Order as submitted by the Regional Development Committee; now, therefore,

IT IS HEREBY ORDERED:

1. That the Council accepts and adopts the Findings of Fact, Conclusions and Proposed Order submitted by the Regional Development Committee in Contested Case No. 81-3.
2. That the Council designates as the record in this case all documents and evidence submitted before or at the October 5, 1981 hearing on this matter.
3. That an ordinance be prepared for Council adoption in accordance with the Findings of

Fact, Conclusions and Proposed Order adopted by
paragraph 1 above.

SO ORDERED this 22nd day of October, 1981.



Presiding Officer

JH/srb
4189B/259

The meeting was called to order by Presiding Officer Deines.

There were no introductions, written communications or citizen communications to Council on non-agenda items.

4. Consent Agenda

The consent agenda consisted of the following items:

- 4.1 Minutes of Meetings - 9/24/81 and 10/1/81.
- 4.2 Appointment of Solid Waste Review Committee.
- 4.3 Approval of Financing of Rossman's Landfill Closure.
- 4.4 Approval of Bid for Zoo Maintenance Building Construction Contract.
- 4.5 Resolution No. 81-285, For the Purpose of Changing the Designation of Registered Agent for Receipt of Legal Service.
- 4.6 Ratification of Labor Agreement with Municipal Employees Local #483.

Item No. 4.3 was deleted from the agenda. The Executive Officer had informed the Council that the negotiations for this purchase had fallen through.

Motion that the remainder of the consent agenda be adopted; carried unanimously. (Schedeen/Bonner)

5.1 Order in Contested Case No. 81-3, In the Matter of a Petition for an Urban Growth Boundary Locational Adjustment by the City of Hillsboro.

Jill Hinckley briefly reviewed the order which represented the city's petition to remedy an error in the urban growth boundary.

Motion that the order be adopted; carried unanimously. (Bonner/Kafoury)

5.2 Public Hearing on Ordinance No. 81-117, An Ordinance Amending the Metro Urban Growth Boundary in Washington County for Contested Case No. 81-3.

Motion to adopt Ordinance No. 81-117. (Kafoury/Burton)

There was no one present who wished to speak during the public hearing.

5.3 Resolution No. 81-284, For the Purpose of Declaring an Intent to Approve a Locational Adjustment for Tax Lots 1600 and 1700.

Motion that Resolution No. 81-284 be adopted; carried unanimously. (Bonner/Schedeen)

5.4 Order in Contested Case No. 81-4, In the Matter of a Petition for an Urban Growth Boundary Locational Adjustment by Doug Seeley.

Motion that the order be adopted; carried unanimously. (Kafoury/Bonner)

5.5 Public Hearing on Ordinance No. 81-118, An Ordinance Amending the Metro Urban Growth Boundary in Washington County for Contested Case No. 81-4.

Motion to adopt the ordinance. (Berkman/Schedeen)

The meeting was called to order by Presiding Officer Deines.

Presiding Officer stated he had received one written communication regarding the Resource Recovery Facility and had turned it over to Coun. Banzer, Chairman of the Services Committee.

4. Consent Agenda

Motion that the consent agenda (4.1 A-95 Review) be adopted; carried unanimously. (Schedeen/Bonner)

5.1 Ordinance No. 81-117, An Ordinance Amending the Metro Urban Growth Boundary in Washington County for Contested Case No. 81-3. (Second Reading)

A vote on the previous motion (Kafoury/Burton) indicated that adoption of the ordinance carried unanimously.

5.2 Ordinance No. 81-118, An Ordinance Amending the Metro Urban Growth Boundary in Washington County for Contested Case No. 81-4. (Second Reading)

A vote on the previous motion (Berkman/Schedeen) indicated that adoption of the ordinance carried unanimously.

5.3 Ordinance No. 81-119, An Ordinance Amending the Metro Urban Growth Boundary in Washington County for Contested Case No. 81-5. (Second Reading)

A vote on the previous motion (Schedeen/Bonner) indicated that adoption of the ordinance carried unanimously.

5.4 Ordinance No. 81-120, An Ordinance for the Purpose of Exempting the Recycling Support Fund Program from Competitive Bidding. (Second Reading)

A vote on the previous motion (Banzer/Rhodes) indicated that adoption of the ordinance carried unanimously.

Resolution No. 81-286, For the Purpose of Declaring a Public Necessity to Acquire Real Property in Oregon City Adjacent to the Clackamas Transfer and Recycling Center and the Resource Recovery Facility.

Executive Officer Gustafson stated that passage of this resolution would clear the way for Metro to send a letter to Southern Pacific Railroad threatening condemnation of the property in order that Eucon Corp. may proceed to expand the property under their present contract which expires January 1, 1982.

Motion that Resolution No. 81-286 be adopted; carried unanimously. (Schedeen/Bonner)

General discussion.

6.1 Executive Officer's Report.

Executive Officer Gustafson introduced Jane Hartline, the Public Involvement Coordinator for the Zoo.