

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF GRANTING A TIME) RESOLUTION NO. 99-2867
EXTENSION TO WASHINGTON COUNTY)
FOR COMPLIANCE WITH TITLES 1,2 AND) Introduced by Chair of the Growth
6 OF THE URBAN GROWTH) Management Committee, Susan
MANAGEMENT FUNCTIONAL PLAN) McLain

WHEREAS, Metro established the desired urban form for the region when it adopted the 2040 Growth Concepts and Map into its 1995 regional goals and objectives, called Regional Urban Growth Goals and Objectives (“RUGGO”) which has been acknowledged by LCDC; and

WHEREAS, Metro has the authority to adopt functional plans on aspects of metropolitan development, such as the desired urban form for the region, under ORS 268.390(2); and

WHEREAS, Metro is authorized by ORS 268.390(4) to “require cities and counties, as it considers necessary, to make changes in any plan to assure that the plan and any actions taken under it conform to the district’s functional plans ...”; and

WHEREAS, the Metro Council exercised that statutory authority when it adopted the requirements in Urban Growth Management Functional Plan for early implementation of the 2040 Growth Concept on November 21, 1996, by Ordinance No. 96-647C; and

WHEREAS, compliance with Titles 1, 2 and 6 of the Functional Plan, including any needed comprehensive plan and development code changes was due in February, 1999; and

WHEREAS, the Urban Growth Management Functional Plan in Metro Code Section 3.07.820.C provides that Metro Council may grant extensions to timelines for compliance with the Functional Plan “if the city or county has demonstrated substantial progress or proof of good cause for failing to complete the requirements on time”; and


WHEREAS, Washington County was previously granted an extension to comply with all of these titles of the Functional Plan but was unable to complete the work by the end of its time extension deadline of October 31, 1999; and

WHEREAS, Washington County has requested in Exhibit A an additional extension for compliance with Titles 1, 2 and 6 of the Functional Plan until July 2000 in order to undertake further public involvement; now, therefore,

BE IT RESOLVED:


1. That Washington County is hereby granted a compliance time extension for Titles 1(minimum densities), 2(parking standards) and 6(accessibility) of the Urban Growth Management Functional Plan until July 2000 based on its demonstration of good cause for failing to complete the requirements on time due to the need to undertake further public involvement.

ADOPTED by the Metro Council this 18th day of November, 1999.



Rod Monroe, Presiding Officer

APPROVED AS TO FORM:



Daniel B. Cooper, General Counsel
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OGC/KDH/kvw 11/02/1999

STAFF REPORT

Exhibit A

CONSIDERATION OF RESOLUTION NO. 99-2867 GRANTING A FUNCTIONAL PLAN IMPLEMENTATION TIME EXTENSION TO WASHINGTON COUNTY

Date: November 1, 1999

**Presented by: Mary Weber
Prepared by: Brenda Bernards**

PROPOSED ACTION

Adoption of Resolution No. 99-2867 granting a time extension to Washington County for the Functional Plan compliance deadline.

BACKGROUND AND ANALYSIS

Metro Code 3.07.820.C (Title 8 of the Functional Plan) provides that Metro Council may grant time extensions to Functional Plan requirements if a jurisdiction can demonstrate "substantial progress or proof of good cause for failing to complete the requirements on time."

Compliance Progress

Washington County has requested an amendment to its schedule to complete the requirements of the Functional Plan. The County has made good progress toward meeting the requirements of the Functional Plan: minimum densities have been adopted for all but two residential zones; the Station Area Planning process has been completed; and the requirements of Title 4 have been met. Washington County has indicated that it will not be requesting any exceptions.

Approved Extensions

The Metro Council granted the following time extensions to the County per Resolution No. 99-2771:

October 1999:

- Minimum densities for R-5 and R-6 zones. (Title 1)
- Establish minimum and maximum parking standards for the County outside of the Station Areas. (Title 2)
- Adopt a variance process for parking standards. (Title 2)
- Develop a system to provide Metro with an inventory of new parking spaces on an annual basis for all non-residential uses. (Title 2)
- Provide for blended parking ratios. (Title 2)
- Amend the Development Code to include the requirements for the Regional Street Design Guidelines. (Title 6)
- Amend the Development Code to include the requirements of the Design Option for connectivity. (Title 6)

October 2000:

- To provide findings demonstrating the extent to which the capacity targets have been met. (Title 1)
- To finalize the map of the boundaries of the design types. (Title 1)

Additional Extension Request

Washington County has requested that the Metro Council extend the October 1999 extension to July 2000 to undertake a more thorough public involvement process. The County staff have drafted the necessary code amendments to meet the requirements of Titles 2 and 6. The necessary code amendments have also been drafted to establish Title 1 minimum densities for the R5 and R6 zones. A timetable outlining the public involvement plan and the adoption schedule is being prepared. Washington County's Charter does not permit a hearing or adoption of land use ordinances between November 1 and March 1. The amendments necessary to meet the requirements of the functional plan are land use ordinances. The County's opportunity to adopt the proposed standards this year has passed and cannot be scheduled until the spring.

Extension Requested

The County has requested an extension of the Functional Plan deadline to July 2000 to meet the remaining minimum density requirements of Title 1 and the requirements of Titles 2 and 6. The County has not submitted a timeline indicating the steps and timing to adopt the code changes needed to implement Functional Plan provisions.

BUDGET IMPACT

Adoption of this resolution has no budget impact.

EXECUTIVE OFFICER'S RECOMMENDATION

Grant Washington County a Functional Plan implementation time extension to July 2000 to meet the minimum density requirements of Title 1 and the requirements of Titles 2 and 6.

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