

BEFORE THE COUNCIL OF THE  
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF AMENDING THE )      ORDINANCE NO. 84-184  
REGIONAL WASTE TREATMENT )  
MANAGEMENT PLAN, ADOPTED BY METRO )  
CODE SECTION 3.02.002 AND )  
SUBMITTING THE PLAN TO THE U.S. )  
ENVIRONMENTAL PROTECTION AGENCY FOR )  
RE-CERTIFICATION )

An Ordinance for the purpose of amending the Regional Waste Treatment Management Plan, and submitting the Plan to the U. S. Environmental Protection Agency for recertification.

WHEREAS, Metro Code Section 3.02.009(a) and (b) set forth criteria for the Continuing Planning Process to implement the Regional Waste Treatment Management Plan and for amending support documents which criteria have been met as set out in Exhibit A attached hereto; now, therefore,

THE COUNCIL OF THE METROPOLITAN SERVICE DISTRICT HEREBY ORDAINS:

Section 1. The Regional Waste Treatment Management Plan, adopted by Metro Code Section 3.02.002, is amended by incorporating Amendment Nos. 12, 13, 14 and 15 (attached as Exhibits B, C, D and E, respectively, and hereby made a part of this Ordinance).

Section 2. The Council of the Metropolitan Service District hereby orders the Plan, as amended, be submitted to the Oregon

Department of Environmental Quality and, in turn, to the U. S. Environmental Protection Agency for recertification.

ADOPTED by the Council of the Metropolitan Service District this 13th day of December, 1984.

*Corky Kirkpatrick*  
\_\_\_\_\_  
Presiding Officer

ATTEST:  
*A. Marie Nelson*  
\_\_\_\_\_  
Clerk of the Council

MH/srs  
2327C/402-4  
11/08/84

EXHIBIT A

1. Metro Code Section 3.02.009(a) sets forth the following criteria which have been met as discussed below:
  - a. Evaluation of new information with respect to its impact on the Regional Plan--the Water Resources Policy Alternatives Committee (WRPAC) evaluated the proposed amendments and found that they represent changes which are consistent with the Regional Plan in substance or intent;
  - b. Metro Council Review and opportunity for public comment--the WRPAC group includes members of the general public, is open and announced to the public, and the Metro Council meeting held on November 20, 1984, constitutes a public hearing and was open for public comment on the amendment;
  - c. Adequate public review and comment on the change--the WRPAC meeting of October 26, 1984, and the Metro Council hearing of November 20, 1984, together with the notice and agenda of those meetings constitutes adequate opportunity for public review and comment;
  - d. Adoption of Regional Plan amendment is satisfied through this Ordinance;
  - e. Formal approval of these amendments by the Oregon Department of Environmental Quality (DEQ) will be sought pursuant to this Ordinance. Informal approval from DEQ staff has already been given. And,
  - f. Formal approval of these amendments by the U.S. Environmental Protection Agency (EPA) will be sought pursuant to this Ordinance. Notice of the intended action has been given to DEQ which, in turn, will notify EPA.
2. Metro Code Section 3.02.009(b) sets forth criteria for amending support documents referenced in Article I, Section 3(f) of the Regional Waste Treatment Management Plan which have been met as discussed below:
  - a. Reason for proposed action: Amendment No. 3 of the Regional Waste Treatment Management Plan called for additional engineering studies to be conducted in the Inverness Treatment Basin, the Johnson Creek Treatment Basin, and the service areas of the cities of Fairview, Gresham, Troutdale and Wood Village. Those studies have now been completed.
  - b. Basis of data:

Brown and Caldwell, City of Gresham, Sewerage System Master Plan, December, 1980

City of Portland, Oregon, Bureau of Environmental Services, Sewerage System Facility Plan for the I-205 Corridor and the Johnson Creek Basin, June, 1984

Kramer, Chin & Mayo, Inc., Sewerage Master Plan Update, Central County Service District No. 3, Multnomah County, Oregon, July, 1983

- c. Method of obtaining data - above cited engineering studies.
- d. Period in which data was obtained - 1980-84.
- e. Source of data:

Brown and Caldwell, City of Gresham, Sewerage System Master Plan, December, 1980

City of Portland, Oregon, Bureau of Environmental Services, Sewerage System Facility Plan for the I-205 Corridor and the Johnson Creek Basin, June, 1984

Kramer, Chin & Mayo, Inc., Sewerage Master Plan Update, Central County Service District No. 3, Multnomah County, Oregon, July, 1983

- f. Alternatives Considered - The appropriate alternatives contained in Plan Technical Supplement Volume 1 were considered.
- g. Advantages and disadvantages of the proposed action--these factors were considered by the technical engineering studies and are documented therein. In sum, the advantages of the proposed action includes financial and energy savings over the alternatives, improved management opportunities, and increases in engineering and operating efficiency. Previously, disadvantages of the proposal had hinged on the lack of intergovernmental agreements on service provision in these areas. Agreements have now been executed by the local governments concerned.

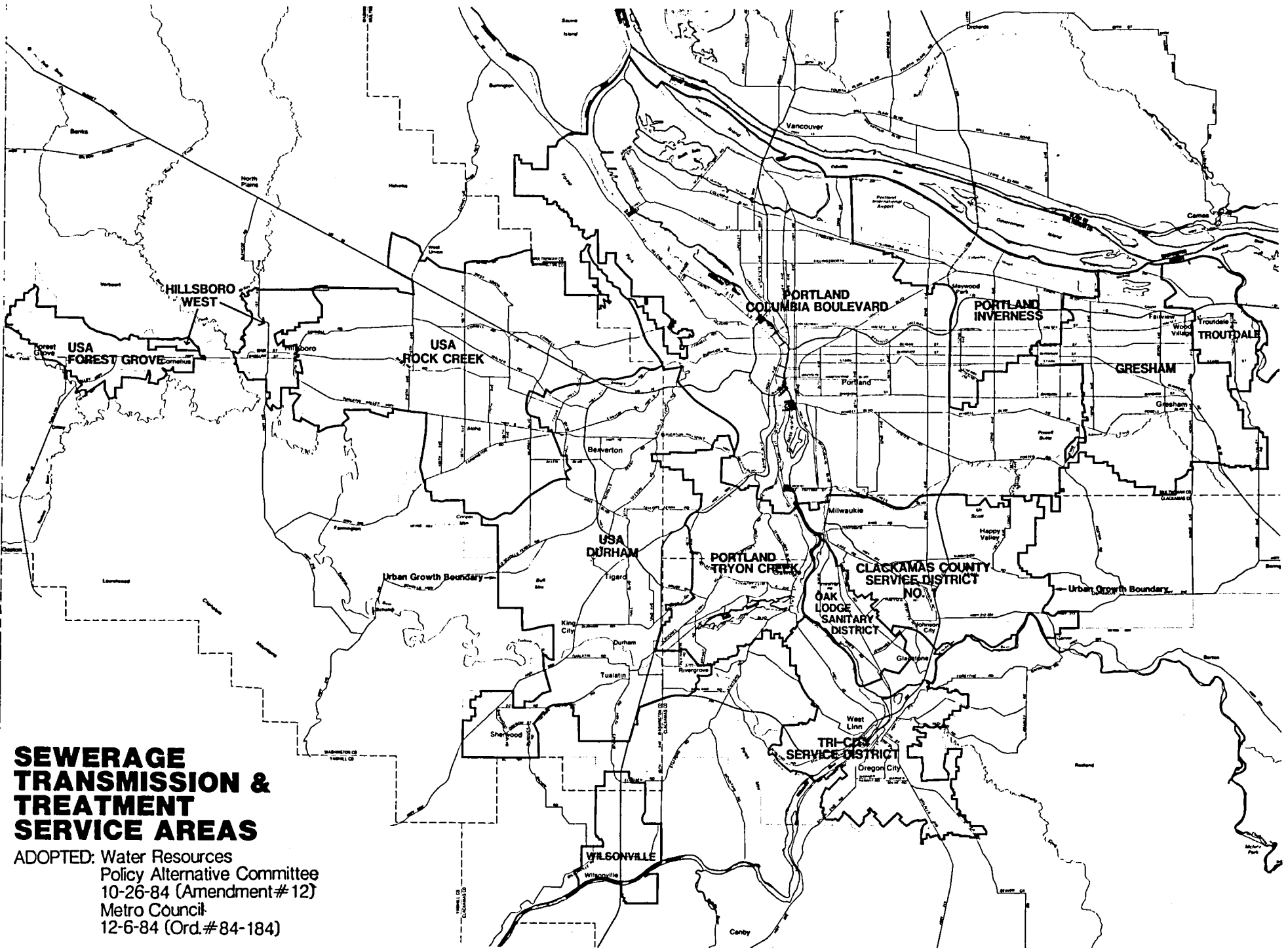
EXHIBIT B

REGIONAL WASTE TREATMENT MANAGEMENT PLAN  
AMENDMENT NO. 12: TREATMENT MAP

The "Treatment System Service Area Map" is hereby amended to reflect the service area designation contained on the attached map labeled "Amendment No. 12."

The title of the map is amended to reflect the fact that providers of treatment services are also the agency responsible for transmission of sewerage from the terminus of the collection system to the treatment plant. The amended title is "Regional Waste Treatment Plan, Treatment and Transmission Service Area Map."

2327C/402-3



**SEWERAGE  
TRANSMISSION &  
TREATMENT  
SERVICE AREAS**

ADOPTED: Water Resources  
Policy Alternative Committee  
10-26-84 (Amendment # 12)  
Metro Council  
12-6-84 (Ord. # 84-184)

**Exhibit B1**

# SEWERAGE TRANSMISSION & TREATMENT SERVICE AREAS

ADOPTED: Water Resources  
Policy Alternative Committee  
10-26-84 (Amendment #12)  
Metro Council  
12-6-84 (Ord. #84-184)

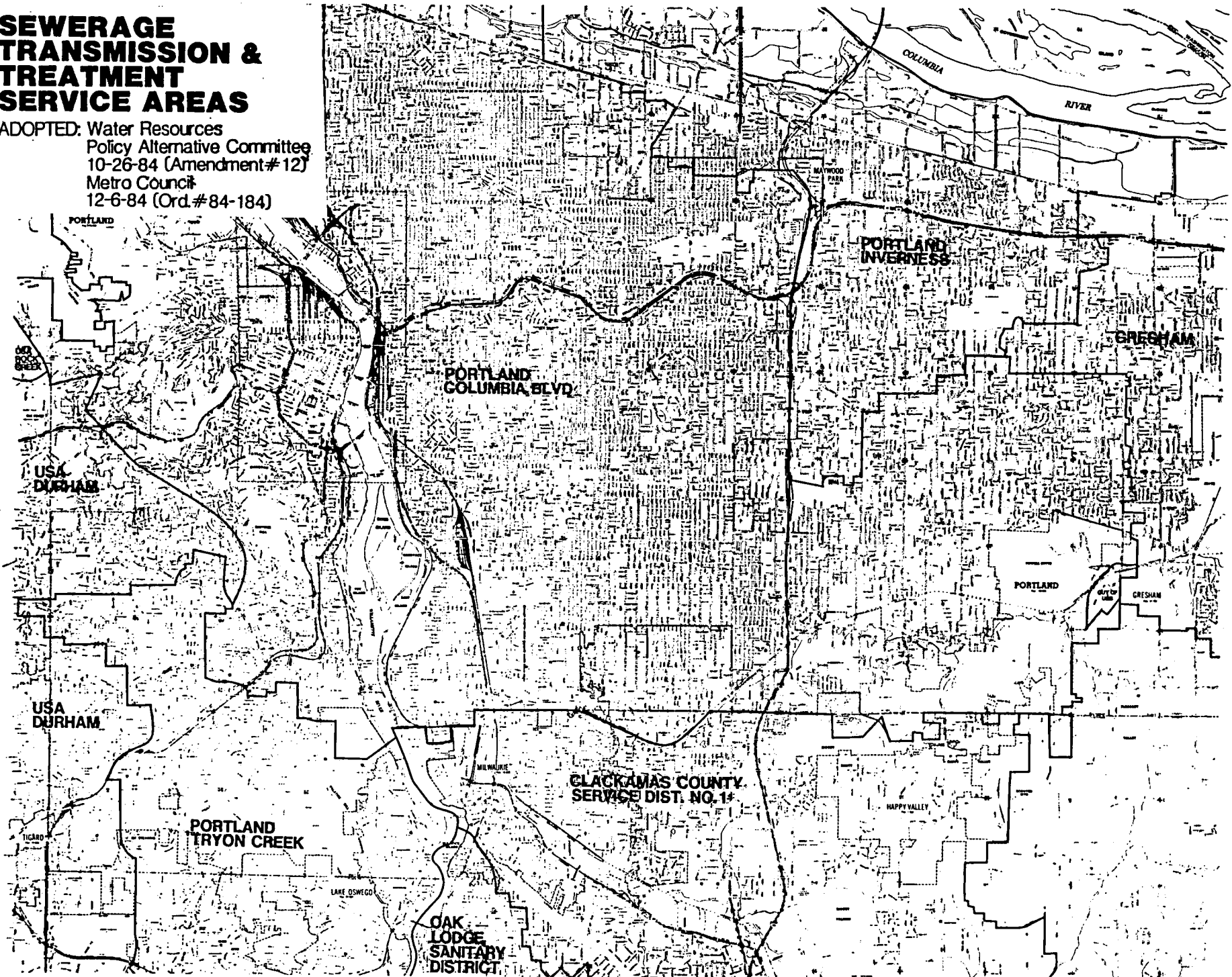


Exhibit R2

EXHIBIT C

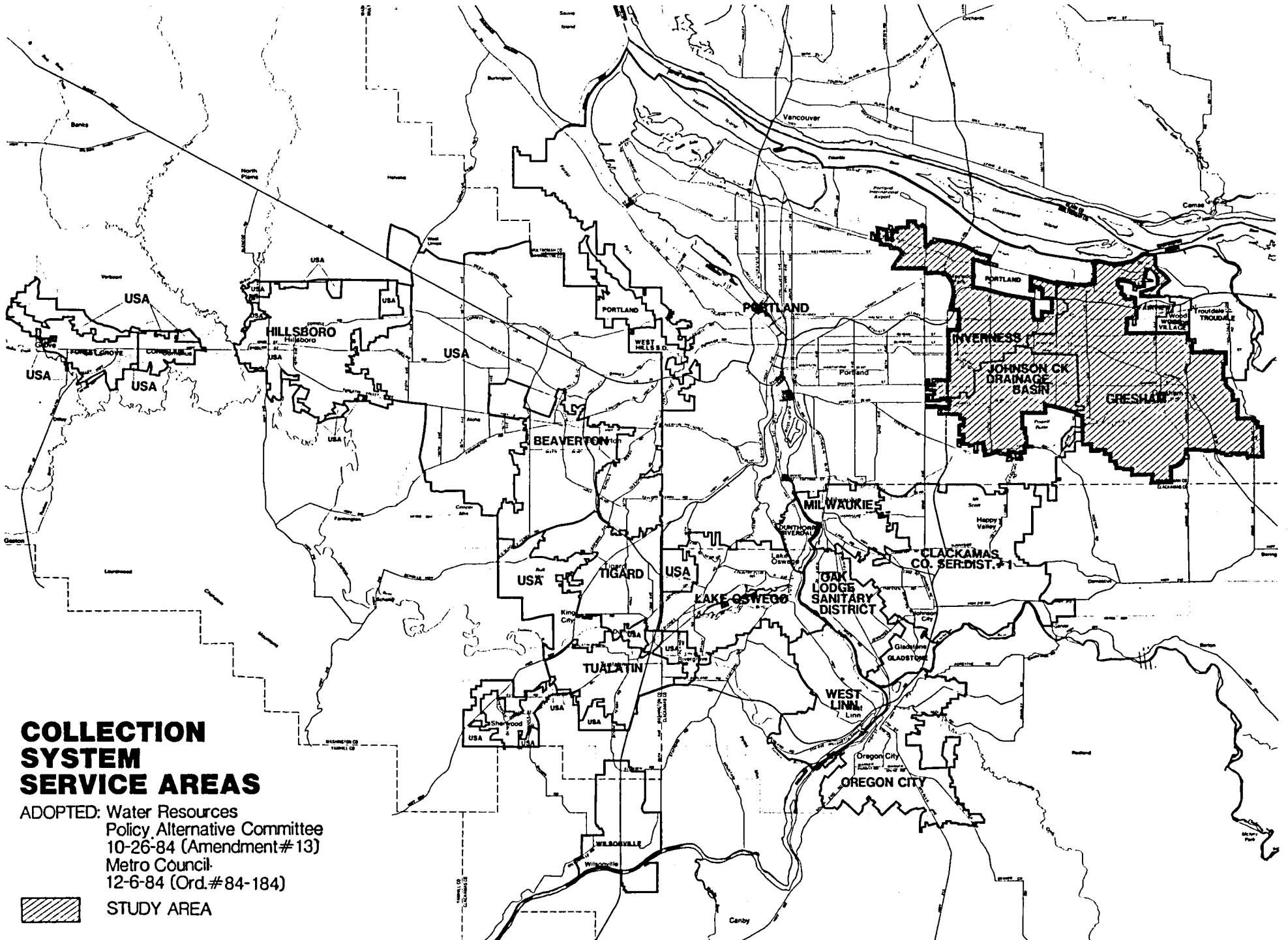
REGIONAL WASTE TREATMENT MANAGEMENT PLAN  
AMENDMENT NO. 13: COLLECTION MAP

The "Collection System Service Area Map" is hereby amended to reflect the service and study area designations contained on the attached map labeled "Amendment No. 13."

The study area in mid-Multnomah County applies only to the collection system and designates an area in which the local governments involved have generally agreed to the service provider but where the exact boundary is subject to further refinement prior to formal adoption of service agreements. The study area designation shall be re-evaluated in one year.


2327C/402-3





**COLLECTION  
SYSTEM  
SERVICE AREAS**

ADOPTED: Water Resources  
Policy Alternative Committee  
10-26-84 (Amendment # 13)  
Metro Council  
12-6-84 (Ord. #84-184)

 STUDY AREA

*Exhibit C1*

# COLLECTION SYSTEM SERVICE AREAS

ADOPTED: Water Resources  
Policy Alternative Committee  
10-26-84 (Amendment #13)  
Metro Council  
12-6-84 (Ord. #84-184)

 STUDY AREA

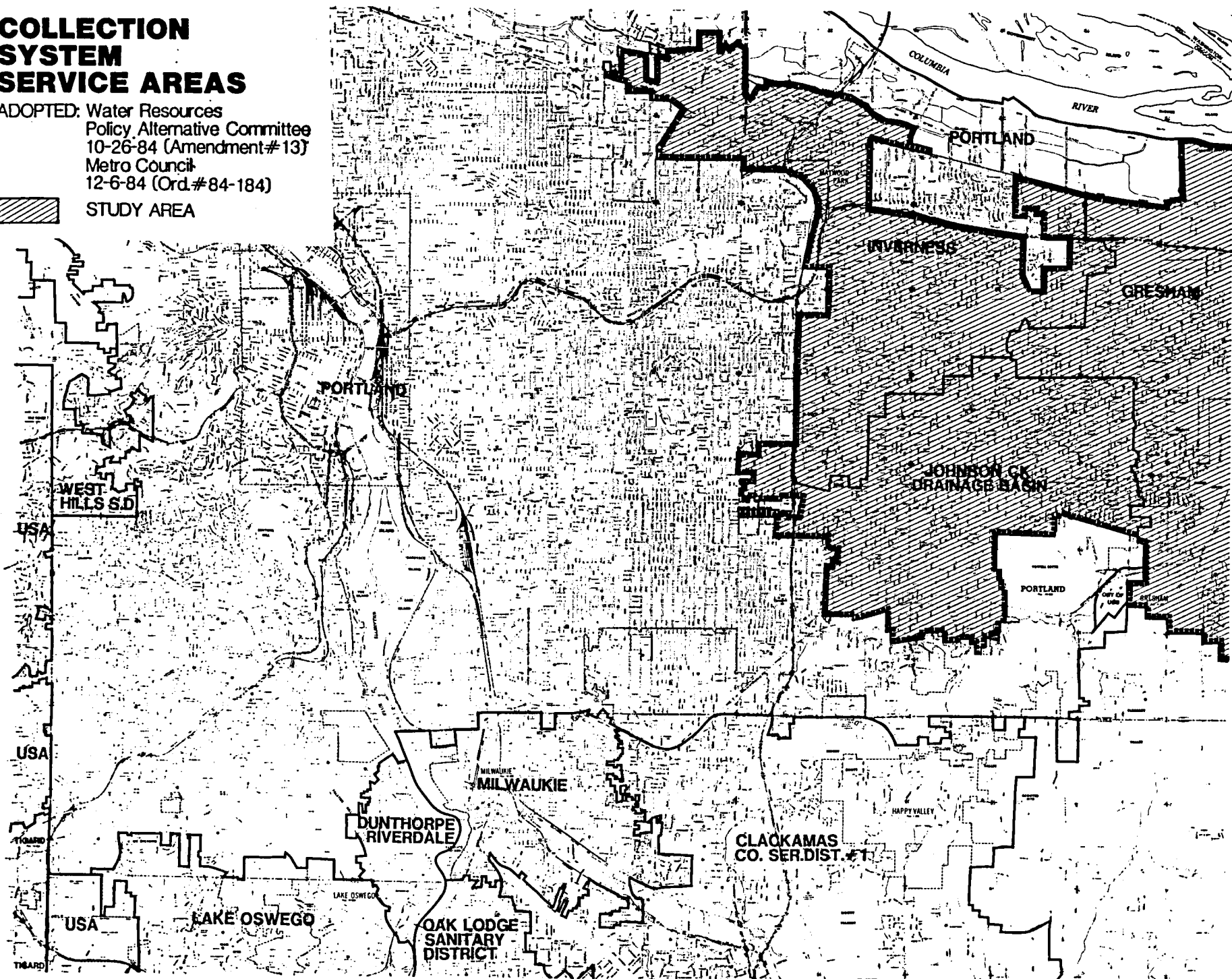


Exhibit C2

EXHIBIT D

REGIONAL WASTE TREATMENT MANAGEMENT PLAN  
AMENDMENT NO. 14: VOLUME 1, PROPOSED PLAN

The following documents are hereby incorporated as technical supplements to the Regional Waste Treatment Management Plan. In case of any conflict between these or other technical supplements, the document of latest date shall prevail.

Brown and Caldwell, City of Gresham, Sewerage System Master Plan, December, 1980

City of Portland, Oregon, Bureau of Environmental Services, Sewerage System Facility Plan for the I-205 Corridor and the Johnson Creek Basin, June, 1984

Kramer, Chin & Mayo, Inc., Sewerage Master Plan Update, Central County Service District No. 3, Multnomah County, Oregon, July, 1983

Incorporation of these documents into the Plan hereby satisfies the requirements of Amendment No. 3 which called for further engineering studies in the geographic areas covered by these documents.

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EXHIBIT E

REGIONAL WASTE TREATMENT MANAGEMENT PLAN  
AMENDMENT NO. 15: TEXT

ARTICLE I. SECTION 3(B) "Policies and Procedures" is hereby amended as follows:

(B) The Regional Waste Treatment Management Plan will be reviewed and updated annually [and submitted to the Governor for certification no later than the 1st of October each year]. The timing, schedule and submission of this review and update shall be in compliance with the "recertification" procedures established by the Oregon Department of Environmental Quality and the U.S. Environmental Protection Agency.

2327C/402-3

CONSIDERATION OF ORDINANCE NO. 84-184 FOR THE  
PURPOSE OF AMENDING THE REGIONAL WASTE TREATMENT MANAGEMENT  
PLAN ("208" PLAN) ADOPTED BY METRO CODE SECTION  
3.02.002 TO INCORPORATE AMENDMENTS NO. 12, 13, 14  
AND 15, AND REQUEST PLAN RECERTIFICATION

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Date: November 20, 1984

Presented by: Steve Siegel

FACTUAL BACKGROUND AND ANALYSIS

The first element of the Areawide Water Quality Management Plan called for under the Clean Water Act of 1977 (P.L. 95-217) was adopted in October of 1980 when Council adopted the Regional Waste Treatment Management Plan. The final element of the Plan was adopted by Council Ordinance in February 1982 in the form of the Regional Stormwater Management Plan. Taken as a whole the Plan, its 11 amendments, and its supporting technical documents represent a comprehensive strategy for sewer system development, sewage treatment plant siting, drainage and stormwater management, and water quality maintenance in the Metro region.

An ongoing requirement of the Act is that the Plan be maintained as an accurate statement of the region's water quality management problems and the short- and long-term solutions to those problems. The Plan is used as the basis for allocating federal funds for such things as sewers and sewerage treatment plants. In order to satisfy this requirement, federal guidelines call for an annual review and, if necessary, an annual update and amendment to the Plan.

The Plan was developed under the technical review of a Council appointed body of experts called the Water Resources Policy Alternatives Committee (WRPAC). The WRPAC is composed of individuals representing the cities of region, the three counties, certain state agencies directly interested in water quality, the Corps of Engineers, soil and water conservation districts, sanitary districts, laymen representing the interests of the public-at-large, and representatives of businesses and industries directly affected by water quality management issues. The Council has maintained WRPAC as the advisory body on water quality management issues and to facilitate the maintenance of the Plan.

On October 26, 1984, WRPAC held its annual meeting to review the Plan and make its recommendations on recertification of the Plan. The conclusion of the review was that:

1. The official Treatment System Service Area Map should be amended to reflect recent annexations and service area withdrawals approved by the Boundary Commission, and to reflect service agreements entered into by Gresham, Portland, Troutdale, the Unified Sewerage Agency and Clackamas County Sewer District #1. These modifications are based on documented changes rather than future service area proposals and are illustrated in the map marked "Amendment 12, Treatment and Transmission Service Area Map."

The map title is also being amended to recognize its dual function. It not only designates the provider of treatment, but also the provider of Transmission Services (i.e., transport of sewerage from the collector system to the treatment plant).

2. The official Collection System Service Area Map is out of date and should be amended. Information is currently being developed to define the new collection boundaries in the mid-Multnomah County area. The Committee recommends that these areas be designated a "study area" for purposes of this year's recertification and that work be done prior to the next certification deadline to clarify the boundaries. The study area designation is illustrated in the map marked "Amendment 13, Collection System Service Area Map."
3. Plan Amendment #3, adopted on October 2, 1980, along with the Plan, called for further engineering studies in the Troutdale, Gresham and Inverness basins and outlined an interim Plan. Those studies have now been completed. Amendment 14 recognizes the following studies as the basis for determining sewerage treatment service providers in the area and for designating the preferred alternative for sewerage treatment:

Brown and Caldwell, City of Gresham, Sewerage System Master Plan, December, 1980

City of Portland, Oregon, Bureau of Environmental Services, Sewerage System Facility Plan for the I-205 Corridor and the Johnson Creek Basin, June, 1984

Kramer, Chin & Mayo, Inc., Sewerage Master Plan Update, Central County Service District No. 3, July, 1983

Amendment 14 specifically does not speak to sewerage collection responsibility or plan designation. This aspect is under study, with resolution expected by next year.

Under these plans, sewerage treatment capabilities are to be independently expanded at Sandy, Troutdale and Gresham; the cities of Fairview and Wood Village will contract their treatment requirements to other providers; and the service agreements between Central County Sewer District #3 and the

City of Portland will provide sewerage treatment responsibility for the Inverness treatment area. Portland will provide treatment services for the Johnson Creek basin.

4. The Plan has become a cluttered and difficult document to use because of the amendments, revisions and references to other, unincorporated, documents. The Committee recommends that Metro devote sufficient resources to a FY 86 work program designed to edit and update the base document in the "208" Plan. The Water Resources Policy Alternatives Committee (made up in part by) representatives of local governments, requests that a portion of Metro's dues revenues be allocated to this program, and;
5. With these amendments and comments, the Water Resources Policy Alternatives Committee recommends that the Metro Council request EPA to recertify the Regional Waste Management Plan.

In addition to the WRPAC recommendations, Metro staff recommends that the Plan be amended to account for certain administrative procedures for "208" plan recertification which have been changed by the state and EPA.

The Plan calls for annual recertifications by the Metro Council by October 1 of each year. Set in 1980 to correspond to federal guidelines, this date is no longer pertinent and, in fact, has not been met for three years. Several changes have occurred since 1980:

1. Recertification is now done by EPA in the spring of each year;
2. The DEQ submits its recertification request to EPA in December; and
3. The Governor is no longer involved with the process.

Together, these changes resulted in a new procedure for recertification. To meet this new procedure Metro submits its request to DEQ in early December, as it will do this year.

To avoid "missing" an arbitrary date which is subject to additional change, it is recommended that the Plan be amended to reflect the fact that the work of Metro will be completed in a timely manner to respond to the procedures established by EPA and DEQ. Amendment No. 15 will give us the flexibility to meet any change in recertification scheduling.

To meet the DEQ guidelines on "208" Plan recertification, the Metro Council action on Plan amendments and a recertification request is needed in November.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends approval of the attached Ordinance to amend the Regional Waste Treatment Management Plan and the Areawide Water Quality Management Plan, and to request the EPA to recertify the Plan.

MH/srs  
2327C/402-4  
11/08/84



Metro Council  
November 20, 1984  
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Presiding Officer Kirkpatrick said she would not vote for the Ordinance because she did not think the Council should have powers of hiring, termination or confirmation of these functions.

7.4 Consideration of Ordinance No. 84-184, for the Purpose of Amending the Regional Waste Treatment Management Plan ("208" Plan) to Incorporate Amendments No. 12, 13, 14 and 15, and Request Plan Recertification (First Reading)

The Clerk read the Ordinance by title only.

Motion: Councilor Williamson moved for adoption of the Ordinance, and Councilor Deines seconded the motion.

Marion Hemphill explained the purpose of this Ordinance was: 1) to provide for annual certification which would allow the region to continue receiving federal grants for sewerage management; and 2) to update the plan to reflect current sewer and sewerage treatment needs. Mr. Hemphill then reviewed specific amendments to the current sewer and sewerage treatment plan.

There being no discussion of the proposed Ordinance, the Presiding Officer said a second reading would take place at the Council meeting of December 13.

Executive Officer Gustafson announced Mr. Hemphill would be leaving Metro and had taken a position as lobbyist for the Oregon Public Utility District. He thanked Mr. Hemphill for doing an excellent job on the preparatory work for this ordinance and in helping to develop the Intergovernmental Resource Center. The Executive Officer said Mr. Hemphill would be greatly missed at Metro.

The Presiding Officer and Councilor Bonner also thanked Mr. Hemphill for his fine work and wished him well in his new position.

8. OTHER BUSINESS

8.1 Report on Metropolitan Citizens' League Request for Metro to Conduct an In-depth Study of Regional Parks

Ray Barker reported a draft of the complete Metropolitan Citizen League's study on regional parks had been distributed to Councilors earlier in the month. He said materials in this meeting's agenda packet were the findings and recommendations of that report. He explained the study panel recommended Metro conduct an in-depth study of regional parks and appoint a task force to oversee the study.

7.2 Consideration of Ordinance No. 84-184, for the Purpose of Amending the Regional Waste Treatment Plan ("208" Plan) to Incorporate Amendments No. 12, 13, 14 and 15, and Request Plan Recertification (Second Reading)

Motion: The motion to adopt this Ordinance was made at the meeting of November 20, 1984, by Councilors Williamson and Deines.

There was no public testimony regarding this Ordinance.

Vote: A vote on the motion to adopt the Ordinance resulted in:

Ayes: Councilors Bonner, Cooper, Deines, Hansen, Kafoury, Kelley, Oleson, Van Bergen, Waker, Williamson and Kirkpatrick

Absent: Councilor Banzer

The motion carried and the Ordinance was adopted.

7.3 Consideration of Ordinance No. 84-181, for the Purpose of Amending the Disadvantaged Business Program (Second Reading)

Herman Brame reported he had changed the Ordinance now being considered as instructed by the Council on November 20. These amendments included: 1) changing all references to the "Investment Committee" to read "Council Management Committee", and 2) deleting language that Metro would provide direct assistance to minority or women-owned businesses and replacing it with language specifying that Metro would provide referral services to businesses needing special assistance.

Motion: Councilor Williamson moved to adopt the Ordinance. Councilor Kafoury seconded the motion.

There was no public testimony concerning this Ordinance.

Vote: A vote on the Ordinance resulted in:

Ayes: Councilors Bonner, Cooper, Deines, Hansen, Kafoury, Kelley, Oleson, Van Bergen, Waker, Williamson and Kirkpatrick

Absent: Councilor Banzer

The motion carried and the Ordinance was adopted.



**METROPOLITAN SERVICE DISTRICT**  
Providing Zoo, Solid Waste and Local Government  
Services

527 S.W. Hall Street, Portland, Oregon 97201-5287

December 26, 1984

Rick Gustafson  
Executive Officer

**Metro Council**

Corky Kirkpatrick  
Presiding Officer  
District 4

Ernie Bonner  
Deputy Presiding  
Officer  
District 8

Bob Oleson  
District 1

Richard Waker  
District 2

Charlie Williamson  
District 3

Jack Deines  
District 5

George Van Bergen  
District 6

Sharron Kelley  
District 7

Cindy Banzer  
District 9

Larry Cooper  
District 10

Marge Kafoury  
District 11

Gary Hansen  
District 12

2586C/D3-Merge List for 2585C

Dear :

Enclosed are true copies of the following ordinances adopted by the Council of the Metropolitan Service District on December 13, 1984:

Ordinance No. 84-183, Amending the  
Personnel Rules for Appointments, Code  
Section 2.02.040

Ordinance No. 84-184, Amending the  
Regional Waste Treatment Plan ("208"  
Plan) to Incorporate Amendments No. 12,  
13, 14 and 15, and Request Plan  
Recertification

Ordinance No. 84-181, Amending the  
Disadvantaged Business Program

Please file these ordinances in the Metro ordinance files maintained by your county.

Sincerely,

Marie Nelson  
Clerk of the Council

amn  
2585C/D3

Enclosures

Mr. Don Stilwell  
County Administrator  
Washington County  
150 N. First Avenue  
Hillsboro, OR 97123  
Mr. Stilwell

Ms. Juanita Orr  
County Clerk  
Clackamas County Courthouse  
8th & Main  
Oregon City, OR 97045  
Ms. Orr

Ms. Jane McGarvin  
Clerk of the Board  
Multnomah County  
1021 S.W. 4th Avenue  
Portland, OR 97204  
Jane

2586C/D3-Merge List for 2585C