

PERIODIC REVIEW SCHEDULE

Metro Council Work Session
Tuesday, March 4, 2008
Metro Council Chamber

*****Instructions for completing form*****

METRO COUNCIL

Work Session Worksheet

Presentation Date: March 4 Time: 2:00 Length: 45
min

Presentation Title: DLCD's Periodic Review Process, Schedule for Metro Area
jurisdictions and Metro role

Department: Planning

Presenters: DLCD Staff, Dick Benner, OMA, Chris Deffebach, Planning

(Also list other department personnel or interested parties who should be invited & invite them.)

* In all categories, use additional sheets if necessary and attach supporting material.

ISSUE & BACKGROUND (Identify the issue or problem. Include background information on the issue and identify the facts pertinent to your presentation of the topic. Include a statement of any potential issues raised by these facts.)

OPTIONS AVAILABLE (List the options available for any actions that may need to be taken, indicating the pros and cons of each. Cost estimates should be included for each option, where applicable.)

IMPLICATIONS AND SUGGESTIONS (Please state your departmental suggestions(s) AND the reason(s) for the suggested action. Also include anticipated problems, which will be encountered: a) if the suggestions is implemented, and b) if the suggestion is not implemented.)

QUESTION(S) PRESENTED FOR CONSIDERATION (Please state clearly your request of the Metro Council. In other words, what do you hope to obtain from the Metro Council? If more than one question, please number them.)

LEGISLATION WOULD BE REQUIRED FOR COUNCIL ACTION Yes No
DRAFT IS ATTACHED Yes No

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ISSUE & BACKGROUND

Eleven jurisdictions in the Metro region are or will be entering into a Periodic Review process to update their Comprehensive Plans over the next three years. In Periodic Review, local jurisdictions will update their comprehensive plans to meet state land use requirements. At the heart of this process is an opportunity for local jurisdictions to examine their aspirations and change their comprehensive plans to achieve these aspirations.

Though cities have updated parts of the comprehensive plans to reflect Metro's regional requirements and to meet changing local conditions, not since the 1980s have so many jurisdictions been involved in Periodic Review at the same time. This is due in part to the hold that DLCD imposed over the last several years to accommodate their budget and to the life-cycle of the planning process, stemming from the enactment of the state land use requirements in the 1970s.

Much has changed since the 1980s and even if it were the same, most of us weren't working on this back then. The purpose of this presentation is to:

- Describe the DLCD process for Periodic Review, including the requirements and what DLCD hopes to achieve (Richard Whitman's part)
- Describe the role that state statute sets for Metro in this process, (Dick Benner's part) and
- Describe how staff plans to work with local jurisdictions to meet Metro's required role and maximize the benefit of this process to achieve the goals set forth in Making the Greatest Place to recalibrate local capacity and investment expectations and support the urban reserves analysis. (Chris' part and Tom's part if he participates)

A key point in the periodic review is that each city must identify its target for population and employment. Having each city do this separately over the course of several years makes Metro's responsibility of population and coordination more difficult. One option for discussion is to consider asking DLCD to extend their deadline for local jurisdictions to allow Metro to complete the work currently underway with urban reserves and the urban growth report and the RTP which should provide greater clarity on growth targets.

A list of the cities that will be entering into Periodic Review is attached. A map of these areas will be available at the work session.

OPTIONS AVAILABLE

Metro's options for participating in the Periodic Review process include providing various levels of technical assistance and for engagement opportunities at the political level.

IMPLICATIONS AND SUGGESTIONS

Metro can have an important role in providing technical assistance. The engagement of so many jurisdictions in the periodic review process creates a need for regional coordination of many types of data, including employment and housing trends, infrastructure needs, and other land use and inventory data that will support a consistent and coordinated approach to the local analysis. The active engagement at the local level also provides a forum for discussing and sharing information on tools for assisting in redevelopment aspirations.

As a result of the periodic review process, Metro may find a need to refine regional strategies to better support the local aspirations and/or improve regional coordination.

QUESTION(S) PRESENTED FOR CONSIDERATION

How would Metro Councilors like to be kept informed of the periodic review process at local jurisdictions in their district?

Are there particular points or linkages that the Councilors would like staff to emphasize during their coordination and assistance activities?

Should Metro staff be involved with local governments as they develop their work programs in order to coordinate the scheduling of work tasks with regional growth management activities in order to avoid the duplication of work and to improve the effectiveness of technical assistance activities?

LEGISLATION WOULD BE REQUIRED FOR COUNCIL ACTION __Yes __xNo
DRAFT IS ATTACHED __Yes __x_No



Oregon

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October 1, 2007

TO: Land Conservation and Development Commission

FROM: Cora Parker, Acting Director
Rob Hallyburton, Planning Services Division Manager
Darren Nichols, Community Services Division Manager

SUBJECT: **Agenda Item 9, October 11, 2007 LCDC Meeting**

PERIODIC REVIEW SCHEDULE

I. AGENDA ITEM SUMMARY

A. Type of Action and Commission Role

The Commission will be asked to approve the final schedule for bringing cities into periodic review during the 2007-09 biennium, based on statutory considerations and a recommendation from staff.

A briefing regarding the status of periodic review and the Periodic Review Assistance Team will also be provided; no action on these items is requested.

B. Staff Contact Information

For additional information on this agenda item, contact Rob Hallyburton, Planning Services Division Manager, at (503) 373-0050, ext. 239, or rob.hallyburton@state.or.us.

II. SUMMARY OF RECOMMENDED ACTION

Staff recommends the Commission approve the periodic review schedule for the 2007-09 biennium as shown in Attachment A.

III. BACKGROUND

The Commission approved a schedule at its June 2007 meeting that included only five cities to receive notice in October 2007. The department had not completed discussions with several of the remaining cities eligible to receive notice regarding the appropriate date to begin their initiation of periodic review. Those discussions are now complete, and a recommended schedule for the rest of the biennium is complete.

IV. PERIODIC REVIEW SCHEDULE

The staff report provided to the Commission for its June 2007 hearing (Attachment B) explains the statutory requirements for the periodic review schedule and the considerations the department used in developing a recommendation. The primary issue that held up completion of the schedule in June was the relationship between the periodic review schedule and the general fund grant cycle.

In previous drafts of the schedule, the department recommended that several cities receive notice to commence periodic review in October 2008. The periodic review statute and rule require the cities to complete a work program within six months and then begin completing the tasks on the work program. This would have meant the cities would have begun task work around March 2009—too early to apply for a 2009-11 periodic review grant and late enough in the 2007-09 cycle that available funds may be scarce.

Department staff concluded discussions with the affected cities and the results are reflected in the recommendation in Attachment A. Specifically, Tigard has been moved up to April 2008 while Happy Valley and Milwaukie have been moved back to April 2009.

Additionally, the June staff recommendation indicated Baker City should receive notice in April 2008. Due to recent changes in the city's staffing, concerns have been raised regarding the city's capacity to begin periodic review at that time. The recommendation in Attachment A delays Baker City's notice to 2009-11. If further developments at the city indicate a capacity to complete periodic review is restored sooner than that, the department will return to the Commission with a request to amend the schedule.

Finally, the department has been informed that a request to enter periodic review by a city not required to complete the process—Junction City—will be made in time for consideration at the Commission's November meeting. The department currently anticipates a recommendation to approve the request.

V. OTHER PERIODIC REVIEW ISSUE UPDATES

A. Periodic Review Assistance Team

ORS 197.639 and OAR 660-025-0060 authorize the Commission to designate "one or more Periodic Review Assistance Team(s) to coordinate state, regional or local public agency comment, assistance, and information into the evaluation and work program development process." The Commission has done so, and such as assistance team has been in existence for a number of years.

During the last several years while periodic review activity has been quite low, the team has existed only as an e-mail group. Due to new cities now entering the process, the department recently reconvened the team. Due to changes in state agency personnel, there are a number of new members. The department has construed the statute and rule regarding team designation to

apply to the state agencies, not the individuals, invited to participate and has therefore not sought Commission endorsement of reappointments. The state agencies represented on the Periodic Review Assistance Team are:

Department of Aviation	Dept. of Human Services (Drinking Water)
Department of Agriculture	Housing and Community Services Dept.
Economic and Community Development Dept.	Department of State Lands
Department of Environmental Quality	Parks and Recreation Department
Department of Fish and Wildlife	State Historic Preservation Office
Department of Forestry	Department of Transportation
Department of Geology and Mineral Industries	Water Resources Department

Local government is also represented on the team.

The Economic Revitalization Team is also recognized in statute and rule as an appropriate body to assist in coordinating state agency involvement in periodic review. The Economic Revitalization Team does not, however, include all the same departments as the Periodic Review Assistance Team, so all the functions cannot be consolidated in one body. Department staff has met with the directors of the Economic Revitalization Team agencies and with one regional team (so far) to discuss issues related to periodic review.

B. October 2007 Periodic Review Notice

The schedule approved by the Commission at its June 2007 meeting included five cities that would receive notice to commence periodic review “on or about October 1, 2007.” Due largely to Periodic Review Assistance Team members’ availability, the team didn’t meet until September 27 for its initial organizational meeting. Consequently, the department has not received information yet from several of the agencies to include in the periodic review notices. The department anticipates notice will be sent to the five cities in late October.

VI. CONCLUSION AND RECOMMENDATION

The department recommends the Commission approve the periodic review schedule for 2007-09 as shown in Attachment A.

Attachment A

2007-09 PERIODIC REVIEW SCHEDULE

Periodic Review notice sent:

Approved by the Commission June 2007

October 2007	Forest Grove Keizer Portland Hermiston The Dalles
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October 2007 recommendation

April 2008	Lake Oswego Roseburg Tigard Troutdale
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April 2009	Happy Valley Milwaukie Newberg Pendleton Sherwood Tualatin
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Delayed to 2009-11

Baker City
Gladstone
Newport
Redmond
West Linn
Wood Village