

EXECUTIVE ORDER NO. 4

EFFECTIVE DATE: July 10, 1981

SUBJECT: Administrative Interpretation of the Urban  
Growth Boundary (UGB) Northeast of Wilsonville

LEGISLATIVE AUTHORITY: Ordinance No. 81-105, Section 3

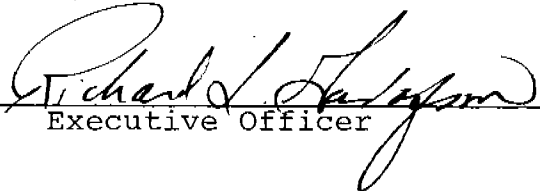
Findings

1. The area within and adjacent to the city of Wilsonville north of the Washington County line was established as a study area (#W-11) for review by the Land Use Framework Element Task Force in 1976 (see Exhibit "A").
2. The Task Force recommended that the city limits of Wilsonville be the UGB in this area, with the exception of an addition on the northwest side (see Executive Order No. 3).
3. Maps accompanying the Task Force recommendation showed a small dip in the boundary along the northeast corresponding to a small parcel of land surrounded by city limits on three sides but not itself within the City (see Exhibit "B").
4. When the CRAG Board adopted the UGB in December of 1976, the area northeast of Wilsonville was established as a study area for future resolution.
5. In October of 1978, this study area was resolved to include one small parcel in the southwest corner of the study area within the Wilsonville UGB, and to designate the remainder of the area rural.
6. The maps showing the study area boundary, and subsequently the UGB as adopted through the study area resolution, no longer included the small dip in the boundary. Instead, although the line in question was clearly identified as city limits, it was shown as a straight line, although the scale of the maps were such that the two-acre parcel excluded from the City south of this line could clearly have been indicated (see Exhibit "C").
7. The rules for administrative interpretation of the UGB indicate that the map location should be preferred absent clear evidence to the contrary. In this case, however, the evidence clearly seems to indicate the intent of the CRAG Board to follow city limits.
8. Both Washington County and Wilsonville have, accordingly, shown the UGB in this area as following a Wilsonville city limits. Metro's section map, however, has shown the UGB as a straight line, thus including the two-acre parcel surrounded by the City on three sides but excluded from it.

Conclusions and Order

The UGB is hereby amended to follow the city limits of Wilsonville along the northeast boundary, thereby, excluding the Tax Lot 1300 T3S R1W (see Exhibit "D"). Section maps should accordingly be corrected to follow city limits.

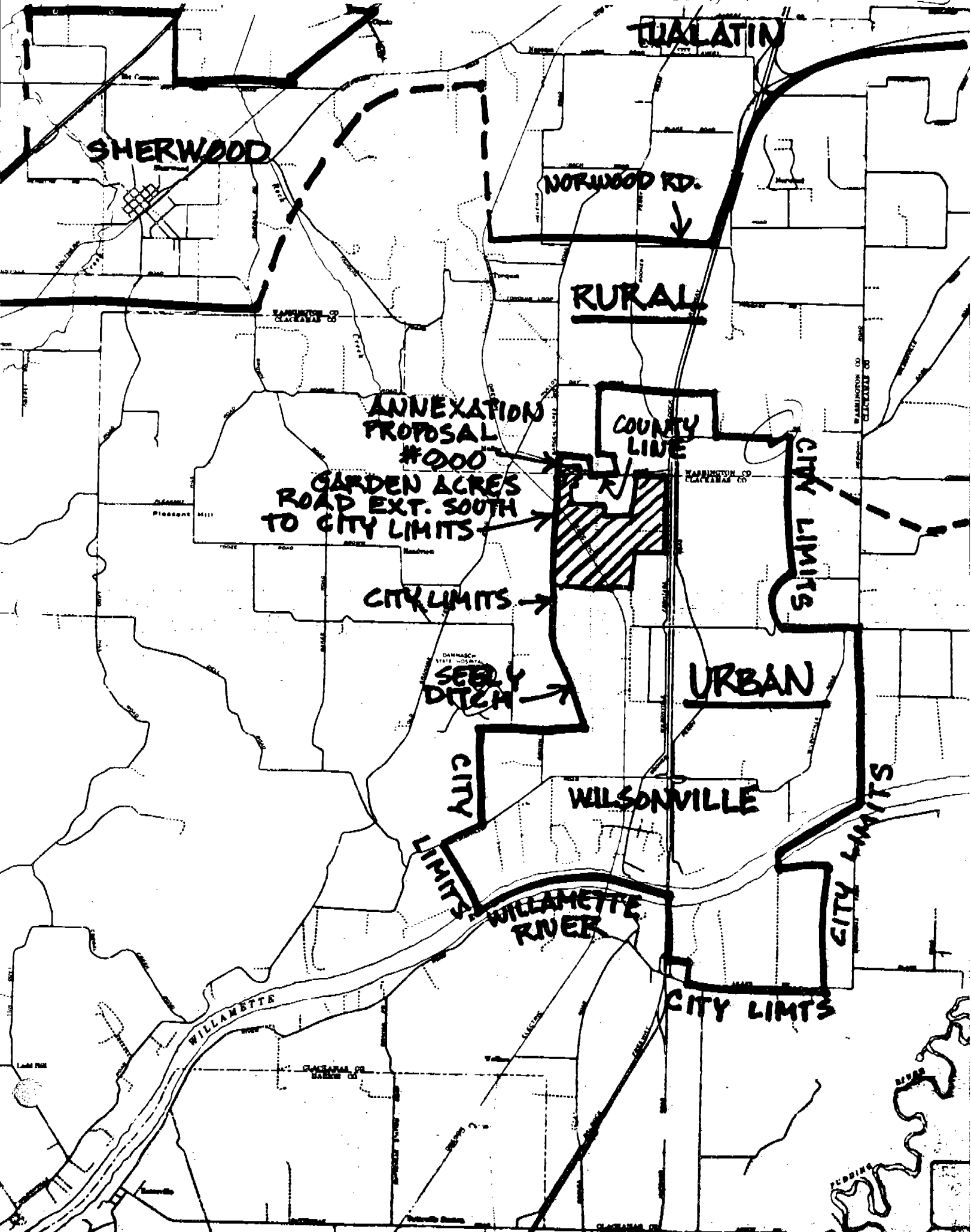
JH/gl  
3470B/249

  
\_\_\_\_\_  
Executive Officer

  
\_\_\_\_\_  
Date

E.O.#4- EXHIBIT A

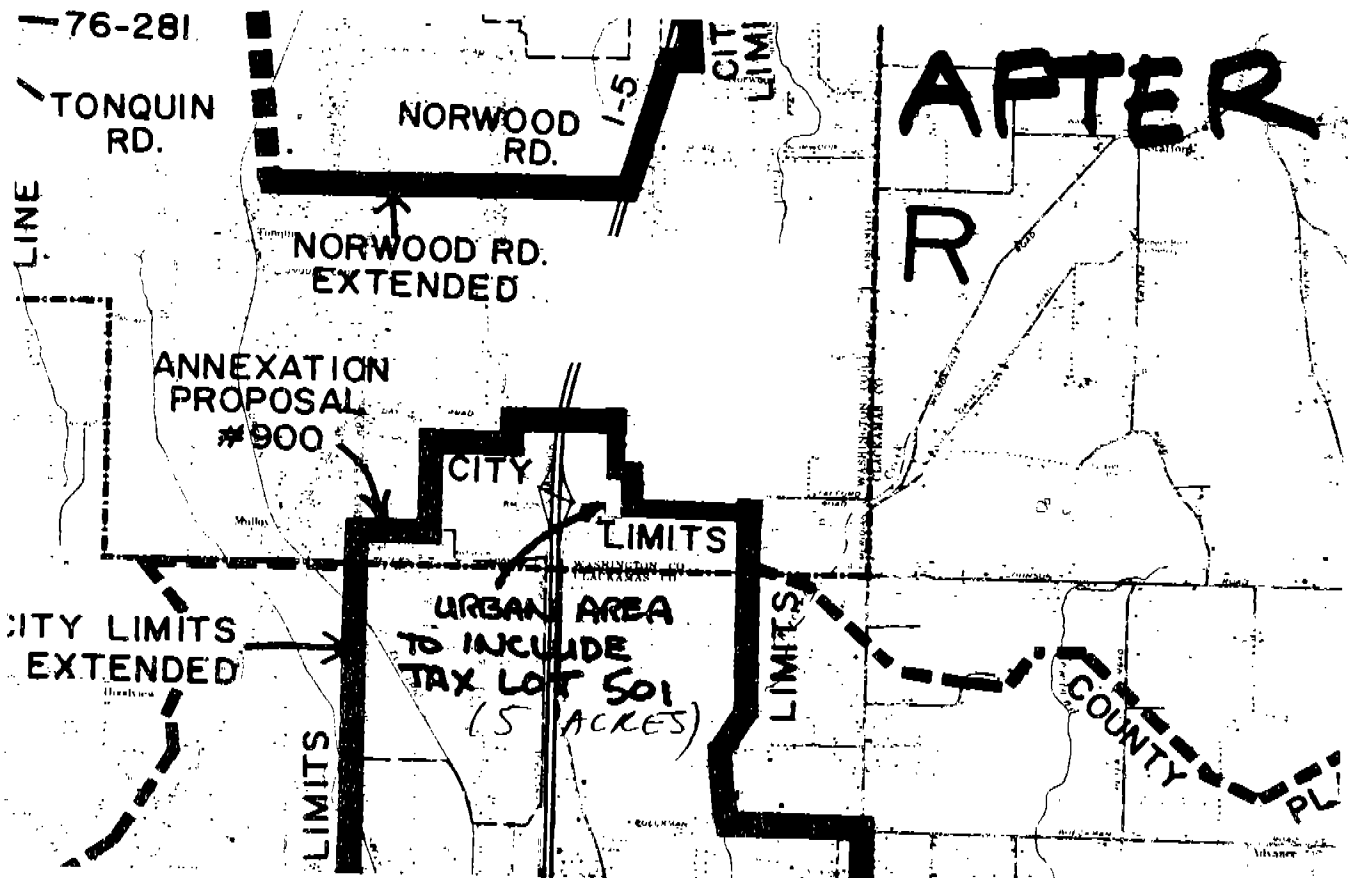
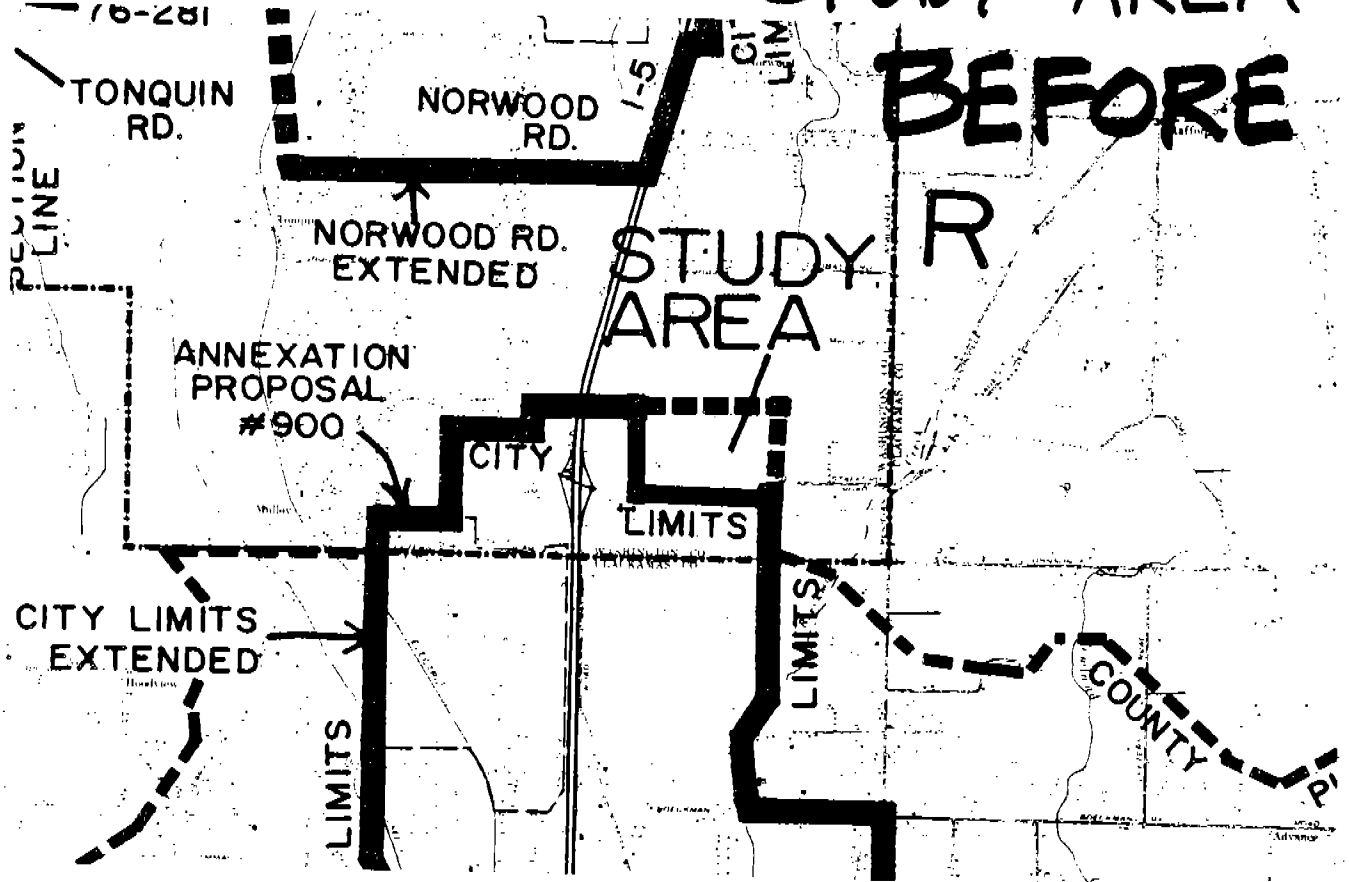
[illegible]



CRA6  
9-78  
1"=4000'  
182-91

# WILSONVILLE STUDY AREA

## BEFORE



3S 1 2D

SW. SALIS  
LAN

UGB

RURAL

E.O. #4  
Exhibit D

SEE MAP  
3S 1 2DA

501  
4.00Ac

596.96

250  
1.99Ac

UGB

C. S. 12677

136.25 N0°46'W

WEST LINE J. PAINTER DLO

ELLIGSEN  
10 CH.

20 CH.

1200  
19.60Ac

1100  
58.18Ac

1503  
25.32 Ac.

1500  
38.24Ac

1400  
36.14Ac

1300  
22.4Ac

(C.S. No. 11849)

1401  
102Ac  
303.75  
10 2475

URBAN

101-3

UGB

BONNEVILLE

POWER

10 CH.

1601  
6.85Ac

1305M/L

WASH. CO.  
CLACK. CO.

ADMINISTRATION



**METROPOLITAN SERVICE DISTRICT**  
527 S.W. HALL ST., PORTLAND, OR. 97201, 503/221-1646

## MEMORANDUM

Date: July 17, 1981  
To: Metro Council Members  
From: Jill Hinckley *JH*  
Regarding: Administrative Interpretations of the UGB

As you may recall, Ordinance 81-105, Establishing Procedures for Locational Adjustments to the UGB, included a procedure for the Executive Officer to make administrative corrections of either the map or the legal description for the UGB in a given area in cases where the two disagreed. The ordinance requires that affected local jurisdictions and property owners, along with the Council, be notified of the Executive Officer's decision in such cases within ten days. The Executive Officer's decision may be appealed to the Council. On July 10, Rick issued the two attached Executive Orders making administrative interpretations of the UGB at two locations near Wilsonville.

I am forwarding the attached materials to you now so that you will receive notice within the time frame specified in the ordinance and concurrent with affected local jurisdictions and property owners. I will be available at the Development Committee's August 10 meeting to answer any questions any of you may have about these materials.

JH:pd



**METROPOLITAN SERVICE DISTRICT**

527 S.W. HALL ST., PORTLAND, OR. 97201, 503/221-1646

July 16, 1981

Rick Gustafson  
EXECUTIVE OFFICER

**Metro Council**

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Mr. Doug Seely  
1780 S.W. Advance Road  
West Linn, Oregon 97068

Dear Mr. Seely:

As you may know, the Metropolitan Service District (Metro) is in charge of maintaining a regional Urban Growth Boundary (UGB) that defines where urban growth may occur through the year 2000. The Executive Officer of Metro is empowered to make an administrative interpretation with respect to the location of the boundary when the adopted written description and map description of the locations of the boundary are inconsistent.

We have discovered such a situation in an area affecting your property. As a result, the Executive Officer has issued an administrative interpretation (attached) to clarify the location of the boundary in this area. Although the interpretation results in the exclusion of your property, it reflects the location as it has been shown on local plan maps and so, I hope, does not represent any change from your current understanding as to the status of your property. Our action is simply a technical correction to make our maps consistent with those of the affected local jurisdiction.

You may, however, petition the Metro Council for a declaratory ruling if you disagree with the Executive Officer's interpretation. Please give me a call if you would like more information on how to proceed with such an action.

In addition, I hope you will feel free to call me if you have any other questions about Metro's action in this matter.

Sincerely,

Jill Hinckley  
Land-Use Coordinator

JH/NV/srb/3741B/255

Attachments





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Ms. Beatrice Brattain  
c/o Wayne A. Bender  
540 S.W. North Shore Rd.  
Lake Oswego, Oregon 97034

Dear Ms. Brattain:

As you may know, the Metropolitan Service District (Metro) is in charge of maintaining a regional Urban Growth Boundary (UGB) that defines where urban growth may occur through the year 2000. The Executive Officer of Metro is empowered to make an administrative interpretation with respect to the location of the boundary when the adopted written description and map description of the locations of the boundary are inconsistent.

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Mr. John C. Bradshaw  
25900 S.W. Garden Acres Rd.  
Sherwood, Oregon 97140

Dear Mr. Bradshaw:

As you may know, the Metropolitan Service District (Metro) is in charge of maintaining a regional Urban Growth Boundary (UGB) that defines where urban growth may occur through the year 2000. The Executive Officer of Metro is empowered to make an administrative interpretation with respect to the location of the boundary when the adopted written description and map description of the locations of the boundary are inconsistent.

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Mr. Richard C. Vandemarr  
25750 S.W. Garden Acres Rd.  
Sherwood, Oregon 97140

Dear Mr. Vandemarr:

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Mr. Richard Allen Nelson  
Route 2, Box 264 RN  
Aurora, Oregon 97002

Dear Mr. Nelson:

As you may know, the Metropolitan Service District (Metro) is in charge of maintaining a regional Urban Growth Boundary (UGB) that defines where urban growth may occur through the year 2000. The Executive Officer of Metro is empowered to make an administrative interpretation with respect to the location of the boundary when the adopted written description and map description of the locations of the boundary are inconsistent.

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Mr. Edward L. Bolf  
10300 S.W. Ridder Rd.  
Sherwood, Oregon 97140

Dear Mr. Bolf:

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Land-Use Coordinator

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July 16, 1981

Mr. John Rosenberger  
Washington County  
150 N. First Avenue  
Hillsboro, Oregon 97123

Dear John:

As you may know, Metro's Ordinance No. 81-105, establishing procedures for locational adjustments to the Urban Growth Boundary (UGB) includes a procedure for administrative interpretation of the UGB by the Executive Officer in cases where the map and written description for the UGB at a given location are inconsistent.

We discovered two such cases affecting the Washington County portion of the UGB around Wilsonville. The Executive Officer's action in these two cases is attached, along with a copy of the letter we sent to property owners affected.

If you have any questions about these actions, please give me a call.

Sincerely,

Jill Hinckley  
Land Use Coordinator

JH/srb  
3737B/D3

Enclosures



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July 16, 1981

Mr. Ben Altman  
City of Wilsonville  
P. O. Box 220  
Wilsonville, Oregon 97070

Dear Ben:

As you may know, Metro's Ordinance No. 81-105, establishing procedures for locational adjustments to the Urban Growth Boundary (UGB) includes a procedure for administrative interpretation of the UGB by the Executive Officer in cases where the map and written description for the UGB at a given location are inconsistent.

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Sincerely,

Jill Hinckley  
Land Use Coordinator

JH/srb  
3737B/D3

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