

EXECUTIVE ORDER NO. 21

EFFECTIVE DATE: February 22, 1984

SUBJECT: Administrative Interpretation of the Urban Growth
Boundary North of Hillsboro

AUTHORITY: Metro Code Section 3.01.015

FINDINGS OF FACT

This administrative interpretation relates to the location of the UGB in the S. E. 1/4 Section 20, T1N, R2W, W.M., Tax Lot 100.

1. This request for an administrative interpretation was submitted by the city of Hillsboro. The question of the boundary location in this case results from the relocation of Evergreen Road.
2. Evergreen Road is both the UGB and District boundary along the north edge of the Hillsboro Airport. With the extension of the airport runway, Evergreen Road was relocated.
3. ORS 268.125 describes the District boundary, in part, as ..."east along the center line of Evergreen Road to its intersection with the center line of Cornelius Pass Road...."
4. In January 1976 the deed dedicating the current right-of-way for Evergreen Road was recorded and the old right-of-way was vacated.
5. The UGB maps graphically reflect the old alignment of Evergreen Road (see Exhibit "A").
6. As early as 1975 draft Land Use Framework Maps showed the UGB to be along Evergreen Road, and the maps were so labeled (see Exhibit "B").
7. ORS 268.125(2) indicates that where the mapped location of the District boundary and the legal description conflict that the legal description shall control.
8. In determining where the adopted UGB is located, the Metro Code (3.01.015) provides that the "map location should be referred over the legal description in the absence of clear evidence to the contrary."

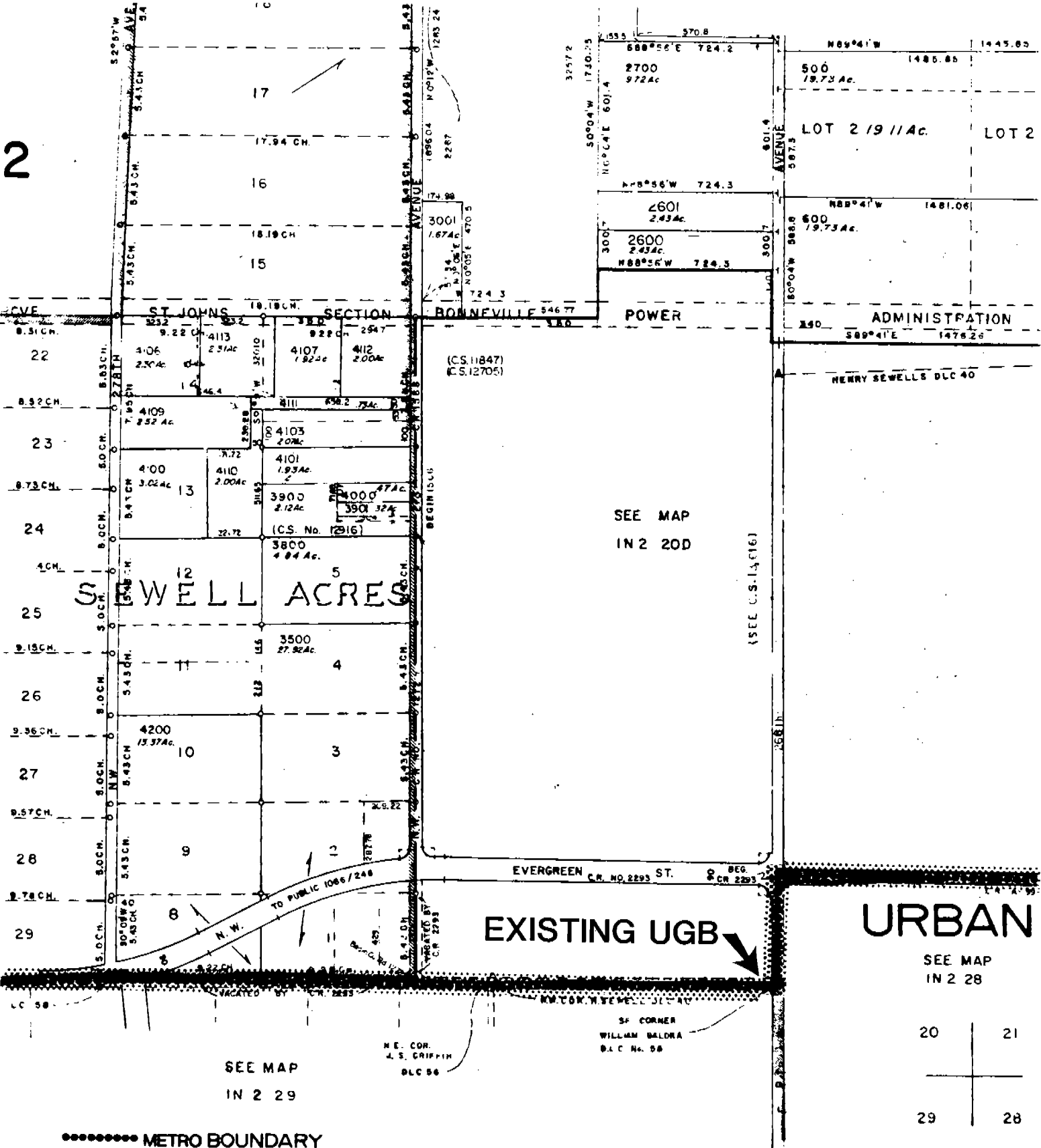
CONCLUSION AND ORDER

1. The Metro District boundary, based on the legal description, is clearly along the center line of Evergreen Road, and the area to be included in the UGB is therefore within the District.
2. As early as 1975, the intended location of the UGB was along Evergreen Road. The mapped location of Evergreen Road has been legally changed with the road relocation. The mapped location is the "preferred" location based on the Metro Code.
3. Based upon the above findings it is concluded that the UGB is interpreted to follow the present location of Evergreen Road as shown in Exhibit C.

ORDERED by the Executive Officer this 22nd day of February,
1984.


Executive Officer

MB/gl
0741C/373



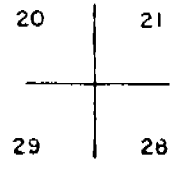
2

SEE MAP
IN 2 20D

SEE MAP
IN 2 29

URBAN

SEE MAP
IN 2 28



..... METRO BOUNDARY
 URBAN GROWTH BOUNDARY (12-21-78)

N.E. COR.
J. S. GRIFFIN
DLC 56

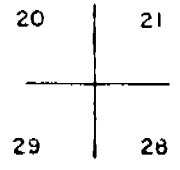
S.F. CORNER
WILLIAM BALDRA
D.L.C. No. 58

(SEE C.S. 14,016)

EXISTING UGB

URBAN

SEE MAP
IN 2 28



..... METRO BOUNDARY
 URBAN GROWTH BOUNDARY (12-21-78)

N.E. COR.
J. S. GRIFFIN
DLC 56

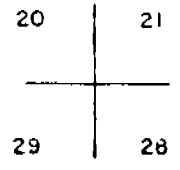
S.F. CORNER
WILLIAM BALDRA
D.L.C. No. 58

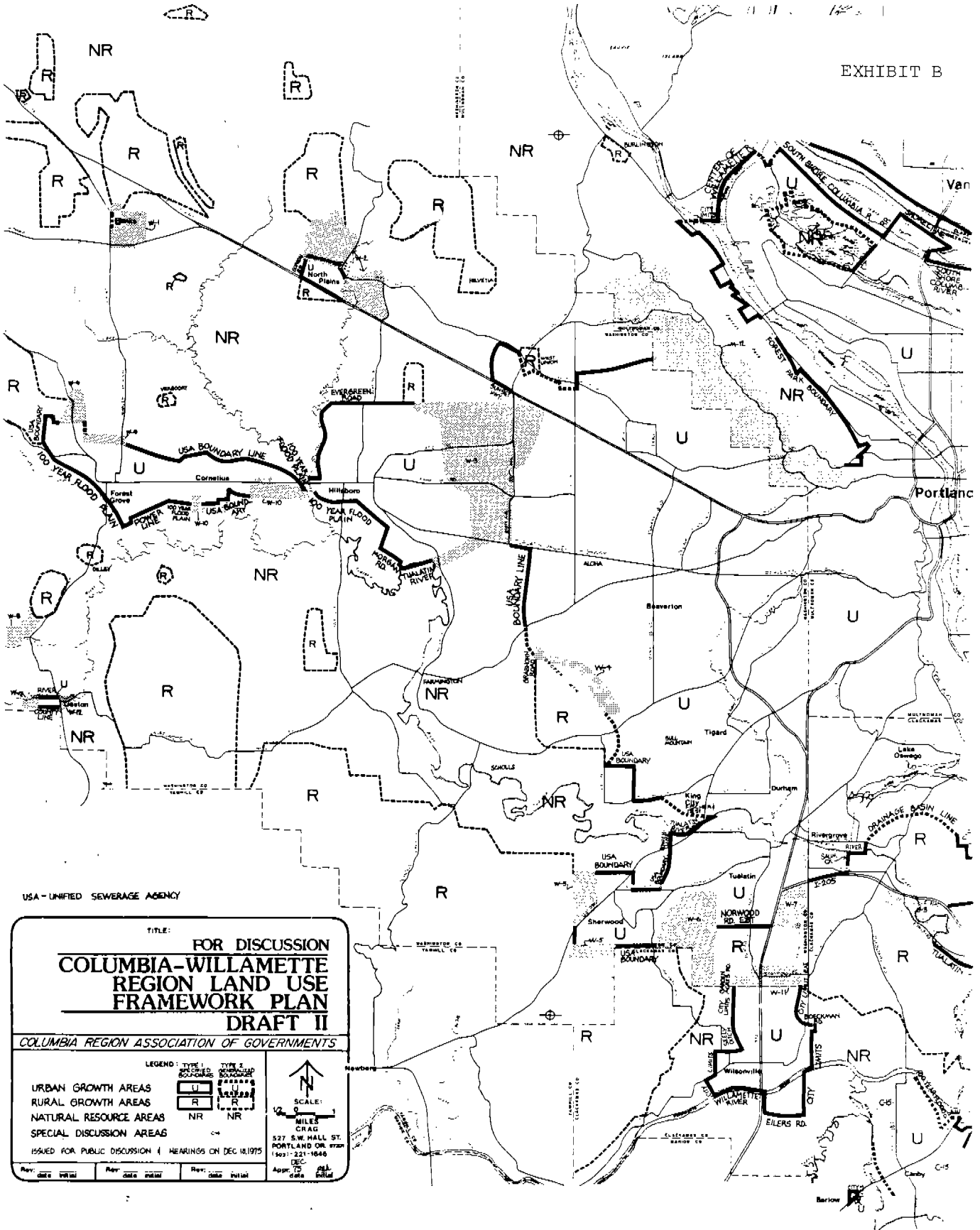
(SEE C.S. 14,016)

EXISTING UGB

URBAN

SEE MAP
IN 2 28





USA - UNITED SEWERAGE AGENCY

TITLE:

FOR DISCUSSION
COLUMBIA-WILLAMETTE
REGION LAND USE
FRAMEWORK PLAN
DRAFT II

COLUMBIA REGION ASSOCIATION OF GOVERNMENTS

LEGEND:

TYPE 1 URBAN GROWTH AREAS	TYPE 2 RURAL GROWTH AREAS
TYPE 3 NATURAL RESOURCE AREAS	TYPE 4 SPECIAL DISCUSSION AREAS

ISSUED FOR PUBLIC DISCUSSION (HEARINGS ON DEC. 18, 1975)

527 S.W. HALL ST.
 PORTLAND, OR 97208
 503-221-1546

Rev: DEC 1975
 Appr: DEC 1975

