

EXECUTIVE ORDER NO. 39

Subject: Administrative Interpretation of the Urban Growth Boundary
South of Lake Oswego

Authority: Metro Code 3.01.015

Effective Date: July 7, 1988

Background

The section maps showing the location of the Urban Growth Boundary (UGB) for Township 25 Range 1E Section 20 show the UGB in the vicinity of Barton Road in different locations on different maps. The Section 20 index map and the map for Section 20AA show the UGB continuing west along Riven Dell Road beyond Barton Road. The map for Section 20AB, the most detailed map to properly show the UGB for the area, shows the UGB turning south from Riven Dell at the intersection with Barton Road.

City limits for Lake Oswego in this area moved east to Barton Road in June 1977 with approval of Boundary Commission Proposal No. 1095. The findings for the final order approving that annexation noted that the annexation was consistent with "regional land use plans." Since that time, Lake Oswego has treated all property west of Barton Road as urban and planned and zoned it accordingly.

It is possible that the UGB adopted by CRAG in 1976 intended to exclude the 1.03 acres between then-city-limits and Barton Road and that the subsequent annexation of that acreage an error. It is difficult to answer such questions a dozen years later with any certainty, however, nor is it clear the extent to which CRAG's original intent should be credited over the literal application of the written description adopted by Metro. That written description does appear to place the UGB at Barton Road. The map of the UGB adopted by the Council in November 1979 is at too large a scale to prove useful, but it indicates that the UGB follows city limits in this area.

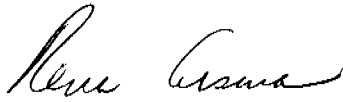
Conclusion and Order

Because this property has been considered urban for more than 10 years; because the time elapsed makes it impossible to decipher original intentions; and because placing land that is inside city limits and planned for urban use outside the UGB would create a variety of hardships and complications for the city and the property owner, current assumptions regarding the location of the UGB should be honored.

The UGB in T15R1E, Section 20, is hereby interpreted to run west along the centerline of Riverdale Road to the centerline of Barton

Road and thence south, as shown on the map attached as Exhibit A. Maps of the UGB shall be revised as needed to reflect this interpretation.

SO ORDERED this 7th day of July, 1988.



Rena Cusma, Executive Officer

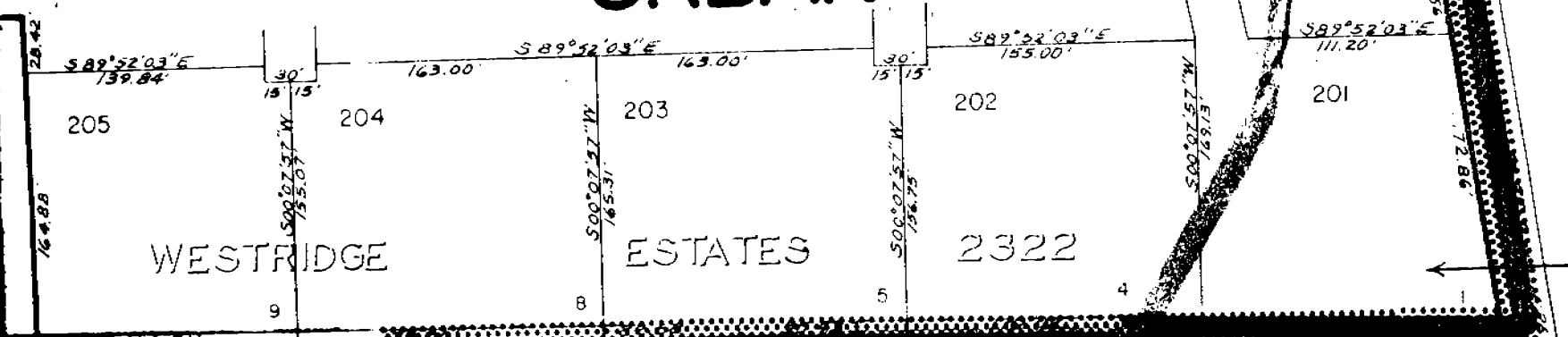
JH/sm
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cc: Metro Council
Karen Scott, Lake Oswego
Larry Kato, Clackamas County
Rick Givens
Chris Thomas

NW1/4 NE1/4 SEC. 20 T.2S. R.1E. W.M
CLACKAMAS COUNTY

7-02

URBAN

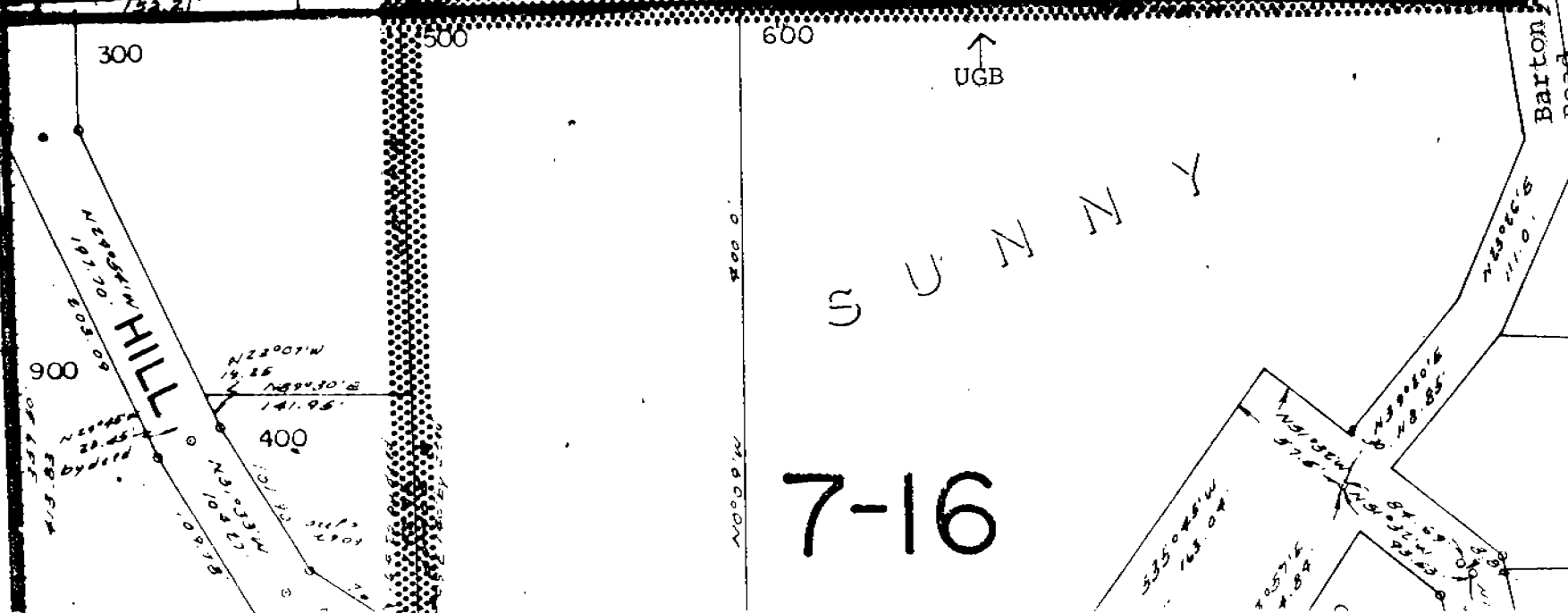


WESTRIDGE

ESTATES

2322

7-39



UGB

SUNNY

7-16

Barton Road

SEE MAP 2 IE 20 AA

EXHIBIT A