

BEFORE THE METRO COUNCIL

FOR THE PURPOSE ADOPTING THE METRO)	ORDINANCE NO. 13-1313
GEOGRAPHIC INFORMATION SYSTEM MAP)	
OF METRO’S DISTRICT & JURISDICTIONAL)	Introduced by Chief Operating Officer Martha
BOUNDARIES & MAKING TECHNICAL)	Bennett with the Concurrence of Council
CORRECTIONS)	President Tom Hughes

WHEREAS, on May 19, 2011, the Metro Council adopted Ordinance 11-1261A to adopt a reapportionment plan and to describe the six Council districts of Metro and the Metro jurisdictional boundary, all of which became effective on January 3, 2013; and

WHEREAS, Ordinance 11-1261A employed a narrative description of the boundaries of the six Council districts of Metro and its jurisdictional boundary; and

WHEREAS, Geographic Information System (“GIS”) technology has enabled development of more accurate digital maps of the region; and

WHEREAS, since 2001, the Metro Council has used digital electronic maps to detail the Urban Growth Boundary;

WHEREAS, Metro has at its disposal digital mapping technologies that are more easily used and are of greater accuracy than the narrative description of the Council district boundaries and the jurisdictional boundary that was used in Ordinance 11-1261A; and

WHEREAS, a small number of mapping inconsistencies regarding the precise location of the district boundaries and the jurisdictional boundaries have been identified through the use of advanced, digital mapping technologies; and

WHEREAS, technical corrections are also required to the boundary descriptions set forth in Ordinance 11-1261A as the result of Metro’s consideration and amendment to the Urban Growth Boundary in 2012; and

WHEREAS, such technical corrections using digital technology are required to conform the description of Metro’s districts and jurisdictional boundaries to the most accurate version; and

WHEREAS, such technical corrections do not affect any elector of Metro; now therefore,

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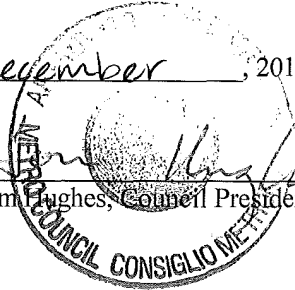
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THE METRO COUNCIL ORDAINS AS FOLLOWS:

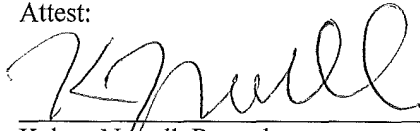
That the digital map attached to this Ordinance as Exhibit A is hereby adopted and shall be used as the official description of the six Metro Districts and the Metro jurisdictional boundary.

ADOPTED by the Metro Council this 12 day of December, 2013


Tom Hughes, Council President



Attest:



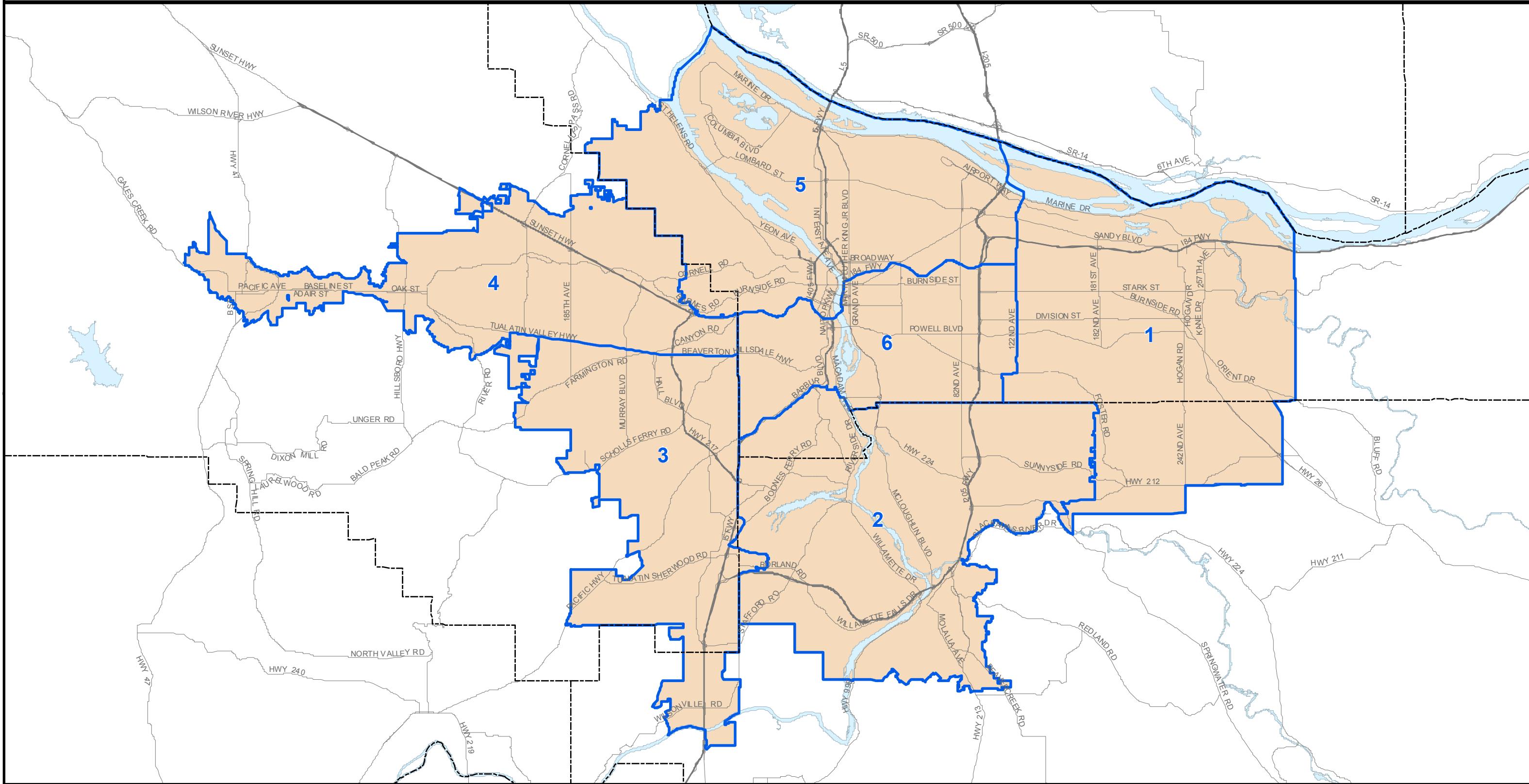
Kelsey Newell, Recorder

Approved as to Form:

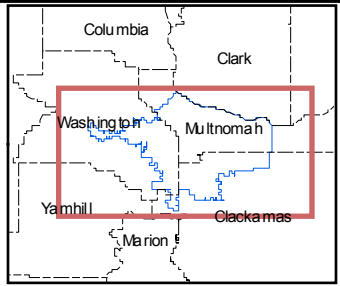
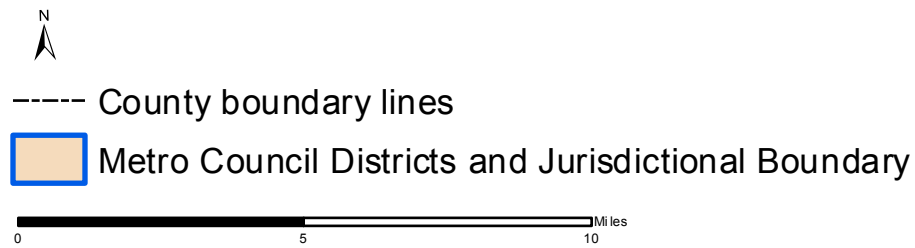


Alison R. Kean, Metro Attorney

Metro Council Districts and Jurisdictional Boundary



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STAFF REPORT

IN CONSIDERATION OF ORDINANCE NO. 13-1313, FOR THE PURPOSE OF ADOPTING THE METRO GEOGRAPHIC INFORMATION SYSTEM MAP OF METRO'S DISTRICT & JURISDICTIONAL BOUNDARIES & MAKING TECHNICAL CORRECTIONS

Date: November 25, 2013

Prepared by: Tim O'Brien
Principal Regional Planner

BACKGROUND

In 1977 the Oregon Legislature drew the Metro jurisdictional boundary, which serves as its political boundary. The jurisdictional boundary is separate from the urban growth boundary, which separates urban from rural land in the region. Land inside the jurisdictional boundary has elected representation on Metro's Council and is subject to Metro's regulatory and taxing authority. The 1977 legislature adopted a legal description for the initial district boundary; however the statute that included the legal description was repealed in 1991.

In 2011 the Metro Council went through a process to adopt new Metro Council district boundaries in response to the 2010 U.S. Census. Accordingly, the Metro Council district lines were redrawn to ensure that each district is within five percent of the average district population. The new Metro Council districts become effective on January 3, 2013.

Metro's Research Center provides state-of-the-art mapping, spatial analysis, regional economic analysis, and demographic and travel forecasting for Metro, our regional partners, businesses and the public. While making the necessary changes to the Metro Council district boundaries in response to the 2010 Census, Research Center staff identified a number of places where the original legal description is not accurate and some technical corrections are required due to the Urban Growth Boundary expansion of 2011.

In addition, staff has discovered multiple discrepancies between city and county records of boundary lines and the Metro boundary, most of which date from the 1980s through Boundary Commission actions. In many cases land that was annexed by a city within Metro was apparently never added to Metro's own jurisdictional boundary map.

Oregon Revised Statute (ORS) 199.510(2)(C) provides some clarification for these inconsistencies:

ORS 199.510 Financial effects of transfer or withdrawal; exceptions

(2)(C) When a city receives services from a district and is part of that district, any territory thereafter annexed to the city shall be included in the boundaries of the district and shall be subject to all liabilities of the district in the same manner and to the same extent as other territory included in the district.

Several of the cities annexing land specifically cite the statute, suggesting the existence of a common opinion that the statute was intended to automatically add land to Metro as it was annexed by the cities. This seems logical and efficient, compared to each city annexation also requiring a formal process to amend the Metro jurisdictional boundary. Other annexations indicate the land is already within Metro. Applying the statute, the status of these parcels becomes fairly obvious since the parcels are already being properly taxed by their respective counties as being in the Metro jurisdictional boundary; despite the fact the parcels were not included on the Metro boundary map.

According to the county elections departments, the taxing codes for individual parcels are the basis for determining which elections a property owner is able to vote in. Therefore, the registered voters of the subject parcels that have been taxed as if in the Metro jurisdictional boundary have had the opportunity to vote in Metro elections.

As custodians of the region's geographic-based data infrastructure, Resource Center staff coordinates with regional partners to collect and combine Geographic Information System or GIS data into a seamless data set for use in region wide decision-making. Research Center staff has maintained a GIS jurisdictional boundary layer since 1988. In 2001, the Metro Council adopted Ordinance Number 01-900A, which made the GIS urban growth boundary map the official Metro urban growth boundary map.

PROPOSAL

Since the initial legal description for the jurisdictional boundary was repealed in 1991, is inaccurate and a new legal description has never been created, staff proposes that the GIS jurisdictional boundary layer and the six Metro District boundaries layer be adopted as the official Metro jurisdictional boundary and Metro District boundary. Adoption of the GIS layer is appropriate as the new Metro Council Districts become effect on January 3, 2013.

For the twenty-five identified parcels or portions of parcels that are currently being taxed by their respective counties as being in Metro, staff proposes that they should be included in the mapped Metro jurisdictional boundary as defined by the GIS layer. The parcel locations are listed below by city and represented in a series of maps in Attachment 1. Total acreage of parcels is 15.94.

Forest Grove

Map 1 - Mountain View Drive – one parcel and one partial parcel totaling 8.2 acres that are outside the urban growth boundary

Map 2 - Willamina Avenue – seven complete parcels, seven partial parcels and street right of way totaling 2.18 acres (0.81 acres is right of way)

Hillsboro

Map 3 - NW West Union Road – one parcel plus right of way totaling 7.74 acres (6 acres is right of way split between street right of way and abandoned ODOT rail right of way)

Map 4 - NW Lenox Street – four parcels totaling 1.0 acres

Map 5 - NW Glencoe Road – one parcel and street right of way totaling 3.01 acres (0.13 acres is right of way)

Oregon City

Map 6 - S Clackamas River Drive – one parcel plus street right of way and Clackamas River totaling 1.59 acres that is outside the urban growth boundary (1.47 acres is right of way and river)

Map 7 - Canyon Ridge Circle –one parcel totaling 0.47 acres

Portland

Map 8 - NW Creston Road – one parcel plus street right of way totaling 0.2 acres (0.04 acres is right of way)

ANALYSIS/INFORMATION

Known Opposition: There is no known opposition to this application.

Legal Antecedents: ORS Chapter 268 allowed for the creation of the Metropolitan Service District and the formation of the jurisdictional boundary. Metro Code Section 3.09 provides the mechanism for future amendments to the jurisdictional boundary. ORS 199.510(2)(C) allows for parcels that were annexed into a city that receives services from Metro to be included in the Metro jurisdictional boundary.

Anticipated Effects: Adoption of Ordinance No. 13-1313 will: (1) make the GIS Metro jurisdictional boundary and Metro District boundary map the official description of the six Metro Districts and the Metro jurisdictional boundary and (2) make technical corrections to the mapped boundary location. Adoption of the GIS layer as the official jurisdictional boundary will allow Research Center staff to update and maintain the GIS jurisdictional boundary and Metro District layers in an efficient manner.

Budget Impacts: There is no budget impact.

RECOMMENDED ACTION

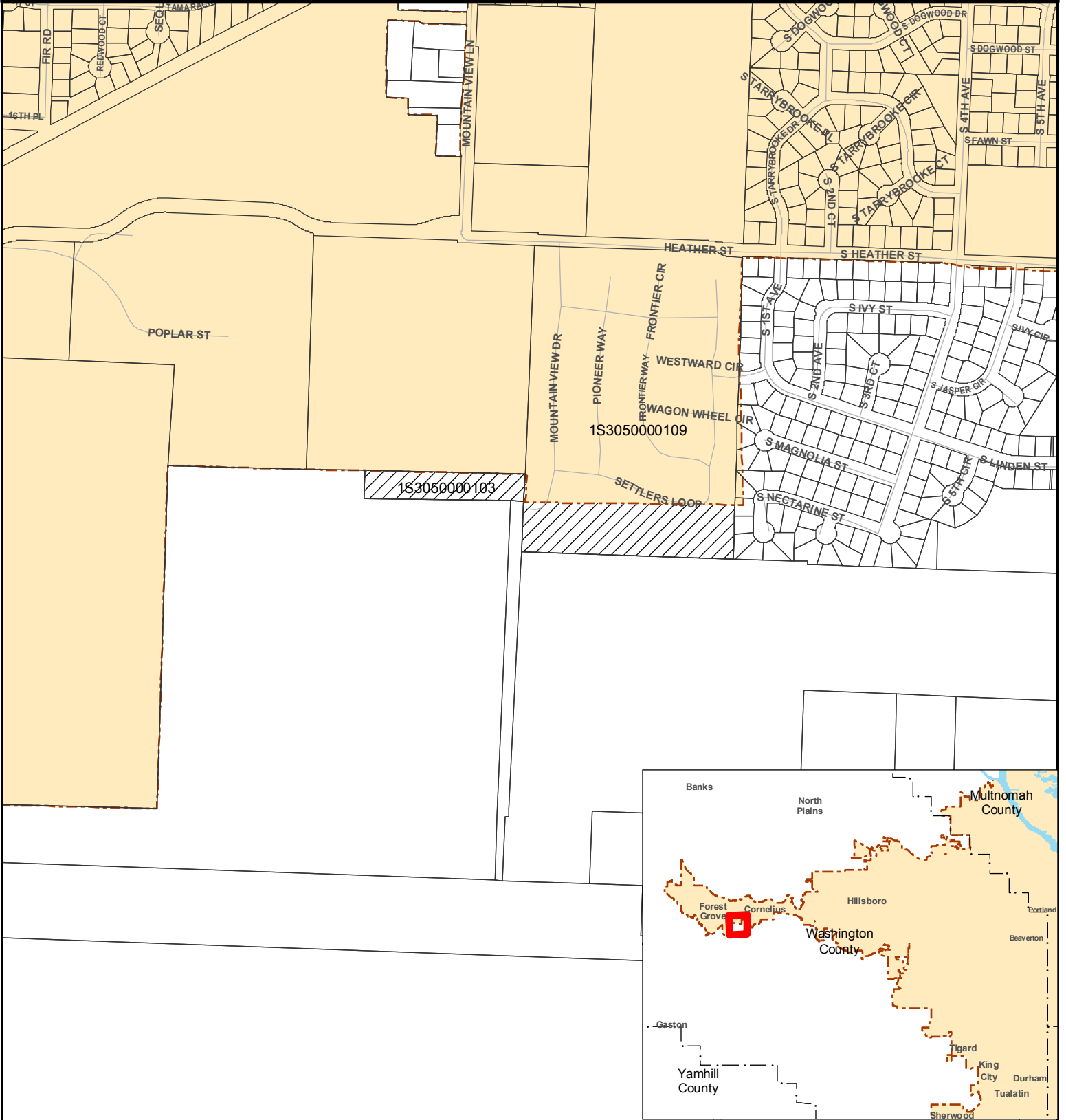
Staff recommends adoption of Ordinance No. 13-1313.

Map 1

1S3W04, 05




Metro District Boundary

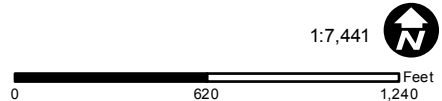
Washington County



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Map 1, Metro District Boundary

-  Taxlots
-  Metro District Boundary
-  Taxlots with Metro tax code



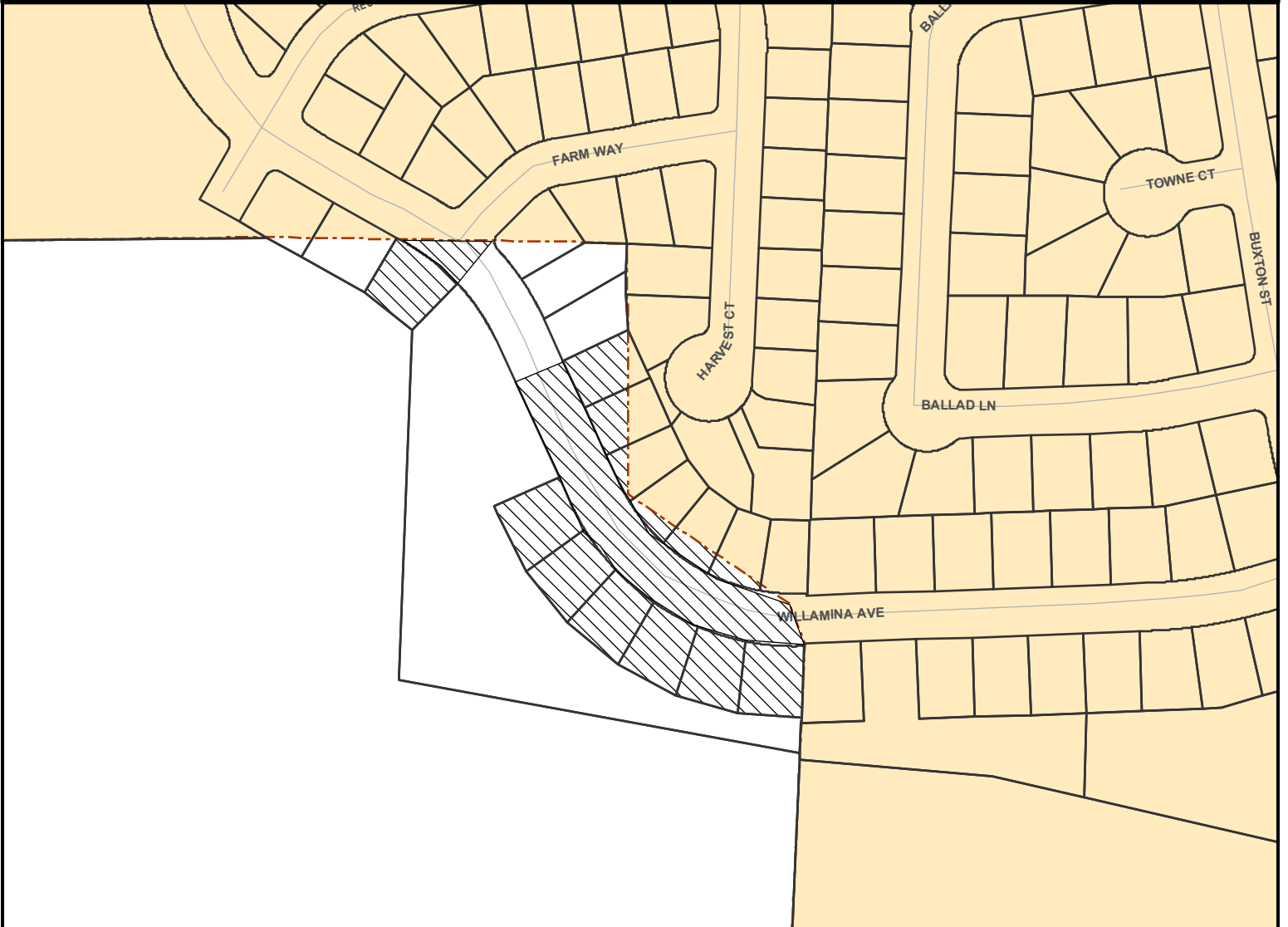
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Map 2

1N4W35

Metro District Boundary




Washington County

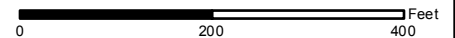


Map 2, Metro District Boundary



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-  Taxlots
-  Metro District Boundary
-  Taxlots Metro tax code & adjacent ROW



1:2,400



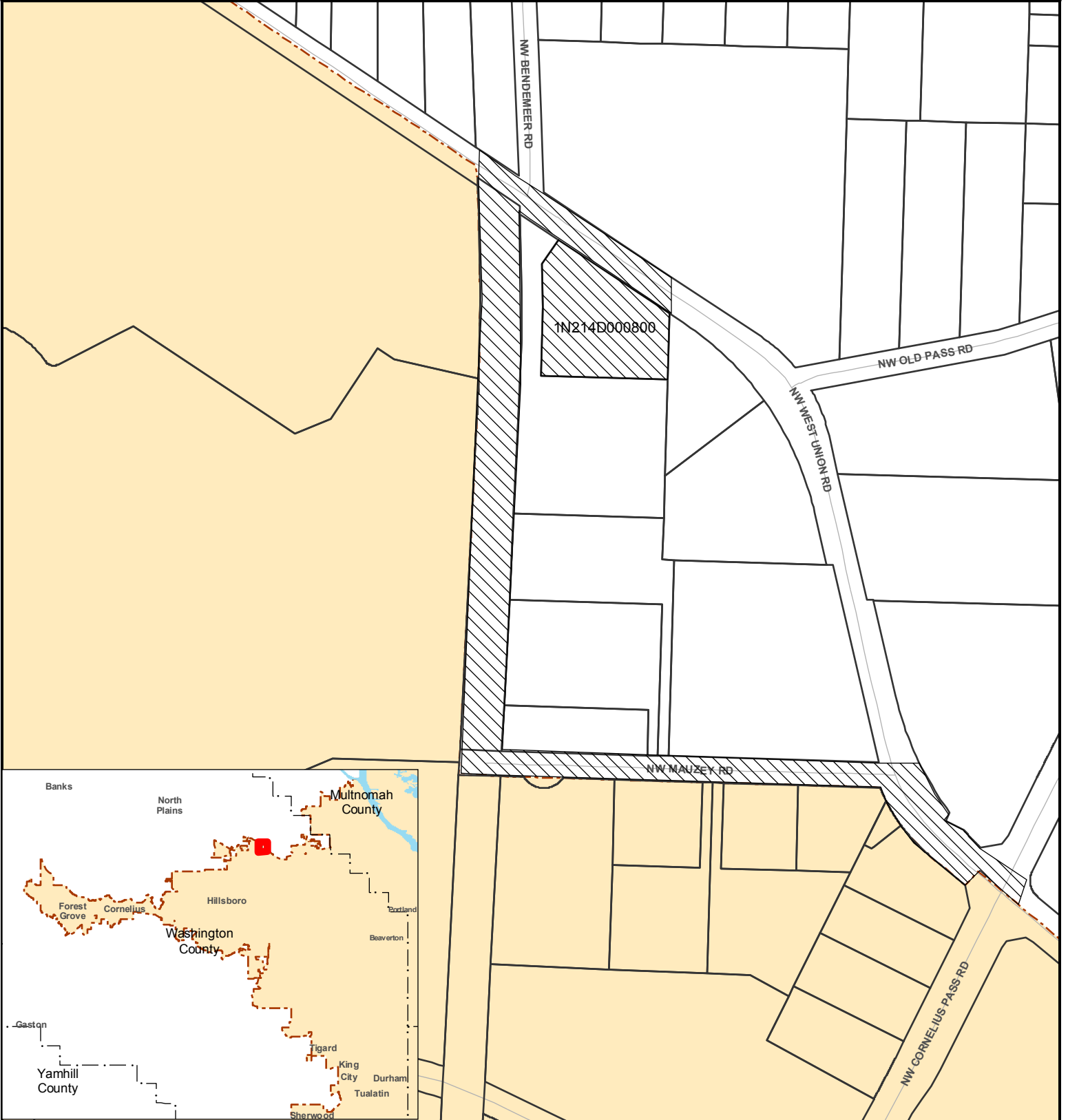
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Map 3

1N2W14

Metro District Boundary




Washington County

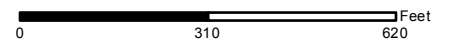


Map 3, Metro District Boundary



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-  Taxlots Metro tax code & adjacent ROW
-  Taxlots
-  Metro District Boundary



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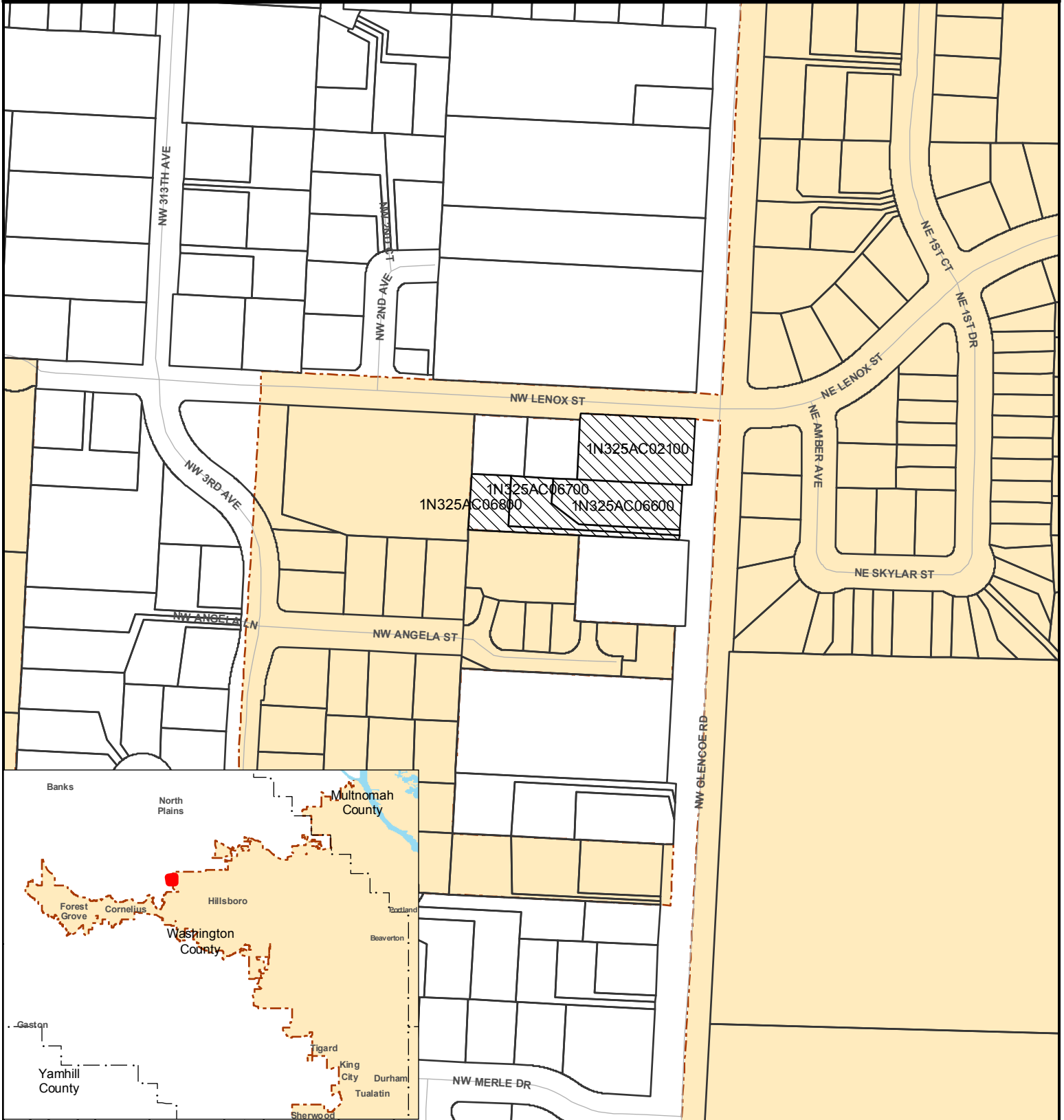
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Map 4

1N3W25

Metro District Boundary




Washington County

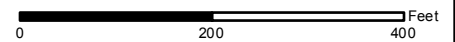


Map 4, Metro District Boundary



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-  Taxlots Metro tax code
-  Taxlots
-  Metro District Boundary



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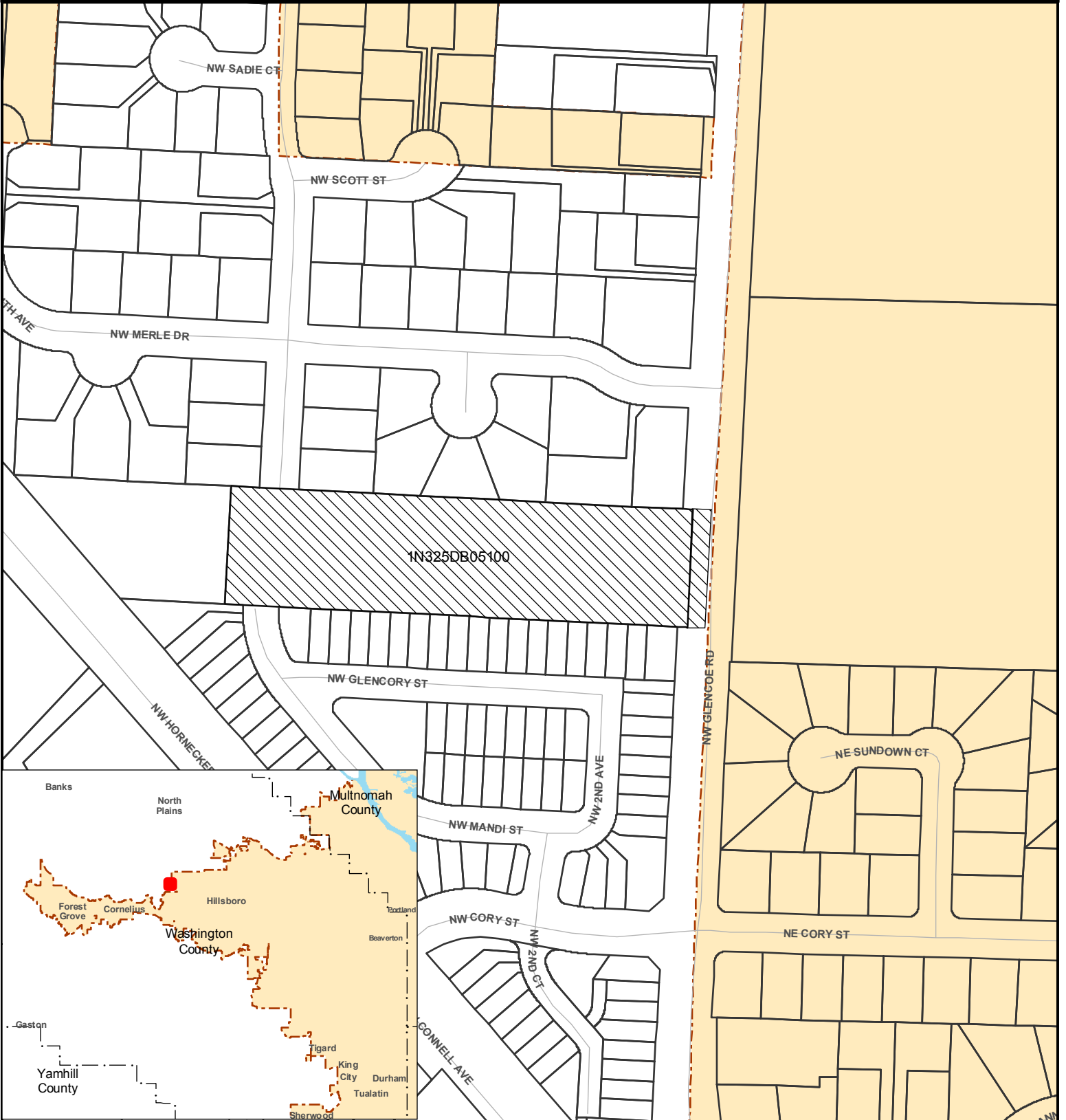
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Map 5

1N3W25

Metro District Boundary




Washington County

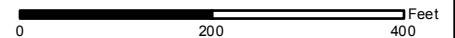


Map 5, Metro District Boundary



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-  Taxlots Metro tax code & adjacent ROW
-  Taxlots
-  Metro District Boundary



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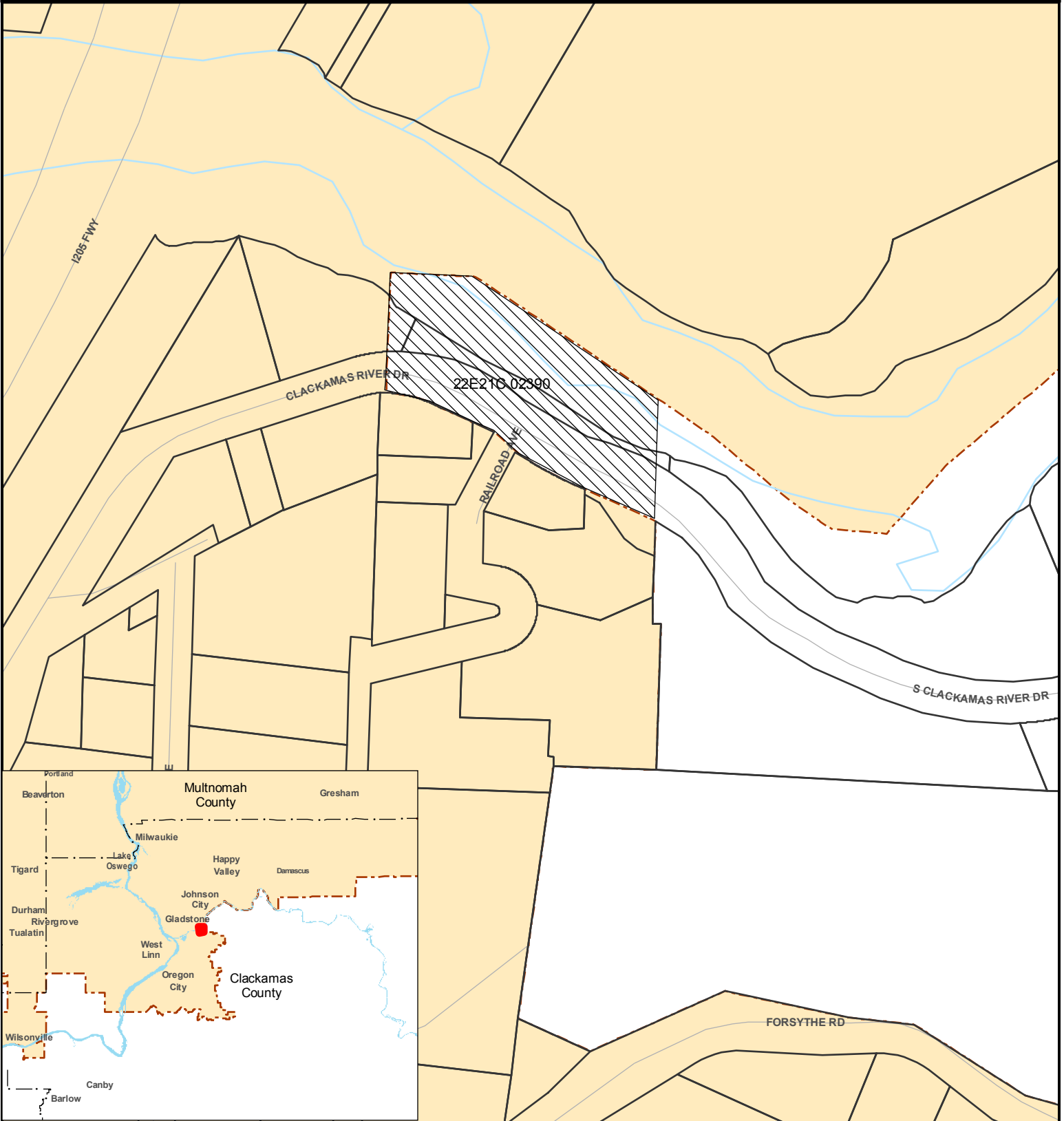
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Map 6

2S2E21

Metro District Boundary




Clackamas County

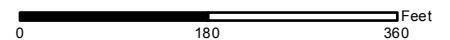


Map 6, Metro District Boundary



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-  Taxlot Metro tax code & adjacent ROW
-  Taxlots
-  Metro District Boundary



1:2,200



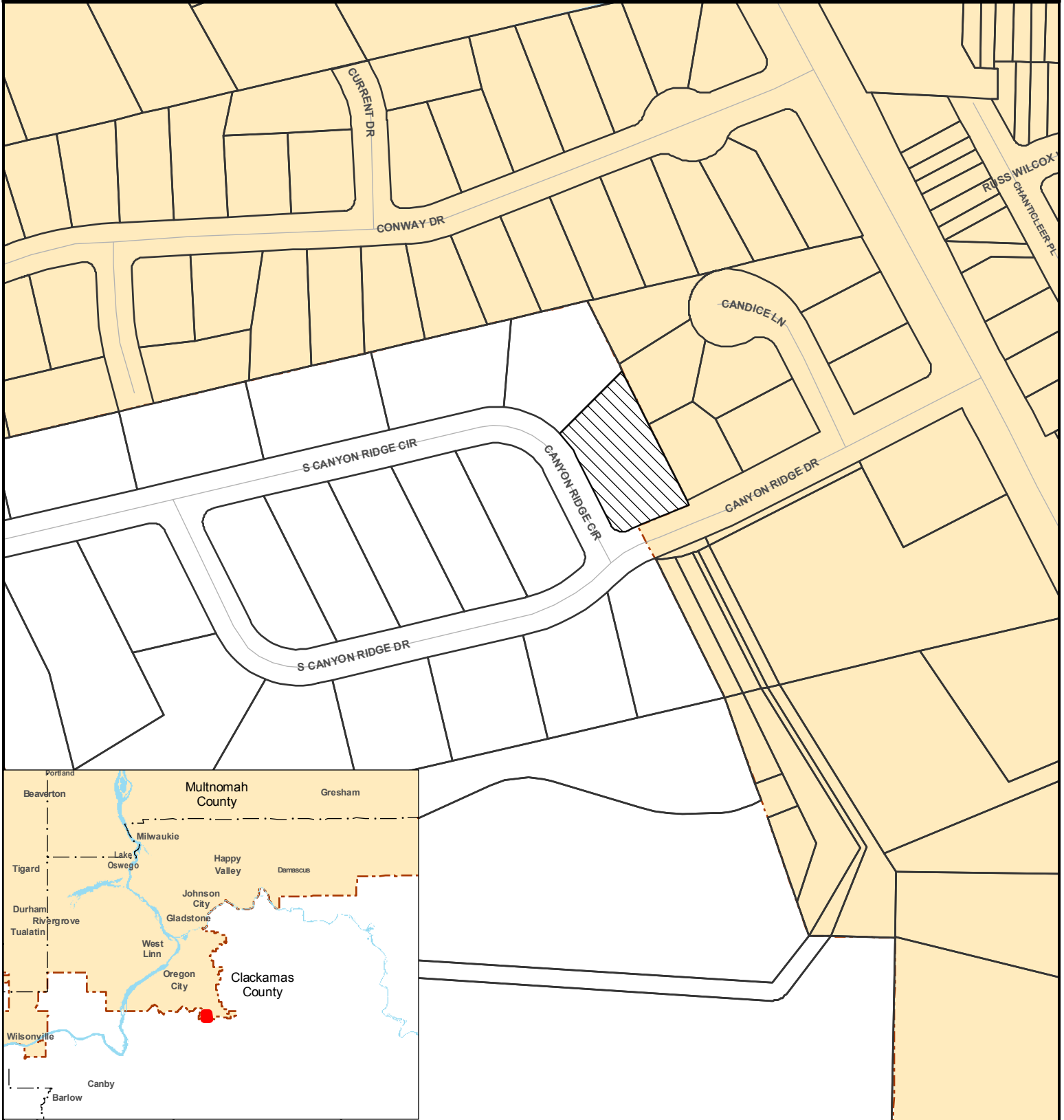
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Map 7

3S2E16

Metro District Boundary




Clackamas County

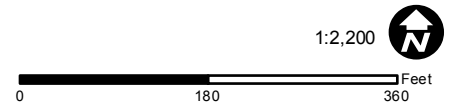


Map 7, Metro District Boundary



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-  Taxlot Metro tax code
-  Taxlots
-  Metro District Boundary



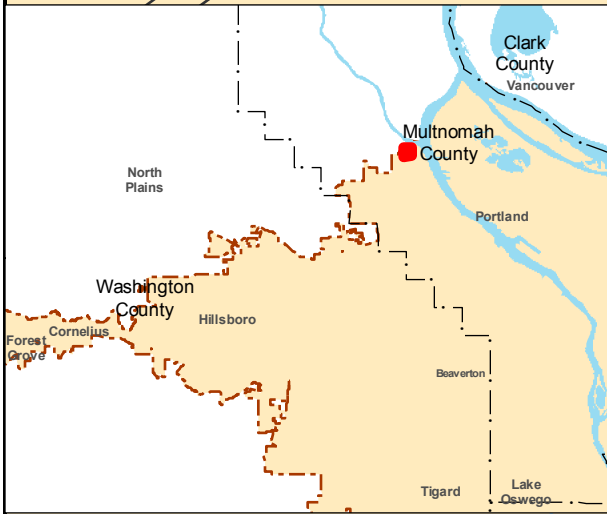
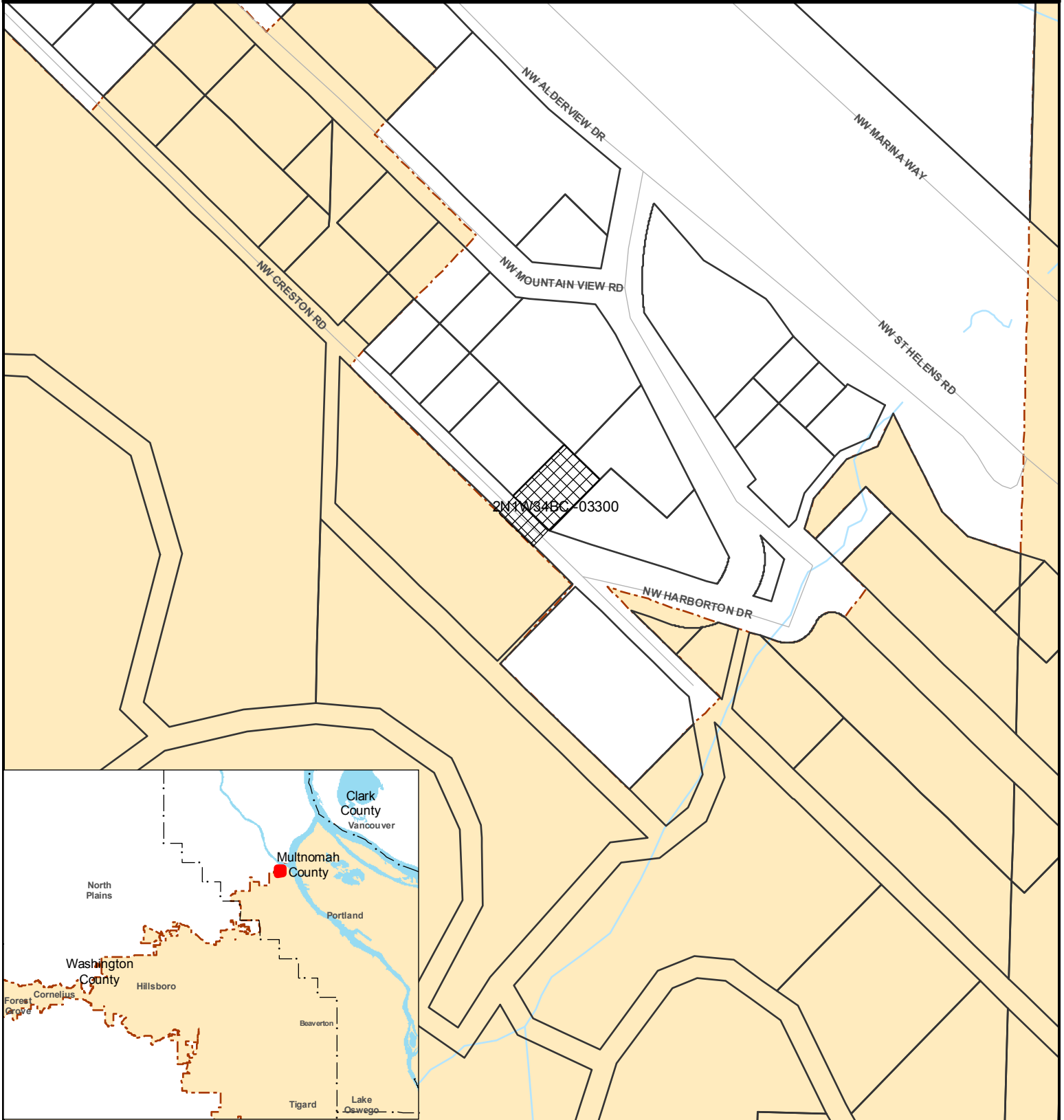
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Map 8

2N1W34

Metro District Boundary




Multnomah County

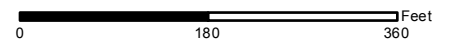


Map 8, Metro District Boundary



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-  Taxlot Metro tax code & adjacent ROW
-  Taxlots
-  Metro District Boundary



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