

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF AMENDING) ORDINANCE NO 98-750
THE PORTLAND METROPOLITAN)
AREA URBAN GROWTH BOUNDARY) Introduced by Executive Officer Mike Burton
TO PROVIDE FOR A STATE PRISON)
AND NEEDED HOUSING; AMENDING)
RUGGO ORDINANCE NO. 95-625A;)
AND DECLARING AN EMERGENCY)

WHEREAS, ORS 197.298(1)(a) requires that land designated as urban reserve land by Metro shall be the first priority land for inclusion in the Metro Urban Growth Boundary; and

WHEREAS, the Land Conservation and Development Commission's (LCDC's) Urban Reserve Area Rule at OAR 660-21-020 requires Metro to designate the location of urban reserve areas for the Portland Metropolitan area within two miles of the regional Urban Growth Boundary; and

WHEREAS, Metro adopted Ordinance No. 97-655E on March 6, 1997, designating approximately 18,600 acres as urban reserve areas; and

WHEREAS, urban reserve areas are shown on the 2040 Growth Concept Map in Ordinance No. 97-655E, amending Ordinance No. 95-625A which adopted the Regional Urban Growth Goals and Objectives (RUGGO) and which was acknowledged by LCDC Compliance Order 96-ACK-010 on December 9, 1996; and

WHEREAS, the "special need" land use of a state prison in the Metro region had not been considered at the time of the urban reserve designation; and

WHEREAS, areas of land surrounding the former Dammasch Hospital and "exception," non-farm lands adjacent to north Wilsonville to Day Road were included in designated urban reserves as Urban Reserve Areas 41 and 42, respectively; and

WHEREAS, the area of the former Dammasch Hospital has been identified as a prison site in an Oregon Department of Corrections siting which preempts the Metro 2040 Growth Concept and urban reserves designation; and

WHEREAS, siting that prison at Dammasch in Urban Reserve Area 41 would prevent implementation of designated urban reserves for housing at that site; and

WHEREAS, the siting process for state prisons is now considering a proposed prison site on approximately 40 acres of that currently designated Urban Reserve Area 42 and about 60 additional acres of "exception," non-farm lands north of Day Road; and

WHEREAS, the Metro Council has encouraged consideration of the location of the proposed state prison at this site as an alternative to the Dammasch site in Resolution No. 98-2633A; and

WHEREAS, siting the state prison on Area 42 and additional "exception," non-farm lands would enable residential development on Area 41 consistent with Metro's urban reserve designation; and

WHEREAS, notice of adoption of this proposed amendment to the regional UGB and the proposed postacknowledgment amendments to the acknowledged RUGGO ordinance have been given consistent with ORS 197.610(1); now, therefore,

THE METRO COUNCIL ORDAINS AS FOLLOWS:

Section 1. The areas indicated on the map in the vicinity of the City of Wilsonville attached as Exhibit "A," and incorporated herein, are hereby added to the Metro Urban Growth Boundary with the condition that the area in Urban Reserve 42 is developed for a state prison and the area in Urban Reserve 41 is developed for housing consistent with the Urban Reserve Plan attached and incorporated herein as Exhibit "B."

Section 2. Ordinance No. 95-625A is hereby amended to add the areas indicated in Exhibit "A" to the urban growth boundary shown on the 2040 Growth Concept Map.

Section 3. The findings of fact in Exhibit "C," attached and incorporated herein, explain how adding the areas indicated in Exhibit "A" to the Metro Urban Growth Boundary in Section 1 of this Ordinance complies with Metro's acknowledged Urban Growth Boundary Amendment Procedures and Regional Urban Growth Goals and Objectives.

Section 4. The addition of the areas indicated on Exhibit "A" to the Metro Urban Growth Boundary is necessary to preserve the health, safety or welfare of the Metro region; therefore, an emergency is hereby declared to exist, and this Ordinance shall take effect upon passage.

Section 5. The provisions of this ordinance are separate and severable. The invalidity of any clause, sentence, paragraph, section, subsection, or portion of this ordinance or the invalidity of the application thereof to any city, county, person or circumstance shall not affect the validity of the remaining provisions of this ordinance or its application to other cities, counties, persons or circumstances.

ADOPTED by the Metro Council this _____ day of _____, 1998.

Jon Kvistad, Presiding Officer

ATTEST:









Approved as to Form:

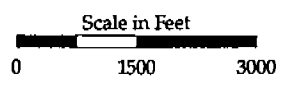
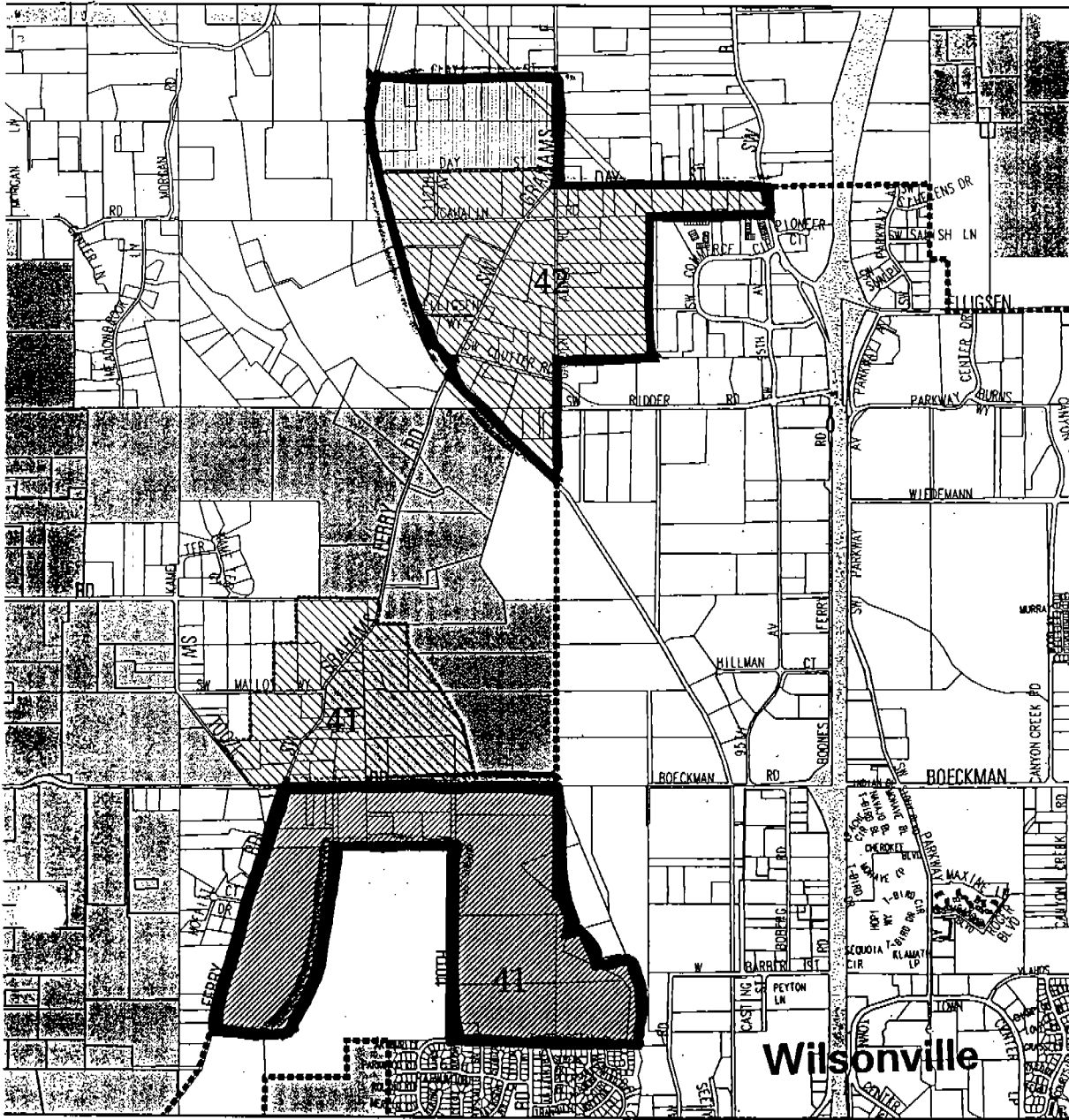
Recording Secretary

Daniel B. Cooper, General Counsel

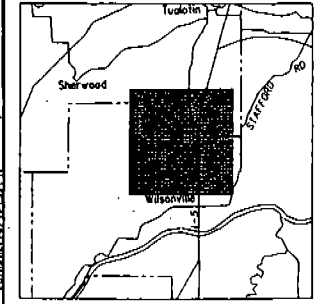
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Proposed Wilsonville UGB Amendment

-  First Tier Urban Reserve
-  Other Urban Reserves
-  Proposed Addition to Reserves
-  Inside Urban Growth Boundary
-  Boundary
-  EFU
-  Exception Lands
-  Area to be Included Within Urban Growth Boundary Through Proposed Amendment.



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Location map
Aerial photography, photo date: April 16, 1998

Exhibit "A"

NOTICE OF PROPOSED AMENDMENT

This form must be received by DLCD at least 45 days prior to the final hearing
ORS 197.610 and OAR Chapter 660, Division 18

See reverse side for submittal requirements

Jurisdiction Metro

Date of Final Hearing June 11, 1998 ~~local file #~~ ORDINANCE 98-750

Has this proposal been previously submitted to DLCD? Yes X No Date

- Comprehensive Plan Text Amendment Comprehensive Plan Map Amendment
 Land Use Regulation Amendment Zoning Map Amendment
 New Land Use Regulation

Briefly summarize the proposal. Do not use technical terms. Do not write "See Attached."

This proposed ordinance adds the area indicated on attached Exhibit A to the regional UGB. The purpose is to provide the "special need" of a state prison on lands currently in industrial use, and preserving a planned residential community at the Dammasch site.

Plan Map Change From rural to urban

Zone Map Change From to

Location: North Wilsonville Acres Involved: 605

Specified change in Density: Current Density Proposed Density

Applicable Goals: 14 Is an Exception proposed? Yes X No

Affected State or Federal Agencies, Local Governments or Special Districts: 24 cities, 3 counties, and special districts in the vicinity of the City of Wilsonville

Local Contact: Larry Shaw Phone: (503) 797-1532

Address: Metro, 600 NE Grand Avenue, Portland, OR 97232

DLCD File # Date Rec'd # Days Notice
cc: Metro Council, Mike Burton, Elaine Wilkerson, Mary Weber,
Stephan Lashbrook