

PASSED

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY, OREGON

ORDINANCE NO. PA 1160

- ) IN THE MATTER OF AMENDING THE EUGENE-
- ) SPRINGFIELD METROPOLITAN AREA GENERAL PLAN
- ) (METRO PLAN) TO ADOPT A NEW PUBLIC FACILITIES
- ) AND SERVICES ELEMENT, PLANNED PUBLIC
- ) FACILITIES PROJECT LISTS AND MAPS AND RELATED
- ) CHANGES TO THE PLAN TEXT; ADOPTING A NEW
- ) EUGENE-SPRINGFIELD METROPOLITAN AREA PUBLIC
- ) FACILITIES AND SERVICES PLAN AS A REFINEMENT
- ) PLAN TO THE METRO PLAN; AND ADOPTING A
- ) SEVERABILITY CLAUSE.

WHEREAS, Chapter IV of the Eugene-Springfield Metropolitan Area General Plan (Metro Plan) sets forth procedures for amendment of the Metro Plan, which for Lane County are implemented by the provisions of Lane Code 12.200 through 12.245; and

WHEREAS, the Metro Plan identifies the Eugene-Springfield Metropolitan Area Public Facilities Plan (Public Facilities Plan) as a refinement plan which forms the basis for the Public Utilities, Services and Facilities Element of the Metro Plan and guides the provision of public facilities and services in the metropolitan area; and

WHEREAS, the Public Facilities Plan serves the goals, objectives and policies of the Metro Plan by addressing the provision of public facilities and services within the urban growth boundary (UGB), services to areas outside the UGB, locating and managing public facilities outside the UGB, and financing public facilities; and

WHEREAS, the current Eugene-Springfield Metropolitan Area Public Facilities Plan, adopted in 1987 and amended in 1992 and 2000, is in need of modification to reflect changes in State law and local public facilities and services needs; and

WHEREAS, following a joint public hearing with the Eugene and Springfield Planning Commissions on October 24, 2000, the Lane County Planning Commission recommended the draft Eugene-Springfield Metropolitan Area Public Facilities and Services Plan (Public Facilities and Services Plan) and Metro Plan amendments to the Lane County Board of Commissioners by action taken at a public meeting held by the Planning Commission on December 19, 2000; and

WHEREAS, the Board of County Commissioners has conducted a public hearing and is now ready to take action based upon the above recommendations and the evidence and testimony already in the record as well as the evidence and testimony presented at the public hearing held in the matter of adopting the Public Facilities and Services Plan and amending the Metro Plan.

NOW THEREFORE, the Board of County Commissioners of Lane County ordains as follows:

Section 1. The 2001 *Eugene-Springfield Metropolitan Area Public Facilities and Services Plan (Public Facilities and Services Plan, Public Review Draft, September 12, 2000)*, as amended by Addenda #1, #2, #3, #4, and #5 and set forth in Exhibit A attached and incorporated herein, is adopted as a refinement plan to the *Eugene-Springfield Metropolitan Area General Plan (Metro Plan)* and the *1987 Eugene-Springfield Metropolitan Area Public Facilities Plan Technical Report* is superseded and replaced by adoption of the 2001 *Public Facilities and Services Plan*.

Ordinance No. PA 1160 — In The Matter Of Amending The Eugene-Springfield Metropolitan Area General Plan (Metro Plan) To Adopt A New Public Facilities and Services Element, Planned Public Facilities Project Lists and Maps and Related Changes To The Plan Text; Adopting a New Eugene-Springfield Metropolitan Area Public Facilities and Services Plan as a Refinement Plan to the Metro Plan; And Adopting A Severability Clause

Section 2. The *Public Utilities, Services, and Facilities Element* (Section III-G) of the *Metro Plan* is removed, superseded and replaced by a new *Public Facilities and Services Element* (Section III-G), as set forth in Part I of Exhibit B attached and incorporated herein which is hereby adopted.

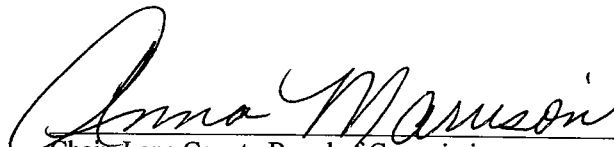
Section 3. *Public Facility Plan Project Lists and Maps for Water, Storm Sewers, Sanitary Sewers, and Transportation* in Appendix A of the *Metro Plan* and the *Electrical Substations and Transmission Lines* in Appendix D of the *Metro Plan* are removed, superseded and replaced by the *Project Lists and Planned Facilities Maps for Water, Wastewater, Stormwater, and Electrical Facilities* in Chapter II of the *Public Facilities and Services Plan*, as amended and as set forth in Part II of Exhibit B attached and incorporated herein which are hereby adopted. Project timing and estimated costs are not adopted as policy.

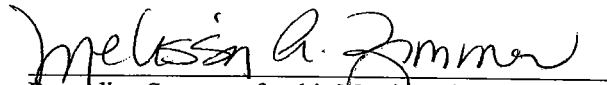
Section 4. Additions and modifications to terms in the Glossary (Section V) of the *Metro Plan*, and amendments to other statements of the *Metro Plan* for purposes of consistency with adoption of a new *Public Facilities and Services Element*, as set forth in Parts III and IV of Exhibit B attached and incorporated herein are adopted.

**FURTHER**, although not part of this Ordinance, the Board of County Commissioners adopt the Legislative Findings set forth in the attached Exhibit "C," which findings are supported by the April 1999 *Technical Background Report: Existing Conditions and Alternatives* which are incorporated herein and made part of the *Technical Supplement to the Metro Plan* by this reference in support of this action.

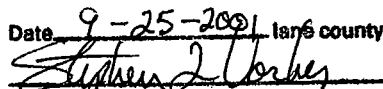
If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

ENACTED this 26<sup>th</sup> day of OCTOBER, 2001.

  
Chair, Lane County Board of Commissioners

  
Recording Secretary for this Meeting of the Board

APPROVED AS TO FORM

Date 9-25-2001 Lane county  
  
OFFICE OF LEGAL COUNSEL

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