

IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY, OREGON

ORDINANCE NO. 874

) IN THE MATTER OF ADOPTING THE
) COMPREHENSIVE LAND USE PLAN FOR THE
) CITY OF CRESWELL AS A COMPONENT OF THE
) COMPREHENSIVE PLAN OF LANE COUNTY.
) (PA 82-192)

WHEREAS, the Board of County Commissioners has received a recommendation from the Lane County Planning Commission (LCPC Resolution PA 82-192) regarding adoption of the Comprehensive Land Use Plan for the City of Creswell as a component of the Comprehensive Plan for Lane County; and

WHEREAS, the Board of County Commissioners has received and considered the proposed plan, public testimony and correspondence relating thereto; and

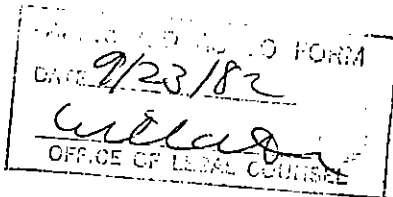
WHEREAS, the Board of County Commissioners has performed its public hearing and other duties in accordance with applicable law; now therefore;

THE BOARD OF COUNTY COMMISSIONERS ORDAIN:

The "Comprehensive Land Use Plan for the City of Creswell" as set forth in Exhibit A attached hereto is ADOPTED as a component of the Comprehensive Plan for Lane County.

In support of this ordinance, the Board adopts the findings set forth in Exhibit B attached hereto.

Dated this 13th day of October, 1982.



Scott Liguallen
Chair, Lane County Board of Commissioners

Rebbie Mahr
Recording Secretary for this Meeting of
the Board

In the Matter of Adopting the Comprehensive Land Use Plan for the City of Creswell as a Component of the Comprehensive Plan for Lane County (PA 82-192)

IN THE PLANNING COMMISSION OF LANE COUNTY, OREGON

IN THE MATTER OF ADOPTING THE CITY)
OF CRESWELL COMPREHENSIVE PLAN AS) RESOLUTION LCPC (PA 82-192)
A COMPONENT OF THE LANE COUNTY)
COMPREHENSIVE PLAN (PA 82-192))

WHEREAS, the Lane County Planning Commission has recommended certain changes to the Lower Coast Fork Subarea Plan, a component of the Lane County Comprehensive Plan and such changes rely on the City of Creswell Comprehensive Plan as being the controlling land use document within the Urban Growth Boundary of the City; and

WHEREAS, it is therefore necessary that Lane County adopt the City of Creswell Comprehensive Plan; and

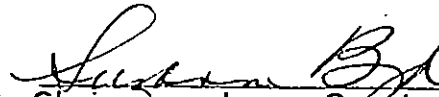
WHEREAS, the Lane County Planning Commission has held public hearings and otherwise discharged its duties for adoption of a comprehensive plan as the same are specified in Chapter 12, Lane Code;

IT IS HEREBY RESOLVED that the City of Creswell Comprehensive Plan, as set forth in Appendix A attached hereto, be forwarded to the Board of County Commissioners with a recommendation for adoption as a component of the Lane County Comprehensive Plan;

IT IS FURTHER RESOLVED that the Findings of Fact supporting the above recommendation, as set forth in Appendix B attached hereto, are hereby adopted.

Meeting of October 12, 1982

Ayes: Boyd, Long, Hansen, Cuddeback, Ramsey
Nays: NONE
Abstaining: James
Absent Dingman
Not Voting None


Chairman, Lane County Planning
Commission

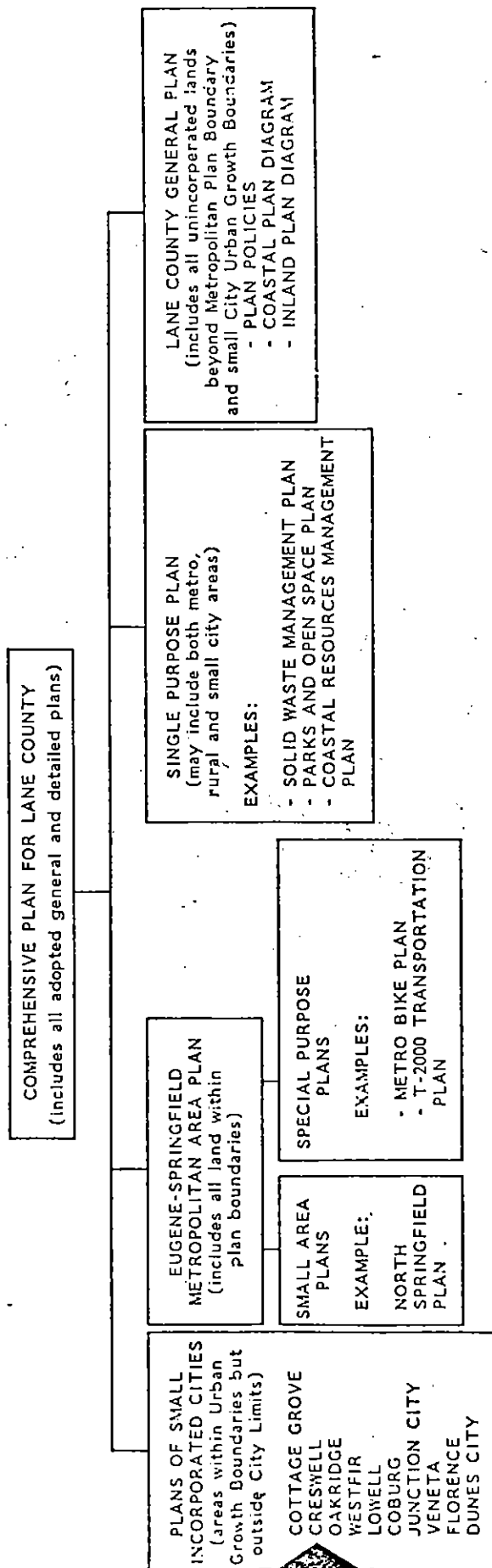
FINDINGS

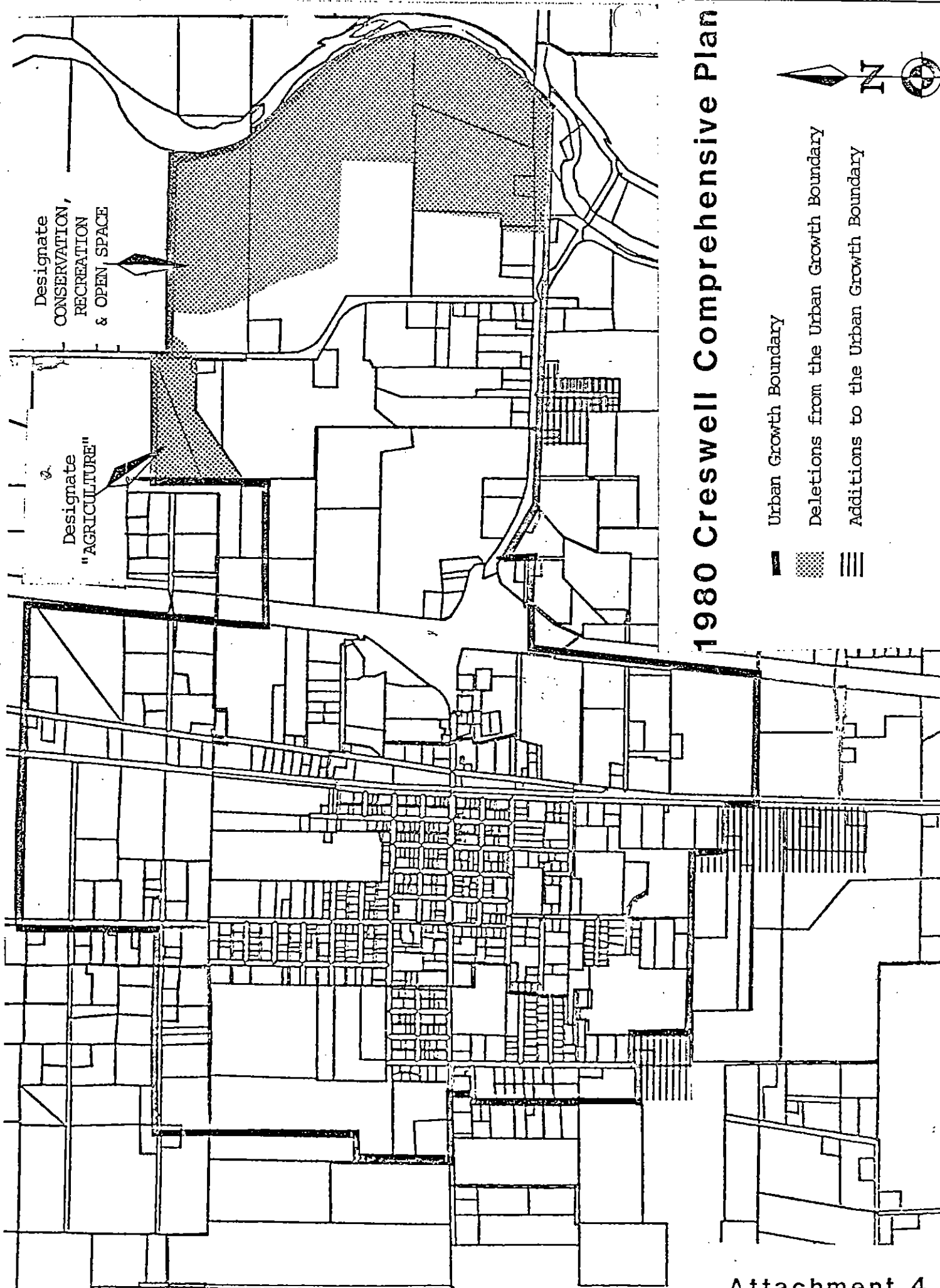
1. State Planning Goals mandate cities and counties recognize the same urban growth boundary and have common policies for lands within those boundaries. Lane County's General Plan Goals and Policies (Ordinance No. 804), adopted August 28, 1980, allow the county to adopt a common comprehensive plan with a city. When practicable, it is the County's policy to carry out this mandate. In this way, a single document is established as the controlling land use document for the area.
2. Lane County amended the Lower Coast Fork Subarea Plan in 1980 (Ordinance No. 823) to recognize the Creswell Comprehensive Plan and urban growth boundary. It is unclear from this amendment if the County intended to adopt the City Plan or simply reference it. In any case, legal standards require adoption of a plan to be by ordinance and simply citing the document by reference is not adequate.
3. The City of Creswell has recently amended its comprehensive plan (City of Creswell Ordinance No. #272, adopted September 13, 1982). The City has forwarded this plan to the County asking that the policies, urban growth boundary and land use designations contained in the plan be adopted by the County. Among other changes, this plan revises the UGB from that referenced in Lane County's 1980 amendment.
4. Lane Code, Chapter 12.050(2) provides the County comprehensive plan may be amended or supplemented upon a finding of:
 - (a) an error in the plan; or
 - (b) changed circumstances affecting or pertaining to the plan; or
 - (c) a change in public policy; or
 - (d) a change in public need based on a re-evaluation of factors affecting the plan.

CONCLUSION

1. Adoption of the City of Creswell Comprehensive Plan as a component of the Comprehensive Plan of Lane County is an appropriate action to supplement the Comprehensive Plan. First, there has been a change in circumstances, namely the revision of the City of Creswell Comprehensive Plan. Second, there has been a change in public policy since the 1980 amendment. The Lane County General Plan Goals and Policies allow for co-adoption with a city of a common comprehensive plan.

CHART ONE





1980 Creswell Comprehensive Plan



- Urban Growth Boundary
- Deletions from the Urban Growth Boundary
- Additions to the Urban Growth Boundary