

IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY OREGON

ORDINANCE NO. PA 930))))))))))	IN THE MATTER OF AMENDING POLICY NO. 1 (FIRE SECTION) AND POLICY NO. 1 (POLICE SECTION) OF THE RIVER ROAD/SANTA CLARA URBAN FACILITIES AND SERVICE ELEMENT, AND ADOPTING A SAVINGS AND SEVERABILITY CLAUSE.
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WHEREAS, Chapter IV of the Eugene-Springfield Metropolitan Area General Plan establishes procedures for amending Refinement Plans; and

WHEREAS, the Lane County Board of Commissioners on August 20, 1986, adopted Ordinance No. PA 912, River Road/Santa Clara Urban Facilities Plan - Transportation, Public Facilities and Services, and Environmental Design Elements; and

WHEREAS, the County's version of the Facilities Plan differed from the version's adopted by the Cities of Eugene and Springfield; and

WHEREAS, resolution of difference was considered by the Metropolitan Policy Committee, and the Policy Committee did recommend compromise language; and

WHEREAS, the Board of County Commissioners during a work session on March 3, 1987, voted to only consider amending Policy No. 1 Fire Section and Policy No. 1 Police Protection Section of the River Road/Santa Clara Urban Facilities Plan - Public Facilities and Services Element; and

WHEREAS, the Lane County Board of Commissioners has held a public hearing on April 15, 1987 to consider the proposals; NOW

THEREFORE, the Board of County Commissioners of Lane County Ordains as follows:

1. The River Road/Santa Clara Urban Facilities Plan - Public Facilities and Services Element, Policy No. 1 Fire Section and Policy No. 1 Police Protection Section is hereby amended to read:

Fire

1. As annexation occurs, Eugene shall provide for a level of fire and emergency services comparable to that received in the remainder of the City.

Police Protection

1. As annexation occurs, Eugene shall provide for a level of police services comparable to that received in the remainder of the City.

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

While not part of the Ordinance, the Board of County Commissioners adopt the Findings set forth in attached Exhibit 'A' in support of this action.

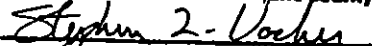
Enacted this 15 day of April, 1987.



Bill Rogers, Chairperson
Lane County Board of Commissioners

APPROVED AS TO FORM

Date 3-24-87 lane county



OFFICE OF LEGAL COUNSEL

EXHIBIT 'A'
Ordinance No. PA 930

FINDINGS:

1. The Cities of Eugene and Springfield adopted the River Road/Santa Clara Urban Facilities Plan - Transportation, Public Facilities and Services, and Environmental Design Element on April 28, 1986 and April 7, 1986, respectively.
2. On August 20, 1986, the Lane County Board of Commissioners adopted Ordinance No. PA 912, which is the River Road/Santa Clara Urban Facilities Plan - Transportation, Public Facilities and Services, and Environmental Design Element as a refinement to the Eugene-Springfield Metropolitan Area General Plan. The version adopted by the County contained some policies that were different than those adopted by the two Cities. These are: Policies 1 & 2 Fire Section, Policies 1 & 2 Police Protection, and Policy No. 3 Signs/Utilities Section.
3. In accordance with Metropolitan Plan procedures, the items with no consensus were referred to the Metropolitan Policy Committee. MPC considered the differences and recommended compromise language to the three metropolitan area jurisdictions. This recommendation is included in these findings as Attachment #1.
4. At a work session on March 3, 1987, the Lane County Board of Commissioners set for hearing Ordinance No. PA 930 which incorporates two policy changes to the Public Facilities and Services Element. The policies reflect the City's requirement that a level of fire and police services provided in newly annexed areas be comparable to levels provided elsewhere in the City. These policies reflect constitutional requirements for equality in servicing and taxing levels, and are consistent with other policies in the Eugene-Springfield Metropolitan Area General Plan which call for an urban level of key urban services. (See policy no. 7, page II-B-4)
5. The proposed amendments involve a minor change from the language now in the refinement plan. The current policies are:

Fire

1. As annexation occurs in the area, maintain or enhance present response time and level of service to the area annexed.

Police Protection

1. As annexation occurs, Eugene shall immediately supply patrol service comparable to that received in the remainder of the City.

The current fire policy calls for the level of fire service to be maintained or enhanced, while the new policy sets a standard equal to that of the rest of Eugene.

The new police policy only changes "patrol service" to "police services".