

IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY, OREGON

ORDINANCE PA 938

) IN THE MATTER OF ADOPTING  
) AN AMENDMENT TO THE LANE  
) COUNTY RURAL COMPREHENSIVE  
) PLAN, POLICIES ELEMENT, TO  
) ADD AN "INMATE WORK CAMP"  
) POLICY, AND ADOPTING A  
) SAVINGS AND SEVERABILITY  
) CLAUSE.

WHEREAS, the Board of County Commissioners of Lane County is empowered, pursuant to Lane Code 16.400(6)(h)(iii)(bb)(v-v), to adopt Amendments to components of the Lane County Rural Comprehensive Plan for reasons deemed by the Board to be desirable, appropriate or proper; and

WHEREAS, the Board desires to Amend the Rural Comprehensive Plan, Policies Element, to add a Policy containing Site Selection Criteria for a rural Inmate Work Camp, such Policy to be made a part of "Public Facilities and Services" (Goal 11) policies; and

WHEREAS, the Lane County Planning Commission and West Lane Planning Commission, meeting in joint public hearing with the Board on August 13, 1987, have provided a review of the proposed Amendment and recommendation to the Board on the adoption of the Policy; and

WHEREAS, evidence exists in the record indicating that the proposed amendment complies with applicable requirements, including the requirements of Lane Code 16.400, and the requirements of state and local law; and

WHEREAS, the Board of County Commissioners has conducted public hearings and is now ready to take action; NOW

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

Lane County Rural Comprehensive Plan Policies Element, "Public Facilities and Services" (Goal 11) Policies, are Amended by the addition of Policy 7, text described on Exhibit "A" attached to this Ordinance.

FURTHER, while not a part of this Ordinance, the Board of County Commissioners adopts Findings as set forth in Exhibit "B" attached to this Ordinance.

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EXHIBIT "A"  
ORDINANCE PA 938

TEXT OF NEW POLICY #7, "PUBLIC FACILITIES & SERVICES" (GOAL 11),  
POLICIES ELEMENT, RURAL COMPREHENSIVE PLAN:

7. In a determination of the location of a rural "Inmate Work Camp" correctional facility, the following definitions concerning site selection criteria, and site suitability/compatibility criteria, shall be applied:

A. Definitions:

1. The term "site", when referring to the location of the inmate workcamp, means the area to be included in an Exception to Statewide Planning Goals or any Special Use Permit application for the proposed facility.

2. The term "rural residence" means the homesite area as opposed to the total tract upon which a residence may be located.

3. The terms "must" and "shall" indicate mandatory criteria which must be met.

4. The term "should" indicates a criterion which is to be used as a guideline.

B. Site Suitability Criteria

1. The site should contain a minimum of ten (10) acres; a larger size would be acceptable.

2. The site must be capable of accommodating an on-site sewage disposal system.

3. The site must have the capability of an adequate water supply system. Water source, storage and distribution may be located on-site or off-site.

4. The site should be located within a one-hour driving time of the Courthouse complex.

5. The site should be located within a one-hour driving time of anticipated areas of work.

6. The topography of the site should be adaptable to the proposed use.

7. The site should be located at an elevation sufficiently low that snow does not create access problems during winter months.

C. Site Compatibility Criteria

1. The site should be located a minimum of five (5) miles from the urban growth boundary of any incorporated city.
2. The site shall be located a minimum of three (3) miles from unincorporated communities identified in the Rural Comprehensive Plan.
3. The site should have reasonable separation from a state highway.
4. The site should have reasonable separation from developed recreation areas.
5. The site shall be located a minimum of three (3) miles from developed and committed areas having a density equal to or greater than unincorporated communities identified in the Rural Comprehensive Plan.
6. The site should not be contiguous with isolated, rural residences.

D. Plan Compliance Standards

1. Approval of an Inmate Work Camp shall comply with the requirements of the Lane County Rural-Comprehensive Plan.
2. Approval of an Inmate Work Camp may occur either through the plan amendment/rezoning process or the special use process specified in the F-1 and F-2 zones.

EXHIBIT "B"  
ORDINANCE PA 938

FINDINGS IN SUPPORT OF THE ADOPTION OF THE ORDINANCE

1. Lane County has identified a need for the development of an inmate work camp facility in a rural area of the County. Such a facility would be intended to serve minimum- and medium-security inmates. The Lane County Sheriff will have custody of the inmates.
2. Because of the timber resource base available in Lane County, a rural forestry-related facility provides an ideal training opportunity for an inmate work camp program. Inmates will do physical labor during the daytime hours. This work will probably be on U.S. Forest Service and/or U.S. Bureau of Land Management forest land. In the evenings, the inmates will return to "military style" dormitory facilities located on the workcamp site.
3. Because of the special-purpose character of such a facility, location of it in a rural area calls for the adoption of specific site selection criteria and compatibility standards to ensure that location of the facility will have minimal adverse impact on surrounding land uses and development patterns, and that the site selected for the facility will be suitable for the intended uses.
4. Since September, 1986, the County has investigated site selection criteria to properly locate such a facility in rural areas. On July 7, 1987, the Lane County Board of County Commissioners reviewed certain draft criteria for the inmate work camp. The purpose of the Board's review was to initiate a public review process of the criteria, which would include a joint hearing involving the Board and the County's two Planning Commissions. The Board has deemed it appropriate to place the criteria into the Rural Comprehensive Plan Policies to serve as locational standards for actual siting of the facility.
5. This action complies with Lane Code 16.400(6)(h) in that
  1. The adoption of the amendment is by Ordinance.
  2. The amendment meets applicable requirements of local and state law, including Statewide Planning Goals and Oregon Administrative Rules; such amendment has been reviewed and not objected to by the Oregon Department of Land Conservation & Development.
  3. Because of an identified public need for increased correctional facilities in the County, the amendment is deemed, by the Board, to be desirable, appropriate and proper.

4. The amendment, being confined to Policy language only, does not conflict with other Policies of the Rural Comprehensive Plan, is compatible with the structure of the Plan, and is consistent with the unamended portions or elements of the Plan.