

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY, OREGON

ORDINANCE NO. PA 1258

-) In the Matter of Adopting the Coburg/Interstate-5
-) Interchange Area Management Plan as a Refinement
-) to the Lane County Transportation System Plan and
-) Co-Adopting the Plan as a Refinement to the City of
-) Coburg Transportation System Plan; and Adopting a
-) Severability Clause (File No. PA 09-5027, City of Coburg)

WHEREAS, the Oregon Department of Transportation (ODOT), Lane County, and Coburg are contemplating improvements to state and local transportation facilities near the Interstate 5 Interchange at Coburg to address safety, congestion, and substandard facility issues; and

WHEREAS, Oregon Administrative Rules (OAR) 734-051-0155(2) and (7) requires the ODOT to work with local governments to develop an Interchange Area Management Plan (IAMP) prior to construction of significant modifications to existing interchanges, and that the IAMP be consistent with local plans and codes; and

WHEREAS, the Board of County Commissioners (Board) is in support of constructing the improvements at the I-5/Coburg Interchange, and

WHEREAS, the Coburg/Interstate-5 Interchange Area Management Plan (Coburg IAMP) describes in detail the improvements, and associated ODOT access control management, that ODOT, Lane County, and the City of Coburg are contemplating; and

WHEREAS, adoption of the Coburg IAMP as a refinement plan to the Lane County Transportation System Plan and co-adoption as a refinement plan to the Coburg Transportation System Plan for the area within the jurisdiction of that plan is necessary prior to construction of the improvements; and

WHEREAS, the Board adopted the Lane County Rural Comprehensive Plan with Ordinance PA 883; and

WHEREAS, the Rural Comprehensive Plan describes the hierarchical relationship between that Plan and its components; and

WHEREAS, the Comprehensive Plan for Lane County includes the comprehensive plans for each of the cities within the county and special purpose plans such as transportation system plans; and

WHEREAS, the Board adopted the Lane County Transportation System Plan by Ordinance No. PA 1202, on May 5, 2004, and co-adopted the Coburg Transportation System Plan by Ordinance No. PA 1139, on November 10, 1999; and

WHEREAS, Lane Code 12.050 and 16.400 set forth procedures for amendments of components of the Comprehensive Plan for Lane County; and

WHEREAS, the Lane County and Coburg Planning Commissions reviewed the Coburg IAMP proposal and considered public testimony on January 21, 2009, in a joint public hearing; and

WHEREAS, the Lane County and Coburg Planning Commissions held joint deliberations on March 3, 2009 and the Lane County Planning Commission unanimously recommended to the Board co-adoption of the Coburg IAMP as a refinement plan of the Lane County and Coburg Transportation System Plans; and

WHEREAS, the Coburg City Council held a hearing on April 14, 2009, and unanimously supported adoption of the Coburg IAMP as a refinement to the Coburg Transportation System Plan; and

WHEREAS, evidence within the record documents that the Coburg IAMP meets the requirements of Lane Code Chapters 12 and 16, and the requirements of applicable state and local law; and

WHEREAS, on August 5, 2009 the Board conducted a public hearing, considered all testimony, and is now ready to take action.

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

Section 1. The Coburg/Interstate 5 Interchange Area Management Plan as set forth in Exhibit "A" attached hereto, and incorporated here by this reference, is adopted as a refinement plan to the Lane County Transportation System Plan and co-adopted with the City of Coburg as a Refinement Plan to the Coburg Transportation System Plan for the area within the jurisdiction of these plans.

FURTHER, although not a part of this Ordinance, the Board of County Commissioners adopts findings in support of this action as set forth in Exhibit "B".

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 is deemed a separate, distinct and independent provision, and such holding does not affect the validity of the remaining portions thereof.

ENACTED this _____ day of _____, 2009

Pete Sorenson, Chair
Lane County Board of Commissioners

Melissa Zimmer, Secretary
Lane County Board of Commissioners

APPROVED AS TO FORM

Date _____ Lane County

OFFICE OF LEGAL COUNSEL