

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF AMENDING)	ORDINANCE NO. 17-1407
THE TITLE 14 MAP OF THE URBAN)	
GROWTH MANAGEMENT FUNCTIONAL)	Introduced by Martha J. Bennett, Chief
PLAN TO CONFORM WITH CHANGES)	Operating Officer, with the concurrence of
ENACTED BY THE OREGON)	Tom Hughes, Council President
LEGISLATURE IN HOUSE BILL 2047)	
)	

WHEREAS, in 2010 and 2011 Metro, Washington County, Multnomah County and Clackamas County entered into agreements regarding the designation of urban reserves and rural reserves in the Metro region pursuant to ORS 195.141, and those reserve areas were formally adopted and mapped on April 21, 2011 via Metro Ordinance No. 11-1255; and

WHEREAS, the Land Conservation and Development Commission (LCDC) reviewed the urban and rural reserve designations and voted to approve those designations in 2011; and

WHEREAS, relying on LCDC's vote of approval regarding the urban reserve areas, Metro proceeded with its 2011 growth management decision and expanded the Urban Growth Boundary (UGB) to include four areas in Washington County on October 20, 2011 via Ordinance No. 11-1264B; and

WHEREAS, LCDC issued its written decision approving the urban and rural reserve designations on August 14, 2012 via Order No. 12-ACK-001819, and issued its written decision approving the UGB expansion on December 21, 2012 via Order No. 12-UGB-001826; and

WHEREAS the LCDC order approving the urban and rural reserve designations was reversed and remanded by the Oregon Court of Appeals on February 20, 2014; and

WHEREAS, in response to the decision issued by the Court of Appeals, the Oregon Legislative Assembly enacted House Bill 4078 on April 1, 2014, which: (a) legislatively enacted Metro's 2011 UGB expansion, (b) added approximately 1,178 acres of land formerly designated as urban reserve to the UGB in Washington County, (c) made changes in the designation of certain urban and rural reserve areas in Washington County, and (d) identified certain land being brought into the UGB as being specifically designated for employment and industrial purposes; and

WHEREAS, in order to reflect the map amendments enacted by House Bill 4078, Metro revised its maps under Title 4 and 14 of the Urban Growth Management Functional Plan through the adoption of Ordinance 14-1336 on July 31, 2014; and

WHEREAS, it was later discovered that House Bill 4078 contained mapping errors related to urban and rural reserve designations in Washington County; and

WHEREAS, in order to correct those mapping errors, the 2015 Oregon Legislative Assembly enacted House Bill 2047; and

WHEREAS, the map revisions enacted by House Bill 2047 became effective on January 1, 2016 and create discrepancies with the map adopted by Metro in 2014; and

WHEREAS, Metro is obligated to revise its map under Title 14 of the Urban Growth Management Functional Plan in order to make the corrected urban and rural reserve locations correspond with the locations adopted by the legislature; now therefore

THE METRO COUNCIL ORDAINS AS FOLLOWS:

1. The Metro Title 14 map of the UGB and urban and rural reserves is hereby amended, as indicated in Exhibit A, attached and incorporated into this Ordinance, to revise the location of urban and rural reserves as required by House Bill 2047.

ADOPTED by the Metro Council this _____ day of August 2017.

Tom Hughes, Council President

Attest:

Approved as to Form:

Nellie Papsdorf, Recording Secretary

Alison R. Kean, Metro Attorney