



Oregon

Theodore R. Kulongoski, Governor

Department of Land Conservation and Development

635 Capitol Street, Suite 150

Salem, OR 97301-2540

(503) 373-0050

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AMENDED NOTICE OF ADOPTED AMENDMENT

August 22, 2007



TO: Subscribers to Notice of Adopted Plan
or Land Use Regulation Amendments

FROM: Mara Ulloa, Plan Amendment Program Specialist

SUBJECT: City of Lafayette Plan Amendment
DLCD File Number 002-07

The Department of Land Conservation and Development (DLCD) received the attached notice of adoption. A copy of the adopted plan amendment is available for review at the DLCD office in Salem and the local government office.

Appeal Procedures*

DLCD ACKNOWLEDGMENT or DEADLINE TO APPEAL: September 6, 2007

This amendment was submitted to DLCD for review 45 days prior to adoption. Pursuant to ORS 197.830 (2)(b) only persons who participated in the local government proceedings leading to adoption of the amendment are eligible to appeal this decision to the Land Use Board of Appeals (LUBA).

If you wish to appeal, you must file a notice of intent to appeal with the Land Use Board of Appeals (LUBA) no later than 21 days from the date the decision was mailed to you by the local government. If you have questions, check with the local government to determine the appeal deadline. Copies of the notice of intent to appeal must be served upon the local government and others who received written notice of the final decision from the local government. The notice of intent to appeal must be served and filed in the form and manner prescribed by LUBA, (OAR Chapter 661, Division 10). Please call LUBA at 503-373-1265, if you have questions about appeal procedures.

***NOTE: THE APPEAL DEADLINE IS BASED UPON THE DATE THE DECISION WAS MAILED BY LOCAL GOVERNMENT. A DECISION MAY HAVE BEEN MAILED TO YOU ON A DIFFERENT DATE THAN IT WAS MAILED TO DLCD. AS A RESULT YOUR APPEAL DEADLINE MAY BE EARLIER THAN THE ABOVE DATE SPECIFIED.**

Cc: Gloria Gardiner, DLCD Urban Planning Specialist
Gary Fish, DLCD Regional Representative
Bob Cortright, DLCD Transportation & Growth Management Coordinator
Walt Wendolowski, City of Lafayette

<paa> ya/

FORM 2

DLCD NOTICE OF ADOPTION

This form **must be mailed** to DLCD **within 5 working days after the final decision** per ORS 197.610, OAR Chapter 660 - Division 18

(See reverse side for submittal requirements)

DEPT OF

AUG 20 2007

LAND CONSERVATION AND DEVELOPMENT

Jurisdiction: City of Lafayette Local File No.: 07-06-16 previous # 07-05-14
(If no number, use none) 07-05-14
Date of Adoption: 8/9/07 Date Mailed: 8/16/07
(Must be filled in) (Date mailed or sent to DLCD)

Date the Notice of Proposed Amendment was mailed to DLCD: 5/17/07

- Comprehensive Plan Text Amendment
- Land Use Regulation Amendment
- New Land Use Regulation
- Comprehensive Plan Map Amendment
- Zoning Map Amendment
- Other: _____

(Please Specify Type of Action)

Summarize the adopted amendment. Do not use technical terms. Do not write see Attached.≡
Amend Lafayette Transportation System Plan (an element of the
comprehensive Plan and Planning Atlas) Updating Capital Improvement
Project Costs

Describe how the adopted amendment differs from the proposed amendment. If it is the same, write same.≡ If you did not give notice for the proposed amendment, write AN/A.≡

Same

Plan Map Changed from : N/A to N/A

Zone Map Changed from: N/A to N/A

Location: N/A Acres Involved: N/A

Specify Density: Previous: N/A New: N/a

Applicable Statewide Planning Goals: 12

Was an Exception Adopted? Yes: No: x

DLCD File No.: 002-07(16114)

Did the Department of Land Conservation and Development receive a notice of Proposed Amendment **FORTY FIVE (45) days prior to the first evidentiary hearing?** Yes: No:

If no, do the Statewide Planning Goals apply. Yes: No:

If no, did The Emergency Circumstances Require immediate adoption. Yes: No:

Affected State or Federal Agencies, Local Governments or Special Districts: ODOT

Local Contact: Walt Wendolowski Area Code + Phone Number: 503-864-2451

Address: 486 3rd Street PO Box 55 City: Lafayette

Zip Code+4: 97127-0055 Email Address: communityplan@msn.com

ADOPTION SUBMITTAL REQUIREMENTS

This form **must be mailed** to DLCD **within 5 working days after the final decision**
per ORS 197.610, OAR Chapter 660 - Division 18.

1. Send this Form and TWO (2) Copies of the Adopted Amendment to:

**ATTENTION: PLAN AMENDMENT SPECIALIST
DEPARTMENT OF LAND CONSERVATION AND DEVELOPMENT
635 CAPITOL STREET NE, SUITE 150
SALEM, OREGON 97301-2540**

2. Submit **TWO (2) copies** the adopted material, if copies are bounded please submit **TWO (2) complete copies** of documents and maps.
3. Please Note: Adopted materials must be sent to DLCD not later than **FIVE (5) working days** following the date of the final decision on the amendment.
4. Submittal of this Notice of Adoption must include the text of the amendment plus adopted findings and supplementary information.
5. The deadline to appeal will not be extended if you submit this notice of adoption within five working days of the final decision. Appeals to LUBA may be filed within **TWENTY-ONE (21) days** of the date, the Notice of Adoption is sent to DLCD.
6. In addition to sending the Notice of Adoption to DLCD, you must notify persons who participated in the local hearing and requested notice of the final decision.
7. **Need More Copies?** You can copy this form on to 8-1/2x11 green paper only; or call the DLCD Office at (503) 373-0050; or Fax your request to:(503) 378-5518; or Email your request to Mara.Ulloa@state.or.us - **ATTENTION: PLAN AMENDMENT SPECIALIST.**

BEFORE THE CITY COUNCIL FOR THE CITY OF
LAFAYETTE, OREGON

An Ordinance Amending the Lafayette)
Transportation System Plan Updating) ORDINANCE NO. 592
Capital Improvement Project Costs)

THE CITY COUNCIL (the "Council") OF THE CITY OF LAFAYETTE, OREGON (the "City") sat for the transaction of City business on Thursday, August 9, 2007 at 6:30 p.m. in the Council chambers at City Hall.

WHEREAS, on July 19, 2007, the Planning Commission conducted a public hearing regarding Planning File No. 07-06-16, an application by the City of Lafayette to update the "Capital Improvement Project Costs" of the adopted Transportation System Plan, at which time the public was given a full opportunity to be present and heard on the matter; and

WHEREAS, on July 19, 2007, the Planning Commission met to consider the proposed action, considered the information provided by City staff and public, and upon deliberation, voted to recommend to the City Council approval of the proposed amendments; and

WHEREAS, on July 26, 2007, the City Council met to consider the proposed action, considered the information provided by City staff and the public and, received and approved the recommendation of the Planning Commission.

NOW THEREFORE, THE CITY OF LAFAYETTE, OREGON, ORDAINS AS FOLLOWS:

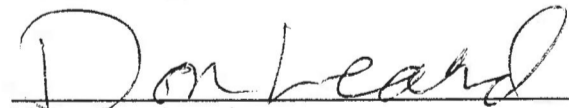
Section 1. The City Council of the City of Lafayette does hereby amend the "Capital Improvement Project Costs" of the adopted Transportation System Plan, adopting language contained in the attached document identified as Exhibit 'A' and by this reference made a part hereof.

Section 2. The City Council of the City of Lafayette does hereby adopt those certain findings of fact, conclusionary findings and supporting documentation attached hereto as Exhibit "B" and by this reference made a part hereof.

ADOPTED by the Council on the 9th day of August 2007.

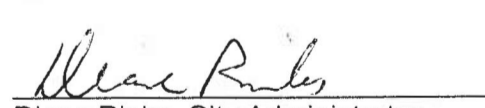
VOTE: Ayes: 4 Nays: 0 Abstentions: 0 Absent: 0 Vacancies: 2

APPROVED:



Mayor Don Leard

ATTEST:



Diane Rinks, City Administrator

EXHIBIT 'A'

Street Location/Alignment	Street width curb-curb (ft)	Length (ft)	Estimated Project Cost
North-South Streets			
Washington (*FS, Com, S2S), 2 nd to 3 rd	36	260	\$161,200
Washington (*FS, Comm/Coll, S1S), 3 rd to 8 th	36	1260	\$756,000
Bridge (*FS, Com, S2S), 2 nd to 3 rd	36	260	\$161,200
Bridge (*FS, Com, S2S, TL), 3 rd to 4 th	36	260	\$187,200
Bridge (*2QS, OL, Coll, S2S), 4 th to ±12 th	36	1500	\$675,000
Bridge (*FS, Coll, S2S), South of 13th	36	100	\$62,000
Bridge (*QS, Coll, S1S), ±12 th to ±14 th	36	890	\$222,500
Bridge (*FS, Coll, S2S), ±14 th to ±15½ th	36	300	\$186,000
Bridge (*QS, Coll, S1S), ±16 th to City Limits	36	390	\$97,500
Adams (*FS, Com, S2S), 2 nd to 4 th	36	520	\$322,400
Jefferson (*FS, Com, S2S), 2 nd to 4 th	36	520	\$322,400
Market (*FS, Com, S2S), 2 nd to 4 th	36	520	\$322,400
Madison (*FS, Com, S1S), Water to 2 nd	36	580	\$348,000
Madison (*FS, Com, S1S, TL), 2 nd to 4 th	36	400	\$280,000
Madison (*FS, Coll, S2S), 4 th to ±8 th	36	1040	\$644,800
Monroe (*FS, Com, S2S), 3 rd to 4 th	36	240	\$148,800
Jackson (*FS, Com, S2S), 3 rd to 4 th	36	220	\$136,400
Jackson (*FS, Local, S1S), 7 th to 7 th Extension	34	150	\$85,500
East-West Streets			
2 nd (*FS, Com, S2S), Washington to Madison	36	1500	\$930,000
4 th (*FS, Com, S2S), Washington to Jackson	36	2040	\$1,264,800
7 th (*FS, Coll, S2S), Bridge to Monroe	36	1480	\$917,600
7 th St. Extension (*FS, Local, S1S), Jackson to ±Grant	34	910	\$500,500
8 th (*FS, Local, S1S), Bridge to Madison	34	1020	\$561,000
3 rd (Streetscape both sides), Jefferson to Washington	n/a	900	\$558,000
3 rd (Streetscape both sides), Market to Jackson	n/a	840	\$520,800
3 rd sidewalk/path one side, Jackson to Pioneer Park	n/a	1400	\$230,000
Traffic signal, 3 rd & Bridge Street	n/a	n/a	\$250,000
Traffic signal, 3 rd & Madison Street	n/a	n/a	\$250,000
TOTAL TRANSPORTATION CIP Updated 08/09/2007			\$11,102,000
FS – Full Street Improvement *QS – Quarter Street Improvement *Coll – Collector street pavement/rock section *Com – Commercial str pavement/rock section *Local – Local street pavement/rock section *OL – AC Pavement Overlay *S1S – Sidewalk one side *S2S – Sidewalk both sides *TL – Additional turn lane @ 3 rd Street			

EXHIBIT "B"
CITY COUNCIL FINDINGS
Planning File No. 07-06-16

In the Matter of the)	
)	
Application of the)	1. TSP Amendment
)	
City of Lafayette)	

ORDER OF RECOMMENDATION

I. NATURE OF THE APPLICATION

This matter comes before the Lafayette City Council on the application of the City of Lafayette to update the "Capital Improvement Project Costs" of the adopted Transportation System Plan (TSP). Specific amending language is attached as Exhibit "A" of this Ordinance.

II. PUBLIC HEARING

A. Planning Commission Action

A public hearing was duly held on this application before the Lafayette Planning Commission on July 19, 2007. At that hearing, City Planning File 07-06-16 was made a part of the record. Notice of the hearing was published consistent with the requirements in Section 3.202 of the Lafayette Zoning and Development Ordinance. No objection was raised as to jurisdiction, conflicts of interest, or to evidence or testimony presented at the hearing.

At the conclusion of the hearing, the Planning Commission deliberated on the issue and approved an Order, recommending the City Council adopts the proposed amendments to the adopted Transportation System Plan. The Commission found the proposed changes consistent with the applicable decision criteria.

B. City Council Action

A public hearing was duly held on this application before the Lafayette City Council on July 26, 2007. At that hearing, City Planning File 07-06-16 was made a part of the record. Notice of the hearing was published consistent with the requirements in Section 3.202 of the Lafayette Zoning and Development Ordinance. No objection was raised as to jurisdiction, conflicts of interest, or to evidence or testimony presented at the hearing.

At the conclusion of the hearing, the City Council deliberated on the issue and accepted the Planning Commission's recommendation, finding the proposal to be consistent with the

applicable decision criteria. The City Council directed staff to prepare the adoption Ordinance.

III. FINDINGS OF FACT-GENERAL

The Lafayette City Council, after careful consideration of the testimony and evidence in the record, adopts the following General Findings of Fact:

- A. The applicant is the City of Lafayette.
- B. The proposed amendments will update the "Capital Improvement Project Costs" of the adopted Transportation System Plan. The revised material is contained in Exhibit "A" of this Ordinance.
- C. Approval or denial of the request will be based on compliance with Oregon Administrative Rule 660-12 (Transportation Planning Rule).

IV. APPLICATION SUMMARY

- A. Statewide Land Use Planning Goal 12 establishes the objectives regarding transportation planning. The policy objectives contained in Goal 12 are implemented through the Transportation Planning Rule (TPR) [OAR 660-12-000 through 070]. The TPR commits all levels of government to the development of a coordinated statewide transportation planning program. Each jurisdiction must prepare and adopt a Transportation System Plan and implementing regulations.
- B. The City adopted a Transportation System Plan (TSP) in 2001 and incorporated the document in the City's Planning Atlas. The TSP contained findings and information on traffic, street classifications and conditions, traffic hazards, rail systems, airports, public transit, pedestrian and bicycle issues. With this information the TSP identified long-range transportation needs, including necessary amendments to the Comprehensive Plan and Development Ordinance.
- C. Consistent with State law, the TSP also included a list of capital improvements necessary to meet long-range transportation needs. These involved both street improvements as well as pedestrian and bicycle projects. Each project included an estimated cost.
- D. The application before the Council is to amend the TSP by updating the development costs for each identified project. This action *does not* include any new projects. The update is necessary to ensure proposed system development charges are adequate to meet anticipated development costs. The new development costs are included as Exhibit "A" of this Ordinance.
- E. The Planning Commission reviewed this application at their July 19, 2007 meeting. It was the decision of the Planning Commission to recommend City Council

approval of the amendment. For the record, the Department of Land Conservation and Development was notified of the amendment and did not oppose the application.

V. AMENDMENT - LAFAYETTE PLANNING ATLAS

- A. Section 3.101.04 of the Development Ordinance states that an amendment to laws or policies is subject to the procedural process for Type IV actions. This type of action must be initiated by City staff, Planning Commission, or City Council. This action is initiated by City staff to ensure current and accurate cost information for proposed system development charges. Section 3.207 requires hearings to be held before both the Commission and Council, with the Commission having an advisory role and the final decision rendered by the Council.
- B. The TSP was adopted as part of the Planning Atlas. As part of the original adoption, the Commission and Council found the TSP reflected the available information and facts concerning transportation system issues for the City. The information is based on applicable data from numerous sources as well as field research and as a series of public workshops. Based on this information, the City concluded the material was an accurate representation of the community's transportation system, including physical improvements and related long-range planning issues. This conclusion was supported by the Department of Land Conservation and Development as well as the Oregon Department of Transportation in the final adoption of the Transportation system Plan.
- C. The proposed revisions merely reflect updated and current cost estimates to complete the projects. There are no new projects added to the list and projects that were completed or currently under construction (e.g., Madison Street Bridge) were removed from the list. The projects continue to address the identified long-term transportation planning issues in the community. Therefore, as there are no changes *save the actual cost estimates*, the findings and conclusions contained in the original decision are clearly applicable to this request and effectively incorporated within these findings.

VI. CONCLUSION

The City Council concludes the proposed amendments to the Transportation System Plan contained in Exhibit "A" of this Ordinance are consistent with the applicable decision criteria.