



Oregon

Theodore R. Kulongoski, Governor

Department of Land Conservation and Development

635 Capitol Street, Suite 150

Salem, OR 97301-2540

(503) 373-0050

Fax (503) 378-5518

www.lcd.state.or.us

NOTICE OF ADOPTED AMENDMENT

October 15, 2008

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

FROM: Mara Ulloa, Plan Amendment Program Specialist

SUBJECT: City of Springfield Plan Amendment
DLCD File Number 005-08



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: October 29, 2008

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
Ed Moore, DLCD Regional Representative
Mark Metzger, City of Springfield

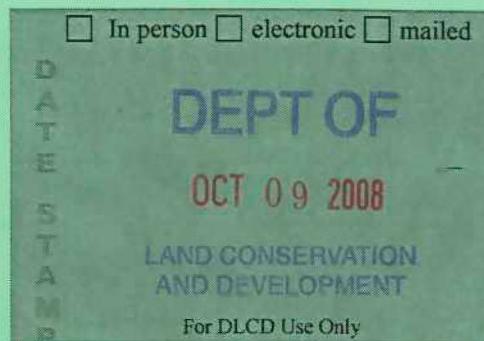
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FORM 2

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



Jurisdiction: **City of Springfield**

Local file number: **LRP2008-00010**

Date of Adoption: **10/6/2008**

Date Mailed: **10/7/2008**

Was a Notice of Proposed Amendment (Form 1) mailed to DLCD? **Yes** Date: 6/9/2009

Comprehensive Plan Text Amendment

Comprehensive Plan Map Amendment

Land Use Regulation Amendment

Zoning Map Amendment

New Land Use Regulation

Other:

Summarize the adopted amendment. Do not use technical terms. Do not write "See Attached".

Add "Bowling Alleys" to the list of permitted recreational uses in the Mixed-Use Commercial Zone.

Does the Adoption differ from proposal? **No**, no explanation is necessary

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

to: **N/A**

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

to: **N/A**

Location: **All Mixed Use Commercial parcels**

Acres Involved: **179**

Specify Density: Previous: **.3 FAR**

New: **.3 FAR**

Applicable statewide planning goals:

- | | | | | | | | | | | | | | | | | | | |
|-------------------------------------|-------------------------------------|--------------------------|--------------------------|--------------------------|--------------------------|--------------------------|--------------------------|--------------------------|--------------------------|--------------------------|--------------------------|--------------------------|--------------------------|--------------------------|--------------------------|--------------------------|--------------------------|--------------------------|
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Was an Exception Adopted? YES NO

Did DLCD receive a Notice of Proposed Amendment...

45-days prior to first evidentiary hearing?

Yes No

If no, do the statewide planning goals apply?

Yes No

If no, did Emergency Circumstances require immediate adoption?

Yes No

DLCD file No. 005-08(16940)

Please list all affected State or Federal Agencies, Local Governments or Special Districts:

City of Springfield

Local Contact: **Mark Metzger**

Phone: (541) 726-3775 Extension:

Address: **225 Fifth Street**

Fax Number: **541-726-3689**

City: **Springfield**

Zip: **97477**

E-mail Address:

mrmetzger@ci.springfield.or.us

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 Complete Copies** (documents and maps) 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. **Electronic Submittals:** At least **one** hard copy must be sent by mail or in person, but you may also submit an electronic copy, by either email or FTP. You may connect to this address to FTP proposals and adoptions: **webserver.lcd.state.or.us**. To obtain our Username and password for FTP, call Mara Ulloa at 503-373-0050 extension 238, or by emailing **mara.ulloa@state.or.us**.
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 now access these forms online at **http://www.lcd.state.or.us/**. Please print on **8-1/2x11 green paper only**. You may also 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**.

ORDINANCE NO. 6228 (General)

AN ORDINANCE AMENDING SECTION 3.2-610 OF THE SPRINGFIELD DEVELOPMENT CODE TO ADD "BOWLING ALLEYS" TO THE LIST OF PERMITTED USES WITHIN THE MIXED-USE COMMERCIAL ZONING DISTRICT.

Whereas, the Springfield Development Code (SDC) was adopted in May 1986 and revised in September 2007, to ensure that development within the planning jurisdiction of the City of Springfield is of a proper type, design, and location; and

Whereas, SDC Section 3.2-600 describes the allowed land uses, policies and development standards that apply to mixed-use development; and

Whereas, SDC Section 5.6-105 allows a citizen to initiate an amendment of the Springfield Development Code; and

Whereas, a citizen on June 4, 2008, initiated an amendment to SDC Section 3.2-610—Schedule of Use Categories, to add "bowling alleys" to the list of Permitted Uses in the Mixed Use Commercial zoning district; and

Whereas, SDC Sections 5.6-110 and 5.1-140 set forth the procedures for making amendments to the Development Code and those procedures were followed; and

Whereas, the Springfield Planning Commission unanimously recommended the proposed text amendment to SDC Section 3.2-610 be approved by the Springfield City Council by action taken after a public hearing held on September 3, 2008; and

Whereas, the Springfield City Council conducted a public hearing on September 15, 2008 and having considered the matter in regular session on that date, is now ready to take action on the proposed text amendment to the Springfield Development Code based upon the above recommendation and the evidence and testimony already in the record as well as the evidence and testimony presented at the public hearing before the Council.

NOW THEREFORE, THE CITY OF SPRINGFIELD ORDAINS AS FOLLOWS:

Section 1. The Springfield Development Code Section 3.2-610—Schedule of Use Categories, is amended to show "Bowling Alleys" as a Permitted Use in the Mixed-Use Commercial zoning district as set forth in Exhibit A, attached hereto and incorporated herein.

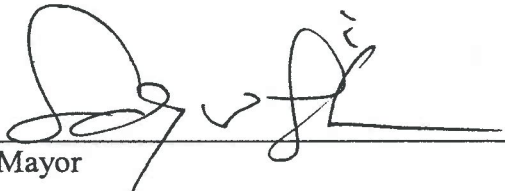
Section 2. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity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

Section 3. This ordinance shall take effect 30 days after the date action is taken by the Common Council of the City of Springfield to approve this amendment.

Section 4. The Springfield City Council adopts the findings set forth in the Staff Report which demonstrates conformance of this amendment to the Metro Plan, applicable State statutes and applicable State-wide Planning Goals and Administrative Rules, and is attached as Exhibit B.


ADOPTED by the Common Council of the City of Springfield this 6th day of October, 2008 by a vote of 4 for and 0 against. (2 Absent)

APPROVED by the Mayor of the City of Springfield this 6th day of October, 2008.



Mayor

ATTEST:



City Recorder

DO & APPROVED
JOSEPH J LEAHY
9/05/08

**Proposed Text Amendment of the Springfield Development Code
(Legislative Version)**

Section 3.2-610

Categories/Uses	Districts		
	MUC	MUE	MUR
Recreational Facilities:			
Arcades	P	P	N
Art Studios, Performing	P	P	N
Auditoriums	N	P	N
Bingo parlors	N	P	N
Bowling alleys	N P	P	N
Dance halls	N	P	N
Exercise studio	P	P	P
Gyms and athletic clubs	P	P	P
Hot tub establishments	P	P	P
Miniature auto race track	P	N	P
Movie theatres	P	P	N
Non-alcoholic night club	P	P	N
Off-track betting	P	P	N
Parks, private and public	P	P	P
Playground	P	P	P
Play/tot lot	P	P	P
Pool halls	P	P	H
Recreation center	P	P	N
Skating rinks	N	P	N
Tennis, racquetball and handball courts	P	P	P
Theatre, legitimate (live stage)	P	P	N

N= Not Permitted

P=Permitted

**Proposed Text Amendment to the Springfield Development Code
Case No. LRP2008-00010
September 15, 2008**

Applicant: S. R. Yett 975 Oak Street Suite 700 Eugene, OR 97401 541-485-5151	Journal No. LRP2008-00010
Request: To make a text amendment to the Springfield Development Code, Section 3.2-610 "Schedule of Categories" adding "Bowling Alleys" to the list of permitted recreational uses within the Mixed-Use Commercial zoning district. Bowling alleys are not currently a permitted use.	Procedure Type: Type IV-- Legislative
Attachments: Proposed Change to SDC Section 3.2-610 in legislative format. (Attachment 1-3) Articles describing the changing market for bowling alleys (Attachment 1-14 to 1-19)	

I. Executive Summary

An amendment has been proposed to add "Bowling Alleys" to the list of permitted uses in the Mixed Use Commercial zoning district. Bowling alleys are not currently allowed in the Mixed-Use Commercial zoning district. The amendment would allow bowling as an activity but would not change the pedestrian-oriented, transit supportive design standards that apply to development in the Mixed-Use Commercial zoning district. These design standards are important to achieving attractive commercial developments in mixed-use areas. The standards are also a key to implementing "nodal development," one of the TransPlan strategies for reducing Springfield's reliance on the automobile.

The applicant describes a changing market for bowling facilities. There is less dependence on old institutions like bowling leagues to support the use. Instead, the applicant sees future bowling establishments as being more upscale, catering to occasional users like families and adults who enjoy bowling as a recreational activity that brings friends and families together.

To reach this new market, these new upscale bowling establishments have replaced snack bars with full service restaurants. The seedy arcades and pool tables that are identified with old-style bowling alleys have also been upgraded to create a family entertainment experience for patrons before 8 pm and a late evening club experience for adults seeking an active night life. Attachment 2 is compilation of selected news articles describing the new trend in bowling establishments.

Staff findings based on the criteria for approving amendments to the Springfield Development Code found in SDC Section 5.6-115 are sufficient to support of City Council decision to approve the amendment.

BACKGROUND

Section 3.2 600—Mixed-Use Zoning Districts was drafted in 2002. The “Schedule of Use Categories” developed by an advisory committee composed of citizens, business owners and members of the Planning Commission, that evaluated more than 200 uses for inclusion in the Mixed-Use Zoning District. There remains no specific record of the rationale for not permitting bowling alleys in the Mixed-Use Commercial zone. Other recreational uses in the Mixed Use Commercial district such as gyms and athletic clubs, recreation centers, and miniature golf were permitted in the zone. The other uses mentioned as part of these new upscale bowling complexes are already permitted in the Mixed-Use Commercial district, including arcades, pool halls, and restaurants.

At the time the advisory committee was considering the land uses that would be allowed in the Mixed-Use Commercial district, experience with how to structure “mixed-use” zoning and “nodal development” was limited. Over the past six years, observation of other communities as well as our own experience has broadened. The emphasis on achieving attractive commercial development that is pedestrian-friendly and transit supportive is seen as more important than regulating publicly accepted recreational activities. Other recreational uses are allowed in the Mixed-Use Commercial district as can be seen in Attachment 1, the legislative version of the proposed amendment.

Springfield has a single bowling alley, located at 9th and Main Street. Three additional lanes are located in Eugene. These establishments have been in business at the same locations since before 1970.

IMPACT ON FACILITIES AND SERVICES

The impact of a bowling alley use on public facilities such as water, and sanitary sewer is consistent with other uses allowed in the Mixed-Use Commercial zone. The International Transportation Engineers (ITE) Trip Generation Manual estimates that bowling alleys generate about 85 trips during the PM peak hour between 4pm-6pm on adjacent streets. By comparison, trip generation for an athletic club would be 184 trips and a sit down restaurant is estimated to be 414 trips during the same PM peak hours. As mentioned above, sit down restaurants and athletic clubs are allowed in the Mixed-Use Commercial zone. Bowling alleys typically generate traffic during off-hours after rush hour traffic has abated.

This amendment is a citizen initiated amendment. The amendment, if approved, would apply to all properties in the Mixed-Use Commercial zone and not just to the properties owned by the applicant.

Based on the findings of staff with respect to the criteria defined in 5.6-115 for approving amendments to the SDC, staff finds the proposed amendments to SDC Section 3.2-610 to be consistent with these criteria and recommend approval of the proposed amendments.

II. Procedural Requirements

Procedural requirements for amending the Springfield Development Code (SDC) are described in Sections 5.6-100 and 5.1-140 of the SDC.

SDC Section 5.6-105 indicates that the Planning Director, Planning Commission, City Council or a resident of the City can initiate amendments to the SDC. Such amendments of are reviewed under a "Type IV" procedure (Section 5.6-110) and require public hearings before the Planning Commission and the City Council. Type IV procedures are detailed in Section 5.1-140 of the SDC. The proposed revision to SDC Section 3.2-610 was initiated by citizen request.

SDC Section 5.2-110 (B) requires that legislative land use decisions be advertised in a newspaper of general circulation, providing information about the legislative action and the time, place and location of the hearing.

Findings:

- #1. The applicant, S. R. Yett initiated the proposed these amendment to Section 3.2-610. The amendment is not site-specific and falls under the definition of a legislative action.
- #2. A "DLCD Notice Proposed Amendment" was mailed to the Department of Land Conservation and Development on June 9, 2008, alerting the agency to the City's intent to amend SDC Section 3.2-610. The notice was mailed more than 45 days in advance of the first evidentiary hearing as required by ORS 197.610. No comment has been received from the Department concerning the amendments.
- #3. Notice of the public hearing concerning this matter was published on Thursday, August 7, 2008 in the Eugene Register Guard, advertising the hearing before the Springfield Planning Commission on September 2, 2008, and the Springfield City Council on September 15, 2008. The content of the notice followed the direction given in Section 5.2-115 of the SDC for legislative actions.
- #4. ORS 197.047(4) requires the local government to mail a notice to every landowner whose property would be "rezoned" as a result of an amendment to planning policies that would limit or prohibit land uses previously allowed in the affected zone.

- #5. The proposed amendment to the Springfield Development Code adds bowling alleys to the list of permitted uses and does not introduce any new limitation on the uses already allowed in the Mixed-Use Commercial zoning district. Mailed notice to landowners is therefore not required under the provisions of ORS 197.047(4).

Conclusion:

Procedural requirements described in Sections 5.6-100 and 5.1-140 of the SDC have been followed. Notice requirements established by DLCD and the Oregon Revised Statutes for amending the Development Code have also been followed.

III. Decision Criteria and Findings

SDC Section 5.6-115 describes the criteria to be used in approving an amendment to the SDC. It states that in reaching a decision, the Planning Commission and the City Council must adopt findings which demonstrate conformance with "*1) the Metro Plan; 2) applicable State statutes; and to 3) applicable State-wide Planning Goals and Administrative Rules.*"

Criterion #1 "Conformance with the Metro Plan"

Findings

- #6. The Mixed-Use Commercial zoning district implements the "Mixed-uses," "Community Commercial Center" and Nodal Development Area" designations in the Metro Plan. Amendments to the Mixed-Use Commercial zoning district should be consistent with the Metro Plan designations that the zoning district implements.
- #7. The Eugene-Springfield Metropolitan Area General Plan (Metro Plan) is the guiding comprehensive land use planning policy document for the City of Springfield. The "Land Use Designations" section of the Metro Plan describes uses that are intended for Community Commercial Centers (page II-G-4). Among the broad categories listed are "private recreational facilities." Bowling alleys are generally recognized as recreational facilities.
- #8. The Mixed Uses and Nodal Development Area designation descriptions found in the "Land Use Designations section of the Metro Plan do not contain prohibitions that would affect the proposed SDC amendment.
- #9. The Nodal Development Area description (page II-G-8) places an emphasis on a mixed-use pedestrian-friendly land use pattern that includes a diverse mix of compatible uses. In the list of "Fundamental characteristics of nodal development," the focus is on pedestrian-friendly, transit supportive design.

- #10. If approved, the pedestrian-oriented, transit supportive design standards that apply to development within the Mixed-Use Commercial zone, will apply to all bowling alleys built in the zone.
- #11. TransPlan is a functional plan of the Metro Plan that provides more detailed planning policy statement as it applies to transportation planning. As mentioned above Nodal Development Area is a Metro Plan designation. TransPlan further describes the intent of nodal development and contains policies governing nodal development.
- #12. "The Land Use Policies" section of TransPlan (Chapter 2, Pages 13-18) lists the policies in TransPlan that are intended to implement Nodal Development. None of the five policies listed include direct or indirect provisions that would preclude bowling alleys from being allowed uses within nodal development areas.

Conclusion

The findings show that the proposed addition of "Bowling Alleys" to the list of permitted recreational uses found in SDC Section 3.2-610, is consistent with commercial uses as described in the Metro Plan. The other Metro Plan designations that are implemented by the Mixed-Use Commercial zoning district, Mixed- uses and Nodal Development Area, support intending a diverse mix of compatible uses with a focus on pedestrian-oriented, transit supportive development design. No prohibitions against recreational uses or bowling alleys are found in these designations.

Based on the findings shown above, staff concludes the proposed amendment to SDC Section 3.2-610 is consistent with the applicable portions of the Metro Plan.

Criterion #2 "Conformance with Applicable State Statutes"

Finding

- #13. A text search of the Oregon Revised Statutes yielded one planning-related reference to bowling alleys; 197.432 (10)(b)(B) states that bowling alleys are not allowed within a "speedway theme parks." "Recreational uses" are mentioned in ORS 197.432 for the siting of speedways and in 197.435 for the siting of destination resorts.

Conclusion

The Oregon Revised Statutes appear to be silent on the specifics of adding bowling alleys or recreational uses to mixed-use or commercial zoning. For lack of a prohibition against it, bowling alleys and recreational uses are presumed to be allowable land uses.

Based on the findings included above, the proposed amendment to SDC Section 3.2-610 does not conflict with any applicable state statutes. It is the conclusion of staff that the proposed amendments comply with this criterion.

Criterion #3 "Applicable State-wide Planning Goals and Administrative Rules"

Compliance with Oregon Administrative Rules

Findings

- #14. A text search of the applicable Oregon Administrative Rules shows that bowling alleys are only mentioned in the context of an Oregon DEQ exemption of bowling alleys from noise regulations (OAR 340-035-0035 (5)(f)).
- #15. Mixed Use Commercial zoning is an important to implementation of nodal development, Springfield's adopted strategy for reducing the average vehicle miles traveled each day by residents. Any change to the Springfield Development Code that significantly degrades the intended function of nodes would not be consistent with OAR 660-12-0660(6)(b).
- #16. The International Transportation Engineers (ITE) Trip Generation Manual estimates that bowling alleys generate about 85 trips during the PM peak hour between 4pm-6pm on adjacent streets. By comparison, trip generation for an athletic club would be 184 trips and a sit down restaurant is estimated to be 414 trips during the same PM peak hours. Both sit down restaurants and athletic clubs are allowed in the Mixed-Use Commercial zone. It would appear that bowling alleys would have an impact on trip generation that is out of character with other allowed nodal uses.

Compliance with Statewide Planning Goals

Goal 1 – Citizen Involvement. Goal 1 calls for "the opportunity for citizens to be involved in all phases of the planning process."

- #17. The proposed amendments to SDC Section 3.2-610 the subject of legislative public hearings advertised in the Eugene Register Guard on Thursday, August 7, 2008. The Planning Commission scheduled a public hearing for September 2, 2008. The City Council is scheduled to hold a public hearing on September 15, 2008.

Goal 2 – Land Use Planning. Goal 2 outlines the basic procedures of Oregon's statewide planning program. It says that land use decisions are to be made in accordance with a comprehensive plan, and that suitable "implementation ordinances" to put the plan's policies into effect must be adopted.

- #18. The Eugene-Springfield Metropolitan Area General Plan (Metro Plan) is the acknowledged comprehensive plan that guides land use planning in Springfield. Various adopted refinement plans and specific area plans provide more detailed direction for planning under the umbrella of the Metro Plan.
- #19. The SDC implements the policies and direction of the Metro Plan. The proposed amendments to SDC Section 3.2-610 will modify the list of permitted recreational uses allowed within the Mixed-Use Commercial zoning district.
- #20. The proposed change to SDC Section 3.2-610 is consistent with the Metro Plan and the nodal development provisions of TransPlan (See findings #4-#10)

Goal 3 – Agricultural Land. Goal 3 defines "agricultural lands." It then requires counties to inventory such lands and to "preserve and maintain" them through farm zoning.

- #21. This goal does not apply within adopted, acknowledged urban growth boundaries. The City of Springfield does not have any agricultural zoning districts. These amendments do not apply outside the urban growth boundary and, because of limitations on commercial and industrial development without full urban services, generally do not apply outside the city limits. All land in the City's urban transition area carries City zoning. An exception to this goal was taken in 1982 when the comprehensive plan was acknowledged.

Goal 4 – Forest Land. This goal defines forest lands and requires counties to inventory them and adopt policies and ordinances that will "conserve forest lands for forest uses."

- #22. This goal does not apply within adopted, acknowledged urban growth boundaries. The City of Springfield does not have any forest zoning districts. These amendments do not apply outside the urban growth boundary and, because of limitations on commercial and industrial development without full urban services, generally do not apply outside the city limits. All land in the City's urban transition area carries City zoning. An exception to this goal was taken in 1982 when the comprehensive plan was acknowledged.

Goal 5 – Open Spaces, Scenic and Historic Areas, and Natural Resources. Goal 5 covers more than a dozen natural and cultural resources such as wildlife habitats and wetlands. It establishes a process for each resource to be inventoried and evaluated.

- #23. The amendment to SDC Section 3.2-610 does not repeal, replace or void existing Metro Plan policy or Development Code regulations with respect to any identified natural resources. No changes to supporting ordinances or policy documents adopted to comply with Goal 5 are affected by these amendments.

Goal 6 – Air, Water and Land Resources Quality. This goal requires local comprehensive plans and implementing measures to be consistent with state and federal regulations on matters such as groundwater pollution.

#24. The amendment to SDC Section 3.2-610 does not repeal, replace or void existing Metro Plan policy or Development Code regulations with respect to any identified air, water or land resource issues. No changes to supporting ordinances or policy documents adopted to comply with Goal 6 are affected by these amendments.

Goal 7 – Areas Subject to Natural Disasters and Hazards. Goal 7 deals with development in places subject to natural hazards such as floods or landslides. It requires that jurisdictions apply "appropriate safeguards" (floodplain zoning, for example) when planning for development there.

#25. All sites within Springfield that are subject to these hazards (floodplain, erosion, landslides, earthquakes, weak foundation soils) are inventoried through a variety of sources. The proposed amendment does not remove or exempt compliance with other Code standards that may apply to development.

Goal 8 – Recreational Needs. This goal calls for each community to evaluate its areas and facilities for recreation and develop plans to deal with the projected demand for them.

#26. Willamalane Park and Recreation District is the entity responsible for park planning, development and maintenance in the urban transition area as well as the city limits. The proposed amendments do not alter policies encouraging the provision of recreational facilities or the incorporation of community open space in development design.

Goal 9 – Economic Development. Goal 9 calls for diversification and improvement of the economy. It asks communities to inventory commercial and industrial lands, project future needs for such lands, and plan and zone enough land to meet those needs.

#27. The amendment to SDC Section 3.2-610 does not repeal, replace or void existing Metro Plan policy or Development Code regulations with respect to any economic development issues. No changes to supporting ordinances or policy documents adopted to comply with Goal 9 are affected by these amendments.

Goal 10 – Housing. This goal specifies that each city must plan for and accommodate needed housing types, such as multifamily and manufactured housing.

#28. The amendment to SDC Section 3.2-610 does not repeal, replace or void existing Metro Plan policy or Development Code regulations with respect to

any housing issues. No changes to supporting ordinances or policy documents adopted to comply with Goal 10 are affected by these amendments.

Goal 11 – Public Facilities and Services. Goal 11 calls for efficient planning of public services such as sewers, water, law enforcement, and fire protection.

- #29. The Eugene-Springfield Metropolitan Public Services and Facilities Plan (PFSP) is a refinement plan of the Metro Plan that guides the provision of public infrastructure, including water, sewer, storm water management, and electricity. The amendments to SDC Section 3.2-610 do not repeal, replace or void existing Metro Plan policy or Development Code regulations with respect to any public facilities. No changes to supporting ordinances or policy documents adopted to comply with Goal 11 are affected by these amendments.

Goal 12 – Transportation. The goal aims to provide "a safe, convenient and economic transportation system."

- #30. Section 660-012-0060 of the Transportation Planning Rules requires evaluation of a comprehensive plan or land use regulation amendment to determine if an amendment to the Springfield Development Code significantly affects a transportation facility.
- #31. The proposed amendments do not: change the functional classification of an existing or planned transportation facility; change standards implementing a functional classification system; allow types of levels of use which would result in levels of travel or access which are inconsistent with the functional classification of a transportation facility; or reduce the level of service of a facility below the minimum acceptable level identified in the Metropolitan Area Transportation Plan (TransPlan).

Goal 13 – Energy Conservation. Goal 13 declares that "land and uses developed on the land shall be managed and controlled so as to maximize the conservation of all forms of energy, based upon sound economic principles."

- #32. The amendments to SDC Section 3.2-610 do not repeal, replace or void existing Metro Plan policy or Development Code regulations with respect to energy conservation. No changes to supporting ordinances or policy documents adopted to comply with Goal 13 are affected by these amendments.

Goal 14 – Urbanization. This goal requires cities to estimate future growth and needs for land and then plan and zone enough land to meet those needs.

- #33. The amendment to SDC Section 3.2-610 does not repeal, replace or void existing Metro Plan policy or Development Code regulations with respect to Springfield's inventory of buildable lands. No changes to supporting

ordinances or policy documents adopted to comply with Goal 14 are affected by these amendments.

Goal 15 – Willamette River Greenway. Goal 15 sets forth procedures for administering the 300 miles of greenway that protects the Willamette River.

#34. The proposed amendment to SDC Section 3.2-610 does not change the obligation to comply with the City's existing standards for development with respect to the Willamette River Greenway. The Greenway provisions allow development of permitted uses in the underlying zone, provided that all other Greenway requirements are satisfied. The City's adopted, acknowledged Greenway ordinance will not be changed.

Goals 16 through 19 – Estuarine Resources, Coastal Shorelands, Beaches and Dunes, and Ocean Resources. There are no coastal, ocean, estuarine, or beach and dune resources within the City's jurisdiction. These goals do not apply in Springfield.

Conclusion

The proposed amendment to SDC Section 3.2-610, based on the findings included above, are consistent with Oregon Administrative Rules and Oregon's Statewide Planning Goals. It is the conclusion of staff that the proposed amendments comply with this criterion.

IV. Conclusion and Recommendation of Staff

Based on its findings with respect to the criteria defined in SDC Section 5.6-115 for approving amendments to the Springfield Development Code, staff finds the proposed amendments to SDC Section 3.2-610 to be consistent with these criteria and recommend approval of the proposed amendments.

**Proposed Text Amendment of the Springfield Development Code
(Legislative Version)**

Section 3.2-610

Categories/Uses	Districts		
	MUC	MUE	MUR
Recreational Facilities:			
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Playground	P	P	P
Play/tot lot	P	P	P
Pool halls	P	P	H
Recreation center	P	P	N
Skating rinks	N	P	N
Tennis, racquetball and handball courts	P	P	P
Theatre, legitimate (live stage)	P	P	N

N= Not Permitted
P=Permitted

11

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FedEx US Airbill
Express

FedEx
Tracking
Number

8631 0757 8851

Form
ID No.

0215

Recipient's Copy

RECIPIENT: PEEL HERE

fedex.com 1.800.GoFedEx 1.800.463.3339

1 From This portion can be removed for Recipient's records.

Date 10-8-2008 FedEx Tracking Number 863107578851

Sender's Name Mark Metzger Phone 541 726-3610

Company CITY OF SPRINGFLD/DEV SVCS

Address 225 N 5TH ST

Dept./Floor/Suite/Room

City SPRINGFIELD State OR ZIP 97477-4671

2 Your Internal Billing Reference

3 To

Recipient's Name Plan Amendment Specialist Phone 503 373-0050

Company Department of Land Conservation and Development

Recipient's Address 635 Capital Street NE, Suite 150

We cannot deliver to P.O. boxes or P.O. ZIP codes.

Dept./Floor/Suite/Room

Address

To request a package be held at a specific FedEx location, print FedEx address here.

City Salem State OR ZIP 97301-2540

0368751909



8631 0757 8851

4a Express Package Service

FedEx Priority Overnight
Next business morning* Friday
Shipments will be delivered on Monday
unless SATURDAY Delivery is selected.

FedEx Standard Overnight
Next business afternoon*
Saturday Delivery NOT available.

Packages up to 150 lbs.

FedEx First Overnight
Earliest next business morning
delivery to select locations.*
Saturday Delivery NOT available.

FedEx 2Day
Second business day* Thursday
shipments will be delivered on Monday
unless SATURDAY Delivery is selected.

FedEx Express Saver
Third business day*
Saturday Delivery NOT available.

* To most locations.

4b Express Freight Service

FedEx 1Day Freight*
Next business day** Friday
Shipments will be delivered on Monday
unless SATURDAY Delivery is selected.

FedEx 2Day Freight
Second business day** Thursday
Shipments will be delivered on Monday
unless SATURDAY Delivery is selected.

Packages over 150 lbs.

FedEx 3Day Freight
Third business day**
Saturday Delivery NOT available.

** To most locations.

5 Packaging

FedEx Envelope*

FedEx Pak*
Includes FedEx Small Pak,
FedEx Large Pak, and FedEx Sturdy Pak.

FedEx Box

FedEx Tube

Other

* Declared value limit \$500.

6 Special Handling

SATURDAY Delivery
Not available for
FedEx Standard Overnight,
FedEx First Overnight, FedEx Express
Saver, or FedEx 30 Day Freight.

**HOLD Weekday
at FedEx Location**
Not available for
FedEx First Overnight.

**HOLD Saturday
at FedEx Location**
Available ONLY for FedEx Priority
Overnight and FedEx 2Day
to select locations.

Does this shipment contain dangerous goods?

One box must be checked.

No **Yes**
As per attached
Shipper's Declaration.

Yes
Shipper's Declaration
not required.

Dry Ice
Dry Ice, 9 UN 1845 _____ x _____ kg

Cargo Aircraft Only

Dangerous goods (including dry ice) cannot be shipped in FedEx packaging.

7 Payment Bill to:

Enter FedEx Acct. No. or Credit Card No. below.

Obtain Recip. Acct. No.

Sender
Acct. No. in Section
I will be billed.

Recipient

Third Party

Credit Card

Cash/Check

Total Packages

Total Weight

Credit Card Auth.

*Our liability is limited to \$100 unless you declare a higher value. See the current FedEx Service Guide for details.

8 Residential Delivery Signature Options

If you require a signature, check Direct or Indirect.

**No Signature
Required**
Package may be left
without obtaining a
signature for delivery.

Direct Signature
Someone at recipient's
address may sign for
delivery. **Fee applies.**

Indirect Signature
If no one is available at
recipient's address, someone
at a neighboring address may
sign for delivery. **Fee applies.**

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The World Can Wait

FedEx

TRK#
0215 8631 0757 8851

THU - 09 OCT AA
PRIORITY OVERNIGHT

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OR-US
PDX



Emp# 289978 08OCT08 EUGA