



Eugene City Council

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Eugene, OR 97401-2793
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www.eugene-or.gov

EUGENE CITY COUNCIL AGENDA

February 24, 2020

7:30 p.m. CITY COUNCIL MEETING
Harris Hall, 125 East 8th Avenue
Eugene, Oregon 97401

Meeting of February 24, 2020;
Her Honor Mayor Lucy Vinis Presiding

Councilors

Emily Semple, President
Mike Clark
Chris Pryor
Betty Taylor

Jennifer Yeh, Vice President
Greg Evans
Claire Syrett
Alan Zelenka

7:30 p.m. CITY COUNCIL MEETING

1. COMMITTEE REPORTS AND ITEMS OF INTEREST

2. CONSENT CALENDAR 1

A. Approval of City Council Minutes

- **January 21, 2020, Work Session**
- **January 21, 2020, Public Hearing**
- **January 27, 2020, Meeting**
- **February 18, 2020, Work Session**
- **February 18, 2020, Public Hearing**

B. Approval of City Council Tentative Agenda

C. Adoption of An Ordinance Providing For Withdrawal of Annexed Properties From the Following Special Districts: River Road Park & Recreation District; River Road Water District; Santa Clara Rural Fire Protection District; Santa Clara Water District; and Willakenzie Rural Fire Protection District.

D. Adoption of A Resolution Repealing Resolution No. 3993 Regarding the Abatement of Dutch Elm Disease

3. PUBLIC FORUM

4. CONSENT CALENDAR 2

A. Adoption of a Resolution Annexing Land to the City of Eugene (Assessor's Map 17-04-23-13; Tax Lot 7400; Located at 1345 Elkay Drive)(City File: Finnerty, Kathryn; A 19-11)

The Eugene City Council welcomes your interest in these agenda items. This meeting location is wheelchair-accessible. For the hearing impaired, an interpreter can be provided with 48 hours' notice prior to the meeting. Spanish-language interpretation will also be provided with 48 hours' notice. To arrange for these services, contact the receptionist at 541-682-5010. City Council meetings are telecast live on Metro Television, Comcast channel 21, and rebroadcast later in the week.

El consejo de la Ciudad de Eugene agradece su interés en estos asuntos de la agenda. El lugar de la reunión tiene acceso para sillas de ruedas. Se puede proveer a un intérprete para las personas con discapacidad auditiva si avisa con 48 horas de anticipación. También se puede proveer interpretación para español si avisa con 48 horas de anticipación. Para reservar estos servicios llame al 541-682-5010. Las reuniones del consejo de la ciudad se transmiten en vivo por Metro Television, Canal 21 de Comcast y son retransmitidas durante la semana.

<p>For more information, contact the Council Coordinator at 541-682-5010, or visit us online at www.eugene-or.gov.</p>

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Approval of City Council Minutes

Meeting Date: February 24, 2020
Department: Central Services
www.eugene-or.gov

Agenda Item Number: 2A
Staff Contact: Beth Forrest
Contact Telephone Number: 541-682-5882

ISSUE STATEMENT

This is a routine item to approve City Council minutes.

SUGGESTED MOTION

Move to approve the minutes for the work sessions on January 21 and February 18, 2020, the public hearings on January 21 and February 18, 2020, and the meeting on January 27, 2020.

ATTACHMENTS

- A. January 21, 2020, Work Session
- B. January 21, 2020, Public Hearing
- C. January 27, 2020, Meeting
- D. February 18, 2020, Work Session
- E. February 18, 2020, Public Hearing

FOR MORE INFORMATION

Staff Contact: Beth Forrest
Telephone: 541-682-5882
Staff E-Mail: bforrest@eugene-or.gov

MINUTES

**Eugene City Council
Harris Hall, 125 East 8th Avenue
Eugene, Oregon 97401**

**January 21, 2020
5:30 p.m.**

Councilors Present: Betty Taylor, Emily Semple, Alan Zelenka, Jennifer Yeh, Mike Clark, Greg Evans, Claire Syrett, Chris Pryor

Mayor Vinis opened the January 22, 2020, work session of the Eugene City Council.

- 1. Work Session and Possible Action: An Ordinance Concerning Accessory Dwellings; Replacing the Term “Secondary Dwelling” with “Accessory Dwelling” Throughout the Eugene Code 1971; Making Additional Amendments to Sections 9.0500, 9.2010, 9.2011, 9.2740, 9.2741, 9.2750, 9.2751, 9.2775, 9.3060, 9.3115, 9.3125, 9.3210, 9.3215, 9.3310, 9.3510, 9.3615, 9.3625, 9.3810, 9.3811, 9.3815, 9.3910, 9.3915, 9.3970, 9.6410, and 9.8030 of that Code; and Addressing the Oregon Land Use Board Of Appeals’ Remand of Ordinance Nos. 20594 And 20595.**

AIC Planning Director Alissa Hansen gave a summary of proposed changes to accessory dwelling unit regulations.

Mayor Vinis recommended that council put the motion on the table before discussion; said she hopes that council lands on direction tonight so that the City is in compliance with state law, understanding that this is a shifting landscape.

MOTION: Councilor Semple, seconded by Councilor Yeh, moved to adopt an Ordinance Concerning Accessory Dwellings; Replacing the Term “Secondary Dwelling” with “Accessory Dwelling” Throughout the Eugene Code 1971; Making Additional Amendments to Sections 9.0500, 9.2010, 9.2011, 9.2740, 9.2741, 9.2750, 9.2751, 9.2775, 9.3060, 9.3115, 9.3125, 9.3210, 9.3215, 9.3310, 9.3510, 9.3615, 9.3625, 9.3810, 9.3811, 9.3815, 9.3910, 9.3915, 9.3970, 9.6410, and 9.8030 of that Code; and Addressing the Oregon Land Use Board Of Appeals’ Remand of Ordinance Nos. 20594 And 20595.

Discussion

- Mayor Vinis - said that her plan for the meeting was to start with councilors putting their specific motions on the table.
- Councilor Syrett - said she had planned to bring a motion to remove minimum lot sizes related to ADUs, but learned from staff that there are complicating factors in terms of related processes and asked staff to explain these complications; said that in the continuing work to comply with HB 2001, council will need to revisit how density requirements are defined and she hoped to address equity issues then; talked about a constituent recommending a slight change to the interior setback height limits, expanding from 8 to 10 feet, that would have minimal exterior impact, but opens up interior design options.

MOTION TO AMEND: Councilor Syrett, seconded by Councilor Pryor, moved to amend Section 8 of the ordinance to change the references from 8 feet to 10 feet currently located in EC 9.2751(17)(a)3.b, EC 9.2751(17)(b)5.a, EC 9.2751(17)(c)9.a, EC 9.2775(5)(e)3.a.

Discussion

- Councilor Clark – asked how HB 2001 alters the density calculation and how that will impact the issue of density; asked why it is a good idea to land on decisions around ADUs prior to LUBA’s decision coming up in a few weeks; asked about the definition of accessory dwelling unit and the mandate in HB 1051 to continue with clear and objective standards and if the City’s definition is clear and objective; said that a really clear definition of ADU will be needed in order to later address incentives; asked if the City could use its own definition for ADU and not the state’s.
- Councilor Taylor – said she thinks that in order to call something an accessory dwelling it needs to be accessory to something; said she supported discussing each item separately, noting that she would vote against the motion unless they are separated; said she did not think the state should preempt the City’s authority especially on land use issues and anything to resist the preemption should be considered.
- Councilor Semple – asked how Councilor Syrett’s amendment differs from Councilor Yeh’s amendment at the last work session regarding slope.
- Councilor Pryor – said he thinks the impact the proposed motion will have on aesthetics is minimal, but it improves the ability to have a decent-sized wall and so he is supportive.

VOTE ON MOTION TO AMEND: PASSED 8:0.

- Councilor Zelenka – said that he does not like this law because it’s a one-size-fits-all structure that will likely have many unintended consequences; spoke about the area around the university that has unique pressures related to student housing and that the bill will actually make low- to moderate-income housing disappear in this area; said keeping the two provisions in his motion are reasonable design and siting standards to maintain the livability in these areas related to maximum bedrooms and occupancy.

MOTION TO AMEND: Councilor Zelenka, seconded by Councilor Semple, moved to amend Section 8 of the ordinance to retain the standard entitled “Maximum Occupancy” currently located at EC 9.2751(17)(c)8 and to renumber the remaining subsections accordingly.

- Councilor Semple – said she had mixed feelings about this motion because she wants it to be fair to everyone, but also agreed that the university area is a different situation; expressed concern about using the “cookie cutter” approach, but there are neighborhood differences.
- Councilor Clark – said he agrees with the intent of the motion and that the university area reflects a different use around an event center; said he’d like to leave the ordinance broad and general because what Eugene looks like today might change for tomorrow and other areas might also be impacted later; said he would not support the motion, though he likes the idea.
- Councilor Taylor – said she would vote for the motion if it applied all neighborhoods but was not supportive if it is only restricted to university neighborhoods.
- Councilor Evans – asked what the affect would be if the motion was applied to all neighborhoods.
- Councilor Clark – asked what argument was used in favor of the standard as reasonably related to siting and design.

- Councilor Syrett – said she doesn’t love the exception framework but recognizes the particular pressures that these neighborhoods have been under; said the current exceptions that these neighborhoods have are for valid reasons and she would vote in favor of the motion.
- Councilor Pyror – said there was a reasonable argument to be made for why neighborhoods are different; asked how the bedroom and occupancy exceptions relate to the removal of owner-occupancy in the state bills; said he would support the motion.
- Councilor Semple – asked if this is one of the issues that is being challenged now; asked if the “five unrelated people rule” comes in when figuring out occupancy; asked what the effect would be of deciding one way or another as far as getting remanded or sued; asked about the difference between regulations and CC&Rs; asked how it will shift things if all R-1 zones become R-2 zones with HB 2001 and the refinement zones are mostly R-2 zones; said she thinks this might make the refinement plans moot.
- Councilor Yeh – said she was not in favor of either of Councilor Zelenka’s motions because she does not think that these motions will get at some of the behavioral problems that people have.
- Councilor Taylor – said that if HB 2001 is implemented, every neighborhood will be threatened and she would prefer if this applied to all neighborhoods; said she would vote for the proposed amendment asked about the enforcement of CC&Rs.
- Councilor Clark – said that Western Title has a record of all CC&Rs and they are not hard to find; asked if the City will issue a permit if it knows about existing CC&Rs and if advisement is given when individuals apply for permits.
- Councilor Zelenka – said he’s often surprised about what students put up with in cramming a ridiculous number of young adults into small spaces; said this impacts the livability of the neighborhoods; said that his amendments are directly related to design and siting and he hoped council would support the motion.
- Councilor Semple - asked if having five unrelated people in a house is a complaint-driven issue and whether it could be addressed in the university area by simply taking complaints.

VOTE ON MOTION TO AMEND: PASSED 7:1, Councilor Yeh opposed.

MOTION TO AMEND: Councilor Zelenka, seconded by Councilor Clark, moved to amend Section 8 of the ordinance to retain the standard entitled “Maximum Bedrooms” currently located at EC 9.2751(17)(c)7 and to renumber the remaining subsections accordingly.

- Councilor Taylor – said the motion should apply to the whole city.

VOTE ON MOTION TO AMEND: PASSED 7:1, Councilor Yeh opposed.

- Councilor Semple – said that her potential motions came from constituents related to the JWN and S-C refinement areas, acknowledging her respect for these standards and the complicated nature of the issue; explained that while her motions address parking, the state is eliminating any requirements for on-site parking; asked how that affects these refinement zones; asked who would challenge it if council made the refinement zones different; said she’d like to protect the zones but doesn’t know how to do that if council isn’t addressing parking.

MOTION TO AMEND: Councilor Semple, seconded by Councilor Clark, moved to amend section 18 to delete the entire proposed amendment to subsection 9.3625(3)(d)3; and to replace the entirety of the proposed amendment to subsection 9.3625(7) with the following: (7) Parking Standards. (a) Except as provided in (3)(d)3. Above and subsection (7)(b), below, each dwelling shall have one on-street or on-site vehicle parking space for every three bedrooms, rounded up to the next whole number

(i.e. a four-bedroom dwelling must have at least two parking spaces). For purposes of this subsection, each uninterrupted twenty feet of lot line that abuts a street right-of-way where parking is legal within the entirety of that twenty feet shall count as one on-street parking space. The twenty feet may not include any portion of a curb cut. (b) When there are two or more dwellings and there is no on-street parking space, as defined in subsection (7)(a), above, the parking space requirement shall be waived for one dwelling that has primary vehicle access from the street and no more than three bedrooms. [(b)](c) No portion of a vehicle parking area may be located in the area defined by the Street Setback minimum standard (i.e., from which structures, other than permitted intrusions, are excluded) or between the street and the residential building façade that faces, and is closest to, the street. And to renumber the code sections and cross-references accordingly.

- Mayor Vinis – asked for clarification about what this motion would be changing from the draft ordinance.
- Councilor Clark – asked about Eugene’s density and how that number related to other cities; suggested that other city’s densities are different than Eugene’s; said that the legislature didn’t take livability factors into account when they decided the reasonable criteria for siting and design; said parking is one of the most obvious livability issues, influencing the ability for buses and garbage trucks to drive within street lanes; said the parts of town in Councilor Semple’s motion are where the most likely dangerous realities will occur by forcing more cars to the street; said the legislature was wrong and the City should be able to require on-site parking for each of the people who live in a dwelling.
- Councilor Zelenka – asked if the amendment would basically put a requirement on ADUs to have either on-street or on-site parking; said the state legislation explicitly prohibits local regulations related to owner-occupancy requirements or requirements to construct addition off-street parking; asked if the amendment would require in some circumstances additional off-street parking; asked how an on-street parking space is determined for a dwelling.
- Councilor Pryor – clarified that this amendment is specific to properties with a second dwelling, not all property; asked about the scale of impact if this motion were to pass; said he doesn’t want to change regulations to address a problem that doesn’t exist in some areas, but if the intent of the motion is to restrict this to an area that is already having parking problems, he could support the proposed remedy; expressed concerns about running afoul of state law that might have to roll back later.
- Councilor Syrett – clarified that this amendment would only apply to JWN zone for any ADU development; asked about waiver of parking requirement for one dwelling that has a primary vehicle access from the street and no more than three bedrooms and how that would apply to an ADU above a garage or backyard cottage without vehicle access; said she has too many questions about the impact and will not support the amendment.
- Councilor Taylor – said East Amazon no longer has street parking and asked if that meant that those houses could not have an accessory dwelling; said she has a problem with this motion only applying to Jefferson Westside.
- Councilor Clark – said he would vote in favor of the motion because there won’t be a lot of ADUs built in Jefferson Westside; talked about the traffic issues that will impact River Road and Santa Clara where ADUs are likely to be built; suggested that this will help inform how this amendment will apply in one area when the question comes up if it should be applied in other areas later.

VOTE ON MOTION TO AMEND: PASSED 6:2, Councilors Yeh and Syrett opposed.

MOTION TO AMEND: Councilor Semple, seconded by Councilor Clark, moved to amend section 25 to replace the proposed additional text: Additional one family dwelling in the SJW Jefferson Westside Special Area Zone or the R-2 sub area of the SC Chambers Special Area Zone in Table 9.6410 with the following text: For one additional one family dwelling in the R-2 subarea of the SC Chambers Special Area Zone.

- Mayor Vinis – asked for clarification about what the current ordinance says and what it would say if this motion were passed.
- Councilor Zelenka – clarified that the motion would strike “SJW Jefferson Westside Special Area Zone or”; asked if this motion would make the code consistent with the last motion passed.
- Councilor Yeh – asked for further clarification about how this motion clarifies the first motion; asked if these changes will comply with state requirements.

VOTE ON MOTION TO AMEND: PASSED 8:0.

MOTION TO DIVIDE: Councilor Taylor, seconded by Councilor Clark, moved to give the City Manager final direction for preparing of the draft ordinance through separate motions that address each of the regulatory topics originally set out in the 2/20/2019 Summary and Initial Analysis of Accessory Dwelling Regulation Matrix.

- Councilor Pryor - said council had been talking about this for so long and he didn't see the benefit of breaking up the ordinance, that it's in a comprehensive form and council should move forward on the ordinance as a package.
- Councilor Syrett – said she was going to vote against the motion because council had discussed each issue on an individual basis and taken votes along the way and she didn't see the purpose in doing that again.
- Councilor Clark – said some of council's specific questions couldn't be answered yet and there were some that are dependent upon LUBA's decision; said he was uncomfortable with portions of the proposed motion, especially the lack of a clear definition for an ADU; said he would vote in favor of the motion but wished for greater clarity.
- Councilor Semple – said that council had already talked about all of these issues and at this point they needed to make some decisions to move forward, acknowledging that case law will clarify and develop things; said she was ready to move on to the next phase.
- Councilor Zelenka – said council had discussed each of these issues individually and he was ready to move on.

VOTE ON MOTION TO DIVIDE: FAILED 2:6, Councilors Taylor and Clark voted in favor.

- Councilor Semple – asked staff to go over the issues related to flag lots.
- Councilor Taylor – said she would be voting against the motion because she didn't want to get rid of owner occupancy requirements, opposed allowing ADUs on flag lots, and expressed concern that affordable housing will get torn down and luxury places will be built instead.
- Councilor Zelenka – said he would reluctantly vote in favor; said he thought parts of the ordinance will be counterproductive, but that the intent of the state law was clear and these changes make the City's code in compliance with the law.

VOTE ON MAIN MOTION AS AMENDED: PASSED 6:2, Councilors Taylor and Clark opposed.

The meeting adjourned at 7:02 p.m.

Respectfully submitted,

Beth Forrest
City Recorder

(Recorded by Elena Domingo)

MINUTES

**Eugene City Council
Harris Hall, 125 East 8th Avenue
Eugene, Oregon 97401**

**January 21, 2020
7:30 p.m.**

Councilors Present: Mike Clark, Jennifer Yeh, Chris Pryor, Betty Taylor, Emily Semple, Claire Syrett, Alan Zelenka, Greg Evans

Mayor Vinis opened the January 21, 2020, public hearing of the Eugene City Council.

1. PUBLIC HEARING: An Ordinance and Resolutions Adopting Modifications to the Parks and Recreation System Development Charge Methodology

Proposed Resolution Adopting the Parks and Recreation SDC Project Plan; Repealing Resolution No. 4863; and Providing an Effective Date.

Proposed Resolution Adopting Amendments to the System Development Charge Methodologies (General Methodology and Appendices A and F) Originally Adopted by Resolution No. 4900; Replacing Appendix E to the System Development Charge Methodologies Originally Adopted by Resolution No. 4900; Repealing Resolution No. 4929; Providing a Phased SDC Increase; and Providing an Effective Date.

City Manager Pro Tem Sarah Medary introduced the item and gave background about the Public Hearing topics.

Testimony

1. Ed McMahon – proposed that council wait two years before implementing new parks SDCs.
2. Tiffany Edwards – said the Chamber is not in support of increasing parks SDCs at this time.
3. Michael Gannon – spoke about using undeveloped park sites for the unhoused.
4. John Barofsky – encouraged council to step back and think about balancing priorities.

Discussion

- Councilor Clark – said that council learned from staff that the City can build fifty-one new park projects without raising the current SDCs; said he would prefer not raising the SDCs at all, but that to meet in the middle he planned to make the motion to postpone raising the SDC for two years.
- Councilor Syrett – asked for staff to provide information at the work session about what the impact would be on the project list if council were to postpone raising the SDCs for two years and if that would allow for modification of the phase-in strategy; asked about the administrative fees collected with SDCs and what the plan would be for that money if the SDCs were raised and more administrative money was coming in.
- Councilor Semple – said she loves parks and wants to move forward on the project list, but she's not sure that the time frame is essential; said she's concerned that the City is not incentivizing housing and instead is increasing fees to build housing.
- Councilor Zelenka – said he's interested in not disincentivizing low- and moderate-income housing; said he'd like to see if there could be a waiver or lower amount for houses under a

certain amount, whatever number was used with the CET; said he'd like to see this analysis done for the work session.

2. Public Hearing and Possible Action: A Resolution Annexing Land to the City of Eugene (Assessor's Map 17-04-23-42, Tax Lot 3900 Located West of 830 Willow Avenue)(City File: Steinhouse, Elizabeth; A 19-7)

City Manager Pro Tem Sarah Medary introduced the item and gave background about the Public Hearing topic.

Testimony

1. Elizabeth Steinhouse – spoke in support of the annexation.

Discussion

- Councilor Clark – responded to the speaker and said that sometimes council schedules a hearing about an annexation to give neighbors an opportunity to express their concerns.
- Councilor Zelenka – asked a question about how the property would be accessed.
- Councilor Syrett – thanked the property owner for coming the public hearing; explained that there had been an objection to the annexation at a public forum in November and council decided to schedule a public hearing to give sufficient time for people to make comments if there were concerns.

Mayor Vinis closed the public hearing and the record.

MOTION AND VOTE: Councilor Semple, seconded by Councilor Yeh, moved to adopt a resolution approving the proposed annexation request, consistent with the applicable approval criteria. **PASSED 8:0.**

The meeting adjourned at 7:58 p.m.

Respectfully submitted,

Beth Forrest
City Recorder

(Recorded by Elena Domingo)

MINUTES

Eugene City Council
Harris Hall, 125 East 8th Avenue
Eugene, Oregon 97401

January 27, 2020
7:30 p.m.

Councilors Present: Emily Semple, Betty Taylor, Jennifer Yeh, Greg Evans, Claire Syrett, Chris Pryor, Alan Zelenka, Mike Clark

Emily Semple opened the January 27, 2020, meeting of the Eugene City Council in the absence of Mayor Vinis.

1. COMMITTEE REPORTS AND ITEMS OF INTEREST

Council Discussion

- Councilor Taylor – reported on items that were raised by constituents, including traffic issues and stop signs on E. Amazon, opening walls on Kesey Square, two-hour time limits at Skinner Butte Park, and the need for the homeless shelter; expressed the desire to locate the shelter downtown, possibly at the old LCC building.
- Councilor Clark – asked the City Manager to brief the City Council about an article in the newspaper regarding discussions with the County about the use of fairgrounds property for a homeless shelter.
- Councilor Semple – talked about attending the Poverty and Homeless Board shelter meeting which is working on site locations.
- Councilor Clark – discussed work being done with the County to determine whether the fairgrounds property is a viable site for a shelter; asked about the potential sites and timeline for the 75-bed shelter
- Councilor Syrett – Spoke about working together with the County, their role in the fairgrounds site location and what the article outlined; confirmed with the City Manager that the County can proceed with the site without the City's involvement; shared feedback received about the fairgrounds site and potential impacts to the surrounding neighborhood.

2. PUBLIC FORUM

1. Thomas Hiura – said the new public forum rules were inequitable and discriminatory.
2. Eliza Kashinsky – spoke about the CAP 2.0 and requested progress report.
3. Richard Self – encouraged more low-income housing in reuse of old LCC building.
4. Kira Elliott – spoke about female hygiene product availability and the Period Eugene initiative.
5. Valerie Harris – spoke about STR hosts' demographics and discouraged new regulations.
6. Stephanie McLaughlin – spoke about STRs from a neighbor's perspective and experience.
7. David Ivan Piccioni – addressed the impact of library overdue fines; spoke about books.
8. Joshua Korn – voiced concern about 5G and fiber optic networks.
9. Kathryn Dunn – talked about STRs from an owner's perspective and experience.
10. Eowyn Soran – spoke about recent deaths in the unhoused population; questioned EPD's tactics.
11. Rowan – Talked about 5G and future court oral arguments taking place.
12. Nabikshya Rayamajhi – spoke about female hygiene product availability and period poverty
13. Violet Neal – talked about female hygiene product availability, Period Eugene and period poverty.
14. Augustine – Spoke about deaths of the houseless, dismayed by public safety tax and lack of shelter.
15. Eric Jackson - talked about the homeless count and related other issues.

Council Discussion

- Councilor Syrett – addressed concerns about the new public forum rules, including accessibility for persons with disabilities; stated that Community Development Block Grant funds are not-for-profit and serve low-income development; thanked the Period Eugene group for their testimony and encouraged a discussion of providing female hygiene products at City-owned facilities during the upcoming budget cycle.
- Councilor Pryor – reinforced intentions to provide low-income housing at the LCC building housing; thanked the Period Eugene group and concurred with Councilor Syrett about considering what it would cost to provide female hygiene products.
- Councilor Clark – recognized and appreciated those coming forward about STRs; encouraged 5G speakers to contact the EWEB board.
- Councilor Semple – expressed thanks to the audience and the Period Eugene speakers; talked about the homeless count; announced the agenda for the upcoming work session

The meeting adjourned at 8:21 p.m.

Respectfully submitted,

Beth Forrest
City Recorder

(Recorded by Carolyn Dimick-Kronberger)

Link to the webcast of this City Council meeting [here](#).

MINUTES

**Eugene Urban Renewal Agency
Harris Hall, 125 East 8th Avenue
Eugene, Oregon 97401**

**February 18, 2020
5:30 p.m.**

Councilors Present: Betty Taylor, Emily Semple, Alan Zelenka, Jennifer Yeh, Mike Clark (*via phone*),
Greg Evans

Councilors Absent: Chris Pryor, Claire Syrett

Mayor Vinis opened the February 18, 2020, work session of the Eugene Urban Renewal Agency.

1. Executive Session

**The Eugene Urban Renewal Agency met in executive session held pursuant to ORS
192.660(2)(e).**

The meeting adjourned at 6:45 p.m.

Respectfully submitted,

Beth Forrest
City Recorder

(Recorded by Beth Forrest)

MINUTES

**Eugene City Council
Harris Hall, 125 East 8th Avenue
Eugene, Oregon 97401**

**February 18, 2020
7:30 p.m.**

Councilors Present: Betty Taylor, Emily Semple, Jennifer Yeh, Mike Clark (*via phone*), Greg Evans

Councilors Absent: Chris Pryor, Claire Syrett, Alan Zelenka

Mayor Vinis opened the February 18, 2020, meeting of the Eugene City Council.

- 1. Public Hearing: An Ordinance Providing for Withdrawal of Annexed Properties from the Following Special Districts: River Road Parks & Recreation District; River Road Water District; Santa Clara Rural Fire Protection District; Santa Clara Water District; and Willakenzie Rural Fire Protection District.**

Mayor Vinis opened the Public Hearing.

No testimony was provided.

The meeting adjourned at 7:40 p.m.

Respectfully submitted,

Beth Forrest
City Recorder

(Recorded by Beth Forrest)

Webcast of meeting available [here](#).

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Approval of Tentative Working Agenda

Meeting Date: February 24, 2020
Department: City Manager's Office
www.eugene-or.gov

Agenda Item Number: 2B
Staff Contact: Beth Forrest
Contact Telephone Number: 541-682-5882

ISSUE STATEMENT

This is a routine item to approve the City Council Tentative Working Agenda.

BACKGROUND

On July 31, 2000, the City Council held a process session and discussed the Operating Agreements. Section 2 notes, in part, that "The City Manager shall recommend monthly to the council which items should be placed on the council agenda. This recommendation shall be placed on the consent calendar at the regular City Council meetings (regular meetings are those meetings held on the second and fourth Monday of each month in the Council Chamber). If the recommendation contained in the consent calendar is approved, the items shall be brought before the council on a future agenda. If there are concerns about an item, the item may be pulled from the consent calendar at the request of any councilor or the Mayor. A vote shall occur to determine if the item should be included as future council business." Scheduling of this item is in accordance with the Council Operating Agreements.

RELATED CITY POLICIES

There are no policy issues related to this item.

COUNCIL OPTIONS

The council may choose to approve, amend or not approve the tentative agenda.

CITY MANAGER'S RECOMMENDATION

The City Manager has no recommendation on this item.

SUGGESTED MOTION

Move to approve the items on the Tentative Working Agenda.

ATTACHMENTS

A. Tentative Working Agenda

FOR MORE INFORMATION

Staff Contact: Beth Forrest

Telephone: 541-682-5882

Staff E-Mail: bforrest@eugene-or.gov



City Council Tentative Agenda

Updated February 19, 2020

Meeting Location: Harris Hall, 125 East 8th Avenue, unless otherwise noted

February 2020						
Date	Day	Time	Title		Length	Dept. Contact
24-Feb	Monday	5:30 p.m.	 Town Square Update (Work Session)	45 mins	Will Dowdy, PDD	
			 Eugene-Springfield Consolidated Plan (Work Session)	45 mins	Stephanie Jennings, PDD	
		7:30 pm	 Committee Reports and Items of Interest		Althea Sullivan, PDD	
 Ordinance on Withdrawal of Properties from Special Districts (Consent Calendar 1)						
 Resolution Repealing Res. 3993 Regarding Abatement of Dutch Elm Disease (Consent Calendar 1)	Craig Carnagey, PW					
 Public Forum						
 Resolution Annexing Land at 1345 Elkay Drive (Consent Calendar 2)	Rodney Bohner, PDD					
Expected absences for 2/14: Syrett						
26-Feb	Wednesday	12 pm	 Parks and Rec SDCs Ordinance (Work Session and Poss. Action)	45 mins	Carolyn Burke, PW	
			 E-scooters and Micro-mobility (Work Session)	45 mins	Rob Inerfeld, PW	
Expected absences for 2/26: none						
29-Feb	Saturday	9 am	 Budget Committee (Workshop)		Elizabeth Butterfield, CS	
Expected absences for 2/29: none			** BUDGET COMMITTEE MEETING – 2 nd & Chambers **			



Work Session



Action



Public Hearing



Public Forum



Consent Calendar



Committee Reports/Items of Interest



Ceremonial Matters



Pledge of Allegiance

March 2020					
Date	Day	Time	Title	Length	Dept. Contact
9-Mar	Monday	5:30 pm	 River Road-Santa Clara Neighborhood Plan (Work Session)	45 mins	Terri Harding, PDD
			 Franklin Boulevard Project Update (Work Session)	45 mins	Larisa Varela, PW
		7:30 pm	 Committee Reports and Items of Interest  Public Forum  NW Natural Gas Franchise Extension Ordinance (Public Hearing)		Ethan Nelson, CS
Expected absences for 3/9: Taylor, Evans					
11-Mar	Wednesday	12 pm	 Natural Hazards Mitigation Plan (Work Session)	30 mins	Kevin Holman, CS
			 Speed Limits on Residential Streets (Work Session)	45 mins	Chris Henry, PW
Expected absences for 3/11: Taylor, Evans					

Council Break: March 12 – April 8

April 2020					
Date	Day	Time	Title	Length	Dept. Contact
8-Apr	Wednesday	12 pm	 STAR Voting (Work Session)	45 mins	Beth Forrest, CS
			 NW Natural Gas Franchise Extension Ordinance (Public Hearing)	45 mins	Ethan Nelson, CS
Expected absences for 4/8: none					
13-Apr	Monday	5:30 pm	 Transit Tomorrow (Work Session)	45 mins	Rob Inerfeld, PW
			 Affordable Housing Trust Fund Allocation (Work Session)	45 mins	Stephanie Jennings, PDD

13-Apr	Monday	7:30 pm	 Committee Reports and Items of Interest		
			 Public Forum		
			 Downtown Riverfront Park Clarification Code Amendment (City File CA-20-1) (Public Hearing)		Emily Proudfoot, PW
			 Comcast Franchise Agreement Extension Ordinance (Public Hearing)		Pam Berrian, CS
Expected absences for 4/13: none					
15-Apr	Wednesday	12 pm	 Short-Term Rentals (Work Session)	45 mins	Lydia Kaye, PDD
			 Town Square (Work Session)	45 mins	Will Dowdy, PDD
Expected absences for 4/15: none					
20-Apr	Monday	5:30 pm <i>(schedule as needed)</i>	 TBD (Work Session)	45 mins	
			 TBD (Work Session)	45 mins	
		7:30 pm	Hold for Boards and Commissions Candidate Statements		
Expected absences for 4/20: none					
22-Apr	Wednesday	12 pm	 Bethel Redevelopment (Work Session)	45 mins	Anne Fifield, PDD
			 TBD (Work Session)	45 mins	
Expected absences for 4/22: none					
27-Apr	Monday	5:30 p.m.	 TBD (Work Session)	45 mins	
			 TBD (Work Session)	45 mins	
		7:30 pm	 Committee Reports and Items of Interest		Stephanie Jennings, PDD
	 Public Forum				
	 Adoption of Eugene-Springfield Consolidated Plan (Action)				
Expected absences for 4/27: none					
29-Apr	Wednesday	12 pm	 TBD (Work Session)	45 mins	
			 TBD (Work Session)	45 mins	
Expected absences for 4/29: none					

29-Apr	Wednesday	5:30 pm	 Budget Committee (Meeting)		Elizabeth Butterfield, CS
Expected absences for 4/29: none ** BUDGET COMMITTEE MEETING -B/T Room, Library **					

May 2020						
Date	Day	Time	Title		Length	Dept. Contact
11-May	Monday	5:30 pm	 TBD (Work Session)	45 mins	James McClendon, PW	
			 TBD (Work Session)	45 mins		
		7:30 pm	 Committee Reports and Items of Interest  MWMC Budget Ratification (Consent Calendar)  Public Forum			
Expected absences for 5/11: none						
13-May	Wednesday	12 pm	 Expansion of Downtown Urban Renewal District (Work Session)	45 mins	Amanda Nobel, PDD	
			 TBD (Work Session)	45 mins		
Expected absences for 5/13: none						
13-May	Wednesday	5:30 pm	 Budget Committee (Meeting)		Elizabeth Butterfield, CS	
Expected absences for 5/13: none ** BUDGET COMMITTEE MEETING -B/T Room, Library **						
18-May	Monday	5:30 pm <i>(schedule as needed)</i>	 TBD (Work Session)	45 mins		
			 TBD (Work Session)			
		7:30 pm	 TBD (Public Hearing)			
Expected absences for 5/18: none						
20-May	Wednesday	12 pm	 TBD (Work Session)	45 mins		
			 TBD (Work Session)	45 mins		
Expected absences for 5/20: none						
20-May	Wednesday	5:30 pm	 Budget Committee (Meeting)		Elizabeth Butterfield, CS	
Expected absences for 5/20: none ** BUDGET COMMITTEE MEETING -B/T Room, Library **						

26-May	Tuesday	5:30 p.m.	 TBD (Work Session)	45 mins	
			 TBD (Work Session)	45 mins	
26-May	Tuesday	7:30 pm	 Committee Reports and Items of Interest  Public Forum		
Expected absences for 5/26: none					
27-May	Wednesday	12 pm	 Wild Turkey Population Mgmt. (Work Session)	45 mins	Rachelle Nicholas, PDD
			 TBD (Work Session)	45 mins	
Expected absences for 5/27: none					
27-May	Wednesday	5:30 pm	 Budget Committee (Meeting)		Elizabeth Butterfield, CS
Expected absences for 5/27: none					
** BUDGET COMMITTEE MEETING -B/T Room, Library **					

June 2020					
Date	Day	Time	Title	Length	Dept. Contact
8-Jun	Monday	5:30 pm	 TBD (Work Session)	45 mins	
			 TBD (Work Session)	45 mins	
		7:30 pm	 Committee Reports and Items of Interest  (Consent Calendar)  Public Forum  Appointment to Boards and Commissions (Action)		
Expected absences for 6/08: none					
10-Jun	Wednesday	12 pm	 TBD (Work Session)	45 mins	
			 TBD (Work Session)	45 mins	
Expected absences for 6/10: none					
15-Jun	Monday	5:30 pm (schedule as needed)	 TBD (Work Session)	45 mins	
			 TBD (Work Session)		

15-Jun	Monday	7:30 pm	 TBD (Public Hearing)		
<i>Expected absences for 6/15: none</i>					
17-Jun	Wednesday	12 pm	 TBD (Work Session)	45 mins	
			 TBD (Work Session)	45 mins	
<i>Expected absences for 6/17: none</i>					
22-Jun	Monday	5:30 p.m.	 TBD (Work Session)	45 mins	
			 TBD (Work Session)	45 mins	
		7:30 pm	 Committee Reports and Items of Interest  Public Forum  FY20 Supplemental Budget (Public Hearing and Action)  FY21 Budget Adoption (Public Hearing and Action)  FY21 URA Budget Adoption (Public Hearing and Action)		Vicki Silvers, CS Vicki Silvers, CS Vicki Silvers, CS
<i>Expected absences for 6/22: none</i>					
24-Jun	Wednesday	12 pm	 TBD (Work Session)	45 mins	
			 TBD (Work Session)	45 mins	
<i>Expected absences for 6/24: none</i>					

 Work Session	 Action	 Public Hearing	 Public Forum	 Consent Calendar
 Committee Reports/Items of Interest	 Ceremonial Matters	 Pledge of Allegiance		

Approved Work Session Polls to be Scheduled	Councilor	Date Approved
Update Sign Code for Digital Display Technology – <i>follow-up TBD</i>	Pryor	2/14/19
5G/Small Cell – include experience of other cities – <i>follow-up TBD</i>	Clark	5/20/19
Strategies for managing the wild turkey population – <i>after Spring Break</i>	Pryor	10/17/19
E-Scooters – <i>scheduled 2/24/20</i>	Evans	11/14/19
Extension of Downtown Urban Renewal District – <i>scheduled 5/13/20</i>	Evans	12/19/19
STAR Voting – <i>scheduled 4/8/20</i>	Evans	12/26/19
Follow-Up Work Sessions to be Scheduled		
TAC Implementation Commercial Setbacks Naming Policy		

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Adoption of An Ordinance Providing For Withdrawal of Annexed Properties From the Following Special Districts: River Road Park & Recreation District; River Road Water District; Santa Clara Rural Fire Protection District; Santa Clara Water District; and Willakenzie Rural Fire Protection District.

Meeting Date: February 24, 2020
Department: Planning and Development
www.eugene-or.gov

Agenda Item Number: 2C
Staff Contact: Althea Sullivan
Contact Telephone Number: 541-682-5485

ISSUE STATEMENT

The City Council is scheduled to take action on this request for the annual withdrawal of previously annexed properties from special districts.

BACKGROUND

The purpose of the ordinance is to remove annexed properties from the tax rolls of special service districts, which in this case are the River Road Park & Recreation District, River Road Water District, Santa Clara Rural Fire Protection District, Santa Clara Water District, and Willakenzie Rural Fire Protection District. State law and local code require annexed properties to withdraw from special service districts through a separate process after the annexation of those properties becomes effective. Annexation of these properties was approved by City Council over the period of 2019 through early 2020, at the request of the property owners.

Withdrawals come before the City Council on an annual basis. Properties annexed during the previous year are batched together to facilitate this process. The 2020 batch contains 10 annexations approved by City Council in 2019 and early 2020—for a total of 11 tax lots.

Withdrawals are time sensitive. State law provides that, if a withdrawal is not approved prior to March 31, the withdrawal does not become effective until July 1 of the following year (i.e., 2021 for these properties). This delay would mean that the properties will remain on the tax roll of the special service districts that no longer provide services to the property for more than a year. Approving the withdrawal ordinance prior to March 31, 2020, will result in the withdrawals taking effect on July 1, 2020, and those properties being included on the City tax roll immediately thereafter.

The City Council held the required public hearing on this item on February 18, 2020. Public notice of the hearing was published and posted as required by state law and local code requirements, including notice to the affected special service districts. The inclusion of these properties on City

February 24, 2020, Meeting – Item 2C

tax rolls, and withdrawal from special districts taxation, is anticipated by the property owners and by special districts as part of the annexation process. No testimony has been received as of February 18, 2020. Any written testimony received will be provided to council prior to action.

The approval criterion for withdrawal from public service districts following annexation is contained in Eugene Code 9.7835 and corresponding statutory provisions in Oregon Revised Statute 222.524, which require the City Council to find that approval of the withdrawal is in the best interest of the City.

If council finds the withdrawals are in the City's best interest, council is asked to adopt the attached ordinance (see Attachment A), which provides for the withdrawal from special service districts of these annexed properties. Maps and legal descriptions of the properties to be withdrawn are provided as exhibits to the ordinance.

PREVIOUS COUNCIL DIRECTION

[February 18, 2020, Public Hearing](#)

A public hearing was held. No speakers appeared to give testimony either for or against the draft ordinance.

COUNCIL OPTIONS

City Council may consider the following options:

1. Approve the withdrawals by ordinance;
2. Approve the withdrawals by ordinance with specific modifications as determined by the City Council;
3. Deny the withdrawals by ordinance.

CITY MANAGER'S RECOMMENDATION

The City Manager recommends adoption of the ordinance as drafted, providing for withdrawal of all listed territories by March 31, 2020.

SUGGESTED MOTION

Move to adopt an Ordinance Providing For Withdrawal of Annexed Properties From the Following Special Districts: River Road Parks & Recreation District; River Road Water District; Santa Clara Rural Fire Protection District; Santa Clara Water District; and Willakenzie Rural Fire Protection District.

ATTACHMENTS

- A. Ordinance, including Exhibits A-J (maps and legal descriptions of properties)

FOR MORE INFORMATION

Staff Contact: Althea Sullivan, Assistant Planner

Telephone: 541-682-5485

Staff E-Mail: ASullivan@eugene-or.gov

ORDINANCE NO. _____

AN ORDINANCE PROVIDING FOR WITHDRAWAL OF ANNEXED PROPERTIES FROM THE FOLLOWING SPECIAL DISTRICTS: RIVER ROAD PARK & RECREATION DISTRICT; RIVER ROAD WATER DISTRICT; SANTA CLARA RURAL FIRE PROTECTION DISTRICT; SANTA CLARA WATER DISTRICT; AND WILLAKENZIE RURAL FIRE PROTECTION DISTRICT.

The City Council of the City of Eugene finds that:

A. Notice of the proposed withdrawal of real property which has been annexed to the City from the River Road Park & Recreation District; River Road Water District; Santa Clara Rural Fire Protection District; Santa Clara Water District; and Willakenzie Rural Fire Protection District ("the Districts") was published in the Register-Guard on February 4 and 11, 2020, posted in the Lane County Public Service Building, the Eugene Downtown Library, Eugene's Building and Permit Service Center in the Atrium Building and at the Eugene City Manager's Office for a period of two successive weeks prior to the hearing date, and mailed to the affected public service districts.

B. The Notice provided that a public hearing was scheduled for February 18, 2020, at 7:30 p.m., in Harris Hall at the Lane County Public Service Building in Eugene, Oregon, to allow the City Council to hear objections to the withdrawals and to determine whether the withdrawals are in the best interest of the City.

C. The City is willing to assume the liabilities and indebtedness previously contracted by the Districts proportionate to the parts of the Districts that have been annexed to the City upon the effective date of the withdrawals as provided in ORS 222.520.

D. The withdrawals of the annexed territories from the Districts are consistent with adopted City policies, and are in the best interest of the City.

NOW, THEREFORE,

THE CITY OF EUGENE DOES ORDAIN AS FOLLOWS:

Section 1. The following territories in Lane County, Oregon, annexed to the City of Eugene by Resolution of the Eugene City Council, are withdrawn from the Districts indicated effective July 1, 2020:

River Road Park & Recreation District

Name	File #	Site Address or Location	Assessor's Map	Tax Lot	Resolution	Approval Date	Effective Date	Map & Legal Desc.
Morrow / Thomas	A18-11	503 Sunnyside Drive	17-04-24-32	3300	5261	3/11/2019	3/21/2019	Ex. A
Kohler	A19-3	112 Hansen Ln. & 114 Hansen Ln.	17-04-25-21	3200	5275	9/9/2019	11/6/2019	Ex. B
Burnham	A19-8	625 Howard Ave.	17-04-14-42	6500	5282	11/25/2019	12/4/2019	Ex. C

River Road Water District

Name	File #	Site Address or Location	Assessor's Map	Tax Lot	Resolution	Approval Date	Effective Date	Map & Legal Desc.
Morrow / Thomas	A18-11	503 Sunnyside Drive	17-04-24-32	3300	5261	3/11/2019	3/21/2019	Ex. A
Kohler	A19-3	112 Hansen Ln. & 114 Hansen Ln.	17-04-25-21	3200	5275	9/9/2019	11/6/2019	Ex. B
Burnham	A19-8	625 Howard Ave.	17-04-14-42	6500	5282	11/25/2019	12/4/2019	Ex. C

Santa Clara Rural Fire Protection District

Name	File #	Site Address or Location	Assessor's Map	Tax Lot	Resolution	Approval Date	Effective Date	Map & Legal Desc.
Porter	A18-12	320 Santa Clara Ave.	17-04-11-43	2500	5273	6/10/2019	6/18/2019	Ex. D
Osuna	A19-1	South of Blackfoot Ave.; west of Crocker Rd.	17-04-11-22	320	5263	4/8/2019	4/16/2019	Ex. E
Therrell	A19-2	187 Swain Ln.	17-04-02-42	402	5276	9/9/2019	11/6/2019	Ex. F
Senderling	A 19-5	4199 Scenic Dr.	17-04-02-14	100	5286	1/13/2020	1/24/2020	Ex. G
Kempf	A18-10	301 Dibblee Ln.	17-04-12-20	2700	5259	2/11/2019	2/21/2019	Ex. H

Santa Clara Water District

Name	File #	Site Address or Location	Assessor's Map	Tax Lot	Resolution	Approval Date	Effective Date	Map & Legal Desc.
Porter	A18-12	320 Santa Clara Ave.	17-04-11-43	2500	5273	6/10/2019	6/18/2019	Ex. D
Osuna	A19-1	South of Blackfoot Ave.; west of Crocker Rd.	17-04-11-22	320	5263	4/8/2019	4/16/2019	Ex. E
Therrell	A19-2	187 Swain Ln.	17-04-02-42	402	5276	9/9/2019	11/6/2019	Ex. F
Senderling	A 19-5	4199 Scenic Dr.	17-04-02-14	100	5286	1/13/2020	1/24/2020	Ex. G
Kempf	A18-10	301 Dibblee Ln.	17-04-12-20	2700	5259	2/11/2019	2/21/2019	Ex. H

Willakenzie Rural Fire Protection District

Name	File #	Site Address or Location	Assessor's Map	Tax Lot	Resolution	Approval Date	Effective Date	Map & Legal Desc.
LH Fund 3 LLC	A18-8	3510 Walton Ln.	17-03-08-31	2900	5260	3/11/2019	3/21/2019	Ex. I
LH Fund 3 LLC	A18-8	3510 Walton Ln.	17-03-08-31	3000	5260	3/11/2019	3/21/2019	Ex. I
Sebring	A18-9	435 Lindley Ln.	17-03-33-12	200	5258	1/14/2019	1/29/2019	Ex. J

Section 2. The City Recorder is requested to forward a copy of this Ordinance to the above referred Districts.

Passed by the City Council this

_____ day of February, 2020.

Approved by the Mayor this

_____ day of February, 2020.

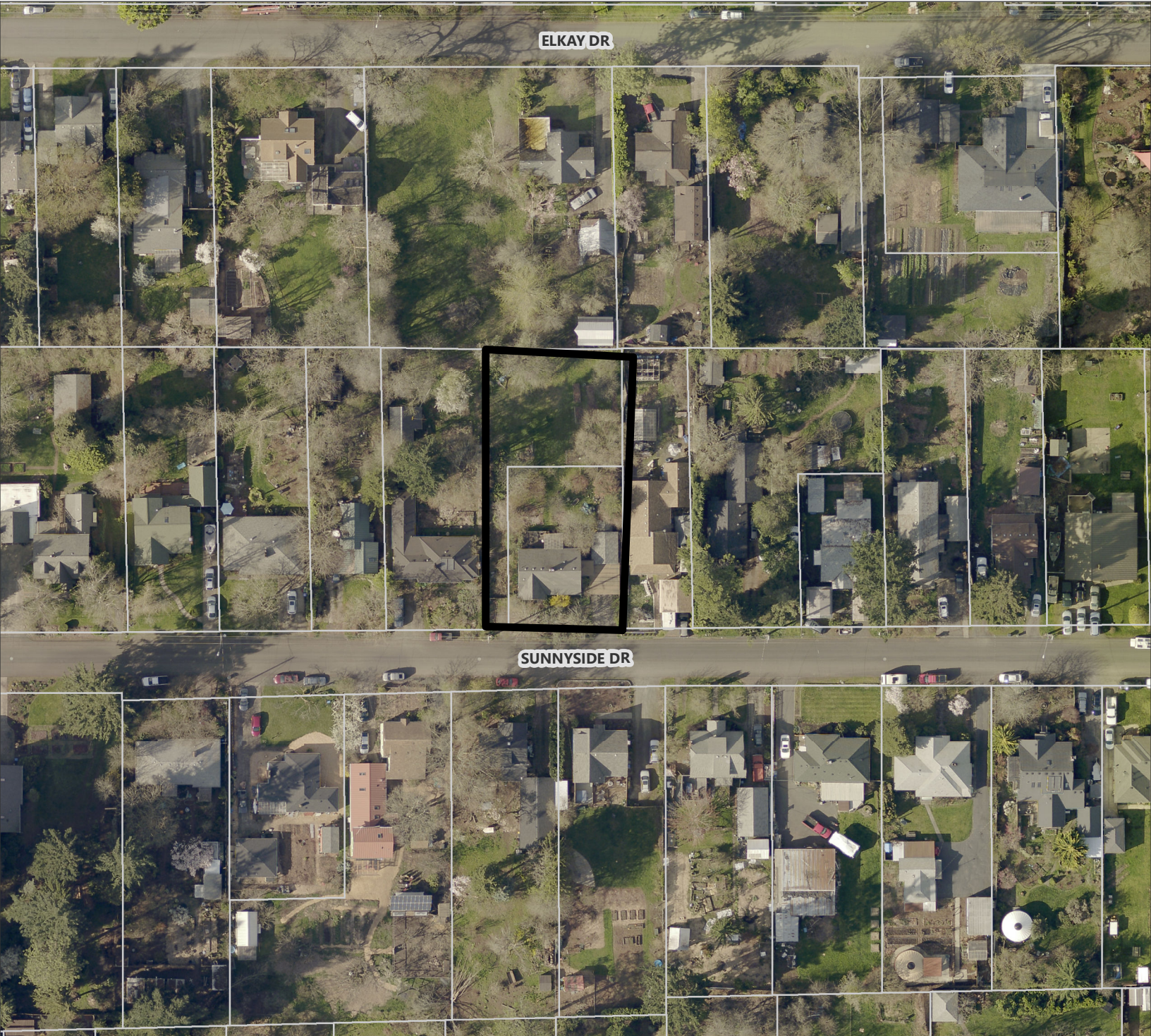
City Recorder

Mayor

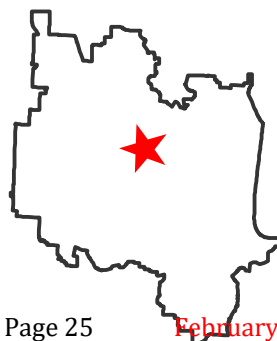


Morrow/Thomas (A 18-11)
503 Sunnyside Dr.

Exhibit A
Page 1



 Area of Withdrawal



Caution: This map is based on imprecise source data, subject to change, and for general reference only.

Created on 1/17/2020
by City of Eugene Planning Division

**LEGAL DESCRIPTION
FOR THE ANNEXATION OF
THE RANDALL MORROW & DENISE THOMAS PROPERTY
TO THE CITY OF EUGENE
ASSESSOR'S MAP NO. 17-04-24-32, TAX LOT 3300
December 7, 2018**

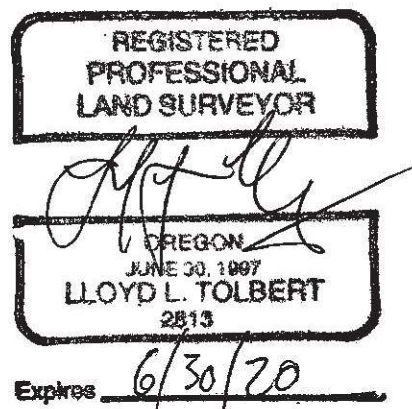
Beginning at a point 3830.40 feet EAST and 20.00 NORTH of the Southwest corner of the Benjamin Davis Donation Land Claim No. 45, Notification No. 2244 in Township 17 South, Range 4 West of the Willamette Meridian; thence WEST 90.00 feet; thence NORTH 183.00 feet; thence North 89°58'48" E 90.00 feet; thence SOUTH 183.03 feet to the place of beginning, all in Lane County, Oregon.

Containing 16,471, more or less

Also: That certain tract of land contained within the Sunnyside Drive right-of-way being more particularly described as:

Beginning at a point 3830.40 feet EAST of the Southwest corner of the Benjamin Davis Donation Land Claim No. 45, Notification No. 2244 in Township 17 South, Range 4 West of the Willamette Meridian; thence SOUTH 20.00 feet; thence WEST 184.20 feet; thence NORTH 40.00 feet; thence EAST 184.20 feet; thence SOUTH 20.00 feet to the place of beginning, all in Lane County, Oregon.

Containing 7,368, more or less



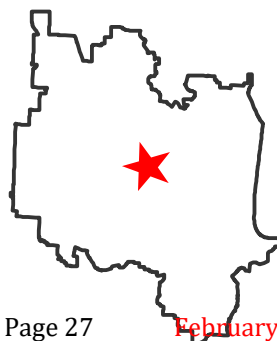


Kohler (A 19-3)
112 Hansen Ln. & 114 Hansen Ln.

Exhibit B
Page 1



 Area of Withdrawal



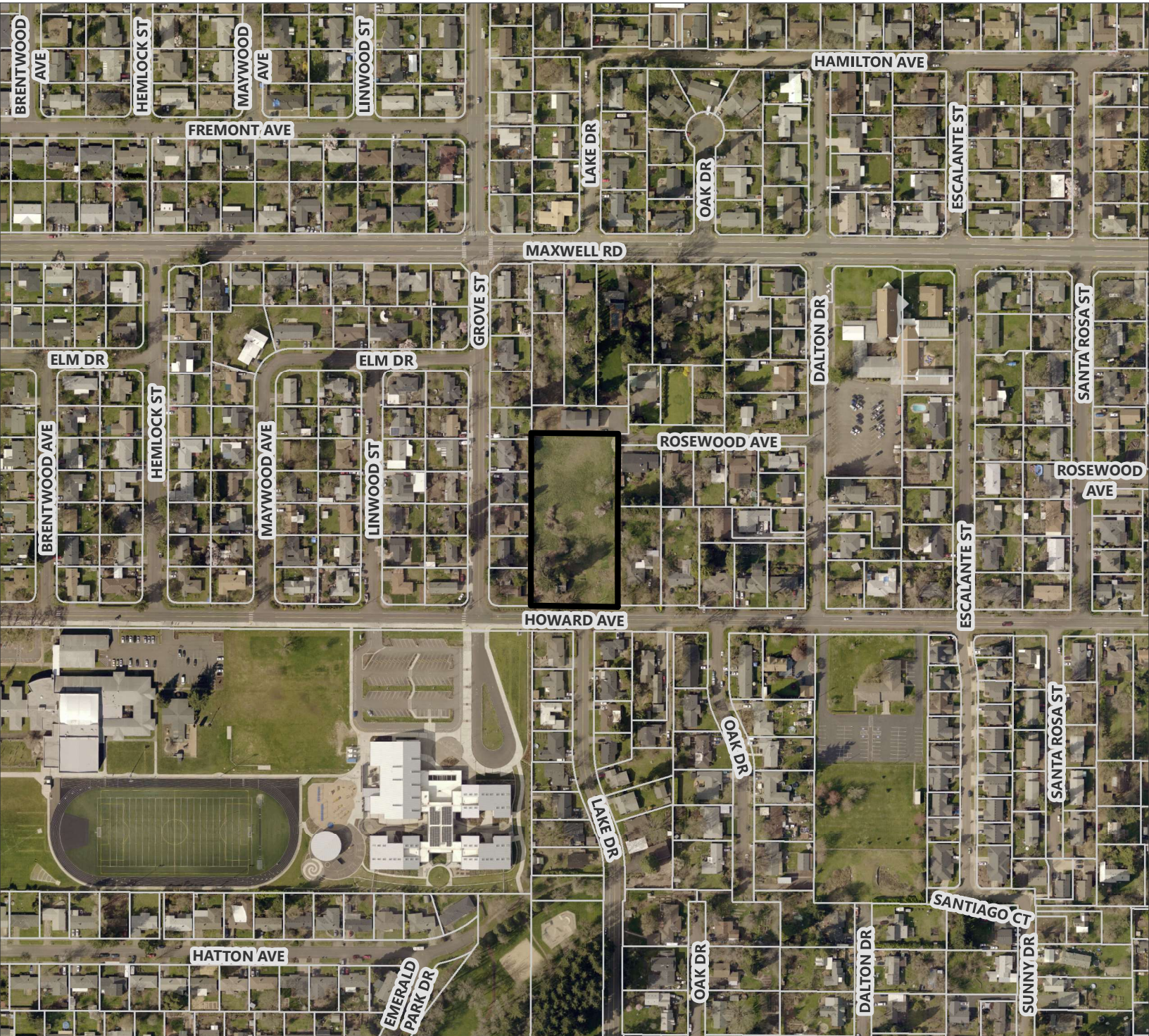
Caution: This map is based on imprecise source data, subject to change, and for general reference only.

Created on 1/17/2020
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**Legal Description for the Annexation
of
Assessor's Map No. 17-04-25-21 Tax Lot No. 3200
to the
City of Eugene
June 12, 2019**

Beginning at a point 541.0 feet West and 150.0 feet North of a point in the center of the County Road, known as the River Road, which point is North 8°40' West 1.77 chains from a point in the south line of the Lemuel E. Davis Donation Land Claim No. 42, Notification No. 2083, in Township 17 South, Range 4 West of the Willamette Meridian, 49.02 chains East from the Southwest corner of said claim, and from said beginning point run North 210.3 feet; thence West 120.9 feet; thence South 210.3 feet and thence East 120.9 feet to the place of beginning, and being a part of said Donation Land Claim No. 42, in Lane County Oregon.



 Area of Withdrawal



Caution: This map is based on imprecise source data, subject to change, and for general reference only.

Created on 1/17/2020
by City of Eugene Planning Division



Legal Description:

Beginning at a point 481.8 feet North of the Southwest corner of Donation Land Claim No. 48, Township 17 South, Range 4 West of the Willamette Meridian; thence South 1516.5 feet to the Point of Beginning;

Thence South $89^{\circ}44'$ East 202.6 feet;

Thence South 405.0 feet;

Thence North $89^{\circ}44'$ West 202.6 feet;

Thence North 405.0 feet to the Point of Beginning, in Lane County, Oregon.



 Area of Withdrawal



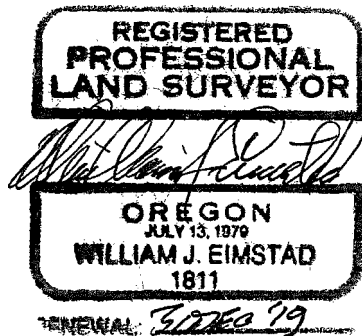
Caution: This map is based on imprecise source data, subject to change, and for general reference only.

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LEGAL DESCRIPTION FOR THE ANNEXATION OF THE PORTER PROPERTY
TO
THE CITY OF EUGENE
SE 1/4 S. 11, T. 18 S., R. 4 W., W. M.
ASSESSOR'S MAP NO. 17 04 11 43
TAX LOT #2500
4 April 2019

Beginning at a point on the south right-of-way line of Santa Clara Avenue, 160.0 feet West of the initial point of "SILVER LEA THIRD ADDITION", as platted and recorded in Book 43, Page 7, Lane County Oregon Plat Records, Lane County, Oregon, said point also being 30.0 feet Southerly, when measured at right angles, from the centerline of said Santa Clara Avenue, and running thence along said south right-of-way line, West 76.08 feet to a point; thence leaving said right-of-way line, South 120.0 feet to a point; thence East 76.64 feet to a point; thence North 0°16' West 120.0 feet to the Point of Beginning, being all in Lane County, Oregon.



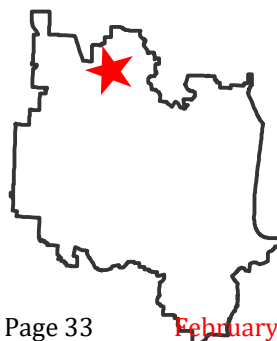


Osuna (A 19-1) South of Blackfoot Ave.; west of Crocker Rd.

Exhibit E
Page 1



 Area of Withdrawal



Caution: This map is based on imprecise source data, subject to change, and for general reference only.

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Legal Description of Affected Territory to be Annexed

(Tax Lot #320)

A unit of land being situated in the Northwest 1/4 Section 11, Township 17 South, Range 4 West of the Willamette Meridian, said unit of land being Lot 25, FIRST ADDITION TO ALYNDAL PLAT, as platted and recorded in Book 40, Page 3, Lane County Plat Records, in Lane County, Oregon and a portion of Blackfoot Avenue, and said unit of land being more particularly described as follows:

Beginning at the northeast corner of Lot 24, FIRST ADDITION TO ALYNDAL PLAT, said northeast corner being the intersection of the southerly right-of-way line of Blackfoot Avenue with the westerly right-of-way line of Crocker Road;

Thence along the southerly right-of-way line of Blackfoot Avenue, North 89°56'00" West 135.00 feet to the northeast corner of Lot 25, FIRST ADDITION TO ALYNDAL PLAT;

Thence along the easterly boundary of said Lot 25, South 05°46'52" East 127.77 feet to the southeast corner of said Lot 25;

Thence along the southerly boundary of said Lot 25, North 89°56'00" West 132.43 feet to the southwest corner of said Lot 25;

Thence along the westerly boundary of said Lot 25, North 00°12'00" West 127.11 feet to the northwest corner of said Lot 25;

Thence North 00°04'00" West 60.00 feet to the northerly right-of-way line of Blackfoot Avenue;

Thence along the northerly right-of-way line of Blackfoot Avenue, South 89°56'00" East 254.72 feet to the intersection of the northerly right-of-way line of Blackfoot Avenue with the westerly right-of-way line of Crocker Road;

Thence South 00°12'00" East 60.00 feet to the point of beginning, all in Lane County, Oregon and containing 31,334 square feet (.72 acres) of land, more or less.





Therrell (A 19-2)
187 Swain Ln.

Exhibit F
Page 1



 Area of Withdrawal

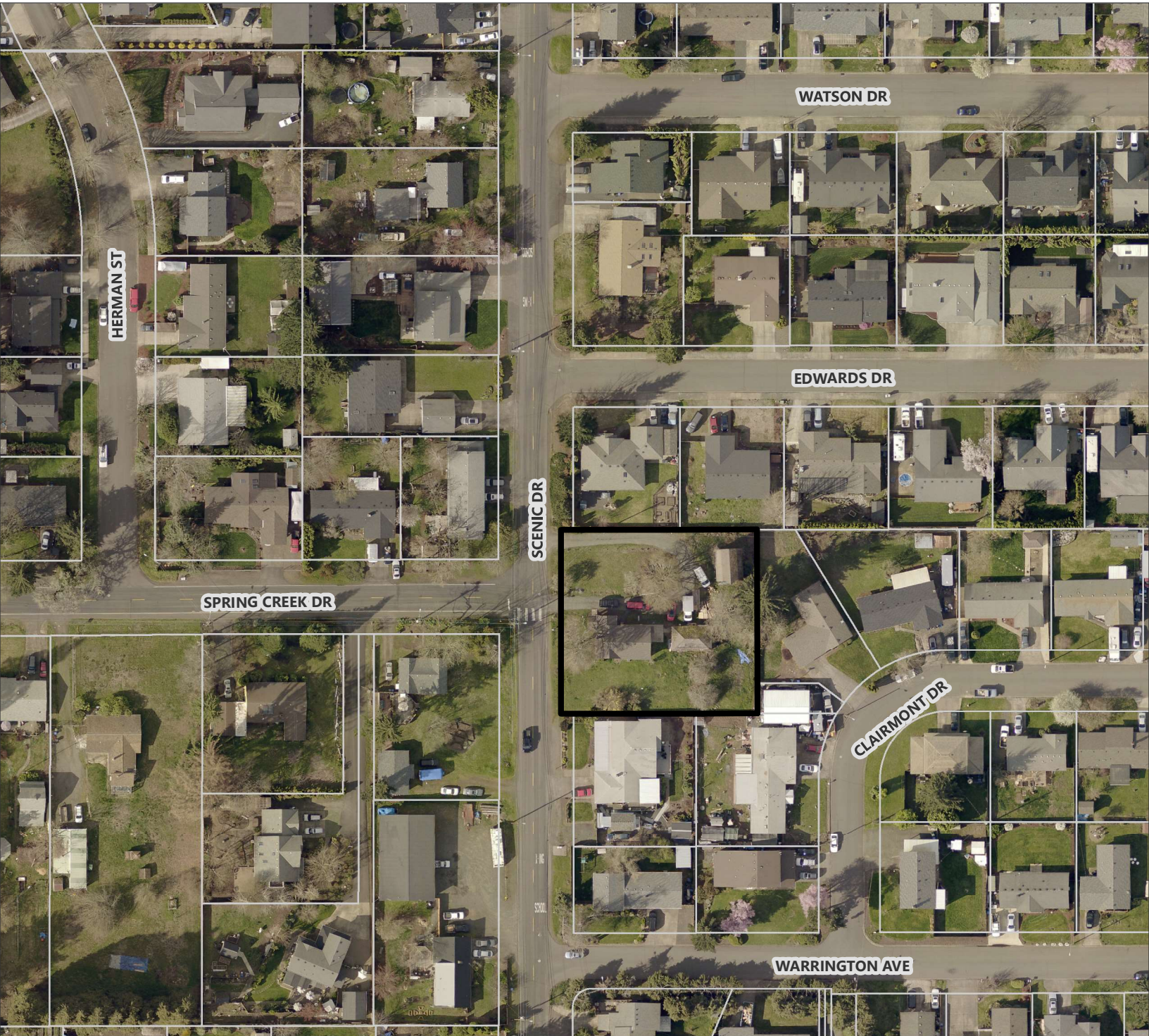


Caution: This map is based on imprecise source data, subject to change, and for general reference only.

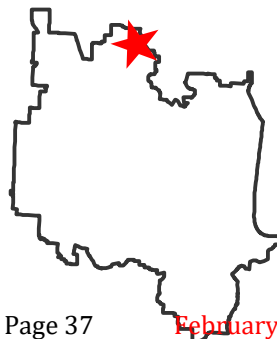
Created on 1/17/2020
by City of Eugene Planning Division

ANNEXATION LEGAL DESCRIPTION

Lot 4, Block 1, ELDON PARK, as platted and recorded in Book 48, Page 20, Lane County Oregon Plat Records, in Lane County, Oregon.



 Area of Withdrawal



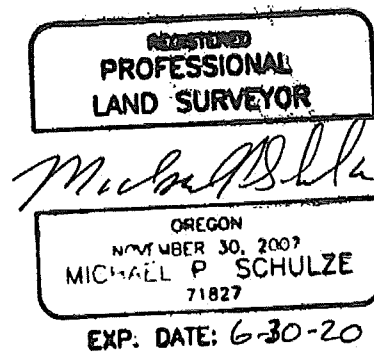
Caution: This map is based on imprecise source data, subject to change, and for general reference only.

Created on 1/17/2020
by City of Eugene Planning Division

LEGAL DESCRIPTION:

A tract of land in the Southeast quarter of the Northeast quarter of Section 2, Township 17 South, Range 4 West, Willamette Meridian, Lane County, more particularly described as follows:

Beginning at a point North 1549.76 feet and North 89°56'45" East 550.08 feet from the Northwest corner of the B.W. Poindexter Donation Land Claim No. 57 in Township 17 South, Range 4 West of the Willamette Meridian, running thence North 89°56'45" East 150.00 feet, thence North 150.00 feet, thence South 89°56'45" West 150.00 feet, thence South 150.00 feet to the point of beginning, in Lane County, Oregon.





 Area of Withdrawal



Caution: This map is based on imprecise source data, subject to change, and for general reference only.

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by City of Eugene Planning Division

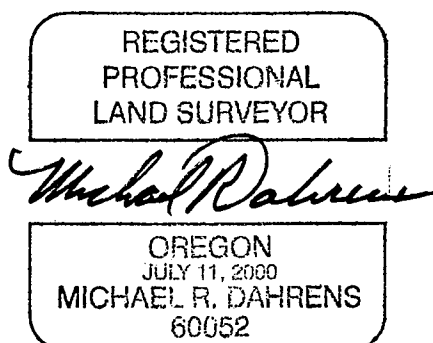
**Legal Description for the Annexation of the Kempf Property
to the City of Eugene
NW 1/4 of SECTION 12, T17S, R4W, W.M.
Lane County Assessor's Map 17-04-12-20, Tax Lot 2700**

A parcel of land situated in the Northwest One Quarter of Section 12, Township 17 South, Range 4 West of the Willamette Meridian, in Lane County, Oregon, said parcel being that property described in Bargain and Sale Deed recorded June 18, 2015, Reception No. 2015-028358, Lane County Deeds and Records, and being more particularly described as follows:

Beginning at the Northwest corner of that property described in Deed recorded June 18, 2015, Reception No. 2015-028358, Lane County Deeds and Records, said Point of Beginning being West, 2829.05 feet (record = 2829.98 feet) and South, 1303.70 feet (record = 1303.25 feet) and South 89°45'40" East, 1033.56 feet and South 0°04'20" West, 613.04 feet (record = 612.66 feet) from the Northeast corner of the L. Poindexter Donation Land Claim No. 52, Township 17 South, Range 4 West of the Willamette Meridian; from the Point of Beginning run thence South 88°55'34" East, 722.59 feet to an iron pipe; thence North 2°34'00" West, 143.43 feet to the Westerly line of THIRD ADDITION TO RIVERSIDE VISTA, as platted and recorded in Book 44, Page 24, Lane County Oregon Plat Records; thence along said Westerly line South 32°19'35" East, 430.34 feet; thence leaving said Westerly line run South 57°26'00" West, 194.11 feet; thence South 41°26'00" West, 66.00 feet; thence South 2°34'00" East, 66.00 feet to a point on a Boundary Agreement Line as marked on the ground and recorded in Book 200, Page 163, Lane County Oregon Deed Records; thence along said Boundary Agreement Line North 89°42'33" West, 502.17 feet to an iron pin; thence leaving said Boundary Agreement Line and running parallel with and 3.45 feet North of, when measured at right angles to, the North line of a certain tract of land as determined by Circuit Court Case No. 36727, as filed in Volume 95, Page 333, Records of Lane County Oregon, North 89°37'14" West, 158.25 feet to a point on the East line of a certain tract conveyed by Deed from Donald B. and Erma L. Kempf to Lane County, a political subdivision of the State of Oregon, as recorded on Reel No. 237-D, Reception No. 46272, Lane County Oregon Deed Records; thence along the East line of said tract North 0°04'20" East, 36.50 feet to the Northeast corner thereof, said Northeast corner being the Southeast corner of a certain tract of land conveyed by Deed recorded on Reel No. 221, Reception No. 14055, Lane County Oregon Deed Records; thence along the East line of said tract North 0°04'20" East, 120.00 feet to the Northeast corner thereof; thence along the North line of said tract, North 89°35'15" West, 82.00 feet to the Northwest corner thereof; thence North 0°04'20" East, 293.11 feet to the Point of Beginning, in Lane County, Oregon.

Containing 8.42 acres, more or less.

Bearings and distances in the foregoing description are based on that Boundary Survey by SSW Engineers Inc. filed June 22, 2018 as County Surveyor's File No. 44379.

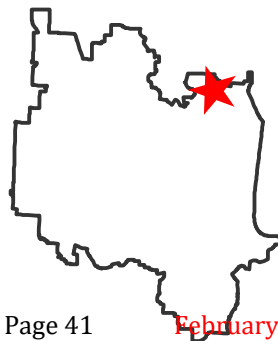


RENEWAL DATE: 12/31/2019

February 24, 2020, Meeting – Item 2C



 Area of Withdrawal

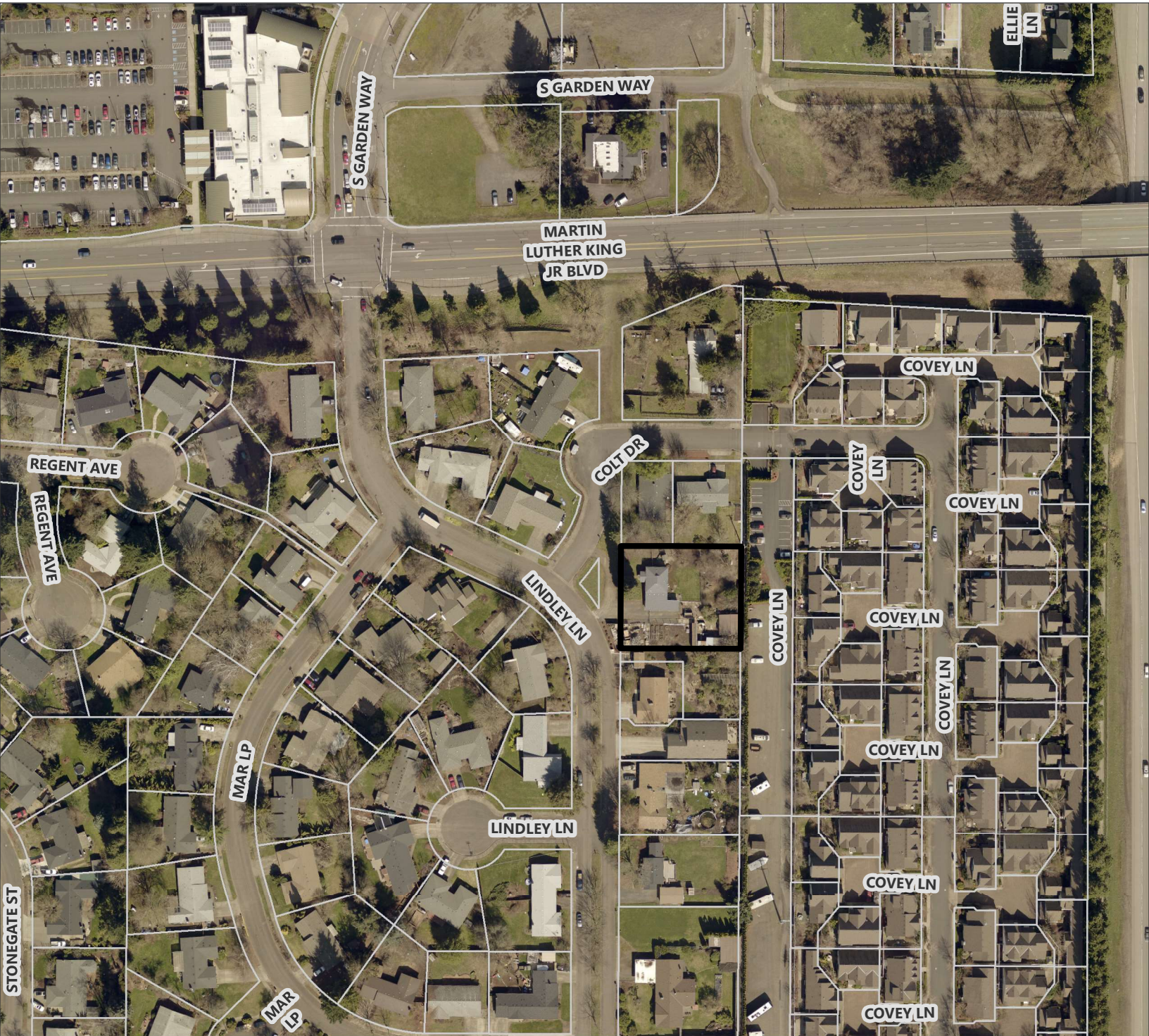


Caution: This map is based on imprecise source data, subject to change, and for general reference only.

Created on 1/17/2020
by City of Eugene Planning Division



Beginning at the Re-Entrant angle of the Thomas N. Aubrey Donation Land Claim No. 39, in Section 8, Township 17 South, Range 3 West of the Willamette Meridian, run thence South along the west line of said Donation Land Claim No. 39 a distance of 2552.40 feet; thence South 89°54'00" East 419.67 feet to the TRUE POINT OF BEGINNING; thence South 111.50 feet; thence South 89°54'00" East 179.00 feet; thence North 111.50 feet; North 89°54'00" West 179.00 feet to the TRUE POINT OF BEGINNING, in Lane County, Oregon.



 Area of Withdrawal



Caution: This map is based on imprecise source data, subject to change, and for general reference only.

Created on 1/17/2020
by City of Eugene Planning Division

**Legal Description for the Annexation
of
Assessor's Map No. 17-03-33-12 Tax Lot No. 200
to the
City of Eugene
October 5, 2018**

Lot 5, Meadow Vista as platted and recorded in Book 22, Page 21 Lane County Oregon Plat Records, all in Lane County Oregon.

Containing 18,050 sq. ft. more or less.

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Adoption of a Resolution Repealing Resolution No. 3993 Regarding the Abatement of Dutch Elm Disease

Meeting Date: February 24, 2020
Department: Public Works
www.eugene-or.gov

Agenda Item Number: 2D
Staff Contact: Eric DeBord
Contact Telephone Number: 541-682-4854

ISSUE STATEMENT

Urban Forestry is seeking to repeal City Council Resolution No. 3993, which pertains to the abatement of Dutch elm disease. Although this treatment was considered a best management practice at the time it was put into effect, it is no longer necessary as the vast majority of the American Elms in Eugene have succumbed to Dutch Elm Disease or other causes.

Since 2014, the City of Eugene has spent just over \$30,000 on private tree removal. Currently, the cost of tree removal and disposal is averaging about \$5000 per tree due to the exorbitant cost of disposal and access to the trees themselves. Many of these trees require use of a crane for removal as many are in citizen's backyards. In fact, one single complex tree removal can cost in excess of \$15,000. This cost would be justifiable if the treatment were effective, but at this time, it is no longer considered a best management practice for controlling the spread of the disease. Since the time of the original council resolution, new disease resistant elms have been introduced to the market and preventative chemical treatments are available.

It is the opinion of Urban Forestry staff that the money spent to remove elms from private property would be better spent in other areas of the Urban Forestry program such as tree planting or pruning to reduce the City's pruning cycle.

BACKGROUND

At the time that the Council Resolution and subsequent Administrative Order went into effect in 1986, both the City of Eugene and the nation were aggressively trying to prevent the spread of Dutch Elm Disease. The Order was put into place in an attempt to prevent the spread of disease, ensure that removed trees were properly disposed of, and to save the American Elm population in Eugene. Many of these trees were mature and stately, adding to the character and livability of Eugene. At that time, considering that there was no chemical or biological treatment available, preemptive removal of all tree material to lessen habitat for the fungus spreading elm beetle was a valid solution to the problem.

February 24, 2020, Work Session – Item 2D

PREVIOUS COUNCIL DIRECTION

Council Resolution 3993, July 28, 1986: A Resolution Declaring Dutch Elm Disease to Be A Public Nuisance and Authorizing the Summary Abatement of Infested Trees. Please see attachment A.

COUNCIL OPTIONS

1. Repeal Council Resolution No. 3993.
2. Take no action.

CITY MANAGER'S RECOMMENDATION

The City Manager recommends repealing Council Resolution No. 3993.

SUGGESTED MOTION

Move to adopt a Resolution Repealing Resolution No. 3993 Regarding the Abatement of Dutch Elm Disease.

ATTACHMENTS

- A. Original Council Resolution No. 3993
- B. Recommended Resolution Repealing No. 3993

FOR MORE INFORMATION

Staff Contact: Eric DeBord
Telephone: 541-682-4854
Staff E-Mail: edebord@eugene-or.gov

RESOLUTION NO. 3993

SUBJECT

A resolution declaring Dutch
Elm disease to be a public
nuisance and authorizing the
abatement.

Submitted _____

Passed _____

Rejected _____

Deferred To _____

COUNCIL MINUTES

Vol. _____ **Page** _____

RESOLUTION NO. 3993

**A RESOLUTION DECLARING DUTCH ELM DISEASE TO BE
A PUBLIC NUISANCE AND AUTHORIZING THE SUMMARY
ABATEMENT OF INFESTED TREES.**

The City Council of the City of Eugene finds that:

The Parks and Recreation Department of the City has advised the Council that:

A. It has discovered an elm tree located on private property within the City that is infested with Dutch Elm disease. It has therefore begun an inspection of all elm trees located within the City to determine if other trees are so infested;

B. Dutch Elm disease is a currently incurable disease carried by beetles and root graft, and once infested there is no known way to prevent the eventual death of the tree. The only "treatment" is to prevent the spread of the disease by immediately cutting down the infested trees and burying all wood, limbs, branches and other debris from the trees.

Because the early detection, removal and proper burial of all debris from infested trees is the only way to prevent the spread of the disease to all elm trees in Eugene, it is in the public interest that the City perform those services with respect to trees located on private property, at no expense to the property owner.

In order to prevent the spread of this disease the Council therefore specifically finds that Dutch Elm disease is a public nuisance which is injurious or detrimental to the welfare of the City and infested trees should be immediately abated by City personnel.

The Council further finds that the removal of any elm tree, or any wood, limbs, branches or other debris from any elm tree within the City limits by any person other than authorized City personnel will constitute a violation of Section 6.110 of the Eugene Code, 1971, and is punishable by a fine not to exceed \$200.00, pursuant to Section 5.990(2) of the Eugene Code, 1971.

NOW, THEREFORE,

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EUGENE, a
Municipal Corporation of the State of Oregon, as follows:**

Section 1. Based upon the above findings, which are adopted herein, and pursuant to the provisions of Section 6.010(k) of the Eugene Code, 1971, Dutch Elm disease is hereby declared to be a

Resolution - 1

public nuisance which is injurious or detrimental to the welfare of the City of Eugene.

Section 2. The City Manager is authorized and requested to immediately begin the summary abatement procedures authorized under Section 6.110 of the Eugene Code, 1971 of all Dutch Elm diseased trees found on private property within the City of Eugene.

Section 3. The cutting or removal of any elm tree, or wood, limbs, branches and other debris therefrom by any person other than authorized City personnel shall constitute a violation of Section 6.110 of the Eugene Code, 1971, which is punishable by a fine not to exceed \$200.00 pursuant to Section 6.990(2) of the Eugene Code, 1971.

Section 4. The declarations, directives and prohibitions contained herein shall be immediately effective and shall remain in effect until such time as the Director of the Parks & Recreation Department advises the Council that all Dutch Elm diseased trees have been abated and there is no further danger to remaining elm trees.

The foregoing Resolution adopted the 28th day of July, 1986.

Karen Goldman
City Recorder

RESOLUTION NO. _____

**A RESOLUTION REPEALING RESOLUTION NO. 3993 REGARDING
THE ABATEMENT OF DUTCH ELM DISEASE.**

The City Council of the City of Eugene finds that:

A. On July 28, 1986, the City Council adopted Resolution No. 3993 declaring Dutch Elm disease to be a public nuisance, requesting the City Manager to abate from private property all trees diseased with Dutch Elm disease, and (in order to limit the spread of the disease) prohibiting anyone other than authorized City personnel from cutting or removing any elm tree, or wood, limbs, branches and other debris from an elm tree.

B. Despite the City's abatement efforts, a significant number of elm trees have been lost and the City's remaining population of elms does not justify the administration of a public abatement program or the prohibition on private parties' cutting or removal of the trees.

NOW, THEREFORE,

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EUGENE, a
Municipal Corporation of the State of Oregon, as follows:**

Section 1. Resolution No. 3993 declaring Dutch Elm disease to be a public nuisance and authorizing the abatement is repealed.

Section 2. This Resolution shall become effective immediately upon its adoption.

The foregoing Resolution adopted the ____ day of _____, 2020.

City Recorder

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Public Forum

Meeting Date: February 24, 2020
Department: Central Services
www.eugene-or.gov

Agenda Item Number: 3
Staff Contact: Beth Forrest
Contact Telephone Number: 541-682-5882

ISSUE STATEMENT

This segment allows citizens the opportunity to express opinions and provide information to the council. Testimony presented during the Public Forum should be on city-related issues and should not address items which have already been heard by a Hearings Official or are on the present agenda as a public hearing item.

SUGGESTED MOTION

No action is required; this is an informational item only.

FOR MORE INFORMATION

Staff Contact: Beth Forrest
Telephone: 541-682-5882
Staff E-Mail: bforrest@eugene-or.gov

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Adoption of a Resolution Annexing Land to the City of Eugene (Assessor's Map 17-04-23-13; Tax Lot 7400; Located at 1345 Elkay Drive) (City File: Finnerty, Kathryn; A 19-11)

Meeting Date: February 24, 2020
Department: Planning and Development
www.eugene-or.gov

Agenda Item Number: 4A
Staff Contact: Rodney T. Bohner
Contact Telephone Number: 541-682-5437

ISSUE STATEMENT

This item is a request to annex the property located at 1345 Elkay Drive. The property to be annexed is approximately .44 acres (19,091 square feet) and is located on the north side of Elkay Drive, west of River Road. No public right-of-way is proposed for annexation as part of this request, and there is no formal deadline for City Council action on this item. A vicinity map is provided as Attachment A.

The property is zoned R-1 Low-Density Residential with the /UL Urbanizable Land Overlay. Both the Metro Plan and the applicable refinement plan, the River Road - Santa Clara Urban Facilities Plan, designate the subject property for Low Density Residential use. The area of annexation is located within the City's urban growth boundary and is only separated from the City limits by the right-of-way for Elkay Drive along the property's south property boundary. Annexation will allow for future development consistent with the property's land use designation and the Eugene Code. Specific plans for future development of the site are not included as part of this annexation application.

BACKGROUND

To encourage compact urban growth and sequential development within Eugene's UGB, the Metro Plan provides that ultimately all land within the UGB will be annexed into the City and provided with a minimum level of urban services.

Approval of annexation requests are based on the criteria at Eugene Code 9.7825 which require that (1) the land proposed to be annexed is within the City's UGB and is contiguous to the City limits or separated from City limits only by a right-of-way or water body; (2) the proposed annexation is consistent with the applicable policies in the Metro Plan and in any applicable refinement plans; and (3) the proposed annexation will result in a boundary in which the minimal level of key urban facilities and services can be provided in an orderly, efficient, and timely manner. Findings demonstrating that the annexation request is consistent with these approval criteria are included as Exhibit C to the attached draft resolution (Attachment B).

February 24, 2020, Meeting – Item 4A

To provide nearby property owners and residents an opportunity to review and comment on this annexation request, public notice was provided to all owners and occupants of property within 500 feet of the subject property and the affected neighborhood association (River Road Community Organization) consistent with Eugene Code requirements. No testimony has been received to date regarding the proposed annexation of this property.

Referral comments were provided by affected agencies including City of Eugene Public Works, Eugene Water & Electric Board, and Lane County Public Works. These referral comments confirm that the property can be provided with the minimum level of key urban services consistent with the approval criteria. Given the findings of compliance, ability for the provision of key urban services, and absence of any testimony, a public hearing is not recommended in this instance.

Additional background information regarding this request, including relevant application materials, is included for reference as Attachment C. A full copy of all materials in the record is also available at the Permit and Information Center located at 99 West 10th Avenue.

PREVIOUS COUNCIL DIRECTION

None.

COUNCIL OPTIONS

City Council may consider the following options:

1. Adopt the draft resolution
2. Adopt the draft resolution with specific modifications as determined by the City Council
3. Deny the draft resolution
4. Defer action until after the council holds a public hearing on the proposed annexation

CITY MANAGER'S RECOMMENDATION

The City Manager recommends City Council adopt the resolution by finding that the request complies with all applicable approval criteria, and that the annexation be approved.

SUGGESTED MOTION

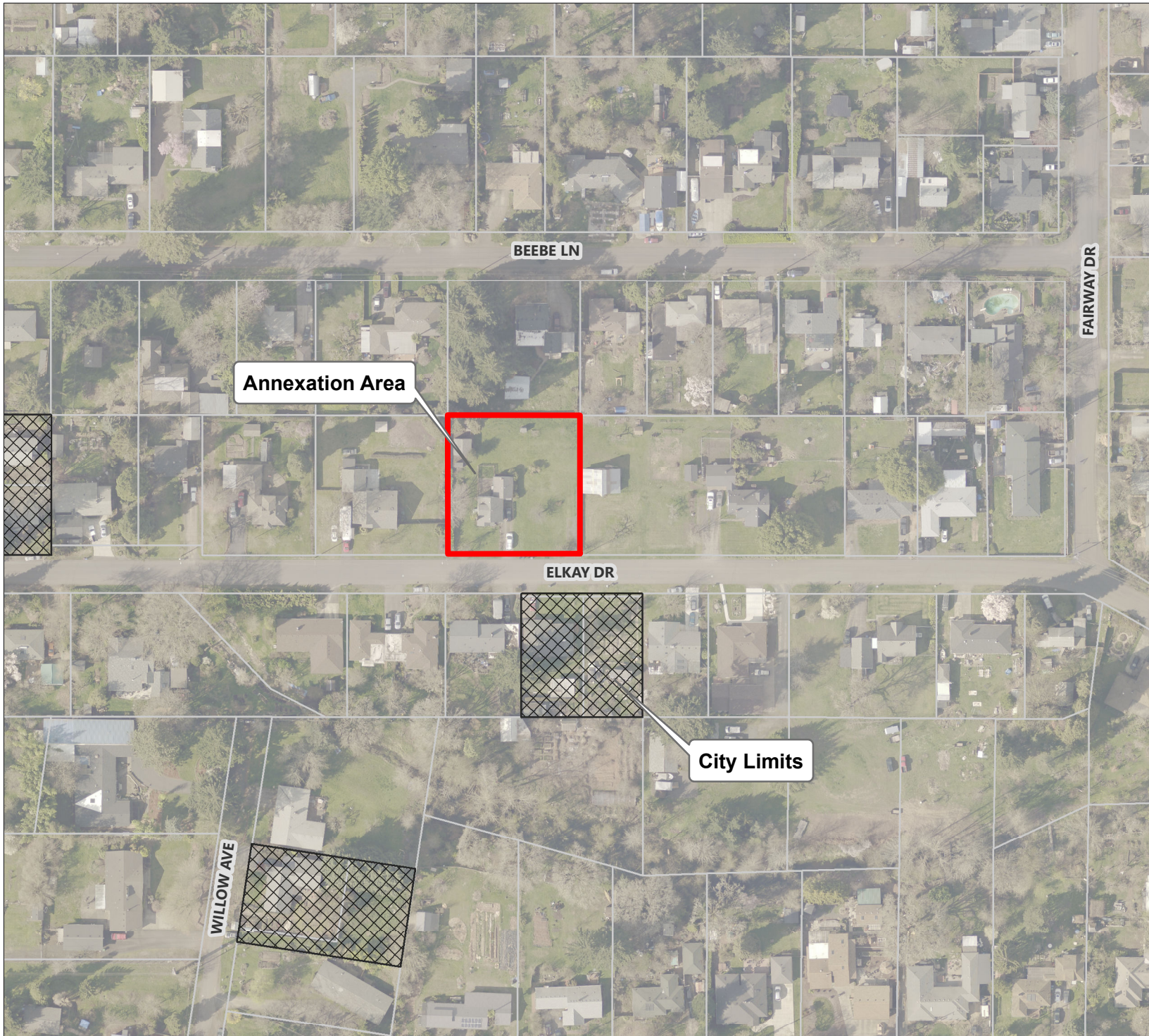
Move to adopt a resolution approving the proposed annexation request consistent with the applicable approval criteria.

ATTACHMENTS

- A. Vicinity Map
- B. Draft Annexation Resolution with Exhibits A through C
 - Exhibit A: Map of Annexation Request
 - Exhibit B: Legal Description
 - Exhibit C: Planning Director Findings and Recommendation
- C. Application Materials for Annexation Request

FOR MORE INFORMATION

Staff Contact: Rodney T. Bohner
Telephone: 541-682-5437
Staff E-Mail: rbohner@eugene-or.gov



- Annexation Area
- Eugene City Limits
- Taxlots



Caution: This map is based on imprecise source data, subject to change, and for general reference only.

Created on 2/10/2020
by City of Eugene Planning Division



RESOLUTION NO. _____

**RESOLUTION ANNEXING LAND TO THE CITY OF EUGENE
(ASSESSOR'S MAP 17-04-23-13, TAX LOT 7400 LOCATED AT 1345
ELKAY DRIVE).**

The City Council of the City of Eugene finds that:

A. An annexation application was submitted on November 27, 2019, by Kathryn Finnerty, in accordance with the provisions of Section 9.7810 of the Eugene Code, 1971, ("EC") to annex property identified as Assessor's Map 17-04-23-13, Tax Lot 7400, to the City of Eugene.

B. The property proposed to be annexed is depicted on the map attached as Exhibit A to this Resolution. The legal description of the property proposed to be annexed is attached to this Resolution as Exhibit B.

C. The City's Planning Director has submitted a written recommendation that the application be approved based on the criteria of EC 9.7825. The Planning Director's Findings and Recommendation is attached as Exhibit C.

D. On January 22, 2020, a notice containing the street address, the assessor's map and tax lot number for the property, a description of the land proposed to be annexed, and the Planning Director's preliminary recommendation was mailed to the applicant, owners and occupants of properties located within 500 feet of the perimeter of the subject property, and the River Road Community Organization. The notice advised that the City Council would consider the Planning Director's full recommendation on the proposed annexation on February 24, 2020.

E. After considering the Planning Director's recommendation, the City Council finds that the application should be approved.

NOW, THEREFORE,

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EUGENE, a
Municipal Corporation of the State of Oregon, as follows:**

Section 1. Based on the above findings and the Planning Director's Findings and Recommendation which are attached as Exhibit C and are adopted in support of this Resolution, it is ordered that the land identified as Assessor's Map 17-04-23-13, Tax Lot 7400, which is depicted on the map attached as Exhibit A, and more particularly described in the attached Exhibit B, is annexed to the City of Eugene.

Section 2. This Resolution is effective immediately upon its passage by the City Council. The annexation and the automatic rezoning of the land pursuant to EC 9.7820(3) from R-1 Low-

Density Residential with /UL Urbanizable Land Overlay to R-1 Low-Density Residential shall become effective in accordance with State law.

The foregoing Resolution adopted the ____ day of February, 2020.

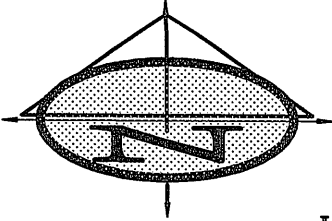
City Recorder

SITE PLAN

Exhibit A

FOR FINNERTY ANNEXATION TO CITY OF EUGENE

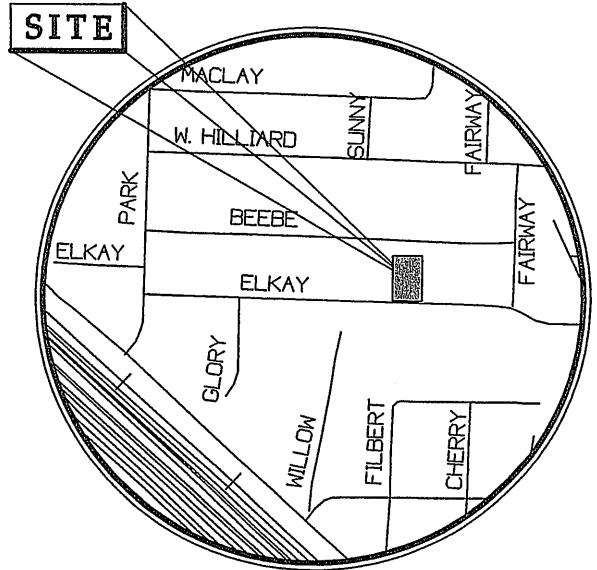
NE 1/4, SEC. 23 T 17 S, R 4 W W.M.
ASSESSOR'S MAP 17-04-23-13 TL No. 7400
EUGENE, LANE COUNTY, OREGON
SEPTEMBER 18, 2019



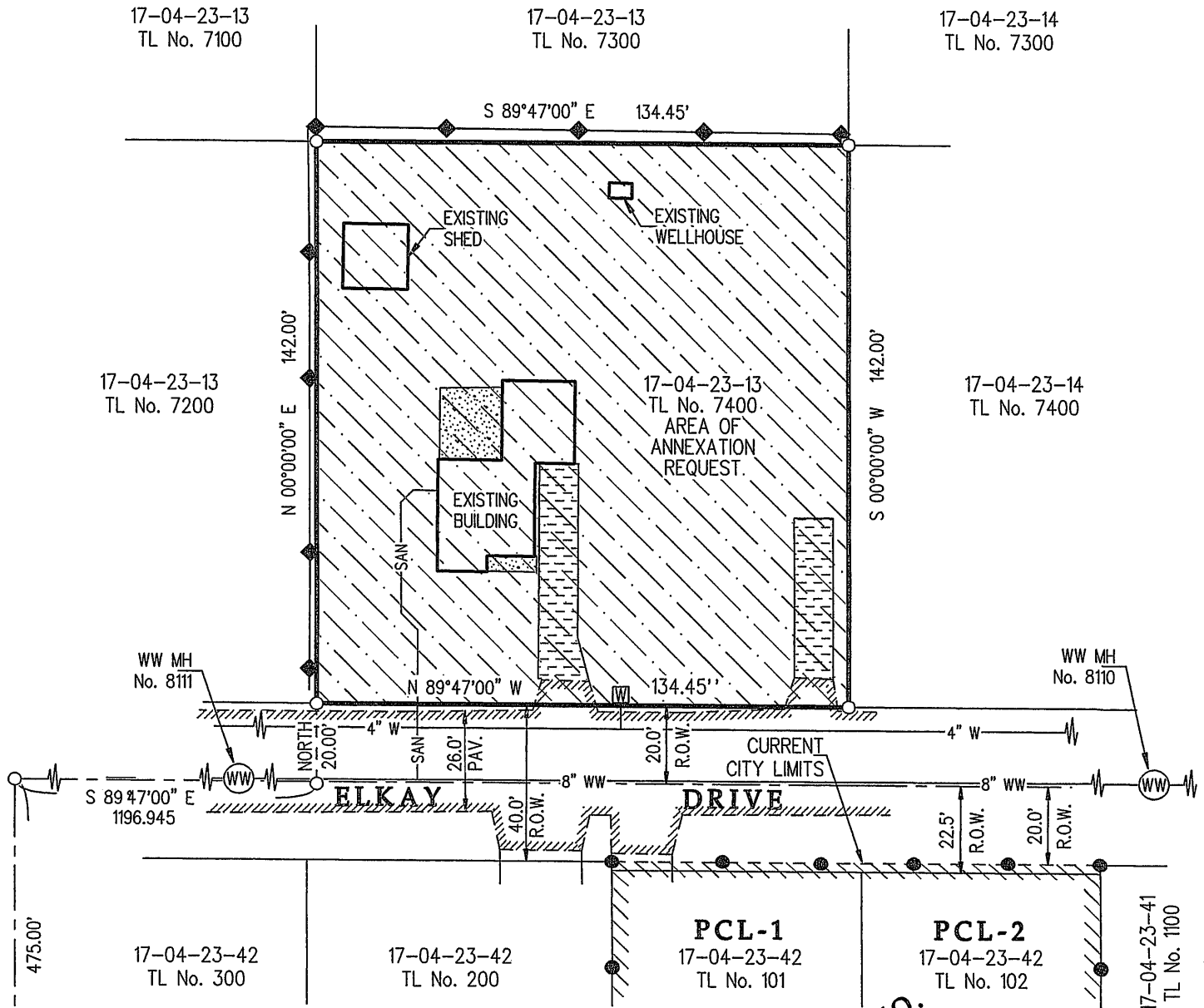
SCALE: 1" = 40'

LEGEND

- PROPERTY CORNER
- W WATER METER
- WW WASTEWATER MANHOLE
- WW— EXISTING WASTEWATER LINE
- W— EXISTING WATER LINE
- CONCRETE SURFACE
- GRAVEL SURFACE
- EDGE A.C. PAVING
- EXISTING WOOD FENCE



VICINITY MAP
NO SCALE



PLAT NO.
2007-P2101

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Jonathan A. Oakes

OREGON
JULY 13, 1984
JONATHAN A. OAKES
2105

EXPIRES: DECEMBER 31, 2020

POAGE ENGINEERING & SURVEYING, INC.

P.O. BOX 2527 * EUGENE, OREGON 97402 * (541) 485-4505
JOB No. 4745 * DRAWN: KSG\4745ANNEX.GXD * 9-19

SW CORNER
B. DAVIS D.L.C. NO. 45
T 17 S, R 3 W W.M.

**Legal Description for the Annexation
of
Assessor's Map No. 17-04-23-13 Tax Lot No. 7400
to the
City of Eugene
November 13, 2019**

Beginning at a point which is 1196.945 South 89°47'00" East of a point which is 475 feet North of the southwest corner of the Benjamin Davis D.L.C. No. 45 in Township 17 South, Range 4 West of the Willamette Meridian; thence North 20.0 feet to a point on the north margin of Elkay Drive, said point being the True Point of Beginning; thence leaving said north margin and continuing North 142.00 feet; thence South 89°47'00" East 134.445 feet; thence South 142.00 feet to a point on the north margin of Elkay Drive, said point being 20.0 feet northerly of, when measured at right angles to, the centerline of Elkay Drive; thence along the north margin of Elkay Drive North 89°47'00" West 134.445 feet to the True Point of Beginning, all in Lane County Oregon.

Containing 19,091 sq. ft. more or less



**Planning Director's Findings and Recommendation
Annexation Request for Kathryn Finnerty
(City File: A 19-11)**

Application Submitted: November 27, 2019
Applicant: Kathryn Finnerty
Property Included in Annexation Request: Tax Lot 07400 of Assessor's Map 17-04-23-13
Zoning: R-1 Low-Density Residential with /UL Urbanizable Land Overlay
Location: North side of Elkay Drive, east of Fairway Drive
Representative: Jonathan Oakes; Poage Engineering
Lead City Staff: Rodney Bohner, City of Eugene Planning Division, 541-682-5437

EVALUATION:

Based on the information provided by the applicant, the City has determined that this request complies with Eugene Code (EC) Section 9.7805 Annexation - Applicability. As such, it is subject to review and approval in accordance with the requirements, application criteria and procedures of EC 9.7800 through 9.7835. The applicable approval criteria are presented below in bold typeface with findings and conclusions following each.

EC 9.7825(1) The land proposed to be annexed is within the city’s urban growth boundary and is: (a) Contiguous to the city limits; or (b) Separated from the city only by a public right of way or a stream, bay, lake or other body of water.		
Complies		Findings: The annexation area is within the City’s urban growth boundary (UGB) and is separated from the city only by a public right of way, consistent with subsection (b).
☒ YES	☐ NO	
EC 9.7825(2) The proposed annexation is consistent with applicable policies in the Metro Plan and in any applicable refinement plans.		
Complies		Findings: Several policies from the Metro Plan provide support for this annexation by encouraging compact urban growth to achieve efficient use of land and urban service provisions within the UGB, including the following policies from the Growth Management section (in <i>italic text</i>): <i>Policy 8. Land within the UGB may be converted from urbanizable to urban only through annexation to a city when it is found that:</i> <i>a. A minimum level of key urban facilities and services can be provided to the area in an orderly and efficient manner.</i> <i>b. There will be a logical area and time within which to deliver urban services and facilities. Conversion of urbanizable land to urban shall also be consistent with the Metro Plan. (page II-C-4)</i> <i>Policy 10. Annexation to a city through normal processes shall continue to be the highest priority. (page II-C-5).</i>
☒ YES	☐ NO	

		<p><i>Policy 15. Ultimately, land within the UGB shall be annexed to a city and provided with the required minimum level of urban facilities and services. While the time frame for annexation may vary, annexation should occur as land transitions from urbanizable to urban. (page II-C-5)</i></p> <p>The following policy from the Residential Element of the Metro Plan is also applicable:</p> <p><i>Policy A.2 Residentially designated land within the UGB should be zoned consistent with the Metro Plan, and applicable plans and policies; however, existing agricultural zoning may be continued within the area between the city limits and UGB until rezoned for urban uses.</i></p> <p>The Metro Plan designates the annexation area as appropriate for low-density residential use. The River Road - Santa Clara Urban Facilities Plan (RR/SC UFP) is the adopted refinement plan for the subject property and designates the area for low density residential use. The property is zoned R-1 Low-Density Residential with a /UL Urbanizable Land overlay. The R-1 zoning is consistent with the Metro Plan and RR/SC UFP designations. The /UL overlay will be automatically removed from the property following annexation approval.</p> <p>Regarding applicable policies of the RR/SC UFP, the subject property is not within a defined subarea. Further, none of the general “Residential Land Use Policies” at Section 2.2 appear to be directly applicable to the subject request. The “Public Facilities and Services Element” policies of the RR/SC UFP are directed at local government; however, the premise of these policies (regarding the provision of urban services) is the assumption that property within the UGB will be annexed.</p> <p>As previously discussed in this subsection, and further detailed under subsection (3) below, the proposed annexation is consistent with Metro Plan growth management policies and can be served by the minimum level of key urban services. The annexation procedures beginning at EC 9.7800 are consistent with State law and therefore, as found throughout this report, the annexation is consistent with State law.</p> <p>Therefore, based on the findings above, the proposal is consistent with the applicable policies of the Metro Plan and RR/SC UFP refinement plan.</p>
EC 9.7825(3)		The proposed annexation will result in a boundary in which the minimum level of key urban facilities and services, as defined in the Metro Plan, can be provided in an orderly, efficient, and timely manner.
Complies		Findings: Consistent with this criterion, the proposed annexation will result in a boundary in which the minimum level of key urban facilities and services can be provided in an orderly, efficient, and timely manner as detailed below: <p><u>Wastewater</u></p> <p>Public Wastewater lines are available within the right-of-way of Elkay Drive. The existing home located at 1345 Elkay Drive is currently connected to the City’s wastewater system. There is no lien information in the special assessment database for the subject property.</p>
☒ YES	☐ NO	

		<p><u>Stormwater</u> City of Eugene stormwater systems are not available in this area and the soils appear to have poor permeability rates. Infiltration testing may be required at the time of development to demonstrate adequate percolation rates. There are additional options for complying with stormwater standards which will be further evaluated at the time of future development. All treatment and destination must be approved prior to development.</p> <p><u>Transportation</u> The property has frontage on Elkay Drive, a Lane County local street with North Park Avenue (Minor Arterial) to the west leading directly to NW Expressway (Major Arterial). To the East, Elkay Drive connects directly to River Road, also a Major Arterial, owned and maintained by the City of Eugene. Elkay Drive and North Park Avenue are paved but not improved with sidewalks, curb and gutter, street trees or street lights. Any future development will be evaluated for compliance with current standards through the applicable development application.</p> <p><u>Solid Waste</u> Collection service is provided by private firms. Regional disposal sites and the Short Mountain Landfill are operated by Lane County.</p> <p><u>Water and Electric</u> EWEB Water staff state no objection to the annexation. EWEB Electric staff also state no objection to the annexation. Water and electric services can be extended to the subject property in accordance with EWEB policies and procedures.</p> <p><u>Public Safety</u> Police protection can be extended to this site upon annexation consistent with service provision through the City. Fire protection will be provided by Eugene Springfield Fire. Emergency medical services are currently provided on a regional basis by the cities of Eugene and Springfield and will continue in the same manner upon annexation.</p> <p><u>Parks and Recreation</u> Parks and recreation programs are provided on a City-wide basis. The inclusion of the subject property in the City is sufficient evidence to demonstrate the minimum level of this key urban service is met.</p> <p><u>Planning and Development Services</u> Planning and building permit services are provided for all properties located within the urban growth boundary by the City of Eugene. The Eugene Code, Chapter 9, will provide the required land use controls for future development of the subject property upon annexation.</p> <p><u>Communications</u> A variety of telecommunications providers offer communications services throughout the Eugene/Springfield area.</p>
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		<p><u>Public Schools</u></p> <p>The subject property is within Eugene School District 4J and is within the district boundary of River Road Elementary School, Kelly Middle School, and North Eugene High School. As access to schools is evaluated on a district-wide basis, the property's location within the school district is sufficient evidence to demonstrate the minimum level of this key urban service is met.</p>
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CONCLUSION:

Based on the above findings, information submitted to date, and the criteria set forth in EC 9.7825, the proposed annexation is consistent with the applicable approval criteria. A map and legal description showing the area subject to annexation are included in the application file for reference. The effective date is set in accordance with State law.

November 15, 2019

ANNEXATION APPLICATION

Property Location: Map 17-04-23-13, TL No. 7400
1345 Elkay Drive
Eugene, OR. 97404

Owner: Kathryn Finnerty
1345 Elkay Drive
Eugene OR 97404

Applicant: same as owner

Applicant's Representative: Poage Engineering and Surveying Inc.
P.O. Box 2527
Eugene, OR 97402

Contact: Jonathan Oakes
Phone: 541-485-4505; email: oakes@poage.net

WRITTEN STATEMENT

I. INTRODUCTION AND BACKGROUND

1. Description of subject property:

Map and tax lot 17-04-23-13-07400 is approximately 0.44 acres in size. It is designated by the Metro Plan as Low Density Residential. It is zoned R-1/low density residential with the UL/urbanizable land overlay. The site contains a single family residences with an attached garage and a detached shed accessory to the residence. This residence is addressed as 1345 Elkay Drive. At a future date, it is the intent of the owner to partition the property in order to separate the existing residence onto a separate parcel so that the applicant can construct a new residence on the vacant parcel of the remaining property. The first step in that process is to annex to the City of Eugene. Tax Lot 7400 is contiguous to the north margin of Elkay Drive, opposite of the south margin of Elkay Drive that was incorporated into the city limits of Eugene under Land Partition Plat No. 2007-P2101.

2. Summary of land use request:

The applicant requests to annex all of TL No. 7400, such that the /UL overlay will be removed.

3. Application Contents

The information requirements for an annexation application are stated at EC 9.7810(1) through (10). The application form page 2 lists all the required information. That information has been compiled here, as reflected in the check boxes on the application form.

4. Criteria for approval of annexation application:

EC 9.7825 provides the primary criteria applicable to an annexation application. This code section refers to additional criteria (such as applicable Metro Plan policies) that will need to be addressed as well.

EC 9.7825 Annexation – Approval Criteria. *The city council shall approve, modify and approve, or deny a proposed annexation based on the application's consistency with the following:*

(1) The land proposed to be annexed is within the city's urban growth boundary and is:

(a) Contiguous to the city limits; or

(b) Separated from the city only by a public right of way or a stream, bay, lake or other body of water.

Applicant's proposed finding: The subject property is within the city's UGB. The south boundary of the subject property is the north margin of Elkay Drive, opposite the south margin of Elkay Drive incorporated in the city limits in conjunction with Land Partition Plat No. 2007-P2101.

“(2) The proposed annexation is consistent with applicable policies in the Metro Plan and in any applicable refinement plans.”

Applicant's proposed finding: The Metro Plan Policy 9, page 11-B-5, recognizes annexations through this normal process to be the highest priority. As such, the proposal is consistent with this policy

Metro Plan Policy 8, page 11-B-4, provides for annexation when a minimum level of key facilities and services can be provided. This policy is the subject of the annexation standard in (3) below.

Metro Plan Policy 15 provides that land within the UGB shall be annexed to a city and provided with the minimum level of urban facilities and services. It further provides that while the timeframe for annexation may vary, annexation should occur as land transitions from urbanizable to urban. The property is within the UGB and therefore, based on this policy, should be annexed. The provision of facilities and services is addressed in standard (3) below. The property is designated LDR on the Metro Plan. The property is currently zoned R-1/UL which is consistent with the low density residential designation assigned to the site in the Metro Plan.

Metro Plan Policy 17 is instructional to the City to dissolve special service districts after annexation and to consider intergovernmental agreements with affected special service districts. The applicant does not object to dissolving special service districts, as needed. The proposal is consistent with Policy 17.

Metro Plan Policy 19 stipulates the criteria that must be met in order to annex territory to existing service districts within the UGB. This proposal is consistent with Policy 19 in the fact that the key urban services are directly available to the property making immediate annexation to the City a possibility and the affected property owners have provided the signed consent to annex agreement with the City of Eugene in accordance Oregon annexation law.

Metro Plan Policy 20 outlines the methodology for extending new urban service to unincorporated areas within the UGB. This proposal is consistent with Policy 20 in the fact that the applicant is requesting annexation to the City of Eugene, which is the highest priority of all the methods outlined in Policy 20 for providing new urban service to unincorporated areas within the UGB.

“(3) The proposed annexation will result in a boundary in which the minimum level of key urban facilities and services, as defined in the Metro Plan, can be provided in an orderly, efficient, and timely manner.”

Applicant’s proposed finding: The Metro Plan defines the “Minimum Level” of “key urban facilities and services” as including

“wastewater service, stormwater service, transportation, solid waste management, water service, fire and emergency medical services, police protection, city-wide parks and recreation programs, electric service, land use controls, communication facilities, and public schools on a district-wide basis (in other words, not necessarily within walking distance of all students served).”

Each of these facilities and services is addressed below.

In summary, the minimum level of key urban facilities and services is either immediately available or can be provided within a reasonable future time frame as needed.

Wastewater services: When property is annexed to the city, it is automatically annexed to the Lane County Metropolitan Wastewater Service District, as provided for in ORS 199.510(2)(c). In the post-Boundary Commission era, the subject property will have to be annexed to the MWSD in a separate action, following annexation to the city.

Currently, there is an 8” public wastewater line in Elkay Drive running along the entire southern boundary of the subject property. The existing residence on the subject property is connected to the existing wastewater main in Elkay Drive. Therefore, wastewater services already exist to the subject property.

Stormwater services: The subject property is not directly served by a public stormwater facility. Any stormwater runoff generated from impervious surfaces on the site discharges directly onto the ground where it percolates down into the underlying soils. The nearest public stormwater facility is an open drainage teway located approximately 300 feet west of the site. Current City stormwater policies require that stormwater be kept on-site and any run-off shall be limited to predevelopment flows. Therefore, future development of the site will require an on-site stormwater facility sized in accordance with the treatment guidelines of the City of Eugene Stormwater Management Manual. The chosen treatment facility will need to be sized for flood control since there is currently no connection available to the public sewer. This type of “key urban facility” is available to the subject property.

Transportation: The property has frontage on Elkay Drive along its entire southern boundary. Elkay Drive is a 26’ wide a.c. mat roadway with gravel shoulders and is classified as a local street on the City of Eugene Street Classification Map. Elkay Drive connects to River Road which is classified as a major arterial and through this classification it can be inferred that River Road provides the subject property with access to the entire transportation network within the city limits and surrounding area. Therefore, the subject property is served with this type of “key urban facility.”

Solid Waste Management: Private firms and individuals collect and transport solid waste to the Lane County administered landfill. Therefore, the subject property is served with this type of “key urban facility.”

Water Service: Water is available from the 4” water main located in the north margin of Elkay Drive. Therefore, the subject property is served with this type of “key urban facility.”

Fire and emergency medical services: According to RLID, fire protection is currently provided by the River Road Water District. Upon annexation, the City of Eugene will provide services directly to the property. Therefore, the subject property is served with this type of “key urban facility.”

Police Protection: Police protection will be provided by Eugene, which currently services other properties inside the city. After annexation this property will receive police services on an equal basis with all properties inside the city. Therefore, the subject property is served with this type of “key urban facility.”

City-wide parks and recreation programs: Park services are already provided to this area, consistent with the Metro Plan. The subject property is located within the River Road Park District an established park district. According to Lane County’s GIS maps, there are two parks within one mile of the subject property, Razor Park and West Bank Park, as well as the West Bank Bike Path.

Electric Service: The adjacent properties are served by EWEB, and service is available at the property boundaries.

Land Use Controls: The subject property is now, and after annexation will continue to be, subject to the land use controls of the City of Eugene.

Communication Facilities: Land line phone service, cellular phone and data service, and cable television are available in the area, and can be extended to the subject property.

Public schools on a district-wide basis: The Eugene 4J School District serves the annexation area. Existing schools are: River Road Elementary, Kelly Middle, and North Eugene High Schools

* CB = Coburg CG = Cottage Grove
CR = Creswell EU = Eugene
FL = Florence JC = Junction City
OA = Oakridge SP = Springfield

PETITION

Petition Signature Sheet Annexation by Individuals

We, the following property owners/electors, consent to the annexation of the following territory to the City of *(Insert Name of City)*:

Signature	Date Signed m/d/y	Print Name	Residence Address (street, city, zip code)	Map and Tax Lot Number (example: 17-04-03-00-00100)	✓ Land Owner	✓ Reg Voter	Acres (qty)
1. <i>K. Finnerty</i>	<i>11/26/19</i>	<i>KATHRYN FINNERTY</i>	<i>1345 ELKAY DR. EUGENE OR 97404</i>	<i>17-04-03-13 #7400</i>	✓	✓	<i>0.44</i>
2.							
3.							
4.							
5.							

Note: With the above signature(s), I am attesting that I have the authority to consent to annexation on my own behalf or on behalf of my firm or agency. (Attach evidence of such authorization when applicable.)

I, *JONATHAN OAKES* (printed name of circulator), hereby certify that every person who signed this sheet did so in my presence.
X *Jonathan Oakes* (signature of circulator)

CERTIFICATION OF PROPERTY OWNERS

The total landowners in the proposed annexation are 1 (qty). This petition reflects that 1 (qty) landowners (or legal representatives) listed on this petition represent a total of 100 (%) of the landowners and 100 (%) of the acres as determined by the map and tax lots attached to the petition. A&T is not responsible for subsequent deed activity which may not yet be reflected on the A&T computerized tax roll.

CERTIFICATION OF ELECTORS

The total active registered voters in the proposed annexation are 1. I hereby certify that this petition includes 1 valid signatures representing 100 (%) of the total active registered voters that are registered in the proposed annexation.

[Signature]
Lane County Department of Assessment and Taxation

11/26/19
Date Certified

[Signature]
Lane County Clerk or Deputy Signature
11/26/19
Date Certified

Consent to Annexation

Consent is hereby given to the annexation by the City of Eugene, Oregon of the following described real property:

Map and Tax Lot: 17-04-23-13 TL#7400 Address: 1345 ELKAY DRIVE
EUGENE, OR 97404

Legal Description:

SEE ATTACHED

In the corporate limits of said city, which is owned by the undersigned

DATED this 26 day of November, 2019.

K Finnerly

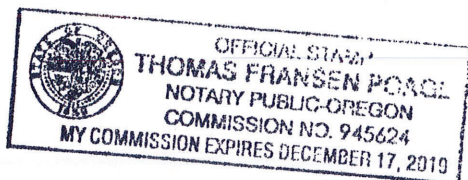
STATE OF OREGON)

)ss

County of)

On this 26 day of Nov, 2019, before me, the undersigned, a notary public in and for the said county and state, personally appeared the within-named, Kathryn Finnerly, who is known to me to be the identical individual described herein and who executed the same freely and voluntarily.

Seal:



IN TESTIMONY WHEREOF, I have hereunto set my hand and seal the day and year last above written.

Thomas Fransen Poag

Notary Public for Oregon
My Commission Expires Dec 17, 2019

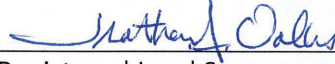
**Legal Description for the Annexation
of
Assessor's Map No. 17-04-23-13 Tax Lot No. 7400
to the
City of Eugene
November 13, 2019**

Beginning at a point which is 1196.945 South 89°47'00" East of a point which is 475 feet North of the southwest corner of the Benjamin Davis D.L.C. No. 45 in Township 17 South, Range 4 West of the Willamette Meridian; thence North 20.0 feet to a point on the north margin of Elkay Drive, said point being the True Point of Beginning; thence leaving said north margin and continuing North 142.00 feet; thence South 89°47'00" East 134.445 feet; thence South 142.00 feet to a point on the north margin of Elkay Drive, said point being 20.0 feet northerly of, when measured at right angles to, the centerline of Elkay Drive; thence along the north margin of Elkay Drive North 89°47'00" West 134.445 feet to the True Point of Beginning, all in Lane County Oregon.

Containing 19,091 sq. ft. more or less

Certification of Description

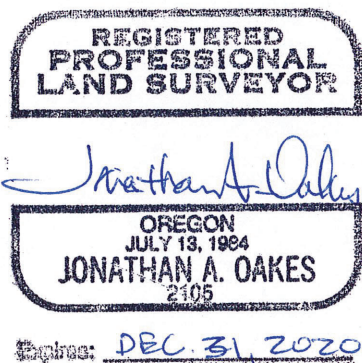
Pursuant to EC 9.7810(7), Annexation Application Requirements, I hereby certify the metes and bounds description of the real property proposed for annexation closes; and the map outlining the boundary is a true representation of the description.

Signature: 
Registered Land Surveyor

Print Name: JONATHAN A. OAKES

Date: NOVEMBER 22, 2019

Seal:



If yes,
location? SEE ACCOMPANYING WRITTEN STATEMENT

If no, how will stormwater be handled after development? -

Streets – What existing streets provide access to this site. List existing streets that provide access to this site from River Road, the Northwest Expressway, or Beltline Highway. PARK AVENUE, ELKAY DRIVE

Will dedication for additional street right-of-way be required upon further development of this site?

☒ Yes ☐ No ☐ Unknown

Will existing streets be extended or new streets constructed upon further development of this site?

☐ Yes ☒ No ☐ Unknown

Parks, Recreation, and Cultural Services

Systems Development revenues generated by new development and Ballot Measure 20-30, which authorized the issuance of \$25.3 million in general revenue bonds, will help to fund future City park acquisition and development in this area and throughout the city. Please list the parks and recreation facilities that already exist or are planned in the general vicinity of the property(ies) included in this annexation:

EASOR PARK, WEST BANK BIKE PATH

Key services, defined by the Metropolitan Plan as parks and recreation programs, will be available to new city residents in this area on an equal basis with residents throughout the city.

Public Safety

Police services - Police protection can be extended to this site upon annexation consistent with service provision throughout the city.

For River Road/Santa Clara area-

Police services - Police protection can be extended to this site upon annexation consistent with service provision throughout the city. Police currently travel along River Road to provide service to areas throughout the River Road and Santa Clara area. Infill annexations and development in this area will increase the efficiency of service delivery to this area.

Fire and emergency services (Please indicate which fire district serves subject property.)

_____ Santa Clara - Fire protection services are currently provided to the subject property by the Santa Clara Rural Fire Protection District.

X River Road - Fire and emergency services - Fire protection is currently provided to the subject property by the River Road Water District under contract with the City of Eugene. Upon annexation, fire protection will be provided directly by the City of Eugene Fire & EMS Department.

Emergency medical transport (i.e., ambulance) services are currently provided on a regional basis by Eugene, Springfield, and Lane Rural Fire/Rescue to central Lane County, including the River Road and Santa Clara areas. After annexation, this service will continue to be provided by the current provider. All ambulance service providers have mutual aid agreements and provide back-up service into the other providers' areas.

Planning and Development Services -- Planning and building permit services are provided to the area outside the city limits but within the urban growth boundary by the City of Eugene. This service would continue after annexation.

EWEB (Eugene Water and Electric Board) currently provides water and electric service in the Eugene area and can provide service to new development in the River Road and Santa Clara area upon annexation. Some properties in northern Eugene receive electric service from EPUD (Emerald People's Utility District). Some properties in south Eugene receive electric services from the Lane Electric Cooperative; please note if this is the case for your property. For more information contact EWEB, ph. 484- 2411, EPUD, ph. 746-1583 or Lane Electric Co-op, 484-1151.

Electric Service -- Which electric company will serve this site?

E.W.E.B.

Water Service -- Please provide the size and location of the water main closest to your property. _____

4" WATER MAIN ON THE NORTH MARGIN OF EUGENE

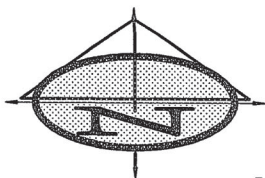
Solid Waste -- Solid waste collection service is provided by private firms. Regional disposal sites and the Short Mountain Landfill are operated by Lane County.

Natural Gas -- Northwest Natural Gas can extend service to new development in this area.

Communications -- US West Communications and a variety of other telecommunications providers offer communications services throughout the Eugene/Springfield Area.

SITE PLAN FOR FINNERTY ANNEXATION TO CITY OF EUGENE

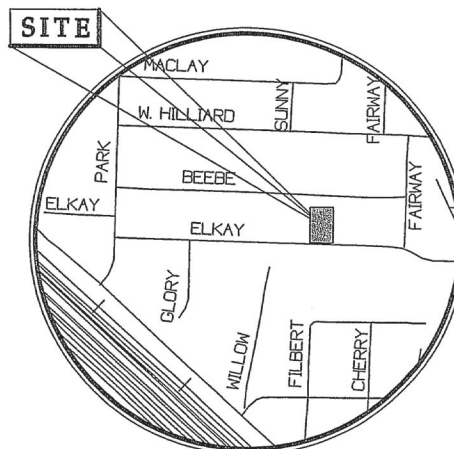
NE 1/4, SEC. 23 T 17 S, R 4 W W.M.
ASSESSOR'S MAP 17-04-23-13 TL No. 7400
EUGENE, LANE COUNTY, OREGON
SEPTEMBER 18, 2019



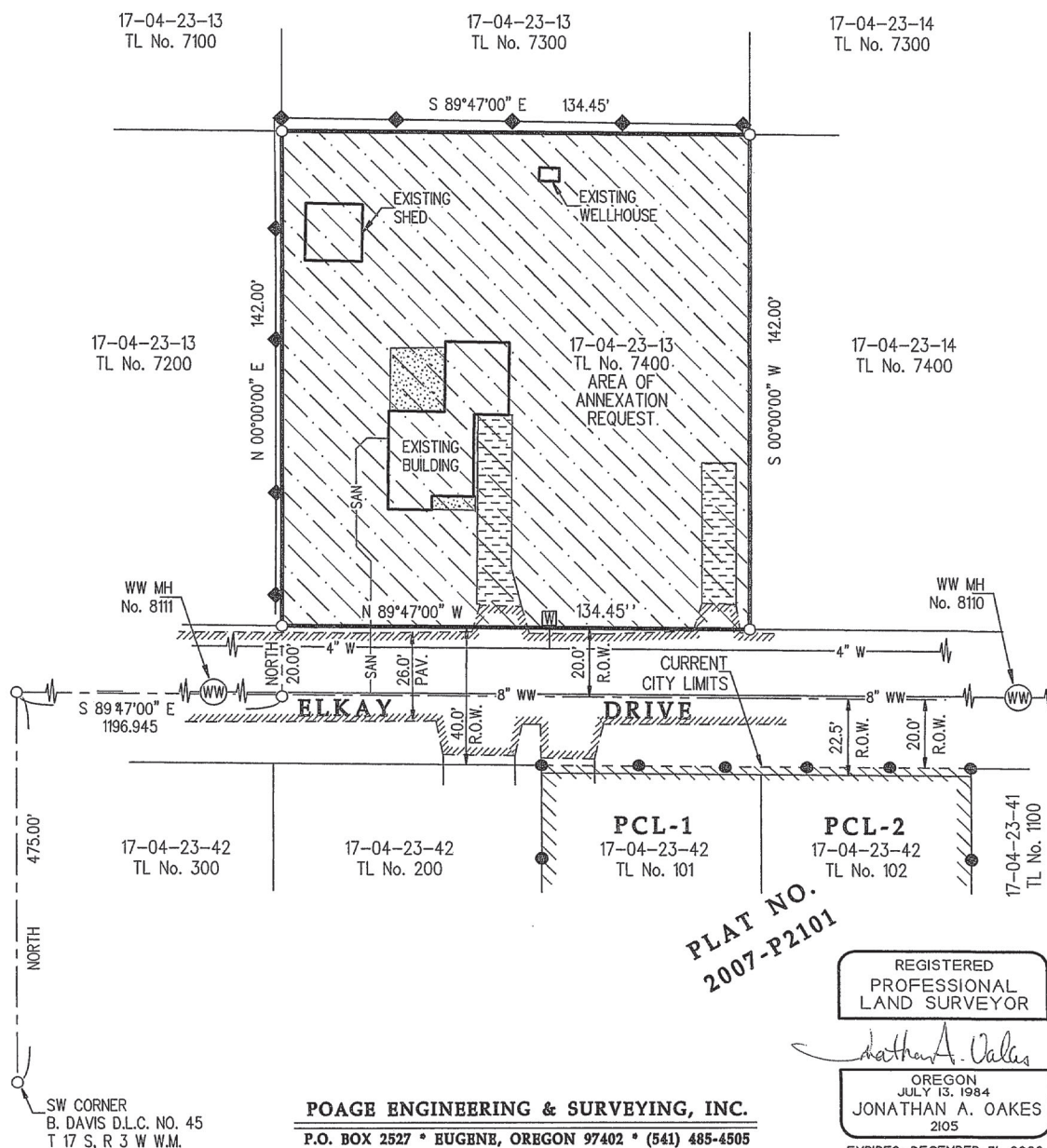
SCALE: 1" = 40'

LEGEND

- PROPERTY CORNER
- ◻ WATER METER
- ⊙ WASTEWATER MANHOLE
- WW — EXISTING WASTEWATER LINE
- W — EXISTING WATER LINE
- ▨ CONCRETE SURFACE
- ▩ GRAVEL SURFACE
- //// EDGE A.C. PAVING
- ◆◆◆ EXISTING WOOD FENCE



VICINITY MAP
NO SCALE



PLAT NO.
2007-P2101

POAGE ENGINEERING & SURVEYING, INC.

P.O. BOX 2527 • EUGENE, OREGON 97402 • (541) 485-4505
JOB No. 4745 • DRAWN: KSC/4745 SANITARY GXD • 9-19

Please complete the following application checklist. Note that additional information may be required upon further review in order to adequately address the applicable criteria for approval. If you have any questions about filling out this application, please contact Planning staff at the Permit and Information Center, phone (541)682-5377, 99 West 10th Avenue, Eugene.

List all Assessor's Map and Tax Lot numbers of the property included in the request.

Assessor's Map	Tax Lot	Zoning	Acreage
1704-23-13	7400	R-1/UL	0.44 AC.

Property Address: 1345 ELKAY DRIVE, EUGENE OR 97404

Plans for Future Development & Permit Number (if applicable): _____

Public Service Districts:

Name			
Parks:	RIVER ROAD PARK DISTRICT		
Electric:	E.W.E.B.		
Water:	RIVER ROAD WATER DISTRICT (E.W.E.B.)		
Sanitary Sewer:	METROPOLITAN WASTEWATER (CITY OF EUGENE)		
Fire:	RIVER ROAD F.P.D.		
Schools:	Elementary: RIVER RD.	Middle: KELLY	High: NORTH EUGENE
Other:			

Filing Fee

- ☐ A filing fee must accompany all applications. The fee varies depending upon the type of application and is adjusted periodically by the City Manager. Check with Planning staff at the Permit and Information Center to determine the required fee or check website at www.eugeneplanning.org

Written Statement (Submit 5 copies)

- ☐ Submit a detailed written statement describing **how** this request is consistent with all applicable criteria (Section 9.7825 of the Eugene Code).

Site Plan Requirements

Submit 3 paper copies and 1 digital copy of a site plan, drawn to an engineer's scale on 8 ½" x 11" sheet of paper. Site plans shall include the following information:

- ☐ Show the date & north arrow on site plan.
- ☐ Show the Assessor's Map and Tax Lot number(s) on the site plan.
- ☐ Show a vicinity map on the site plan (vicinity map does not need to be to scale).
- ☐ Show city limits & UGB (if applicable)
- ☐ Clearly label the affected territory and any public right of ways to be annexed.
- ☐ Show all adjacent streets, alleys, and accessways.
- ☐ Show all dimensions of existing public utility easements and any other areas restricting use of the parcels, such as conservation areas, slope easements, access easements, etc.
- ☐ Show the location of all existing structures.

Other Application Requirements (Submit 3 paper copies and 1 digital copy of all)

- ☐ Petition for Annexation form listing all owners, including partial owners, and electors. This form includes the Certification of Electors which must be signed by the Lane County Elections/Voter Registration Department and also includes the Verification (Certification) of Property Owners which must be signed by the Lane County Department of Assessment and Taxation. *This form is required even if the land is vacant.*
- ☐ Notarized Consent to Annexation form.
- ☐ A legal description of the land proposed for annexation, including any public right of way prepared by a registered land surveyor. Oregon Revised Statutes (ORS) 308.225 requires submittal of a closing metes and bounds description or subdivision block and lot number description. Please see example of acceptable legal descriptions contained in the application packet. The legal description must exactly correspond with the map included with the application or the Assessor's map.
- ☐ Summary of Urban Service Provision form.
- ☐ Census Information Sheet.

Note: This is not a complete list of requirements. Additional information may be required after further review in order to adequately address the applicable approval criteria.

By signing, the undersigned certifies that he/she has read and understood the submittal requirements outlined, and that he/she understands that omission of any listed item may cause delay in processing the application. I (We), the undersigned, acknowledge that the information supplied in this application is complete and accurate to the best of my (our) knowledge.

PROPERTY OWNER OF TAX LOT: 7400

Name (print): KATHRYN FINNERTY

Address: 1345 EUKAT DR.

Email:

City/State/Zip: EUGENE, OR 97404

Phone: 541
510-0712 Fax:

Signature: K. Finnerty

Date:

PROPERTY OWNER OF TAX LOT: _____

Name (print):

Address:

Email:

City/State/Zip:

Phone:

Fax:

Signature:

Date:

PROPERTY OWNER OF TAX LOT: _____

Name (print):

Address:

Email:

City/State/Zip:

Phone:

Fax:

Signature:

Date:

SURVEYOR:

Name (print): JONATHAN OAKES

Company/Organization: POAGE ENGINEERING

Address: P.O. BOX 2527

City/State/Zip: EUGENE, OR. 97402

Phone: 541-485-4505 Fax: 541-485-5624

E-mail: OAKES@POAGE.NET

Signature: Jonathan A. Oakes

Date: 11-25-19