



Eugene City Council

125 E. 8th Ave., 2nd Floor
Eugene, OR 97401-2793
541-682-5010 • 541-682-5414 Fax
www.eugene-or.gov

AMENDED AGENDA EUGENE CITY COUNCIL

November 25, 2019

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

Meeting of November 25, 2019;
Her Honor Mayor Lucy Vinis Presiding

Councilors

Betty Taylor, President
Greg Evans
Mike Clark
Jennifer Yeh

Emily Semple, Vice President
Chris Pryor
Claire Syrett
Alan Zelenka

Note: This amended agenda reflects the addition of Item 5.

7:30 p.m. CITY COUNCIL MEETING

1. PUBLIC FORUM

2. CONSENT CALENDAR

A. Approval of City Council Minutes

- **October 23, 2019, Work Session**
- **October 28, 2019, Work Session**
- **October 28, 2019, Meeting**
- **October 30, 2019, Work Session**

B. Approval of City Council Tentative Agenda

C. Adoption of 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)

D. Adoption of a Resolution Annexing Land to the City of Eugene (Assessor's Map 18-03-16-30; Tax Lot 200; located on Spring Boulevard) (City File: Axline-Hazen; A 19-9)

E. Adoption of a Resolution Annexing Land to the City of Eugene (Assessor's Map 17-04-14-42; Tax Lot 6500—located at 625 Howard Avenue)(City File: Burhnam, Jake; A 19-8)

- 3. ACTION: An Ordinance Concerning Restrictions on the Use of Polystyrene Containers and Adding Sections 6.874, 6.876, and 6.878 to the Eugene Code, 1971.**
- 4. ACTION: An Ordinance Concerning Single-Use Checkout Bags, Amending Sections 6.850 and 6.855 of the Eugene Code, 1971, and Repealing Sections 6.860 and 6.865 of that Code.**
- 5. ACTION: A Resolution Calling for a Statewide Addiction Recovery Continuum of Care.**

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.

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EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Public Forum

Meeting Date: November 25, 2019

Department: Central Services

www.eugene-or.gov

Agenda Item Number: 1

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



Approval of City Council Minutes

Meeting Date: November 25, 2019
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 October 23, 28 and 30, 2019, as well as the meeting on October 28, 2019.

ATTACHMENTS

- A. October 23, 2019, Work Session
- B. October 28, 2019, Work Session
- C. October 28, 2019, Meeting
- D. October 30, 2019, Work Session

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

October 23, 2019
12:00 p.m.

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

Councilors Absent: Greg Evans

Mayor Vinis opened the October 23, 2019, work session of the Eugene City Council by outlining the meeting format.

1. WORK SESSION AND POTENTIAL 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.

Principal Planner Alissa Hansen provided background on the topic that led to the work session.

Discussion

- Councilor Clark – said he looked forward to a future conversation on incentives that would make building accessory dwelling units more affordable; expressed concern about quality of life in neighborhoods with more people parking on the street.
- Councilor Syrett – said she was interested in putting forward a motion to limit minimum lot sizes; asked for clarification on minimum setback requirements; said she thought land owners with smaller lots were being discriminated against under current ordinance.
- Councilor Taylor – said she wanted to work with other communities to refuse to comply with State’s regulations; change in parking was sufficient to warrant another public hearing.
- Councilor Zelenka – asked about the elimination of maximum number of bedrooms requirement as it relates to density and maximum occupancy requirements.
- Councilor Clark – said shrinking minimum lot size would result in more units per acre than the current density; agreed with Councilor Taylor that the State should not have imposed House Bill 2001 on the City and supported efforts to fight it.
- Councilor Taylor – said she thought accessory dwellings should be connected to the main house and require owner occupancy; noted air quality was a concern with increased density; thought property owners should be able to depend on their zoning not changing; hoped Eugene would resist the State’s law

MOTION AND VOTE: Councilor Yeh, seconded by Councilor Syrett, moved to un-table her own motion from the September 16, 2019, council work session on ADUs.
PASSED 5:2, Councilors Taylor and Clark opposed.

RE-READ OF THE MOTION: Councilor Yeh (seconded by Councilor Syrett) moved to direct the City Manager to revise the draft ordinance to eliminate the ADU

standards for the AG, R-1, R-2, R-3, R-4 and S-E zones that apply only to flag lots, making ADUs on flag lots in those zones subject to the same lot standards that apply on regular (non-flag lot) lots in the same zone.

- Councilor Yeh – said she thought it was unreasonable to treat flag lots as if they were fundamentally different from another type of lot.
- Councilor Semple – said she thought flag lots were fundamentally different because they were landlocked and wanted to protect green space and privacy.
- Councilor Zelenka – asked for clarification about lot size minimums for ADUs built on flag lots; asked whether the Land Use Board of Appeals challenge covered issues pertaining to flag lots; asked how many lots there were that met the minimum and what was challenged related to flag lots in the LUBA remand; said he doubted the motion would accomplish much.
- Councilor Syrett – said she thought owners of flag lots should not be more restricted in developing their land than owners of lots with different shapes; shared her intent to support the motion.
- Councilor Taylor – said she preferred to postpone the entire conversation about ADUs; supported reviewing each proposed change individually.
- Councilor Clark – said his intention in proposing the R-1 code amendments in 2014 was to protect the rights of property owners and the quality of life in R-1, rather than to limit ADUs or the ability of land owners.
- Councilor Pryor – said he thought the R-1 code amendments were designed to limit owners' ability to develop their land; wanted to continue to uplift livability while accommodating a growing population in accordance with Senate Bill 100.
- Mayor Vinis – noted the Climate Recovery Ordinance called on council to find ways to live and grow within the urban growth boundary, which would require more people to live in the city's neighborhoods; said she thought flag lots were an opportunity to add infill.
- Councilor Taylor – said she felt changing zoning was dishonest to current property owners.

VOTE: FAILED 3:4, Councilors Clark, Taylor, Semple and Zelenka opposed.

MOTION: Councilor Yeh, seconded by Councilor Syrett, moved to direct the City Manager to revise the draft ordinance to allow ADUs on alley-access lots in the R-1, R-2, R-3, and R-4 zones, subject to the same ADU standards that apply on regular (street access) lots in the same zone.

- Councilor Clark – said he wanted a plan to catch up on the list of unimproved roads in need of repair; noted the motion, if passed, would result in increased wear on alleys.
- Councilor Semple – asked whose responsibility it was to maintain the alleys; expressed concern about access to the home for people in wheelchairs when alleys were unpaved.
- Councilor Zelenka – said ADUs aren't the panacea for the affordable housing crisis, but the details for how they would be built would impact neighbors; said he thought the impact of HB 2001 in the university area would be dramatically different than for other neighborhoods; voiced concern about marginal housing being razed and multiplexes being built on the same land; said he did not intend to support the motion.
- Councilor Taylor – said she thought the legislation would impact the whole city—not just the university neighborhood—and result in higher housing prices for renters and buyers.
- Councilor Syrett – noted that additional cars being driven on the alleys would only occur if the land owner provided an on-site parking spot for the ADU; expressed concern that the work session would result in the City being in violation of HB2001; said she was discouraged by the tenor of the conversation.

- Councilor Yeh – said ADUs were not the cure-all or the curse of the city, but the issue pointed to different land use philosophies; said she thought it reasonable that land owners on alleys, even if there are few of them, should have the same rights to develop their land as people on street-front lots; expressed disappointment about the conversation.
- Councilor Pryor – noted that the conversation was symbolic; said he was invited by LUBA to sit on the advisory body to create the rules for HB2001; supported taking a proactive approach to shaping the impact of the law.
- Councilor Semple – asked how many more alley lots could be created; asked about parking requirements in alleys; said she thought future appeals and caselaw would give guidance; voiced concern about the impact in the university neighborhood, especially on historic buildings; supported moving on to the issues presented by HB2001, including neighborhood outreach.
- Mayor Vinis – asked for clarification on the number and location of alley access lots in R-1.

VOTE: FAILED 3:4, Councilors Clark, Taylor, Semple and Zelenka opposed.

MOTION: Council Yeh, seconded by Councilor Syrett, moved to direct the City Manager to revise the draft ordinance to remove the barriers to above-garage ADUs in the AG, R-1, R-2, R-3, R-4 and S-E zones by adjusting the standards for ADU building height and interior setback.

- Councilor Yeh – said she thought building ADUs above garages was challenging under current code and utilizing an already-existing footprint to build one would be desirable.
- Councilor Semple – supported adding a second level to a garage; asked for clarification about interior setbacks.
- Councilor Clark – supported the motion because it did not alter the footprint; supported requiring onsite parking for the above-garage ADU.
- Councilor Zelenka – said he thought motion would increase density and result in privacy issues; asked about provisions for screening and windows that would remedy privacy concerns.
- Councilor Semple – asked for clarification about why a resident could not build a two-story ADU under current code.
- Councilor Taylor – said she thought the motion required more thought because of threats to privacy.

VOTE: PASSED 6:1, Councilor Taylor opposed

MOTION: Councilor Yeh, seconded by Councilor Syrett, moved to direct the City Manager to revise the draft ordinance to remove barriers to ADUs on sloped lots in the AG, R-1, R-2, R-3, R-4 and S-E zones by adjusting the standards for ADU building height and interior setback.

- Councilor Yeh – said she hoped to remove a common barrier to building ADUs for anyone who owned a sloped lot.
- Councilor Semple – supported the motion and thought it would open up more lots to ADUs.
- Councilor Clark – asked what the steepest allowable slope would be; asked for clarification on whether there would still be a height restriction; said he thought the motion would have a detrimental impact on neighborhood parking.
- Councilor Zelenka – asked for further clarification about the height restriction.
- Councilor Taylor – said she thought council should be more aware about the reasons there were restrictions on slopes and get the neighborhood associations involved.

VOTE: PASSED 5:2, Councilors Clark and Taylor opposed.

- Mayor Vinis asked Councilors Taylor, Syrett, and Zelenka for clarification regarding each of their intended motions.
- Councilor Syrett – said she would introduce a motion to remove minimum lot sizes for ADUs.
- Councilor Zelenka – expressed intention to introduce two motions: one to retain the maximum bedroom requirement in the university area and a second to retain the maximum occupancy requirement for ADUs in the university area

MOTION: Councilor Taylor, seconded by Councilor Semple, moved to postpone action on ADUs until the following steps have been taken: (1) every neighborhood organization has had the opportunity for a facilitated discussion of the proposed changes, including the implications for their neighborhood, and (2) another public hearing has been held.

- Councilor Taylor – said she would like to see well-advertised discussions about ADUs at the neighborhood level; supported facilitated neighborhood association meetings to give residents information and answer questions; said she thought the changes to parking required another public hearing and the City should resist preemption of local authority.
- Councilor Clark – expressed support for the sentiment and not the motion itself; said he thought people understood the idea of ADUs but did not understand the implications; supported moving past the ADU conversation because so few people would actually build them, and they would not contribute to more affordable housing.
- Councilor Syrett – said she was not in favor of the motion and did not think the parking changes warranted a public hearing; opposed waiting until every single neighborhood had a facilitated discussion as that process could take years.
- Councilor Semple – pointed out that the state required the parking changes; said it would take an enormous amount of time to facilitate discussions with all neighborhoods and that would be useful for the HB2001 discussion but wanted to move on from ADUs; said she did not support the motion.
- Councilor Pryor – agreed with Councilor Semple; said the change on parking did not require a public hearing; noted a need for ongoing community engagement on growth management.
- Councilor Zelenka – asked for clarification on the process going forward; did not think council needed another public hearing about the topic because it was not required, and upcoming public forums could serve as opportunities for residents to provide input; said he did not support motion.
- Councilor Taylor – supported voting on each change proposed individually.
- Councilor Clark – asked for clarification of the motion on the table.

VOTE: FAILED 1:6, Councilors Clark, Yeh, Pryor, Semple, Syrett and Zelenka opposed.

The meeting adjourned at 1:30 p.m.

Respectfully submitted,

Beth Forrest
City Recorder

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

MINUTES

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

**October 28, 2019
5:30 p.m.**

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

Councilors Absent: Mike Clark

Mayor Vinis opened the October 28, 2019, work session of the Eugene City Council.

1. Committee Reports and Items of Interest

- Councilor Syrett – shared an update from the Sustainable Schools Network.
- Councilor Pryor – reported that he’s participating in the Complete Count Committee for the U.S. Census; said it’s important to get a good count this year because federal funding is tied to population count and Oregon could also get an additional federal representative; said participating in the Census will collect data on where you are on April 1, 2020.
- Councilor Taylor – shared a few constituent concerns about 5G, e-scooters, and Airbnbs/short-term rentals; said she would like to look at Corvallis’ regulations for short-term rentals to possibly use as a template in Eugene.
- Councilor Evans – announced that he went on a League of Oregon Cities trip to meet with officials in Washington D.C., including the FCC; said that the three asks from the congressional delegation were for affordable housing, broadband, and infrastructure and they will continue to lobby congress for local resources.
- Mayor Vinis – announced two upcoming events: the Lucy Jones emergency preparedness event on Friday and the Choosing Kindness Celebration on Sunday.

Mayor Vinis adjourned the meeting of the Eugene City Council and convened a meeting of the Eugene Urban Renewal Agency.

2. URA WORK SESSION: Riverfront Urban Renewal Follow-Up

Planning and Development Director Denny Braud, Community Development Director Mike Kinnison, and Senior Financial Analyst Maurizio Bottalico gave an update about the Riverfront Urban Renewal District, including updated district financial capacity and back-up plan.

Council Discussion:

- Councilor Evans – asked how Williams & Dame would move forward if council did not grant a MUPTE for the riverfront housing and what that would mean for the housing piece of the proposed development.
- Councilor Syrett – talked about the staff memo that included information about increased costs for the quiet zone due to higher construction costs; asked for a more detailed explanation of what is driving these increased costs; asked about the river loans; said she is interested in exploring options for anything the City could do to avoid having to borrow money; said she thinks the steam plant is a project worthy of the City’s support, but not sure at what cost and would like to dig into that conversation more; supported the City looking for other funds that

could help with affordable housing; asked for a brief recap on financial support or subsidies that the City has provided to recent affordable housing projects, either complete or in progress; mentioned that some of the other projects are still too vague to say they're important or not important at this point.

- Councilor Pryor – said he'd like to understand more about each project's relationship to other projects and to the City's goals and strategies; said he's interested in two directions for funding strategies: looking at how to do this without an increased tax to Eugene residents and/or what the preferred methods are for funding these projects that might represent an increase to taxpayers.
- Councilor Zelenka – asked for more detail about the additional costs to the projects and whether 30 percent was a standard contingency fee; said the City has continued to learn that the longer construction is delayed, the more expensive it gets; said he thought the redesign of the 8th and Hilyard railroad crossing would reduce the costs, but asked why the costs have increased; said the steam plant was his number one priority, but wants to know more about what the 2.8 million dollars would go towards; said he didn't have enough information about the other projects to make a decision about them; mentioned the importance of parking, but acknowledged how expensive it is.
- Councilor Semple – asked about the plaza and how much it would cost to get that piece going, because it's so intertwined with development of the riverfront park.
- Councilor Syrett – agreed that the plaza is an important part of the development; asked whether the parking expense was included in the cost of the quiet zone,
- Mayor Vinis – asked what would happen with the lower road sections that don't get built if the back-up infrastructure plan was implemented.
- Councilor Yeh – clarified that the parking structure in the picture was not yet part of the funding strategy.

Mayor Vinis adjourned the meeting of the Eugene Urban Renewal Agency and convened a meeting of the Eugene City Council.

3. WORK SESSION: Climate Action Plan 2.0 – Buildings Gap Strategies and Update on Northwest Natural Gas Franchise Agreement Process

Intergovernmental Relations Manager Ethan Nelson and Building Official Mark Whitmill gave an update about potential strategies to move closer to the City's climate goals related to buildings.

Council Discussion:

- Councilor Zelenka – asked what “funding allocated” meant in the presentation, clarifying that it would be City funds put forward to promote the increased incentives/program acceleration.
- Councilor Syrett – said she is interested in thinking about ways to support EWEB's incentive program and energy efficiency retrofits; said she'd like to create a mandatory home energy score program.
- Councilor Taylor – asked what a home energy score program would look like and when buildings would be scored.
- Mayor Vinis – asked if council could attach energy efficient building requirements to MUPTE requirements.
- Councilor Syrett – asked if the benchmarking for rental properties would be for any rental property or just apartments; asked if new buildings would or could be required to meet energy efficiency standards; said that if the percentage of new housing being built continues to rise, more of an impact can be made when making requirements for new buildings; said she'd like to know what the financial commitment is that EWEB has been able to make for electrification incentives and how the City could support or enhance those programs.

- Councilor Taylor – asked why the presentation said regulate expansion of natural gas system instead of prohibit; said she thinks council should prohibit natural gas for new buildings.
- Councilor Zelenka – talked about regulatory hurdles and intricacies of building code and how none of these options are uncomplicated.
- Councilor Taylor – asked if council would be approving the elements of the Northwest Natural Gas franchise agreement, including the option of no new natural gas infrastructure.
- Councilor Evans – asked for more information about Northwest Natural’s recent expansion of infrastructure.
- Councilor Yeh – asked what a required level of EV readiness would mean; said there seems like a lot of possible improvements or options to expand upon EV readiness into actual charging stations; said she’d also like to partner with EWEB on electrification and energy efficiency incentives; said she’d like to explore prohibiting new natural gas installations and what that would look like.
- Councilor Syrett – talked about the state’s regulation of building codes, including energy efficiency requirements; asked if Representative Wilde’s proposed bills would increase EV charging standards more than the governor’s current orders.
- Councilor Evans – asked if the City could create incentives for new construction to incorporate electric rather than gas and what would those look like; asked if those incentives would be easier to do than a direct prohibition on natural gas.
- Councilor Zelenka – pointed out that building codes only apply to new construction, but most energy used is from existing buildings; said that focusing on existing buildings meeting a higher standard of energy efficiency at times of rental or sale would move the dial quite a bit more than new infrastructure; talked about how much effort it takes to get infrastructure EV ready and the big difference it makes in the affordability for future charging station installation; said that the state’s adoption of the new commercial and residential energy building code will make Oregon the state with the most energy-efficient building code starting in 2020.
- Councilor Yeh – responded to Councilor Zelenka and said that getting conduits EV ready is important, but not quite getting us there in terms of having charging stations available.

The meeting adjourned at 7:05 p.m.

Respectfully submitted,

Beth Forrest
City Recorder

(Recorded by Elena Domingo)

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

MINUTES

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

October 28, 2019
7:30 p.m.

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

Councilors Absent: Alan Zelenka, Mike Clark

Mayor Vinis opened the October 28, 2019, meeting of the Eugene City Council.

1. PUBLIC FORUM

1. Joel Iboa – conveyed the HRC’s unanimous support for the Safe and Legal Abortion resolution.
2. Grayson Dempsey – spoke in favor of the Safe and Legal Abortion resolution.
3. Cherie Martin – spoke in favor of the Safe and Legal Abortion resolution.
4. Jean Schauermaier – spoke in favor of the Safe and Legal Abortion resolution.
5. Marcella Martin – spoke in opposition to the Safe and Legal Abortion resolution.
6. Thomas Hiura – sang a song about how it feels to be homeless in Eugene.
7. Abraham Likwornik – asked council to prohibit 5G technology in Eugene.
8. Barbara Wade – spoke in opposition to 5G technology.
9. Joshua Korn – spoke in opposition to 5G technology.
10. Sabrina Siegel – spoke in opposition to 5G technology.
11. Bekki Bruckner – spoke in opposition to 5G technology.
12. Maria Thomas – spoke about the impact of marijuana growers near her house.
13. Zachary Vishanoff – talked about establishing a clean zone along the river.
14. Doyle Canning – spoke in favor of the Safe and Legal Abortion resolution.
15. Bill O’Brien – talked about Hayward Field and Eugene hosting the track and field championships.
16. Debby Phillips – spoke in favor of the Safe and Legal Abortion resolution.
17. Rebecca Callison – spoke in favor of the Safe and Legal Abortion resolution.
18. David Igl – addressed and spoke against the renaming of Dunn Hall.
19. Glenn McIrvin – addressed and spoke against the renaming of Dunn Hall.
20. Maya Ward – spoke in favor of the Safe and Legal Abortion resolution.
21. Becca Hill – spoke in favor of the Safe and Legal Abortion resolution.
22. Betty Grant – asked council to establish a citizen advisory board for climate action.
23. Otis Root – asked council if they would permit him to camp on their property per city code.
24. Andrea Plesnarski – spoke against Eugene adopting an e-scooter program.
25. Matthew Yook – asked council to sign on to a letter to the 4J school board urging climate action.
26. Howard Kirkland – asked what the City Council could do about business alarms going off all night.
27. Marc Schlossberg – asked council to get rid of minimum parking requirements for development.
28. Kim Fairbairn – talked about accountability and lawlessness in our community.
29. Michelle Emmons – talked about the negative consequences of illegal camping along the river.
30. Mike McFarlane – talked about the negative consequences of illegal camping along the river.
31. Tai Pruce-Zimmerman – spoke in favor of the Safe and Legal Abortion resolution.
32. Debby McGee – urged council to move forward on climate action goals.
33. Betzi Hitz – urged council to move forward on climate action goals.
34. Linda Perrine – urged council to move forward on climate action goals.
35. Claire Ribaud – urged council to move forward on climate action goals.
36. Wayne Martin – made recommendations about implementing the TAC report.

37. Lisa Oxman – asked council what they are doing to assist the unhoused population.
38. Tim Morris – spoke in favor of the Safe and Legal Abortion resolution.
39. Stephen Sheehan – asked for accountability for the lawlessness in the homeless community.
40. Kitty Piercy – spoke in favor of the Safe and Legal Abortion resolution.
41. Celine Swenson Harris – spoke in favor of the Safe and Legal Abortion resolution.
42. Luke Habberstad – spoke about sustainability issues related to e-scooters.
43. Angie Marzano – spoke in favor of the Safe and Legal Abortion resolution.
44. Ken Hand – talked about the detrimental impact of homelessness on local businesses.
45. Drix – thanked Sarah for saving his life and congratulated her on the City Manager position.
46. Sean Dwyer – talked about the lack of response from council and the need to address poverty.
47. Ryan Adkins – spoke against the Safe and Legal Abortion resolution.
48. Doug Skoidal – talked about the multitude of problems occurring in the community.
49. Amber Roegner – shared concerns about safety and environmental sustainability of e-scooters.
50. Eric Jackson – talked about exploring better solutions for the homeless.
51. Rebecca Jensen – spoke about the intricacies of safe and legal abortions.
52. Stefan Strek – said the city shouldn't be focused on what people in other states are doing.

Council Discussion:

- Councilor Evans – asked what is currently in place within city code that would regulate the rollout of an e-scooter program.
- Councilor Syrett – thanked those who came to speak in favor of the Safe and Legal Abortion resolution, including the Human Rights Commission; thanked NARAL pro-choice advocates for the concept of the resolution; thanked everyone who shared their stories.
- Councilor Pryor - said he looks forward to working with the Eugene Wake Up group on productive and positive solutions around the issue of homelessness; said poverty is not recognized enough in homelessness conversations; said there needs to be enforcement around illegal and criminal behaviors.
- Mayor Vinis – thanked everyone who testified; said she was grateful for those who spoke in support of the resolution; said she'd also like to work together with the Eugene Wake Up business community; said she was grateful to have more information about e-scooters.

2. CONSENT CALENDAR

- A. Approval of City Council Minutes Approval of City Council Minutes
 - September 16, 2019, Work Session
 - September 23, 2019, Work Session
 - September 23, 2019, Meeting
 - September 25, 2019, Work Session
 - October 9, 2019, Work Session
- B. Approval of City Council Tentative Agenda
- C. Appointment of Civilian Review Board Representative to Police Commission

MOTION AND VOTE: Councilor Taylor, seconded by Councilor Semple, moved to approve the items on the Consent Calendar. **PASSED 6:0.**

3. ACTION: A Resolution Declaring the Right to Safe and Legal Abortion and Affirming the City of Eugene's Commitment to Act in Support of That Right by Authorizing the City to Participate as an Amicus in Forthcoming Federal Lawsuits Challenging Abortion Bans Around the Country

Council Discussion:

- Councilor Syrett – thanked the Mayor for putting this resolution on the agenda; spoke to the resolution and the crucial need for equitable access to abortion services; noted that Councilor Zelenka had to leave unexpectedly but asked her to convey his support for the resolution.

MOTION: Councilor Syrett, seconded by Councilor Taylor, moved that the City of Eugene adopt a resolution declaring the right to safe and legal abortion and affirming the City of Eugene’s commitment to act in support of that right by authorizing the City to participate as an amicus in forthcoming federal lawsuits challenging abortion bans around the country.

Council Discussion:

- Councilor Syrett – read portions of the resolution.
- Mayor Vinis – shared her support for the resolution; talked about how the lack of access to abortion and reproductive services was traumatic for young women when she was in college and does not want to see a move backward.

VOTE: PASSED 6:0.

The meeting adjourned at 9:25p.m.

Respectfully submitted,

Beth Forrest
City Recorder

(Recorded by Elena Domingo)

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

MINUTES

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

**October 30, 2019
12:00 p.m.**

Councilors Present: Betty Taylor, Emily Semple, Alan Zelenka, Jennifer Yeh, Greg Evans (*via phone*), Claire Syrett, Chris Pryor

Councilors Absent: Mike Clark

Mayor Vinis opened the October 30, 2019, work session of the Eugene City Council.

City Manager Pro Tem Sarah Medary thanked partners at Lane County and St. Vincent de Paul for quickly working together to open a warming center. She reminded people that both branch libraries and community centers are open for drop-in warming during the day.

1. WORK SESSION: Downtown Fiber Project Update

Economic Development Planner Anne Fifield gave an update about the completion of the downtown fiber project and its positive impacts.

Council Discussion:

- Councilor Pryor – said he remembers the fiber project vision and initial conversation that started 25 years ago and now the results are being seen; thanked Milo Mecham for his contributions to this vision.
- Councilor Syrett – said she’s excited to see such success for a project that could have appeared a risky investment when started; said she’s excited to see the employment opportunities and products that have come out of this; expressed desire to see the next phase of this project scoped out, expanding to residential and other areas of the city.
- Councilor Zelenka – said this project has been worth the investment of resources, noting the jobs it has created and the revitalization of downtown; talked about this originally being a hub-and-spoke conversation with the downtown as the hub and asked how the City will expand to the spokes and what the costs will be; asked about potential public-private partnerships; said he’d like to see a rate of return on the investment made.
- Councilor Semple – said she’s happy to hear how successful the fiber project has been and would also like to see what it would take to expand the network; talked about the goal of putting utilities underground, acknowledging how expensive that is; expressed desire to look for feasibly opportunities to do so; said she’s interested in keeping the internet publicly owned to be affordable and available to more people.
- Councilor Pryor – talked about the policy decisions around fiber and how they have been relatively easy to this point, but they will likely get harder as the City thinks about the ultimate goal of getting high-speed fiber into homes.
- Councilor Evans – said he thinks 4J has access to the fiber network right now but wondered if there are plans to connect the Bethel School District; said there may be federal dollars to support the connection to rural communities, such as a partnership with Junction City.

2. WORK SESSION: Town Square Project Update

Urban Development Manager Will Dowdy, Matt Koehler from Cameron McCarthy, and Francesca Gambetti from Shiels Obletz Johnsen talked about the town square concept design, the community vision, and the options for next steps.

Mayor adjourned the meeting of the Eugene City Council and convened a meeting of the Eugene Urban Renewal Agency.

Council Discussion:

- Mayor Vinis – said she enjoyed the video and it was nice to see what the space would look like.
- Councilor Zelenka – said he really likes the design, concept, and public involvement that has occurred around this project; said he likes that the Saturday Market would have space designed specifically for the market and that it's critical the construction gets done during the off-season; asked what would happen with the salmon sculpture from the current fountain and if that could get incorporated into the new design; asked if the eastern portion of the market was included in the plan and budget as well.
- Councilor Syrett – said she participated in outreach events and that with the excellent public outreach received she feels confident that the design reflects input from the public as well as the farmers market and Saturday market boards; said she appreciates many of the project details including taking out curbs and other accessibility components; said she likes opening the space and removing the walls, the improved stage, the fountain concept, the lighting, and keeping the trees; said she's ready to approve the recommended motion to advance this design forward.
- Councilor Semple – said she also appreciates the great public involvement and hopes it's a model for the future; said she appreciates that the farmers and Saturday markets won't get displaced if construction is done during the off-season; said the one critical thing that's missing is a restroom in the park blocks; said she likes that the trees are being kept, but it feels like there's a lot of concrete versus lawn and she'd like to see more lawn; said the proposed pavilion looks as big as city hall and wonders how that matches up with priorities; voiced concerns about paying for this project and wondered about phasing the features of the project.
- Councilor Yeh – asked how much funding has been identified for this project right now; asked what it would mean if council approved the design now in terms of looking at funding later.
- Councilor Taylor – asked at what point a contractor is pursued, before or after a public hearing; said she'd prefer to wait until after a public hearing to hire a contractor; said we need restrooms, places for people to sit including moveable chairs and tables; said she's not sure there has been enough broad participation; asked why removal of the current fountain is being proposed; asked how the City can attract money for the project; shared objections to urban renewal money because it's too easy to spend.
- Mayor Vinis – clarified that what she's hearing from staff is that design information would come to council incrementally and become increasingly specific along the way.
- Councilor Pryor – talked about the choice between fast, cheap, and right and said this project ultimately needs to be right; said he's willing to negotiate around the timeline and the money; said in thinking about the next design steps, it's a good investment to spend a reasonable amount of money on a contractor now so they're with us in next steps; said he's ready to move to the next step of the thinking and designing process.
- Councilor Zelenka – said phasing is an interesting concept, but it costs more and it's never going to be cheaper later; said keeping and adding more trees is an important part of the project; shared concerns about integrating the new city hall into the town square plan and asked how that will work; said that having 10,000 participants weigh-in so far is enough for him to want to move forward with this project.

- Councilor Syrett – mentioned that the stage, fountain, pavilion, and benches all represent sponsorship opportunities to contribute to the legacy of the space; said she’s excited to see the enhanced usability and transformation of the space.
- Councilor Taylor – asked if any of the proposed motions are related to city hall; said the public should be asked if something needs to be done with the parks and wants people to remember that the urban renewal money for these projects comes from citizen taxpayers;

MOTION: Councilor Taylor, seconded by Councilor Semple, moved to direct the Agency Director to advance the Town Square design based on the proposed Concept Design and return for work sessions in early 2020.

Council Discussion:

- Councilor Zelenka – mentioned that the staff presentation did not go over information in the agenda packet related to the survey results; said that the results show that a majority of people want to see changes made to the park blocks.

VOTE: PASSED 6:1, Councilor Taylor opposed.

The meeting adjourned at 1:25 p.m.

Respectfully submitted,

Beth Forrest
City Recorder

(Recorded by Elena Domingo)

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

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Approval of Tentative Working Agenda

Meeting Date: November 25, 2019
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 November 14, 2019

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

November 2019						
Date	Day	Time	Title		Length	Dept. Contact
18-Nov	Monday	5:30 pm		CAP 2.0 Strategies (Work Session)	90 mins	Chelsea Clinton, CS
		7:30 pm		Ordinance on Polystyrene (Public Hearing)		Anna Reid, PDD
				Ord. on Single-Use Checkout Bags (Public Hearing)		Anna Reid, PDD
Expected absences for 11/18: none						
20-Nov	Wednesday	12 pm		2021 Update (Work Session)	45 mins	Stephanie Scafa, PW
Expected absences for 11/20: Taylor, Evans, Semple, Syrett						
25-Nov	Monday	5:30 p.m.		Committee Reports and Items of Interest	45 mins	Kristie Hammitt, CS
				Community Safety Update (Work Session)		
				Update from Municipal Court Presiding Judge (Work Session)		
		7:30 pm		Public Forum		Althea Sullivan, PDD
				Resolution Annexing Vacant Property West of 830 Willow Ave. (Consent Calendar)		Rodney Bohner, PDD
				Resolution Annexing Land Located on Spring Boulevard. (Consent Calendar)		Rodney Bohner, PDD
	Resolution Annexing Land Located at 625 Howard Avenue (Consent Calendar)	Rodney Bohner, PDD				
	Ordinance on Polystyrene (Action)	Anna Reid, PDD				
	Ord. on Single-Use Checkout Bags (Action)	Anna Reid, PDD				
Expected absences for 11/25: none						



Work Session



Action



Public Hearing



Public Forum



Consent Calendar



Committee Reports/Items of Interest



Ceremonial Matters

November 23, 2019 Pledge of Allegiance

27-Nov	Wednesday	12 pm	** NO MEETING SCHEDULED **		
<i>Expected absences for 11/27: none</i>					

December 2019							
Date	Day	Time	Title		Length	Dept. Contact	
9-Dec	Monday	5:30 pm	 Committee Reports and Items of Interest		90 mins	Will Dowdy, PDD	
		 Town Square (Work Session)					
		7:30 p.m.	 Public Forum			Finn Cronin, CS	
			 Resolution Acknowledging Receipt of FY19 Comprehensive Annual Financial Report (Consent Calendar)				
			 Approval of Sustainability Commission FY20 Work Plan (Consent Calendar)				Mark Nystrom, CS
			 URA – Resolution Acknowledging Receipt of FY19 URA Annual Financial Report (Action)				Finn Cronin, CS
			 Supplemental Budget #1 (Public Hearing and Action)				Vicki Silvers, CS
			 URA Supplemental Budget #1 (Public Hearing and Action)				Vicki Silvers, CS
Expected absences for 12/09: none							
11-Dec	Wednesday	12 pm	 Short-Term Vacation Rentals (Work Session)	45 mins		Lydia Kaye, PDD	
			 Riverfront Urban Renewal Follow-Up #2 (Work Session)	45 mins			Michael Kinnison, PDD
Expected absences for 12/11: none							

Council Break: December 12 – January 8

January 2020					
Date	Day	Time	Title	Length	Dept. Contact
8-Jan	Wednesday	5:30 pm	2020 State of the City		Elena Domingo, CS
<i>Expected absences for 1/8: none</i>					
13-Jan	Monday	5:30 pm	 Committee Reports and Items of Interest	90 mins	Beth Forrest, CS
			 Council Process Session (Work Session)		

November 25, 2019, Meeting - Item 2B

13-Jan	Monday	7:30 pm	 Election of 2020 Council Officers  Public Forum		
<i>Expected absences for 1/13: none</i>					
15-Jan	Wednesday	12 pm	 CAP 2.0 Action (Work Session)  URA Steam Plant Deal Points (Work Session)	45 mins 45 mins	Chelsea Clinton, CS Amanda D'Souza, PDD
<i>Expected absences for 1/15: none</i>					
21-Jan	Tuesday	5:30 pm	 Accessory Dwelling Units (Work Session)  Library Levy Update (Work Session)	45 mins 45 mins	Alissa Hansen, PDD Will O'Hearn, LRCS
		7:30 pm	 Ordinance on Parks and Rec SDCs (Public Hearing)		Carolyn Burke, PW
		<i>Expected absences for 1/21: none</i>			
22-Jan	Wednesday	12 pm	 River Road-Santa Clara Neighborhood Plan (Work Session)  Transit Tomorrow (Work Session)	45 mins 45 mins	Terri Harding, PDD Rob Inerfeld, PW
<i>Expected absences for 1/22: Evans</i>					
27-Jan	Monday	5:30 p.m.	 Committee Reports and Items of Interest  TBD (Work Session)  TBD (Work Session)	45 mins 45 mins	
		7:30 pm	 Public Forum		
		<i>Expected absences for 1/27: Vinis</i>			
29-Jan	Wednesday	12 pm	 Urban Reserves (Work Session)  TBD (Work Session)	60 mins 30 mins	Rebecca Gershow, PDD
<i>Expected absences for 1/29: Vinis</i>					

February 2020						
Date	Day	Time	Title		Length	Dept. Contact
10-Feb	Monday	5:30 pm		Committee Reports and Items of Interest	45 mins	Craig Carnagey, PW
				Parks and Rec Bond Levy Update (Work Session)		
				ADUs - Incentives (Work Session)	45 mins	Michael Kinnison, PDD
		7:30 pm		Public Forum		
Expected absences for 2/10: none						
12-Feb	Wednesday	12 pm		Parks and Rec SDCs Ordinance (Work Session and Poss. Action)	45 mins	Carolyn Burke, PW
				Eugene-Springfield Consolidated Plan (Work Session)	45 mins	Stephanie Jennings, PDD
Expected absences for 2/12: none						
18-Feb	Tuesday	5:30 pm		TBD (Work Session)	45 mins	
				TBD (Work Session)		
		7:30 pm		TBD (Public Hearing)		
Expected absences for 2/18: none						
19-Feb	Wednesday	12 pm		TBD (Work Session)	45 mins	Location: Harris Hall
				TBD (Work Session)	45 mins	
Expected absences for 2/19: none						
24-Feb	Monday	5:30 p.m.		Committee Reports and Items of Interest	45 mins	
				TBD (Work Session)	45 mins	
		7:30 pm		Public Forum		
Expected absences for 2/14: none						
26-Feb	Wednesday	12 pm		Downtown Activity Zone (Work Session)	45 mins	Michael Kinnison, PDD
				TBD (Work Session)	45 mins	
Expected absences for 2/26: none						

March 2020						
Date	Day	Time	Title		Length	Dept. Contact
9-Mar	Monday	5:30 pm		Committee Reports and Items of Interest	45 mins	
				TBD (Work Session)		
				TBD (Work Session)	45 mins	
		7:30 pm		Public Forum		
Expected absences for 3/9: none						
11-Mar	Wednesday	12 pm		TBD (Work Session)	45 mins	
				TBD (Work Session)	45 mins	
Expected absences for 3/11: none						

Council Break: March 12 – April 8

April 2020						
Date	Day	Time	Title		Length	Dept. Contact
8-Apr	Wednesday	12 pm	 TBD (Work Session)		45 mins	
			 TBD (Work Session)		45 mins	
Expected absences for 4/8: none						
13-Apr	Monday	5:30 pm	 Committee Reports and Items of Interest		45 mins	
			 TBD (Work Session)			
			 TBD (Work Session)		45 mins	
		7:30 pm	 Public Forum			
Expected absences for 4/13: none						
15-Apr	Wednesday	12 pm	 TBD (Work Session)		45 mins	
			 TBD (Work Session)		45 mins	
Expected absences for 4/15: none						
20-Apr	Monday	5:30 pm	 TBD (Work Session)		45 mins	
			 TBD (Work Session)			

20-Apr	Monday	7:30 pm	 TBD (Public Hearing)		
Expected absences for 4/20: none				Location: Harris Hall	
22-Apr	Wednesday	12 pm	 TBD (Work Session)	45 mins	
			 TBD (Work Session)	45 mins	
Expected absences for 4/22: none					
27-Apr	Monday	5:30 p.m.	 Committee Reports and Items of Interest		
			 TBD (Work Session)	45 mins	
			 TBD (Work Session)	45 mins	
		7:30 pm	 Public Forum  Adoption of Eugene-Springfield Consolidated Plan (Action)		Stephanie Jennings, PDD
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					

 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
Short-term Vacation Rentals – <i>scheduled 12/11/19</i>	Taylor	5/23/19
5G/Small Cell – include experience of other cities – <i>follow-up TBD</i>	Clark	5/20/19
Strategies for managing the wild turkey population	Pryor	10/17/19
Follow-Up Work Sessions to be Scheduled		
TAC Implementation		
Commercial Setbacks		

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Adoption of 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)

Meeting Date: November 25, 2019
Department: Planning and Development
www.eugene-or.gov

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

ISSUE STATEMENT

This item is a request to annex an approximately 0.19 acre (8,276 square foot) parcel of vacant land located to the west of 830 Willow Avenue. No public right-of-way is proposed for annexation as part of this request. A vicinity map is provided as Attachment A.

The property is zoned R-1 Low-Density Residential with /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 property is located within the Urban Growth Boundary and is contiguous to other properties in the City limits along the northern property boundary. Annexation will allow for future development consistent with the property's land-use designation and the Eugene Code. Specific future development plans for 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).

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 Springfield Fire Marshal's Office, and Eugene Water & Electric Board. These referral comments confirm there are no concerns with the proposed annexation and the property can be provided with the minimum level of key urban services consistent with the approval criteria.

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

SUGGESTED MOTION

Move to adopt the 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: Althea Sullivan

Telephone: 541-682-5485

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



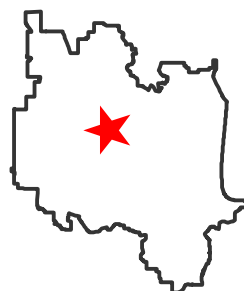
Steinhouse, Elizabeth (A 19-7)

Attachment A

Map/Tax Lot 17-04-23-42 03900



- Subject Property
- Eugene City Limits
- Taxlots



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

Created on 11/1/2019
by City of Eugene Planning Division

November 25, 2019 Meeting - Item 2C

0 37.5 75 150



RESOLUTION NO. _____

**RESOLUTION ANNEXING LAND TO THE CITY OF EUGENE
(ASSESSOR'S MAP 17-04-23-42, TAX LOT 3900 LOCATED WEST OF 830
WILLOW AVENUE).**

The City Council of the City of Eugene finds that:

A. An annexation application was submitted on September 9, 2019, by Elizabeth Steinhouse in accordance with the provisions of Section 9.7810 of the Eugene Code, 1971 ("EC"), to annex property identified as Assessor's Map 17-04-23-42, Tax Lot 3900, 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. A notice dated October 23, 2019, containing a geographical reference to the property, 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 November 25, 2019.

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 17-04-23-42, Tax Lot 3900, 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 November, 2019.

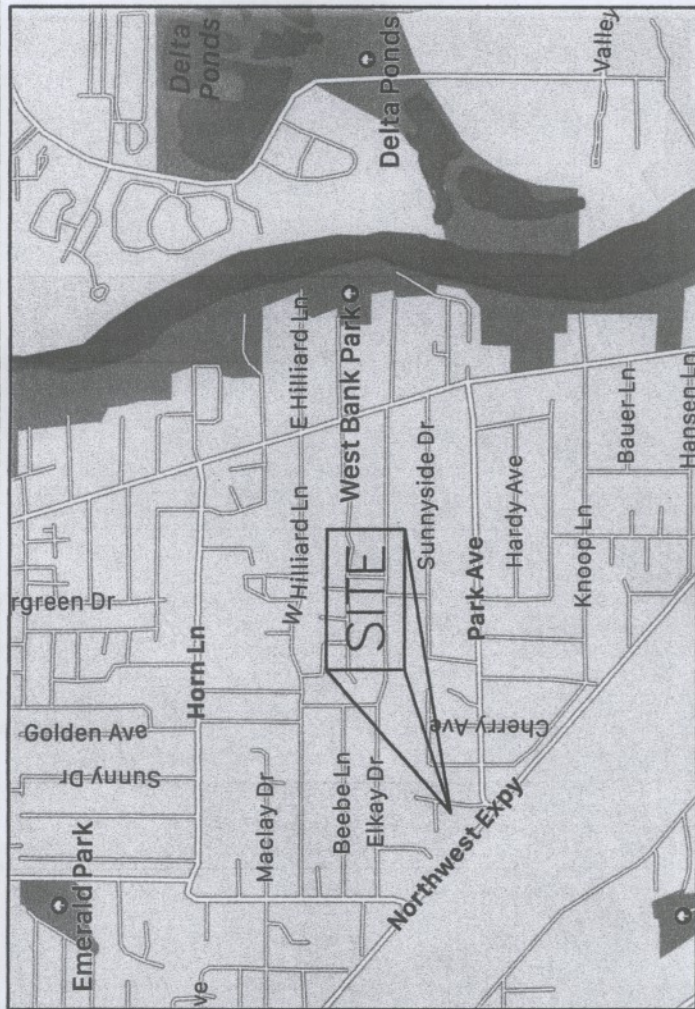
City Recorder

SITE PLAN

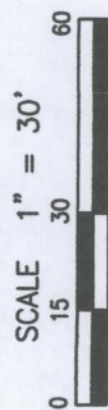
SE 1/4, SECTION 23, T. 17 S., R. 4 W., W.M.

EUGENE, LANE COUNTY, OREGON

SEPTEMBER 5, 2019



VICINITY MAP
NOT TO SCALE



CITY LIMITS

ANNEXATION AREA

CAPRICE MEADOWS

LOT 1

LOT 2

LOT 3

LOT 4

LOT 5

WEST 110 11'

DECLARATION OF PRIVATE ACCESS/UTILITY EASEMENT
AND MAINTENANCE AGREEMENT
RECORDED SEPTEMBER 5, 2019, DOCUMENT NO. 2019-036780
LANE COUNTY OREGON DEEDS AND RECORDS

SOUTH 70.00'

ELIZABETH STEINHOUSE

17-04-23-42. TL 3900

"VACANT"

TL 3800

WILLOW AVENUE

-ATPA COPY

EAST 119.11'

TL 3901

10.0'

20.0' R-O-W

**REGISTERED
PROFESSIONAL
LAND SURVEYOR**

NOTE: COURSES AND DISTANCES DEPICTED HERON ARE BASED ON EXHIBIT "E" OF THAT DECLARATION OF PROPERTY LINE ADJUSTMENT RECORDED SEPTEMBER 5, 2019, DOCUMENT NO. 2019-038779, LANE COUNTY OREGON DEEDS AND RECORDS.

TOLBERT ASSOCIATES, LLC

LAND SURVEYING & LAND USE PLANNING

P.O. BOX 22603

EUGENE, OREGON 97402
(541) 359-8426

OREGON
JUNE 30, 1997
LLOYD L. TOLBERT

2813

RECEIVED
SEP 09 2019

SEP 09 2019

CITY OF EUGENE
PLANNING DIVISION

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

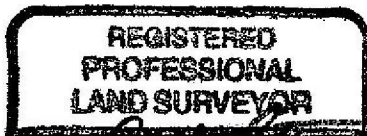
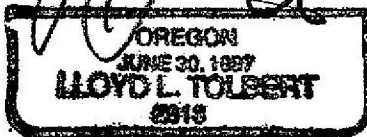
Print Name: _____

LLOYD L. TOLBERT

Date: _____

9/6/19

Seal: _____

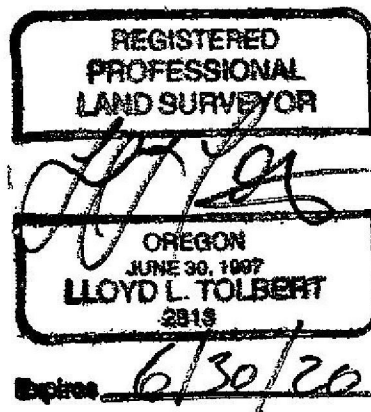


Expires 6/30/20

**LEGAL DESCRIPTION
FOR THE ANNEXATION OF
THE ELIZABETH STEINHOUSE PROPERTY
TO THE CITY OF EUGENE
ASSESSOR'S MAP NO. 17-04-23-42, TAX LOT 3900
September 5, 2019**

Beginning at a 2 1/2" Brass Cap referencing Southwest corner of the Benjamin Davis Donation Land Claim No. 45, Notification No. 2244, Township 17 South, Range 4 West of the Willamette Meridian; thence NORTH 321.03 feet and EAST 991.96 feet to a 5/8" rebar with a plastic I.D. cap stamp "City of Eugene 1943", said rebar referencing the centerline of the Willow Avenue right-of-way at its northerly terminus; thence along said centerline of Willow Avenue South 08°24'36" West 504.33 feet to a 5/8" rebar with a plastic I.D. cap "G.E.S. PLS 2280"; thence leaving said centerline bearing WEST 180.19 feet along the southerly line of Caprice Meadows, recorded October 20, 2004, Document No. 2004-081107, Lane County Oregon Deeds and Records and the easterly extension thereof to the **True Point of Beginning**; thence continuing along said southerly line of Caprice Meadows WEST 119.11 feet to a 1/2 inch iron pipe in concrete referencing the southwest corner of said Caprice Meadows; thence leaving said south line bearing SOUTH 70.00 feet to a 1/2 inch iron pipe in concrete; thence EAST 119.11 feet; thence NORTH 70.00 feet returning to the south line of Caprice Meadows and the **True Point of Beginning**, all in Eugene, Lane County, Oregon.

Containing 8,338 Square Feet, more or less





**Planning Director's Findings and Recommendation
Annexation Request for Steinhouse, Elizabeth
(City File: A 19-7)**

Application Submitted: September 9, 2019
Applicant: Elizabeth Steinhouse
Property Included in Annexation Request: Tax Lot 3900 of Assessor's Map 17-04-23-42
Zoning: R-1 Low-Density Residential and /UL Urbanizable Land Overlay
Location: Vacant property to the west of 830 Willow Avenue
Representative: Elizabeth Steinhouse
Lead City Staff: Althea Sullivan, City of Eugene Planning Division, 541-682-5485

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 ☒ YES ☐ NO	Findings: The annexation area is within the City's urban growth boundary (UGB) and is contiguous to the City limits along the northern property line, consistent with subsection (a).
EC 9.7825(2) The proposed annexation is consistent with applicable policies in the <u>Metro Plan</u> and in any applicable refinement plans.	
Complies ☒ YES ☐ NO	<p>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</i> text):</p> <p><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></p> <p style="margin-left: 40px;"><i>a. A minimum level of key urban facilities and services can be provided to the area in an orderly and efficient manner.</i></p> <p style="margin-left: 40px;"><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></p> <p><i>Policy 10. Annexation to a city through normal processes shall continue to be the highest priority. (page II-C-5).</i></p>

		<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 property to be annexed 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>With regard to 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 ☒ YES ☐ NO		<p>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> <p><u>Wastewater</u></p> <p>There is an 8-inch public wastewater line within Willow Avenue, which can be extended to the subject property through the parcel to the east. The parcel to the east is currently</p>

		<p>owned by the same property owner and a private access/ utility easement is recorded on a property line adjustment survey file with the Lane County Surveyors Office on September 20, 2019.</p> <p><u>Stormwater</u> The public stormwater system does not currently serve the subject property, at the time of future development a proposal that complies with the requirements of the Stormwater Management Manual will need to be provided.</p> <p><u>Transportation</u> The subject property has access to Willow Avenue over a private access easement on the property to the east. Willow Avenue connects to other public streets allowing access to the transportation system.</p> <p>Comments from Lane County Transportation Planning indicate no concerns with the proposed annexation request. Any redevelopment or new development of the property must demonstrate compliance with the requirements of Lane County Code Chapter 15. A review for compliance with Lane County road requirements will apply at the time of future development.</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 staff note that an easement meeting EWEB's specifications will be needed for service to be provided to the subject property. Prior to the approval of a structure on the site, the applicant will need to ensure an easement that meets EWEB's specifications is provided.</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 to central Lane County 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 that 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</p>
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		<p>annexation.</p> <p><u>Communications</u> A variety of telecommunications providers offer communications services throughout the Eugene/Springfield area.</p> <p><u>Public Schools</u> 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.

ANNEXATION

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
17-04-23-42-3900	3900	R1/UL	8338 sq.ft.

Property Address: behind 830 Willow Ave. No address yet as it is a vacant lot

Plans for Future Development & Permit Number (if applicable): the future plan is to build a home

Public Service Districts:

Name			
Parks:	River Road Park and Recreation District, Lane County Parks, Eugene Parks & Open Space		
Electric:	Eugene Water & Electric Board		
Water:	Eugene Water & Electric Board		
Sanitary Sewer:	Eugene Water & Electric Board		
Fire:	River Road Water District		
Schools:	Elementary: River Rd	Middle: Kelly	High: North-4J school district
Other:	BUS = LTD		

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 1/2" 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.

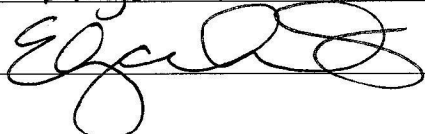
By signing, the undersigned certifies that he/she has read and understood the submittal requirements outlined in Attachment 3. She understands that omission of any listed item may cause delay in processing the application. I (We), the undersigned, acknowledge that the information supplied in this application is complete and accurate to the best of my (our) knowledge.

PROPERTY OWNER OF TAX LOT: 3900

Name (print): Elizabeth Steinhouse

Address: 3660 Sisters View Ave Email: REALSTATEbyLIZS@gmail.com

City/State/Zip: EUGENE, OR 97401 Phone: 541-914-4785 Fax: _____

Signature:  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): _____

Company/Organization: _____

Address: _____

City/State/Zip: _____ Phone: _____ Fax: _____

E-mail: _____

Signature: _____ Date: _____

REPRESENTATIVE (If different from Surveyor):

Name (print): ELIZABETH STEINHOUSE

Company/Organization:

Address: 3060 SISTERS VIEW AVE

City/State/Zip: EUGENE OR 97401 Phone: 541-914-4785 Fax:

E-mail: REALESTATEBYLIZ@gmail.com

Signature:  Date:

**Attached additional sheets if necessary.

**ANNEXATION
OF
ELIZABETH STEINHOUSE PROPERTY TO
THE CITY OF EUGENE
ASSESSOR'S MAP NO 17-04-23-42-3900**

CRITERIA CONFORMANCE STATEMENT GENERAL CRITERIA

This criteria conformance statement was written to accompany the annexation application for Elizabeth Steinhouse. The subject property contains 8338 sq ft and is zoned R1.

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.

Response: The subject property is contiguous to property within the city limits, being Assessor's Map Numbers 17-04-23-42-3203, 17-04-23-42-3204, 17-04-23-42-3205

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

Response: The Metro Plan Policy 10, page 11-C-4, recognizes annexations through this normal process to be the highest priority. As such, the proposal is consistent with this policy.

Metro Plan Policy 8 provides for annexation when a minimum level of key facilities and services can be provided. Please see (3) below for list of key urban services.

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 the standard (3) below. The property is currently zoned R-1 which is consistent with the assigned 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. This policy is solely informational with respect to the applicants proposal & is to be applied at the discretion of the City staff.

Metro Plan Policy 19 stipulated 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 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 with Oregon annexation law.

Metro 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 the unincorporated areas within the UGB.

- (3) The proposed annexation will result in a boundary which is 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.

Response: Key urban facilities and services, as defined in the Metro Plan, can be provided in an orderly, efficient, and timely manner as follows:

Wastewater service: Wastewater service is currently available via the 8" main line which lies in Willow Ave

Stormwater: There are no public storm facilities on or adjacent to the property. The property can be developed through the use of infiltration facilities for both volume and treatment of stormwater

Transportation: Willow Ave connects to Park Ave which connects to Northwest Expressway

Solid Waste Management: is currently served by Eweb

Water Service: Water is available from the 4" water main located in the front of Assessors map 17-04-23-42-3800 and at the beginning of the access easement on Willow Ave

Fire and emergency medical services: According to Rlid, fire protection is currently provided by River Road fire and emergency services. Upon annexation, the City of Eugene will provide services directly to the property so this key urban facility will be met

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.

City- wide parks and recreation programs: Park services are already provided to this area consistent with the Metro Plan. Maurie Jacobs Park and Emerald Park are in the vicinity of the subject property.

Electric Service: Electric service is available through the overhead line located within Willow Ave

Land use controls: The subject property is 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

Consent to Annexation

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

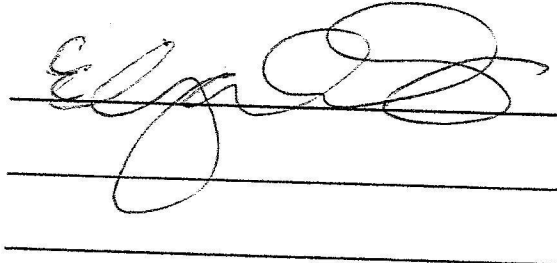
Map and Tax Lot: 17-04-23-42-3900 Address: N/A

Legal Description:

Beginning at a 2 1/2" Brass Cap referencing Southwest corner of the Benjamin Davis Donation Land Claim No. 45, Notification No. 2244, Township 17 South, Range 4 West of the Willamette Meridian; thence NORTH 321.03 feet and EAST 991.96 feet to a 5/8" rebar with a plastic I.D. cap stamp "City of Eugene 1943", said rebar referencing the centerline of the Willow Avenue right-of-way at its northerly terminus; thence along said centerline of Willow Avenue South 08°24'36" West 504.33 feet to a 5/8" rebar with a plastic I.D. cap "G.E.S. PLS 2280"; thence leaving said centerline bearing WEST 180.19 feet along the southerly line of Caprice Meadows, recorded October 20, 2004, Document No. 2004-081107, Lane County Oregon Deeds and Records and the easterly extension thereof to the True Point of Beginning; thence continuing along said southerly line of Caprice Meadows WEST 119.11 feet to a 1/2 inch iron pipe in concrete referencing the southwest corner of said Caprice Meadows; thence leaving said south line bearing SOUTH 70.00 feet to a 1/2 inch iron pipe in concrete; thence EAST 119.11 feet; thence NORTH 70.00 feet returning to the south line of Caprice Meadows and the True Point of Beginning, all in Eugene, Lane County, Oregon.

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

DATED this 6th day of SEPTEMBER, 2019.

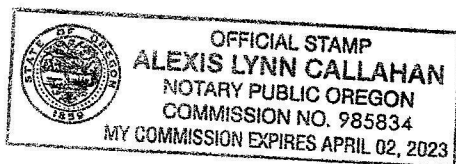


STATE OF OREGON)

County of Lane) ss

On this 6th day of September, 2019, before me, the undersigned, a notary public in and for the said county and state, personally appeared the within-named, Elizabeth Steinhauser, 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



Notary Public for Oregon

My Commission Expires April 2nd 2023

PETITION SIGNATURE SHEET / DISTRICT ANNEXATION

App #

(completed by County Staff)

Proposed Annexation to

City of Eugene

(Name of District)

To give consent to annex a particular piece of property, persons who own an interest in the property, or who are purchasers of property on a contract sale that is recorded with Lane County, must sign the annexation petition. Generally, this means that both husband and wife should sign. In the case of a corporation or business, the person who is authorized to sign legal documents for the firm may sign the annexation petition. (Do not collect signatures prior to written approval by County Clerk. Applicant to only complete top half of form.)

	Signature	Date Signed m/d/y	Print Name	Residence Address street, city, zip code	Map & Tax Lot # township - range - section - lot #	✓ Land Owner	Acres (qty)	✓ Reg Voter
1.		9/6/19	Elizabeth Steinhilber	N/A	17-04-23-42-3900	☒		☐
2.						☐		☐
3.						☐		☐
4.						☐		☐
5.						☐		☐
6.						☐		☐
7.						☐		☐
8.						☐		☐
9.						☐		☐
10.						☐		☐

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, Elizabeth Steinhilber (printed name of circulator), hereby certify that every person who signed this sheet did so in my presence.
X _____ (signature of circulator)

Completed by County Staff "Only"

CERTIFICATION OF ELECTORS

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

Lane County Clerk or Deputy Signature

Date Certified

CERTIFICATION OF PROPERTY OWNERS

According to the Lane County Assessment and Taxation records, the total number of landowners in the proposed annexation are _____. (qty) This petition reflects that _____. (qty) landowners (or legal representatives) listed on this petition represent a total percent of _____ (%) landowners and _____ (%) acres as determined by the map and tax lots attached to the filed petition. A&T is not responsible for subsequent deed activity which may not yet be reflected on the A&T computerized tax roll.

RECEIVED

SEP 09 2019

Lane County Department of Assessment and Taxation or Lane County Clerk or Deputy on behalf of A&T

Date Certified

LANE COUNTY
ASSESSMENT & TAXATION

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.

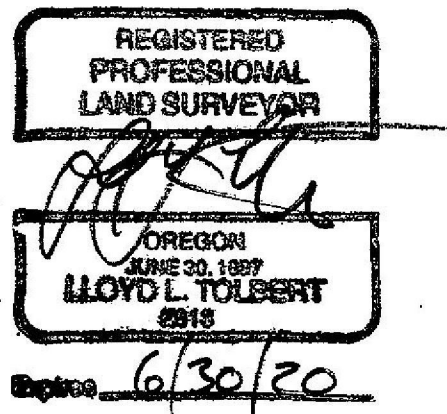
Signature: _____

Registered Land Surveyor

Print Name: _____

Date: _____

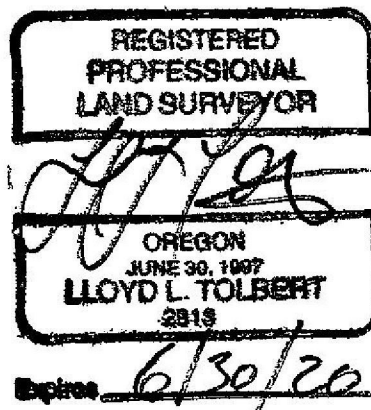
Seal:



**LEGAL DESCRIPTION
FOR THE ANNEXATION OF
THE ELIZABETH STEINHOUSE PROPERTY
TO THE CITY OF EUGENE
ASSESSOR'S MAP NO. 17-04-23-42, TAX LOT 3900
September 5, 2019**

Beginning at a 2 1/2" Brass Cap referencing Southwest corner of the Benjamin Davis Donation Land Claim No. 45, Notification No. 2244, Township 17 South, Range 4 West of the Willamette Meridian; thence NORTH 321.03 feet and EAST 991.96 feet to a 5/8" rebar with a plastic I.D. cap stamp "City of Eugene 1943", said rebar referencing the centerline of the Willow Avenue right-of-way at its northerly terminus; thence along said centerline of Willow Avenue South 08°24'36" West 504.33 feet to a 5/8" rebar with a plastic I.D. cap "G.E.S. PLS 2280"; thence leaving said centerline bearing WEST 180.19 feet along the southerly line of Caprice Meadows, recorded October 20, 2004, Document No. 2004-081107, Lane County Oregon Deeds and Records and the easterly extension thereof to the **True Point of Beginning**; thence continuing along said southerly line of Caprice Meadows WEST 119.11 feet to a 1/2 inch iron pipe in concrete referencing the southwest corner of said Caprice Meadows; thence leaving said south line bearing SOUTH 70.00 feet to a 1/2 inch iron pipe in concrete; thence EAST 119.11 feet; thence NORTH 70.00 feet returning to the south line of Caprice Meadows and the **True Point of Beginning**, all in Eugene, Lane County, Oregon.

Containing 8,338 Square Feet, more or less

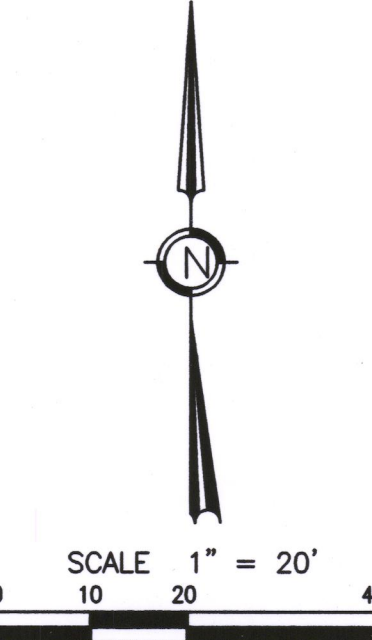
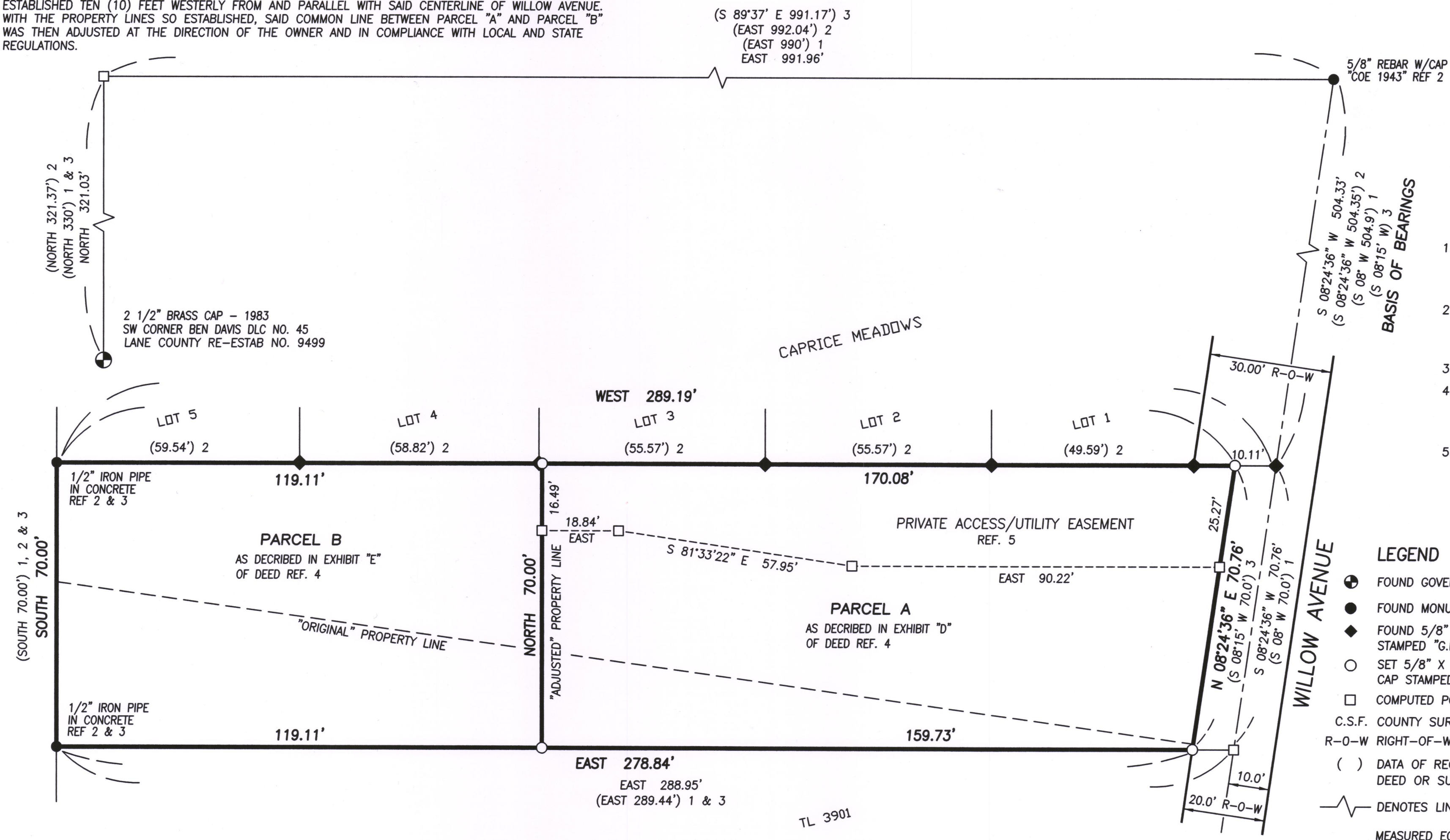


NARRATIVE

THIS SURVEY WAS PERFORMED AT THE REQUEST OF THE OWNER TO ADJUST THE COMMON LINE BETWEEN PARCEL "A" AND PARCEL "B". THE ADJUSTMENT WAS APPROVED PER CITY OF EUGENE PLANNING ACTION FILE LA 19-31. THE BASIS OF BEARINGS WAS ESTABLISHED BETWEEN THE 5/8 INCH REBAR WITH PLASTIC I.D. CAP STAMPED "COE 1943" LOCATED ON THE CENTERLINE OF WILLOW AVENUE AT ITS NORTHERLY TERMINUS AND THE 5/8 INCH REBAR WITH PLASTIC I.D. CAP STAMPED "G.E.S. PLS 2280" LOCATED ON SAID CENTERLINE OF WILLOW AVENUE AT THE EASTERLY EXTENSION OF THE SOUTHERLY LINE OF CAPRICE MEADOWS AS DEPICTED THEREON. THE NORTHERLY LINE IS DEFINED BY SAID SOUTHERLY LINE OF CAPRICE MEADOWS AND THE EASTERLY EXTENSION THEREOF AS ESTABLISHED BETWEEN THE AFOREMENTIONED 5/8 INCH REBAR WITH PLASTIC I.D. CAP STAMPED "G.E.S. PLS 2280" LOCATED ON SAID CENTERLINE OF WILLOW AVENUE AND THE 1/2 INCH IRON PIPE REFERENCING THE SOUTHWEST CORNER OF SAID CAPRICE MEADOWS ALSO BEING DEPICTED ON C.S.F. 15794 (REF. 3), ALSO REFERENCING THE NORTHWEST CORNER OF THE SUBJECT PROPERTY. THE WESTERLY LINE IS ESTABLISHED BETWEEN THE LAST MENTIONED 1/2 INCH IRON PIPE AND A 1/2 INCH IRON PIPE REFERENCING THE SOUTHWEST CORNER OF THE SUBJECT PROPERTY AS DEPICTED ON SAID C.S.F. 15794. THE SOUTHERLY LINE WAS ESTABLISHED SEVENTY-FIVE (75) FEET SOUTHERLY FROM AND PARALLEL WITH AFOREMENTIONED NORTH LINE OF THE SUBJECT PROPERTY AS MEASURED EASTERLY FROM SAID 1/2 INCH IRON PIPE REFERENCING THE SOUTHWEST CORNER OF THE SUBJECT PROPERTY. THE WESTERLY LINE WAS ESTABLISHED TEN (10) FEET WESTERLY FROM AND PARALLEL WITH SAID CENTERLINE OF WILLOW AVENUE. WITH THE PROPERTY LINES SO ESTABLISHED, SAID COMMON LINE BETWEEN PARCEL "A" AND PARCEL "B" WAS THEN ADJUSTED AT THE DIRECTION OF THE OWNER AND IN COMPLIANCE WITH LOCAL AND STATE REGULATIONS.

PROPERTY LINE ADJUSTMENT SURVEY
FOR
ELIZABETH STEINHOUSE
SE 1/4, SECTION 23, T. 17 S., R. 4 W., W.M.
EUGENE, LANE COUNTY, OREGON
SEPTEMBER 5, 2019

LANE COUNTY SURVEYORS OFFICE
C.S. FILE NO. 44828
FILING DATE: 20 SEPT 19 C



REFERENCES

1. PERSONAL REPRESENTATIVE'S DEED FOR SELLER
RECORDED JUNE 17, 2019
DOCUMENT NO. 2019-024059
LANE COUNTY OREGON DEEDS & RECORDS
2. CAPRICE MEADOWS
RECORDED OCTOBER 20, 2004
DOCUMENT NO. 2004-081107
LANE COUNTY OREGON DEEDS & RECORDS
3. CSF 15794 THOMPSON 1947
4. DECLARATION OF PROPERTY LINE ADJUSTMENT
RECORDED SEPTEMBER 5, 2019
DOCUMENT NO. 2019-038779
LANE COUNTY OREGON DEEDS & RECORDS
5. DECLARATION OF PRIVATE JOINT ACCESS/UTILITY
EASEMENT AND MAINTENANCE AGREEMENT
RECORDED SEPTEMBER 5, 2019
DOCUMENT NO. 2019-038780
LANE COUNTY OREGON DEEDS & RECORDS

LEGEND

- FOUND GOVERNMENT CORNER AS SHOWN AND NOTED HEREON
- FOUND MONUMENT AS SHOWN AND NOTED HEREON
- ◆ FOUND 5/8" REBAR WITH A YELLOW PLASTIC I.D. CAP STAMPED "G.E.S. PLS 2280"
- SET 5/8" X 30" REBAR WITH A YELLOW PLASTIC I.D. CAP STAMPED "TOLBERT LS 2813"
- COMPUTED POSITION. NO MONUMENT FOUND OR SET
- C.S.F. COUNTY SURVEY FILE
- R-O-W RIGHT-OF-WAY
- () DATA OF RECORD WITH END NOTE CORRESPONDING TO A DEED OR SURVEY REFERENCE AS SHOWN AND NOTED HEREON
- DENOTES LINE NOT TO SCALE
- MEASURED EQUALS RECORD UNLESS OTHERWISE NOTED

REGISTERED
PROFESSIONAL
LAND SURVEYOR

OREGON
JUNE 30, 1997
LLOYD L. TOLBERT
2813
EXPIRES: JUNE 30, 2020

TOLBERT ASSOCIATES, LLC
LAND SURVEYING & LAND USE PLANNING

P.O. BOX 22603
EUGENE, OREGON 97402
(541) 359-8426
WWW.TOLBERTASSOCIATES.COM
CADD FILE-1510ROS.DWG

CITY OF EUGENE PLANNING ACTION FILE LA 19-31
ASSESSOR'S MAP 17-04-23-42 TAX LOTS 3800 & 3900
CANNON iPF605 PLOTTER, CANNON PFI-102MBK INK, RIJB24-36 INKJET BOND

Summary of Urban Service Provision

This form is intended as a guide to assist applicants in demonstrating that a minimum level of key urban services can be provided to the area proposed for annexation. Space is provided on this form for you to provide detailed information on service provision. Please add additional pages if necessary to provide details of servicing issues related to the area you are annexing. To assist you in providing this information, some contacts are listed below. For large or difficult to serve properties, you may wish to contact a private land use planning consultant to prepare your application.

Property Owner(s) Name:

Elizabeth Steinhouse

Assessor's Map and Tax Lot Numbers for Properties Proposed for Annexation
(For example: Map 17-03-19-31, Tax Lot 100)

17-04-23-42-3900

Wastewater -- All new development must connect to the wastewater (sanitary sewer) system. Is wastewater service available to serve the area proposed for annexation? (For more information, contact the Engineering staff at the City of Eugene Permit and Information Center or call 541-682-8400.)

The property(ies) in this annexation request:

☒ will be served from an existing gravity wastewater line.

Location and size of existing wastewater line:

8" public main line in Willow Ave

☐ will be served by an extension of an existing gravity wastewater line.

Where will a wastewater line be extended from? When will it be extended? By whom?

Stormwater -- Site plans for all new development must provide for drainage to an approved system consistent with the Comprehensive Stormwater Management Plan. City approval for storm drainage will be required as part of the development process. (For more information, contact the Engineering staff at the City of Eugene Permit and Information Center or call 541-682-8400.)

Is the site currently served by an approved stormwater system?

no

If yes,
location? _____

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

onsite retention

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. Willow Ave & Park St

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

_____ Yes X No _____ Unknown

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

_____ Yes X 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:

Parks in the vicinity of the subject property are Maurie Jacobs Park
and Emerald Park

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?

EUGENE WATER AND ELECTRIC BOARD (EWEB)

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

WATER IS AVAILABLE THROUGH A 4" WATER MAIN LOCATED ON WILLOW AVE

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.



City of Eugene Planning

PLANNING RECEIPT

DATE 9/9/2019

Method of Payment

- ☐ Cash
☐ Check
☒ Visa/MC

Customer Information

Name Elizabeth Steinhouse
 Address 3660 Sisters View Ave
 Eugene, OR 97401
 Project 830 Willow

Amount Received

\$5,155.70

☐ City/Government Agency

#	Application Type	Modification	Concurrent	Qty	Base Fee	Discount	Total
1	Annexation			1	\$ 4,730.00	\$	4,730.00
2							
3							
4							
5							
6							
7							
8							
9							
Other							
Other							
Appeal							
Appeal							

Subtotal App Fees \$ 4,730.00

Subtotal Other Fees \$ -

Admin Fee (not included on appeals or other fees)	9%	\$ 425.70
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Total	\$ 5,155.70
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Staff Receiving Application
ABM

DUPLICATE RECEIPT DUPLICATE RECEIPT

=====

CITY OF EUGENE
BUILDING & PERMIT SERVICE
99 WEST 10TH AVE 682-5086
REG-RECEIPT:1-0004158 Sep 09 2019
CASHIER: RMW

=====

Annexation Fee	\$4,730.00
lot 3900	
Admin Fee-Auto Calc	\$425.70

TOTAL DUE:	\$5,155.70
------------	------------

RECEIVED FROM:
ELIZABETH STEINHOUSE

Credit:	\$5,155.70
Total tendered:	\$5,155.70
Change due:	\$0.00

=====

www.eugene-or.gov/bldgpermittracking

=====

Please take our customer survey at:
www.surveymonkey.com/s/COEPermitSurvey

=====

DUPLICATE RECEIPT DUPLICATE RECEIPT

EUGENE CITY COUNCIL

AGENDA ITEM SUMMARY



Adoption of a Resolution Annexing Land to the City of Eugene (Assessor's Map 18-03-16-30; Tax Lot 200; located on Spring Boulevard) (City File: Axline-Hazen; A 19-9)

Meeting Date: November 25, 2019
Department: Planning and Development
www.eugene-or.gov

Agenda Item Number: 2D
Staff Contact: Rodney T. Bohner
Contact Telephone Number: 541-682-5437

ISSUE STATEMENT

This item is a request to annex a portion of a vacant property located on the east side of Spring Boulevard, south of 43rd Avenue. The portion of the property to be annexed is approximately .65 acres (28,437 square feet). No public right-of-way is proposed for annexation as part of this request. A vicinity map is provided as Attachment A.

The portion of the property proposed to be annexed is zoned R-1 Low-Density Residential with /UL Urbanizable Land overlay and is designated for low density residential use in the Metro Plan. The applicable refinement plan for the property is the South Hills Study. The eastern portion of the subject property is outside the urban growth boundary, is not part of this annexation request and will remain under the jurisdiction of Lane County. The area of annexation is located within the City's UGB and is contiguous to the City limits along its west 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).

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 (Southeast Neighbors) consistent with Eugene Code requirements. In response to the notice, staff received one letter from Noel and Sandra Turner in support of the annexation (provided as Attachment C).

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 testimony received, 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 D. 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 the City Council adopt the resolution by finding that the request complies with all applicable approval criteria, and that the annexation be approved.

SUGGESTED MOTION

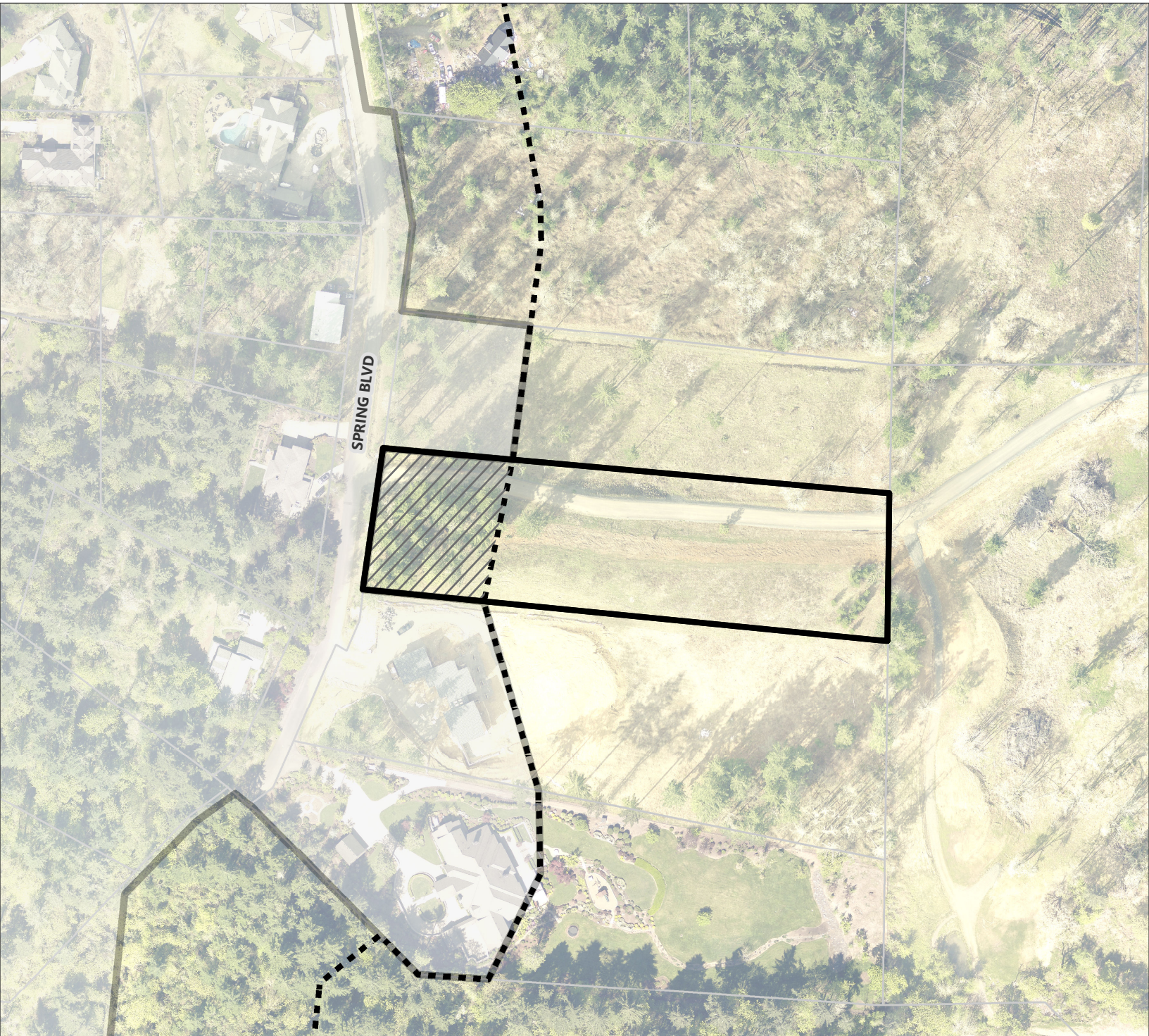
Move to adopt a resolution approving the proposed annexation request consistent with the applicable approval criteria.

ATTACHMENTS

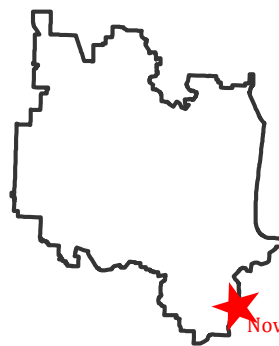
- A. Vicinity Map
- B. Draft Annexation Resolution with Exhibits A through C
 - Exhibit A: Map of Annexation Request
 - Exhibit B: Legal Description
 - Exhibit C: Planning Director Findings and Recommendation
- C. Public Testimony Received
- D. Application Materials for Annexation Request

FOR MORE INFORMATION

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



-  Subject Property
-  Annexation Area
-  Eugene UGB
-  Eugene City Limits
-  Taxlots



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

Created on 11/6/2019
by City of Eugene Planning Division

November 28, 2019, Meeting - Item 2D

0 40 80 160



RESOLUTION NO. _____

**RESOLUTION ANNEXING LAND TO THE CITY OF EUGENE
(ASSESSOR'S MAP 18-03-16-30, PORTION OF TAX LOT 200; LOCATED
ON THE EAST SIDE OF SPRING BOULEVARD).**

The City Council of the City of Eugene finds that:

A. An annexation application was submitted on September 23, 2019, by Michael Axline and Diane Hazen, in accordance with the provisions of Section 9.7810 of the Eugene Code, 1971, ("EC") to annex property identified as Assessor's Map 18-03-16-30, portion of Tax Lot 200, 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 October 22, 2019 a notice containing a geographical reference to the property, 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, and owners and occupants of properties located within 500 feet of the perimeter of the subject property. Notice could not be sent to the applicable neighborhood group or community organization officially recognized by the City Council as required by EC 9.7820 because the property proposed to be annexed is not located within an officially recognized neighborhood group or community organization. However, as a courtesy, notice was sent to Southeast Neighbors, the neighborhood organization in which the property will be located upon annexation. The notice advised that the City Council would consider the Planning Director's full recommendation on the proposed annexation on November 25, 2019.

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:**

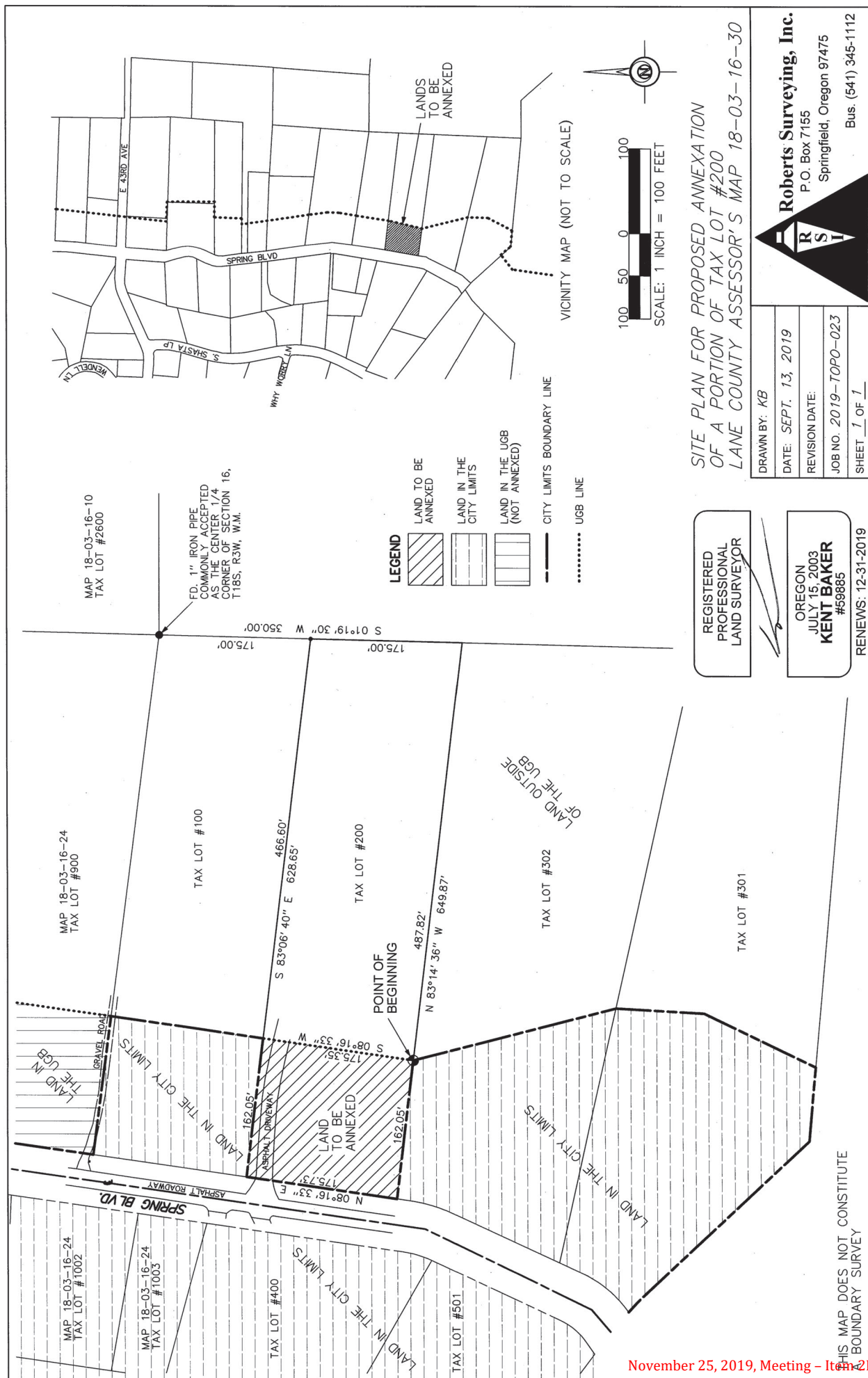
Section 1. Based on the above findings and the Planning Director's Findings and Recommendation which are attached as Exhibit C and are adopted in support of this Resolution, it

is ordered that the land identified as Assessor's Map 18-03-16-30, portion of Tax Lot 200, 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 November, 2019.

City Recorder



Legal Description of Affected Territory to be Annexed

(A Portion of Tax Lot #200)

A unit of land being situated in the Southwest ¼ Section 16, Township 18 South, Range 3 West of the Willamette Meridian, said unit of land being more particularly described as follows:

Commencing at the iron pipe commonly used as the center of Section 16, Township 18 South, Range 3 West of the Willamette Meridian; thence South 01°19'30" West 175.00 feet to an iron pipe set in that survey filed in the office of the Lane County Surveyor, Lane County, Oregon, under no. 14297; thence North 83°14'36" West 487.82 feet to the **POINT OF BEGINNING** of this land to be annexed;

Thence continuing North 83°14'36" West 162.05 feet to the east line of Spring Boulevard;

Thence along the east line of Spring Boulevard, North 08°16'33" East 175.73 feet;

Thence leaving the east line of Spring Boulevard, South 83°06'40" East 162.05 feet;

Thence South 08°16'33" West 175.35 feet to the point of beginning, all in Lane County, Oregon and containing 28,437 square feet or 0.65 acre(s) of land, more or less.



**Planning Director's Findings and Recommendation
Annexation Request for Michael Axline and Diane Hazen
(City File: A 19-9)**

Application Submitted: September 23, 2019
Applicant: Michael Axline & Diane Hazen
Property Included in Annexation Request: Portion of Tax Lot 200 of Assessor's Map 18-03-16-30
Zoning: R-1 Low-Density Residential with /UL Urbanizable Land Overlay
Location: East side of Spring Boulevard, south of 43 rd Avenue
Representative: Kent Baker; Roberts Surveying
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 ☒ YES ☐ NO	Findings: A portion of the subject tax lot is located within the City's urban growth boundary (UGB), with a larger portion of the subject tax lot to the east located outside of the UGB. The annexation only includes the area of the subject tax lot within the UGB, while the land area outside the UGB will remain under the jurisdiction of Lane County. The area of annexation is contiguous to the City limits along its west property boundary, consistent with EC 9.7825(1)(a).
EC 9.7825(2) The proposed annexation is consistent with applicable policies in the Metro Plan and in any applicable refinement plans.	
Complies ☒ YES ☐ NO	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</i> text): <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>

		<p><i>Policy 10. Annexation to a city through normal processes shall continue to be the highest priority. (page II-C-5).</i></p> <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 South Hills Study is the adopted refinement plan for the subject property; however, it does not include a land use diagram or any policies that would serve as approval criteria for the proposed annexation. Consistent with its land use designation in the Metro Plan, the portion of the property to be annexed is currently zoned R-1 Low-Density Residential with /UL Urbanizable Land Overlay. The /UL overlay will be automatically removed from the annexed portion of the property following annexation approval.</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 South Hills Study.</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.
<div>Complies</div> <div> ☒ YES </div>	<div> ☐ NO </div>	<p>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> <p><u>Wastewater</u></p> <p>Public Wastewater lines are available within the right-of-way of Spring Boulevard. A 6-inch pipe is located near the southwest corner of the lot facing Spring Boulevard. There is no lien information in the special assessment database for the subject property.</p>

		<p><u>Stormwater</u></p> <p>City of Eugene stormwater systems are not available to serve this property. Records show that the soils in the area are mapped as a Type D. 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></p> <p>This property abuts Spring Boulevard, which is within the City of Eugene jurisdiction and is classified as a local street, but lacks curb and gutter, sidewalks, street lights or street trees. Spring Boulevard terminates to the south and connects to East 43rd Avenue to the north which is also a local street. There are multiple routes available from the subject property to access East 30th Avenue (a minor arterial) or West Amazon with connections to downtown and Interstate 5. Access management and street standards will be evaluated at the time of future development.</p> <p><u>Solid Waste</u></p> <p>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></p> <p>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></p> <p>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></p> <p>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></p> <p>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></p> <p>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 Camas Ridge Elementary School, Spencer Butte Middle School, and South 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.

Oct. 18, 2019

Rodney Bohner, Asst. Planner

With regard to the notice we received recently regarding the proposed annexation request of Axline / Hazen (A19-9) property, we as owners of a nearby property are in approval of the city council granting an approval of the annexation of said property.

Sincerely,

Rod S. Turner & Janice J. Turner

3518 Osprey Dr.
Springfield, OR 97477

ANNEXATION APPROVAL CRITERIA

Michael D. Axline & Diane D. Hazen

Lane County Assessors Map No. 18-03-16-30-00, Tax Lot #200

September 17, 2019

Per Eugene Code (EC) 9.7825, annexations are required to show consistency with certain criteria. Listed below are the criteria from EC and the documentation of consistency with the criteria.

- (l) 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.

A small portion of the subject tax lot is located within the City's urban growth boundary (UGB), with a larger portion of the area to the East located outside of the UGB. The annexation only includes the area of the subject tax lot within the UGB, while the land area outside the UGB will remain under the jurisdiction of Lane County.

The area of annexation is contiguous to the City limits along a portion of the North property line with an adjacent parcel that is within the city limits, consistent with subsection (a) and the West property line is contiguous at Spring Boulevard and the properties West of Spring are within the city limits, consistent with subsection (b).

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

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 *italic* text):

Policy 8. Land within the UGB may be converted from urbanizable to urban only through annexation to a city when it is found that

- (a) A minimum level of key urban facilities and services can be provided to the area in an orderly and efficient manner.*
 - (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 11-C-4).

Policy 10. Annexation to a city through normal processes shall continue to be the highest priority. (page 11-C-5).

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 11-C-5).

(From the Residential Element of the Metro Plan):

Policy A.3. Provide an adequate supply of buildable residential land within the UGB for the 20-year planning period at the time of Periodic Review.

Policy A.4. Use annexation, provision of adequate public facilities and services, rezoning, redevelopment and infill to meet the 20-year projected housing demand.

There is no Refinement Plan for the subject property.

(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.

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 and efficient, and timely manner as detailed below:

Wastewater:

An 8-inch PVC public wastewater line exists within Spring Boulevard (a local City of Eugene street), just West of the subject property.

Stormwater:

No public stormwater system serves this property. Records show the soils are mapped as Hydrologic Soil Group Type D. Infiltration testing will be required at the time of development to demonstrate adequate percolation rates; however, there are options for complying with stormwater standards which will be further evaluated at the time of development.

Transportation:

The property abuts Spring Boulevard to the West. Spring Boulevard is designated as a Local Access Road and is within City of Eugene jurisdiction.

Solid Waste:

Collection service is provided by private firms. Regional disposal sites and the Short Mountain Landfill are operated by Lane County.

Water and Electric:

Lane Electric CO-OP serves this area for electricity and has an existing vault at the Northwest corner of the property and transformers along the westerly boundary of the property. Eugene Water and Electric Board provides water to this area and has a water meter at the Southwest corner of the property.

Public Safety:

Police protection will be extended to the site upon annexation consistent with service provision through the City. Fire and Emergency Medical Services protection will be provided by the Eugene-Springfield Fire and EMS Department.

Parks and Recreation:

Parks and recreation programs are provided on a City-wide basis. The inclusion of the subject property in the City will be sufficient evidence to demonstrate the minimum level is met for this key urban service.

Planning and Development Services:

Planning and building permit services are provided for all properties located within the UGB 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.

Communications:

A variety of communication service providers offer communication services throughout the Eugene/Springfield area.

Public Schools:

The subject property is within the Eugene School District 4J and is within the district boundary of Camas Ridge Elementary School, Spencer Butte Middle School and South 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 that the minimum level of this key urban service is met.

CONCLUSION

Based on the above findings and the additional information submitted as well as the criteria set forth in EC 9.7825, the proposed annexation is consistent with all applicable approval criteria.

THIS MAP DOES NOT CONSTITUTE
A BOUNDARY SURVEY

RENEWALS: 12-31-2019

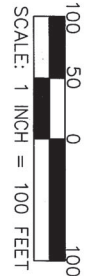
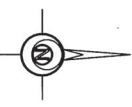
OREGON
JULY 15, 2003
KENT BAKER
#59885

REGISTERED
PROFESSIONAL
LAND SURVEYOR

DRAWN BY: KB
DATE: SEPT. 13, 2019
REVISION DATE:
JOB NO. 2019-TOPO-023
SHEET 1 OF 1

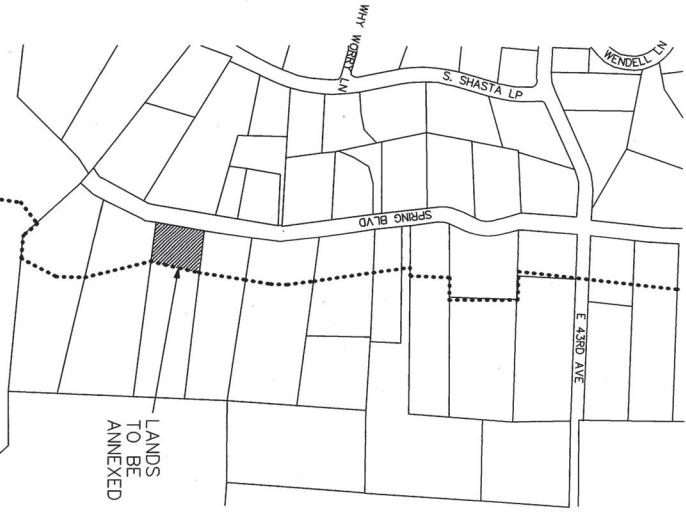
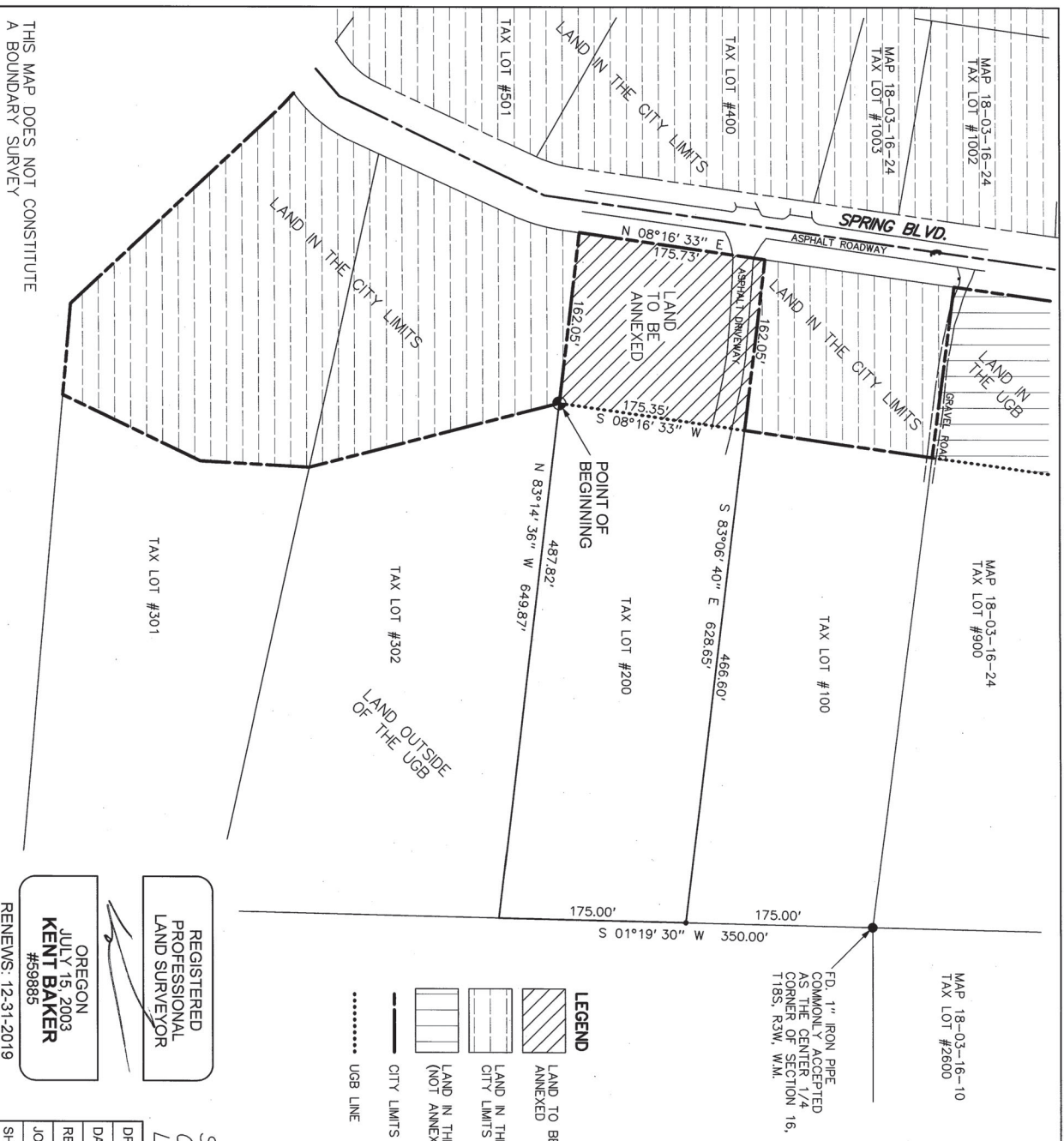
Roberts Surveying, Inc.
P.O. Box 7155
Springfield, Oregon 97475
Bus. (541) 345-1112

SITE PLAN FOR PROPOSED ANNEXATION
OF A PORTION OF TAX LOT #200
LANE COUNTY ASSESSOR'S MAP 18-03-16-30



- LEGEND**
- LAND TO BE ANNEXED
 - LAND IN THE CITY LIMITS
 - LAND IN THE UGB (NOT ANNEXED)
 - CITY LIMITS BOUNDARY LINE
 - UGB LINE

VICINITY MAP (NOT TO SCALE)



If yes,
location? _____

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

Discharge to the county property located to the east beyond the city limit boundary

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. Spring Blvd.

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

_____ Yes X No _____ Unknown

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

_____ Yes X 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:

Kincaid City Park, Shadow Wood City Park, Skyline Park, Bloomberg City Park, Milton City Park, Hendricks Park

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.)

No Fire or EMS currently serve the property. Once property is annexed, Fire and EMS services will be provided by the Eugene-Springfield Fire & EMS Dept. (Station #15, South Hills)

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

_____ 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?

Lane Electric CO-OP_____.

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

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.

Legal Description of Affected Territory to be Annexed

(A Portion of Tax Lot #200)

A unit of land being situated in the Southwest $\frac{1}{4}$ Section 16, Township 18 South, Range 3 West of the Willamette Meridian, said unit of land being more particularly described as follows:

Commencing at the iron pipe commonly used as the center of Section 16, Township 18 South, Range 3 West of the Willamette Meridian; thence South $01^{\circ}19'30''$ West 175.00 feet to an iron pipe set in that survey filed in the office of the Lane County Surveyor, Lane County, Oregon, under no. 14297; thence North $83^{\circ}14'36''$ West 487.82 feet to the **POINT OF BEGINNING** of this land to be annexed;

Thence continuing North $83^{\circ}14'36''$ West 162.05 feet to the east line of Spring Boulevard;

Thence along the east line of Spring Boulevard, North $08^{\circ}16'33''$ East 175.73 feet;

Thence leaving the east line of Spring Boulevard, South $83^{\circ}06'40''$ East 162.05 feet;

Thence South $08^{\circ}16'33''$ West 175.35 feet to the point of beginning, all in Lane County, Oregon and containing 28,437 square feet or 0.65 acre(s) of land, 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

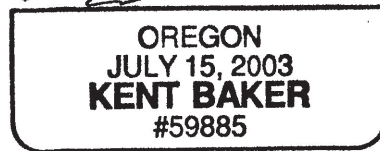
Print Name: _____

Kent Baker

Date: _____

September 13, 2019

Seal:



RENEWS: 12-31-2019

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: 18-03-16-30, Tax Lot #200 Address: none at this time

Legal Description:

See Attached Exhibit "A"

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

DATED this 19th day of September, 2019.

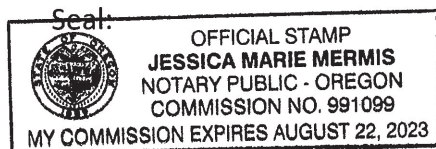
Michael D. Axline

1710 Stoney Ridge Rd.

Eugene, OR. 97405

STATE OF OREGON)
)ss
County of)

On this 19th day of September, 2019, before me, the undersigned, a notary public in and for the said county and state, personally appeared the within-named, Michael D. Axline, who is known to me to be the identical individual described herein and who executed the same freely and voluntarily.



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


Notary Public for Oregon

My Commission Expires Aug 22, 2023

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: 18-03-16-30, Tax Lot #200 Address: none at this time

Legal Description:

See Attached Exhibit "A"

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

DATED this 19th day of September, 2019.

Diane D. Hazen

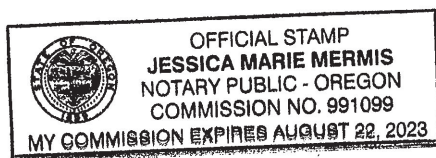
1710 Stoney Ridge Rd.

Eugene, OR. 97405

STATE OF OREGON)
)ss
County of)

On this 19th day of September, 2019, before me, the undersigned, a notary public in and for the said county and state, personally appeared the within-named, Diane D. Hazen 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.

[Signature]
Notary Public for Oregon

My Commission Expire Aug 22, 2023

Exhibit "A"

Legal Description of Affected Territory to be Annexed (A Portion of Tax Lot #200)

A unit of land being situated in the Southwest ¼ Section 16, Township 18 South, Range 3 West of the Willamette Meridian, said unit of land being more particularly described as follows:

Commencing at the iron pipe commonly used as the center of Section 16, Township 18 South, Range 3 West of the Willamette Meridian; thence South 01°19'30" West 175.00 feet to an iron pipe set in that survey filed in the office of the Lane County Surveyor, Lane County, Oregon, under no. 14297; thence continuing South 01°19'30" West 175.00 feet to an iron pipe found in said survey 14297; thence North 83°14'36" West 487.82 feet to the **POINT OF BEGINNING** of this land to be annexed;

Thence continuing North 83°14'36" West 162.05 feet to the east line of Spring Boulevard;

Thence along the east line of Spring Boulevard, North 08°16'33" East 175.73 feet;

Thence leaving the east line of Spring Boulevard, South 83°06'40" East 162.05 feet;

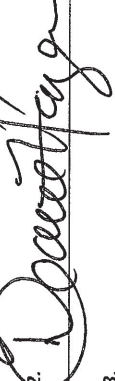
Thence South 08°16'33" West 175.35 feet to the point of beginning, all in Lane County, Oregon and containing 28,437 square feet or 0.65 acre(s) of land, more or less.

* 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): Eugene*

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)
	9/18/19	Michael Axline	1710 Stoney Ridge Rd. Eugene, OR 97405	18-03-16-30. Tax Lot #200	X	X	2.62
	9/19/19	Diane Hazen	1710 Stoney Ridge Rd. Eugene, OR 97405	18-03-16-30. Tax Lot #200	X	X	2.62
							2.63

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, Kent Baker (printed name of circulator), hereby certify that every person who signed this sheet did so in my presence.

X  (signature of circulator)

CERTIFICATION OF PROPERTY OWNERS

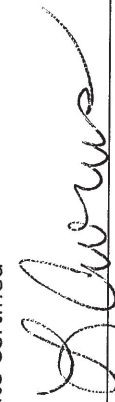
The total landowners in the proposed annexation are 2 (qty). This petition reflects that 2 (qty) landowners (or legal representatives) listed on this petition represent a total of 100 (%) of the landowners and 100 (%) of the acres as determined by the map and tax lots attached to the petition. A&T is 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 2. I hereby certify that this petition includes 2 valid signatures representing 100 (%) of the total active registered voters that are registered in the proposed annexation.


Lane County Department of Assessment and Taxation

9/23/19
Date Certified


Lane County Clerk or Deputy Signature
9/20/19
Date Certified

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
18-03-16-30	200	R-1/UL and F-2	2.62

Property Address: None at this time

Plans for Future Development & Permit Number (if applicable): Future Single Family Dwelling

Public Service Districts:

Name			
Parks:	Eugene Parks & Recreation		
Electric:	Lane Electric Co-op		
Water:	EWEB		
Sanitary Sewer:	City of Eugene		
Fire:	Eugene Fire & EMS Dept.		
Schools:	Elementary: Camas Ridge	Middle: Spencer Ridge	High: South 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.

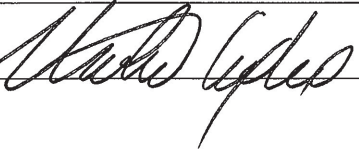
By signing, the undersigned certifies that he/she has read and understood the submittal requirements outlined, and that he/she understands that omission of any listed item may cause delay in processing the application. I (We), the undersigned, acknowledge that the information supplied in this application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

PROPERTY OWNER OF TAX LOT: 200

Name (print): Michael Axline

Address: 1710 Stoney Ridge Rd. Email: maxline1@comcast.net

City/State/Zip: Eugene, OR. 97405 Phone: 916-803-6910

Signature:  Date: 9/18/19

PROPERTY OWNER OF TAX LOT: 200

Name (print): Diane Hazen

Address: 1710 Stoney Ridge Rd. Email:

City/State/Zip: Eugene, OR. 97405 Phone: 541-729-4794

Signature:  Date: 9/19/19

PROPERTY OWNER OF TAX LOT: _____

Name (print):

Address: Email:

City/State/Zip: Phone: Fax:

Signature: Date:

SURVEYOR:

Name (print): Kent Baker

Company/Organization: Roberts Surveying,

Address: P.O. Box 7155

City/State/Zip: Springfield, OR. 97475 Phone: 541-345-1112

E-mail: kent@robertssurvey.com

Signature:  Date: 9/18/19

REPRESENTATIVE (If

different from Surveyor):

Name (print):

Company/Organization:

Address:

City/State/Zip:

Phone:

Fax:

E-mail:

Signature:

Date:

****Attached additional sheets if necessary.**

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Adoption of a Resolution Annexing Land to the City of Eugene (Assessor's Map 17-04-14-42; Tax Lot 6500—located at 625 Howard Avenue) (City File: Burhnam, Jake; A 19-8)

Meeting Date: November 25, 2019
Department: Planning and Development
www.eugene-or.gov

Agenda Item Number: 2E
Staff Contact: Rodney T. Bohner
Contact Telephone Number: 541-682-5437

ISSUE STATEMENT

This item is a request to annex a property located at 625 Howard Avenue. The property to be annexed is approximately 1.87 acres and is developed with single-family residence. No public right-of-way is proposed for annexation as part of this request. A vicinity map is provided as Attachment A.

The property is zoned R-1 Low-Density Residential with /UL Urbanizable Land overlay. The property is designated for low density residential use in the Metro Plan and the applicable refinement plan, the River Road-Santa Clara Urban Facilities Plan. The area of annexation is located within the City's urban growth boundary and is contiguous to the City limits. 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).

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 (Santa Clara Community Organization) consistent with Eugene Code requirements.

In response to the public notice, staff received one piece of testimony—a letter from Louis Bauer (provided as Attachment C). To summarize, Bauer opposes annexation of the entire property, and proposes that only approximately one-half of the site be annexed and that adjacent property owners be provided an opportunity to purchase parts of the subject property remaining unannexed under Bauer’s plan. As City Council is aware, annexation is often the first step on the part of a property owner in preparing property for development within the City of Eugene. The only question before council with this annexation request is whether the subject property can be included in the city limits, consistent with applicable Eugene Code requirements. Any applicable, subsequent development will require the appropriate land use application, such as a subdividing the property, which will entail a separate public process. Based on this information, staff does not believe a public hearing is warranted.

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 lack of testimony received pertaining to the substance of the application, 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 D. 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

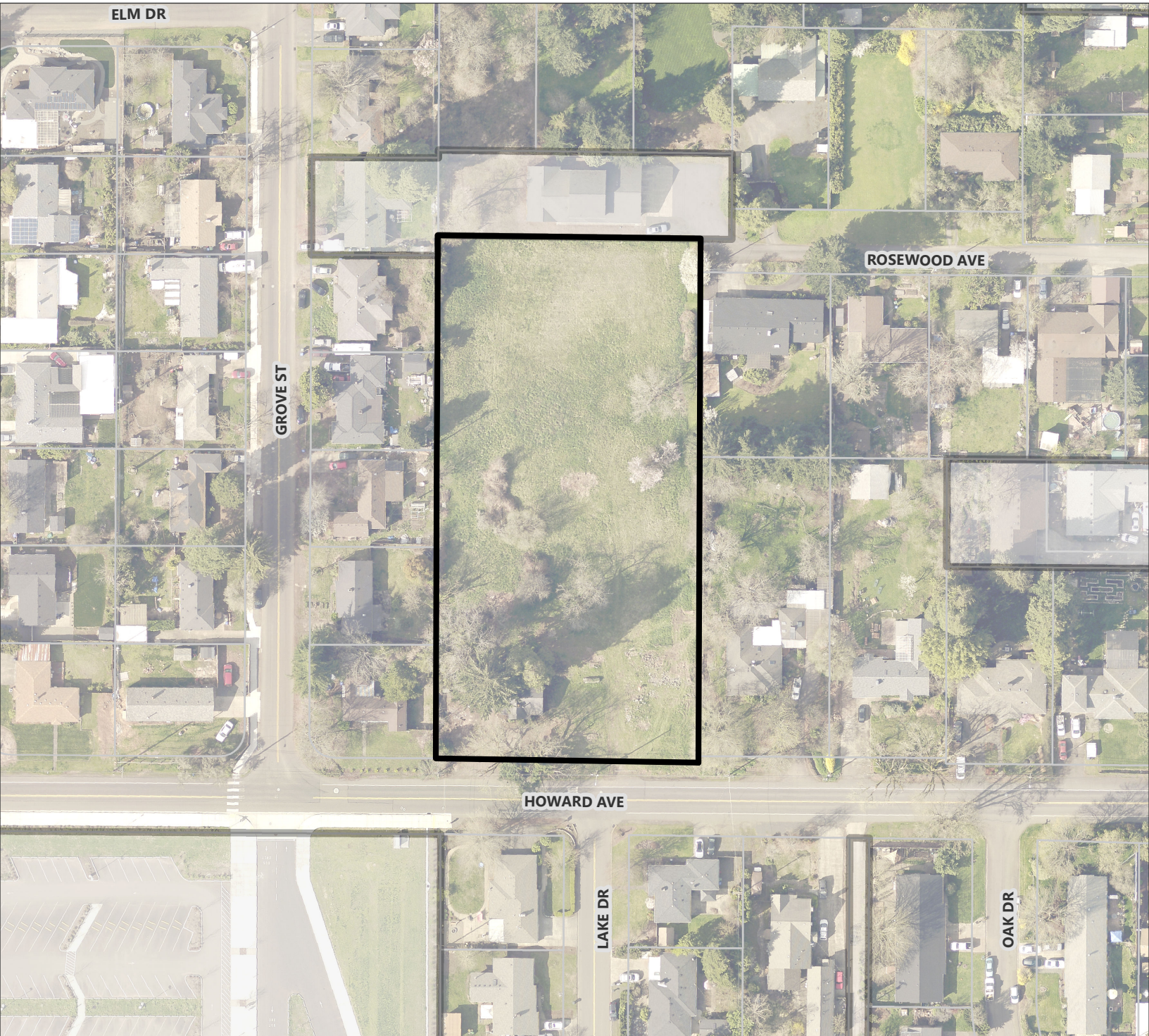
Move to adopt a resolution approving the proposed annexation request consistent with the applicable approval criteria.

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. Public Testimony Received
- D. Application Materials for Annexation Request

FOR MORE INFORMATION

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



-  Subject Property
-  Eugene City Limits
-  Taxlots



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

Created on 11/6/2019
by City of Eugene Planning Division

November 15, 2019, Meeting - Item 2E

0 25 50 100



RESOLUTION NO. _____

**RESOLUTION ANNEXING LAND TO THE CITY OF EUGENE
(ASSESSOR'S MAP 17-04-14-42, TAX LOT 6500 LOCATED AT 625
HOWARD AVENUE).**

The City Council of the City of Eugene finds that:

A. An annexation application was submitted on September 19, 2019, by Jake Burnham, in accordance with the provisions of Section 9.7810 of the Eugene Code, 1971, ("EC") to annex property identified as Assessor's Map 17-04-14-42, Tax Lot 6500, 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 October 22, 2019, 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 November 25, 2019.

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 17-04-14-42, Tax Lot 6500, 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.

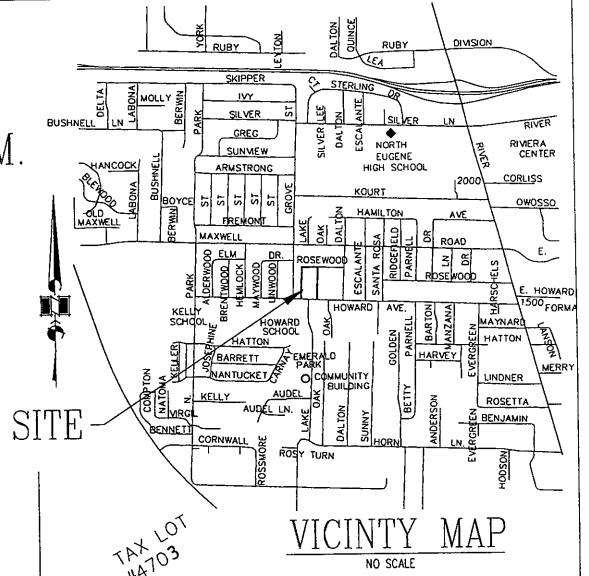
Section 2. This Resolution is effective immediately upon its passage by the City Council. The annexation and the automatic rezoning of the land pursuant to EC 9.7820(3) from R-1 Low-

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

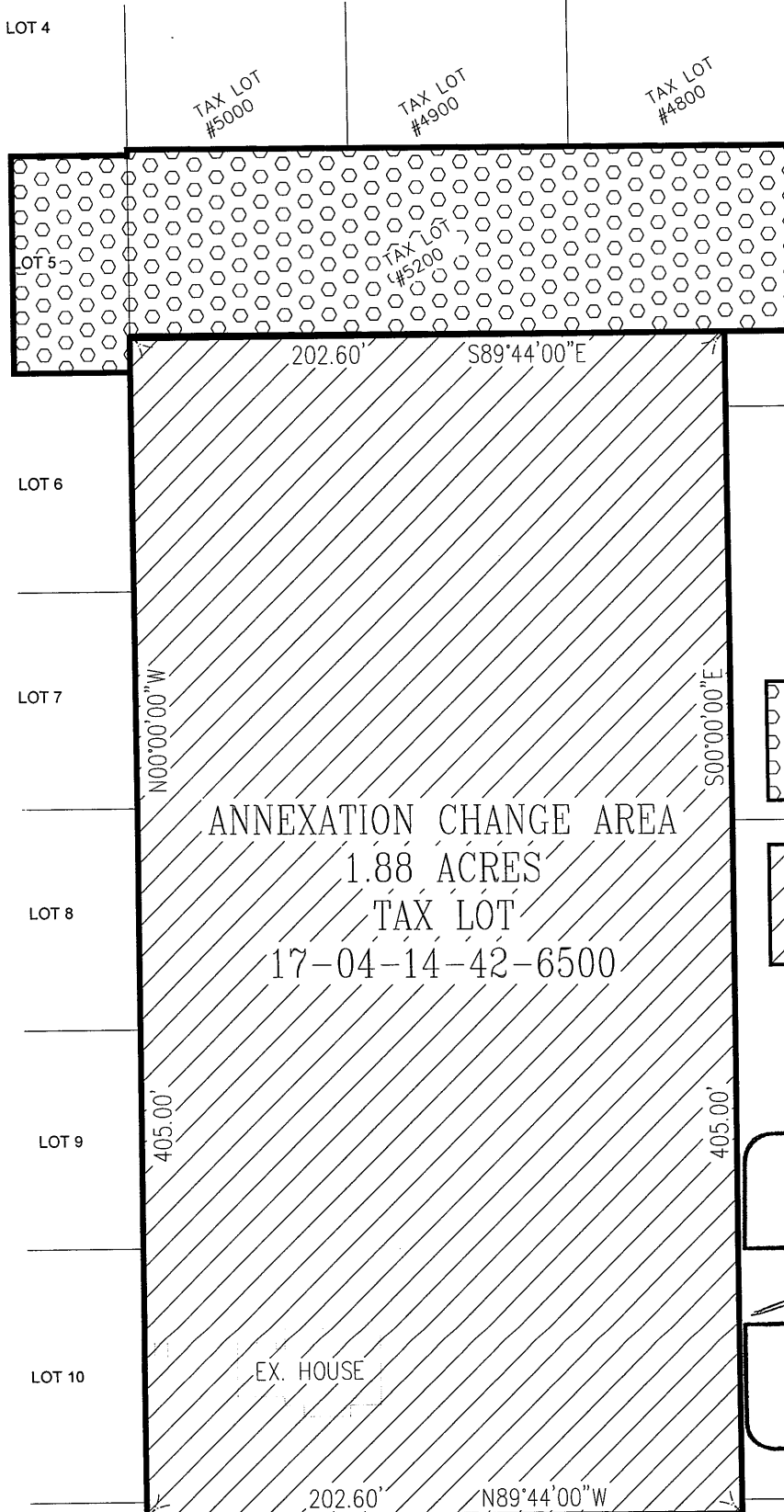
The foregoing Resolution adopted the ____ day of November, 2019.

City Recorder

LAND ANNEXATION FOR
TAX LOT 17-04-14-42-6500
NW1/4 OF SW1/4 SECTION 14, T17S, R4W, W.M.
LANE COUNTY, OREGON

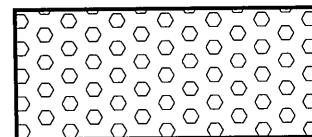


HAWTHORN PLACE



TAX LOT
#6401

LEGEND



CITY LIMITS

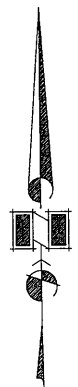


LAND TO BE ANNEXED

REGISTERED
PROFESSIONAL
LAND SURVEYOR

OREGON
JULY 15, 2003
KENT BAKER
#59885

RENEWS: 12-31-2019



SCALE: 1" = 60'

LAKE DR.

HOWARD AVE.

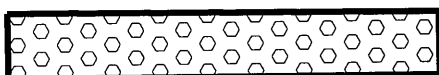


EXHIBIT B

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.



**Planning Director's Findings and Recommendation
Annexation Request for Jake Burnham
(City File: A 19-8)**

Application Submitted: September 19, 2019
Applicant: Jake Burnham
Property Included in Annexation Request: Tax Lot 6500 of Assessor's Map 17-04-14-42
Zoning: R-1 Low-Density Residential with /UL Urbanizable Land Overlay
Location: 625 Howard Avenue, west of River Road on south side of Howard Avenue
Representative: Anthony Favreau, The Favreau Group
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 ☒ YES ☐ NO	Findings: The subject tax lot is partially located within the City's urban growth boundary (UGB). The annexation only includes the area of the subject tax lot within the UGB. The area of annexation is contiguous to the City limits along its north property boundary, consistent with subsection (1).
EC 9.7825(2) The proposed annexation is consistent with applicable policies in the Metro Plan and in any applicable refinement plans.	
Complies ☒ YES ☐ NO	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</i> text): <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>

		<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 properties and designates the area for low-density residential use. Consistent with the Metro Plan and RR/SC UFP designation, the property is currently zoned R-1 Low-Density Residential with a /UL Urbanizable Land Overlay. The /UL overlay will be automatically removed from the zoning following annexation approval.</p> <p>With regard to 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 the properties 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 applicable 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.
<div>Complies</div> <div> ☒ YES </div>	<div> ☐ NO </div>	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 is available within the right-of-way of Howard Avenue, via 15-inch PVC pipe. An available 6-inch deep connection and 6-inch tee were constructed and plugged during construction of the adjacent sewer lines. The existing structure is connected to the public system. All liens and assessments are paid.</p> <p><u>Stormwater</u></p> <p>The nearest public system is a storm drain on the corner of Howard Avenue and Lake Drive—a Lane County maintained system. Soil data indicates poor infiltration rates in the area. The applicant has indicated that stormwater will be treated and retained on-site before directing overflow to the storm drain. A Lane County Public Works facilities permit will be required at time of development approving the discharge and on-site facilities will be evaluated for compliance with the Stormwater Management Manual. All treatment and destination must be approved prior to development.</p> <p><u>Transportation</u></p> <p>The subject property is on Howard Avenue, a neighborhood collector under Lane County jurisdiction and fully surrounded by a network of improved and unimproved local streets. Howard Avenue is paved including a bike lane, but is lacking sidewalk, curb and gutter and street trees. It connects to the east with River Road and to the west with Park Avenue. Both streets lead to major highways and major commercial and employment areas. Compliance with access connection standards will be required at the time of future development or land division.</p> <p><u>Solid Waste</u></p> <p>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></p> <p>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></p> <p>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></p> <p>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></p> <p>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</p>
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		<p>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> <p><u>Public Schools</u> The subject property is within Eugene School District 4J and is within the district boundary of Howard 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.

BAUER LOUIS C A 19-8
17-04-14-42-04701
111 BAUER LN
EUGENE, OR 97404

From Louis Bauer:

- as you read this letter, please refer to the plot maps.
- I am opposed to the annexation of the entire 1.88 acres of land.

— I propose that only 1/2 of the 1.88 acres be annexed (see plot map with #1 & #2 written in.) #3 & #4

— NOW —

For the serenity & well being of the Neighborhood I propose that Mr. Burnham offer to Homeowner A & B the option to enlarge their properties by purchasing parts of area 3 that I wrote in on plot map --- and likewise Homeowner "C" could be offered or given a chance to purchase area "4"

— In other words —

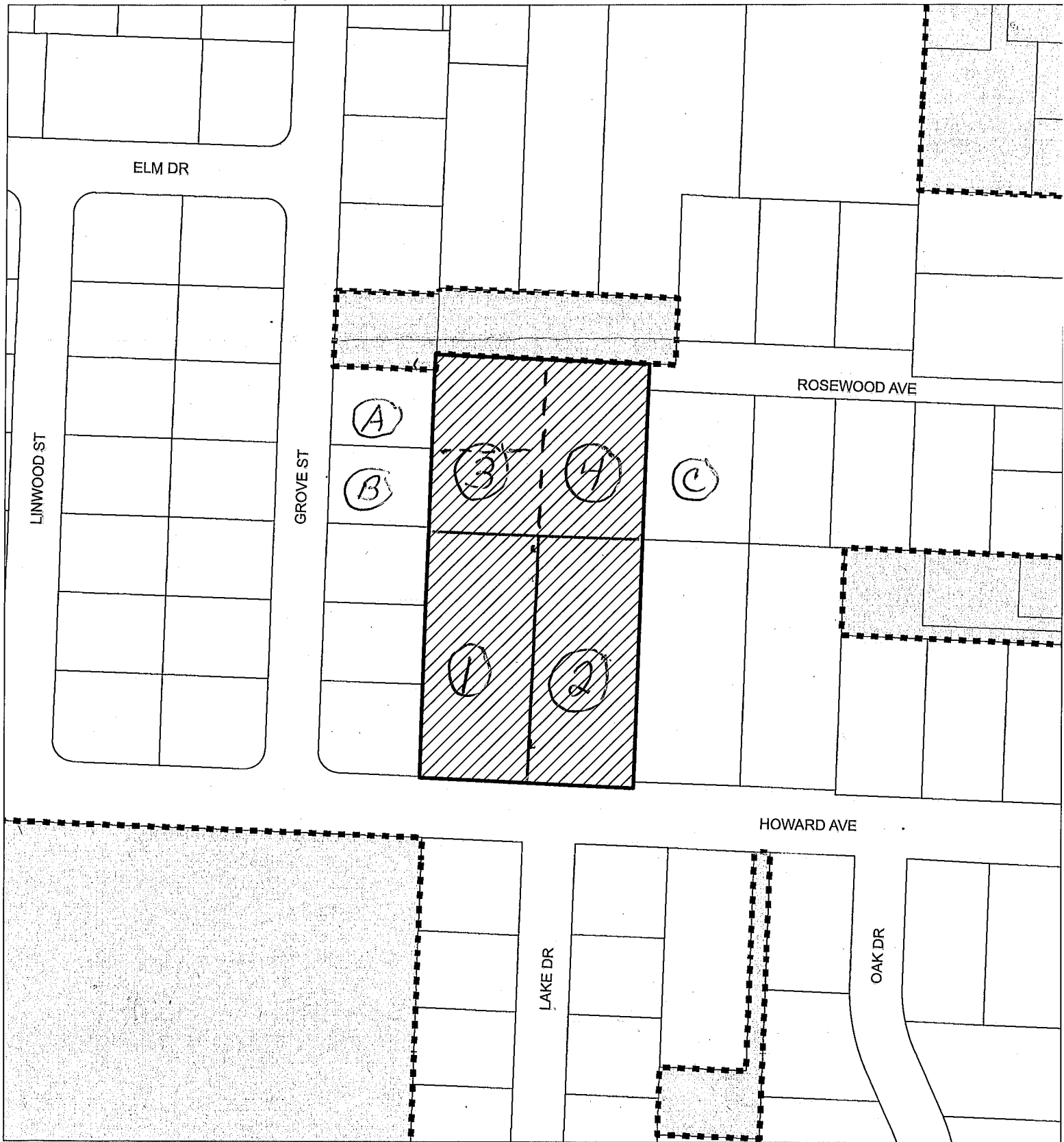
annex the Southern Half and re-sell the Northern Half

For the right price - I might be interested
in area "4" myself~

Thanks

have a great day!

PCB



Legend

-  Annexation Area
-  In City Limits

0 75 150 300 Feet

See letter enclosed

November 25, 2019 Meeting - Item 2E



NOTICE OF CONSIDERATION OF ANNEXATION REQUEST

Notice Date: October 11, 2019
File Name (#): Burnham, Jake (A 19-8)
Meeting Date: November 12, 2019
Meeting Time: 7:30 p.m. (Please note that this item is on the City Council's Consent Calendar and may be considered at the earlier 5:30 p.m. City Council Work Session)
Meeting Location: Bascom - Tykeson room, Downtown Library, 100 W. 10th Avenue, Eugene
Subject Property: 625 Howard Avenue

Proposed Action/Location:

This notice is being sent to inform you that the City Council is considering the Planning Director's preliminary recommendation to approve a request to annex an 1.88 acre site into the boundaries of the City of Eugene. A full recommendation will be available October 11, 2019. The property is owned by the Jake Burnham and is located at 625 Howard Avenue on Tax Lot 6500 of Assessor's Map 17-04-14-42. A vicinity map showing the affected area is included on the back side of this notice for reference. All other evidence relied upon by the applicant is available for review at the City's Planning Division offices or online (link below). Hard copies can also be obtained at cost. Application Search: <http://www.eugene-or.gov/3208/Land-Use-Application-Information>

Approval Criteria & Decision Process:

The City Council's decision on this annexation request will be based on the application's consistency with the applicable annexation approval criteria which are addressed at Section 9.7825 of the Eugene Code, as follows:

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

At the public meeting the City Council will either approve, modify and approve, or deny the annexation application; or vote to defer action until after holding a public hearing on the proposed annexation. **A public hearing is not scheduled for this item;** please send your written comments to the city planner listed below at least 10 days before the meeting to ensure they are included in the City Council's agenda packet.

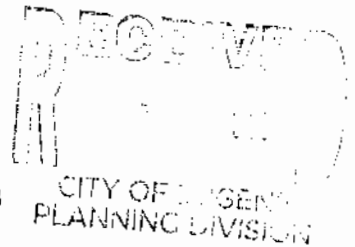
To submit comments or for more information, please contact:

Rodney Bohner, Assistant Planner
City of Eugene Planning Division
99 West 10th Avenue
Eugene, OR 97401
E-mail: RBohner@eugene-or.gov
Phone: (541) 682-5437

see enclosed letter

City of Eugene • 99 W. 10th Ave. • Eugene, OR 97401 • 541-682-5481 • 541-682-5572 Fax
www.eugene-or.gov/planning

ATTACHMENT D



ANNEXATION NARRATIVE

APPLICANT: Jake Burnham **PHONE:** (541) 554-7358
SURVEYOR: Roberts Surveying Inc. **PHONE:** (541) 345-1112
CIVIL ENGINEER: The Favreau Group **PHONE:** (541) 683-7048
DATE: September 13, 2019
MAP: 17-04-14-42. Tax Lot 6500
SITE ADDRESS: 625 Howard Ave., Eugene, Oregon

Present Request:

The present request is for approval to annex the subject property into the City of Eugene.

Approval Criteria:

The following findings demonstrate that the proposed annexation area will comply with all applicable approval criteria and related standards as set forth in EC 9.7825. The approval criteria and related standards are listed below, with findings addressing each.

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.

Response: *The proposed property is contiguous to the city limits along its northern boundary line adjoining tax lot 5200. Also, across Howard Ave tax lot 17-04-14-34-00100 is within the City limits.*

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

Response: *The proposed property is designated as low density residential zoned land within the Metro Plan and the River Road-Santa Clara Urban Facilities Plan. The proposal complies with the site's low density residential designation on the Metro Plan Diagram and the River Road-Santa Clara Urban Facilities Plan diagram. In this instance, there are no specific codified policies from the Metro Plan or River Road-Santa Clara Urban Facilities Plan beginning at EC 9.9560 which serve as mandatory approval criteria or would generate any additional requirements for the proposed subdivision. The proposal is consistent with all of the Metro Plan Growth Policies 8, 10 and 15 along with the Residential Element 8.2.*

The River Road-Santa Clara Urban Facilities Plan is the applicable adopted plan for the area of the requested subdivision. The land use diagram of the River Road-Santa Clara Urban Facilities Plan designates the subject property for low density residential use, which is consistent with the proposed subdivision.

The subject property is also located within the River Road/Howard sub area as identified within the River Road-Santa Clara Urban Facilities Plan. The River Road-Santa Clara Urban Facilities Plan policies and proposed actions specific to the River Road/Howard Subarea are primarily focused on future commercial development in the area. They do not identify any requirement relevant to the proposed residential zone.

- (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.

Response: *The proposed annexation boundary extends the current city limits line that is on the north boundary. All key urban facilities and services are available to the property and surrounding areas at this*

time. The wastewater facilities will be extended at the developer's expense. The stormwater will be treated and retained onsite via a proposed retention pond. An overflow pipe from the retention pond to an existing county storm drain in Howard Ave. will be installed. Brad Lemhouse at Lane County Public Works indicated Lane County will allow this overflow connection. An existing waterline located in Howard Ave. will be extended into the site at the developer's expense.

EC 9.8440(6) The proposal complies with applicable adopted plan policies beginning at EC 9.9500.

Response: The subject site is located within the River Road Santa Clara Urban Facilities Plan and is subject to its policies located at EC 9.9610. Applicable policies for this site include (1), (2), (7), (16), (17), and (18). See below.

EC 9.9610 River Road – Santa Clara Urban Facilities Plan Policies

(1) General Land Use

Response: The proposed development is consistent with Policy 1 of the River Road – Santa Clara Urban Facilities Plan. It does not create a land use conflict and is compatible with the surrounding land uses. Therefore, this criteria is satisfied.

(2) Residential Land Use

Response: Consistent with the standards of 9.9610(2), this development maintains compatibility with adjacent land uses. The residential use is consistent with the zoning and adopted facilities plan. Therefore, this criteria has been satisfied.

(7) River Road/Howard

Response: The subject site is located within the River Road/Howard subarea. There are no goals addressing residential low density residential uses. Therefore, this criteria is satisfied.

(16) Public Facilities and Services

Response: The proposed development accommodates the provision of fire and emergency services and promotes safe modes of transportation. Therefore, this criteria is satisfied.

(17) Environmental Design Element

Response: The development has proposed to install all new utilities underground, consistent with Policy 2. Therefore, this criteria has been satisfied.

(18) Transportation Element

Response: The surrounding streets will be improved to current jurisdictional standards, consistent with 9.9610(18)(a). In addition, the development will utilize existing infrastructure and provide accommodations for alternative modes of transportation, including pedestrian and bicycle facilities, consistent with 9.9610(18)(b). Therefore, this criteria has been satisfied.

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: 17-04-14-42-06500

Address: 625 Howard Ave

Legal Description:

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

DATED this 18 day of September, 2019.



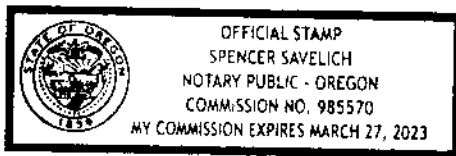
Mike D. Buehner

STATE OF OREGON)

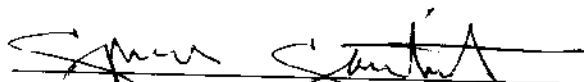
County of Lane) ss

On this 18 day of September, 2019, before me, the undersigned, a notary public in and for the said county and state, personally appeared the within-named, Mike D. Buehner, 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.



Notary Public for Oregon

My Commission Expires March 27, 2023

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: 17-04-14-42-06500 Address: 625 Howard Ave

Legal Description:

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

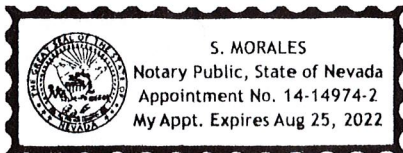
DATED this 5 day of November, 2019.

Mary Burnham

Nevada
STATE OF ~~OREGON~~)
County of Washoe)ss

On this 5th day of November, 2019, before me, the undersigned, a notary public in and for the said county and state, personally appeared the within-named, Mary Burnham, 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.

Notary Public for ~~Oregon~~ Nevada
My Commission Expires 8.25.22

* 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)
	9-18-19	Jake Buchanan	625 Howard Ave, Eugene	17-04-14-42-06500	✓	✓	1.88
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.)

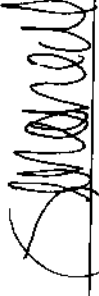
I, Anthony J. Favreau (printed name of circulator), hereby certify that every person who signed this sheet did so in my presence.
x Anthony J. Favreau (signature of circulator)

CERTIFICATION OF PROPERTY OWNERS

The total landowners in the proposed annexation are 2 (qty). This petition reflects that 1 (qty) landowners (or legal representatives) listed on this petition represent a total of 50 (%) 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 0. I hereby certify that this petition includes 0 valid signatures representing 100 (%) of the total active registered voters that are registered in the proposed annexation.


Lane County Department of Assessment and Taxation
9/19/19
Date Certified


Lane County Clerk or Deputy Signature
9/19/2019
Date Certified

Summary of Urban Service Provision

This form is intended as a guide to assist applicants in demonstrating that a minimum level of key urban services can be provided to the area proposed for annexation. Space is provided on this form for you to provide detailed information on service provision. Please add additional pages if necessary to provide details of servicing issues related to the area you are annexing. To assist you in providing this information, some contacts are listed below. For large or difficult to serve properties, you may wish to contact a private land use planning consultant to prepare your application.

Property Owner(s) Name:
Jake Burnham

Assessor's Map and Tax Lot Numbers for Properties Proposed for Annexation
(For example: Map 17-03-19-31, Tax Lot 100)

17-04-14-42-06500

Wastewater -- All new development must connect to the wastewater (sanitary sewer) system. Is wastewater service available to serve the area proposed for annexation? (For more information, contact the Engineering staff at the City of Eugene Permit and Information Center or call 541-682-8400.)

The property(ies) in this annexation request:

☒ will be served from an existing gravity wastewater line.

Location and size of existing wastewater line:
Howard Ave

☐ will be served by an extension of an existing gravity wastewater line.

Where will a wastewater line be extended from? When will it be extended? By whom?

Stormwater -- Site plans for all new development must provide for drainage to an approved system consistent with the Comprehensive Stormwater Management Plan. City approval for storm drainage will be required as part of the development process. (For more information, contact the Engineering staff at the City of Eugene Permit and Information Center or call 541-682-8400.)

Is the site currently served by an approved stormwater system?

No

If yes,
location? _____

If no, how will stormwater be handled after development? -
Onsite detention and treatment, overflow to existing storm drain in Howard Ave.

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. _____

Howard Ave, Rosewood Ln.

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

(For more information, contact the City of Eugene Public Works staff at (682-6004).)

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:

Howard School and Kelly School

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.

_____ 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?

EWEB

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

8" water on Howard Ave

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.

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.

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

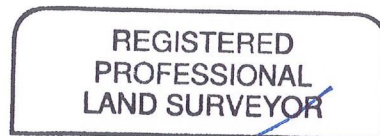
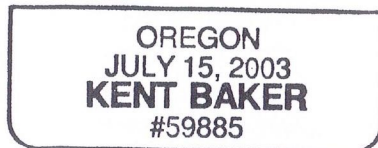
Print Name: _____

Kent Baker

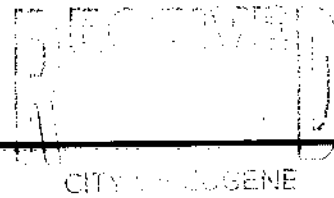
Date: _____

September 19, 2019

Seal:



RENEWS: 12-31-2019



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
17-04-14-42	650	R1	

Property Address: 625 Howard Ave

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

Public Service Districts:

Name			
Parks:	City of Eugene		
Electric:	EWEB		
Water:	EWEB		
Sanitary Sewer:	City of Eugene		
Fire:	City of Eugene		
Schools:	Elementary: Howard	Middle: Kelly	High: North
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 14" 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.
- ☐ A county Assessor's cadastral map. *(Available at Lane County Assessment & Taxation)*
- ☐ 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: 6500

Name (print): Jake Burnham

Address: 3539 Mahlon Ave.

Email: jburnhambuilds@gmail.com

City/State/Zip: Eugene, OR 97401

Phone: 541-554-7358 Fax: _____

Signature: 

Date: 9-18-19

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): Kent Baker

Company/Organization: Roberts Survey

Address: P.O. Box 7155

City/State/Zip: Springfield, OR 97475

Phone: 541-345-1112 Fax: _____

E-mail: _____

Signature: _____

Date: _____

REPRESENTATIVE (If different from Surveyor):

Name (print): Anthony J. Favreau

Company/Organization: The Favreau Group

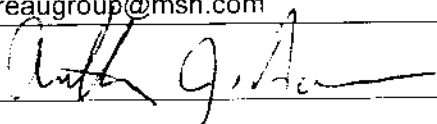
Address: 3750 Norwich Ave.

City/State/Zip: Eugene, OR 97408

Phone: 541-683-7048 Fax:

E-mail: favreaugroup@msn.com

Signature:



Date:

9-16-19

****Attached additional sheets if necessary.**



City of Eugene Planning

PLANNING RECEIPT

DATE 9/19/2019

Method of Payment

- ☐ Cash
☐ Check
☒ Visa/MC

Amount Received

\$5,155.70

Customer Information

Name Jake Burnham
Address 3569 Mahlon Ave
Eugene OR 97401
Project 625 Howard Ave

☐ City/Government Agency

#	Application Type	Modification	Concurrent	Qty	Base Fee	Discount	Total
1	Annexation			1	\$ 4,730.00		\$ 4,730.00
2							
3							
4							
5							
6							
7							
8							
9							
	Other						
	Other						
	Appeal						
	Appeal						

	Subtotal App Fees	\$	4,730.00
	Subtotal Other Fees	\$	-
Admin Fee (not included on appeals or other fees)	9%	\$	425.70
Total		\$	5,155.70

Staff Receiving Application
MHD

99 West 10th Avenue • Eugene, Oregon • 97401 • 541-682-5377 • eugenepanning.org

DUPLICATE RECEIPT DUPLICATE RECEIPT

=====

CITY OF EUGENE
BUILDING & PERMIT SERVICE
99 WEST 10TH AVE 682-5086
REG-RECEIPT:1-0004368 Sep 19 2019
CASHIER: LSB

=====

Annexation Fee \$4,730.00
Jake Burnham
Admin Fee-Auto Calc \$425.70

TOTAL DUE: \$5,155.70
RECEIVED FROM:
JAKE BURNHAM

Credit: \$5,155.70

Total tendered: \$5,155.70

Change due: \$.00

=====

www.eugene-or.gov/bldgpermittracking
=====

Please take our customer survey at:
www.surveymonkey.com/s/COEPermitSurvey
=====

DUPLICATE RECEIPT DUPLICATE RECEIPT

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Action: An Ordinance Concerning Restrictions on the Use of Polystyrene Containers and Adding Sections 6.874, 6.876, and 6.878 to the Eugene Code, 1971.

Meeting Date: November 25, 2019
Department: Planning and Development
www.eugene-or.gov

Agenda Item Number: 3
Staff Contact: Anna Reid
Contact Telephone Number: 541-682-5463

ISSUE STATEMENT

Polystyrene carryout items are a common form of single-use plastic and a source of litter. They are manufactured from non-renewable fossil fuels and synthetic chemicals and are very difficult to recycle. These containers are not biodegradable, so once they are in landfills or the natural environment, they persist for hundreds of years. They may break into small pieces, which creates hazards for wildlife and challenges for clean-up efforts. This ordinance is in response to City Council's directive to draft an ordinance banning polystyrene carryout containers.

BACKGROUND

Polystyrene carryout items have been banned in various regions all over the globe, and in Oregon cities such as Ashland, Florence, Medford, Milwaukie, Portland and Silverton due to their negative impacts on the environment.

During the 2019 Oregon legislative regular session, House Bill 2883, which would have enacted a statewide polystyrene container ban, failed in the Senate.

The local polystyrene ordinance being proposed is modeled primarily after the introduced version of HB 2883; however, there are three main differences in the proposed ordinance:

1. The term and definition of the businesses affected is "retail food and beverage establishment," which is the same one that is used in the local single-use items ordinance. This is aimed to create consistency and clarity for Eugene businesses and members of the public.
2. City departments and retail food and beverage establishments performing work under a City contract are prohibited from using polystyrene containers for prepared food. Proposed language also prohibits the use of polystyrene containers at City facilities, City sponsored events and City permitted events. These regulations are similar to those that were in the City's 2012 plastic bag ordinance and demonstrates the City's commitment to modeling the desired behavior. By prohibiting the distribution of polystyrene containers at City sponsored and permitted events, the language incorporates one of the basic elements within the sustainable events framework. For example, the use of polystyrene containers would be prohibited at a 5K race that is sponsored by the City and a City permitted block party would prohibit the distribution of prepared food and beverages in polystyrene containers.

3. The proposed local ordinance allows retail food and beverage establishments to apply for up to a one-year exemption if the ordinance creates an undue hardship.

The proposed ordinance aligns with City Council's sustainable development goal by meeting the community's present environmental, economic, and social needs without compromising the ability of future generations to meet their own needs.

A triple bottom line lens was used to develop the proposed ordinance. The environmental benefits of banning polystyrene containers include mitigating litter, preventing waste, and reducing the impacts associated with the manufacturing and disposal of these items. The proposed ordinance presents negligible financial impacts to retail food and beverage establishments and there are no expected social impacts as there is no consumer fee or deposit.

PREVIOUS COUNCIL DIRECTION

[March 11, 2019 Work Session](#)

At the March 11, 2019, work session, staff provided updates regarding the above-referenced state legislative process and provided recommendations to City Council. City Council directed the Intergovernmental Relations Manager to lobby in support of HB 2883, directed staff to draft an ordinance banning polystyrene carryout containers based on the standards within HB 2883 and to wait until House Bill 2883 came to fruition before scheduling a public hearing. A public hearing on this ordinance was held on November 18, 2019.

COUNCIL OPTIONS

Council may choose to:

1. Adopt the ordinance as proposed.
2. Adopt the ordinance with modifications as determined by the City Council.
3. Take no action on the ordinance at this time.

CITY MANAGER'S RECOMMENDATION

The City Manager recommends Option 1: Adopt the ordinance as proposed.

SUGGESTED MOTION

Move to adopt An Ordinance Concerning Restrictions on the Use of Polystyrene Containers and Adding Sections 6.874, 6.876, and 6.878 to the Eugene Code, 1971.

ATTACHMENTS

- A. Proposed Ordinance
- B. House Bill 2883 as introduced

FOR MORE INFORMATION

Staff Contact: Anna Reid
Telephone: 541-682-5463
Staff E-Mail: areid@eugene-or.gov

ORDINANCE NO. _____

**AN ORDINANCE CONCERNING RESTRICTIONS ON THE USE OF
POLYSTYRENE CONTAINERS AND ADDING SECTIONS 6.874, 6.876,
AND 6.878 TO THE EUGENE CODE, 1971.**

THE CITY OF EUGENE DOES ORDAIN AS FOLLOWS:

Section 1. Sections 6.874, 6.876, and 6.878 of the Eugene Code, 1971, are added to provide as follows:

6.874 Polystyrene Container Use - Definitions. For purposes of sections 6.874 to 6.878 of this code, the following words and phrases mean:

City sponsored event. Any event organized or sponsored by the city or any department of the city.

Polystyrene container. A container that is made, in whole or in part, of a thermoplastic polymer, including, but not limited to, a solid polystyrene plastic or a polystyrene plastic foam, made for the purpose of and ordinarily used once for the purpose of serving, containing, preserving or consuming prepared food before being discarded. Types of polystyrene containers include, but are not limited to cups, bowls, plates, trays, and clamshell containers. Polystyrene containers do not include:

- (a) A cooler or other container that is made of a polystyrene foam, that is intended for more than one use and that is enclosed by a solid plastic shell;
- (b) A tray or container used solely to store, ship or otherwise transport an ingredient or food product that is not prepared food; or
- (c) Polystyrene plastic material that is used solely for packing or protecting items other than prepared food during storage, shipping or other transportation.

Prepared food. Food or a beverage that a retail food and beverage establishment prepares on their premises or that another person prepares and provides to the retail food and beverage establishment for sale to the public and that a person may consume immediately or without the need for additional preparation. Prepared food does not include raw meat, fish, or eggs that have not been prepared for immediate consumption.

Retail food and beverage establishment. Full service restaurants, limited service restaurants, fast food restaurants, food carts, bars, coffee and tea shops, grocery stores, convenience stores, hotels and motels, caterers, and food service contractors.

Undue hardship. Circumstances or situations unique to the retail food and beverage establishment, such that there are no reasonable alternatives to polystyrene containers.

6.876 Polystyrene Container Use – Regulations. Except as exempted in section 6.878 of this code:

- (a) Retail food and beverage establishments shall not use, provide, or make polystyrene containers available to members of the public in the course of selling, offering for sale, serving, or dispensing prepared food to members of the public.
- (b) No person shall sell, offer for sale, serve or dispense prepared food in a polystyrene container at any city facility, city sponsored event, or city permitted event.
- (c) City departments may not purchase, acquire, or use polystyrene containers for prepared food.
- (d) Retail food and beverage establishments under contract with the city may not use polystyrene containers for prepared food in city facilities and while performing under a city contract.

6.878 Polystyrene Container Use - Exemptions. Notwithstanding section 6.876 this code, the city manager or designee may exempt a retail food and beverage establishment from the requirements set forth in section 6.876 of this code for a period of not more than one year upon the retail food and beverage establishment showing, in writing, that this code would create an undue hardship or practical difficulty not generally applicable to other persons in similar circumstances. Requests for exemptions will not be accepted after December 31, 2020. The decision to grant or deny an exemption shall be in writing, and the city manager's or designee's decision shall be final.

Section 2. The City Recorder, at the request of, or with the consent of the City Attorney, is authorized to administratively correct any reference errors contained herein, or in other provisions of the Eugene Code, 1971, to the provisions added, amended or repealed herein.

Passed by the City Council this

_____ day of November, 2019

City Recorder

Approved by the Mayor this

_____ day of November, 2019

Mayor

80th OREGON LEGISLATIVE ASSEMBLY--2019 Regular Session

House Bill 2883

Sponsored by Representatives SCHOUTEN, SOLLMAN, MCLAIN; Representatives GOMBERG, GORSEK, HOLVEY, KENY-GUYER, MITCHELL, NERON, NOSSE, POWER, PRUSAK, WILDE, Senators BURDICK, DEMBROW, FAGAN, HASS, MANNING JR, MONNES ANDERSON, RILEY, ROBLAN, STEINER HAYWARD

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Prohibits food vendor from using polystyrene container in selling, offering for sale, serving or dispensing prepared food to public. Allows Department of Environmental Quality to impose civil penalty of not more than \$250 per day.

Becomes operative January 1, 2020.

Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

Relating to a prohibition on using polystyrene containers for prepared food; and prescribing an effective date.

Be It Enacted by the People of the State of Oregon:

SECTION 1. (1) As used in this section:

(a) "Food vendor" means a business, organization or person that, as a principal or regular activity, sells prepared food or offers prepared food for sale to the public, including, but not limited to, a store, shop or other sales outlet, a restaurant, a grocery store, a supermarket, a delicatessen or a cart, truck or other vehicle from which the business, organization or other person sells prepared food or offers prepared food for sale.

(b)(A) "Polystyrene container" means a cup or cup lid, bowl, plate or other container that is:

(i) Made of a thermoplastic polymer, including, but not limited to, a solid polystyrene plastic or a polystyrene plastic foam;

(ii) Made for the purpose of serving, containing, preserving or consuming prepared food; and

(iii) Ordinarily used once for the purpose described in sub-subparagraph (ii) of this subparagraph before being discarded.

(B) "Polystyrene container" does not include:

(i) A cooler or other container that is made of a polystyrene foam, that is intended for more than one use and that is enclosed by a solid plastic shell;

(ii) A tray or container used solely to store, ship or otherwise transport an ingredient or food product that is not prepared food; or

(iii) Polystyrene plastic material that is used solely for packing or protecting other items during storage, shipping or other transportation.

(c)(A) "Prepared food" means food or a beverage that:

(i) A food vendor prepares on the food vendor's premises or that another person prepares and provides to the food vendor for sale to the public; and

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 (ii) A person may consume immediately or without the need for further or additional
2 preparation.

3 (B) "Prepared food" does not include raw meat, fish or eggs that have not been prepared
4 for immediate consumption.

5 (2) A food vendor may not use a polystyrene container in selling, offering for sale, serving
6 or dispensing prepared food to a member of the public.

7 **SECTION 2.** (1) The Department of Environmental Quality may impose a civil penalty on
8 a food vendor for a violation of section 1 of this 2019 Act. Each day a violation occurs con-
9 stitutes a separate violation.

10 (2) A civil penalty imposed under this section may not exceed \$250 per day.

11 (3) Civil penalties described in this section shall be imposed in the manner provided in
12 ORS 183.745.

13 (4) All penalties recovered under this section shall be paid into the State Treasury and
14 credited to the General Fund and are available for general governmental expenses.

15 **SECTION 3.** (1) Section 1 of this 2019 Act becomes operative on January 1, 2020.

16 (2) The Director of the Department of Environmental Quality may adopt rules and take
17 any other action before the operative date specified in subsection (1) of this section that is
18 necessary to enable the director, on and after the operative date specified in subsection (1)
19 of this section, to exercise all of the duties, functions and powers conferred on the director
20 by section 1 of this 2019 Act.

21 **SECTION 4.** This 2019 Act takes effect on the 91st day after the date on which the 2019
22 regular session of the Eightieth Legislative Assembly adjourns sine die.
23

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Action: An Ordinance Concerning Single-Use Checkout Bags, Amending Sections 6.850 and 6.855 of the Eugene Code, 1971, and Repealing Sections 6.860 and 6.865 of that Code.

Meeting Date: November 25, 2019
Department: Planning and Development
www.eugene-or.gov

Agenda Item Number: 4
Staff Contact: Anna Reid
Contact Telephone Number: 541-682-5463

ISSUE STATEMENT

Over the past two decades, single-use plastic bags have been banned and regulated in various regions all over the globe due to their negative impacts on the environment. This ordinance is in response to Oregon Legislature adopting House Bill 2509, which regulates single-use checkout bags statewide and requires local governments to adopt identical definitions, requirements and restrictions.

BACKGROUND

In 2012, the City Council adopted [Ordinance No. 20498](#), which became effective in May 2013, encouraging the use of reusable bags, banning single-use plastic carryout bags, and requiring businesses to charge a five-cent fee for each recyclable carryout paper bag. Exemptions in the 2012 ordinance allowed food providers to distribute single-use plastic bags to customers when providing hot prepared take-out foods and required retail establishments to provide a reusable bag or a recyclable paper bag at no cost to customers using Women, Infants and Children Program vouchers.

In June of this year, Oregon Legislature adopted House Bill 2509. In addition to prohibiting retail establishments from providing single-use bags made of plastic, the act prohibits the distribution of single-use bags made of non-recycled paper or any other material. The act does not allow an exemption for restaurants. The act also allows retail establishments to provide recycled paper checkout bags or reusable plastic checkout bags at no cost to customers using WIC vouchers and those using a state-issued electronic benefits transfer card. The act allows local governments the option to require businesses to charge more than a five-cent fee for each recycled paper or reusable plastic checkout bag and to impose a penalty other than the one established in the act, which is a Class D violation subject to a maximum fine of \$250. This law goes into effect on January 1, 2020.

The proposed ordinance, which aligns with the State's requirements by further restricting the use of single-use plastic bags also supports City Council's sustainable development goal by meeting the community's present environmental, economic and social needs without compromising the ability of future generations to meet their own needs.

A triple bottom line lens was used to develop the proposed ordinance. Where House Bill 2509 allows flexibility for local governments in setting fees higher than five cents for each reusable checkout bag provided to customers, the proposed ordinance keeps the fee for customers at the minimum-allowed five-cent fee for each recycled paper or reusable plastic checkout bag. The environmental benefits of banning single-use checkout bags include mitigating litter, preventing waste, and reducing the impacts associated with manufacturing these items.

A public hearing on this ordinance was held on November 18, 2019. If City Council votes to adopt the ordinance, it will take effect 31 days later.

PREVIOUS COUNCIL DIRECTION

[October 22, 2012, Meeting](#)

On October 22, 2019, City Council adopted Ordinance No. 20498 and it went into effect on May 1, 2013.

[March 11, 2019, Work Session](#)

At the March 11, 2019, work session, staff provided updates regarding the above-referenced State legislative process and provided recommendations to City Council. City Council directed the Intergovernmental Relations Manager to support the inclusion of restaurants into HB 2509, support the removal of the pre-emption of locally adopted ordinances, and support maintaining a five-cent bag fee. Council also directed staff to draft amendments to the current bag ban to include banning single use carryout bags for restaurants and to wait until House Bill 2509 came to fruition before scheduling a public hearing.

COUNCIL OPTIONS

Council may choose to:

1. Adopt the ordinance as proposed.
2. Take no action on the ordinance at this time.

CITY MANAGER'S RECOMMENDATION

The City Manager recommends Option 1: Adopt the ordinance as proposed.

SUGGESTED MOTION

Move to adopt An Ordinance Concerning Single-Use Checkout Bags, Amending Sections 6.850 and 6.855 of the Eugene Code, 1971, and Repealing Sections 6.860 and 6.865 of that Code.

ATTACHMENTS

- A. Proposed Ordinance
- B. House Bill 2509

FOR MORE INFORMATION

Staff Contact: Anna Reid
Telephone: 541-682-5463
Staff E-Mail: areid@eugene-or.gov

ORDINANCE NO. _____

AN ORDINANCE CONCERNING SINGLE-USE CHECKOUT BAGS, AMENDING SECTIONS 6.850 AND 6.855 OF THE EUGENE CODE, 1971, AND REPEALING SECTIONS 6.860 AND 6.865 OF THAT CODE.

The City Council of the City of Eugene finds as follows:

A. In 2013, the City Council adopted Ordinance No. 20498, regulating plastic bag use in the City of Eugene, banning single-use plastic carryout bags, and requiring a five-cent fee for each recyclable carryout paper bag.

B. In 2019, the Oregon Legislature adopted House Bill 2509 which implemented statewide regulation of single-use checkout bags and required local governments to adopt regulations identical to the definitions, requirements, and restrictions in House Bill 2509 (Chapter 434, Oregon Laws 2019).

C. The City Council makes the following amendments to Sections 6.850 and 6.855 of the Eugene Code, 1971, and repeals Sections 6.860 and 6.865 of that Code to bring the Code into conformance with the requirements of HB 2509.

THE CITY OF EUGENE DOES ORDAIN AS FOLLOWS:

Section 1. Sections 6.850 and 6.855 of the Eugene Code, 1971, are amended to provide as follows:

6.850 ~~**[Plastic Bag Use]**~~ **Single-Use Checkout Bag - Definitions.** For purposes of sections 6.850 to 6.865 of this code, the following words and phrases mean:

~~**[ASTM standard.** The American Society for Testing and Materials (ASTM)'s International D-6400.~~

~~**Carryout bag.** Any bag that is provided by a retail establishment at the point of sale to a customer for use to transport or carry away purchases, such as merchandise, goods or food, from the retail establishment. "Carryout bag" does not include:~~

~~(a) Bags used by consumers inside retail establishments to:~~

1. ~~Package bulk items, such as fruit, vegetables, nuts, grains, candy or small hardware items;~~
 2. ~~Contain or wrap frozen foods, meat, fish, whether packaged or not;~~
 3. ~~Contain or wrap flowers, potted plants, or other items where dampness may be a problem;~~
 4. ~~Contain unwrapped prepared foods or bakery goods; or~~
 5. ~~Pharmacy prescription bags;~~
- (b) ~~Laundry dry cleaning bags or bags sold in packages containing multiple bags intended for use as garbage waste, pet waste, or yard waste bags;~~
- (c) ~~Product bags.~~

City sponsored event. ~~Any event organized or sponsored by the city or any department of the city.~~

Customer. ~~Any person obtaining goods from a retail establishment or from a vendor.~~

Food provider. ~~Any person in the city that provides prepared food for public consumption on or off its premises and includes, without limitation, any retail establishment, shop, sales outlet, restaurant, grocery store, delicatessen, or catering truck or vehicle.~~

Grocery store. ~~Any retail establishment that sells groceries, fresh, packaged, canned, dry, prepared or frozen food or beverage products and similar items and includes supermarkets, convenience stores, and gasoline stations.~~

Pharmacy. ~~A retail use where the profession of pharmacy by a pharmacist licensed by the state of Oregon's Board of Pharmacy is practiced and where prescription medications are offered for sale.~~

Product bag. ~~Any bag provided to a customer for use within a retail establishment to assist in the collection or transport of products to the point of sale within the retail establishment. A product bag is not a carryout bag.~~

Recyclable paper bag. ~~A paper bag that meets all of the following requirements:~~

- (a) ~~Is 100% recyclable and contains a minimum of 40% recycled content;~~
- (b) ~~Is capable of composting consistent with the timeline and specifications of the ASTM Standard as defined in this section.~~

Retail establishment. ~~Any store or vendor located within or doing business within the geographical limits of the city that sells or offers for sale goods at retail.~~

Reusable bag. ~~A bag made of cloth or other material with handles that is specifically designed and manufactured for long term multiple reuse and meets all of the following requirements:~~

- ~~(a) If cloth, is machine washable; or~~
- ~~(b) If plastic, has a minimum plastic thickness of 4.0 mils.~~

Vendor. ~~Any retail establishment, shop, restaurant, sales outlet or other commercial establishment located within or doing business within the geographical limits of the city, which provides perishable or nonperishable goods for sale to the public.~~

Single-use plastic carryout bag. ~~Any plastic carryout bag made available by a retail establishment to a customer at the point of sale. It does not include reusable bags, recyclable paper bags, or product bags.~~

Undue hardship. ~~Circumstances or situations unique to the particular retail establishment such that there are no reasonable alternatives to single-use plastic carryout bags or a recyclable paper bag pass through cannot be collected.]~~

Garment bag. *Means a large bag that incorporates a hanger on which garments may be hung to prevent wrinkling during travel or storage.*

Recycled paper checkout bag. *Means a paper bag that contains at least 40 percent post-consumer recycled fiber.*

Restaurant. *Means an establishment where the primary business is the preparation of food or drink:*

- (a) For consumption by the public;*
- (b) In a form or quantity that is consumable then and there, whether or not it is consumed within the confines of the place where prepared; or*
- (c) In consumable form for consumption outside the place where prepared.*

Retail establishment. *Means a store that sells or offers for sale goods at retail and that is not a restaurant.*

Reusable fabric checkout bag. *Means a bag with handles that is specifically designed and manufactured for multiple reuse and is made of cloth or other machine-washable fabric.*

Reusable plastic checkout bag. *Means a bag with handles that is specifically designed and manufactured for multiple reuse and is made of durable plastic that is at least four mils thick.*

Single-use checkout bag. Means a bag made of paper, plastic or any other material that is provided by a retail establishment to a customer at the time of checkout, and that is not a recycled paper checkout bag, a reusable fabric checkout bag or a reusable plastic checkout bag.

Single-use checkout bag. Does not mean:

- (a) A bag that is provided by a retail establishment to a customer at a time other than the time of checkout, including but not limited to bags provided to:**
 - 1. Package bulk items such as fruit, vegetables, nuts, grains, greeting cards or small hardware items, including nails, bolts or screws;**
 - 2. Contain or wrap frozen food, meat, fish, flowers, a potted plant or another item for the purpose of addressing dampness or sanitation;**
 - 3. Contain unwrapped prepared food or a bakery good; or**
 - 4. Contain a prescription drug;**
- (b) A newspaper bag, door hanger bag, garment bag, laundry bag or dry cleaning bag; or**
- (c) A bag sold in a package containing multiple bags for uses such as food storage, garbage containment or pet waste collection.**

6.855 [Plastic Bag Use] Single-Use Checkout Bag – Regulations and Exemptions. ~~[Except as exempted in section 6.865 of this code:~~

- ~~(a) No retail establishment shall provide or make available to a customer a single-use plastic carryout bag;~~
- ~~(b) No person shall distribute a single-use plastic carryout bag at any city facility, city managed concession, city sponsored event, or city permitted event.]~~
- (1) Except as provided in subsection (2) of this section, a retail establishment may not provide:**
 - (a) Single-use checkout bags to customers.**
 - (b) Recycled paper checkout bags, reusable fabric checkout bags or reusable plastic checkout bags to customers unless the retail establishment charges not less than five cents for each recycled paper checkout bag, reusable fabric checkout bag or reusable plastic checkout bag.**
- (2) A retail establishment may provide:**
 - (a) Reusable fabric checkout bags at no cost to customers as a promotion on 12 or fewer days in a calendar year.**
 - (b) Recycled paper checkout bags or reusable plastic checkout bags at no cost to customers who:**
 - 1. Use a voucher issued under the Women, Infants and Children Program established under ORS 413.500.**
 - 2. Use an electronic benefits transfer card issued by the Department of Human Services.**

- (3) ***Except as provided in subsection (4) of this section, a restaurant may not provide:***
 - (a) ***Single-use checkout bags to customers.***
 - (b) ***Reusable plastic checkout bags to customers unless the restaurant charges not less than five cents for each reusable plastic checkout bag.***
- (4) ***A restaurant may provide:***
 - (a) ***Recycled paper checkout bags at no cost to customers.***
 - (b) ***Reusable plastic checkout bags at no cost to customers who use an electronic benefits transfer card issued by the Department of Human Services.***

Section 2. Sections 6.860 and 6.865 of the Eugene Code, 1971, are repealed.

[6.860 Plastic Bag Use – Cost Pass-Through.] ~~When a retail establishment makes a recyclable paper bag available to a customer at the point of sale pursuant to section 6.865(b) of this code, the retail establishment shall:~~

- ~~(a) Charge the customer a reasonable pass-through cost of not less than 5 cents per recyclable paper bag provided to the customer; and~~
- ~~(b) Indicate on the customer's transaction receipts the total amount of the recyclable paper bag pass-through charge.~~

6.865 Plastic Bag Use – Exemptions. ~~Notwithstanding sections 6.855 and 6.860 of this code:~~

- ~~(a) Single-use plastic carryout bags may be distributed to customers by food providers for the purpose of safeguarding public health and safety during the transportation of hot prepared take-out foods and prepared liquids intended for consumption away from the food provider's premises.~~
- ~~(b) Retail establishments may distribute product bags and make reusable bags available to customers whether through sale or otherwise.~~
- ~~(c) A retail establishment shall provide a reusable bag or a recyclable paper bag at no cost at the point of sale upon the request of a customer who uses a voucher issued under the Women, Infants and Children Program established in the Oregon Health Authority under ORS 413.500.~~
- ~~(d) Vendors at retail fairs such as a farmers' market or holiday fair are not subject to indicating on the customer's transaction receipt the total amount of the recyclable paper bag pass through charge required in section 6.860(b) of this code.~~
- ~~(e) The city manager or the designee may exempt a retail establishment from the requirement set forth in sections 6.855-6.860 of this code for a period of not more than one year upon the retail establishment showing, in writing, that this code would create an undue hardship or practical difficulty not generally applicable to other persons in similar circumstances. The decision to grant or deny an exemption shall be in writing, and the city manager's or designee's decision shall be final.]~~

Section 3. The City Recorder, at the request of, or with the consent of the City Attorney, is authorized to administratively correct any reference errors contained herein, or in other provisions of the Eugene Code, 1971, to the provisions added, amended or repealed herein.

Passed by the City Council this

_____ day of November, 2019

Approved by the Mayor this

_____ day of November, 2019

City Recorder

Mayor

80th OREGON LEGISLATIVE ASSEMBLY--2019 Regular Session

Enrolled House Bill 2509

Sponsored by Representatives PILUSO, SOLLMAN, GORSEK, RAYFIELD, Senators DEMBROW, HASS; Representatives GOMBERG, KENY-GUYER, MCKEOWN, MCLAIN, MITCHELL, NERON, NOSSE, SANCHEZ, SCHOUTEN, SMITH WARNER, WILDE, Senator MONNES ANDERSON (Presession filed.)

CHAPTER

AN ACT

Relating to checkout bags; creating new provisions; and repealing ORS 459A.695.

Be It Enacted by the People of the State of Oregon:

SECTION 1. As used in this section and sections 2, 3 and 5 of this 2019 Act:

(1) “Garment bag” means a large bag that incorporates a hanger on which garments may be hung to prevent wrinkling during travel or storage.

(2) “Local provision” means a charter provision, ordinance, resolution or other provision adopted by a city, county or other local government, as defined in ORS 174.116.

(3) “Recycled paper checkout bag” means a paper bag that contains at least 40 percent post-consumer recycled fiber.

(4) “Restaurant” means an establishment where the primary business is the preparation of food or drink:

(a) For consumption by the public;

(b) In a form or quantity that is consumable then and there, whether or not it is consumed within the confines of the place where prepared; or

(c) In consumable form for consumption outside the place where prepared.

(5) “Retail establishment” means a store that sells or offers for sale goods at retail and that is not a restaurant.

(6) “Reusable fabric checkout bag” means a bag with handles that is specifically designed and manufactured for multiple reuse and is made of cloth or other machine-washable fabric.

(7) “Reusable plastic checkout bag” means a bag with handles that is specifically designed and manufactured for multiple reuse and is made of durable plastic that is at least four mils thick.

(8)(a) “Single-use checkout bag” means a bag made of paper, plastic or any other material that is provided by a retail establishment to a customer at the time of checkout, and that is not a recycled paper checkout bag, a reusable fabric checkout bag or a reusable plastic checkout bag.

(b) “Single-use checkout bag” does not mean:

(A) A bag that is provided by a retail establishment to a customer at a time other than the time of checkout, including but not limited to bags provided to:

(i) Package bulk items such as fruit, vegetables, nuts, grains, greeting cards or small hardware items, including nails, bolts or screws;

- (ii) Contain or wrap frozen food, meat, fish, flowers, a potted plant or another item for the purpose of addressing dampness or sanitation;
 - (iii) Contain unwrapped prepared food or a bakery good; or
 - (iv) Contain a prescription drug;
 - (B) A newspaper bag, door hanger bag, garment bag, laundry bag or dry cleaning bag;
- or
- (C) A bag sold in a package containing multiple bags for uses such as food storage, garbage containment or pet waste collection.

SECTION 2. (1) Except as provided in subsection (2) of this section, a retail establishment may not provide:

- (a) Single-use checkout bags to customers.
- (b) Recycled paper checkout bags, reusable fabric checkout bags or reusable plastic checkout bags to customers unless the retail establishment charges not less than five cents for each recycled paper checkout bag, reusable fabric checkout bag or reusable plastic checkout bag.

(2) A retail establishment may provide:

- (a) Reusable fabric checkout bags at no cost to customers as a promotion on 12 or fewer days in a calendar year.

(b) Recycled paper checkout bags or reusable plastic checkout bags at no cost to customers who:

(A) Use a voucher issued under the Women, Infants and Children Program established under ORS 413.500.

(B) Use an electronic benefits transfer card issued by the Department of Human Services.

(3) Except as provided in subsection (4) of this section, a restaurant may not provide:

- (a) Single-use checkout bags to customers.
- (b) Reusable plastic checkout bags to customers unless the restaurant charges not less than five cents for each reusable plastic checkout bag.

(4) A restaurant may provide:

- (a) Recycled paper checkout bags at no cost to customers.
- (b) Reusable plastic checkout bags at no cost to customers who use an electronic benefits transfer card issued by the Department of Human Services.

SECTION 3. To prohibit or limit the use of recycled paper checkout bags, reusable fabric checkout bags, reusable plastic checkout bags or single-use checkout bags by a restaurant or retail establishment, a city, county or other local government, as defined in ORS 174.116:

(1) May adopt a local provision that establishes definitions, requirements and restrictions that are identical to the definitions, requirements and restrictions established by sections 1 and 2 of this 2019 Act.

(2) May amend a local provision that was in effect before the effective date of this 2019 Act so the local provision establishes definitions, requirements and restrictions that are identical to the definitions, requirements and restrictions established by sections 1 and 2 of this 2019 Act.

(3) May adopt, amend or enforce a local provision to impose a penalty other than the penalty established by section 4 of this 2019 Act. A restaurant or retail establishment may be charged with a violation under either the local provision or section 4 of this 2019 Act, but not both.

(4) May not adopt or enforce a local provision that establishes definitions, requirements or restrictions that are not identical to the definitions, requirements and restrictions established by sections 1 and 2 of this 2019 Act.

(5) Notwithstanding subsection (4) of this section, may adopt, amend or enforce a local provision to require a restaurant or retail establishment to charge a fee of more than five cents under provisions otherwise identical to section 2 (1)(b) and (3)(b) of this 2019 Act.

SECTION 4. (1) Notwithstanding ORS 153.018 (3), a violation of section 2 of this 2019 Act by a restaurant or retail establishment, as those terms are defined in section 1 of this 2019 Act, is a Class D violation subject to a maximum fine of \$250.

(2) Each day that the restaurant or retail establishment commits a violation constitutes a separate offense.

SECTION 5. (1) The Department of Environmental Quality shall produce a report on the impacts of sections 2 and 3 of this 2019 Act that assesses, in retail establishments that primarily sell groceries:

(a) Collection of the fee described in section 2 (1)(b) of this 2019 Act; and

(b) Customers' use of recycled paper checkout bags, reusable fabric checkout bags and reusable plastic checkout bags.

(2) No later than September 15, 2024, retail establishments that primarily sell groceries shall provide to the department the information described in subsection (1) of this section.

(3) No later than September 15, 2025, the department shall submit the report described in subsection (1) of this section, in the manner provided by ORS 192.245, to an interim committee of the Legislative Assembly related to the environment.

SECTION 6. Section 5 of this 2019 Act is repealed on December 31, 2025.

SECTION 7. ORS 459A.695 is repealed.

Passed by House April 25, 2019

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Timothy G. Sekerak, Chief Clerk of House

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Tina Kotek, Speaker of House

Passed by Senate June 11, 2019

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Peter Courtney, President of Senate

Received by Governor:

.....M.,....., 2019

Approved:

.....M.,....., 2019

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Kate Brown, Governor

Filed in Office of Secretary of State:

.....M.,....., 2019

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Bev Clarno, Secretary of State

Item 5:
**Action on A Resolution Calling for a Statewide
Addiction Recovery Continuum of Care**

RESOLUTION NO. _____

A RESOLUTION CALLING FOR A STATEWIDE ADDICTION RECOVERY CONTINUUM OF CARE.

The City Council of the City of Eugene finds that:

- A.** Oregon law now defines substance use disorder and alcoholism to be a chronic disease.
- B.** These statutory definitions are designed to improve access to multiple systems of care and a lifetime of support.
- C.** Substance use disorder and alcoholism are treatable conditions, as exemplified by the millions of people who identify as in recovery.
- D.** According to data compiled by the Substance Abuse and Mental Health Services Administration (SAMHSA) for 2017, Oregon has the 4th highest rate of substance use disorder rate in the country.
- E.** According to data compiled by the Substance Abuse and Mental Health Services Administration (SAMHSA) for 2017, Oregon ranks 50th in access to addiction treatment.
- F.** According to a 2006 EcoNorthwest analysis, untreated substance abuse disorder in Oregon represents economic costs of \$5.9 billion annually.
- G.** Two-thirds of Oregonians have a friend or family member who suffers from addiction.
- H.** Five Oregonians die each day in alcohol-related deaths and one to two Oregonians die each day from drug-overdoses.
- I.** More than 2100 people die each year in Oregon from untreated addiction.
- J.** The legislature has tasked the Alcohol and Drug Policy Commission with producing a strategic plan to address alcohol and drug abuse prevention and treatment service delivery in the state of Oregon.
- K.** Oregon will be the first state to measure a “recovery rate,” a metric which can be used to track the success of the Alcohol and Drug Policy Commission’s strategic plan.

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. The Eugene City Council supports Governor Brown's May, 2018 executive order on addiction as a public health crisis.

Section 2. The Eugene City Council is closely monitoring the work of the Oregon Alcohol and Drug Policy Commission.

Section 3. The Eugene City Council will continue to advocate to state and federal elected leaders to develop and implement a new, comprehensive statewide addiction recovery continuum-of-care, and to provide adequate funding for same.

Section 4. This Resolution is effective immediately upon its passage by the City Council.

The foregoing Resolution adopted the ____ day of _____, 2019.

City Recorder