



City Council

500 E 4th Ave., Suite 302

Eugene, OR 97401

541-682-5010 • 541-682-5414 Fax

www.eugene-or.gov

EUGENE CITY COUNCIL AGENDA

October 28, 2024

7:30 p.m. CITY COUNCIL MEETING

City Council meetings are held in a hybrid format using in person and virtual meeting technology. Information about online or other options for access and participation will be available at <https://www.eugene-or.gov/3360/Webcasts-and-Meeting-Materials>

**Meeting of October 28, 2024;
Her Honor Mayor Lucy Vinis Presiding**

Councilors

Matt Keating, President
Emily Semple
Alan Zelenka
Greg Evans

Randy Groves, Vice President
Lyndsie Leech
Jennifer Yeh
Mike Clark

7:30 p.m. CITY COUNCIL MEETING

1. PLEDGE OF ALLEGIANCE TO THE FLAG

2. CEREMONIAL MATTERS

3. COMMITTEE REPORTS AND ITEMS OF INTEREST

4. CONSENT CALENDAR 1

A. Approval of City Council Minutes

- September 11, 2024 Work Session
- September 16, 2024 Public Hearing
- September 18, 2024 Work Session

B. Approval of City Council Tentative Agenda

5. CONSENT CALENDAR 2

A. Approval of a Resolution Annexing a Portion of the Right-of-Way of Gilham Road to the City of Eugene (Area Identified as a Portion of the Gilham Road Right-of-Way Between Don Juan Avenue and Ayres Road (Assessor's Map No. 17-04-08)) (City File: Gilham Rd; A 24-13)

B. Approval of a Resolution Annexing Land to the City of Eugene (Assessor's Map 4-11-24, Tax Lots 00800 and 00900 Located at 320 Ferndale Drive) (City File: Ferndale Drive; A 24-12)

C. Initiation of Land Use Code Amendments for Floodplain Development Standards for Endangered Species Act Integration into the NFIP

6. ACTION: An Ordinance Concerning Public Passenger Vehicle Services and Amending Section 3.345(7) of the Eugene Code, 1971.

7. PUBLIC COMMENT

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.

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

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Pledge of Allegiance to the Flag

Meeting Date: October 28, 2024

Department: Central Services

www.eugene-or.gov

Agenda Item Number: 1

Staff Contact: Cherish Bradshaw

Contact Telephone Number: 541-682-8340

ISSUE STATEMENT

In honor of Veterans Day on November 11, there will be a reciting of the Pledge of Allegiance to the Flag during the October 28, 2024 meeting.

BACKGROUND

In alignment with Council's Operating Agreements, council begins formal council meetings with a voluntary recitation of the Pledge of Allegiance to the Flag at those meetings closest to the following holidays: Memorial Day, Veterans Day, Flag Day, and the Fourth of July.

According to the United States Code, Title 4 (U.S. Flag Code), the Pledge "...should be rendered by standing at attention and facing the flag with the right hand over the heart. When not in uniform, men should remove any non-religious headwear with their right hand and hold it at the left shoulder, the hand being over the heart. Persons in uniform should remain silent, face the flag, and render the military salute."

The Pledge is as follows: *"I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible, with liberty and justice for all."*

FOR MORE INFORMATION

Staff Contact: Cherish Bradshaw, Assistant, Mayor and City Council

Telephone: 541-682-8340

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

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Ceremonial Matters

Meeting Date: October 28, 2024
Department: Central Services
www.eugene-or.gov

Agenda Item Number: 2
Staff Contact: Cherish Bradshaw
Contact Telephone Number: 541-682-8340

ISSUE STATEMENT

This item is to acknowledge awards and achievements and inform the public of proclamations by the Mayor. No action is required by the City Council.

BACKGROUND

Per City Council Operating Agreements, at the first regular meeting of each month, the first agenda item shall be used to acknowledge special recognition or awards given to the City of Eugene or for the Mayor to read proclamations which serve to encourage and educate the community. Proclamations shall be made and placed on the agenda at the discretion of the Mayor.

The following proclamation for the month of November will be read during the October 28 meeting:

- November 20, 2024 – Transgender Day of Remembrance

Current and previous proclamations are available on the City's [Proclamation webpage](#).

ATTACHMENTS

- A) Transgender Day of Remembrance Proclamation

FOR MORE INFORMATION

Staff Contact: Cherish Bradshaw, Assistant, Mayor and City Council
Telephone: 541-682-8340
Staff E-Mail: cabradshaw@eugene-or.gov

OFFICE OF THE MAYOR
City of Eugene, Oregon

PROCLAMATION

WHEREAS: Transgender Day of Remembrance honors the lives that were lost in the past year to anti-transgender violence, violence born of ignorance and prejudice; and

WHEREAS: The federal government has recognized Transgender Day of Remembrance on the twentieth day of November; and

WHEREAS: Transgender and gender diverse people contribute greatly to our community's rich diversity and prosperity; and

WHEREAS: The City of Eugene has a long-standing tradition of upholding the dignity of all individuals, supporting legal equality and fair treatment for all citizens, and ensuring that acts of neglect and violence toward any segment of the population will not be tolerated; and

WHEREAS: The City of Eugene reaffirms the community's commitment to ensuring diversity, social justice, equity, and mutual respect throughout our community; and

WHEREAS: The City of Eugene proudly states that we support our transgender and gender diverse community members.

NOW, THEREFORE, I, Lucy Vinis, Mayor of the City of Eugene, Oregon, do hereby proclaim November 20, 2024, to be

“Transgender Day of Remembrance”

in Eugene, Oregon, and encourage all community members to join in this special observance, work toward eliminating discrimination on all levels, and promote understanding.

Mayor Lucy Vinis
City of Eugene
November 20, 2024

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Approval of City Council Minutes

Meeting Date: October 28, 2024
Department: Central Services
www.eugene-or.gov

Agenda Item Number: 4A
Staff Contact: Natalie Venhuda
Contact Telephone Number: 541-682-8497

ISSUE STATEMENT

This is a routine item to approve City Council minutes.

BACKGROUND

Per City Council Operating Agreements, written minutes shall be taken for all City Council meetings in accordance with the Oregon Attorney General's Public Records and Meetings Manual. The minutes must give a true reflection of the matters discussed but need not be a full transcript, verbatim or recording.

As a matter of courtesy and efficiency a councilor should notify the Mayor and other councilors that they intend to propose an amendment to the minutes and should propose replacement text in advance of the meeting at which those minutes are scheduled to be approved. If the proposed amendment is a simple factual, grammatical, or spelling correction, the amendment may be proposed without consulting the minutes recorder. If the proposed amendment is substantive in nature or seeks to clarify the speaker's intent, the councilor should notify the minutes recorder and request verification of the proposed amendment.

SUGGESTED MOTION

Move to approve the minutes for the public hearing and work sessions on September 11, 2024, September 16, 2024, and September 18, 2024.

ATTACHMENTS

- A. September 11, 2024 Work Session
- B. September 16, 2024 Public Hearing
- C. September 18, 2024 Work Session

FOR MORE INFORMATION

Staff Contact: Natalie Venhuda, City Council Coordinator

Telephone: 541-682-8497

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

MINUTES
Eugene City Council
Work Session
Eugene, Oregon 97401

September 11, 2024
12:00 p.m.

Councilors Present: Emily Semple, Matt Keating, Alan Zelenka, Jennifer Yeh, Mike Clark, Lyndsie Leech, and Randy Groves
Councilors Absent: Greg Evans

Mayor Vinis opened the September 11, 2024, Eugene City Council Work Session in a virtual format.

Councilor Discussion:

- Mayor Vinis – noted 9/11 is a somber anniversary in which Council acknowledges the lives lost and sacrificed in response to the 2001 World Trade Center attack; noted it is important to remember the sacrifices as first responders continue to protect Eugene and communities across the nation.
- Councilor Groves – noted almost 3,000 lives were lost on 9/11, including 343 firefighters, 60 police officers, 8 emergency and medical services (EMS) workers, 2,343 service members in Operation Enduring Freedom, and 125 at the Pentagon; noted he was the Deputy Chief in charge of operations when 9/11 occurred, and without knowing how far the attack would reach, the City worked to provide security for the community; acknowledged the loss of those who sacrificed their lives and the lessons learned; thanked emergency services workers and military personnel.

1. WORK SESSION: Climate Friendly Areas

City Manager, Sarah Medary, introduced Principal Planner, Terri Harding, and Senior Planner, Leah Rausch, who provided an update on the Climate-Friendly Areas selection and a supporting redevelopment analysis.

Councilor Discussion:

- Councilor Groves – noted desire to see the transportation corridors redeveloped; asked if the transportation corridors extend beyond properties that are contiguous to the corridor; noted interest in 6th Avenue, 7th Avenue, and the Highway 99 Corridor; noted the City has experienced a variety of challenges including behavior problems at the corridors to its community; noted Climate Friendly Areas (CFAs) give the City the chance to alter entrance points and corridors to the City while providing more housing.
- Councilor Zelenka – stated the three options presented need to be refined; noted concern with South Willamette including CFAs due to resistance towards planning and change in the area; asked staff to define what the South Willamette

area is confined to and what changes are envisioned for the C2 zoning in the area; noted interest in 6th Avenue, 7th Avenue, and West 11th Avenue.

- Councilor Sample – noted appreciation for addressing the need for parks, open spaces, plazas, and public amenities; thinks tracking the need for connections to the outdoors as the City densifies is important; asked staff to clarify the density minimums and who they apply to; asked if density minimums only apply to new construction; asked why retail decreases the feasibility for CFAs; noted she is in favor of option two but thinks South Willamette could be set aside; noted concerns with option three; thinks it is important to focus efforts on the most successful opportunities.
- Mayor Vinis – asked for clarification on the timeline for the CFAs; noted the City is already invested in option one; noted once approved in 2026, the City will have eight years to demonstrate progress on Council's option choice; interested in choosing the option where the City can make progress it can afford; noted Highway 99's higher category placement may unlock additional State and Federal funds for improving state roads; noted more funds would enable the City to invest in better crossings and safer streets; asked if it would be beneficial for the City to be expansive in its designations as it might unlock other Federal funding options.

2. WORK SESSION: Wildfire and Medical Services Update

City Manager, Sarah Medary, introduced Deputy Chief, Chris Heppel, who discussed the current Wildfire status in the region and how ESF has been part of the efforts.

Councilor Discussion:

- Councilor Keating – noted the recent fire season is six times what the community normally endures with only 50 homes and zero lives being lost; expressed gratitude to Eugene-Springfield Fire (ESF) and State first responders; asked how the 988 Mobile Crisis Unit (MCU) model differs from or is similar to Crisis Assistance Helping Out On The Streets (CAHOOTS); asked if it would be more efficient for CAHOOTS and the MCU to be under the same funding stream; noted CAHOOTS has a 20 percent net retention rate; asked what goals are in place to improve the retention rate.
- Councilor Zelenka – noted desire to find the best department for CAHOOTS to reside with; noted the high number of acres burning this year is a direct result of climate change; asked what the process is for determining what the right response is for an incident; asked if FireMed has investigated marketing its services to insurance companies.
- Councilor Groves – noted it would bankrupt the system if insurance companies got to pass on the cost; noted FireMed is optional so it could not fund an ambulance system; asked how the fire department is doing with the changes; noted appreciation for ESF; noted change is inevitable at work but how it's embraced makes the difference.
- Mayor Vinis – noted dispatch is the critical link in ensuring that calls go the right way; noted the current fire season is alarming.

Mayor Vinis adjourned the meeting at 1:29 p.m.

Respectfully submitted,

Katie LaSala
City Recorder

(Recorded by Natalie Venhuda)

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

MINUTES

**Eugene City Council
Public Hearing
Eugene, Oregon 97401**

**September 16, 2024
5:30 p.m.**

Councilors Present: Emily Semple, Matt Keating, Alan Zelenka, Jennifer Yeh, Mike Clark, Lyndsie Leech, and Randy Groves.

Councilors Absent: Greg Evans

Mayor Vinis opened the September 16, 2024, public hearing of the Eugene City Council in hybrid in-person and virtual format at 500 E. 4th Avenue, Eugene, OR 97401, North Building.

1. PUBLIC HEARING: An Ordinance Concerning Multi-Use Property Tax Exemption and amending Sections 2.945 and 2.946 of the Eugene Code, 1971.

Mayor Vinis opened the public hearing.

Assistant City Manager, Matt Rodrigues, introduced the topic and provided background information on the Multi-Use Property Tax Exemption (MUPTE).

1. Chris McGhee spoke against the MUPTE due to the lack of labor standards.
2. Katie Wilgus spoke against the accelerated MUPTE proposal in its current form.
3. Irene Alltucker spoke against the accelerated MUPTE proposal in its current form.
4. Dana Siebert spoke in favor of the accelerated MUPTE proposal.
5. Garth Finley spoke against the MUPTE due to the lack of labor standards.
6. Eric Morgan spoke against the MUPTE due to the lack of labor standards.
7. Brian Obie spoke in favor of the accelerated MUPTE proposal.
8. Tiffany Edwards spoke in favor of the accelerated MUPTE proposal.
9. Joshua Burstein spoke in favor of the accelerated MUPTE proposal.
10. Nigel Francisco spoke against the accelerated MUPTE proposal.
11. David Van Der Haeghen spoke against the accelerated MUPTE proposal in its current form.
12. Jeremiah Wilgus spoke against the accelerated MUPTE proposal in its current form.
13. Greg Bryant spoke against the accelerated MUPTE proposal.
14. Stephanie Bell spoke in favor of the accelerated MUPTE proposal.
15. Sherry Schaefer spoke in favor of the accelerated MUPTE proposal.

Mayor Vinis closed the public hearing.

Council Discussion:

- Councilor Clark – noted Council’s previous discussions about revising the benefit criteria for the full version MUPTE; stated his support for ensuring the public benefit of hiring local remained a priority; recalled being informed of a State law limiting the City’s ability to hire locally; asked which of the mentioned labor standards the City could consider in the process and which are constrained by State law; noted interest in better understanding any State laws that would limit the City’s ability to implement changes suggested by speakers, including altering the accelerated MUPTE’s footprint and eliminating certain public benefits.
- Councilor Zelenka – noted when Council revamped the MUPTE, the intent was to create clearer rules and ensure public benefits are real, quantifiable, and tangible; noted the public benefits include compact urban development, green energy efficient buildings for the future, 10 percent contribution to the moderate-income housing fund, and a local economic development plan; noted the local economic development plan has 50 percent of dollars go to local companies, ensures wage, tax, and license laws are all followed, and provides opportunities for women and minority-owned businesses; does not support further reducing the public benefit; stated public benefits have not yet been a barrier to developers receiving MUPTE incentives.
- Councilor Semple – noted previous concerns with the MUPTE but is now in favor of the accelerated MUPTE; noted interest in expanding the accelerated MUPTE boundaries but is willing to support it in its current state as the City needs housing; noted she’s not willing to remove or lessen the public benefits.
- Councilor Keating – thinks there are not enough community benefits in the accelerated MUPTE; noted interest in having locally sourced, sustainable goods, living wage jobs, full family benefits, hiring of a local workforce, and local apprenticeship programs; asked why the proposed accelerated MUPTE map does not resemble the current MUPTE map; noted desire to expand public benefits and give community members options to live, work, play, and stay in Eugene; noted desire for an online dashboard showing where dollars are going, who’s receiving an abatement, and which developers are working with in the community; noted importance of uplifting businesses following the law.
- Councilor Groves – noted some concerns with how the City pursues its downtown development; interested in considering expanding the designated MUPTE area; noted downtown needs more compact housing; noted interest in evaluating the community benefits as long as the labor factor is added in; noted concern with speaker comments about wage theft and laws that are being violated.
- Councilor Clark – noted his previous idea to certify payroll to see the zip codes of all employees working on a city project and determine if local people were hired; noted interest in discussing clawback measures and the issues raised; thinks there should be a consequence for those not adhering to their agreement.

2. PUBLIC HEARING: An Ordinance Concerning Public Passenger Vehicle Services and Amending Section 3.345(7) of the Eugene Code, 1971.

Mayor Vinis opened the public hearing.

Assistant City Manager, Matt Rodrigues, introduced the topic and provided background information.

There were no speakers for the public hearing.

Mayor Vinis closed the public hearing.

Council Discussion:

- Councilor Zelenka – noted the fee was originally put into place to cover costs associated with the administration of the program and licensing public passenger vehicles; asked if the program cost is being covered by the fee and if the proposed fee closes the gap to covering the cost.
- Councilor Keating – noted his boss' experience with a driverless vehicle; asked if automated vehicles fall under the same public passenger vehicle service in the ordinance; asked what the City can do if there is an increase of driverless public passenger vehicles; asked if the City can raise significant revenue from them or have a fee high enough to minimize them to protect other taxi, Uber, and Lyft services.
- Councilor Clark – noted Council amended the Transportation Systems Plan (TSP) to study infrastructure for autonomous vehicles; noted interest in receiving more information about what the City has learned on the topic.

Mayor Vinis adjourned the meeting at 6:33 p.m.

Respectfully submitted,

Katie LaSala
City Recorder

(Recorded by Natalie Venhuda)

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

MINUTES

Eugene City Council Work Session Eugene, Oregon 97401

September 18, 2024
12:00 p.m.

Councilors Present: Emily Semple, Matt Keating, Alan Zelenka, Jennifer Yeh, Mike Clark, Greg Evans, Lyndsie Leech, and Randy Groves

Mayor Vinis opened the September 18, 2024, Eugene City Council Work Session in a virtual format.

- 1. WORK SESSION: Airport Terminal Renovation and Expansion Project Development**
City Manager, Sarah Medary, introduced the Airport Director, Cathryn Stephens, who provided an overview on the Eugene Airport Terminal Renovation and Expansion Project.

Councilor Discussion:

- Councilor Groves – asked if the dollar amounts for 2032 and 2042 were adjusted with inflation or carrying forward today's dollars.
- Councilor Clark – asked if any slides in the presentation break down the difference between state and local tax dollar flow.
- Mayor Vinis – noted appreciation for the airport tours.
- Councilor Keating – noted appreciation for the airport tours; noted concern with the Transportation Security Administration's (TSA) determination that the Eugene Airport's explosive detection system is insufficient; asked if the baggage expansion plan is the top priority and if it would become a higher priority if federal funds fall short; noted interest in expanding alternative transportation options to the airport; stated the lack of public transportation compared to similarly sized airports; inquired about exploring partnerships with Lane Transit District (LTD) for increased transit options; inquired about the possibility of establishing a solar farm at or near the airport.
- Councilor Zelenka – noted larger solar projects around the airport were previously not feasible due to cost and glare issues for planes; asked if the glare issues are still of concern; recognized the Willamette Valley Tule fog could be a concern for solar projects; noted interest in the planning for the integration of electric and biofuel-powered planes; asked if the biofuel storage, pipelines, and electric will be integrated into the Concourse C expansion.
- Councilor Semple – noted the City is growing and will need a larger airport; noted Concourse A is crowded; noted enthusiasm for the solar energy initiatives and the potential for improved public transportation options to the airport.
- Councilor Groves – noted the Eugene Airport's need for expansion; asked if the Eugene Airport is an Index C airport and how it benchmarks against other similarly situated Index B and C airports for passenger growth; noted businesses

considering locating to Eugene prioritize the ability to get in and out of Eugene; noted concern with the airport falling behind the curve in terms of expansion; asked if the City has interim accommodation plans for managing growth until the expansion is completed; noted interest in having an additional aircraft pad to help with traffic flow; noted appreciation for the airport tours.

- Councilor Clark – noted the importance of Eugene having a competitively sized airport; noted he has not flown since the summer of 2000; asked if there has been outreach to former chairman of the House Transportation and Infrastructure Committee, Peter DeFazio, who lives in Eugene, as there is a reliance on federal funding for the airport expansion.
- Councilor Evans – noted many flights arrive and depart outside of LTD's current service times; noted the need for additional capacity for there to be an intergovernmental agreement between LTD and the Linn-Benton County Transit Agency to service the airport from Eugene, Corvallis, and Douglas County; noted people fly into Eugene's airport to avoid traveling to Portland, and the service area is continuing to expand; noted during his time on the LTD board, there were inquiries regarding public transit access to the airport; noted Eugene currently lacks the demand and capacity to implement regular transit service to the airport.
- Mayor Vinis – asked if there is another plan for baggage for arriving flights.

2. WORK SESSION and POSSIBLE ACTION: Striker Field Park Renaming

City Manager, Sarah Medary, introduced Parks and Natural Resource Planning Manager, Carolyn Burke, who provided an overview of the renaming of Striker Field.

Councilor Discussion:

- Mayor Vinis – noted she attended the grand opening of Striker Field; noted the renaming is a great example of building relationships with Tribal governments.
- Councilor Yeh – noted appreciation for staff and the Northeast Neighbors for their support and collaboration; noted appreciation for the fellow Councilors throughout the process.
- Councilor Zelenka – acknowledged it was not easy to accomplish the long development process; noted appreciation for the park design and play structures for children, including the "humpy lumpies;" asked how the discussion regarding the naming process went as "umso" did not receive the highest number of votes in the poll; noted his personal preference for the name "ulali," but likes "umso" as well.
- Councilor Leech – noted appreciation for the natural elements in the park, particularly for children; noted interest in seeing similar features at other City parks.
- Councilor Clark – noted the park is in Ward 4, but he had the chance to work with the Northeast Neighbors as they encompass Ward 4 and Ward 5; recognized the Chair of the Northeast Neighbors, Kevin Reed, and his role in the process; noted members of the Northeast Neighbors expressed their displeasure with the naming process; noted the land would not have been set aside for the

park without the efforts of Eugene Water and Utility Board (EWEB) Commissioner John Brown and former Mayor Torrey; asked why form Mayor Torrey was not considered as an alternative in the naming process.

- Councilor Yeh – noted her involvement in the naming committee; noted some names considered did not meet City requirements or received a very low number of votes.
- Mayor Vinis – noted the complexities of the naming process; noted the need to recognize diverse histories and communities while balancing the interests of all stakeholders.
- Councilor Keating – noted it was an honor to attend the park opening as he was there with his boss, Senator Manning; noted appreciation for the thoughtful approach to naming community spaces and the importance of community history in these decisions.

MOTION: Councilor Keating, seconded by Councilor Groves, moved to adopt the resolution attached as Attachment D titled “A Resolution Renaming Striker Field Park to Umso Park”.

VOTE: 8:0 PASSED

Councilor Discussion:

- Mayor Vinis – noted her appreciation for the name "Umso Park."

Mayor Vinis adjourned the meeting at 1:25 p.m.

Respectfully submitted,

Katie LaSala
City Recorder

(Recorded by Natalie Venhuda)

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

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Approval of Tentative Working Agenda

Meeting Date: October 28, 2024
Department: Central Services
www.eugene-or.gov

Agenda Item Number: 4B
Staff Contact: Katie LaSala
Contact Telephone Number: 541-682-5010

ISSUE STATEMENT

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

BACKGROUND

Per City Council Operating Agreements, at each regular meeting of the Council, the City Manager shall present the Tentative Agenda. This shall be placed on the Consent Calendar. If there are any concerns about the items on the Tentative Agenda, it may be removed at the request of any councilors from the Consent Calendar and discussed separately.

COUNCIL OPTIONS

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

SUGGESTED MOTION

Move to approve the items on the Tentative Working Agenda.

ATTACHMENTS

A. City Council Tentative Working Agenda

FOR MORE INFORMATION

Staff Contact: Katie LaSala, City Recorder
Telephone: 541-682-5010
Staff E-Mail: klasala@eugene-or.gov



City Council Tentative Agenda

Updated October 24, 2024

Materials and information about how to access meetings available at <https://www.eugene-or.gov/3360/Webcasts-and-Meeting-Materials>

October 2024					
Date	Day	Time	Title	Length	Dept Contact
28-Oct	Monday	5:30 pm	 Police Auditor Recruitment – Selection Process (Work Session)	45 mins	Keri Beraldo, CS
			 City Manager Update (Work Session)	45 mins	Sarah Medary, CS
Work Session Location: City Hall Council Chambers and Virtual					
28-Oct	Monday	7:30 pm	 Pledge of Allegiance		
			 Ceremonial Matters		
			 Committee Reports and Items of Interest		
			 Approval of a Resolution Annexing Right-of-Way Identified as a Portion of Gilham Road (Gilham Rd; A 24-13) (Consent Calendar 2)		Brai Black, PDD
			 Approval of a Resolution Annexing Land at 320 Ferndale Drive (A 24-12 Ferndale Drive) (Consent Calendar 2)		Nick Gioello, PDD
			 Floodplain Land Use Code Update Initiation (Consent Calendar 2)		Jack Blackham, PW
			 Public Passenger Vehicle Code Amendment (EC 3.345(7)) (Action)		Jeff Petry, PDD
			 Public Comment		
Council Meeting Location: City Hall Council Chambers and Virtual					
30-Oct	Wednesday	12 pm	 Voluntary Annexations (Work Session)	45 mins	Alissa Hunter, PDD
			 River Road Santa Clara On-Street Parking Issues (Work Session)	45 mins	Jeff Petry, PDD
Work Session Location: Virtual Only					



Work Session



Action



Public Hearing



Public Comment



Consent Calendar



Committee Reports/Items of Interest



Ceremonial Matters



Pledge of Allegiance

November 2024						
Date	Day	Time	Title	Length	Dept Contact	
13-Nov	Wednesday	12 pm	 Climate Friendly Areas Selection (Work Session and Possible Action)	45 mins	Leah Rausch, PDD	
			 Eugene Youth: Opportunities and Challenges (Work Session)	45 mins	Josh Bates, LRCS	
Work Session Location: Virtual Only						
18-Nov	Monday	5:30pm	 Comcast of Oregon II, Inc. Cable Franchise Extension (Public Hearing)		Jay Runte, CS	
			 Middle Housing Remand (Public Hearing)		Jeff Gepper, PDD	
			 Fire Service Fee (Public Hearing)		Twylla Miller, CS	
Public Hearing Location: City Hall Council Chambers and Virtual						
20-Nov	Wednesday	12 pm	 Topic Pending Confirmation (Work Session)	30 mins	Staff	
			 Community Safety Initiative System Update (Work Session)	60 mins	Kristie Hammitt, CS	
Work Session Location: Virtual Only						
25-Nov	Monday	5:30pm	 Mental Health and Substance Abuse Services and Programs (Part 2) (Work Session)	90 mins	Kristie Hammitt, CS	
Work Session Location: City Hall Council Chambers and Virtual						
25-Nov	Monday	7:30pm	 Committee Reports and Items of Interest		Jay Runte, CS	
			 Comcast of Oregon II, Inc. Cable Franchise Extension (Possible Action)			Jeff Gepper, PDD
			 Middle Housing Remand (Possible Action)			
			 Public Comment			
Council Meeting Location: City Hall Council Chambers and Virtual						

December 2024					
Date	Day	Time	Title	Length	Dept Contact
3-Dec	Tuesday	5:30 pm	 Tentatively Scheduled - Budget Committee: Supplemental Budget (Budget Committee Meeting)		Christina Wozniak, CS
Budget Committee Meeting Location: City Hall Council Chambers and Virtual					

9-Dec	Monday	5:30 pm	 Topic Pending Confirmation (Work Session)	45 mins	Staff
			 Update on Building Decarbonization Strategies (Work Session)	45 mins	Ian Penn, PW
Work Session Location: City Hall Council Chambers and Virtual					
9-Dec	Monday	7:30 pm	 Ceremonial Matters  Committee Reports and Items of Interest  COE Supplemental Budget (Public Hearing and Action)  URA Supplemental Budget (Public Hearing and Action)  Resolution acknowledging receipt of the ACFR for the COE (Action)  Resolution acknowledging receipt of the annual financial report for the URA (Action)  Public Comment		Liz Butterfield, CS Liz Butterfield, CS Brett Gomsrud, CS Brett Gomsrud, CS
Council Meeting Location: City Hall Council Chambers and Virtual					
11-Dec	Wednesday	12 pm	 Climate and Sustainability Revenue Options (Work Session)  City Manager Update (Work Session)	45 mins 45 mins	Twylla Miller, CS Sarah Medary, CS
Work Session Location: Virtual Only					

Note: Council Winter Break December 12 – January 12

UPCOMING PUBLIC HEARINGS			
Date/Time	Topic/Title	Description	Staff Contact
Nov 18, 5:30 pm	Comcast of Oregon II, Inc. Cable Franchise Extension	The City Council will hold a public hearing to consider an ordinance concerning the Comcast of Oregon II, Inc. Cable Franchise Extension. This public hearing will provide opportunity for public comment on a proposed ordinance extending Comcast's cable television franchise agreement until December 31, 2025. The proposed ordinance will be posted online: https://www.eugene-or.gov/1781/Proposed-Ordinances	Jay Runte JRunte@eugene-or.gov 541-682-5590

Nov 18, 5:30pm	Middle Housing Remand	The City Council will hold a public hearing to consider an ordinance concerning the Middle Housing Remand. This public hearing will provide opportunity for public comment on an Ordinance addressing the remand of the 2022 Middle Housing Code Amendments. The proposed ordinance will be posted online: https://www.eugene-or.gov/1781/Proposed-Ordinances	Jeff Gepper jGepper@eugene-or.gov 541-682-5282
Nov 18, 5:30pm	Fire Service Fee	The City Council will hold a public hearing to consider an ordinance establishing a Fire Service Fee. The public hearing will provide an opportunity for public comment on a proposed ordinance establishing a Fire Service Fee that would be used to fund existing and new fire and emergency medical services. The proposed ordinance will be posted online: https://www.eugene-or.gov/1781/Proposed-Ordinances	Twylla Miller tmiller@eugene-or.gov 541-682-8417

Approved Work Session Polls to be Scheduled	Councilor	Date Approved
Gas Stations – Oct 18, 2023; <i>follow-up work session - TBD</i>	Keating	4/15/22
Mental Health and Substance Abuse Services/Programs in Oregon – Oct 14, 2024 and Nov 25, 2024	Zelenka/Leech	2/29/24

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Approval of a Resolution Annexing a Portion of the Right-of-Way of Gilham Road to the City of Eugene (Area Identified as a Portion of the Gilham Road Right-of-Way Between Don Juan Avenue and Ayres Road (Assessor's Map No. 17-04-08)) (City File: Gilham Rd; A 24-13)

Meeting Date: October 28, 2024
Department: Planning and Development
www.eugene-or.gov

Agenda Item Number: 5A
Staff Contact: Brai Black
Contact Telephone Number: 541-682-5437

ISSUE STATEMENT

The City of Eugene Public Works Engineering Division is requesting that the City Council approve the annexation of a portion of Gilham Road right-of-way into the Eugene City limits. The proposed annexation includes a quarter mile portion of Gilham Road between Don Juan Avenue and Ayres Road. This portion of right-of-way is within the City's Urban Growth Boundary (UGB). A map showing the location of the street section proposed for annexation is included as Attachment A to this AIS.

BACKGROUND

Currently, this portion of the Gilham Road right-of-way is served by a mix of Lane County and City of Eugene infrastructure. After annexation, a jurisdictional transfer will take place, which means the City will obtain ownership of the infrastructure and assume maintenance and operational responsibility for the infrastructure within the right-of-way.

One of the main purposes of this annexation is to allow street improvements to be made along this section of Gilham Road. These improvements will serve all users of the transportation system and will enhance safety for pedestrians and bicyclists. Specifically, the planned capital improvement project in this portion of the Gilham Road right-of-way will include the construction of sidewalks, ADA ramps, bike lanes, planter strips, stormwater facilities, and street repaving. Upon completion, Gilham Road will be upgraded to urban standards and connected to existing infrastructure. Additionally, annexation of the right-of-way will result in more properties being contiguous to the city limits and thus eligible for voluntary annexation and possibly additional housing development.

This annexation will also create clear boundaries for the provision of City services, which increases the effectiveness and efficiency of these services. In the case of Gilham Road, jurisdictional boundaries between the City and Lane County can be unclear and may be difficult to locate on the ground.

October 28, 2024 Meeting – Item 5A

To encourage compact urban growth and sequential development within Eugene's UGB, the Metro Plan provides that ultimately all land within the UGB (including streets) will be annexed into the City and provided with a minimum level of urban services. Approval of annexation requests is based on the criteria at Eugene Code (EC) 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 of Attachment B to this AIS.

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 annexation area, and the affected neighborhood association (Northeast Neighbors), consistent with Eugene Code requirements. The City did not receive any testimony in response to the public notice.

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

Additional background information regarding this request, including relevant application materials, is included for reference as Attachment C to this AIS. A full copy of all materials in the record is also available at the Permit and Information Center located at 99 West 10th Avenue, which is open from 12 p.m. to 4 p.m. Monday through Friday. To view materials at another time, please contact the listed staff representative to schedule an appointment. As a courtesy, copies of the application materials are also available online at: <https://pdd.eugene-or.gov/LandUse/SearchApplicationDocuments?file=A-24-0013>.

PREVIOUS COUNCIL DIRECTION

None.

COUNCIL OPTIONS

1. Adopt the resolution
2. Adopt the resolution with specific modifications as determined by the City Council
3. Deny the 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 find that the request complies with all applicable approval criteria, adopt the resolution, and approve the annexation.

SUGGESTED MOTION

Move to adopt a Resolution Annexing a Portion of the Right-of-Way of Gilham Road to the City of Eugene (Area Identified as a Portion of the Gilham Road Right-of-Way Between Don Juan Avenue and Ayres Road (Assessor's Map No. 17-04-08))

ATTACHMENTS

- A. Vicinity Map
- B. Annexation Resolution
 - 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

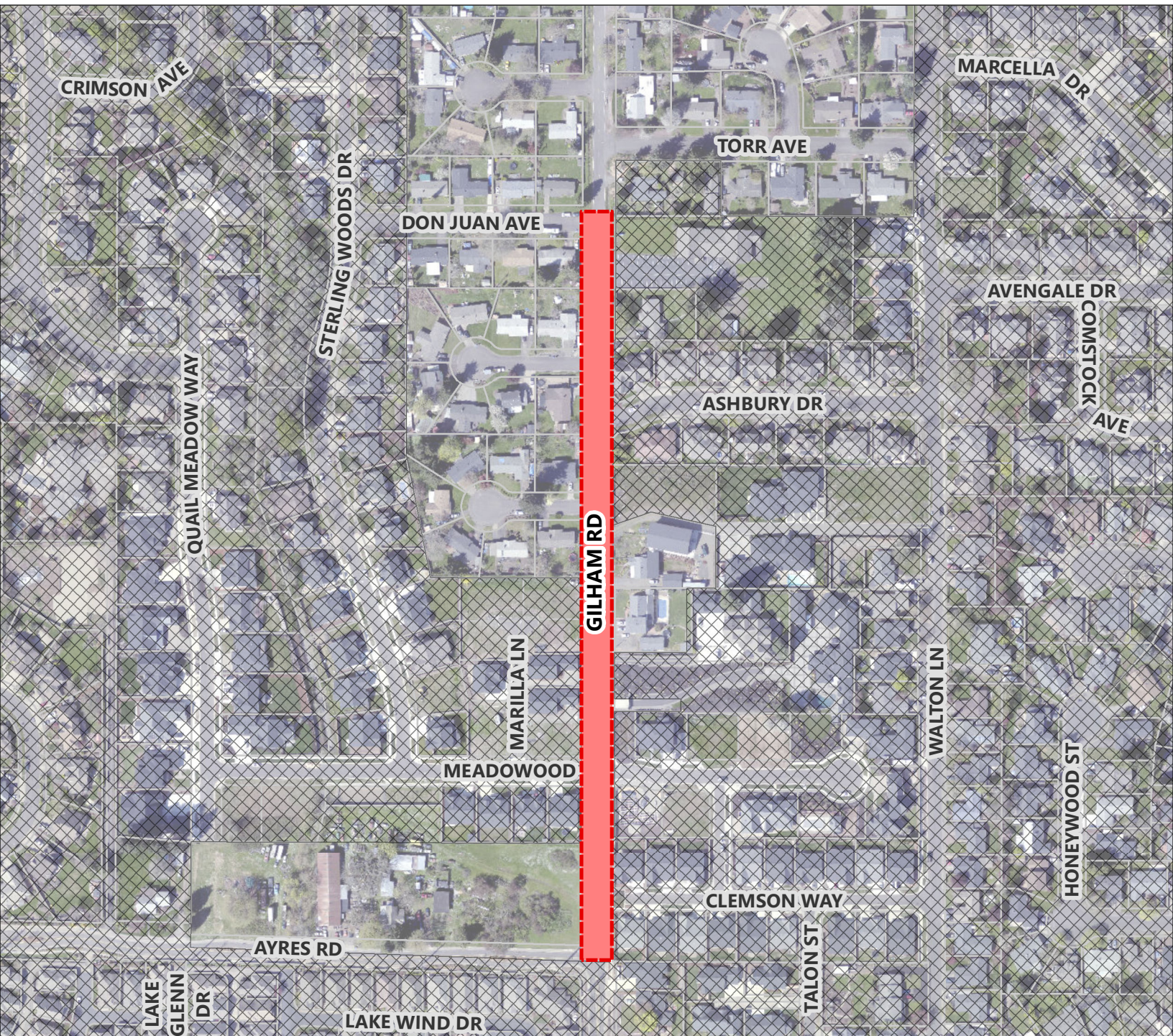
Staff Contact: Brai Black, Assistant Planner
Telephone: 541-682-5437
Staff E-Mail: BBlack@eugene-or.gov



Vicinity Map

Gilham Rd (A 24-13)

Attachment A

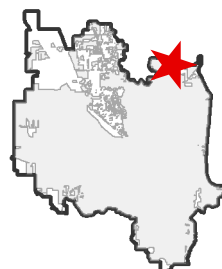


 Eugene City Limits

 Taxlots

 Annexation Area

Annexation area only includes public right-of-way.
No annexation of private property is proposed.
See official annexation map and legal description
for exact area to be annexed.



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

Created on 9/9/2024
by City of Eugene Planning Division

0 75 150 300 Ft



RESOLUTION NO. _____**RESOLUTION ANNEXING A PORTION OF THE RIGHT-OF-WAY OF GILHAM ROAD TO THE CITY OF EUGENE (AREA IDENTIFIED AS A PORTION OF THE GILHAM ROAD RIGHT-OF-WAY BETWEEN DON JUAN AVENUE AND AYRES ROAD (ASSESSOR'S MAP NO. 17-04-08))****The City Council of the City of Eugene finds that:**

A. An annexation application was submitted by the City of Eugene on August 20, 2024, in accordance with the provisions of Section 9.7810 of the Eugene Code, 1971, ("EC") for annexation to the City of Eugene of street right-of-way identified as that portion of the Gilham Road right-of-way between Don Juan Avenue and Ayres Road (Assessor's Map No. 17-04-08)).

B. The area proposed to be annexed is depicted on the map attached as Exhibit A to this Resolution. The legal description of the right-of-way 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 are attached to this Resolution as Exhibit C.

D. On September 27, 2024, a notice containing a description of the street right-of-way 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 areas to be annexed, and the Northeast Neighbors Neighborhood Association. The notice advised that the City Council would consider the Planning Director's full recommendation on the proposed annexation on October 28, 2024.

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

NOW, THEREFORE,

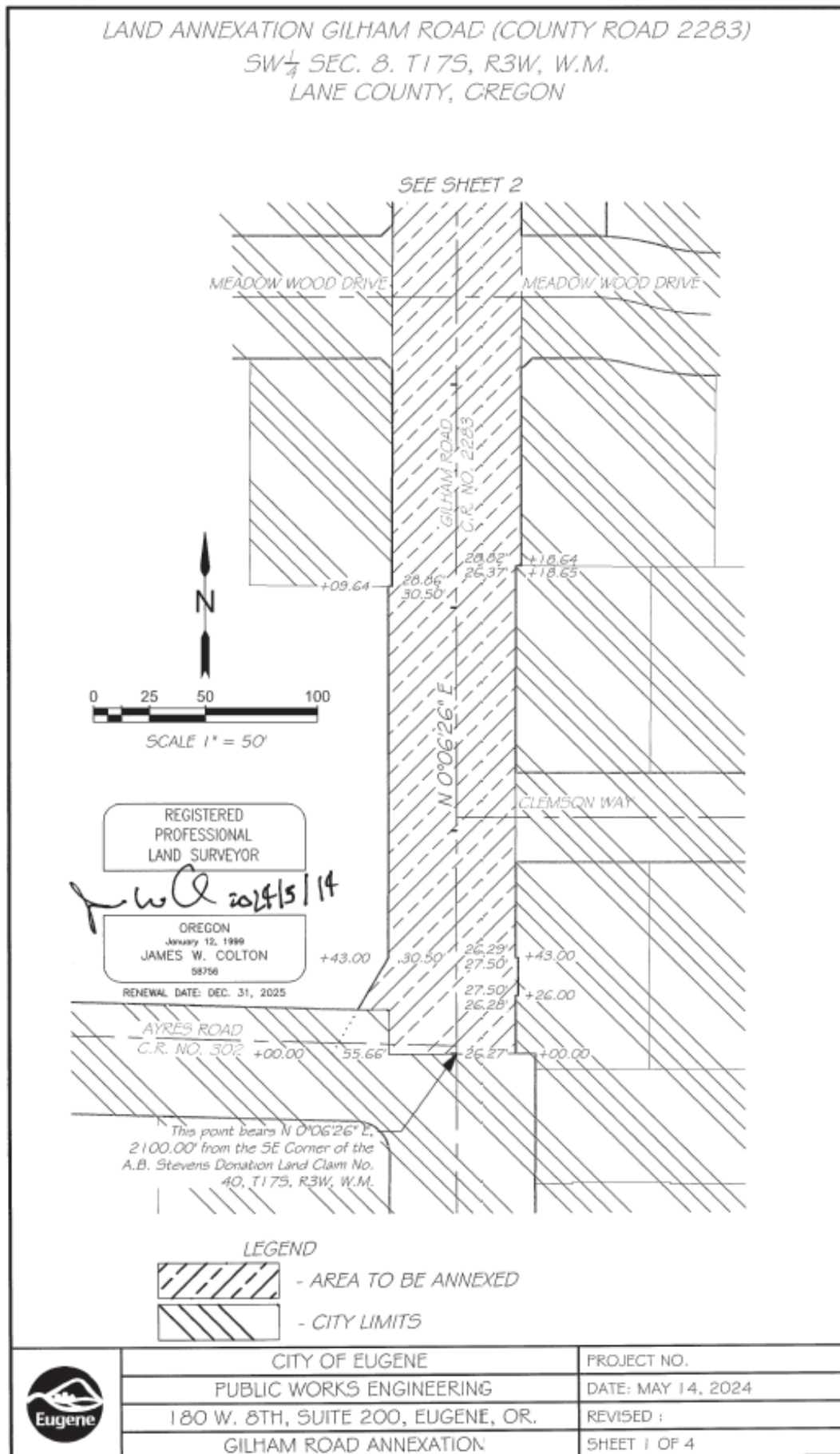
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EUGENE, a Municipal Corporation of the State of Oregon, as follows:

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 street right-of-way identified as that portion of the Gilham Road right-of-way between Don Juan Avenue and Ayres Road (Assessor's Map No. 17-04-08)), and which is more particularly described in the attached Exhibit B, is annexed to the City of Eugene.

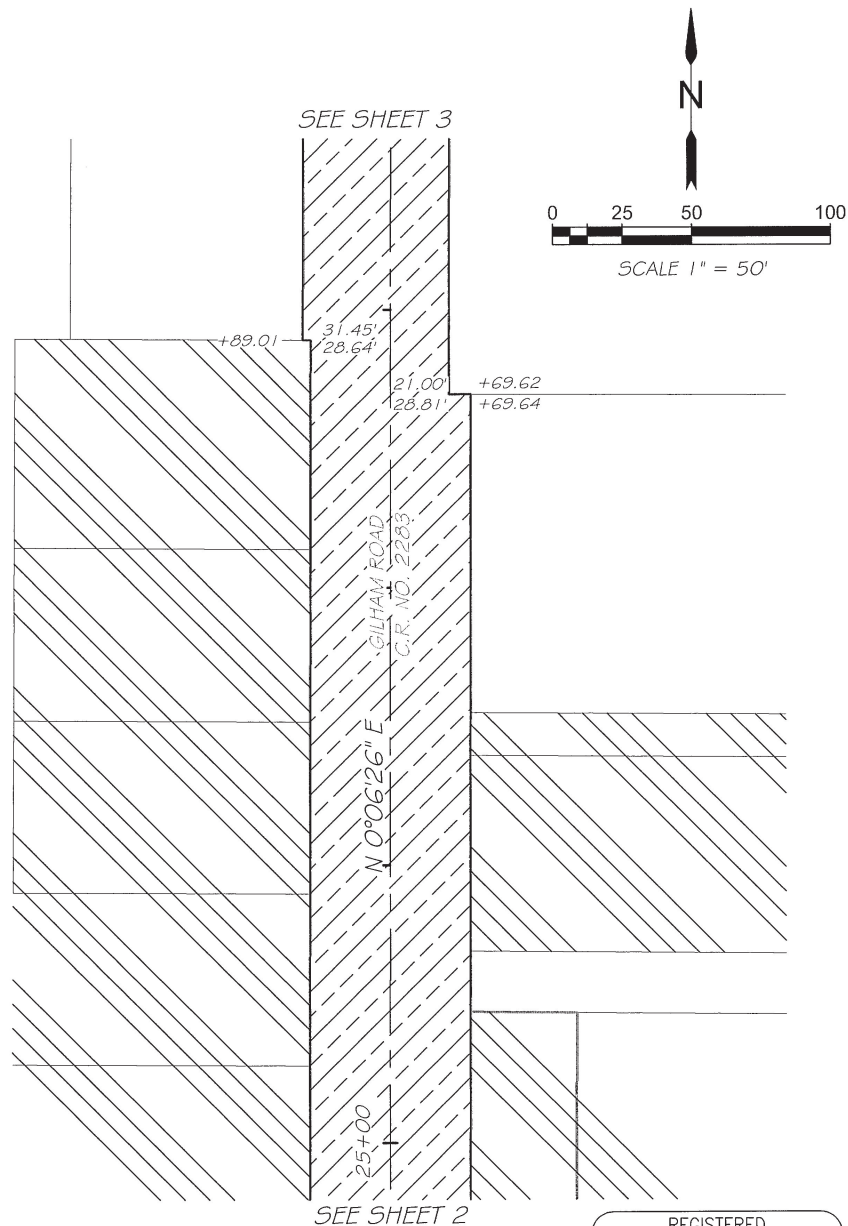
Section 2. This Resolution is effective immediately upon its passage by the City Council. The annexation shall become effective in accordance with State law.

The foregoing Resolution adopted the ____ day of October, 2024.

City Recorder



LAND ANNEXATION GILHAM ROAD (COUNTY ROAD 2283)
 SW $\frac{1}{4}$ SEC. 8, T17S, R3W, W.M.
 LANE COUNTY, OREGON



LEGEND

-  - AREA TO BE ANNEXED
-  - CITY LIMITS

REGISTERED
PROFESSIONAL
LAND SURVEYOR

James W. Colton 2024/5/14

OREGON
January 12, 1999
JAMES W. COLTON
58756

RENEWAL DATE: DEC. 31, 2025



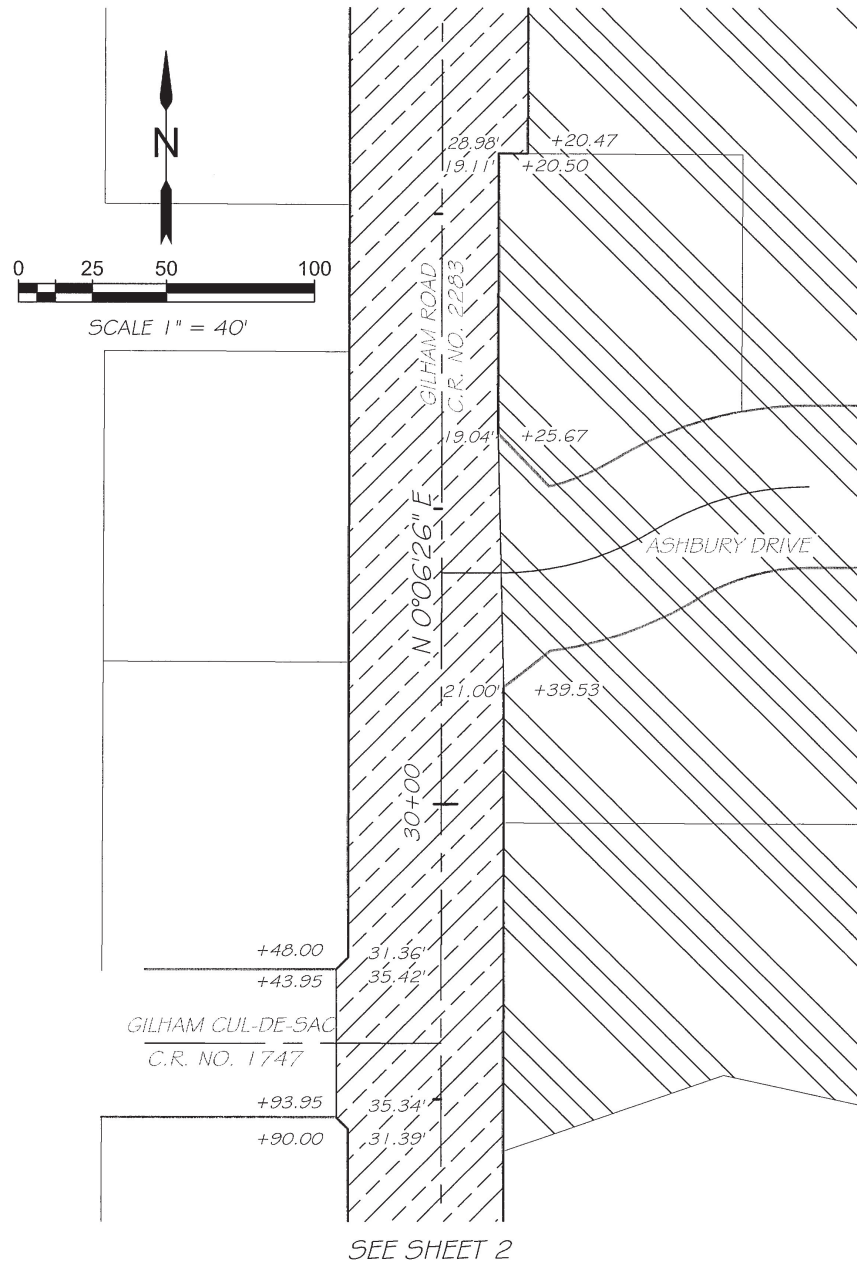
CITY OF EUGENE
 PUBLIC WORKS ENGINEERING
 180 W. 8TH, SUITE 200, EUGENE, OR.
 GILHAM ROAD ANNEXATION

PROJECT NO.
 DATE: MAY 14, 2024
 REVISED :
 SHEET 2 OF 4

LAND ANNEXATION GILHAM ROAD (COUNTY ROAD 2283)

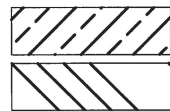
SW $\frac{1}{4}$ SEC. 8. T17S, R3W, W.M.
LANE COUNTY, OREGON

SEE SHEET 4



SEE SHEET 2

LEGEND



- AREA TO BE ANNEXED

- CITY LIMITS

REGISTERED
PROFESSIONAL
LAND SURVEYOR

James W. Colton 10/15/14

OREGON
January 12, 1999
JAMES W. COLTON
58756

RENEWAL DATE: DEC. 31, 2025



CITY OF EUGENE

PUBLIC WORKS ENGINEERING

180 W. 8TH, SUITE 200, EUGENE, OR.

GILHAM ROAD ANNEXATION

PROJECT NO.

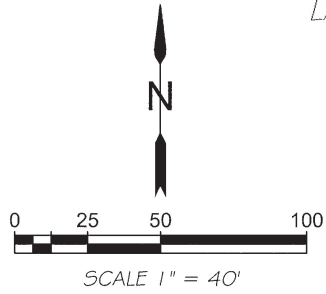
DATE: MAY 14, 2024

REVISED :

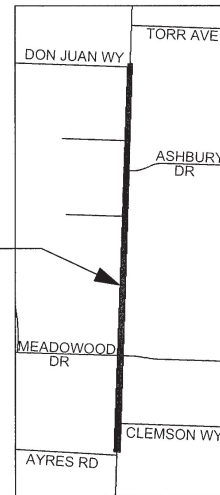
SHEET 3 OF 4

LAND ANNEXATION GILHAM ROAD (COUNTY ROAD 2283)

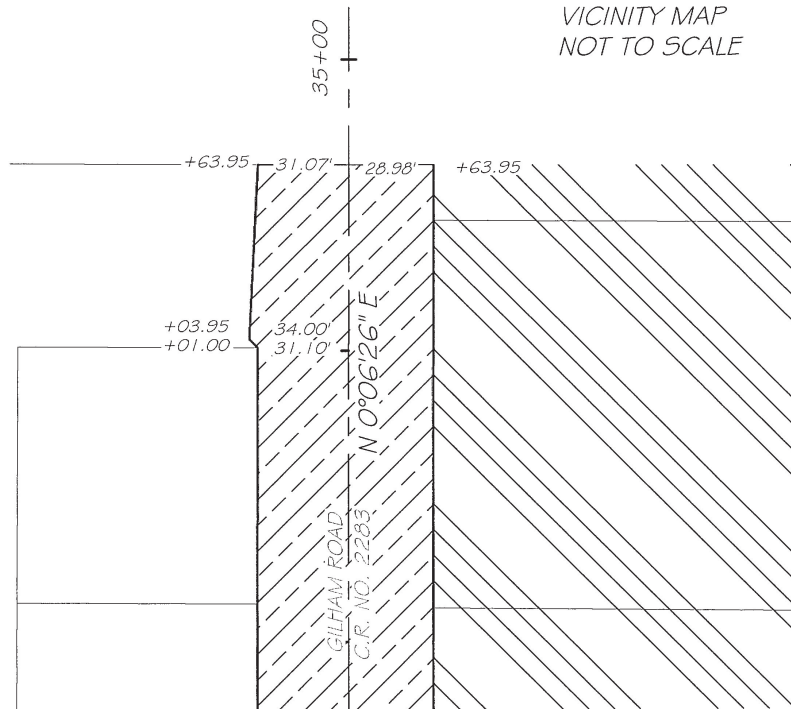
SW $\frac{1}{4}$ SEC. 8, T17S, R3W, W.M.
LANE COUNTY, OREGON



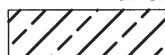
AREA TO BE
ANNEXED



VICINITY MAP
NOT TO SCALE



LEGEND

-  - AREA TO BE ANNEXED
 - CITY LIMITS

REGISTERED
PROFESSIONAL
LAND SURVEYOR

OREGON
January 12, 1999
JAMES W. COLTON
58756

RENEWAL DATE: DEC. 31, 2025



CITY OF EUGENE

PUBLIC WORKS ENGINEERING

180 W. 8TH, SUITE 200, EUGENE, OR.

GILHAM ROAD ANNEXATION

PROJECT NO.

DATE: MAY 14, 2024

REVISED :

SHEET 4 OF 4

Gilham Road (County Road No. 2283)
 Legal Description for Annexation
 Ayers Road to Don Juan Avenue

A strip of land variable feet in width lying on both sides of the centerline of Gilham Road, in Section 8, Township 17 South, Range 3 West of the Willamette Meridian, Lane County, Oregon, as surveyed by Lane County in 2020; the centerline and widths in feet being described as follows:

Beginning at Engineers' Centerline Station L 21+00.00 POT, said station being North 0°06'26" East 2,100.00 feet from a 2-3/4 inch Lane County Surveyor's Office brass cap marking the Southeast Corner of the A.B. Stevens Donation Land Claim No. 40, Township 17 South, Range 3 West of the Willamette Meridian, said centerline station being on the east line of said claim; run thence North 0°06'26" East, along the east line of said claim, 1363.95 feet to Engineers' Centerline Station L 34+63.95 POT, said Engineer's Centerline Station being opposite of and at right angles to the northerly right of way line of Don Juan Avenue, County Road No. 1749, and there ending, all in Lane County, Oregon.

The widths in feet of the strip of land herein described are as follows:

<u>STATION TO STATION</u>		<u>WIDTH ON WEST SIDE OF CENTERLINE</u>
L 21+00.00 POT	L 21+43.00 POT	55.66 ft. tapering on a straight line to 30.50 ft.
L 21+43.00 POT	L 23+09.64 POT	30.50 ft.
L 23+09.64 POT	L 23+09.64 POT	30.50 ft. to 28.86 ft.
L 23+09.64 POT	L 27+89.01 POT	28.86 ft. tapering on a straight line to 28.64 ft.
L 27+89.01 POT	L 27+89.01 POT	28.64 ft. to 31.45 ft.
L 27+89.01 POT	L 28+90.00 POT	31.45 ft. tapering on a straight line to 31.39 ft.
L 28+90.00 POT	L 28+93.95 POT	31.39 ft. tapering on a straight line to 35.34 ft.
L 28+93.95 POT	L 29+43.95 POT	35.34 ft. tapering on a straight Line to 35.42 ft.
29+43.95 POT	L 29+48.00 POT	35.42 ft. tapering on a straight line to 31.36 ft.

STATION TO STATION**WIDTH ON WEST
SIDE OF CENTERLINE**

L 29+48.00 POT	L 34+01.00 POT	31.36 ft. tapering on a straight line to 31.10 ft.
L 34+01.00 POT	L 34+03.95 POT	31.10 ft. tapering on a straight line to 34.00 ft.
L 34+03.95 POT	L 34+63.95 POT	34.00 ft. tapering on a straight line to 31.07 ft.

STATION TO STATION**WIDTH ON EAST
SIDE OF CENTERLINE**

L 21+00.00 POT	L 21+26.00 POT	26.27 ft. tapering on a straight line to 26.28 ft.
L 21+26.00 POT	L 21+26.00 POT	26.28 ft. to 27.50 ft.
L 21+26.00 POT	L 21+43.00 POT	27.50 ft.
L 21+43.00 POT	L 21+43.00 POT	27.50 ft. to 26.29 ft.
L 21+43.00 POT	L 23+18.65 POT	26.29 ft. tapering on a straight line to 26.37 ft.
L 23+18.65 POT	L 23+18.64 POT	26.37 ft. to 28.82 ft.
L 23+18.64 POT	L 27+69.64 POT	28.82 ft. tapering on a straight line to 28.81 ft.
L 27+69.64 POT	L 27+69.62 POT	28.81 ft. tapering on a straight line to 21.00 ft.
L 27+69.62 POT	L 30+39.53 POT	21.00 ft.
L 30+39.53 POT	L 31+25.67 POT	21.00 ft. tapering on a straight line to 19.04 ft.
L 31+25.67 POT	L 32+20.50 POT	19.04 ft. tapering on a straight line to 19.11 ft.

STATION TO STATION**WIDTH ON EAST
SIDE OF CENTERLINE**

L 32+20.50 POT L 32+20.47 POT

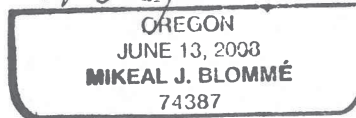
19.11 ft. tapering on a straight
line to 28.98 ft.

L 32+20.47 POT L 34+63.95 POT

28.98 ft.

Except Therefrom: All that portion of County Road No. 302 surrendered to the City of Eugene pursuant to Lane County Board of Commissioners Order No. 87-12-16-1.

The bearings used herein are based on the Oregon Coordinate Reference System (OCRS), Eugene Zone, NAD83 (CORS 2011), Epoch 2010.00, as shown on County Survey File No. 45271, on file at the Lane County Surveyor's Office, Lane County, Oregon.



RENEWS: DEC. 31, 2025

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: _____

MIKEAL J. BLOMMÉ

Date: _____

05/03/2024

Seal:



RENEWS: DEC. 31, 2025



**Planning Director's Findings and Recommendation:
Annexation Request for Gilham Rd
(City File: A 24-13)**

Application Submitted: August 20, 2024
Applicant: Jonathan Patrick, City of Eugene Public Works Engineering; 541-682-6854
Property Included in Annexation Request: Gilham Road between Don Juan Avenue and Ayres Road
Zoning: No applicable zoning (public street right-of-way)
Lead City Staff: Brai Black, Assistant Planner, City of Eugene Planning Division; 541-682-5437

EVALUATION:

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

EC 9.7825(1) The land proposed to be annexed is within the city’s urban growth boundary and is: (a) Contiguous to the city limits; or (b) Separated from the city only by a public right of way or a stream, bay, lake or other body of water.		
Complies		Findings: The annexation area is within the Urban Growth Boundary and is contiguous to City limits, consistent with subsection (a).
☒ YES	☐ NO	
EC 9.7825(2) The proposed annexation is consistent with applicable policies in the Metro Plan and in any applicable refinement plans.		
Complies		Findings: Several policies from the <u>Metro Plan</u> provide support for this annexation by encouraging compact urban growth to achieve efficient use of land and urban service provisions within the UGB, including the following policies from the Growth Management section (in <i>italic text</i>): <i>Policy 1. The UGB and sequential development shall continue to be implemented as an essential means to achieve compact urban growth. The provision of all urban services shall be concentrated inside the UGB. (page II-C-4)</i> <i>Policy 9. A full range of key urban facilities and services shall be provided to urban areas according to demonstrated need and budgetary priorities. (page II-C-5)</i> <i>Policy 10. Annexation to a city through normal processes shall continue to be the highest priority. (page II-C-5).</i> <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</i>
☒ YES	☐ NO	

		<p><i>frame for annexation may vary, annexation should occur as land transitions from urbanizable to urban. (page II-C-5)</i></p> <p>As discussed in this subsection, and further detailed under subsection (3) below, the proposed annexation is consistent with <u>Metro Plan</u> growth management policies. The proposed annexation of this section of Gilham Road will increase the effectiveness and efficiency of services provided by the City, and the allocation of municipal resources.</p> <p>The <u>Willakenzie Area Plan</u> is the adopted refinement plan for the subject street annexation. Regarding applicable policies within the refinement plan, a portion of the street annexation is within the Unincorporated Subarea; however, none of those subarea policies are applicable to the request. The City's proposed street annexation is consistent with the following policy under the Transportation Element Section:</p> <p><i>Policy 1. The transportation network within the Willakenzie area shall be planned and designed to ensure; a) preservation of existing neighborhoods; b) an adequate system of arterials and collectors for the efficient movement of through traffic; and c) the preservation of the use of local streets for local traffic.</i></p> <p>The requested annexation supports this policy by annexing right-of-way with the goal of an eventual jurisdictional transfer of responsibility for the right-of-way to the City of Eugene; thus, providing clarity on the jurisdictional responsibility for maintenance of the right-of-way and allowing for future improvements. Planned capital improvements in this section of Gilham Road will enhance safety for pedestrians and bicyclists and will serve all users of the transportation system.</p> <p>Therefore, based on the findings above, the proposal is consistent with the applicable policies of the <u>Metro Plan</u> and the 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.
<p>Complies</p> <p>☒ YES</p>	<p>☐ NO</p>	<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>Wastewater facilities owned and maintained by the City currently exist within the right-of-way. The proposed annexation will not necessitate any new wastewater service extensions or affect the ownership and maintenance of the wastewater facilities in place.</p> <p><u>Stormwater</u></p> <p>There are existing public stormwater systems, which are currently owned by both Lane County and the City of Eugene, within Gilham Road. Following annexation, Lane County will continue to own and maintain County-owned stormwater infrastructure within the</p>

right-of-way, and the remainder of the public stormwater system will continue to be owned and maintained by the City of Eugene.

Transportation

The proposed annexation will eventually result in improved functionality of this section of Gilham Road, due to the scope of planned capital improvement projects in this area. Gilham Road will continue to operate as a key transportation facility.

Solid Waste

Collection service is provided by private firms. Regional disposal sites are operated by Lane County. The proposed annexation will have no effect on these services.

Water and Electric

Eugene Water and Electric Board (EWEB) currently has overhead power lines within the proposed annexation area and a water line within this section of Gilham Road. The proposed annexation will have no effect on these facilities.

Streets

Gilham Road is classified as a neighborhood collector street and is currently under Lane County jurisdiction. Following annexation, a jurisdictional transfer will occur to transfer ownership and maintenance responsibility to the City of Eugene.

Public Safety

Police protection will be provided upon annexation consistent with service provision throughout the City. Fire protection will continue to be provided by the Eugene Springfield Fire Department. Emergency medical services are currently provided on a regional basis and will also continue in the same manner upon annexation.

Parks and Recreation

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

Planning and Development Services

Planning and building permit services are already provided for all areas located within the Urban Growth Boundary by the City of Eugene.

Communications

Communications infrastructure and services already exist within the street right-of-way. The proposed annexation will have no effect on these facilities. Any future communication facilities or infrastructure will require a right-of-way permit and approval by the Public Works Maintenance Division of the City of Eugene.

Public Schools

The subject annexation area is within Eugene School District 4J. As access to schools is evaluated on a district wide basis, the annexation area's location within a school district is sufficient evidence to demonstrate the minimum level of this key urban service is met.

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 of the annexation will be set in accordance with State law.

INFORMATIONAL ITEMS:

Approval of this annexation does not relieve the applicant from complying with applicable codes and statutory requirements.

**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
Gilham Road from the intersection of Ayres	N/A		
Road to Don Juan Avenue; 17-03-08			

Property Address: N/A, Property is Lane County ROW

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

Public Service Districts: City of Eugene, Eugene School District 4J, Eugene Urban Renewal Downtown, Lane Community College, Lane County, Lane Education Service District, Upper Willamette Soil & Water

Name			
Parks:	City of Eugene		
Electric:	Eugene Water and Electric Board		
Water:	Eugene Water and Electric Board		
Sanitary Sewer:	The City of Eugene		
Fire:	Eugene/Springfield		
Schools:	Elementary: Gilham	Middle: Cal Young	High: Sheldon
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).

Updated: December 2016

Planning & Development**Planning Division**

99 W. 10th Avenue, Eugene, OR 97401

Phone: 541.682.5377 or E-mail: eugeneplanning@ci.eugene.or.us

Page 1 of 4

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: _____

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: _____

PROPERTY OWNER OF TAX LOT: _____

Name (print): _____

Address: _____ Email: _____

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

Signature: _____ Date: _____

SURVEYOR:

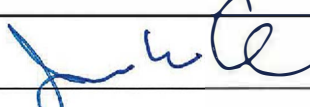
Name (print): James W. Colton

Company/Organization: City of Eugene

Address: 190 E. 8th Ave. 2nd Floor

City/State/Zip: Eugene, OR 97401 Phone: 541-682-2704 Fax: 541-682-8410

E-mail: jcolton@eugene-or.gov

Signature:  Date: 8/20/2024

Planning & Development
Planning Division

Updated: December 2016

99 W. 10TH Avenue, Eugene, OR 97401
Phone: 541.682.5377 or E-mail: eugeneplanning@ci.eugene.or.us

Page 3 of 4

REPRESENTATIVE (If different from Surveyor):

Name (print): Jonathan Patrick

Company/Organization: City of Eugene

Address: 190 E. 8th Ave. 2nd Floor

City/State/Zip: Eugene, OR 97401

Phone: 541-682-6854 Fax:

E-mail: JPatrick@eugene-or.gov

Signature:



Date:

8-20-2024

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

Written Statement

Applicant: City of Eugene

Contact Information: Nathan Scheib
Public Works Engineering Division
City of Eugene
180 West 8th Avenue, Suite 200
Eugene, OR 97401
541-682-5264
Nscheib@eugene-or.gov

Surveyor: James W. Colton

Date: May 10, 2024 (**Revised 10/10/2024**)

Site: Gilham Road between Ayres Road and Don Juan Avenue

As a means of furthering an eventual jurisdictional transfer to the City of Eugene, as well as to support planned infrastructure projects in the proposed annexation area, City of Eugene Public Works is proposing that the section of Gilham Road between Ayres Road and Don Juan Avenue be annexed into the City of Eugene.

EC9.7825 Annexation- Approval Criteria

(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.

From the included site plan, it is clear that the section of Gilham Road proposed for annexation is located within the City's urban growth boundary (UGB) and is contiguous to the city limits, thus complying with EC9.8725(1).

EC9.7825(2) The proposed annexation is consistent with applicable policies in the Metro Plan and in any applicable refinement plans.

The Metro Plan contains the policies that are related to this annexation request. The Willakenzie Area Plan is the refinement plan applicable to the subject property.

The Metro Plan policies listed below support this annexation:

C. Growth Management, Goals, Findings, and Policies (Chapter II):

Policy 1. The UGB and sequential development shall continue to be implemented as an essential means to achieve compact urban growth. The provision of all urban services shall be concentrated inside the UGB.

Policy 9. A full range of key urban facilities and services shall be provided to urban areas according to demonstrated need and budgetary priorities.

Policy 15. Ultimately, land within the UGB shall be annexed to a city 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.

F. Willakenzie Area Plan, Findings, Transportation Element, Policies and Proposed Actions

Major Streets:

1. The transportation network within the Willakenzie area shall be planned and designed to ensure; a) preservation of existing neighborhoods; b) an adequate system of arterials and collectors for the efficient movement of through traffic; and c) the preservation of the use of local streets for local traffic.

4. The City shall provide for improvements to designated entrance corridors, including those in County and State jurisdictions, in conjunction with construction or reconstruction projects affecting those streets.

The annexation of this section of Gilham Road is consistent with these policies as the proposed annexation will provide clear boundaries between municipalities and will further enhance the existing system of arterial and collector streets.

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.

EC9.7825(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.

The Metro Plan defines the minimum level for key urban facilities and services as “wastewater service, stormwater service, transportation, solid waste management, water service, fire and emergency medical services, police protection, city-wide parks and recreation programs, electric service, land use controls, communications facilities, and public schools on a district-wide bases.” The proposed annexations 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:

Summary of Urban Service Provision

Wastewater- All new development must connect to the wastewater 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 in this annexation request:

No additional properties are being served by wastewater due to this annexation being Right-of-Way only.

Location and size of existing wastewater line: This section of Lane County Right-of-Way has a series of existing 8" and 12" PVC wastewater lines constructed in 1996. However, these sections of WW pipe are already owned and maintained by the City of Eugene.

Zero properties 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?

No properties requiring wastewater service are included in this application. This section of Lane County Right of Way does have a series of existing 8" and 12" PVC wastewater lines. This section of wastewater pipe is already owned and maintained by the City of Eugene.

Stormwater- Currently, this section of Gilham Road is served by both Lane County stormwater infrastructure and City of Eugene stormwater infrastructure. The stormwater infrastructure is located sporadically throughout Gilham Road, this infrastructure includes stormwater manholes, stormwater mainlines, curb inlets, and open drainage ditches (see included maps for detail). After the annexation of this section of Gilham Road a Jurisdictional Transfer will take place. The Jurisdictional Transfer will allow the City of Eugene to assume maintenance and operational responsibility for all of the stormwater infrastructure present.

Is the site currently served by an approved stormwater system?

Yes, Lane County currently owns portions of and will continue to own and maintain the public storm system within the Right-of-Way after the annexation. While the remainder of the public storm system is owned by the City of Eugene.

If yes, location? *The existing stormwater system is located within the right-of-way.*

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.

This application is to annex a section of Gilham Road from Ayres Road to Don Juan Avenue; at this time there are no plans to change any access or ingress/egress from this section.

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

☐ Yes

☒ No

☐ Unknown

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

☐ Yes☒ No☐ Unknown**Parks, Recreation, and Cultural Services**

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:

Gilham Park, and Creekside Park, both of which are currently owned by the City of Eugene, are the only existing parks in the general vicinity of the proposed annexation.

Public Safety

Police services- *Currently this section of Gilham Road is under Lane County jurisdiction. Annexation will bring this section of Gilham Road within the city limits and Eugene Code provisions will apply in the area. Police service will be provided to the annexed area consistent with service provision in other areas of the city.*

Fire and emergency services- *This area is currently served by Eugene Springfield Fire. Eugene Springfield Fire will continue to provide fire and emergency services to the area following annexation.*

Planning and Development Services- *Planning and building permit services are provided to the area outside the city limits but within urban growth boundary by the City of Eugene pursuant to an intergovernmental agreement with Lane County. Planning and Development services will be provided by the City of Eugene following annexation.*

Electric Service- *EWEB currently has overhead power throughout the proposed annexation area.*

Water Service- *EWEB has an existing water main running through this segment of Gilham Road that is proposed to be annexed.*

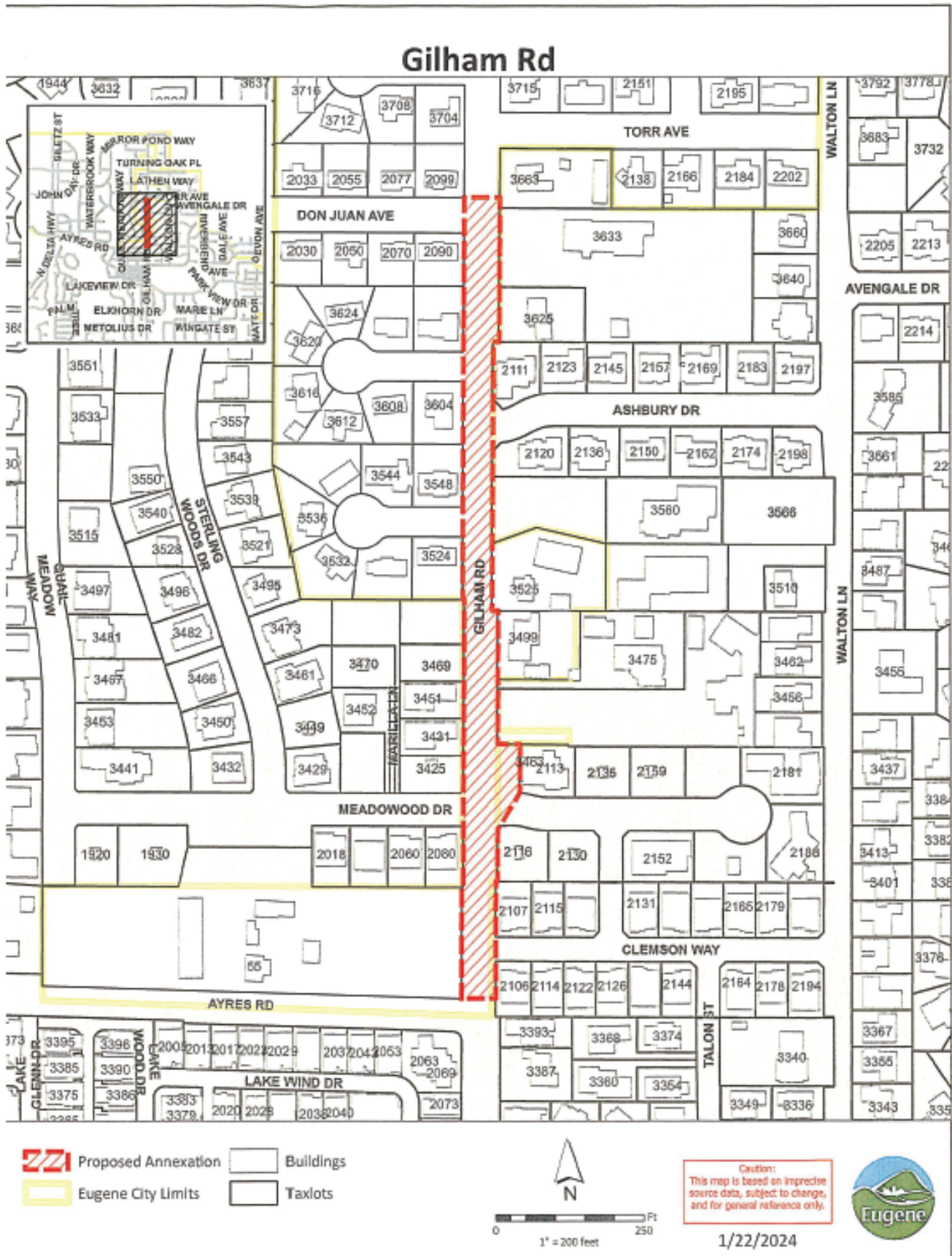
Solid Waste- *Solid waste collection service is provided by private firms. Regional disposal sites and the Short Mountain landfill are operated by Lane County.*

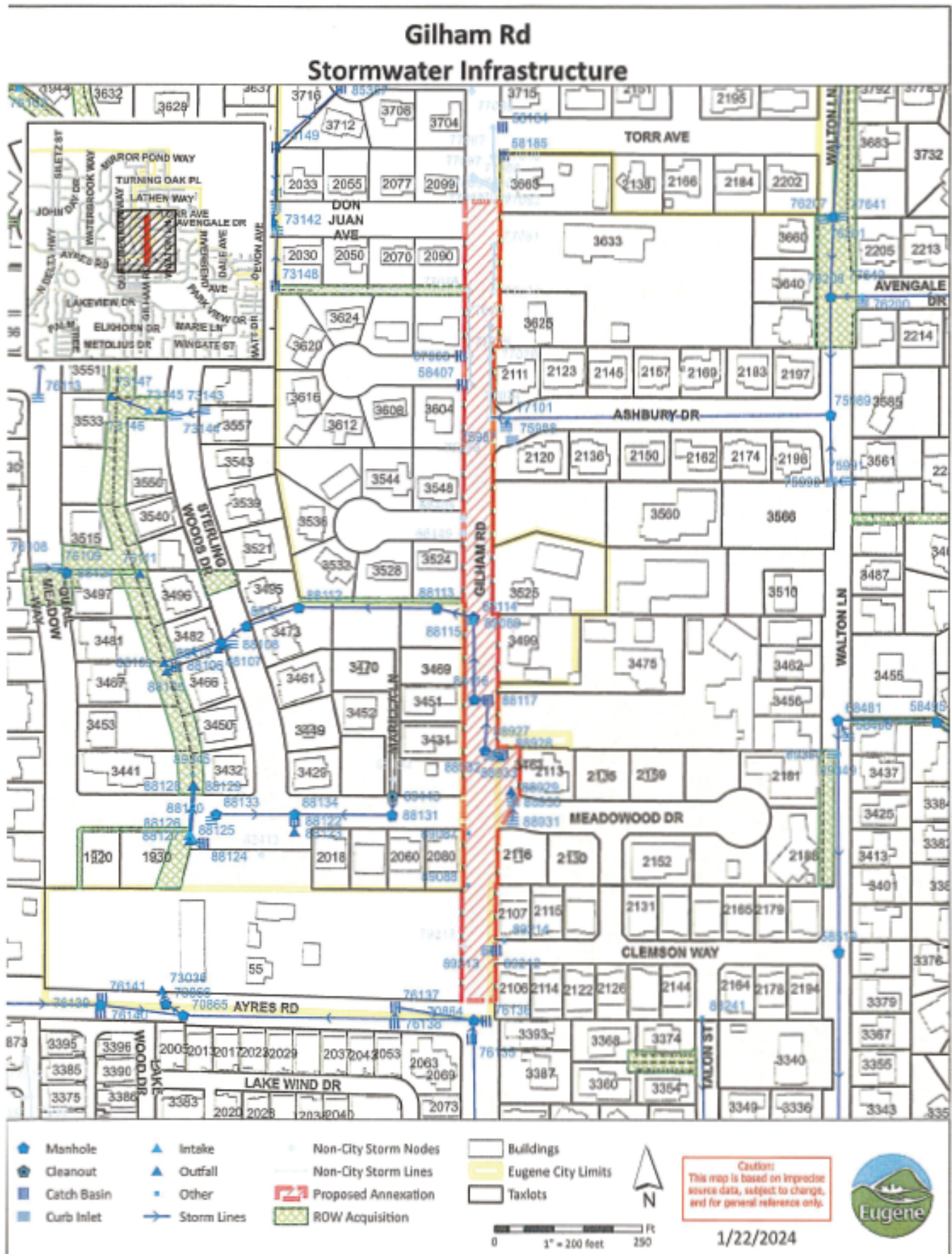
Natural Gas- *Northwest Natural Gas can extend service to any future development in this area.*

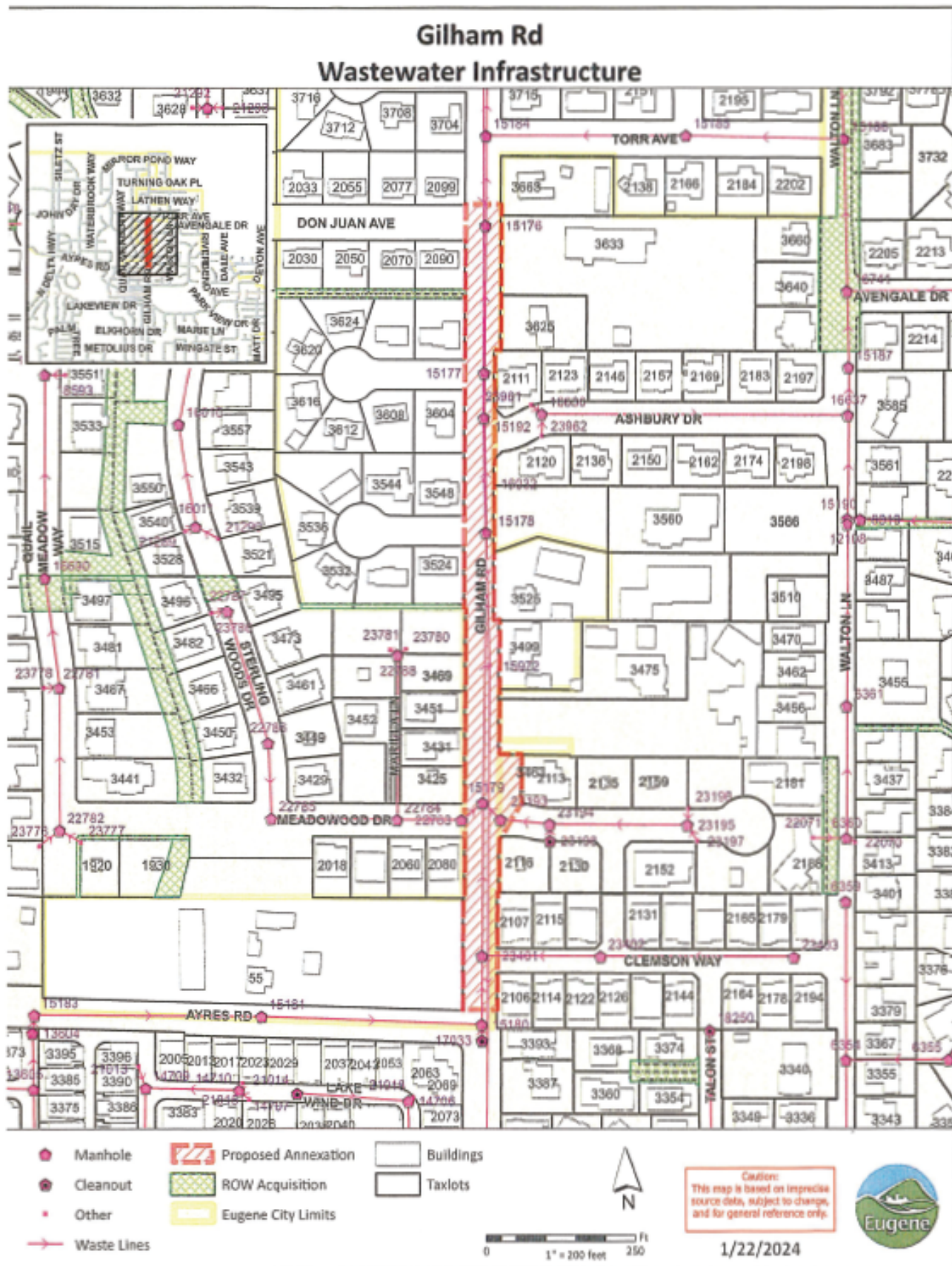
Communications- *A variety of other telecommunications providers offer communication services throughout the Eugene/Springfield area.*

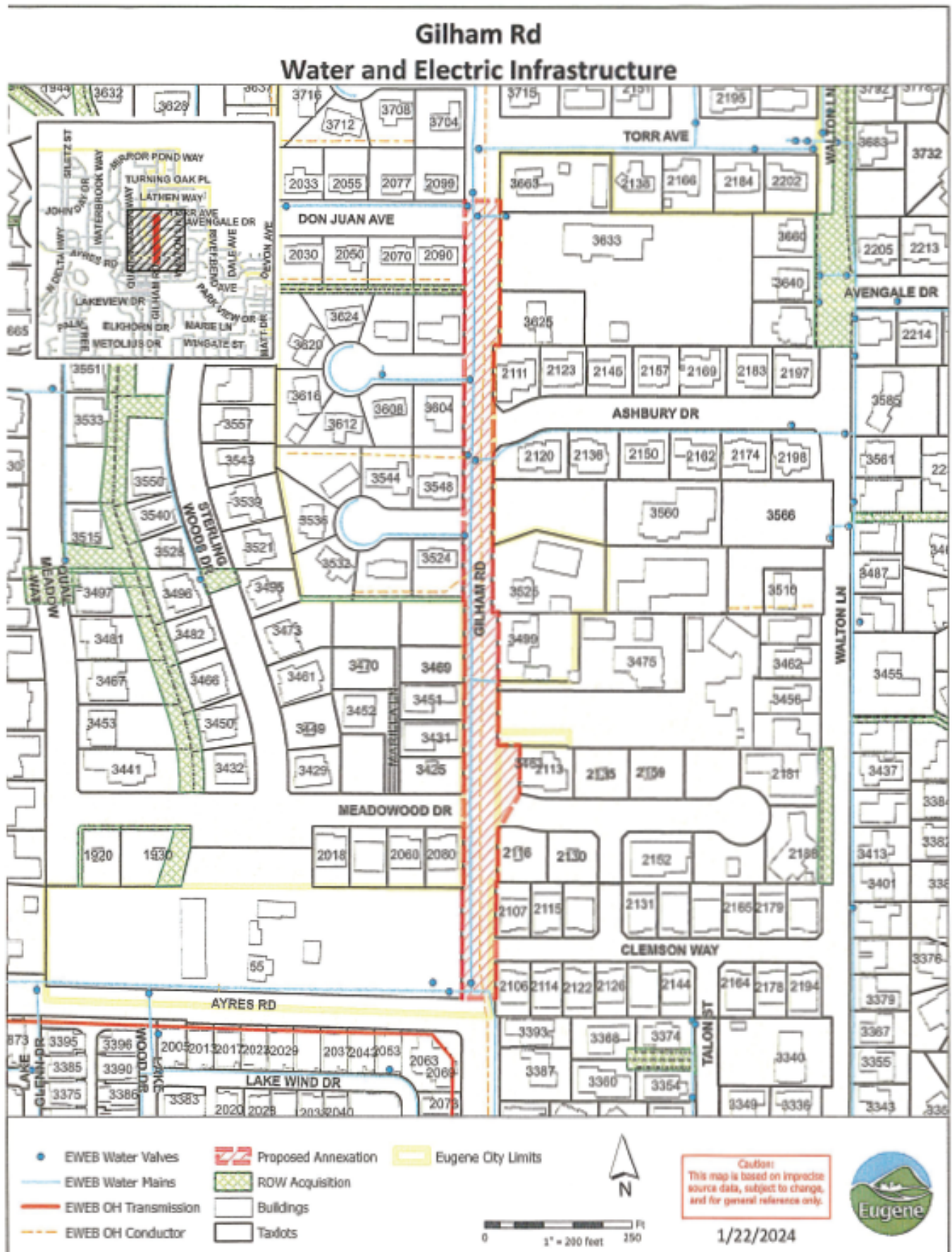
Conclusion

Based on the above findings, the proposed annexation complies with applicable approval criteria. From a consistency of service and perspective and to allow for a jurisdictional transfer, the annexation of this section of Gilham Road is the next logical step. The intent of the proposed annexation is that of completeness and consistency of services.





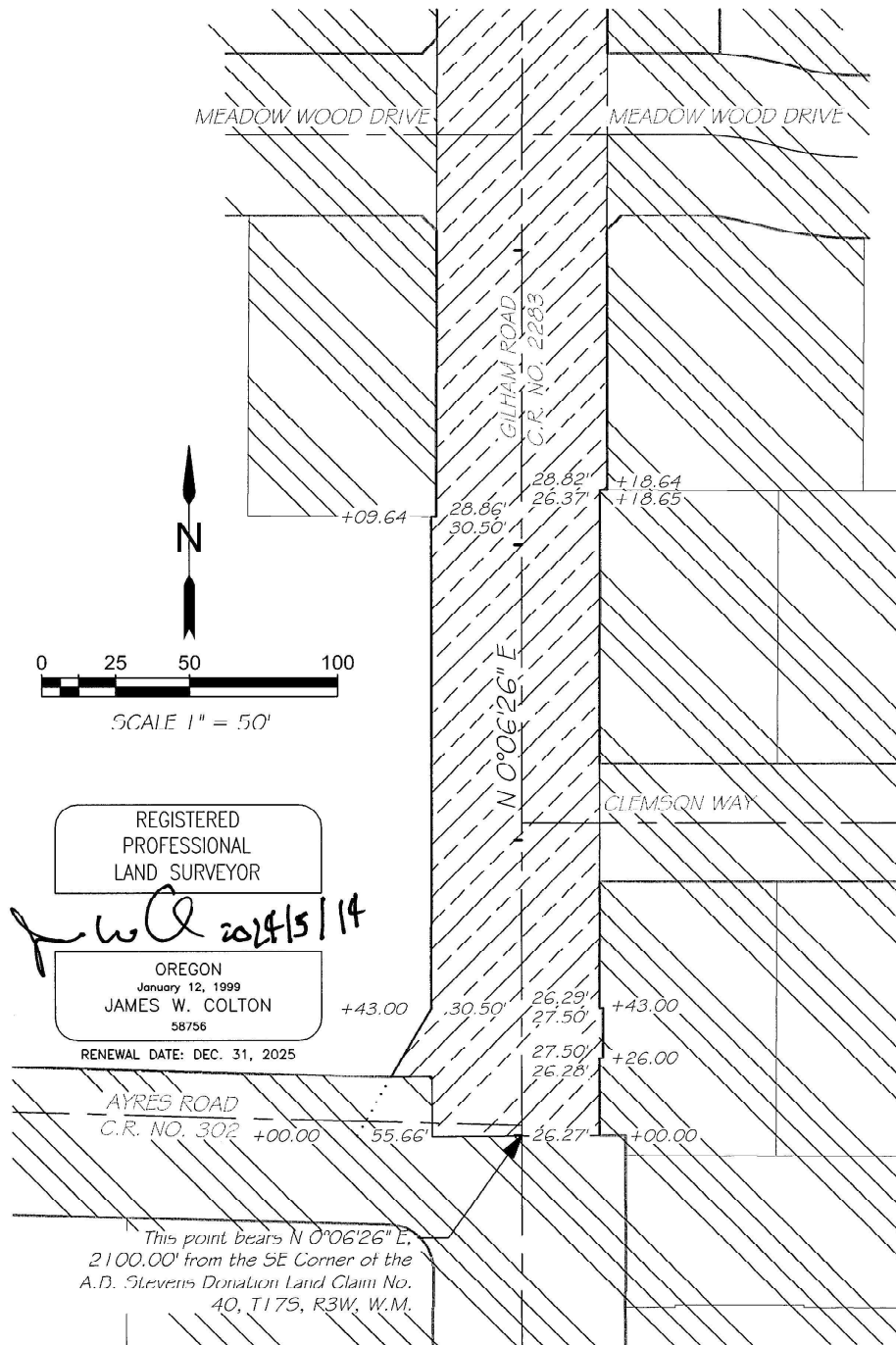




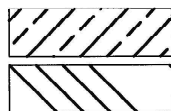
LAND ANNEXATION GILHAM ROAD (COUNTY ROAD 2283)

SW $\frac{1}{4}$ SEC. 8, T17S, R3W, W.M.
LANE COUNTY, OREGON

SEE SHEET 2



LEGEND



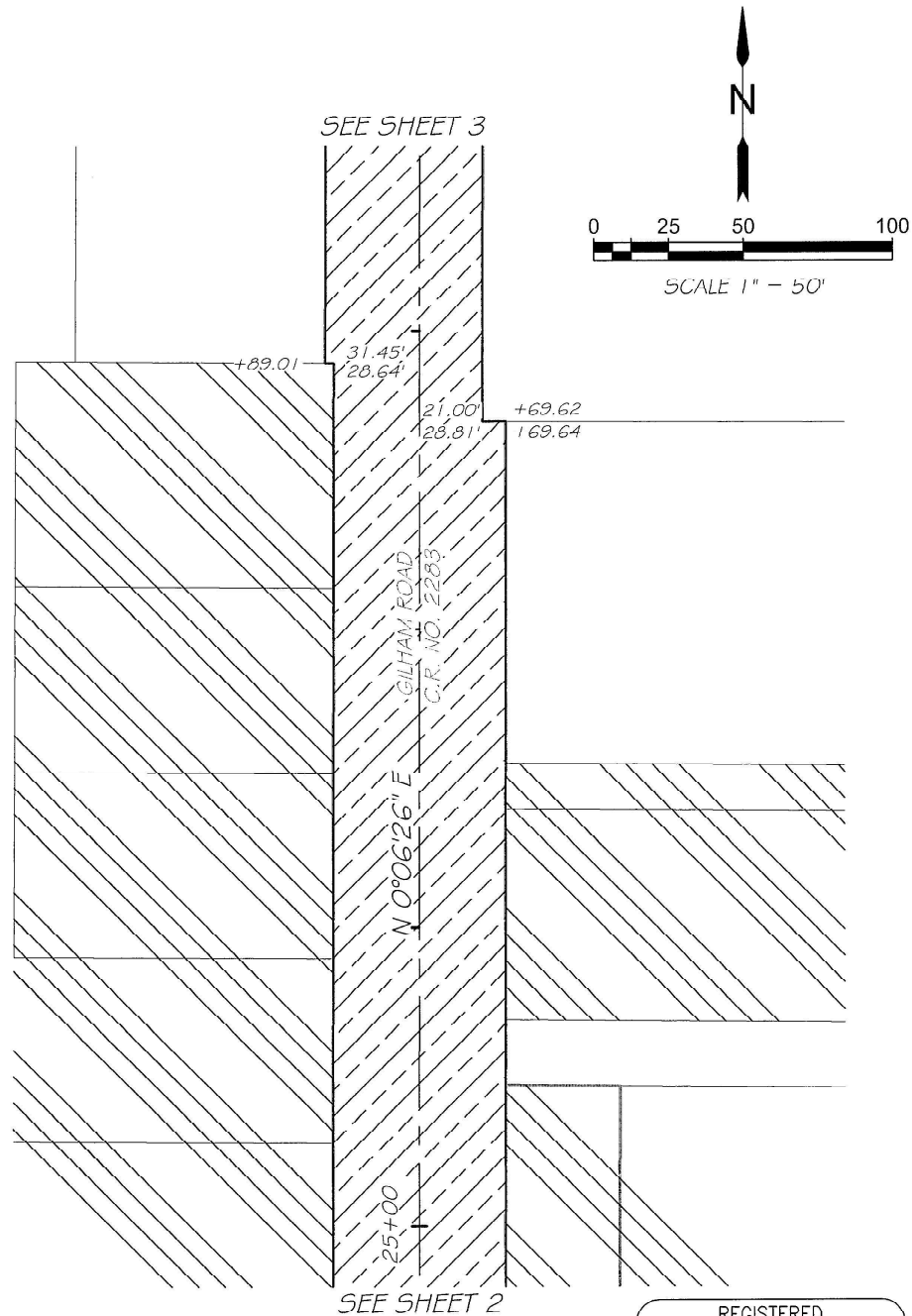
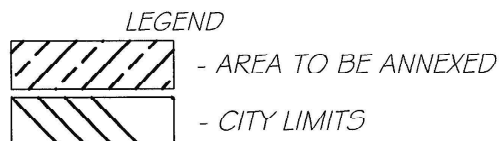
- AREA TO BE ANNEXED

- CITY LIMITS



CITY OF EUGENE	PROJECT NO.
PUBLIC WORKS ENGINEERING	DATE: MAY 14, 2024
180 W. 8TH, SUITE 200, EUGENE, OR.	REVISED :
GILHAM ROAD ANNEXATION	SHEET 1 OF 4

LAND ANNEXATION GILHAM ROAD (COUNTY ROAD 2283)
 SW $\frac{1}{4}$ SEC. 8, T17S, R3W, W.M.
 LANE COUNTY, OREGON



REGISTERED
PROFESSIONAL
LAND SURVEYOR

James W. Colton 2024/5/14

OREGON
January 12, 1999
JAMES W. COLTON
58756

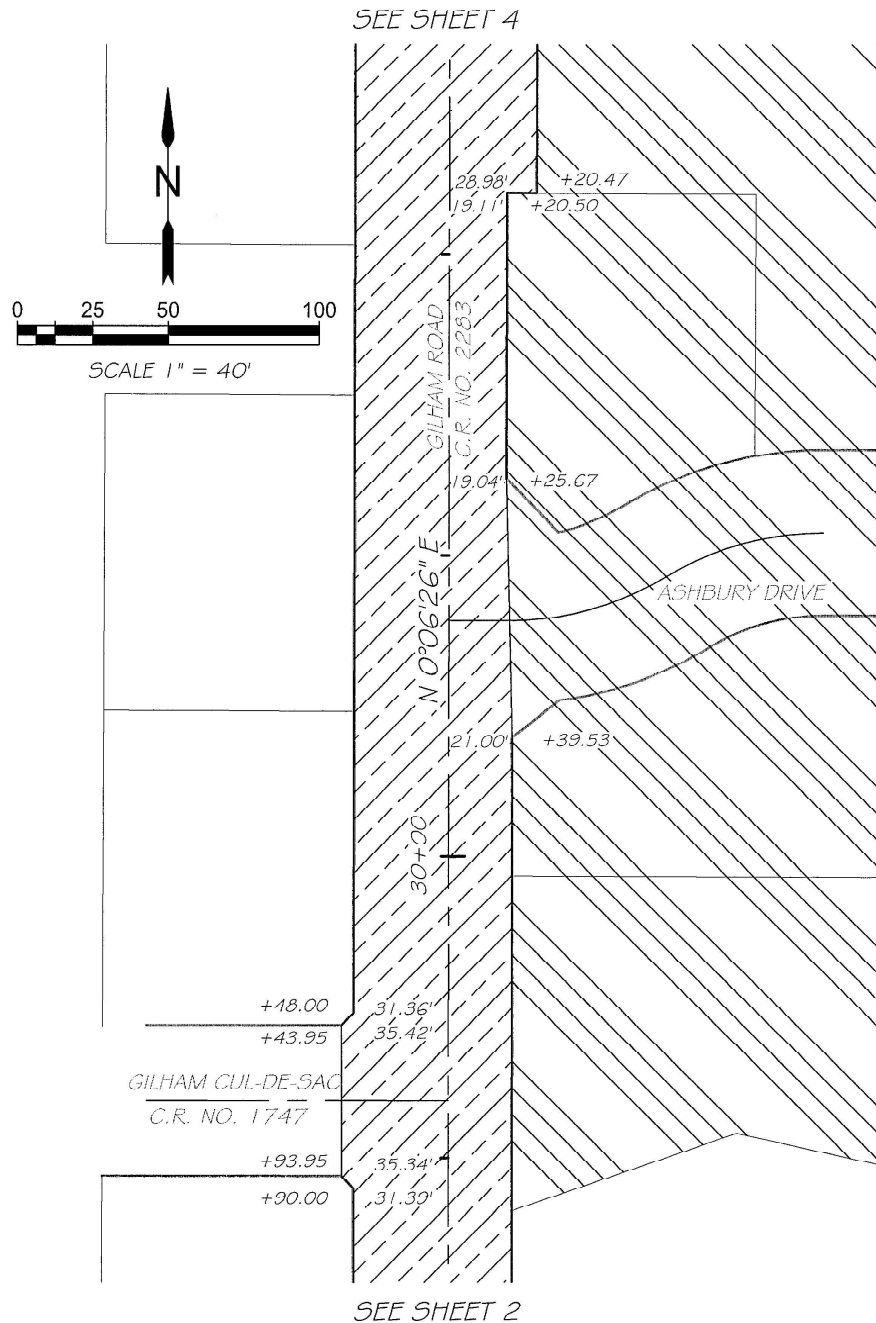
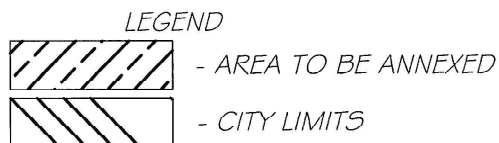
RENEWAL DATE: DEC. 31, 2025



CITY OF EUGENE
 PUBLIC WORKS ENGINEERING
 180 W. 8TH, SUITE 200, EUGENE, OR.
 GILHAM ROAD ANNEXATION

PROJECT NO.
 DATE: MAY 14, 2024
 REVISED :
 SHEET 2 OF 4

LAND ANNEXATION GILHAM ROAD (COUNTY ROAD 2283)
 SW $\frac{1}{4}$ SEC. 8. T17S, R3W, W.M.
 LANE COUNTY, OREGON



REGISTERED
 PROFESSIONAL
 LAND SURVEYOR

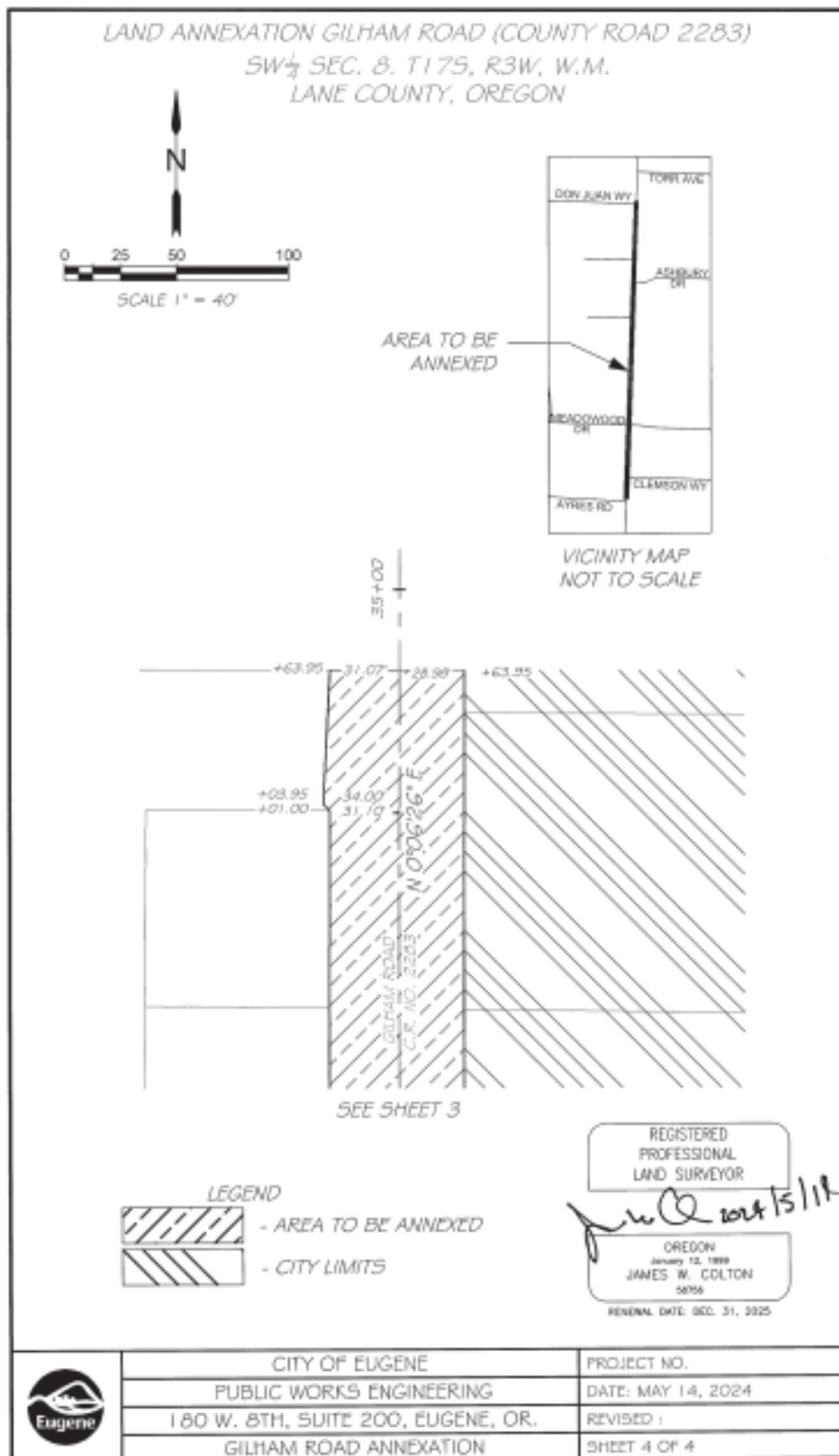
OREGON
 January 12, 1999
 JAMES W. COLTON
 58756

RENEWAL DATE: DEC. 31, 2025



CITY OF EUGENE
 PUBLIC WORKS ENGINEERING
 180 W. 8TH, SUITE 200, EUGENE, OR.
 GILHAM ROAD ANNEXATION

PROJECT NO.
 DATE: MAY 14, 2024
 REVISED :
 SHEET 3 OF 4



Gilham Road (County Road No. 2283)
Legal Description for Annexation
Ayers Road to Don Juan Avenue

A strip of land variable feet in width lying on both sides of the centerline of Gilham Road, in Section 8, Township 17 South, Range 3 West of the Willamette Meridian, Lane County, Oregon, as surveyed by Lane County in 2020; the centerline and widths in feet being described as follows:

Beginning at Engineers' Centerline Station L 21+00.00 POT, said station being North 0°06'26" East 2,100.00 feet from a 2-3/4 inch Lane County Surveyor's Office brass cap marking the Southeast Corner of the A.B. Stevens Donation Land Claim No. 40, Township 17 South, Range 3 West of the Willamette Meridian, said centerline station being on the east line of said claim; run thence North 0°06'26" East, along the east line of said claim, 1363.95 feet to Engineers' Centerline Station L 34+63.95 POT, said Engineer's Centerline Station being opposite of and at right angles to the northerly right of way line of Don Juan Avenue, County Road No. 1749, and there ending, all in Lane County, Oregon.

The widths in feet of the strip of land herein described are as follows:

<u>STATION TO STATION</u>		<u>WIDTH ON WEST SIDE OF CENTERLINE</u>
L 21+00.00 POT	L 21+43.00 POT	55.66 ft. tapering on a straight line to 30.50 ft.
L 21+43.00 POT	L 23+09.64 POT	30.50 ft.
L 23+09.64 POT	L 23+09.64 POT	30.50 ft. to 28.86 ft.
L 23+09.64 POT	L 27+89.01 POT	28.86 ft. tapering on a straight line to 28.64 ft.
L 27+89.01 POT	L 27+89.01 POT	28.64 ft. to 31.45 ft.
L 27+89.01 POT	L 28+90.00 POT	31.45 ft. tapering on a straight line to 31.39 ft.
L 28+90.00 POT	L 28+93.95 POT	31.39 ft. tapering on a straight line to 35.34 ft.
L 28+93.95 POT	L 29+43.95 POT	35.34 ft. tapering on a straight Line to 35.42 ft.
29+43.95 POT	L 29+48.00 POT	35.42 ft. tapering on a straight line to 31.36 ft.

STATION TO STATION

L 29+48.00 POT	L 34+01.00 POT
L 34+01.00 POT	L 34+03.95 POT
L 34+03.95 POT	L 34+63.95 POT

**WIDTH ON WEST
SIDE OF CENTERLINE**

31.36 ft. tapering on a straight line to 31.10 ft.

31.10 ft. tapering on a straight line to 34.00 ft.

34.00 ft. tapering on a straight line to 31.07 ft.

STATION TO STATION

L 21+00.00 POT	L 21+26.00 POT
L 21+26.00 POT	L 21+26.00 POT
L 21+26.00 POT	L 21+43.00 POT
L 21+43.00 POT	L 21+43.00 POT
L 21+43.00 POT	L 23+18.65 POT
L 23+18.65 POT	L 23+18.64 POT
L 23+18.64 POT	L 27+69.64 POT
L 27+69.64 POT	L 27+69.62 POT
L 27+69.62 POT	L 30+39.53 POT
L 30+39.53 POT	L 31+25.67 POT
L 31+25.67 POT	L 32+20.50 POT

**WIDTH ON EAST
SIDE OF CENTERLINE**

26.27 ft. tapering on a straight line to 26.28 ft.

26.28 ft. to 27.50 ft.

27.50 ft.

27.50 ft. to 26.29 ft.

26.29 ft. tapering on a straight line to 26.37 ft.

26.37 ft. to 28.82 ft.

28.82 ft. tapering on a straight line to 28.81 ft.

28.81 ft. tapering on a straight line to 21.00 ft.

21.00 ft.

21.00 ft. tapering on a straight line to 19.04 ft.

19.04 ft. tapering on a straight line to 19.11 ft.

STATION TO STATION**WIDTH ON EAST
SIDE OF CENTERLINE**

L 32+20.50 POT L 32+20.47 POT

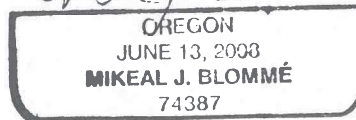
19.11 ft. tapering on a straight
line to 28.98 ft.

L 32+20.47 POT L 34+63.95 POT

28.98 ft.

Except Therefrom: All that portion of County Road No. 302 surrendered to the City of Eugene pursuant to Lane County Board of Commissioners Order No. 87-12-16-1.

The bearings used herein are based on the Oregon Coordinate Reference System (OCRS), Eugene Zone, NAD83 (CORS 2011), Epoch 2010.00, as shown on County Survey File No. 45271, on file at the Lane County Surveyor's Office, Lane County, Oregon.



RENEWS: DEC. 31, 2025

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:

MIKEAL J. BLOMMÉ

Date:

05/03/2024

Seal:



RENEWS: DEC. 31, 2025

Application #: C * 2D08 - _____

For City Use Only

RECEIVED

AUG 19 2024

Lane County
Assessment & Taxation

PETITION

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

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/yr	Print Name	Residence Address (street, city, zip code)	Map and Tax Lot Number (example: 17-04-03-00-00100)	✓ Land Owner	✓ Reg Voter	Acres (city)
1. 	8/15/2024	MICHAEL J. BLOMME COUNTY SURVEYOR	N/A, Property is Lane County ROW	Gilham Road from the intersection of Ayres			
2.				Road to Don Juan Avenue; 17-03-08			
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, Michael J. Blomme (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 1 (qty). This petition reflects that 1 (qty) landowners (or legal representatives) listed on this petition represent a total of 100 (%) of the landowners and 100 (%) of the acres as determined by the map and tax lots attached to the petition. A&T is not responsible for subsequent deed activity which may not yet be reflected on the A&T computerized tax roll.



Lane County Department of Assessment and Taxation

8/19/24

Date Certified

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 0 (%) of the total active registered voters that are registered in the proposed annexation.



Lane County Clerk or Deputy Signature

8/19/24

Date Certified

Consent to Annexation

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

Map and Tax Lot: N/A, Property is Lane County ROW Address: N/A

Legal Description:

See attached legal descriptions and exhibits

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

DATED this 15 day of AUGUST, 2024.



COUNTY SURVEYOR

STATE OF OREGON)

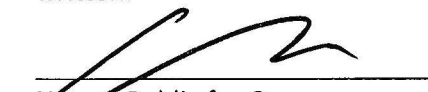
County of) ss
)

On this 15th day of August, 2024, before me, the undersigned, a notary public in and for the said county and state, personally appeared the within-named, Michael J. Blomme, 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 Sept 15, 2026



City of Eugene Planning

PLANNING INVOICE

DATE

8/21/2024

Method of Payment

- ☐ Cash
☒ Journal Entry 46470
☐ Credit/Debit Card

Amount Received

\$5,155.70

Customer Information

Name: Jonathan Patrick
 Address: Gilham Rd from the intersection of
 Ayers Rd to Don Juan Rd
 Project: GILHAM RD ROW Annexation (A 24-13)

#	Application Type	Modification	Concurre	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							

Amount:	Revenue Account Codes:
\$ 3,263.70	011-4314-301-451500-COE01-420010-10429-1076
\$ 520.30	131-9350-314-451300-COE01-420010-10426-1076
\$ 473.00	534-9350-306-451300-COE01-420010-10426-1076
\$ 473.00	535-9350-307-451300-COE01-420010-10426-1076
\$ 425.70	151-4211-312-459203
\$ 5,155.70	Total

Subtotal App Fees \$ 4,730.00
 Subtotal Other Fees \$ -
 Subtotal Appeal Fees \$ -

Admin Fee (not included on appeals or other fees) 9% \$ 425.70

Total \$ 5,155.70

Staff Receiving Application
KJF

Building Permit Services ♦ 99 West 10th Avenue, Ste 290 ♦ Eugene, Oregon ♦ 97401 ♦ 541-682-5377



August 20, 2024

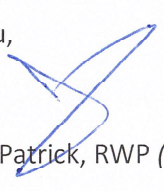
Gilham Road Annexation Application Payment Memo

Good Morning,

Enclosed is the annexation application for Gilham Road. Please bill the application and any related fees to the following account number: **345-9399-970-617900-COE01-900347-10005-1020.**

I'm available if you have any questions or concerns.

Thank you,

Jonathan Patrick, RWP (*he/him*)

City of Eugene Public Works, Engineering Division

180 W. 8th Ave. 2nd Floor, Eugene, OR 97401

541-682-6854 | JPatrick@eugene-or.gov

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Approval of a Resolution Annexing Land to the City of Eugene
(Assessor's Map 17-04-11-24, Tax Lots 00800 and 00900
Located at 320 Ferndale Drive)
(City File: Ferndale Drive; A 24-12)

Meeting Date: October 28, 2024
Department: Planning and Development
www.eugene-or.gov

Agenda Item Number: 5B
Staff Contact: Nicholas Gioello
Contact Telephone Number: 541-682-5453

ISSUE STATEMENT

This item is a request to annex approximately .39 acres (16,988 square feet) of land developed with a residential single-unit located at 320 Ferndale Drive. No public rights-of-way are proposed for annexation as part of this request and there is no formal deadline for Council action on this item. A vicinity map is provided as Attachment A to this AIS.

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.

The subject property is currently zoned R-1 Low-Density Residential with /UL Urbanizable Land Overlay. The Metro Plan designates the subject property for low-density residential use. The subject property is located within the Urban Growth Boundary (UGB) and is contiguous on its east, west and south boundaries to the City limits. Annexation will allow for future development consistent with the property's residential land use designation and the Eugene Code. Specific plans for future development of the site are not included as part of this annexation application.

Approval of annexation requests are based on the criteria at Eugene Code (EC) 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 of the attached resolution (see 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

October 28, 2024 Meeting – Item 5B

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 and Eugene Water & Electric Board. These referral comments confirm there are no concerns with the proposed annexation and the property, which is already provided with the minimum level of key urban services consistent with the approval criteria. Given the findings and recommendation included in Exhibit C of Attachment B to this AIS, demonstrating the ability for the provision of key urban services and the absence of any testimony, a public hearing is not recommended in this instance.

Additional background information regarding this request, including relevant application materials, is included for reference as Attachment C to this AIS. A full copy of all materials in the record is also available at the Permit and Information Center located at 99 West 10th Avenue, which is open from 12 pm to 4 pm Monday through Friday. To view materials at another time, please contact the listed staff representative to schedule an appointment. Copies may be also obtained at a reasonable cost.

PREVIOUS COUNCIL DIRECTION

None.

COUNCIL OPTIONS

1. Adopt the resolution
2. Adopt the resolution with specific modifications as determined by the City Council
3. Deny the 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 find that the request complies with all applicable approval criteria, adopt the resolution, and approve the annexation.

SUGGESTED MOTION

Move to adopt a Resolution Annexing Land to the City of Eugene (Assessor's Map 17-04-11-24, Tax Lots 00800 and 00900 Located at 320 Ferndale Drive).

ATTACHMENTS

- A. Vicinity Map
- B. Proposed Annexation Resolution with Exhibits A through C
 - Exhibit A: Site Plan
 - Exhibit B: Legal Description

Exhibit C: Planning Director Findings
C. Application Materials for Annexation Request

FOR MORE INFORMATION

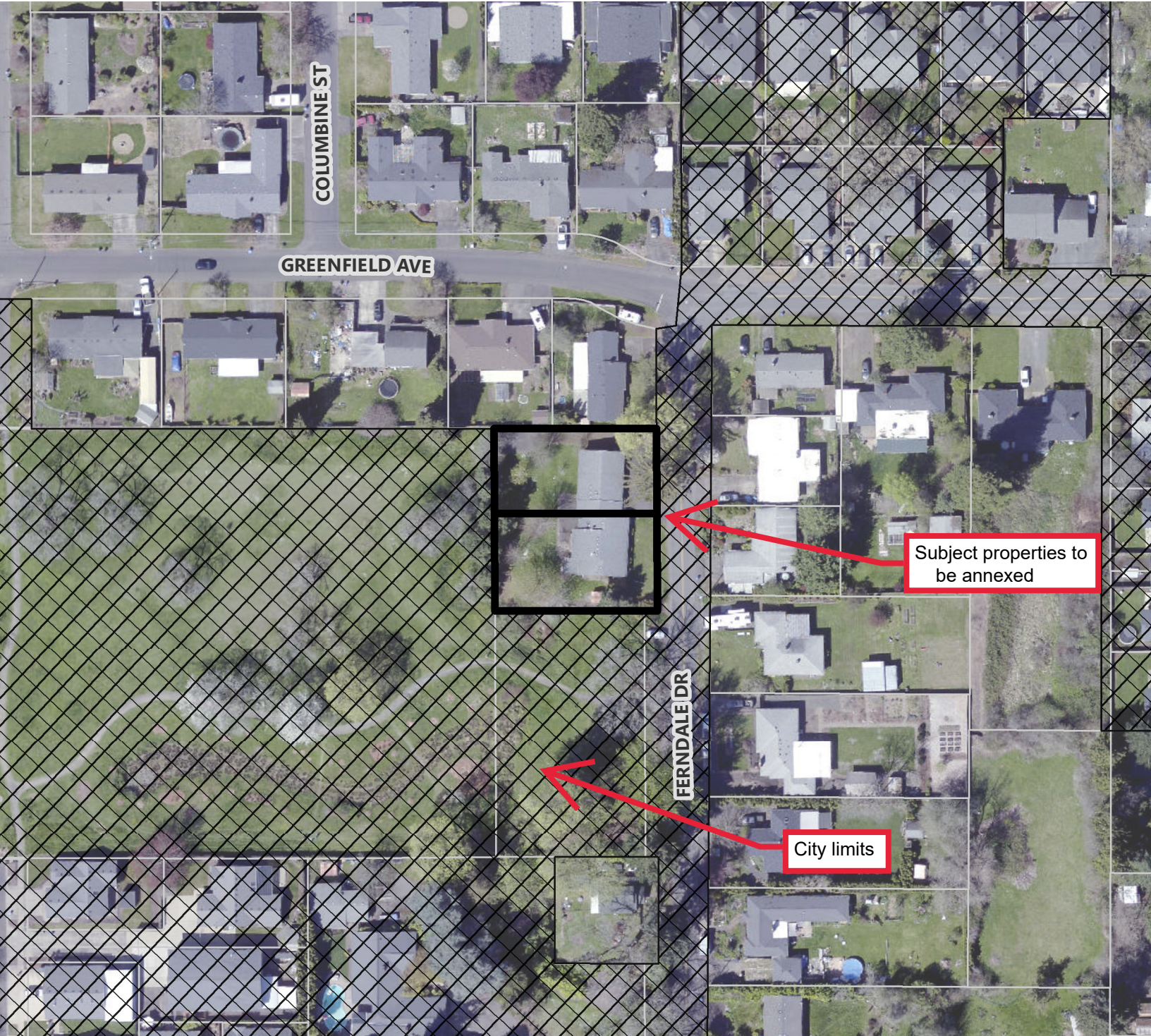
Staff Contact: Nicholas R. Gioello, Associate Planner
Telephone: 541-682-5453
Staff E-Mail: NGioello@eugene-or.gov



Vicinity Map

Attachment A

320 Ferndale Drive (A 24-12)



- 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 9/20/2024
by City of Eugene Planning Division

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RESOLUTION NO. _____

**RESOLUTION ANNEXING LAND TO THE CITY OF EUGENE
(ASSESSOR'S MAP 17-04-11-24, TAX LOTS 00800 AND 00900 LOCATED
AT 320 FERNDAL DRIVE)**

The City Council of the City of Eugene finds that:

A. An annexation application was submitted on July 31, 2024, by VK Properties, LLC, in accordance with the provisions of Section 9.7810 of the Eugene Code, 1971, ("EC") to annex property identified as Assessor's Map 17-04-11-24, Tax Lots 00800 and 00900, 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 are attached as Exhibit C.

D. On September 27, 2024, 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 Santa Clara Community Organization. The notice advised that the City Council would consider the Planning Director's full recommendation on the proposed annexation on October 28, 2024.

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 17-04-11-24, Tax Lots 00800 and 00900, which is 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 October, 2024.

City Recorder

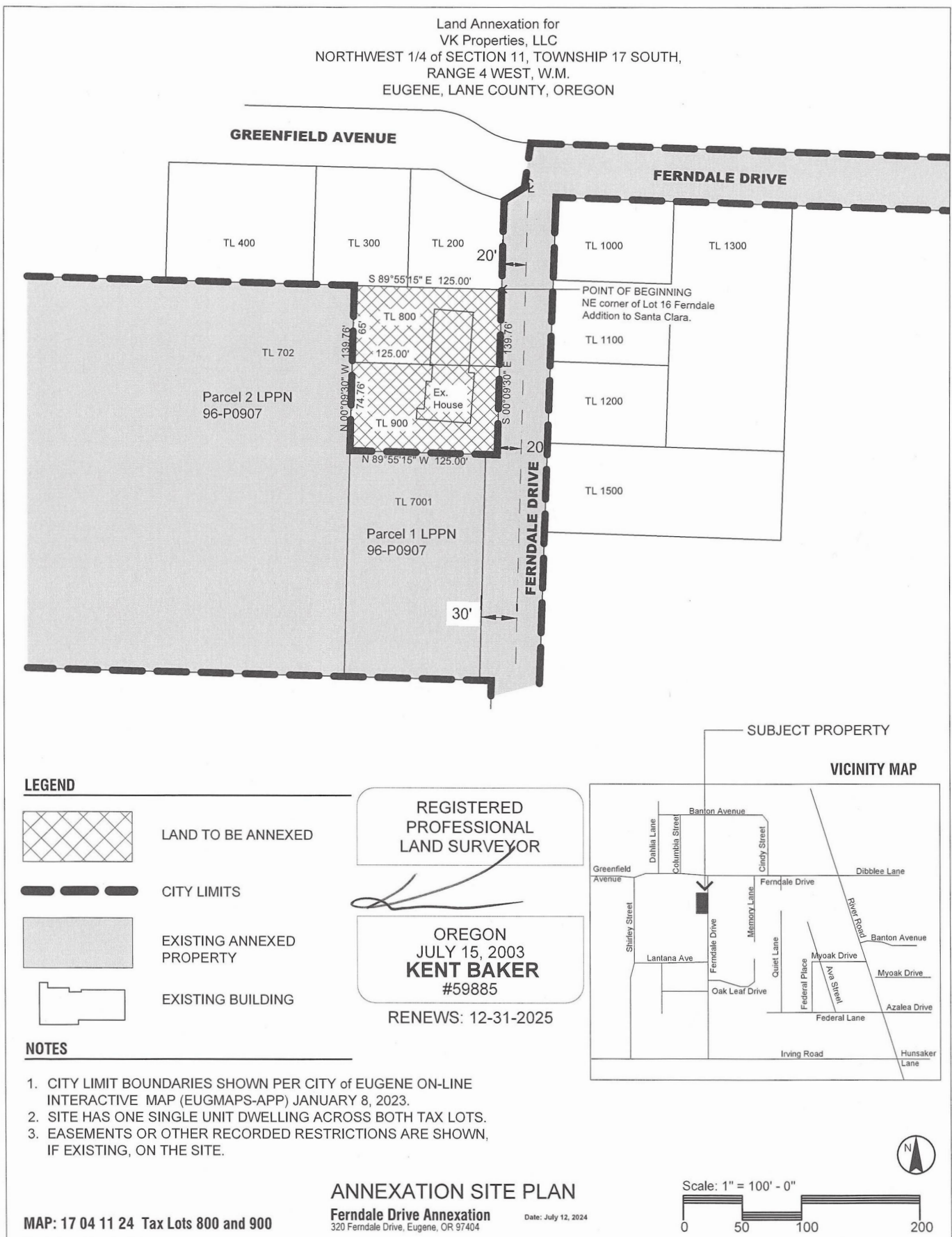


Exhibit B

Legal Description of Affected Territory to be Annexed

(Tax Lots #800 & 900, combined)

A unit of land being situated in the northwest 1/4 of Section 11, Township 17 South, Range 4 West of the Willamette Meridian, said unit of land also being situated in the northeast portion of Lot 16, FERNDAL ADDITION TO SANTA CLARA, as recorded in Book 4, Page 6, Lane County Plat Records, in Lane County, Oregon and more particularly described as follows:

Beginning at the northeast corner of Lot 16, FERNDAL ADDITION TO SANTA CLARA, said northeast corner also lies on the easterly margin of Ferndale Drive;

Thence along the easterly boundary of said Lot 16 and the easterly margin of Ferndale Drive, South 00°09'30" East a distance of 139.76 feet;

Thence leaving the easterly boundary of said Lot 16 and the easterly margin of Ferndale Drive, North 89°55'15" West along the easterly projection of the northerly boundary line of Parcel 1 of Land Partition Plat No. 96-P0907, Lane County Plat Records, in Lane County, Oregon and the northerly boundary line of said Parcel 1 a distance of 125.00 feet to the northwest corner of said Parcel 1, said northwest corner lies on the easterly boundary line of Parcel 2 of Land Partition Plat No. 96-P0907;

Thence along the easterly boundary line of said Parcel 2, North 00°09'30" West a distance of 139.76 feet to the northeast corner of said Parcel 2, said northeast corner lies on the northerly boundary line of aforementioned Lot 16;

Thence along the northerly boundary line of said Lot 16, South 89°55'15" East a distance of 125.00 feet to the point of beginning, all in Lane County, Oregon and containing 17,470 square feet (0.40 acres) of land, more or less.



**Planning Director's Findings and Recommendation:
Annexation Request for Ferndale Drive
(City File: A 24-12)**

Application Submitted: July 31, 2024
Applicant: VK Properties, LLC
Property Included in Annexation Request: Tax Lots 00800 and 00900 of Assessor's Map 17-04-11-24
Zoning: R-1 Low-Density Residential with an /UL Urbanizable Land Overlay
Location: 320 Ferndale Drive
Lead City Staff: Nicholas Gioello, Associate Planner, City of Eugene Planning Division, 541-682-5453

EVALUATION:

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

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

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)

The following policy from the Residential Element of the Metro Plan is also applicable:

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.

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 an adopted refinement plan for the subject property, which also designates the area for low density residential use, consistent with the subject property's existing R-1 Low-Density Residential zoning. The /UL overlay will be automatically removed from the property upon approval of the annexation.

Regarding applicable policies of the RR/SC UFP, the subject property is not within a defined subarea. Further, none of the general "Residential Land Use Policies" at Section 2.2 appear to be directly applicable to the subject request. The "Public Facilities and Services Element" policies of the RR/SC UFP are directed at local government; however, the premise of these policies (regarding the provision of urban services) is the assumption that property within the UGB will be annexed.

The River Road - Santa Clara Neighborhood Plan is the other more recently adopted refinement plan applicable to the subject property. While none of the goals or policies appear to serve as mandatory approval criteria for this annexation, the following policy is relevant to the annexation request:

Policy 17.4 Annexation: Annexation of the River Road and Santa Clara areas will occur only through strict application of state laws and local policies (e.g., ability to extend key urban facilities and services in a timely manner). In each case, Eugene will make every reasonable attempt to provide for annexation only on a voluntary basis and according to prior individual property annexation agreements.

As this annexation request is both served by key urban facilities (see below) and is a voluntary annexation, this policy is generally supportive of the request. Further, the Neighborhood Plan Goals focus on promoting additional housing infill, which this annexation will facilitate because of the expanded residential uses allowed on this property following annexation.

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

		<p>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>Based on the findings above, the proposal is consistent with the applicable policies of the <u>Metro Plan</u> and <u>RR/SC UFP</u> refinement plan, and River Road – <u>Santa Clara Neighborhood Plan</u> 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		<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> Public wastewater is available via an 8-inch line located in Ferndale Drive adjacent to the site and records indicate the existing structure on the lot is connected to the service line.</p> <p><u>Stormwater</u> There is an open ditch on the west portion of the property that leads to a utility hole and a 21-inch concrete storm pipe which is owned by Lane County. No construction is proposed as part of this application and the site is currently developed with a residential structure. Any future development of the site will require meeting current City of Eugene Stormwater Management criteria and any other applicable criteria and will be evaluated by City staff for compliance. Soils maps indicate Type C soils on the site. No mapped infiltration limiting factors are noted.</p> <p><u>Transportation</u> The subject property has frontage on Ferndale Drive, which is classified as a local street under Lane County jurisdiction. The site is developed with a residential structure and an existing driveway provides access to Ferndale Drive. Any future development of the site or alterations to the existing access connection may require a facilities permit from Lane County Transportation if the street is still under Lane County jurisdiction.</p> <p><u>Solid Waste</u> Collection service is provided by private firms. Regional disposal sites are operated by Lane County.</p> <p><u>Water and Electric</u> Eugene Water and Electric Board (EWEB) Water staff confirm no objections to the annexation of the site as water and electric services for the subject property are in accordance with EWEB policies and procedures.</p> <p><u>Public Safety</u> Police protection can be extended to this site upon annexation consistent with service provision through the City. Fire protection and emergency medical services will be provided by Eugene Springfield Fire upon annexation.</p>
☒	☐	
YES	NO	

		<p><u>Parks and Recreation</u> Parks and recreation programs are provided on a City-wide basis. The inclusion of the subject property in the City is sufficient evidence to demonstrate the minimum level of this key urban service is met.</p> <p><u>Planning and Development Services</u> Planning and building permit services are provided for all properties located within the Urban Growth Boundary by the City of Eugene. The Eugene Code, Chapter 9, will provide the required land use controls for future development of the subject property upon annexation.</p> <p><u>Communications</u> A variety of telecommunications providers offer communications services throughout the Eugene/Springfield area.</p> <p><u>Public Schools</u> The subject property is within Eugene School District 4J and is located within the district boundary of Spring Creek Elementary School, Madison 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>
--	--	---

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 of the annexation will be set in accordance with State law.

INFORMATIONAL ITEMS:

- Upon approval of the annexation, the base zoning of R-1 Low-Density Residential will remain; however, the /UL Urbanizable Land overlay will be automatically removed from the annexation area. Please contact the Permit Information Center, Planner-on-Duty at 541-682-5377 for more information.
- Approval of this annexation does not relieve the applicant from complying with applicable codes and statutory requirements.

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 11 24	800	R-1/UL	.19 acres
17 04 11 24	900	R-1/UL	.20 acres

Property Address: 320 Ferndale Drive

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

Public Service Districts:

Name			
Parks:	City of Eugene Parks		
Electric:	EWEB (Eugene Water and Electric Board)		
Water:	EWEB (Eugene Water and Electric Board)		
Sanitary Sewer:	City of Eugene		
Fire:	Santa Clara Rural Fire Protection District		
Schools:	Elementary: Spring Creek	Middle: Madison	High: North Eugene
Other:			

Filing Fee

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

Written Statement (Submit 5 copies)

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

Site Plan Requirements

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

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

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

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

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

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

PROPERTY OWNER OF TAX LOT: 800
 Name (print): V.K. Properties, LLC Phone: 541.505.2118
 Address: 3034 Alyndale Drive
 City/State/Zip: Eugene, OR 97404
 Signature: _____

PROPERTY OWNER OF TAX LOT: 900
 Name (print): V.K. Properties, LLC Phone: 541.505.2118
 Address: 3034 Alyndale Drive
 City/State/Zip: Eugene, OR 97404
 Signature: _____

PROPERTY OWNER OF TAX LOT: _____
 Name (print): _____ Phone: _____
 Address: _____
 City/State/Zip: _____
 Signature: _____

SURVEYOR:
 Name (print): Kent Baker
 Company/Organization: Roberts Surveying, Inc.
 Address: 2811 Lydick Way
 City/State/Zip: Eugene, OR 97401 E-mail (if applicable): kent@robertssurvey.com
 Phone: 541.345.1112 Fax: _____
 Signature: _____

REPRESENTATIVE (If different from Surveyor):

Attachment C

Name (print): carol schirmer

Company/Organization: Schirmer Consulting, LLC

Address: PO Box 10424

City/State/Zip: Eugene, OR 97440 E-mail (if applicable): schirmer@schirmerconsulting.com

Phone: 541.234.5108 Fax: _____

Signature: _____

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

Application #: C * 2008 - _____
For City Use Only

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

PETITION

Petition Signature Sheet Annexation by Individuals

RECEIVED
JUL 09 2024
Lane County
Assessment & Taxation

Attachment C

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

Signature	Date Signed m/d/y	Print Name	Residence Address (street, city, zip code)	Map and Tax Lot Number (example: 17-04-03-00-00100)	Land Owner	Reg Voter	Acres (qty)
1. <i>[Signature]</i>	07/01/24	VIJAY THANGARASA	3034 ALYNDALE DR. EUGENE, OR 97404	17-04-11-24-00800 17-04-11-24-00900	✓	✓	0.19 0.20
2. <i>[Signature]</i>	07/01/24	KAMALRAJ THANGARASA	3012 ALYNDALE DR. EUGENE, OR 97404	17-04-11-24-00800 17-04-11-24-00900	✓	✓	0.19 0.20
3. <i>[Signature]</i>	07/01/24	RYAN CRAIN	320 FERNDALE DR. EUGENE, OR 97404	NA	NA	NO	NA
4. <i>[Signature]</i>	07/01/24	DUSTIN KING	320 FERNDALE DR. EUGENE, OR 97404	NA	NA	NO	NA
5. <i>[Signature]</i>	07/01/24	MARK KRUSENBERG	320 FERNDALE DR. EUGENE, OR 97404	NA	NA	NO	NA
6. <i>[Signature]</i>	07/01/24	CHRISTINA CARTER	320 FERNDALE DR. EUGENE, OR 97404	NA	NA	NO	NA

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.)

1. *[Signature]* VIJAY THANGARASA (printed name of circulator), hereby certify that every person who signed this sheet did so in my presence.
X *[Signature]* (signature of circulator)

CERTIFICATION OF PROPERTY OWNERS

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

CERTIFICATION OF ELECTORS

The total active registered voters in the proposed annexation are 9. I hereby certify that this petition includes 3 valid signatures representing 33 (%) of the total active registered voters that are registered in the proposed annexation.

[Signature]

Lane County Department of Assessment and Taxation

7/9/2024

Date Certified

[Signature]
Lane County Clerk or Deputy Signature

7/9/24

Date Certified

Consent to Annexation

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

Map and Tax Lot: 17-04-11-24-00800 Address: 320 Ferndale Drive
17-04-11-24-00900 Eugene, OR 97404

Legal Description:

See Attachment A

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

DATED this 1st day of July, 2024.

Vijay Thangarasa (MANAGING MEMBER)

VK PROPERTIES LLC

Vijay Thangarasa

STATE OF OREGON)

County of Lane)ss
)

On this 1 day of July, 2024, before me, the undersigned, a notary public in and for the said county and state, personally appeared the within-named, Vijay Thangarasa, 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 Expires 08/16/2027

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:

Vijay Thangarasa Kamalraj Thangarasa

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

17-04-11-24-00800

17-04-11-24-00900

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" wastewater in Ferndale Drive

_____ 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?

Yes.

If yes,
location? Open ditch on west portion of property leading to manhole and a 21" concrete stormwater pipe

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

No construction is proposed as part of this application. Future development will need to treat detain/retain stormwater on site. If full infiltration is not an option, post development runoff will not exceed pre-development rates

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. Ferndale Drive connects directly to River Road to the east.

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

☐ Yes ☐ No ☒ Unknown

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

☐ Yes ☒ No ☐ Unknown

Parks, Recreation, and Cultural Services

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

Existing Parks: Ferndale Park, Bobolink Park, Arrowhead Park, Filbert Meadows Park, and Terra Linda 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.)

 x 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. 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.

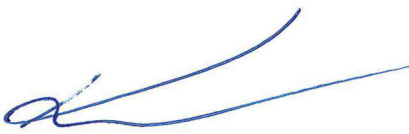
Natural Gas -- Northwest Natural Gas can extend service to new development in this area.

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

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

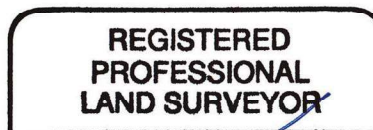
Print Name:

Kent Baker

Date:

July 12, 2024

Seal:

A handwritten signature in blue ink, appearing to be "Kent Baker", written over the seal area.

RENEWS: 12-31-2025

Legal Description of Affected Territory to be Annexed**(Tax Lots #800 & 900, combined)**

A unit of land being situated in the northwest 1/4 of Section 11, Township 17 South, Range 4 West of the Willamette Meridian, said unit of land also being situated in the northeast portion of Lot 16, FERNDAL ADDITION TO SANTA CLARA, as recorded in Book 4, Page 6, Lane County Plat Records, in Lane County, Oregon and more particularly described as follows:

Beginning at the northeast corner of Lot 16, FERNDAL ADDITION TO SANTA CLARA, said northeast corner also lies on the easterly margin of Ferndale Drive;

Thence along the easterly boundary of said Lot 16 and the easterly margin of Ferndale Drive, South 00°09'30" East a distance of 139.76 feet;

Thence leaving the easterly boundary of said Lot 16 and the easterly margin of Ferndale Drive, North 89°55'15" West along the easterly projection of the northerly boundary line of Parcel 1 of Land Partition Plat No. 96-P0907, Lane County Plat Records, in Lane County, Oregon and the northerly boundary line of said Parcel 1 a distance of 125.00 feet to the northwest corner of said Parcel 1, said northwest corner lies on the easterly boundary line of Parcel 2 of Land Partition Plat No. 96-P0907;

Thence along the easterly boundary line of said Parcel 2, North 00°09'30" West a distance of 139.76 feet to the northeast corner of said Parcel 2, said northeast corner lies on the northerly boundary line of aforementioned Lot 16;

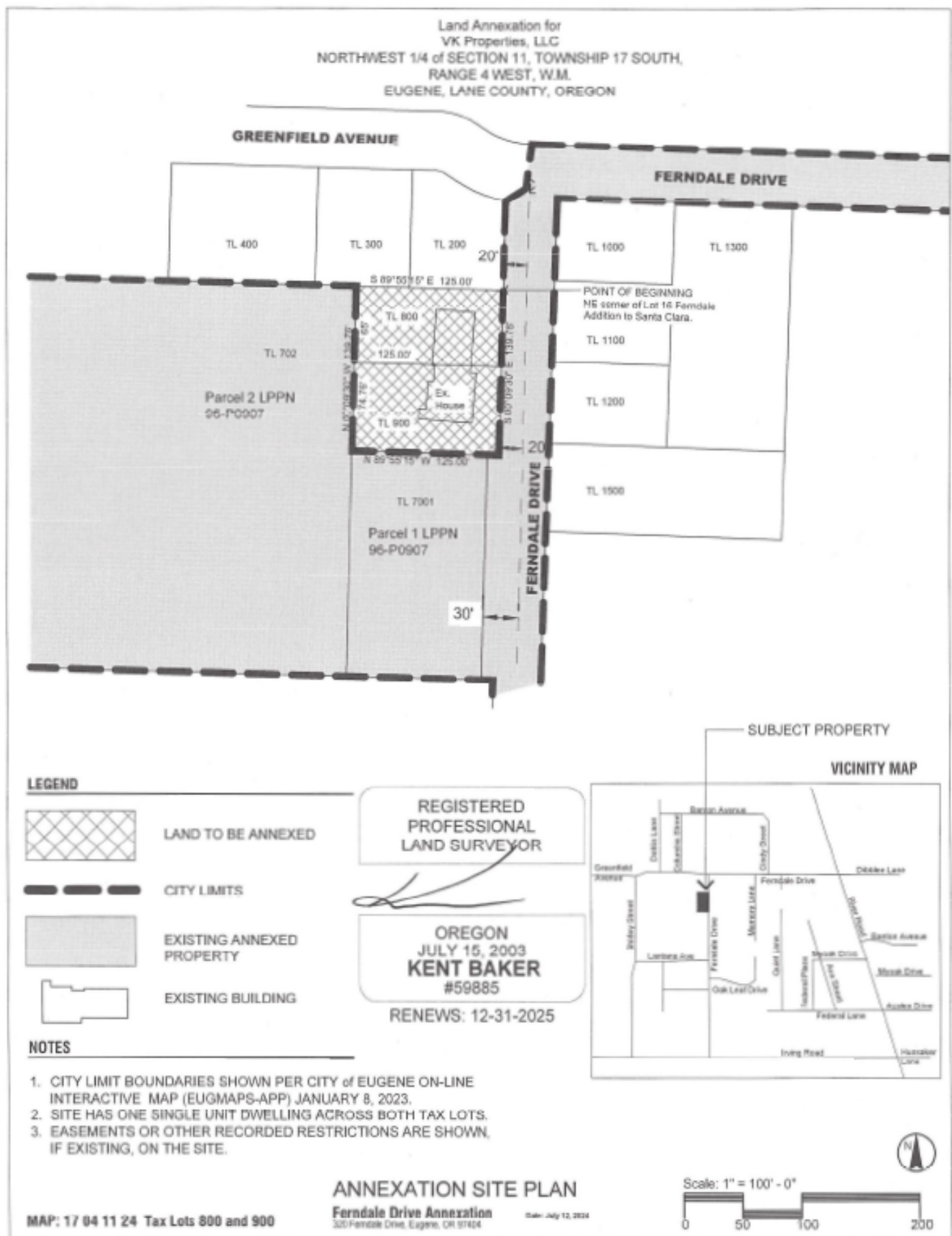
Thence along the northerly boundary line of said Lot 16, South 89°55'15" East a distance of 125.00 feet to the point of beginning, all in Lane County, Oregon and containing 17,470 square feet (0.40 acres) of land, more or less.

**REGISTERED
PROFESSIONAL
LAND SURVEYOR**



**OREGON
JULY 15, 2003
KENT BAKER
#59885**

RENEWS: 12-31-2025



Annexation Exhibit Maps

An exhibit map must be prepared based upon the annexation legal description is required as part of the annexation application. A licensed land surveyor must prepare, stamp, and sign the exhibit map.

The following items must be shown on the exhibit map:

1. Add a title at the top of the exhibit to include owner's name(s), 1/4 section, section, township and range, Eugene, Lane County, Oregon.
2. The commencement point of the annexation legal description must be clearly labeled.
3. If the commencement point is not the point of beginning, you need to either graphically show or note the bearings and distances from the commencement point to the point of beginning.
4. Label the point of beginning of the annexation parcel.
5. Bearings and distances for each course of the area to be annexed must be labeled.
6. Label all subdivisions with their name, lot, and block numbers.
7. Label the tax lot number to the parcel being annexed and the adjoining properties.
8. Label all adjoining streets.
9. Hatch or shade the parcel to be annexed.
10. Hatch or shade the City Limits at the time of the annexation application.
11. If needed include a legend.
12. Show a north arrow and bar scale.
13. Add a vicinity map with the location of the lands to be annexed clearly shown.
14. Add tax map and tax lot information.

July 15, 2024

**Ferndale Drive
Annexation Application
Map 17 04 11 24 Tax Lots 800 and 900**

WRITTEN STATEMENT

In accordance with EC 9.7800, Annexation Application Procedures and Criteria, the applicant is requesting that the City of Eugene review this annexation request and determine that the proposal complies with criteria contained in EC 9.7825 and that the requested annexation can be approved.

I. Description of Proposal

A. Overview

The applicant requests annexation approval to increase opportunities for future use of the property. The property is located inside the City of Eugene Urban Growth Boundary and is zoned Low Density Residential (R-1) with an Urbanizable Land Overlay (UL). The Metro Plan designation is Low Density Residential.

B. Subject Site

There is one legal lot (2 tax lots) in this annexation application, and it is in the Santa Clara Community Organization area. The property is primarily adjacent to and abutting single unit dwellings.



II. Annexation – Approval Criteria

Annexation Approval Criteria are found in Section 9.7825 of the Eugene Code. Applicable sections of the Code are in plain text, followed by proposed findings of facts in *italics*.

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.

The property to be annexed is within the city's urban growth boundary and is contiguous to the city limits. The property abuts both Ferndale Drive and Parcels 1 and 2 of LPPN 96-P0907 which are annexed.

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

The property is within the Metro Plan and the River Road-Santa Clara Urban Facilities Plan. The property is currently zoned R-1 (Low Density Residential) with a UL overlay (Urbanizable Land). The Metro Plan and the River Road-Santa Clara Urban Facilities Plan designate the property for low density residential. The /UL overlay will automatically be removed upon annexation approval.

METRO PLAN: *Applicable Metro Plan policies and findings in support of this annexation request are as follows:*

C. Growth Management

- **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 of key urban facilities and services can be provided to the area in an orderly and efficient manner.

Response: Minimum key urban facilities and services as defined in the Metro Plan includes wastewater, stormwater, transportation, solid waste management, water service, fire and emergency medical service, police protection, city-wide parks and recreation programs, electric service, land use controls, communication facilities and public schools on a district-wide basis (Metro Plan, Chapter V, Glossary, definition 24). As documented elsewhere in this Written Statement these key urban facilities and services can be provided to the subject sites in an orderly and efficient manner.

- **Policy 10.** Annexation to a city through normal processes shall continue to be the highest priority.

Response: Annexation into the corporate limits of the City of Eugene is codified in the Eugene Code (EC) 9.7800-9.7835. Processes and procedures regarding application, annexation, approval criteria, effective date and notice, and withdrawal from special districts are, by submittal and processing of this Annexation Application, being followed.

- **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.

Response: The subject site is inside the Eugene jurisdiction of the metro area's Urban Growth Boundary. By this Annexation Application land within the UGB (the subject sites) are being annexed and as required by applicable approval criteria, will be provided with the minimum level of urban facilities and services.

- **Policy 17.** Eugene and Springfield and their respective utility branches, Eugene Water & Electric Board (EWEB) and Springfield Utility Board (SUB), shall be the water and electrical service providers within the UGB.

Response: EWEB currently provides service to the surrounding properties and the subject site which has an existing home.

APPLICABLE REFINEMENT PLAN: The applicable refinement plan is River Road-Santa Clara Urban Facilities Plan.

None of the policies in the River Road-Santa Clara Urban Facilities Plan are directly applicable to the annexation of the property.

The property is not in any of the sub areas in the plan.

The 'Public Facilities and Services Element' policies of the River Road-Santa Clara Urban Facilities Plan 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.

- (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 proximity of key urban facilities and services to the properties show that services can be provided in an orderly, efficient, and timely manner. These services are as follows:*

Wastewater

An 8" public gravity wastewater service is available adjacent to the site in Ferndale Drive. The existing home is connected to this system.

Stormwater

There is an open ditch on the west portion of the property that leads to a manhole and a 21" concrete storm pipe.

No construction is proposed as part of this application. Any development plans will be required to meet current City of Eugene Stormwater Management criteria and will be evaluated by staff for compliance.

Water and Electric Service

The existing home is currently served by EWEB for both utilities.

Transportation

The property has frontage on Ferndale Drive. Directly north is the intersection of Greenfield Avenue. East on Greenfield Avenue approximately 1300 feet is River Road. River Road provides direct access to Belt Line and then I-5.

Transit – Lane Transit District has regular bus service on River Road traveling both north and south.

There are bike paths on both sides of River Road.

Solid Waste Management

Solid waste collection is provided by private firms, whose franchise territory granted by the City of Eugene includes the site.

Fire and Emergency Medical Services

Emergency medical and fire are currently provided by Santa Clara Rural Fire Protection District. After annexation emergency medical and fire will be provided by Eugene, Springfield and Lane Rural Fire/Rescue to central Lane County.

Police Protection

City of Eugene will provide police protection to this site upon annexation.

Parks and Recreation

Per the City of Eugene 2017 'Parks, Open Space & Rec Map' the following parks are located within one mile of the subject property: Ferndale Park, Bobolink Park, Arrowhead Park, Filbert Meadows Park, and Terra Linda Park.

Land Use Controls

The subject property is inside the Eugene portion of the Metro Plan Urban Growth Boundary. The city of Eugene provides land use controls for the site.

Communication Facilities

A variety of telecommunications providers offer communication services throughout the Eugene/Springfield Area.

Public Schools on a District-Wide Basis

The property is within the Eugene 4J School District and is within the district boundaries of Spring Creek Elementary School, Madison Middle School and North Eugene High School.

Given the above regarding public and private facility availability, this criterion is met.

III. Attachments

The following attachments are included with this application.

1. Site Plan
2. Petition Signature Sheet
3. Consent for Annexation
4. Legal Description of Affected Territory to be Annexed
5. Certification of Description
6. Summary of Urban Service Provision
7. Census Information Sheet

IV. Conclusion

Based on the available information and supporting materials the annexation request is consistent with all applicable approval criteria.

Sincerely,
Schirmer Consulting, LLC



Carol Schirmer
Principal



City of Eugene Planning

PLANNING INVOICE

DATE

7/31/2024

Method of Payment

- ☐ Cash
☐ Check
☒ Credit/Debit Card

Customer Information

Name: VK Properties
 Address: 3034 Lyndale Drive
 Eugene, OR 97404
 Project: 320 Ferndale Drive

Amount Received

\$5,155.70

#	Application Type	Modification	Concurre	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 \$ -

Subtotal Appeal Fees \$ -

Admin Fee (not included on appeals or other fees) 9% \$ 425.70

Total \$ 5,155.70

Staff Receiving Application

MHD

Building Permit Services • 99 West 10th Avenue, Ste 290 • Eugene, Oregon • 97401 • 541-682-5377

CITY OF EUGENE P I C
100 W 10TH AVE STE 400
EUGENE, OR 97401
(541) 682 5677
HEADER 61

Bank ID: 1283
Merchant ID: 1277
Term ID: 002

Phone Order

XXXXXXXXXXXX6591

VISA

Entry Method: Manual

Total: \$ 5,155.70

08/01/24

12:56:33

Inv #: 000002

Appr Code: 015477

Apprvd: Online

Batch#: 214001

AVS Code: NO MATCH N

CVV2 Code: MATCH M

Retrieval Ref. #: 90100002

Customer Copy

100000 01

DEBITED TO CARD FUND

CITY OF EUGENE
BUILDING & PERMIT SERVICE
99 WEST 10TH AVE 682-5086
REG-RECEIPT:1-0001987 Aug 01 2024
CASHIER: RXS

Annexation Fee \$4,730.00
320 Ferndale Drive
Admin Fee-Auto Calc \$425.70

TOTAL DUE: \$5,155.70

RECEIVED FROM:
VK PROPERTIES

Credit: \$5,155.70

Total tendered: \$5,155.70

Change due: \$.00

www.eugene-or.gov/bldgpermtracking

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

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Initiation of Land Use Code Amendments for Floodplain Development Standards for Endangered Species Act Integration into the NFIP

Meeting Date: October 28, 2024

Department: Public Works

www.eugene-or.gov

Agenda Item Number: 5C

Staff Contact: Jack Blackham

Contact Telephone Number: 541-731-3873

ISSUE STATEMENT

This item is a request for the City Council to initiate the process for making amendments to Eugene Code Chapter 9 (Land Use Code) in response to recent direction from the Federal Emergency Management Agency (FEMA) regarding Endangered Species Act (ESA) integration into the National Flood Insurance Program (NFIP). The City Council is asked to initiate the land use code amendment process while City staff continue to learn more about FEMA's direction and to assess the potential impacts to the community. Initiation of such amendments does not infer City Council support for the amendments, but rather begins the public process through which the Planning Commission and City Council will consider the merits of the amendments.

BACKGROUND

FEMA's National Flood Insurance Program (NFIP) is a federal program that enables property owners in participating communities to purchase flood insurance. To participate in the NFIP, a city must adopt and enforce floodplain management ordinances that meet FEMA requirements aimed to reduce future flood damage. In addition, no building or development can obtain a federally backed mortgage on a property that is within or touching the regulated floodplain boundary without NFIP participation.

A 2009 lawsuit filed against FEMA alleged that FEMA had failed to conduct federally required consultation with other federal agencies about the impacts the NFIP might have on endangered species. In response, FEMA engaged in that consultation and must now respond to a 2016 Biological Opinion issued by the National Marine Fisheries Services, which recommends changes to the implementation of the NFIP in Oregon. As part of doing so, FEMA has directed designated NFIP communities, including the City of Eugene, to select from a few options for demonstrating their floodplain development regulations and enforcement are compliant with the ESA.

One option is for the City to adopt a set of amendments to FEMA's Model Flood Hazard Ordinance; another is to require developers to conduct a permit-by-permit habitat assessment. Staff are currently assessing and investigating the effects of these options on our community and learning more about how the measures will be implemented. Also, FEMA is still in the process of developing materials and tools to assist communities with a greater understanding of the options

October 28, 2024 Meeting – Item 5C

and how they will be implemented. City staff believe that the City of Eugene should consider the adoption of FEMA's proposed amendments (and may also recommend additional options at a later time).

If initiated, City staff will work with FEMA and the Oregon Department of Land Conservation and Development to prepare proposed amendments to the City's floodplain regulations in Chapter 9 of the Eugene Code then provide public notice and a hearing before the Planning Commission. After reviewing the proposed amendments and considering public input, the Planning Commission will forward a recommendation to the City Council. The City Council will then hold its own public hearing and consider taking action on the proposed amendments.

RELATED CITY POLICIES

In order to remain in the National Flood Insurance Program, the City is required to adopt floodplain code developed by FEMA and the Department of Land Conservation and Development. Remaining in the NFIP is consistent with, or supports, the following policies:

The [Metro Plan](#) includes sections supportive of:

- Statewide Planning Goal 7 for Natural Hazards
- Services to development within the Urban Growth Boundary for stormwater:
 - Policy G.19 supports adopting strategies for the unincorporated areas to reduce the negative effects of filling floodplains and prevent the filling of natural drainage channels
 - Policy G.20 Maintain flood storage capacity within the floodplain, to the maximum extent practical, through measures that may include reducing impervious surface in the floodplain and adjacent areas.

The [City of Eugene 2023 – 2026 Strategic Plan](#) related to the goal of Urgent Community Needs. Sound floodplain management in alignment with federal requirements and supports community resilience to natural and human-caused disasters.

PREVIOUS COUNCIL DIRECTION

None.

COUNCIL OPTIONS

1. Initiate the land use code amendment process
2. Decline to initiate the land use code amendment process

CITY MANAGER'S RECOMMENDATION

The City Manager recommends the City Council initiate the land use code amendment process related to a Floodplain Code update.

SUGGESTED MOTION

Move to initiate land use code amendment process related to a Floodplain Code Update.

ATTACHMENTS

None.

FOR MORE INFORMATION

Staff Contact: Jack Blackham, Permitting & Floodplain Manager

Telephone: 541-731-3873

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

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Action: An Ordinance Concerning Public Passenger Vehicle Services and Amending Section 3.345(7) of the Eugene Code, 1971.

Meeting Date: October 28, 2024
Department: Planning and Development
www.eugene-or.gov

Agenda Item Number: 6
Staff Contact: Jeff Petry
Contact Telephone Number: 541-682-5079

ISSUE STATEMENT

This agenda item is for possible action on proposed changes to the City's Public Passenger Vehicle code (3.345) that would remove restrictions on the use of per trip fee revenue collected from the regulation of Public Passenger Vehicle (PPV) Services, e.g. Uber, Lyft, and taxi companies. A public hearing was held on September 16, 2024.

BACKGROUND

Eugene City Code (EC) 3.345 provides licensing regulations for Public Passenger Vehicle Services. The code provides a definition of PPVs, establishes the licensing requirement, screening requirements, fare charging requirements and requires adoption of administrative rules by the City Manager.

In 2015, the City Council unanimously approved updates to Eugene's Public Passenger Vehicle code to acknowledge the emergence of new technologies and business models such as Uber and Lyft (Transportation Network Companies) while also ensuring all PPVs operating in Eugene meet community safety standards.

After public outreach to the PPV providers in 2018, the City Council voted to adopt an ordinance to accommodate the technology of the new transportation models, while maintaining community safety standards, such as driver background checks and insurance requirements. The updated ordinance and subsequent administrative rules allowed Transportation Network Companies like Uber and/or Lyft to operate in Eugene.

The 2018 code changes also enabled the City to administratively set a per trip fee. As written, the purpose of the per-trip fee was to cover program costs to administer EC 3.345, increase the availability of accessible vehicles, and for any other purpose related to PPV services as specified by the City manager.

The per trip fee is collected by the PPV company from the user for remittance to the City of Eugene. The per trip fee is in addition to the current PPV licensing fee(s), which are paid by the PPV companies, and Driver Certification fees, which are paid by the driver.

October 28, 2024 Meeting – Item 6

The proposed ordinance would remove restrictions on eligible uses of per trip fee revenue collected.

A public hearing was held on Monday, September 16, 2024. No one testified at the public hearing. Uber and Lyft submitted testimony by email on the day of the public hearing, which is included as Attachment B.

A proposed ordinance is included as Attachment A.

In a separate administrative fee setting process, the City is proposing to implement a \$0.50 per trip fee in conjunction with the City of Springfield. This proposed per trip fee would match the fee currently charged by the City of Portland. If implemented, the \$0.50 per trip fee is estimated to generate \$350,000 of new General Fund revenue each year. Collection of per trip fee revenue is included in the 2023-2025 Adopted Budget.

RELATED CITY POLICIES

[Financial Management Goals and Policies](#)

C. Revenue and Collection Policies

Policy C.1: Revenue Base

The City will work to diversify the supporting revenue base in the General Fund.

Supports [Strategic Plan](#) Focus Area - Organizational Wellbeing.

Supports implementation of the Sustainable Budget Goal - Create a sustainable budget with balanced revenues and expenditures that provides funding for necessary services in the community.

PREVIOUS COUNCIL DIRECTION

[April 23, 2018 Work Session](#)

Councilor Clark, seconded by Councilor Taylor, moved to adopt Council Bill 5183 that updates the Public Passenger Vehicle code.

Passed 7:1 (Opposed by Councilor Syrett)

[September 16, 2024 Public Hearing](#)

City Council held a public hearing on the proposed ordinance. No testimony was received during the public hearing. Two people emailed testimony against the proposed ordinance (Attachment B).

COUNCIL OPTIONS

1. Adopt the ordinance as proposed in Attachment A to this AIS.
2. Adopt the ordinance with specific modifications as determined by the City Council.
3. Take no action and direct City Manager to find alternative revenue strategies or program reductions.

CITY MANAGER'S RECOMMENDATION

The City Manager recommends adoption of the ordinance as provided in Attachment A.

SUGGESTED MOTION

Move to adopt an Ordinance Concerning Public Passenger Vehicle Services and Amending Section 3.345(7) of the Eugene Code, 1971 as set forth in Attachment A to this AIS.

ATTACHMENTS

- A. Proposed Ordinance - Concerning and Amending Section 3.345(7) of the Eugene Code, 1971.
- B. Emailed Public Testimony from Uber and Lyft

FOR MORE INFORMATION

Staff Contact: Jeff Petry, Curbside & Admin Services Director
Telephone: 541-682-5079
Staff E-Mail: jpetry@eugene-or.gov

ORDINANCE NO. _____

**AN ORDINANCE CONCERNING PUBLIC PASSENGER VEHICLE SERVICES
AND AMENDING SECTION 3.345(7) OF THE EUGENE CODE, 1971.**

THE CITY OF EUGENE DOES ORDAIN AS FOLLOWS:

Section 1. Section 3.345(7) of the Eugene Code, 1971, is amended to provide as follows:

3.345 Public Passenger Vehicle Services.

(7) *Per-Trip Fee.* In addition to licensure and certification card fees, a per-trip fee to be paid by the vehicle-for-hire company or the passenger may be established by the city manager pursuant to section 2.020 of this code. ~~The purpose of the per-trip fee is to cover program costs required to adequately administer this Section 3.345 and the administrative rules adopted thereunder, increase the availability of accessible vehicles, and any other purpose related to public passenger vehicle services specifically identified by the city manager in the notice of proposed fee.~~

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 _____, 2024

City Recorder

Approved by the Mayor this

___ day of _____, 2024

Mayor



185 Berry Street
Suite 400
San Francisco, CA 94107

September 16, 2024

Dear Members of Eugene City Council,

Lyft, Inc. ("Lyft") appreciates the opportunity to submit feedback regarding the amendments to Section 3.345(7) of the Eugene Code proposed by the Eugene City Manager ("the City"). Lyft has concerns regarding the proposed ordinance, specifically, the removal of language that specifies the purpose of any per-trip fee collected pursuant to section 2.020 of the code.

The removal of language specifying the use of funds generated by the imposed fee is of great concern. The current regulations appropriately assign any fees collected to cover program costs required to administer Section 3.345, increasing availability of accessible vehicles, and "any other purpose related to public passenger vehicle services identified by the city manager in the notice of proposed fee". As written, this existing language gives the City broad leeway to use the funds to support vehicle for hire services within the city, while ensuring that it is properly allocated to appropriate purposes. If the City wishes to contemplate further uses for these funds, it should propose specific revisions to the current language, rather than striking it altogether. The absence of clear guidelines for specific improvements or services makes it difficult for all stakeholders to evaluate the proposal or assess if the benefits will outweigh potential hardships for riders. Therefore, it is critical that the ordinance include language outlining how the funds will be allocated and reported to the public.

In light of these concerns, we would urge the council to reconsider the proposed ordinance changes. New fees should be implemented transparently and equitably, with a clear plan for their use. We appreciate your consideration of these concerns and hope to engage in further discussions to identify a more balanced solution.

Sincerely,

Karyssa Jackson

Public Policy Manager, West



September 16, 2024

Eugene City Council
500 East 4th Ave., Suite 302
Eugene, Oregon 97201



Dear Mayor Vinis, City Manager Medary and Councilmembers:

We are writing to express our deep concerns about the proposal to remove language from Eugene City Code that defines the purpose of per-trip fees and requires that those funds be used towards crucial aspects of the transportation industry in Eugene.

Removing the language in Eugene City Code 3.3345(7) would eliminate transparency for stakeholders into the dedicated purpose of this regulatory fee and would allow the City to use the funds any way it wants, rather than being exclusively put toward *“increasing the availability of accessible vehicles, and any other purpose related to public passenger vehicle services.”*

Uber was proud to launch our rideshare technology in Eugene, Oregon in September 2018 and has since provided the City, residents and visitors with flexible work opportunities and thousands of on-demand rides to complement the transportation needs of the City. Not only does Uber provide rideshare as an option across the region for a wide-range of diverse transportation needs, but we have become a fixture within the University of Oregon’s transportation culture. From the 2023-2024 school year alone, Uber provided over 80,000 rides to or from campus, with about 12-15% of trips happening between 11pm and 4am.

At Uber, we closely evaluate new markets for their regulatory structure, economic viability and our ability to sustain operations. We have been encouraged by Eugene’s commitment to good governance by requiring transparency over imposed fees and ensuring that revenue from for-hire transportation providers and the residents of Eugene would be reinvested in the greater accessibility and transportation needs of the City. Conversely, we find the proposal to remove this language to be troubling. This change would allow the City to demand revenue from its residents without clarity on how it will be utilized and makes it possible to abandon investment in the transportation needs of the City, at the sole expense of those in the City who rely on Uber.

Relatedly, we understand the City is simultaneously considering a new \$0.50 per-trip fee, that would increase the cost of rideshare for residents, students, and visitors and that we anticipate will impact ridership. From our experience in markets the size of Eugene across Oregon and nationally, we know that new fees (and especially new fees of this size) can lead to a decline in the use of rideshare, because they increase the

cost to riders. This means fewer Eugene residents and students will be able to afford rideshare and fewer earning opportunities for rideshare drivers.

Uber is committed to Eugene, Oregon and we are eager to collaborate as a partner in policy development that impacts the transportation industry in the region. We want this city to thrive and for our service to create opportunities for earners and riders to experience safe, convenient, and affordable transportation options. We are concerned that these steps to remove transparency, dedication of funding to transportation, and imposing new fees on riders in the proposed manner will impede progress toward that goal.

Thank you,

Allison Ford

Senior Public Policy Manager, PNW
Uber Technologies

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Public Comment

Meeting Date: October 28, 2024
Department: Central Services
www.eugene-or.gov

Agenda Item Number: 7
Staff Contact: Natalie Venhuda
Contact Telephone Number: 541-682-8497

ISSUE STATEMENT

This item allows members of the public the opportunity to express opinions and provide information to the council. Comments presented during the public comment period should be on city-related issues and should not address items which have already been heard by a Hearings Official, items on the present agenda as a public hearing item, or items related to a quasi-judicial matter after the official record has been closed.

BACKGROUND

Per City Council's operating agreement, speakers at the public comment period will be limited to two and a half minutes and the total time will be limited to 90 minutes total. Speakers will be randomized, and no persons will be allowed to submit a "Request to Speak" form more than 30 minutes prior to the start of the meeting. Persons wishing to speak must sign up to do so not later than 5 minutes after the meeting has been opened by the Mayor or presiding officer.

At the end of the public comment period each member of the Council has the opportunity to respond to comments made. The time allocated to each member of the Council for such responses shall be up to three minutes.

FOR MORE INFORMATION

Staff Contact: Natalie Venhuda, City Council Coordinator
Telephone: 541-682-8497
Staff E-Mail: nvenhuda@eugene-or.gov