City Council
101 W 10th Ave., Suite 203
Eugene, OR 97401
541-682-5010 • 541-682-5414 Fax
www.eugene-or.gov

EUGENE CITY COUNCIL AGENDA

July 11, 2022

5:30 p.m. CITY COUNCIL WORK SESSION

As the state and community recover from the COVID-19 pandemic, City Council meetings will continue to be held in 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 July 11, 2022;
Her Honor Mayor Lucy Vinis Presiding

Councilors

Claire Syrett, President	Matt Keating, Vice President
Mike Clark	Greg Evans
Randy Groves	Emily Semple
Jennifer Yeh	Alan Zelenka

5:30 p.m. CITY COUNCIL WORK SESSION

1. **WORK SESSION: SALE AND USE OF PERSONAL FIREWORKS**

2. **WORK SESSION: UNIVERSITY OF OREGON PROJECT PROPOSAL**

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

Sale and Use of Personal Fireworks

Meeting Date: July 11, 2022
Department: Fire & Emergency Medical Services
www.eugene-or.gov

Agenda Item Number: 1
Staff Contact: Roy Emery
Contact Telephone Number: 541-682-8428

ISSUE STATEMENT

This work session is to discuss a total ban on the sale and use of personal fireworks within the City limits that could go into effect January 2, 2023. This is a follow-up to Ordinance No. 20653. This ordinance prohibits the use and sale of fireworks within the city limits in the areas south of 18th Ave or east of Agate Street through 2022. The ordinance was signed and immediately effective in June 2021 as the City Council had declared an emergency due to drought and weather conditions.

This temporary ban will expire at the end of 2022 and is being brought before Council again ahead of the fireworks product ordering season. Local non-profit organizations place their order for fireworks products in December to prepare for charitable sales the following June 23 through July 6.

BACKGROUND

On May 24, 2021 Councilor Matt Keating proposed a motion to have a public hearing banning the use and sale of fireworks during a Eugene City Council Work Session on the topic of Wildfire Preparedness. The public hearing took place on June 21, 2021 and resulted in a unanimous decision to establish Ordinance No. 20653. The ordinance identifies the areas south of 18th Avenue and east of Agate Street due to its potential threat of wildfires. A 2014 GIS analysis conducted by Lane Council of Governments identified the South Hills as a "very high" fire hazard.

Since 2012, fireworks have been reported to have caused 11 fires in the banned area. Three of those fires took place in 2021.

<u>Approaches by Other Oregon Communities</u>

In 2007, Ashland prohibited the use of fireworks throughout the city and year but allowed the legal use of smoke bombs, snakes, and party poppers. Bend and Portland both put a temporary ban in place in 2021 followed by a permanent ban in 2022. Before the ban, Portland reported 73 fireworks related fires in 2020 and 29 fireworks related fires in 2021.

*Please note: 2022 data will be available during the July 11 Work Session.

PREVIOUS COUNCIL DIRECTION

On July 1, 2015, the City Council instituted a ban on the use of fireworks for the remainder of 2015 in response to drought-like conditions for the Wildland Urban Interface for properties south of 18th Avenue and east of Agate Street. This ban also addressed the use of illegal fireworks. The Eugene Police Department held an amnesty turn-in day of illegal fireworks and enforced the ban following information called into a tip line. Eugene Police Department has continued amnesty turn-in events including July 2 and 3, 2022.

In May 2018, City Council approved amending Section 1, Section 4.934 of the Eugene Code, 1971, to restrict the use of fireworks to December 31, January 1, July 3, or July 4. The code previously allowed for the use of fireworks June 23 through July 6.

On June 21, 2021 Eugene City Council voted unanimously to temporarily ban all fireworks in the south hills, south from 18th Avenue and east of Agate Street through 2022. This ban was a necessary step for public health and safety. The ban includes legal fireworks like fountains, flitter sparklers, ground spinners and wheels.

COUNCIL OPTIONS

This work session is an opportunity for City Council to discuss potential options going forward.

1. Extend prohibition on sale and use of fireworks as outlined in Ordinance 20653 for specific number of years or make permanent.
2. Prohibit sale and use of all consumer fireworks within the City limits effective January 1, 2023.
3. Allow Ordinance 20653 to expire at end of 2022.

POSSIBLE COUNCIL MOTIONS

1. Move to direct the City Manager to prepare an ordinance extending the prohibition on the sale and use of fireworks as outlined in Ordinance 20653 for [number of years] and schedule a public hearing on the ordinance in the fall.

or

2. Move to direct the City Manager to prepare an ordinance making permanent the prohibition on the sale and use of fireworks as outlined in Ordinance 20653 and schedule a public hearing on the ordinance in the fall.

or

3. Move to direct the City Manager to prepare an ordinance prohibiting the use and sale of all consumer fireworks citywide and schedule a public hearing on the ordinance in the fall.

ATTACHMENTS

A. Ordinance No. 20653
B. Fire Hazard Map, 2015
C. Fireworks Related Fires 2012-2021

FOR MORE INFORMATION

Staff Contact: Roy Emery
Telephone: 541-682-8428
Staff E-Mail: remery@eugene-or.gov

COUNCIL ORDINANCE NO. 20653

AN ORDINANCE PROHIBITING THE USE OF FIREWORKS WITHIN THE CITY LIMITS IN THE AREAS SOUTH OF 18TH AVENUE OR EAST OF AGATE STREET THROUGH THE REMAINDER OF 2021 AND IN 2022; PROHIBITING THE SALE OF FIREWORKS IN THE AREAS SOUTH OF 18TH AVENUE OR EAST OF AGATE STREET IN 2022; AND DECLARING AN EMERGENCY AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.

ADOPTED: June 21, 2021

SIGNED: June 23, 2021

PASSED: 8:0

REJECTED:

OPPOSED:

ABSENT:

EFFECTIVE: June 23, 2021

ORDINANCE NO. 20653

AN ORDINANCE PROHIBITING THE USE OF FIREWORKS WITHIN THE CITY LIMITS IN THE AREAS SOUTH OF 18TH AVENUE OR EAST OF AGATE STREET THROUGH THE REMAINDER OF 2021 AND IN 2022; PROHIBITING THE SALE OF FIREWORKS IN THE AREAS SOUTH OF 18TH AVENUE OR EAST OF AGATE STREET IN 2022; AND DECLARING AN EMERGENCY AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.

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

A. Subsection (1) of Section 4.934 of the Eugene Code, 1971, restricts the use of any consumer fireworks, allowing their use only on December 31, January 1, and July 3 or 4.

B. Subsection (2) of Section 4.934 of the Eugene Code, 1971, restricts the use of any display fireworks, allowing their use only on July 3 through 5, unless specifically authorized by the City Manager.

C. Severe drought conditions exist within the City of Eugene. Therefore, it is necessary for public health and safety to disallow the use of consumer and display fireworks within Eugene in the areas south of 18th Avenue or east of Agate Street through the remainder of 2021 and in 2022, and to prohibit the sale of fireworks within Eugene in the areas south of 18th Avenue or east of Agate Street in 2022.

NOW, THEREFORE,

THE CITY OF EUGENE DOES ORDAIN AS FOLLOWS:

Section 1. In addition to restrictions on the use of fireworks under State law and City Code, the use, lighting, detonation or display of consumer and display fireworks is prohibited within the City of Eugene in the areas south of 18th Avenue or east of Agate Street through the remainder of 2021 and in 2022.

Section 2. The sale of fireworks within Eugene in the areas south of 18th Avenue or east of Agate Street is prohibited in 2022.

Section 3. Due to the severe drought conditions and the upcoming 4th of July holiday, an emergency is declared to exist and, pursuant to the provisions of Section 32(2) of the Eugene Charter of 2002, with the affirmative vote of two-thirds of the members of the City Council, upon adoption by the Council and approval by the Mayor, or passage over the Mayor's veto, this Ordinance shall become effective immediately.

Passed by the City Council this

21st day of June, 2021.

City Recorder - Deputy

Approved by the Mayor this

23 day of June, 2021.

Lucy Vinis

Mayor

Relative Fire Hazard

- Low (0 - 4)
- Moderate (4 - 10)
- High (10 - 16)
- Very High (16 - 23)

Source: GIS analysis conducted by Land Council of Governments. Slope, Aspect, and Elevation inputs were derived from 10-m USGS DEM. Tree Heights were derived from 2009 Lidar point cloud data. Inputs showing distance from hydrants and roads were derived from regional GIS data. See accompanying report for additional details.

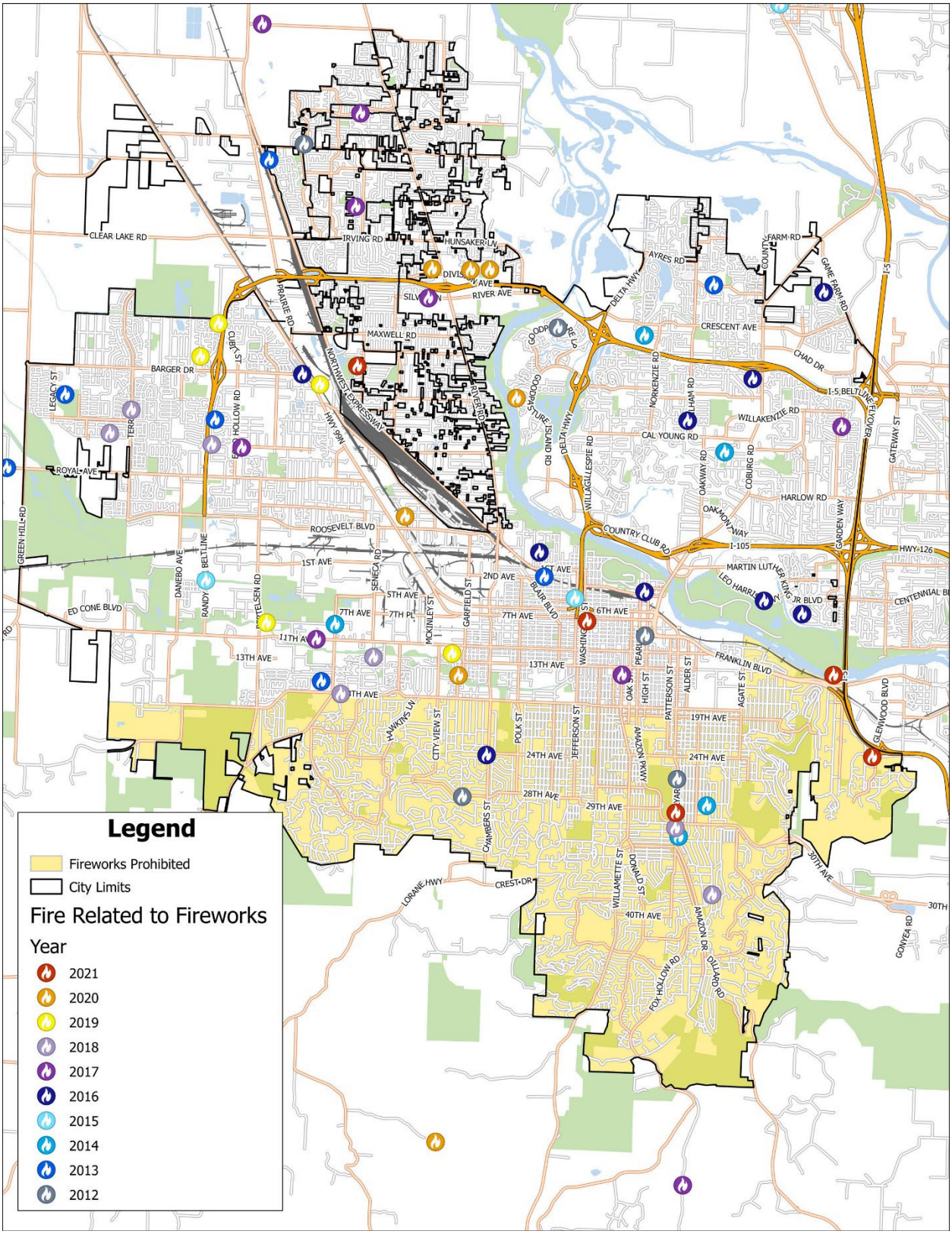
- Metro Plan Boundary
- Urban Growth Boundaries
- Hospitals
- Fire Stations
- Public Schools
- Police Stations
- City Halls and Jails
- Critical Communication Hubs
- Public Works and Public Utilities
- Public Water Treatment/Storage
- Municipal Wastewater Facility
- Electric Substations

0 1 2 3 Miles

N

Maps produced by Lane Council of Governments, for the Cities of Eugene and Springfield, under a grant from the Federal Emergency Management Agency.

Date: 6/25/2014


Legend
Fireworks Prohibited
City Limits
Fire Related to Fireworks
Year
2021
2020
2019
2018
2017
2016
2015
2014
2013
2012
CLEAR LAKE RD
IRVING RD
HUNSAKER LN
RIVER AVE
MAXWELL RD
BARGER DR
ROYAL AVE
ROOSEVELT BLVD
1ST AVE
2ND AVE
5TH AVE
7TH AVE
13TH AVE
24TH AVE
28TH AVE
29TH AVE
40TH AVE
FRANKLIN BLVD
19TH AVE
CRESCENT AVE
CHAD DR
WILLAKENZIE RD
CAL YOUNG RD
HARLOW RD
COUNTRY CLUB RD
I-105
HWY 126
I-5
CENTENNIAL BL
GLENWOOD BLVD
30TH AVE
GONYEA RD
LORANE HWY
CREST DR
ED CONE BLVD
GREEN HILL RD
DANEBO AVE
BELTLINE
RANDY
SENECA RD
MCKINLEY ST
GARFIELD ST
BLAIR BLVD
WASHINGTON ST
PEARL
HIGH ST
PATTERSON ST
ALDER ST
AGATE ST
AMAZON PKWY
JEFFERSON ST
POLK ST
CITY VIEW ST
HAWKINS LN
CHAMBERS ST
WILLAMETTE ST
DONALD ST
AMAZON DR
DILLARD RD
FOX HOLLOW RD
WILLAGILLESPIE RD
DELTA HWY
NORKENZIE RD
OAKWAY RD
COBURG RD
GARDEN WAY
GATEWAY ST
GAME FARM RD
AYRES RD
PRAIRIE RD
CUBA ST
HOLLOW RD
NORTHWEST EXPRESSWAY
HWY 99N
LEGACY ST
TERR
GOODPASTURE ISLAND RD
RIVER RD
MARTIN LUTHER KING JR BLVD
LEO HARRIS

EUGENE CITY COUNCIL
AGENDA ITEM SUMMARY

Work Session: University of Oregon Project Proposal

Meeting Date: July 11, 2022
Department: Planning & Development
www.eugene-or.gov

Agenda Item Number: 2
Staff Contact: Denny Braud
Contact Telephone Number: 541-682-5536

ISSUE STATEMENT

At this work session, Council will be presented an overview of the University of Oregon's (UO) potential expansion of the Autzen Stadium Complex. The UO is exploring the feasibility of expanding the footprint of the complex to accommodate a new indoor football practice facility, and has approached the City with a concept that would include reconfiguration of Leo Harris Parkway and the possible acquisition of city-owned parkland adjacent to the Autzen Complex.

BACKGROUND

The UO is developing plans for a new 170,000 square foot indoor athletics practice facility to the west of Autzen Stadium between Leo Harris Parkway and Martin Luther King Jr. Blvd. The practice facility would be primarily used by the football program; but would also benefit other athletic programs by freeing up access to the existing Moshofsky Center indoor facility. Funding for the expansion project would come from private UO donors.

Because the new indoor facility is being proposed to be built on the site of UO's two existing outdoor football practice fields, the UO has approached the City about realignment of Leo Harris Parkway and the acquisition of city-owned park property (generally described as the Alton Baker Park/Science Center parking lot area- approximately 4 acres) to accommodate the replacement of two new outdoor practice fields adjacent to the proposed new indoor facility. The UO has indicated that they would be prepared to cover all project-related costs, as well as offer a land exchange (approximately 8 acres along the south bank of the Willamette River adjacent to the new Downtown Riverfront Park is being discussed) for the City-owned park property, and also mitigate the impacts for adjacent uses including Alton Baker Park, the Science Center, and the Cuthbert Amphitheater. The UO has also indicated that they would like to include a yet-to-be-determined mutually beneficial community investment in the general area of the proposed project.

Next Steps

The UO is scheduled to provide an overview of the proposed Autzen Complex expansion project to its Board of Trustees on July 12. If council is interested in advancing conversations with the UO based on the general concept that has been presented, the next steps would be to authorize the

City Manager to enter into negotiations with the UO to further define the details of the concept, work on the technical and legal issues related to the concept (including the potential land swap details), and to return to council after summer break with a more detailed proposal for council to consider prior to entering into an agreement with the UO.

PREVIOUS COUNCIL DIRECTION

Council has given previous direction on a preferred process for disposition of real estate and a path for bringing forward unsolicited offers. That process starts with the City Manager evaluating the merits of a proposal followed by a City Council work session to discuss the property and process.

COUNCIL OPTIONS

1. Authorize City Manager to negotiate with the University of Oregon to advance the proposed concept into a more detailed proposal for City Council to consider after summer break.
2. Request additional information prior to authorizing City Manager to negotiate with the University of Oregon.
3. Decline the project proposal.

COUNCIL MOTIONS

If the City Council is interested in this project proposal, the following motion would authorize the City Manager to negotiate with the University of Oregon and bring back a refined proposal for further action. If the City Council is not interested in pursuing, no motion is necessary.

Move to authorize the City Manager to negotiate with the University of Oregon and develop a more detailed proposal for City Council to consider taking action on after summer break.

FOR MORE INFORMATION

Staff Contact: Denny Braud
Telephone: 541-682-5536
Staff E-Mail: dbraud@eugene-or.gov