

ORDINANCE NO. 694

AN ORDINANCE ANNEXING TAX LOT 1700, TOWNSHIP 1N, RANGE 3E, SECTION 24, WILLAMETTE MERIDIAN, TO THE CITY OF TROUTDALE AND AMENDING THE CITY'S COMPREHENSIVE PLAN MAP TO ASSIGN THE INDUSTRIAL DESIGNATION AND AMENDING THE CITY'S ZONING DISTRICT MAP TO ASSIGN THE GENERAL INDUSTRIAL ZONING DESIGNATION TO THE PROPERTY UPON ANNEXATION.

The Troutdale City Council finds as follows:

1. On April 10, 2000 James E. Galloway, City of Troutdale Public Works Director, submitted an application (File no. 00-020) on behalf of the City of Troutdale for annexation of City of Troutdale-owned property at 1820 NW Graham Road.
2. The property being annexed lies within the City's Urban Planning Area boundary.
3. The proposed City Comprehensive Plan Map designation and Zoning District Map designation are consistent with Resolution 1430, whereby the City Council recommended to the Multnomah County Board of Commissioners specific zoning and land use designations for land within the northern portion of Troutdale's Urban Planning Area.
4. The Planning Commission held a public hearing on June 21, 2000, and reviewed the request and forwarded to the City Council a recommendation for approval.
5. The City Council held public hearings on July 25, 2000 and August 22, 2000 to provide opportunity for public comment.
6. As noted in the staff report prepared for the Planning Commission, the City obtains fire protection via a contract with the City of Gresham while the territory to be annexed lies within Multnomah County R.F.P.D. #10. ORS 222.111(4) and 222.120(5) provide that the City may withdraw the territory from the District as a part of the annexation action.
7. The City Council is now satisfied that this matter has been adequately considered;

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TROUTDALE:

Section 1:

In addition to the findings and conclusions listed below, the findings of fact contained in the Planning Commission Recommendation are adopted by reference herein.

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- a. The Metro Code at 3.09.050(d)(4) calls for consistency between the Council decision and any “specific directly applicable standards or criteria for boundary changes contained in...Regional Framework Plan or any functional plan...”

There are no directly applicable criteria in Metro’s only adopted functional plan, the Urban Growth Management Functional Plan.

All other elements of the Regional Framework Plan were examined and found not to contain any directly applicable standards and criteria for boundary changes.

- b. The Metro Code at 3.09.050(d)(3) calls for consistency between the Council decision and any “specific directly applicable standards or criteria for boundary changes contained in comprehensive land use plans and public facilities plans...” The Council has reviewed the applicable comprehensive plan which is the County Comprehensive Plan and finds approval of this annexation to be consistent with the plan.

While the Troutdale Comprehensive Plan does not cover areas outside of the existing City, Goal #14 of the City’s Plan has some relevance to the annexation. A Policy of that goal is to “Annex those areas within the City’s planning area when services are requested. The applicant is requesting to extend City services in this instance and the Council therefore finds the annexation to be consistent with the City’s Plan in this regard.

- c. The Metro Code calls for consideration of any directly applicable standards or criteria to be found in urban planning area agreements. This area is covered by an urban planning area agreement between the City of Troutdale and Multnomah County. The Urban Planning Area Agreement was reviewed and found not to contain any provisions directly applicable to annexations. Thus, the Council concludes there are no directly applicable criteria or standards that apply to this proposed boundary change to be found within the applicable agreement.
- d. The Metro Code also requires that these conclusions address consistency between this decision and any urban service agreements under ORS 195. There are no ORS 195 agreements in place in this area. Therefore the Council addresses this criteria by finding that there are no agreements and that its decision is not out of compliance with any such agreements.
- e. Metro Code 3.09.050(d)(5) states that another criteria to be addressed is “Whether the proposed change will promote or not interfere with the timely, orderly and economic provisions of public facilities and services.” The Council finds that the City can provide the majority of necessary urban services to this site and that the annexation will enhance the ability of the property owner to acquire these services in an efficient and economical manner.

Section 2:

Annexation. Based on these findings, the property identified as Tax Lot 1700 on Multnomah County Tax Assessor’s Map 1N3E24, W.M., is hereby annexed into the corporate limits of the

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City of Troutdale. The property is also hereby withdrawn from Multnomah County R.F.P.D. #10 on the effective date of the annexation.

Section 3:

Amendment to the City of Troutdale Comprehensive Plan Map. Based on these findings, the Troutdale Comprehensive Plan Map is hereby amended to designate the property identified as Tax Lot 1700 on Multnomah County Tax Assessor's Map 1N3E24, W.M., as Industrial.

Section 4:

Amendment to the City of Troutdale Zoning District Map. Based on these findings, the Troutdale Zoning District Map is hereby amended to designate the property identified as Tax Lot 1700 on Multnomah County Tax Assessor's Map 1N3E24, W.M., as General Industrial.

YEA:	<u>6</u>
NAYS:	<u>0</u>
ABSTAINED:	<u>0</u>



Paul Thalhoffer, Mayor

Date: 8-23-00



Debbie Stickney, City Recorder

Adopted: 8-22-00

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See Ordinance #701