

LANE TRANSIT DISTRICT

RESOLUTION NO. 2001-26

A RESOLUTION DECLARING THE PUBLIC NECESSITY TO ACQUIRE PROPERTY FOR THE CONSTRUCTION OF THE SPRINGFIELD TRANSIT STATION

The Lane Transit District Board of Directors resolves as follows:

WHEREAS, LTD has determined that the current bus transit station in downtown Springfield is inadequate to meet the current and anticipated needs of LTD and its passengers; and

WHEREAS, LTD has conducted an extensive site selection process, including preparation of an Environmental Assessment, and public notice, to determine the most appropriate site for the construction of a new transit station; and

WHEREAS, the Federal Transit Administration (FTA) issued a Finding of No Significant Impact (FONSI) on January 24, 2000, for the Environmental Assessment (EA) submitted December 9, 1999, and LTD sought and received a Categorical Exclusion to the EA on March 22, 2001, from the FTA for Site I-West; and

WHEREAS, certain property necessary for the construction of the new transit station is in private ownership; and

WHEREAS, pursuant to 49 CFR §24.2(g), LTD has determined that tenants who must move from the property LTD acquires for the construction of the new transit station are displaced as a direct result of this project; and

WHEREAS, the new transit station is planned and will be located in a manner that is most compatible with the greatest public good and the least private injury; and

WHEREAS, LTD has the power of eminent domain and is authorized by law to acquire and condemn private property for public use;

NOW, THEREFORE, IT IS HEREBY RESOLVED, that LTD shall notify the owners of certain real property located in Springfield, and which property is described in the attached Exhibit "A," that LTD intends to acquire that property for public use; and

FURTHER RESOLVED, that LTD may assist with the relocation of tenants displaced as a direct result of LTD's acquisition of the real property described in Exhibit A; and

FURTHER RESOLVED, that LTD may acquire by agreement with the owner(s) any real property described in Exhibit A; and

FURTHER RESOLVED, that if no agreement with the owner(s) can be made for the acquisition of all or any part of the real property described in Exhibit A, then LTD may initiate an action pursuant to ORS Chapter 35 to condemn the property, or any part thereof, in the Lane County Circuit Court for the State of Oregon; and

FURTHER RESOLVED, that the Lane Transit District general manager is authorized to execute all contracts necessary to construct the Springfield Station.

DATED: June 20, 2001

Henry Wylie
Board President

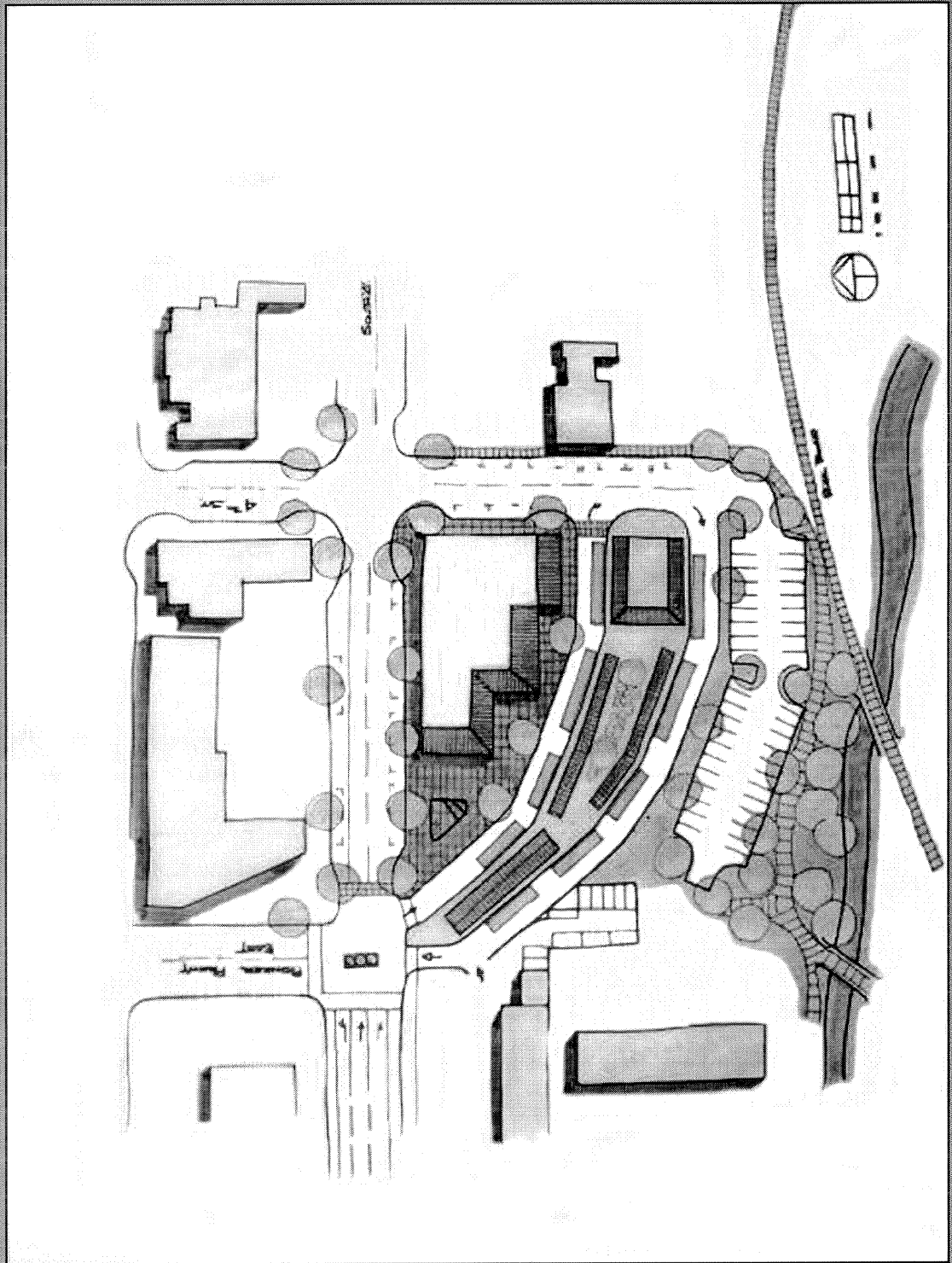
ATTEST:

Sp. Sullivan
Clerk of the Board

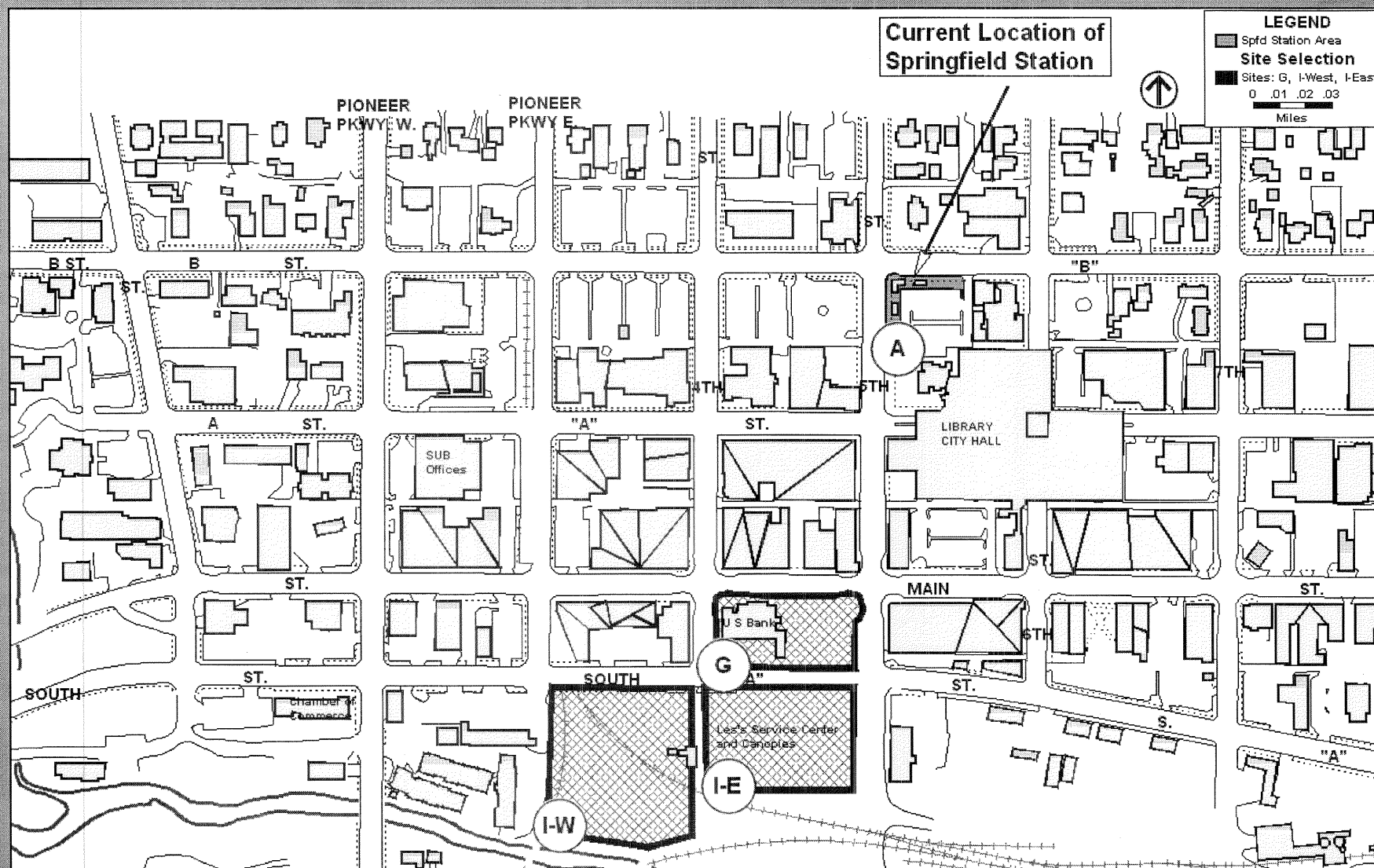
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EXHIBIT A

Site I-West



Springfield Station Sites



COPY

CITY OF SPRINGFIELD
RESOLUTION NO. 01-41

A RESOLUTION APPROVING CONCEPTUAL LOCATION OF THE LANE TRANSIT
DISTRICT DOWNTOWN SPRINGFIELD TRANSIT STATION

WHEREAS, the Eugene/Springfield Metro Area General Plan Transportation goals state, "Provide for a more balanced transportation system to give mobility to all segments of the community" and "Serve the existing and future arrangement of land uses with efficient safe, convenient, and economic transportation systems for the movement of people and goods;" and

WHEREAS, the Draft Lane Transit District (LTD) Downtown Springfield Station Environmental Assessment analyzed impacts and mitigation for three final station sites in downtown Springfield that included Site I; and

WHEREAS, the Springfield Station Steering Committee, consisting of the City Council, LTD Board, Planning Commission, Chamber of Commerce, business and City residents preferred Site I located between 4th and 5th Streets along South A; and

WHEREAS, the Federal Transit Authority (FTA) issued a Finding of No Significant Impact (FONSI) on January 24, 2000 for the Environmental Assessment (EA) submitted December 9, 1999, and LTD sought and received a Categorical Exclusion to the EA on March 22, 2001 from FTA for Site I-West; and

WHEREAS, the Steering Committee, to avoid private property impacts recommended adjusting the Site I location further west between Pioneer Parkway East and 4th Street along South A, and labeled this new location Site I-West; and

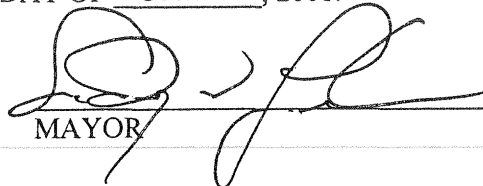
WHEREAS, the Springfield Station Site I-West must integrate with the proposed Bus Rapid Transit Phase 1 project in downtown Springfield, and the City is the road jurisdiction and authority for City streets and traffic operations at the Site I West location; and

WHEREAS, the City Council and LTD met in a joint work session on May 14, 2001 to discuss Site I-West.

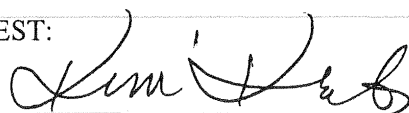
NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Springfield as follows:

The City accepts the conceptual location, Site I-West, for the downtown Springfield Transit Station and will work cooperatively with LTD to implement the station by August 2003.

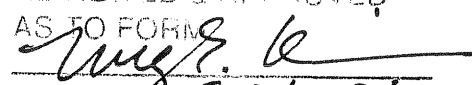
ADOPTED BY THIS COMMON COUNCIL AND APPROVED BY THE MAYOR OF THE
CITY OF SPRINGFIELD ON THE 4th DAY OF June, 2001.


MAYOR

ATTEST:


CITY RECORDER

LTD BOARD MEETING
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REVIEWED & APPROVED
AS TO FORM

DATE: 5-21-01
OFFICE OF CITY ATTORNEY