

City of Sherwood, Oregon
RESOLUTION NO. 92-516

A RESOLUTION APPROVING AN AMENDMENT TO THE "WESTERN BYPASS" STUDY PLANNING COORDINATION AGREEMENT PREVIOUSLY APPROVED BY THE CITY AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, The Oregon Department of Transportation is conducting a "Western Bypass" Study to identify and resolve issues relating to accommodating major existing and future (Year 2010) State, regional, and intra-county travel needs within the Study's project area, which includes the City, and

WHEREAS, by reason of adopting Resolution Nos. 91-488 and 91-489 the City became a full participant in coordinating the planning and consideration of this Study, and

WHEREAS, Section X(B)(1) and (2) of the Study Coordination Agreement sets out a procedure for amending the Agreement and the Oregon Department of Transportation has proposed an amendment that would in effect delay the elimination of certain Study strategies to a later date in the process, and

WHEREAS, this delay will allow for the greater analysis and detailing of all possible options, and ultimately allow for better decision on the preferred strategies.

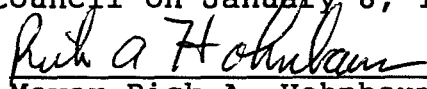
NOW, THEREFORE, THE CITY RESOLVES AS FOLLOWS:

Section 1. Findings of Fact: The finding of fact required for any amendment to the Planning Coordination Agreement, attached hereto as Exhibit "A", are hereby adopted.

Section 2. Amendments. The proposed amendments to the Planning Coordination Agreement, attached hereto as Exhibit "B", are hereby approved.

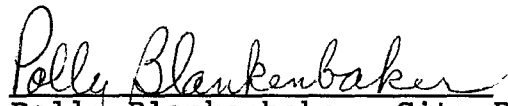
Section 3: Effective Date: That this Resolution shall become effective upon approval and adoption.

Duly passed by the City Council on January 8, 1992.



Mayor Rick A. Hohnbaum

Attest:



Polly Blankenbaker, City Recorder

Resolution 92-516
January 8, 1992

Exhibit A

PROPOSED FINDINGS IN SUPPORT OF AMENDMENTS TO WESTERN BYPASS STUDY PLANNING COORDINATION AGREEMENT

The Oregon Department of Transportation is proposing amendments to the Western Bypass Study Planning Coordination Agreement (Agreement). ODOT's proposals would amend Sections III and IV and Exhibit "C" of the Agreement and add a new Section IIIA.

The thrust of the proposed amendments is to split the current process governing the recommendation of strategies for elimination or for further study into two separate steps. Presently, JPACT and Metro consider both the elimination of strategies and the recommendation of strategies for further study following completion of the strategies stage of the Study. Under the proposed amendments, JPACT and Metro would consider only the elimination of strategies at the completion of the strategies stage. JPACT and Metro review of strategies recommended for further study by ODOT's staff would be postponed until after ODOT's staff has developed, refined and recommended alternatives for evaluation in the Draft Environmental Impact Statement (DEIS). Following action by JPACT and Metro on the alternatives recommended for evaluation in the DEIS, each City and County would consider adopting a resolution either endorsing or rejecting the alternatives recommended by JPACT and Metro for DEIS evaluation.

This amendment is justified for several reasons. First, there is sufficient information available at the completion of the strategies stage of this Study to eliminate certain strategies from further review. It is reasonable not to consider these strategies further, or to spend additional funds studying these strategies, when adequate information already is available to demonstrate that those strategies cannot reasonably meet the purposes and needs identified in the Purpose and Need Statement. Accordingly, the provisions regarding action by JPACT and Metro to eliminate these strategies from further study following completion of strategies are unchanged.

Second, several local government and citizen representatives on the Technical Advisory Committee, Citizens Advisory Committee and the Steering Committee have stated that the level of detail provided in the strategies stage is not sufficient to enable them to determine whether the strategies recommended for further study are reasonable. These representatives have requested more detailed information on these strategies to obtain a better understanding of what each strategy would look like and how the strategies would achieve the identified purposes and needs. Because the Study process already provides for development and refinement of alternatives before commencing with evaluation in the Draft Environmental Impact Statement, it is reasonable to postpone, until completion of the alternatives stage, (1) consideration by JPACT and Metro of alternatives recommended by ODOT's staff for evaluation in the DEIS; and (2) endorsement or rejection of those alternatives by the Cities and County. Through this postponement, JPACT, Metro, and the Cities and County will be better able to

Exhibit B

ODOT'S PROPOSED AMENDMENTS TO WESTERN BYPASS STUDY PLANNING COORDINATION AGREEMENT

I. Amend Section III as follows:

III. Recommendation of Strategies

- A. ODOT's staff will study, develop, and refine strategies to meet the statewide and regional westside circumferential travel needs identified in the Purpose and Need Statement. Reasonable system modes, including major highways, arterial, major transit (bus and light rail), and demand management measures, shall be considered. ODOT's staff will recommend elimination of some modes and strategies from further detailed consideration by the following steps:
1. Identification of strategies;
 2. Development of conceptual system-level alternatives;
 3. Evaluation of strategies; and
 4. Recommendation of reasonable strategies that meet the identified purpose and need.
- B. Based on the strategies recommended for elimination by ODOT's staff, JPACT and Metro shall consider recommending or requiring elimination of strategies considered unreasonable to meet the purposes and needs identified in the Statement. As part of this process, JPACT and Metro shall consider any appropriate amendments to the RTP to eliminate strategies from further study. The adoption of any RTP amendments eliminating strategies from further study shall be accompanied by findings demonstrating compliance with applicable statewide planning goals and regional goals and objectives, if necessary. For each strategy eliminated, Metro shall demonstrate the reasons why the eliminated strategy cannot meet the identified statewide and regional transportation system needs.
- C. Each City and the County hereby agree to provide staff assistance to Metro in the development of findings demonstrating compliance with applicable statewide planning goals to support an RTP amendment eliminating strategies considered unreasonable to meet the purposes and needs set forth in the Statement.
- D. Upon completion of the activities described in subsection B above, Metro shall transmit correspondence to each City and the County identifying the strategies recommended to

be eliminated from further study. The correspondence shall contain the findings supporting Metro's action.

IIIA Recommendation of Alternatives for DEIS Evaluation.

- A. Based on the strategies it recommended for further study, ODOT's staff will develop, refine, and recommend alternatives for evaluation in the Draft Environmental Impact Statement (DEIS).
- B. Based on the alternatives recommended for DEIS evaluation by ODOT's staff, JPACT and Metro shall consider reasonable alternatives for DEIS evaluation. As part of this process, JPACT and Metro shall consider any appropriate amendments to the RTP to incorporate alternatives recommended for DEIS evaluation.
- C. Upon completion of the activities described in subsection B above, Metro shall transmit correspondence to each City and the County identifying the alternatives approved for evaluation in the DEIS.
- D. Within 90 days following receipt of Metro's correspondence, each City and the County shall consider adopting a Resolution in response to Metro's action. The Resolution shall be in the form attached hereto as Exhibit "C" and shall endorse or reject the alternatives recommended by JPACT and Metro for DEIS evaluation. Upon adoption, the Resolution shall be submitted to ODOT's Manager. Failure to submit the Resolution shall be considered a rejection of the alternatives recommended for DEIS evaluation.

IV. Acknowledged Comprehensive Plan and Zoning Review.

Within 30 days following approval by JPACT and Metro of alternatives recommended for DEIS evaluation, Metro, the County, and each City shall assist the study by:

- A. Initiating staff review of their respective functional or comprehensive plans and land use regulations to determine applicable provisions which apply to the Study; and
- B. Transmitting to ODOT's Manager a copy of those plan and regulation provisions deemed applicable.

EXHIBIT "C"

IN THE MATTER OF ENDORSEMENT OF)
ALTERNATIVES RECOMMENDED BY JPACT) RESOLUTION NO. _____
AND METRO FOR DEIS EVALUATION)

WHEREAS, the Oregon Department of Transportation (ODOT) is conducting a Western Bypass Study to identify and resolve issues related to accommodating major existing and future state, regional and intra-county travel needs within the project study area; and

WHEREAS, a Purpose and Need Statement has been prepared identifying the underlying purpose and need for the Western Bypass Study; and

WHEREAS, ODOT's staff has studied, developed, and refined alternatives to meet the regional westside circumferential travel needs identified in the Purpose and Need Statement; and

WHEREAS, ODOT's staff has recommended certain reasonable alternatives for evaluation in the Draft Environmental Impact Statement (DEIS); and

WHEREAS, the Joint Policy Advisory Committee on Transportation (JPACT) and the Metropolitan Service District (Metro) have considered reasonable alternatives for DEIS evaluation as recommended by ODOT's staff.

NOW, THEREFORE, IT IS RESOLVED as follows:

That the [city, county] hereby endorses for further study the reasonable alternatives endorsed by JPACT and Metro for evaluation in the DEIS.

or

That the [city, county] hereby rejects the alternatives endorsed by JPACT and Metro for evaluation in the DEIS because [explain].