

ORDINANCE NO. _____
WEST LINN, OREGON

AN ORDINANCE ADOPTING A WILDLIFE HABITAT AREAS MAP AND INVENTORY WITH ASSOCIATED TEXT CHANGES INTO THE CITY OF WEST LINN COMPREHENSIVE PLAN (PLN-08-02).

WHEREAS, Goal 5 of the City's Comprehensive Plan recognizes the importance of many of the City's natural resources, including its open spaces, and includes specific Policies and Action Measures requiring the completion of an inventory and mapping of these resources; and,

WHEREAS, Oregon Statewide Planning Goal 5 includes specific requirements for local governments to adopt inventories of Wildlife Habitats; and,

WHEREAS, Goal 5 of the City of West Linn Comprehensive Plan includes specific Policies and Action Measures related to inventorying of Wildlife Habitats; and,

WHEREAS, in 2002 the City commissioned and completed a preliminary inventory of significant Wildlife Habitat Areas in the City which was never adopted; and

WHEREAS, the inventory of significant Wildlife Habitat Areas was updated by the Staff in 2008 in accordance with the Oregon Statewide Planning Goal 5 guidelines for preparation of Goal 5 inventories; and

WHEREAS, on July 2, 2008 and July 16, 2008, the West Linn Planning Commission, held public hearings; and

WHEREAS, the Planning Commission, upon a recommendation for approval of from the City Staff, unanimously recommended that the City Council adopt the proposed Wildlife Habitat Areas Map and Inventory with associated text changes, as part of the West Linn Comprehensive Plan; and,

WHEREAS, the West Linn City Council held public hearings on August 11, and September 8, 2008, and adopted the findings justifying the adoption of the Wildlife Habitat Areas Map and Inventory with the following associated text amendments;

NOW, THEREFORE, THE CITY OF WEST LINN ORDAINS AS FOLLOWS:

Section 1. Goal 5 of the City of West Linn Comprehensive Plan is hereby amended to include a new Figure 5-4 "Wildlife Habitat Area Inventory", attached to this Ordinance as Exhibit 'A'. Due to its size and detail, the complete Inventory shall be kept

on file with the City of West Linn Planning Department and will be available for public inspection at no cost.

Section 2. The City of West Linn Comprehensive Plan is hereby amended to include the following text changes: (Additions are indicated by bold underline, deletions by bold strikeout)

The following definition is to be added to the Glossary Section of the Introduction:

Habitat friendly development practices-- A broad range of development techniques and activities that reduce the detrimental impact on fish and wildlife habitat relative to traditional development practices. The objective of these practices is to ensure the natural pre-development functions of the site, both ecological and hydrological. These techniques may include a variety of site planning and stormwater management practices, as well as habitat sensitive designs.

The following modification is to be made to the Background and Findings Section of Goal 5, Section 2:

The purpose of the natural resource section is to protect areas that are necessary to the long term health of the natural environment and local economy, such as mineral and aggregate resources, watersheds, fish and wildlife habitat areas, as well as ecological and scientific areas and open space (see Figures 5-1, 5-2, ~~and~~ 5-3, and 5-4)."

The following additional Recommended Action Measures are to be added to Goal 5, Section 2:

#9. Complete a comprehensive review of the City's Development Codes and Policies to identify and amend any regulatory or procedural barriers that discourage the use of habitat friendly development practices (e.g. low impact development).

#10. Develop and incorporate a set of guidelines and habitat-friendly development practices into the City's Community Development Code and encourage their use for all development located within the Wildlife Habitat Areas Inventory identified in Figure 5-4 or any other lands with significant environmental constraints, such tree clusters.

#11. The City shall encourage and support private property owners to take advantage of any federal, state or regional programs (e.g. tax abatements, conservation easements, grant programs) that preserve and protect Wildlife Habitat Areas on private property.

#12. Utilize a professional to provide technical expertise and review statutory regulations with recommendations to the City Council on the various policy options related to providing additional protections for threatened wildlife areas identified on the City's Wildlife Habitat Areas Map. Recommendations shall address protection/preservation options and shall include, at a minimum, the following protections options: (1) relying on existing regulations, (2) implementing full protections, or (3) providing additional limited protections.

PASSED AND APPROVED THIS 8th DAY OF SEPTEMBER 2008.

NORMAN B. KING, MAYOR

ATTEST:

Witness

APPROVED AS TO FORM:

City Attorney

Exhibit “A”