



Oregon

Kate Brown, Governor

Department of Land Conservation and Development

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NOTICE OF ADOPTED CHANGE TO A COMPREHENSIVE PLAN OR LAND USE REGULATION

Date: October 17, 2016

Jurisdiction: City of West Linn

Local file no.: PLN-15-03

DLCD file no.: 001-16

The Department of Land Conservation and Development (DLCD) received the attached notice of adopted amendment to a comprehensive plan or land use regulation on 10/12/2016. A copy of the adopted amendment is available for review at the DLCD office in Salem and the local government office.

Notice of the proposed amendment was submitted to DLCD 36 days prior to the first evidentiary hearing.

Appeal Procedures

Eligibility to appeal this amendment is governed by ORS 197.612, ORS 197.620, and ORS 197.830. Under ORS 197.830(9), a notice of intent to appeal a land use decision to LUBA must be filed no later than 21 days after the date the decision sought to be reviewed became final. If you have questions about the date the decision became final, please contact the jurisdiction that adopted the amendment.

A notice of intent to appeal must be served upon the local government and others who received written notice of the final decision from the local government. The notice of intent to appeal must be served and filed in the form and manner prescribed by LUBA, (OAR chapter 661, division 10).

If the amendment is not appealed, it will be deemed acknowledged as set forth in ORS 197.625(1)(a). Please call LUBA at 503-373-1265, if you have questions about appeal procedures.

DLCD Contact

If you have questions about this notice, please contact DLCD's Plan Amendment Specialist at 503-934-0017 or plan.amendments@state.or.us



NOTICE OF ADOPTED CHANGE TO A COMPREHENSIVE PLAN OR LAND USE REGULATION

FOR DLCD USE
File No.: 001/16 {24390}
Received: 10/12/2016

Local governments are required to send notice of an adopted change to a comprehensive plan or land use regulation **no more than 20 days after the adoption.** (See OAR 660-018-0040). The rules require that the notice include a completed copy of this form. **This notice form is not for submittal of a completed periodic review task or a plan amendment reviewed in the manner of periodic review.** Use **Form 4** for an adopted urban growth boundary including over 50 acres by a city with a population greater than 2,500 within the UGB or an urban growth boundary amendment over 100 acres adopted by a metropolitan service district. Use **Form 5** for an adopted urban reserve designation, or amendment to add over 50 acres, by a city with a population greater than 2,500 within the UGB. Use **Form 6** with submittal of an adopted periodic review task.

Jurisdiction: City of West Linn

Local file no.: **PLN-15-03**

Date of adoption: 10/10/2016 Date sent: 10/12/2016

Was Notice of a Proposed Change (Form 1) submitted to DLCD?
Yes: 4/12/2016

Is the adopted change different from what was described in the Notice of Proposed Change? **Yes**
If yes, describe how the adoption differs from the proposal:

The Goal 12 narrative for the comprehensive plan was updated and outdated TSP maps from Goal 12 were removed. There were also a few additional code changes added to ensure consistency between the code and adopted public works standards.

Local contact (name and title): Darren Wyss, Associate Planner

Phone: 503-722-5512

E-mail: dwyss@westlinnoregon.gov

Street address: 22500 Salamo Rd

City: West Linn

Zip: 97068

PLEASE COMPLETE ALL OF THE FOLLOWING SECTIONS THAT APPLY

For a change to comprehensive plan text:

Identify the sections of the plan that were added or amended and which statewide planning goals those sections implement, if any:

West Linn Comprehensive Plan Goals 2, 11, and 12 were amended. These sections implement Statewide Planning Goals 2, 11, and 12.

For a change to a comprehensive plan map:

Identify the former and new map designations and the area affected:

- Change from _____ to _____ acres. A goal exception was required for this change.
- Change from _____ to _____ acres. A goal exception was required for this change.
- Change from _____ to _____ acres. A goal exception was required for this change.
- Change from _____ to _____ acres. A goal exception was required for this change.

Location of affected property (T, R, Sec., TL and address):

The subject property is entirely within an urban growth boundary

The subject property is partially within an urban growth boundary

If the comprehensive plan map change is a UGB amendment including less than 50 acres and/or by a city with a population less than 2,500 in the urban area, indicate the number of acres of the former rural plan designation, by type, included in the boundary.

| | |
|---|--|
| Exclusive Farm Use – Acres: | Non-resource – Acres: |
| Forest – Acres: | Marginal Lands – Acres: |
| Rural Residential – Acres: | Natural Resource/Coastal/Open Space – Acres: |
| Rural Commercial or Industrial – Acres: | Other: – Acres: |

If the comprehensive plan map change is an urban reserve amendment including less than 50 acres, or establishment or amendment of an urban reserve by a city with a population less than 2,500 in the urban area, indicate the number of acres, by plan designation, included in the boundary.

| | |
|---|--|
| Exclusive Farm Use – Acres: | Non-resource – Acres: |
| Forest – Acres: | Marginal Lands – Acres: |
| Rural Residential – Acres: | Natural Resource/Coastal/Open Space – Acres: |
| Rural Commercial or Industrial – Acres: | Other: – Acres: |

For a change to the text of an ordinance or code:

Identify the sections of the ordinance or code that were added or amended by title and number:

- CDC Chapter 46: Off-Street Parking, Loading and Reservoir Areas
- CDC Chapter 48: Access, Egress and Circulation
- CDC Chapter 55: Design Review
- CDC Chapter 60: Conditional Uses
- CDC Chapter 85: General Provisions
- CDC Chapter 92: Required Improvements

For a change to a zoning map:

Identify the former and new base zone designations and the area affected:

| | | |
|-------------|----|--------|
| Change from | to | Acres: |
| Change from | to | Acres: |
| Change from | to | Acres: |
| Change from | to | Acres: |

Identify additions to or removal from an overlay zone designation and the area affected:

| | | |
|---------------------------|--------------|----------------|
| Overlay zone designation: | Acres added: | Acres removed: |
|---------------------------|--------------|----------------|

Location of affected property (T, R, Sec., TL and address):

List affected state or federal agencies, local governments and special districts: Metro, Tri-Met, City of Lake Oswego, City of Oregon City, Tualatin Valley Fire & Rescue, Clackamas County, and ODOT

Identify supplemental information that is included because it may be useful to inform DLCD or members of the public of the effect of the actual change that has been submitted with this Notice of Adopted Change, if any. If the submittal, including supplementary materials, exceeds 100 pages, include a summary of the amendment briefly describing its purpose and requirements.

In 2008, the City of West Linn engaged in a planning process involving citizens and agency stakeholders to re-envision OR 43 and create a plan for improving it. This update to the 2008 plan, the 2016 OR 43 Conceptual Design Plan (Hwy 43 Plan), maintains the original plan's objectives and builds on it with refinements to take into account emerging best practices in design for non-automobile travel modes as well as implementation considerations. The Hwy 43 Plan is needed to provide clarity on the ultimate cross section envisioned for OR 43 in West Linn, incorporate bicycle facilities that will serve and attract users of all ages and abilities, ensure consistent access for emergency vehicles and maintenance functions, and secure agreement between the Oregon Department of Transportation (ODOT) and the City of West Linn with regards to the geometric and traffic control design elements throughout the corridor.

The Hwy 43 Plan process followed closely behind the completion and adoption of an update to the City's Transportation System Plan (TSP). The TSP is a supporting document to the Comprehensive Plan and the Hwy 43 Plan was adopted as Attachment A to the TSP. Project cost estimates were amended in the adopted TSP to reflect changes recommended in the Hwy 43 Plan. During the update to the TSP, it was recommended to amend a number of goals and policies in the Comprehensive Plan, as well as applicable Community Development Code criteria. These updates would ensure consistency with adopted plans and the State Transportation Planning Rule. The updates were tabled until completion of the Hwy 43 Plan and now have been adopted as part of this legislative process.

NOTICE OF ADOPTED CHANGE – SUBMITTAL INSTRUCTIONS

1. A Notice of Adopted Change must be received by DLCD no later than 20 days after the ordinance(s) implementing the change has been signed by the public official designated by the jurisdiction to sign the approved ordinance(s) as provided in [ORS 197.615](#) and [OAR 660-018-0040](#).

2. A Notice of Adopted Change must be submitted by a local government (city, county, or metropolitan service district). DLCD will not accept a Notice of Adopted Change submitted by an individual or private firm or organization.

3. **Hard-copy submittal:** When submitting a Notice of Adopted Change on paper, via the US Postal Service or hand-delivery, print a completed copy of this Form 2 on light green paper if available. Submit **one copy** of the proposed change, including this form and other required materials to:

Attention: Plan Amendment Specialist
Dept. of Land Conservation and Development
635 Capitol Street NE, Suite 150

Salem, OR 97301-2540

This form is available here:

<http://www.oregon.gov/LCD/forms.shtml>

4. **Electronic submittals** of up to 20MB may be sent via e-mail. Address e-mails to plan.amendments@state.or.us with the subject line "Notice of Adopted Amendment."

Submittals may also be uploaded to DLCD's FTP site at http://www.oregon.gov/LCD/Pages/papa_submittal.aspx.

E-mails with attachments that exceed 20MB will not be received, and therefore FTP must be used for these electronic submittals. **The FTP site must be used for all .zip files** regardless of size. The maximum file size for uploading via FTP is 150MB.

Include this Form 2 as the first pages of a combined file or as a separate file.