

ORDINANCE NO. 1617

AN ORDINANCE RELATING TO THE ADOPTION OF THE 2013 WEST LINN TRAILS MASTER PLAN
AND REVISIONS TO GOALS 8, 12 AND 15 OF THE WEST LINN COMPREHENSIVE PLAN

Annotated to show ~~deletions~~ and additions to the code sections being modified. Deletions are ~~bold lined through~~ and additions are **bold underlined**.

WHEREAS, Chapter II, Section 4, of the West Linn City Charter provides:

Powers of the City. The City shall have all powers which the Constitution, statutes and common law of the United States and of this State now or hereafter expressly or implied grant or allow the City, as fully as though this Charter specifically enumerated each of those powers;

WHEREAS, the above referenced grant of power has been broadly interpreted to allow local governments to decide upon the scope of their powers in their charter so that specific statutory authorization is not required for a city to exercise its powers, LaGrande/Astoria v. PERB, 281 Or 137, 142 (1978), aff'd on reh'g 284 Or 173 (1978); and

WHEREAS, the City of West Linn has determined that it is in the best interest of the City to develop a long-range plan for the development and implementation of on- and off-street paths and trails that promote more active transportation and recreation throughout the City; and

WHEREAS, the City of West Linn notified the Department of Land Conservation and Development of its intent to undertake the development of a Citywide Trails Master Plan and complementary Comprehensive Plan revisions more than 35 days prior to the first evidentiary hearing on the proposed amendments pursuant to the applicable notice provisions; and

WHEREAS, the City of West Linn published notice of the Planning Commission public hearing regarding the proposed amendments on October 3, 2013; and

WHEREAS, the City of West Linn mailed notice pursuant to the applicable notice provisions of Section 98.070 of the CDC; and

WHEREAS, the West Linn Planning Commission held a public hearing regarding the proposed 2013 West Linn Trails Master Plan and revisions to Goals 8, 12, and 15 of the West Linn Comprehensive Plan on April 3, 2013; and

WHEREAS, after considering the public testimony regarding the proposed 2013 West Linn Trails Master Plan and revisions to Goals 8, 12, and 15 of the West Linn Comprehensive Plan, the West Linn Planning Commission recommended adoption of proposed CDC amendments; and

WHEREAS, the City of West Linn published notice of the City Council public hearing for the proposed 2013 West Linn Trails Master Plan and revisions to Goals 8, 12, and 15 of the West Linn Comprehensive Plan on November 28, 2013; and

WHEREAS, on December 9, 2013, the City Council conducted a public hearing regarding the proposed 2013 West Linn Trails Master Plan and revisions to Goals 8, 12, and 15 of the West Linn Comprehensive Plan; and

WHEREAS, the proposed amendments meet the criteria for approval of legislative amendments stated in Section 98.100 of the CDC; and

WHEREAS, the proposed amendments are compliant with the goals and policies of the Comprehensive Plan; and

WHEREAS, the proposed amendments are compliant with the Statewide Planning Goals; and

WHEREAS, the proposed amendments are compliant with the Metro Regional Transportation Functional Plan; and

WHEREAS, the measures adopted by this Ordinance comply with the state and other governing laws and are reasonably related to the public health, safety and welfare.

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

SECTION 1: Goal 8 (Parks and Recreation) of the West Linn Comprehensive Plan is amended to read as follows:

GOAL 8: PARKS AND RECREATION

BACKGROUND AND FINDINGS

...

Results from a survey conducted for the 1998 Park, Recreation and Open Space Plan noted that walking, jogging, nature walks, and hiking participation were rated higher among West Linn residents than the average in the Pacific Northwest. Currently, the City has trail systems within five major parks, but no pedestrian linkages between them.

~~Creation of a City-wide pathway system has strong support from residents and continues to be a top priority for the City's Parks and Recreation Department~~The 2013 West Linn Trails Plan: A 50 Year Vision for the Future, identifies gaps in the City's existing trails network and recommends solutions to eliminate these gaps.

...

GOALS, POLICIES, AND RECOMMENDED ACTION MEASURES

POLICIES

...

2. Develop and maintain the City's park system based on the following classification system:

linear parks and trails

mini-parks
neighborhood parks
community parks
regional parks
special use areas
natural areas/greenways
landscaped areas

...

5. Provide for specialized recreation needs such as soccer fields, baseball diamonds, tennis courts, swimming pools, senior centers, and other facilities that have City-wide demand, based on the 1998 2007 Parks, Recreation and Open Space Plan and the 2013 West Linn Trails Plan.

...

RECOMMENDED ACTION MEASURES

1. Continue an aggressive program for acquisition and development of a park and open space system to provide an adequate supply of usable open space and recreational facilities, directly related to the specific needs of the local residents, based on the park classification system and standards in the 2007 Parks, Recreation and Open Space Plan and the 2013 West Linn Trails.

...

3. Update the City's Community Development Code to ensure implementation of the 2007 Parks, Recreation and Open Space Plan and the 2013 West Linn Trails Plan, consistent with industry best practices.
4. Integrate those trail recommendations from the 2013 West Linn Trails Plan that occur within the public right-of-way or that serve primarily a transportation function, into the analysis and evaluation of pedestrian, bicycle, transit and other non-motor vehicle alternatives in the City's Transportation System Plan.

~~Create a comprehensive, City-wide pathway system that provides a variety of trail experiences and connects existing and future recreational facilities. When necessary, dedicate a portion of the pedestrian network, as outlined in the West Linn Transportation System Plan (TSP) adopted November 1998, for recreational facilities where they form a vital link in the City's trail system, excepting greenway and other trails in the Parks, Recreation and Open Space Plan. All of these plans are supporting documents of the Comprehensive Plan.~~

SECTION 2: Goal 12 (Transportation) of the West Linn Comprehensive Plan is amended to read as follows:

GOAL 12: TRANSPORTATION

...

GOALS, POLICIES, AND RECOMMENDED ACTION MEASURES

GOALS

1. Provide a transportation system for the City of West Linn that:
 - a. Provides for maximum mobility while encouraging modes of transportation other than the automobile.
 - b. Provides for connectivity within and between neighborhoods, developments and community centers, using new and existing transportation services ~~that is~~ consistent with Metro's street and walkway spacing standards, the 2008 West Linn Transportation System Plan and the 2013 West Linn Trails Plan.

...

GENERAL POLICIES AND ACTION MEASURES

...

ACTION MEASURES

...

BICYCLES

POLICIES

...

Provide striped and signed bicycle lanes on all arterial and collector roadways consistent with the policies of the Transportation System Plan and the 2013 West Linn Trails Plan.

ACTION MEASURES

...

Adopt a Bikeways Network Master Plan, consistent with the Transportation System Plan and 2013 West Linn Trails Plan, and update as needed, to reflect new or revised routes, connections, destinations and activity centers.

...

PEDESTRIAN POLICIES

...

Promote a comprehensive cohesive network of pedestrian paths, lanes, and routes that accomplishes the following objectives:

...

6. Implements the recommendations in the City's Transportation System Plan and 2013 West Linn Trails Plan

SECTION 3: Goal 15 (Willamette River Greenway) of the West Linn Comprehensive Plan is amended to read as follows:

GOAL 15: WILLAMETTE RIVER GREENWAY

...

Recommended Action Measures


3. Consider acquisition of properties or easements that would enhance the Willamette River Greenway within the City consistent with the 2007 West Linn Parks, Recreation, and Open Space Plan, ~~1998~~, and the 2013 West Linn Trails Plan which ~~is~~ are a supporting documents of the Comprehensive Plan.

SECTION 4: The 2013 West Linn Trails Master Plan, attached as Exhibit A, is adopted as a supporting document of the West Linn Comprehensive Plan.

SECTION 5. Severability. The sections, subsections, paragraphs and clauses of this ordinance are severable. The invalidity of one section, subsection, paragraph, or clause shall not affect the validity of the remaining sections, subsections, paragraphs and clauses.

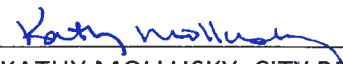
SECTION 6. Effective Date. This ordinance shall take effect on the 30th day after its passage.

The foregoing ordinance was first read by title only in accordance with Chapter VIII, Section 2(C) of the City Charter on the 9th day of December, 2013, and duly PASSED and ADOPTED this 9th day of December, 2013.




for JOHN KOVASH, MAYOR

ATTEST:



KATHY MOLLUSKY, CITY RECORDER

APPROVED AS TO FORM:



CITY ATTORNEY