




# WASHINGTON COUNTY OREGON

April 27, 2007

To: Citizen Participation Organizations and Interested Parties

From: Brent Curtis, Planning Manager   
Department of Land Use & Transportation

Subject: **PROPOSED ORDINANCE NO. 682**

Enclosed for your information is a copy of proposed Ordinance No. 682. Listed below is a description of the ordinance, hearing dates, and other relevant information. If you have any questions about the ordinance, or if you would like additional information, please contact the Planning Division.

### **Ordinance Purpose and Summary**

Ordinance 682 is intended to provide enhanced safety requirements for new development proposals that are located outside of the urban growth boundary and that will have high trip generation rates.

### **Who Is Affected**

Persons seeking permits to develop land located outside of urban growth boundaries.

### **What Land is Affected**

Lands outside of urban growth boundaries on which new development is proposed.

### **Key Provisions**

- Requires applicants for new developments that are located outside of urban growth boundaries, and that will have high traffic generation (500 or more daily trips), to provide traffic safety analyses for review by the County Engineer.
- Provides for requiring traffic safety improvements through conditions of development approval when the County Engineer's review determines such improvements to be necessary for continued traffic safety on the public roadway system.
- Provides for the application of appropriate access spacing (driveway separation) on arterial roadways when new development will generate at least 200 average trips per day. The access spacing requirements on arterial roads are found in the Community Development Code Section 501-8.5 and provide for 600 foot spacing intervals on arterial roadways.
- Provides for coordination with the Oregon Department of Transportation on state roadways when new rural development with 500 or more average daily trips is proposed.

### **Initial Public Hearings**

#### **Time and Place**

**Planning Commission**  
**1:30 pm**  
**June 6, 2007**

**Board of County Commissioners**  
**6:30 pm**  
**June 26, 2007**

Hearings will be held in the Shirley Huffman Auditorium in the Public Services Building, 155 N. 1st Avenue, Hillsboro, Oregon.

On June 26, 2007 the Board of County Commissioners (Board) may choose to adopt the ordinance, make changes to it, continue the hearing to a future date, or reject the ordinance. If it is adopted, it would become effective on July 26, 2007.

**Urban Comprehensive  
Plan Policies Amended**

➤ None

**Community  
Development Code  
Standards Amended**

➤ CDC Section 501-9.3

**How to Submit  
Comments**

Submit oral or written testimony to the Board and/or the Planning Commission at one of the public hearings. Written testimony may be mailed or faxed to the Board or Planning Commission in advance of the public hearings in care of the Planning Division. **At this time, we are unable to accept e-mail as public testimony.**

Washington County, Planning Division  
155 N. 1<sup>st</sup> Ave., Suite 350-14, Hillsboro, OR 97124-3072  
Fax: 503-846-4412

Failure to submit oral or written testimony before the Board or Planning Commission may preclude appeal of a decision by the Board to adopt an ordinance as filed or amended.

**Staff Contact**

Gregg Leion, Senior Planner  
155 N. 1<sup>st</sup> Ave., Suite 350-14, Hillsboro, OR 97124-3072  
Telephone: 503-846-3969 Fax: 503-846-4412  
e-mail: gregg\_leion@co.washington.or.us

**Proposed Ordinance is  
available at the  
following locations:**

- The Washington County Department of Land Use and Transportation, Planning Division, 155 N. 1<sup>st</sup> Ave., Hillsboro, OR 97124-3072  
Telephone: 503-846-3519
- [www.co.washington.or.us/deptmts/lut/planning/ordhome.htm](http://www.co.washington.or.us/deptmts/lut/planning/ordhome.htm)
- Cedar Mill Community Library and Tigard Public Library
- Citizen Participation Organizations (CPOs); Call 503-725-2124 for a directory of CPOs.

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BEFORE THE BOARD OF COUNTY COMMISSIONERS

FOR WASHINGTON COUNTY, OREGON

ORDINANCE NO. 682

An Ordinance Amending a Portion of Article V of the Community Development Code to Clarify Traffic Safety Standards That Are Applicable to New Development Located Outside of the Urban Growth Boundary.

The Board of County Commissioners of Washington County, Oregon, ordains:

SECTION 1

A. The Board of County Commissioners of Washington County, Oregon, recognizes that the Community Development Code Element of the Comprehensive Plan (Volume IV) was readopted with amendments on September 9, 1986, by way of Ordinance No. 308, with portions subsequently amended by Ordinance Nos. 321, 326, 336-341, 356-363, 372-378, 380, 381, 384-386, 392, 393, 397, 399-403, 407, 412, 413, 415, 417, 421-423, 428-434, 436, 437, 439, 441-443, 449, 451-454, 456, 457, 462-464, 467-469, 471, 478-481, 486-489, 504, 506-512, 517-523, 525-526, 528, 529, 538, 540, 545, 551-555, 558-561, 573, 575-577, 581, 583, 588, 589, 591-595, 603-605, 607-610, 612, 615, 617, 618, 623, 624, 628, 631, 634, 635, 638, 642, 644, 645, 648, 649, 654, 660-662, 667, 670, 674, 676, and 677.

B. Subsequent ongoing planning efforts of the County indicate a need for changes to the CDC element of the Comprehensive Plan in order to ensure continued safety for the traveling public on rural public roadways. The Board takes note that such

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1 changes are necessary for the benefit of the residents of Washington County, Oregon as  
2 well as all users of the public roadway system in Washington County.

3 C. Under the provisions of Washington County Charter Chapter X, the Land  
4 Use Ordinance Advisory Commission has carried out its responsibilities, including  
5 preparation of notices, and the County Planning Commission has conducted one or more  
6 public hearings on the proposed amendments and has submitted its recommendations to  
7 the Board. The Board finds that this Ordinance is based on those recommendations and  
8 any modifications made by the Board, as a result of the public hearings process.

9 D. The Board finds and takes public notice that it is in receipt of all matters and  
10 information necessary to consider this Ordinance in an adequate manner, and that this  
11 Ordinance complies with the Statewide Planning Goals, and the standards for legislative  
12 plan adoption, as set forth in Chapters 197 and 215 of the Oregon Revised Statutes, the  
13 Washington County Charter, and the Washington County Community Development Code.

14 SECTION 2

15 Attached hereto and incorporated herein by reference is Exhibit 1 (1 page)  
16 amending CDC Section 501-9, LIMITED APPLICATION OF THE PUBLIC FACILITY  
17 AND SERVICE STANDARDS OUTSIDE THE UGB.

18 SECTION 3

19 All other Comprehensive Plan provisions that have been adopted by prior  
20 ordinance, which are not expressly amended or repealed herein, shall remain in full force  
21 and effect.

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1     SECTION 4

2             All applications received prior to the effective date shall be processed in accordance  
3 with ORS 215.427 (2005 Edition).

4     SECTION 5

5             If any portion of this Ordinance, including the exhibit, shall for any reason be held  
6 invalid or unconstitutional by a body of competent jurisdiction, the remainder shall not be  
7 affected thereby and shall remain in full force and effect, and any provision of a prior land  
8 use ordinance amended or repealed by the stricken portion of this Ordinance shall be revived  
9 and again be considered in full force and effect.

10    SECTION 6

11            The Office of County Counsel and Department of Land Use and Transportation are  
12 authorized to prepare planning documents to reflect the changes adopted under Section 2  
13 of this Ordinance, including deleting and adding textual material and maps, renumbering  
14 pages or sections, and making any technical changes not affecting the substance of these  
15 amendments as necessary to conform to the Washington County Comprehensive Plan  
16 format.

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1 SECTION 7

2 This Ordinance shall take effect thirty (30) days after adoption.

3 ENACTED this 26<sup>th</sup> day of June, 2007, being the 1<sup>ST</sup> reading  
4 and 1<sup>ST</sup> public hearing before the Board of County Commissioners of Washington  
5 County, Oregon.

6 BOARD OF COUNTY COMMISSIONERS  
7 FOR WASHINGTON COUNTY, OREGON

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9  
10 **ADOPTED**

11 Tam Brian  
12 CHAIRMAN

13 Marian Larkin  
14 RECORDING SECRETARY

15 READING

15 PUBLIC HEARING

16 First June 26, 2007  
17 Second \_\_\_\_\_  
18 Third \_\_\_\_\_  
19 Fourth \_\_\_\_\_  
20 Fifth \_\_\_\_\_  
21 Sixth \_\_\_\_\_

16 June 26, 2007  
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22 VOTE: Aye: Brian, Rogers, Duyck Nay: \_\_\_\_\_  
Strader, Schouten

Recording Secretary: Marian Larkin Date: 6/26/07

CDC Section 501-9 LIMITED APPLICATION OF THE PUBLIC FACILITY AND SERVICE STANDARDS OUTSIDE THE UGB is amended to reflect the following:

- 501-9.3 For the purpose of determining impact and adequacy of public roads, Section 501-8.5 F. (Sight Distance), 501-8.5 H. (Road Standards), and 501-8.4 (Dedication of Right-of-way) of this article shall apply except as provided in Section 501-9.4 and 501-9.5. However, in all instances, traffic safety issues shall be addressed, by the County. Consideration of traffic safety shall include but not be limited to the following:
- A. Applicants for developments that will generate 500 or more average daily trips (ADT), based on the Institute of Transportation Engineers (ITE) Trip Generation Manual – 7<sup>th</sup> Edition, shall submit a traffic analysis which evaluates and makes recommendations for traffic safety. The traffic analysis shall be prepared by a certified Traffic or Civil Engineer registered in the State of Oregon. Submitted traffic analyses will be reviewed by the County Engineer for adequacy and completeness. Where development will access a State Highway, the requirement to provide a traffic report shall be determined by the Oregon Department of Transportation (ODOT).
- B. Based on evaluation of the traffic analysis by the County Engineer, improvements such as signalization, acceleration lanes, deceleration lanes, turning lanes, and channelization may be required by the County Engineer when found to be necessary for traffic safety under accepted traffic engineering standards and practices.
- C. Section 501-8.5 A., 501-8.5 B.(4), 501-8.5 C. and 501-8.5 E. may apply to development that will generate at least 200 ADT and that will access arterial roadways upon the County Engineer's determination that the application of these standards is in the interest of preserving the safety of arterial roadways.