

IN THE BOARD OF COUNTY COMMISSIONERS, LANE COUNTY, OREGON

Ordinance No. PA 1307

IN THE MATTER OF AMENDING THE LANE COUNTY RURAL COMPREHENSIVE PLAN (RCP) TO REVISE THE GOAL 5 GROUNDWATER RESOURCES POLICIES AND ADD THE SPRINGFIELD WELLHEAD PROTECTION AREA TO THE GOAL 5 INVENTORY OF SIGNIFICANT GROUNDWATER RESOURCES AND ADOPTING A SAVINGS AND SEVERABILITY CAUSE. (Dept. File No.: PA13-05273)

**WHEREAS**, the City of Springfield relies almost entirely on groundwater aquifers for its municipal water supply that serves approximately 64,000 residents, qualifying these aquifers as a significant resource under Statewide Planning Goal 5 (OAR 660-023-0140(5)); and

**WHEREAS**, a substantial portion of the City's groundwater resource is located outside of the Springfield Urban Growth Boundary and within the jurisdictional coverage area of the Lane County Rural Comprehensive Plan (RCP); and

**WHEREAS**, Lane County and the City of Springfield entered into an Intergovernmental Agreement on June 4, 2013 (reference Lane County Order No.13-06-04-12), which stipulated that Lane County would prioritize the processing of an RCP amendment application to add the Springfield wellhead protection areas to the County's Goal 5 Inventory of Significant Groundwater Resources; and

**WHEREAS**, the City of Springfield and the Springfield Utility Board jointly filed an application to amend the County's Goal 5 Inventory and related RCP policies; and

**WHEREAS**, Lane Code Chapter 16.400 sets forth procedures for the amendment of the Rural Comprehensive Plan; and

**WHEREAS**, Lane County File No. PA 13-05273 contains satisfactory findings addressing the requirements of Lane Code; and

**WHEREAS**, on November 4, 2013, the Lane County and Springfield Planning Commissions held a work session and joint public hearing on the proposed RCP amendments and the Lane County Planning Commission voted to recommend adoption of Ordinance No. PA 1307 to the Lane County Board of Commissioner; and

**WHEREAS**, on January 14, 2014, the Lane County Board of Commissioners and the Springfield City Council held a joint public hearing on the proposed RCP amendments and the Board of Commissioners is now ready to take action.

**NOW, THEREFORE**, the Board of County Commissioners of Lane County Ordains as follows:

**SECTION 1:** The Lane County Rural Comprehensive Plan Goal 5 Inventory of Significant Groundwater Resources is hereby updated to include those Time of Travel (TOT) zones delineated outside of the Springfield Urban Growth Boundary as shown on Exhibit A of this Ordinance.

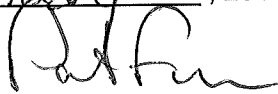
**SECTION 2:** The Lane County Rural Comprehensive Plan Goal 5 Policies are hereby amended as shown in Exhibit B of this Ordinance.


**SECTION 3:** The prior policies and plan designations repealed or changed by this Ordinance remain in full force and effect to authorize prosecution of persons in violation thereof prior to the effective date of this Ordinance.

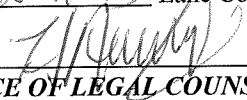
**SECTION 4:** If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, that section constitutes a separate, distinct and independent provision, and does not affect the validity of the remaining portions hereof.

**FURTHER,** although not part of this Ordinance, the Board of County Commissioners adopts findings and conclusions in support of this action as set forth in Exhibit C and incorporated here by this reference.

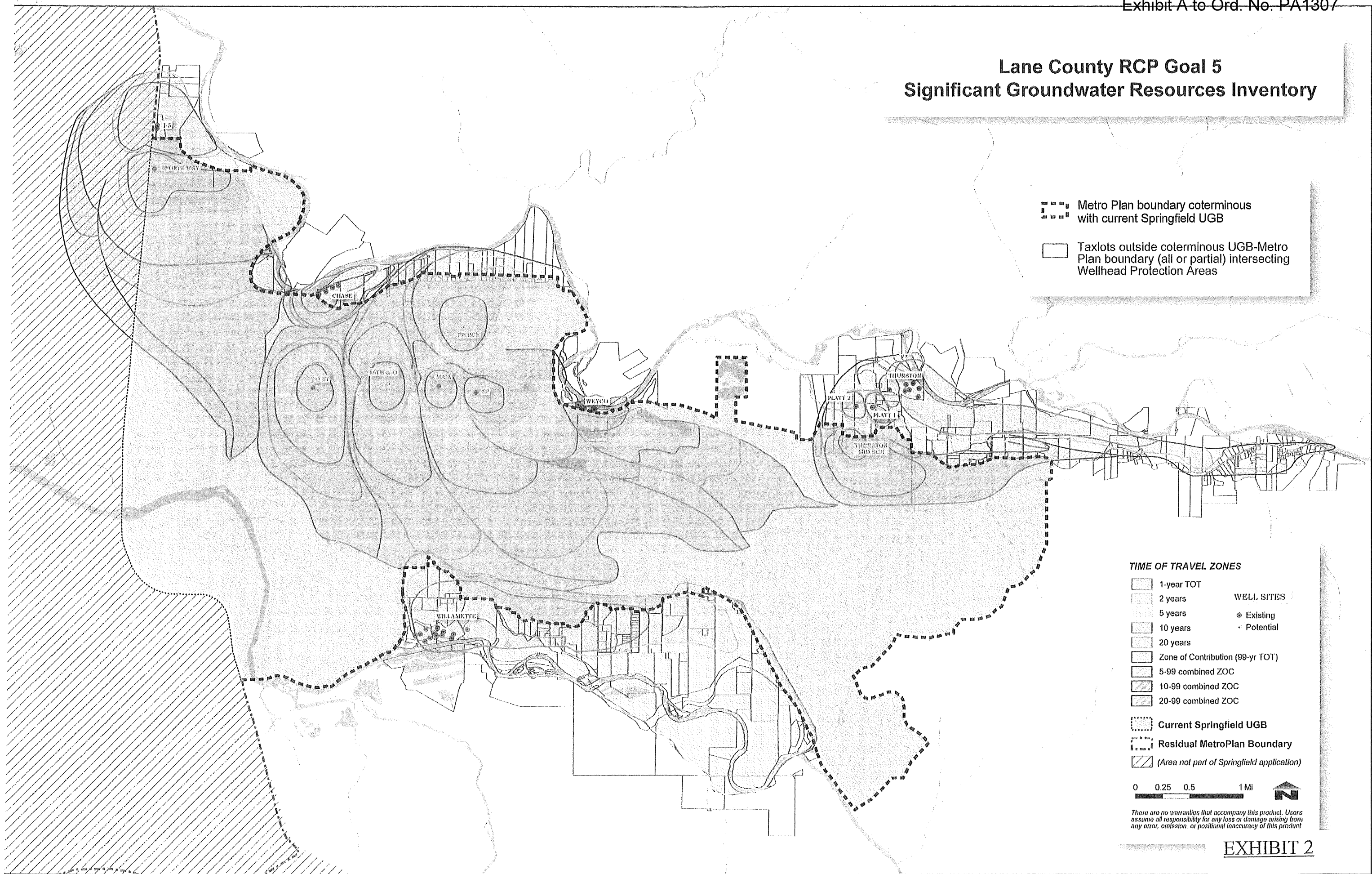
ENACTED this 14<sup>th</sup> day of January, 2014.

  
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Pat Farr, Chair  
Lane County Board of Commissioners

  
\_\_\_\_\_  
Recording Secretary for this Meeting of the Board

APPROVED AS TO FORM  
Date 12-11-13 Lane County  
  
\_\_\_\_\_  
**OFFICE OF LEGAL COUNSEL**

# Lane County RCP Goal 5 Significant Groundwater Resources Inventory



Metro Plan boundary coterminous with current Springfield UGB  
 Taxlots outside coterminous UGB-Metro Plan boundary (all or partial) intersecting Wellhead Protection Areas

**TIME OF TRAVEL ZONES**

- 1-year TOT
- 2 years
- 5 years
- 10 years
- 20 years
- Zone of Contribution (99-yr TOT)
- 5-99 combined ZOC
- 10-99 combined ZOC
- 20-99 combined ZOC

**WELL SITES**

- Existing
- Potential

Current Springfield UGB  
 Residual MetroPlan Boundary  
 (Area not part of Springfield application)

0 0.25 0.5 1 Mi

There are no warranties that accompany this product. Users assume all responsibility for any loss or damage arising from any error, omission, or positional inaccuracy of this product.

**Water Resources**

1. State policy normally promotes multiple use of surface waters throughout Lane County. Under such policy, use conflicts can and do occur. As the first step in addressing this problem, the County urges the Oregon Water Policy Review Board and the Department of Environmental Quality to update the existing water basin plans and establish priorities among the various beneficial uses for specific water areas. The economic, social, environmental and energy consequences of each use should be considered in establishing priorities and resolving any identified conflicts. Lane County will cooperate to the maximum extent practicable in such a program.
2. The County supports congressional reauthorization of upper Willamette basin reservoirs, to reflect actual use priorities. To the extent practicable, the County will cooperate with the Corps of Engineers in resolving existing use conflicts and accommodating the needs of competing uses.
3. Adequacy of water supply, particularly those relying on groundwater sources, shall be a major concern in reviewing major land use changes. For the purpose of applying this policy, major land use change shall be any application reviewed by the Hearings Official or the Planning Commission.
4. The primary means of evaluating groundwater resources for land use planning purposes shall be through the land division review process. The Little Butte Volcanics, Eugene Formation, Fisher Formation, Spencer Formation, Flourney Formation, Alluvium and Older Dunes geological units shall be designated as quality and/or quantity limited aquifers. As such the provisions of Chapter 13, Lane Code (Land Divisions) regarding areas so designated will apply.
5. Land use designations in the Comprehensive Plan and implementing zoning shall be commensurate with groundwater aquifer capacities.
6. The significant groundwater resource inventory for Lane County shall consist of those wellhead protection areas meeting the requirements of OAR 660-023-0140(5)(a) that have been delineated and certified by the Oregon Public Health Division. The certified wellhead protection areas shall be adopted into the Goal 5 inventory by Board Ordinance. The adopted area boundaries shall form the basis for development of wellhead protection plans in accordance with OAR 340-040-0180.

**Lands Removed from the Eugene- Springfield Metropolitan Area General Plan**

- 1 For those lands located outside of the City of Springfield's Urban Growth Boundary that were removed from the Eugene-Springfield Metropolitan Area General Plan (Metro Plan) by Ordinance No. PA 1281, the above listed RCP Goal 5 policies shall not apply. Instead, the Goal 5 inventories, policies and findings of the Metro Plan for Riparian Corridors, Wetlands,

additions are shown underlined

Wildlife Habitat, Mineral and Aggregate Resources and Open Space shall continue to be applicable to those lands by this policy to the same extent they were applicable when those lands were included in the Metro Plan.

- 2 In reviewing Post Acknowledgment Plan Amendment (PAPA) applications for lands located within sensitive 2- Year Time of Travel Zones identified in the Springfield Drinking Water Protection Plan and further specifically depicted on Exhibit B of Ordinance No. PA 1290 the following Metro Plan and Lane County Rural Comprehensive Plan findings and policies shall be considered:
  1. Metro Plan, The Fundamental Principles Chapter of the Metro Plan including Metropolitan Goals, Environmental Resources, paragraphs 1, 2, 3 and 4,
  2. Metro Plan, Metropolitan Goals, Public Facilities, paragraph 1,
  3. Metro Plan, Environmental Resources Element, Agricultural Lands (Goal 3), Policies 1-4,
  4. Metro Plan, Environmental Resources Element, Riparian Corridors Wetlands and Wildlife Habitat (Goal 5), Policy 8,
  5. Metro Plan, Environmental Resources Element, Mineral and Aggregate Resources (Goal 5), findings 12, 13, 14,
  6. Metro Plan, Willamette River Greenway, River Corridors and Waterways Element, Goal and Policies D5, D6 and D 10,
  7. Metro Plan, Public Facilities and Services Element, Policy G3,
  8. Metro Plan, Public Facilities and Services Element, Services to Development with the Urban Growth Boundary: Water, Findings 11, 12 and 13 Policies 9, 10, 11 and 12,
  9. Metro Plan, Public Facilities and Services Element, Locating and Managing Public Facilities Outside the Urban Growth Boundary, Finding 36,
  10. Lane County Rural Comprehensive Plan, Goal 5 Open Spaces, Scenic and Historic Areas and Natural Resources, Mineral and Aggregate Resources, Policies 1-11,
  11. Lane County Rural Comprehensive Plan, Goal 5 Open Spaces, Scenic and Historic Areas and Natural Resources, Water Resources, Policies 1-4 and 6,
  12. Lane County Rural Comprehensive Plan, Goal 6 Air, Water and Land Resources, Water Quality, Policies 1-7
  
3. Review of any Post Acknowledgement Plan Amendment (PAPA) applications for lands located within the Springfield Wellhead Protection Area sensitive time of travel zones depicted on Exhibit B of Ordinance No. PA 1290 shall utilize the decision-making authority and process contained within the Intergovernmental Agreement between the City of Springfield and Lane County effective June 4, 2013 (Lane County Contract #50609).