

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE AMENDING THE EUGENE-SPRINGFIELD METROPOLITAN AREA TRANSPORTATION PLAN (TRANSPAN) TO ADJUST THE PLANNING PERIOD FROM YEAR 2015 TO YEAR 2027, TO REMOVE COMPLETED PROJECTS FROM THE PROJECT LISTS AND TO MAKE RELATED AMENDMENTS TO THE EUGENE-SPRINGFIELD METROPOLITAN AREA GENERAL PLAN.**

**The City Council of the City of Eugene finds that:**

**A.** Chapter IV of the Eugene-Springfield Metropolitan Area General Plan (Metro Plan) sets forth procedures for amendment of the Metro Plan, which for Eugene are implemented by Chapter 9 of the Eugene Code, 1971.

**B.** The Metro Plan identifies the Eugene-Springfield Metropolitan Area Transportation Plan (TransPlan) as a special purpose or functional plan which forms the basis for the Transportation Element of the Metro Plan and guides surface transportation improvements in the metropolitan area.

**C.** The City Council adopted TransPlan by Ordinance No. 19385, enacted on April 28, 1986, which was subsequently amended by Ordinance No. 19584, enacted on November 28, 1988, Ordinance No. 19857, enacted on June 8, 1992, Ordinance No. 19872, enacted on September 9, 1992, Ordinance No. 19887 enacted on November 9, 1992, Ordinance No. 20186 enacted on February 14, 2000, Ordinance No. 20234 enacted on September 10, 2001, Ordinance No. 20258 enacted on July 8, 2002, and Ordinance No. 20442 enacted on November 9, 2009, adopting a revised Transportation Element of the Metro Plan and adopting revisions to TransPlan.

**D.** On November 8, 2007, the Metropolitan Policy Committee adopted an update to the federally-required Regional Transportation Plan (RTP); the update included extending the RTP's planning period to 2031 and deleting projects that had been completed or that were determined to be no longer needed.

**E.** Following a public hearing on April 7 2009, the Eugene Planning Commission recommended to the Eugene City Council that TransPlan be amended to adjust the planning period from year 2015 to year 2024, to remove completed transportation projects from TransPlan's project lists, and to make related amendments to the Metro Plan. On September 1, 2009, following Eugene, Springfield and Lane County's adoption of coordinated population forecasts, the Eugene Planning Commission recommended to the Eugene City Council that the previously-recommended 2024 planning period be adjusted to reflect the newly adopted population numbers.

**F.** On June 17, 2010, the City Council conducted a public hearing on these amendments, and is now ready to take action based upon the above recommendations and the evidence and testimony already in the record as well as the evidence and testimony presented at the public hearings held on adopting revisions to TransPlan and to the Metro Plan.

**G.** Substantial evidence exists within the record that the proposal meets the requirements of Chapter 9 of the Eugene Code, 1971 and the requirements of applicable state and local law as described in the findings adopted in support of this Ordinance.

**NOW, THEREFORE,**

**THE CITY OF EUGENE DOES ORDAIN AS FOLLOWS:**

**Section 1.** TransPlan, adopted by Ordinance No. 19385, enacted on April 28, 1986, and amended by Ordinance No. 19584, enacted on November 28, 1988, Ordinance No. 19857, enacted on June 8, 1992, Ordinance No. 19872, enacted on September 9, 1992, Ordinance No. 19887 enacted on November 9, 1992, Ordinance No. 20186 enacted on February 14, 2000, Ordinance No. 20234, enacted on September 10, 2001, Ordinance No. 20258 enacted on July 8, 2002, and Ordinance No. 20442 enacted on November 9, 2009, is hereby amended as set forth in Exhibit A attached and incorporated herein by this reference.

**Section 2.** The revisions to the 20-Year Financially-Constrained Roadway Projects list included in Exhibit A are hereby adopted by reference and made a part of the Metro Plan, as required by Metro Plan Policy F-9, page III-F-7. Project timing and estimated costs are not adopted as policy.

**Section 3.** The Metro Plan, Transportation Element, Chapter III, Section F, is hereby amended as set forth in Exhibit B attached and incorporated herein by this reference.

**Section 4.** The City Council adopts the findings set forth in the attached Exhibit C in support of this action.

**Section 5.** If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

**Section 6.** Notwithstanding the provisions of the Eugene Charter of 2002, this Ordinance shall not become effective until the Lane County Board of Commissioners and the Springfield City Council have taken action identical to the action taken by the City of Eugene in Sections 1 - 3 of this ordinance.

**Passed by the City Council this**

**Approved by the Mayor this**

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**City Recorder**

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**Mayor**

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AMENDING THE EUGENE-SPRINGFIELD METROPOLITAN AREA TRANSPORTATION PLAN (TRANSPLAN) TO ADJUST THE PLANNING PERIOD FROM YEAR 2015 TO YEAR 2027; TO REMOVE COMPLETED PROJECTS FROM THE PROJECT LISTS; AND TO MAKE RELATED AMENDMENTS TO THE EUGENE-SPRINGFIELD METROPOLITAN AREA GENERAL PLAN; AND ADOPTING A SEVERABILITY CLAUSE.**

The City Council of the City of Springfield finds that:

WHEREAS, Chapter IV of the Eugene-Springfield Metropolitan Area General Plan (*Metro Plan*) sets forth procedures for amendment of the *Metro Plan*, which for Springfield are implemented by the provisions of Chapter 5 of the Springfield Development Code; and

WHEREAS, the *Metro Plan* identifies the Eugene-Springfield Metropolitan Area Transportation Plan (*TransPlan*) as a special purpose functional plan which forms the basis for the Transportation Element of the *Metro Plan* and guides surface transportation improvements in the metropolitan area; and

WHEREAS, the *TransPlan* serves the goals, objectives and policies of the *Metro Plan* by addressing a variety of transportation issues and includes project lists and maps identifying financially constrained roadway projects and future roadway projects; and

WHEREAS, The City Council adopted *TransPlan* by Ordinance No. 5328, enacted on May 5, 1986, which was subsequently amended by Ordinance No. 5470, enacted on April 3, 1989, Ordinance No. 5655, enacted on September 21, 1992, Ordinance No. 5959, enacted on March 6, 2000, Ordinance No. 5990 enacted on September 17, 2001, Ordinance No. 6022 enacted on July 15, 2002, and Ordinance No. 6240 enacted on April 6, 2009, adopting a revised Transportation Element of the *Metro Plan* and adopting revisions to *TransPlan*.

WHEREAS, on November 8, 2007, the Metropolitan Policy Committee adopted an update to the federally-required Regional Transportation Plan (RTP); the update included extending the RTP's planning period to 2031 and deleting projects that had been completed or that were determined to be no longer needed; and

WHEREAS, following a public hearing on April 7 2009, the Springfield Planning Commission recommended to the Springfield City Council that *TransPlan* be amended to adjust the planning period from year 2015 to year 2024, to remove completed transportation projects from *TransPlan's* project lists, and to make related amendments to the *Metro Plan*. On September 1, 2009, following Eugene, Springfield and Lane County's adoption of coordinated population forecasts, the Springfield Planning Commission recommended to the Springfield City Council that the previously-

recommended 2024 planning period be adjusted to reflect the newly adopted population numbers; and

WHEREAS, on June 17, 2010, the City Council conducted a public hearing on these amendments, and is now ready to take action based upon the above recommendations and the evidence and testimony already in the record as well as the evidence and testimony presented at the public hearings held on adopting revisions to *TransPlan* and to the *Metro Plan*; and

WHEREAS, substantial evidence exists within the record that the proposal meets the requirements of Chapter 5 of the Springfield Development Code and the requirements of applicable state and local law as described in the findings adopted in support of this Ordinance; and

WHEREAS, amendments of the project lists in *TransPlan* require simultaneous amendment of the same project lists in the *Metro Plan* as described by Policy F.9, Chapter III, of the *Metro Plan*; and

NOW, THEREFORE, the Common Council of the City of Springfield does ordain as follows:

**Section 1.** TransPlan, adopted by Ordinance No. 5328, enacted on May 5, 1986, which was subsequently amended by Ordinance No. 5470, enacted on April 3, 1989, Ordinance No. 5655, enacted on September 21, 1992, Ordinance No. 5959, enacted on March 6, 2000, Ordinance No. 5990 enacted on September 17, 2001, Ordinance No. 6022 enacted on July 15, 2002, and Ordinance No. 6240 enacted on April 6, 2009 is hereby amended as set forth in Exhibit A attached and incorporated herein by this reference.

**Section 2.** The revisions to the 20-Year Financially-Constrained Roadway Projects list included in Exhibit A are hereby adopted by reference and made a part of the Metro Plan, as required by Metro Plan Policy F-9, page III-F-7. Project timing and estimated costs are not adopted as policy.

**Section 3.** The Metro Plan, Transportation Element, Chapter III, Section F, is hereby amended as set forth in Exhibit B attached and incorporated herein by this reference.

**Section 4.** The City Council adopts the findings set forth in the attached Exhibit C in support of this action.

**Section 5.** If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

**Section 6:** Notwithstanding the effective date of ordinances as provided by Section 2.110 of the Springfield Municipal Code 1997, this Ordinance shall become effective upon the date that all of the following have occurred: (a) the ordinance has been acknowledged as provided by ORS 197.625; (b) at least 30 days have passed since the date the ordinance was approved; and (c) both the Eugene City Council and the Lane County Board of Commissioners have adopted ordinances containing identical provisions to those described in Sections 1-3 of this Ordinance.

Adopted by the Common Council of the City of Springfield this \_\_\_\_ day of \_\_\_\_\_, 2010 by a vote of \_\_\_\_ in favor \_\_\_\_ against.

Approved by the Mayor of the City of Springfield this \_\_\_\_ day of \_\_\_\_\_, 2010.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Recorder