

**BEFORE THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY, OREGON**

ORDINANCE NO. PA 1257

- ) In the Matter of Adopting the Junction City Highway
- ) 99 Refinement Plan as a Refinement to the Lane
- ) County Transportation System Plan, Amending the
- ) Lane County Transportation System Plan to
- ) incorporate the Refinement Plan by reference, and
- ) Co-Adopting the Plan as a Refinement Plan to the
- ) Junction City Transportation System Plan, and
- ) Adopting a Severability Clause

**WHEREAS**, the Oregon Department of Transportation (ODOT), Lane County, and Junction City are contemplating improvements to state and local transportation facilities in and around the Highway 99 corridor through Junction City, to address safety, mobility, multi-modal travel, and substandard facility issues; and

**WHEREAS**, the Junction City Highway 99 Refinement Plan (Refinement Plan) describes in detail the improvements, and associated ODOT access control management, that ODOT, Lane County, and Junction City are contemplating; and

**WHEREAS**, the Board of County Commissioners (Board) is in support of constructing the proposed improvements; and

**WHEREAS**, adoption of the Refinement Plan as a refinement to the Lane County Transportation Plan and co-adoption as a refinement plan to the Junction City Transportation System Plan for the area within the jurisdiction of that plan is necessary prior to construction of the improvements; and

**WHEREAS**, the Board adopted the Lane County Rural Comprehensive Plan with Ordinance PA 883; and

**WHEREAS**, the Rural Comprehensive Plan describes the hierarchical relationship between that Plan and its components; and

**WHEREAS**, the Comprehensive Plan for Lane County includes the comprehensive plans for each of the cities within the county and special purpose plans such as transportation system plans; and

**WHEREAS**, the Board adopted the Lane County Transportation System Plan by Ordinance No. PA 1202, on May 5, 2004, and co-adopted the Junction City Transportation System Plan by Ordinance No. PA 1151, on November 1, 2000; and

**WHEREAS**, Lane Code 12.050 and 16.400 set forth procedures for amendments of components of the Comprehensive Plan for Lane County; and

**WHEREAS**, the Lane County Roads Advisory Committee received a briefing on the Refinement Plan on February 27, 2008 and unanimously voted to recommend to the Board its adoption based on technical merits; and

**WHEREAS**, the Junction City Planning Commission reviewed the Refinement Plan proposal and considered public testimony on March 18, 2008 in a public hearing and unanimously voted to recommend to the Junction City Council its adoption; and

**WHEREAS**, the Lane County Planning Commission reviewed the Refinement Plan proposal on April 1, 2008 and considered public testimony on April 15, 2008 in a public hearing, voting to recommend to the Board its adoption; and

**WHEREAS**, the Junction City Council reviewed the Refinement Plan proposal on February 24, 2009 and held a public hearing on March 10, 2009, voting to support adoption of the Refinement Plan as a refinement to the Junction City Transportation System Plan; and

**WHEREAS**, evidence within the record documents that the Refinement Plan meets the requirements of Lane Code Chapters 12 and 16, and the requirements of applicable state and local law; and

**WHEREAS**, on January 27, 2010 the Board conducted a 1<sup>st</sup> Reading on the Refinement Plan; and

**WHEREAS**, on February 10, 2010 the Board conducted a public hearing, considered all testimony, and is now ready to take action;

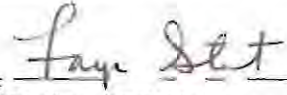
**NOW, THEREFORE**, the Board of County Commissioners of Lane County Ordains as follows:

- Section 1. The Junction City Highway 99 Refinement Plan as set forth in Exhibit "A" attached hereto, and incorporated here by this reference, is adopted as a refinement plan to the Lane County Transportation System Plan and co-adopted with Junction City as a refinement plan to the Junction City Transportation System Plan.
- Section 2. The Lane County Transportation System Plan, a Special Purpose Plan under the Lane County Rural Comprehensive Plan, as adopted by Ordinance No. PA 1202, is amended by repeal of the first sentence on Page 77 thereof and the addition of a reference to the adopted Junction City Highway 99 Refinement Plan as set forth in Exhibit "B".


**FURTHER**, although not a part of this Ordinance, the Board of County Commissioners adopts Lane County findings in support of this action as set forth in Exhibit "C" and Junction City findings in support of this action as set forth in Exhibit "D".

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, such portion is deemed a separate, distinct and independent provision, and such holding does not affect the validity of the remaining portions thereof.

**ENACTED** this 19<sup>th</sup> day of October, 2010

  
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FAYE STEWART  
Lane County Board of Commissioners

  
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Melissa Zimmer, Secretary  
Lane County Board of Commissioners

APPROVED AS TO FORM  
Date 1/20/10 \_\_\_\_\_ Lane County  
  
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OFFICE OF LEGAL COUNSEL