Stephen L. Bates Chief Petitioner P O Box 339 Boring, Oregon 97009 (503) 663-6271

To: Metro Council Oregon State Legislature

cc: Clackamas County Board of County Commissioners

Date: January 8, 2015

Honorable Councilors, Legislators and Commissioners:

On behalf of the Community of Boring, I hereby submit this 75 Page Petition Document, which includes 64 two sided signature pages, for the following reasons:

- a) Half of Boring is within the jurisdictional boundaries of Metro and half of Boring is outside of those boundaries. This fact creates a divided community and fractured neighborhoods. All of the people of Boring are **not treated equally** as a result.
- b) In the event of incorporation, half of Boring will be subject to a comprehensive plan different than the other half of Boring, <u>solidifying the referenced inequality</u>. This will perpetuate division and conceivably, two separate majorities will emerge under a common jurisdiction.
- c) Over the past two years, there have been meetings, consultations and discussion which resulted in the passage of a Position Statement on January 7, 2014 to petition to withdraw from Metro.
- d) Over twenty volunteers circulated the petition and collected almost 700 signatures, <u>697</u> to be exact, which equates to about 30% of the registered voters in the withdrawal area.
- e) The petition was signed by Democrats, Republicans, Independents and Non-Affiliated Voters, making it a bi-partisan measure that is not a motion of a few, but the cause of many.
- f) This petition is submitted to right a wrong and create a sense of unity in the Boring Community and <u>establish equal treatment of all</u> within the Boring area for now, and for the future.
- g) House Bill 2640 has been filed with the Oregon State Legislature and it calls for the change of the Metro boundaries, removing Boring from the jurisdictional reach of Metro.
- h) Therefore, as the people of Boring have spoken with resounding unity, we hereby request your complete support for the passage of House Bill 2640 in the 2015 Oregon State Legislative Session.

Respectfully submitted,

Stephen L. Bates Chief Petitioner

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I hereby certify that this is an Original Copy of the Petition Document as submitted to the Metro Council.

This Certified Original Copy is for:

The Oregon State Legislature

Certified this date, January 7, 2015

Stephen L. Bates, Chief Petitioner

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# PETITION TO WITHDRAW AREAS OF THE BORING COMMUNITY FROM

# THE METROPOLITAN SERVICE DISTRICT "METRO"

COPY OF ORIGINAL PETITION FOR THE OREGON STATE LEGISLATURE

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# **SEL 301: Statement One or More Petition Circulators Will be Paid**

rev 1/12: ORS 250.045, ORS 250,165, ORS 255,165, ORS 255,135

### OProspective Petition initial filing with filing officer

I/We hereby declare one or more petition circulators will be paid money or other valuable consideration for obtaining signatures of active registered voters on the attached petition. I/We understand the filing officer must be notified not later than the 10th day after I/we first have knowledge or should have had knowledge that no petition circulator will be compensated for obtaining signatures. By signing this document, I hereby state that no circulators will be compensated on this petition based on the number of signatures obtained by the circulator.

### O Completed Petition signatures submitted to filing officer

By signing this document, I hereby state that no circulators have been compensated on this petition based on the number of signatures obtained by the circulator.

Identify Petition										
Signed	Date Signed									
Signed	Date Signed									
Signed	Date Signed									

ightarrow Statement must be signed by all chief petitioners for an initiative or referendum petition.

### Warning Supplying false information on this form may result in conviction of a felony with a fine of up to \$125,000 and/or prison for up to 5 years.

# SEL 301: Statement No Petition Circulators Will be Paid

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### Completed Petition Signatures Submitted to filing officer

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# Identify Petition Petition For Withdrawal From The Metropolitan Service District (Metro) Image: Construct of the service district (Metro) Image: Construct

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### CHIEF PETITIONER'S STATEMENT PETITION FOR WITHDRAWAL FROM THE METROPOLITAN SERVICE DISTRICT (METRO)

In 1977, the Oregon State Legislature referred to the voters statewide Measure 6 to form the Metropolitan Service District; and

The boundaries established by Representatives Glenn Otto and Mike Ragsdale for that measure were arbitrary and without reason; and

The Oregon State Legislature further identified the boundaries of the "Metropolitan area" as of October 4, 1997; and

Be it known that half of the community of Boring is within these boundaries and half of the community of Boring is outside these boundaries; and

The community of Boring has identified a desire to be completely outside of these boundaries.

Therefore, this <u>Petition For Withdrawal From The Metropolitan Service District (Metro)</u> has been authored by the Chief Petitioner and endorsed by the Boring Community Planning Organization.

The areas to be withdrawn are identified on the map identified as Exhibit 1 of this petition. These areas to be withdrawn are the portions of Boring east of the City Limits of Damascus to 312<sup>th</sup> Avenue and to the south of Orient Drive and to the north of Kelso Road.

Respectfully submitted,

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Stephen L. Bates Chief Petitioner

NOTE: THE ORIGINAL PETITION DOCUMENT IS SUBMITTED TO METRO PRESIDENT TOM HUGHES AND THE METRO COUNCIL. COPIES OF THE ORIGINAL PETITION DOCUMENT ARE SUBMITTED TO: THE CLACKAMAS COUNTY COMMISSION THE OREGON STATE LEGISLATURE

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# **BORING COMMUNITY PLANNING ORGANIZATION**

"A Forum for Communication and Discussion of Information for a Vibrant Community" Stephen Bates, Chair DAYTIME TELEPHONE: 503-663-6271 EMAIL: <u>Sbates53@aol.com</u> www.boringcpo.org

### **POSITION STATEMENT dated January 7, 2014**

The Boring Community Planning Organization hereby requests the efforts of:

The Clackamas County Board of County Commissioners State Representatives Bill Kennemer, Mark Johnson and Shemia Fagan State Senators Alan Olson and Chuck Thomsen

to *support* the introduction and passage of a Bill as follows:

### A Bill For The Change Of The Boundaries Of The Metropolitan Service District

Whereas, in 1977, the Oregon State Legislature referred to the voters statewide Measure 6 to form the Metropolitan Service District; and

Whereas the boundaries established by Representatives Glenn Otto and Mike Ragsdale for that measure were arbitrary and without reason; and

Whereas, the Oregon State Legislature further identified the boundaries of the "Metropolitan area" as of October 4, 1997; and

Whereas half of the community of Boring is within these boundaries and half of the community of Boring is outside these boundaries; and

Whereas the community of Boring has identified a desire to be completely outside of these boundaries:

Be it resolved that the definition of "Metropolitan Area" in ORS 268.030(3) is hereby amended to read:

"Metropolitan area" means that area which on October 4, 1997, lies within the boundaries of Clackamas, Multnomah and Washington Counties with the exception of the Boring area within Clackamas County. The eastern boundary of the "Metropolitan Area" within Clackamas County is the eastern boundary of the City of Damascus.

Adopted by majority vote at its regular scheduled meeting, January 7, 2014;

Stephen L. Bates Chair

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ORS 268.354 (4) (b) gives instruction for annexation to metropolitan service districts. In all of ORS Chapter 268, there is no reference or instruction for Withdrawal from a metropolitan service district. Furthermore, Metro President Tom Hughes advised in a letter dated September 23, 2013 that "most of our existing codes contemplate the process of including land in Metro, rather than withdrawal". Therefore, this Petition for Withdrawal of the Boring area from the Metropolitan Service District (METRO) is presented in good faith:

### To the Metro Council – Metropolitan Service District

The signatories of this petition hereby request Withdrawal of the Boring area, as outlined in Exhibit "1", from Metro in accordance with ORS 268.347 to ORS 268.355. The Withdrawal of the Boring area is warranted due to indifference and lack of equal service. Furthermore, half of the Boring community is within the Metro boundaries and half of the Boring community is outside of the Metro boundaries. Therefore, this petition requests that the eastern Metro Boundary within Clackamas County be changed to the eastern boundary of the *City of Damascus*.

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a metropolitan service district organized and operating pursuant to ORS Chapter 268. Person Circulating Petition: To: The Metro Council - Metropolitan Service District and the Oregon State Legislature Signature: **REGISTERED VOTERS RESIDING WITHIN THE WITHDRAWAL AREA** This petition is filed referencing ORS Chapter 268.347 to 268.355 and 268.020 (3). the map attached as Exhibit "1" to this petition. The subject area contains portions of unincorporated Clackamas County known as Boring, Oregon. The undersigned Boring, Oregon registered voters and/or property owners do hereby petition for the withdrawal of the Boring area from Metro. PETITION FOR WITHDRAWAL FROM THE METROPOLITAN SERVICE DISTRICT (METRO) NAME (SIGNATURE) 13. 1.0 12 10. June . CUCKER W/ac 5 E "I Aude A. Edwards John - ANDRA heona Canne Eastmar Kath1400 AMMY LAGRANGE Printed Name: WULCHARL D. FUT hod ろうしてい PRINTED VANC Lastman H. Gunderson Dillipes TACKSON Edwards Walter ACKSON 13737 SE Richey 656N HAGER 136255Enacher No Boring, OR 97009 (24) 26889 SEKelsa Ko 15939 BERichey Rd 14053 SE Richer Rd -13715561 13715 S.E. Preck 355 SE Rielewild 4053 SE Richey Rd. Boring, OR 97009 13450 SE Riches The area requested for withdrawal is additionally described on 13727 SE RICHEY RC 13515 SE Wi Jew (PRINT) ADDRESS Address: Ra R. & Boring, OR 97009 12/26/14 , Rd Boring, OR 97009 Boring, OR 97009 ( 2 /Z/ )4 Boring, OR 97009 12 44/ 14 Boring, OR 97009 - + 13/ 14 Boring, OR 97009 ALAL 1/2/1 2 2414 1/24/14 H) M/L 1/24/4 DATE

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Printed Name: MICHIELE FITZ Address: TOUNG, OF TOUT		Person Circulating Petition: Signature: PETITION FOR WITHDRAWAL

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Signature Person Circulating Petition: **REGISTERED VOTERS RESIDING WITHIN THE WITHDRAWAL AREA** This petition is filed referencing ORS Chapter 268.347 to 268.355 and 268.020 (3). the map attached as Exhibit "1" to this petition. The subject area contains portions of unincorporated Clackamas County known as Boring, Oregon. a metropolitan service district organized and operating pursuant to ORS Chapter 268. The undersigned Boring, Oregon registered voters and/or property owners do hereby petition for the withdrawal of the Boring area from Metro, To: The Metro Council - Metropolitan Service District and the Oregon State Legislature PETITION FOR WITHBRAWAL FROM THE METROPOLITAN SERVICE DISTRICT (METRO) (SIGNATURE) 5 12./ あくいろんで NARY NISIGA Maela Misk SAM DUR MARK KOBERSIGN you Brud 46 it RACT BRUNKlast 10HN Printed Name: (PRINTED) NAME J P X T X C -binway HAWLEINS RELANT もよう 503E TEUEN WE 26275 SE WALL 26312 S.E. Wally B 26551 SE wally 128 26560 SE WALLY RO 26250 SE WAUN RD 26290 SE Wa 26388 26560 SE 26823 SE WALL RO 26598 S.E 2680 SEWAlly RA. 26580 SUE WALK RO NUCCE The area requested for withdrawal is additionally described on ADDRESS (PRINT) WWW P Address: 26,280 50 wally Rd Barn Boring, OR 97009 Boring, OR 97009 07/1/14 Boring, OR 97009 07 billy Boring, OR 97009 / Boring, OR 97009 7/ Boring, OR 97009 7 // 14 Boring, OR 97009 4 FILL C 411112 7/1/4 1 16/ 15 4) 111 DATE 10/15 616

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											09679 -100	INTERSISTATION	ADDRESS (PRINT)		e Legislature	IL. BASTES Address: BOMMA
PAGE B5		, OR 97009 / /		Strifue BONINGOR 97009 10 19 2014	DATE	The undersigned Boring, Oregon registered voters and/or property owners do hereby petition for the withdrawal of the Boring area from Metro, a metropolitan service district organized and operating pursuant to ORS Chapter 268. The area requested for withdrawal is additionally described on the map attached as Exhibit "1" to this petition. The subject area contains portions of unincorporated Clackamas County known as Boring, Oregon. This petition references ORS Chapter 268.347 to 268.355 and 268.020 (3).		Address: Boince albert 97203 RICT (METRO)								

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	DOMICILE ADDRESS	6.	DOMICILE ADDRESS	5.	DOMICILE ADDRESS	4.	DOMICILE ADDRESS	3.	DOMICILE ADDRESS	2. Dud Janet	DOMICILE ADDRESS	1. 224	NAME (SIGNATURE)	PROPERTY OWNERS WITHIN TH	The undersigned Boring, Oregon registered voters and/or property owners a metropolitan service district organized and operating pursuant to ORS Ch the map attached as Exhibit "1" to this petition. The subject area contains J This petition references ORS Chapter 268.347 to 268.355 and 268.020 (3).	To: The Metro Council - Metropolitan	Person Circulating Petition: Signature:
										LAVID JACRET	28087 SE HUN	BONG, J LES	NAME (PRINTED)	PROPERTY OWNERS WITHIN THE WITHDRAWAL AREA WHO ARE REGISTERED VOTERS ELSEWHERE	The undersigned Boring, Oregon registered voters and/or property owners do hereby petition for the withdrawal of the Boring area from Metro, a metropolitan service district organized and operating pursuant to ORS Chapter 268. The area requested for withdrawal is additionally described on the map attached as Exhibit "1" to this petition. The subject area contains portions of unincorporated Clackamas County known as Boring, Oregon. This petition references ORS Chapter 268.347 to 268.355 and 268.020 (3).	To: The Metro Council - Metropolitan Service District and the Oregon State Legislature	Person Circulating Petition: Signature: Printed Name: Downer 105-4 PETITION FOR WITHDRAWAL FROM THE METROPOLITAN SERV
PAGE 86										27195 SE Kelso Rd Bu	Ur Boury artes	PO Box 815 Bonn	ADDRESS (PRINT)	REGISTERED VOTERS ELSEWHER	by petition for the withdrawal of the Borin 68. The area requested for withdrawal is a s of unincorporated Clackamas County kno	islature	Address: ICE DISTRICT (MI
86		, OR 97009 / /		Bund, OR 97009 8/1415	J 5100.5 L	Bonno, OR 97009 8 18 14	DATE	-	ig area from Metro, idditionally described on own as Boring, Oregon.		13633 SE Aceta WAY Bound Onew 171003 ETRO)						

ORS 268.354 (4) (b) gives instruction for annexation to metropolitan service districts. In all of ORS Chapter 268, there is no reference or instruction for Withdrawal from a metropolitan service district. Furthermore, Metro President Tom Hughes advised in a letter dated September 23, 2013 that "most of our existing codes contemplate the process of including land in Metro, rather than withdrawal". Therefore, this Petition for Withdrawal of the Boring area from the Metropolitan Service District (METRO) is presented in good faith:

## To the Metro Council - Metropolitan Service District

The signatories of this petition hereby request Withdrawal of the Boring area, as outlined in Exhibit "1", from Metro in accordance with ORS 268.347 to ORS 268.355. The Withdrawal of the Boring area is warranted due to indifference and lack of equal service. Furthermore, half of the Boring community is within the Metro boundaries and half of the Boring community is outside of the Metro boundaries. Therefore, this petition requests that the eastern Metro Boundary within Clackamas County be changed to the eastern boundary of the *City of Damascus*.

#### To the Oregon State Legislature

As half of the Boring community is within the Metro boundaries and half of the Boring community is outside of the Metro boundaries, the signatories of this petition hereby request Withdrawal of the Boring area from Metro. This petition requests a change to the definition of "Metropolitan Area" in ORS 268.020 (3) to:

"Metropolitan area" means that area which on October 4, 1997, lies within the boundaries of Clackamas, Multnomah and Washington Counties with the exception of the Boring area within Clackamas County.

The eastern boundary of the "Metropolitan Area" within Clackamas County is the eastern boundary of the *City of Damascus*.

#### **Chief Petitioner**