

House Bill 2837

Sponsored by Representative NERON (Pre-session filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Removes designation of rural reserves from private road commonly known as Lasich Lane in Washington County.

A BILL FOR AN ACT

1
2 Relating to reserves in Washington County; amending ORS 195.144.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 195.144 is amended to read:

5 195.144. (1) For purposes of land use planning in Oregon, the Legislative Assembly designates
6 the land in Washington County that was designated as rural reserve in Metro Resolution No.
7 11-4245, adopted on March 15, 2011, as the acknowledged rural reserve in Washington County, ex-
8 cept that:

9 (a) **The Legislative Assembly does not designate as rural reserves** the real property in Area
10 5C on Metro's map denominated as the "Urban and Rural Reserves in Washington County, Attach-
11 ment A to Staff Report for Resolution No. 11-4245 (03/17/11 DRAFT)," that is more particularly de-
12 scribed as:

13 (A) Tax lots 1500 and 1501, section 1 of township 2 south, range 2 west, Willamette Meridian[,
14 *is not designated as a reserve area*]; **and**

15 (B) **A tract of land being in the north one-half of section 18, township 2 south, range 1**
16 **west, Willamette Meridian, Washington County Oregon, and being more particularly de-**
17 **scribed as follows: Beginning at the northeast corner of that tract of land conveyed to John**
18 **Lasich, et ux, by deed recorded October 22, 1931, in Book 148, page 116, of the Washington**
19 **County Deed Records; thence westerly along the north line said tract 1444.2 feet, more or**
20 **less, to the southwest corner of that property described in Deed Document No. 81038291 of**
21 **the Washington County Book of Records; thence southerly and perpendicular to said north**
22 **line, 50.00 feet; thence easterly on a line being parallel with and 50.00 feet southerly of said**
23 **north line 1444.2 feet, more or less, to the east line of said Lasich tract; thence northerly**
24 **50.00 feet to the point of beginning.**

25 (b) The Legislative Assembly designates as acknowledged urban reserve the real property that
26 is part of the original plat of Bendemeer, Washington County, Oregon, more particularly described
27 as:

28 (A) All of lots 1 through 18, inclusive;

29 (B) The parts of lots 64, 65 and 66 that are situated between the east boundary of the right of
30 way of Northwest West Union Road and the east boundary of the right of way of Northwest
31 Cornelius Pass Road;

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 (C) The real property that is more particularly described as: Beginning at a point of origin that
 2 is the south bank of Holcomb Creek and the west boundary of the right of way of Northwest
 3 Cornelius Pass Road; thence easterly along the south bank of Holcomb Creek, continuing along the
 4 south bank of Holcomb Lake to its intersection with the west boundary of Area 8C; thence southerly
 5 along the west boundary of Area 8C to its intersection with the north boundary of the right of way
 6 of Northwest West Union Road; thence westerly along the right of way to its intersection with the
 7 west boundary of the right of way of Northwest Cornelius Pass Road; thence northerly along the
 8 right of way to the point of origin;

9 (D) The real property that is more particularly described as tax lot 4050 in section 14A of
 10 township 1 north, range 2 west, Willamette Meridian;

11 (E) The portion of Northwest West Union Road and its right of way from the intersection of the
 12 road with the west boundary of Area 8C to the intersection of the road with the west boundary of
 13 the right of way of Northwest Bendemeer Road on Metro’s map denominated as the “Urban and
 14 Rural Reserves in Washington County, Attachment A to Staff Report for Resolution No. 11-4245
 15 (03/17/11 DRAFT)”; and

16 (F) The real property that is more particularly described as tax lot 400 in section 14D of town-
 17 ship 1 north, range 2 west, Willamette Meridian.

18 (2) For purposes of land use planning in Oregon, the Legislative Assembly designates the land
 19 in Washington County that was designated as urban reserve in Metro Resolution No. 11-4245,
 20 adopted on March 15, 2011, as the acknowledged urban reserve in Washington County, except that:

21 (a) The real property in Area 8A on Metro’s map denominated as the “Urban and Rural Re-
 22 serves in Washington County, Attachment A to Staff Report for Resolution No. 11-4245 (03/17/11
 23 DRAFT),” east of the east boundary of the right of way of Northwest Jackson School Road and east
 24 of the east bank of Storey Creek and the east bank of Waibel Creek is included within the ac-
 25 knowledged urban growth boundary.

26 (b) The real property in Area 8A on Metro’s map denominated as the “Urban and Rural Re-
 27 serves in Washington County, Attachment A to Staff Report for Resolution No. 11-4245 (03/17/11
 28 DRAFT),” that is south of the south boundary of the right of way of Highway 26 and west of the
 29 real property described in paragraph (a) of this subsection is designated as acknowledged rural re-
 30 serve.

31 (c) The real property in Area 8B on Metro’s map denominated as the “Urban and Rural Reserves
 32 in Washington County, Attachment A to Staff Report for Resolution No. 11-4245 (03/17/11
 33 DRAFT),” that is more particularly described as tax lot 100 in section 21AA of township 1 north,
 34 range 2 west, Willamette Meridian, and tax lots 900, 901, 1100, 1200, 1300 and 1400 in section 15 of
 35 township 1 north, range 2 west, Willamette Meridian, is not designated as a reserve area.

36 (d) The real property in Area 8B on Metro’s map denominated as the “Urban and Rural Reserves
 37 in Washington County, Attachment A to Staff Report for Resolution No. 11-4245 (03/17/11
 38 DRAFT),” that is not described in paragraph (c) of this subsection is designated as acknowledged
 39 rural reserve.

40 (e) The real property in Area 7B on Metro’s map denominated as the “Urban and Rural Reserves
 41 in Washington County, Attachment A to Staff Report for Resolution No. 11-4245 (03/17/11
 42 DRAFT),” that is north of the south bank of Council Creek is designated as acknowledged rural
 43 reserve.

44 (f) The real property in Area 7B on Metro’s map denominated as the “Urban and Rural Reserves
 45 in Washington County, Attachment A to Staff Report for Resolution No. 11-4245 (03/17/11

1 DRAFT),” that is south of the south bank of Council Creek is included within the acknowledged
 2 urban growth boundary.

3 (3) For purposes of land use planning in Oregon, in relation to the following real property in
 4 Washington County that is not reserved by designation in Metro Resolution No. 11-4245, adopted
 5 on March 15, 2011, the Legislative Assembly designates:

6 (a) As acknowledged rural reserve the real property that is situated south of the City of North
 7 Plains on Metro’s map denominated as the “Urban and Rural Reserves in Washington County, At-
 8 tachment A to Staff Report for Resolution No. 11-4245 (03/17/11 DRAFT),” more particularly de-
 9 scribed as tax lots 100, 101, 200 and 201 in section 11 of township 1 north, range 3 west, Willamette
 10 Meridian, tax lots 1800 and 2000 and that portion of tax lot 3900 that is north of the south line of
 11 the Dobbins Donation Land Claim No. 47 in section 12 of township 1 north, range 3 west, Willamette
 12 Meridian, and the portion of Northwest Gordon Road and its right of way from the south boundary
 13 of the right of way of Northwest Beach Road to the south boundary of tax lot 200 in section 11 of
 14 township 1 north, range 3 west, Willamette Meridian.

15 (b) As acknowledged rural reserve the real property that is situated north of the City of
 16 Cornelius on Metro’s map denominated as the “Urban and Rural Reserves in Washington County,
 17 Attachment A to Staff Report for Resolution No. 11-4245 (03/17/11 DRAFT),” and that is north of the
 18 south bank of Council Creek, east of the east right of way of Northwest Cornelius-Schefflin Road
 19 and west of the west bank of Dairy Creek.

20 (c) As acknowledged rural reserve the real property that is north of the City of Forest Grove
 21 on Metro’s map denominated as the “Urban and Rural Reserves in Washington County, Attachment
 22 A to Staff Report for Resolution No. 11-4245 (03/17/11 DRAFT),” more particularly described as east
 23 of Area 7B, west of the east right of way of Highway 47 and south of the north right of way of
 24 Northwest Purdin Road.

25 (d) As acknowledged rural reserve the real property that is situated west of Area 8B on Metro’s
 26 map denominated as the “Urban and Rural Reserves in Washington County, Attachment A to Staff
 27 Report for Resolution No. 11-4245 (03/17/11 DRAFT).”

28 (4) Land in a county in Metro that is planned and zoned for farm, forest or mixed farm and
 29 forest use and that is not designated as urban reserve may not be included within the urban growth
 30 boundary of Metro before at least 75 percent of the land in the county that was designated urban
 31 reserve in this section has been included within the urban growth boundary and planned and zoned
 32 for urban uses.

33 (5) The real property described in subsection (2)(a) of this section, except for the land denomi-
 34 nated as “UGB 2014” on the Metro Map titled “HB 4078 Reserves and Urban Growth Boundary
 35 Washington County Area - Attachment 1 (June 2014)” and that is south of Northwest Sunset High-
 36 way and north of Northwest Evergreen Road:

37 (a) Is employment land of state significance; and

38 (b) Must be planned and zoned for employment use.

39 (6) If the real property described in subsection (2)(f) of this section or section 4 (1) to (3), chapter
 40 92, Oregon Laws 2014, is planned and zoned for employment use, in its first legislative review of the
 41 urban growth boundary on or after April 1, 2014, Metro shall not count the employment capacity
 42 of the real property described in subsection (2)(f) of this section or in section 4 (1) to (3), chapter
 43 92, Oregon Laws 2014, in determining the employment capacity of the land within Metro.