

Senate Bill 1573

Sponsored by Senator BEYER (Presession 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**.

Requires city to annex territory without vote upon receipt of petition for annexation submitted by all owners of land in territory provided territory is included within urban growth boundary of city or Metro and is, or will be, subject to acknowledged comprehensive plan of city. Provides that territory to be annexed includes additional territory necessary to provide infrastructure and services for development of annexed territory at density planned in acknowledged comprehensive plan. Provides city is not required to hold public hearing and may declare territory annexed by ordinance containing description of territory.

Validates designated urban reserve adopted by Metro and Clackamas County.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1 Relating to boundary changes; and declaring an emergency.

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

3 **SECTION 1. Section 2 of this 2016 Act is added to and made a part of ORS 222.111 to**
4 **222.180.**

5 **SECTION 2. (1) Notwithstanding a contrary provision of the city charter, upon receipt**
6 **of a petition proposing annexation of territory that is submitted by all owners of land in the**
7 **territory, the legislative body of a city shall annex the territory without submitting the**
8 **proposal to the electors of the city if:**

9 (a) **The territory is included within an urban growth boundary adopted by the city or**
10 **Metro, as defined in ORS 197.015;**

11 (b) **The territory is, or upon annexation of the territory into the city will be, subject to**
12 **the acknowledged comprehensive plan of the city; and**

13 (c) **The proposal conforms to all other requirements of the city's ordinances.**

14 (2) **The territory to be annexed under this section includes any additional territory de-**
15 **scribed in ORS 222.111 (1) that must be annexed in order to provide infrastructure and ser-**
16 **vices necessary for development of the territory described in subsection (1) of this section**
17 **at the density planned in the acknowledged comprehensive plan of the city.**

18 (3) **The legislative body of the city is not required to hold the public hearing otherwise**
19 **required by ORS 222.120 for an annexation under this section. When the legislative body de-**
20 **termines that the criteria described in subsection (1) of this section apply to territory pro-**
21 **posed for annexation, the legislative body may declare that the territory described in**
22 **subsections (1) and (2) of this section is annexed to the city by an ordinance that contains**
23 **a description of the territory annexed.**

24 **SECTION 3. Section 4 of this 2016 Act is added to and made a part of ORS 195.137 to**
25 **195.145.**

26 **SECTION 4. For the purposes of land use planning in Oregon, the Legislative Assembly**
27

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 **designates as acknowledged urban reserve the land in Clackamas County that was designated**
2 **urban reserve in Metro Resolution No. 10-1238A adopted June 3, 2010, more particularly de-**
3 **scribed as the real property in Area 4C on Metro’s map denominated as “2040 Growth Con-**
4 **cept Exhibit A to Ordinance 10-1238A,” excluding the area north of Halcyon Road and west**
5 **of 3645 Halcyon Road.**

6 **SECTION 5. This 2016 Act being necessary for the immediate preservation of the public**
7 **peace, health and safety, an emergency is declared to exist, and this 2016 Act takes effect**
8 **on its passage.**

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