

# Senate Bill 524

Sponsored by Senator JOHNSON (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**.

Designates certain lands in Washington County that Metro designated as rural reserve land as urban reserve land.

## A BILL FOR AN ACT

1  
2 Relating to land use; 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 real property in Area 5C on Metro's map denominated as the "Urban and Rural Reserves  
10 in Washington County, Attachment A to Staff Report for Resolution No. 11-4245 (03/17/11  
11 DRAFT)," that is more particularly described as tax lots 1500 and 1501, section 1 of township 2  
12 south, range 2 west, Willamette Meridian, is not designated as a reserve area.

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

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

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

20 (C) The real property that is more particularly described as: Beginning at a point of origin that  
21 is the south bank of Holcomb Creek and the west boundary of the right of way of Northwest  
22 Cornelius Pass Road; thence easterly along the south bank of Holcomb Creek, continuing along the  
23 south bank of Holcomb Lake to its intersection with the west boundary of Area 8C; thence southerly  
24 along the west boundary of Area 8C to its intersection with the north boundary of the right of way  
25 of Northwest West Union Road; thence westerly along the right of way to its intersection with the  
26 west boundary of the right of way of Northwest Cornelius Pass Road; thence northerly along the  
27 right of way to the point of origin;

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

30 (E) The portion of Northwest West Union Road and its right of way from the intersection of the  
31 road with the west boundary of Area 8C to the intersection of the road with the west boundary of

**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 the right of way of Northwest Bendemeer Road on Metro's map denominated as the "Urban and  
2 Rural Reserves in Washington County, Attachment A to Staff Report for Resolution No. 11-4245  
3 (03/17/11 DRAFT)"; and

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

6 **(c) The Legislative Assembly designates as urban reserve the real property that is more**  
7 **particularly described as tax lots 1000, 1100 and 1201 in section 13 of township 1 north, range**  
8 **2 west, Willamette Meridian.**

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

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

17 (b) The real property in Area 8A on Metro's map denominated as the "Urban and Rural Re-  
18 serves in Washington County, Attachment A to Staff Report for Resolution No. 11-4245 (03/17/11  
19 DRAFT)," that is south of the south boundary of the right of way of Highway 26 and west of the  
20 real property described in paragraph (a) of this subsection is designated as acknowledged [*rural*]  
21 **urban** reserve.

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

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

31 (e) The real property in Area 7B 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 north of the south bank of Council Creek is designated as acknowledged rural  
34 reserve.

35 (f) The real property in Area 7B on Metro's map denominated as the "Urban and Rural Reserves  
36 in Washington County, Attachment A to Staff Report for Resolution No. 11-4245 (03/17/11  
37 DRAFT)," that is south of the south bank of Council Creek is included within the acknowledged  
38 urban growth boundary.

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

42 (a) As acknowledged rural reserve the real property that is situated south of the City of North  
43 Plains on Metro's map denominated as the "Urban and Rural Reserves in Washington County, At-  
44 tachment A to Staff Report for Resolution No. 11-4245 (03/17/11 DRAFT)," more particularly de-  
45 scribed as tax lots 100, 101, 200 and 201 in section 11 of township 1 north, range 3 west, Willamette

1 Meridian, tax lots 1800 and 2000 and that portion of tax lot 3900 that is north of the south line of  
 2 the Dobbins Donation Land Claim No. 47 in section 12 of township 1 north, range 3 west, Willamette  
 3 Meridian, and the portion of Northwest Gordon Road and its right of way from the south boundary  
 4 of the right of way of Northwest Beach Road to the south boundary of tax lot 200 in section 11 of  
 5 township 1 north, range 3 west, Willamette Meridian.

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

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

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

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

24 (5)(a) The real property described in subsection (2)(a) of this section:

25 (A) Is employment land of state significance; and

26 (B) Must be planned and zoned for employment use.

27 (b) In its first legislative review of the urban growth boundary on or after April 1, 2014, Metro  
 28 shall not count the employment capacity of the real property described in subsection (2)(a) of this  
 29 section in determining the employment capacity of the land within Metro.

30 (6) If the real property described in subsection (2)(f) of this section or section 4 (1) to (3), chapter  
 31 92, Oregon Laws 2014, is planned and zoned for employment use, in its first legislative review of the  
 32 urban growth boundary on or after April 1, 2014, Metro shall not count the employment capacity  
 33 of the real property described in subsection (2)(f) of this section or in section 4 (1) to (3), chapter  
 34 92, Oregon Laws 2014, in determining the employment capacity of the land within Metro.