

**CITY OF DUNDEE
ORDINANCE NO. 469-2008**

AN ORDINANCE ADOPTING THE DUNDEE PARKS AND OPEN SPACE PLAN BY AMENDING THE DUNDEE COMPREHENSIVE PLAN, ORDINANCE NO 197.

WHEREAS, the Dundee Parks Committee has been developing a Parks and Open Space Plan for the City; and

WHEREAS, the Planning Commission initiated adoption of the Parks and Open Space Plan as a detailed element of the Dundee Comprehensive Plan; and

WHEREAS, the draft plan has been reviewed in joint sessions between the Parks Committee, the Planning Commission, and the City Council; and

WHEREAS, the Planning Commission approved the draft Plan and recommended its adoption to the City Council; and

WHEREAS, the City Council conducted a public hearing on the proposed Plan on March 12, 2008; and

WHEREAS, the Council developed several amendments to the Plan to clarify language and direction.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF DUNDEE HEREBY ORDAINS AS FOLLOWS:

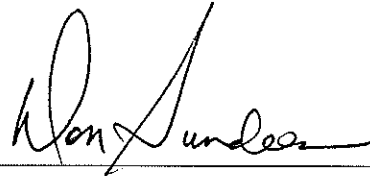
Section 1. The City Council of the City of Dundee does hereby adopt those certain findings of fact in support of the decision attached hereto as Exhibit "A" and by this reference made a part hereof.

Section 2. The City Council of the City of Dundee does hereby amend the Dundee Comprehensive Plan by adopting the Dundee Parks and Open Space Plan, attached hereto as Exhibit "B", as a detailed element of the Comprehensive Plan with the full force and effect as if it was a chapter within the Comprehensive Plan document. In the event of any inconsistency between the Parks and Open Space Plan and the Comprehensive Plan chapters entitled "Open Spaces, Natural and Cultural Resources" and "Recreation and Willamette River Greenway" the Parks and Open Space Plan shall prevail.

Section 3. This Ordinance shall take effect within 30 days of adoption.

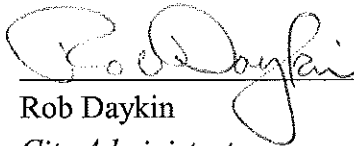
ADOPTED by the Council this 15th day of July 2008.

Approved:



Don Sundeen
Mayor

Attest:



Rob Daykin
City Administrator

EXHIBIT "A"

FINDINGS OF FACT DUNDEE PARKS AND OPEN SPACE PLAN

The Dundee Comprehensive Plan includes two chapters, Open Spaces, Natural and Cultural Resources, and Recreation and Willamette River Greenway, which discuss parks and open space plans for the City. The Council finds that the Dundee Parks and Open Space Plan is consistent with and helps to implement these chapters of the Comprehensive Plan by expanding and amplifying the inventory, analysis, and policies of the Comprehensive Plan and by developing specific implementation strategies that will help to implement the Comprehensive Plan direction.

Section 3.207 of the Dundee Development Ordinance includes the process for considering a legislative amendment to the Comprehensive Plan. However, that section includes no criteria to be used in evaluation the proposal. Therefore, the standards embodied in State Law regulating comprehensive planning apply. These are listed below along with a finding of fact for each.

Goal 1 Citizen Involvement

FINDING: The Parks Committee prepared the Plan, holding several public meetings during its work. Formal public hearings were held before the Planning Commission and City Council. This Goal is met.

Goal 2 Land Use Planning

FINDING: This goal sets standards for identifying and planning for needed land uses. The Parks Plan meets the goal as it identifies needed parks and open space facilities necessary to support the livability of all the land uses within the Community.

Goal 3 Agricultural Lands

FINDING: This goal is not applicable as the properties involved are all inside the city limits or urban growth boundary. The exception is the land along the river, which includes portions not in the UGB and City Limits. The regional park proposed for this area will predominately be located within the Willamette River Floodplain and not on agriculture land. This goal is met.

Goal 4 Forest Lands

FINDING: This goal is not applicable as the properties involved are all inside the city limits or urban growth boundary

Goal 5 Natural Resources, Scenic and Historic Areas, and Open Spaces

FINDING: This goal is met because the Plan determines the need for open space and

establishes a plan to meet that need, the Plan preserves the riverfront by calling for the creation of a riverfront park, and the Plan seeks to put wetlands areas into permanent open space.

Goal 6 Air, Water and Land Resources Quality

FINDING: This goal is met as the Plan establishes a park and open space system that preserves sensitive lands.

Goal 7 Areas Subject to Natural Hazards

FINDING: This goal is met in that the Plan protects the floodplain area along the Willamette River by calling for it to be put into permanent park and open space use.

Goal 8 Recreational Needs

FINDING: This goal is met because the Plan inventories recreation needs and provides land for recreation. The Plan makes preservation and recreational use of the Willamette River a high priority. The Plan calls for Code amendments that will provide a system of park land dedication as part of the development process.

Goal 9 Economic Development

FINDING: The Parks Plan helps to implement this goal as the Plan recognizes the economic potential of the parks and open space system and specifically discusses how that potential can be met using new Parks as a catalyst for business growth.

Goal 10 Housing

FINDING: The Housing Goal is not applicable as the Parks Plan does not address housing issues.

Goal 11 Public Facilities and Services

FINDING: This Goal is met as the Parks Plan is designed around the sewerage treatment facility. No other element of the Goal is relevant.

Goal 12 Transportation

FINDING: The Parks Plan establishes a system of bicycle and pedestrian routes complementing the Dundee Transportation Plan. This goal is met.

Goal 13 Energy Conservation

FINDING: This goal is met as the Plan establishes a network of pathways designed for

non-motorized travel.

Goal 14 Urbanization

FINDING: This goal is not applicable as the Parks Plan addresses park and open space development within the Urban Growth Boundary.

Goal 15 Willamette River Greenway

FINDING: This goal is met as the Plan calls for the preservation of all land within the Willamette River Greenway as part of a public park system.

Goal 16 Estuarine Resources

FINDING: This goal is not applicable as Dundee is not on the coast.

Goal 17 Coastal Shorelands

FINDING: This goal is not applicable as Dundee is not on the coast.

Goal 18 Beaches and Dunes

FINDING: This goal is not applicable as Dundee is not on the coast.

Goal 19 Ocean Resources

FINDING: This goal is not applicable as Dundee is not on the coast.

The Oregon Land Conservation and Development Commission has adopted an administrative rule addressing State and Local Parks Planning. Section 660-034-0040 of that rule addresses Planning for Local Parks.

FINDING: OAR 660-034-0040 is met as the Parks Plan generally indicates the location and boundaries of proposed local parks, and the Development Code includes appropriate zoning designations for parks.