

# EUGENE CITY COUNCIL

## AGENDA ITEM SUMMARY



---

Public Hearing: An Ordinance Concerning Land Use Code Maintenance and Amending Sections 9.0500, 9.1060, 9.2160, 9.2740, 9.3115, 9.3210, 9.3310, 9.3510, 9.3810, 9.3910, 9.4260, 9.5200, 9.6105, 9.6410, 9.6610, 9.7315, 9.7335, 9.7415, 9.7455, 9.7505, 9.7520, 9.7560, 9.7655, 9.8400, 9.8405, and 9.8855 of the Eugene Code, 1971. (City File CA 15-2)

---

Meeting Date: July 13, 2015  
Department: Planning & Development  
[www.eugene-or.gov](http://www.eugene-or.gov)

Agenda Item Number: 5  
Staff Contact: Alissa Hansen  
Contact Telephone Number: 541-682-5508

---

### **ISSUE STATEMENT**

The City Council will hold a public hearing to consider land use code amendments related to maintenance of the code

### **BACKGROUND**

In April, the City Council initiated amendments related to maintenance of the land use code. Since the adoption of the 2001 comprehensive land use code update, numerous packages of code amendments have been brought forward on a variety of topics. Recent examples of such amendments include those related to employment zones, downtown, and urban animal keeping. While the purpose of these amendments was to improve regulations and bring development and land use into alignment with community desires, there has been no regularity in, or programmatic process for, maintaining or improving the land use code.

In recognition of the need to regularly improve the land use code, one of the strategies in Envision Eugene under Pillar 7 (Provide for adaptable, flexible and collaborative implementation) calls for the City to continually evaluate and regularly adjust regulations through a collaborative, ongoing code improvement program. The goal of this strategy is to create an ongoing program to improve the land use code through a collaborative process. Amendments are intended to range from discreet legal or corrective revisions that improve the administration of the code to broader or more comprehensive changes to ensure that regulations remain in alignment with the community's vision described in Envision Eugene.

### **Code Maintenance**

As a pilot to the code improvement program, a set of land use code amendments that focus on code maintenance has been prepared. This set includes a small number of discreet amendments that address corrective or legal issues which, if left unaddressed, pose a challenge in the administration of the land use code. To ensure that the code maintenance amendments remain manageable within existing resources, the amendments do not address policy issues or topics associated with other Planning Division work program items.

Corrective amendments are intended to fix errors or conflicts by removing obsolete language, adding language that was inadvertently omitted or correcting code references without changing policy or intent. Legal amendments respond to changes in state law (such as revisions to Oregon Revised Statutes) to remove conflicts between provisions in the code and newer state regulations.

A summary of the amendments is provided in Attachment A, and the proposed ordinance is provided as Attachment B.

### **Planning Commission Process**

The Planning Commission held a public hearing on June 2, 2015, to consider the code maintenance amendments. No testimony regarding the amendments was provided at, or prior to, the public hearing. Immediately following the hearing, the Planning Commission voted unanimously (6-0) to recommend approval of the land use code amendments as proposed.

A complete set of record materials are available for review on line at [www.eugene-or.gov/codeamendments](http://www.eugene-or.gov/codeamendments).

### **RELATED CITY POLICIES**

Findings addressing consistency with related City policies, including provisions of the Metro Plan, are included as an exhibit to the proposed ordinance (Exhibit B of Attachment B).

### **COUNCIL OPTIONS**

No action is required at this time; however, options will be provided at the time of City Council deliberations and action scheduled for July 27, 2015.

### **CITY MANAGER'S RECOMMENDATION**

This item is scheduled for a public hearing only. Following the City's receipt of any testimony, the City Manager will make a recommendation to be included in the council packet for action on July 27, 2015.

### **SUGGESTED MOTION**

No motion is proposed as this item is scheduled for a public hearing only. Following the City's receipt of any testimony, the City Manager will make a recommendation and associated motion to be included in the council packet for action on July 27, 2015.

**ATTACHMENTS**

- A. Summary of Code Maintenance Amendments
- B. Draft Ordinance

**FOR MORE INFORMATION**

Staff Contact: Alissa Hansen  
Telephone: 541-682-6508  
Staff E-Mail: [alissa.h.hansen@ci.eugene.or.us](mailto:alissa.h.hansen@ci.eugene.or.us)