



**Planning Director's Recommendations and Findings:  
Dade, Debra and the Estate of Diana P. Vermeys (A 13-7)**

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| <b>Application Submitted:</b> August 26, 2013                       |   |
| <b>Applicant:</b> Dade, Debra and the Estate of Diana P. Vermeys    |   |
| <b>Map/Lot(s):</b> 17-04-12-20: 1500                                |   |
| <b>Zoning:</b> AG/UL Agricultural with Urbanizable Land Overlay     |   |
| <b>Location:</b> East side of River Loop 1, north of Grizzly Avenue |   |
| <b>Representative:</b> Bill Randall, Arbor South Architecture       |   |
| <b>Lead City Staff:</b>   | Becky Taylor, Associate Planner, (541) 682-5437 |

**EVALUATION:**

Based on the information provided by the applicant, the City has determined that this request complies with Eugene Code (EC) Section 9.7805 Annexation - Applicability. As such, it is subject to review and approval in accordance with the requirements, application criteria and procedures of EC 9.7800 through 9.7835. The applicable approval criteria are presented below in bold typeface with findings and conclusions following each.

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| <b>EC 9.7825(1) The land proposed to be annexed is within the city's urban growth boundary and is:</b><br><b>(a) Contiguous to the city limits; or</b><br><b>(b) Separated from the city only by a public right of way or a stream, bay, lake or other body of water.</b> |   |
| <b>Complies</b>   | <b>Findings:</b> The annexation area is within the City's urban growth boundary (UGB), and is contiguous to the City limits, consistent with subsection (a). Abutting lands to the north and south are in City limits.  |
| <input checked="" type="checkbox"/> <b>YES</b> <input type="checkbox"/> <b>NO</b>   |   |
| <b>EC 9.7825(2) The proposed annexation is consistent with applicable policies in the Metro Plan and in any applicable refinement plans.</b>  |   |
| <b>Complies</b>   | <b>Findings:</b> The proposed annexation area is within the UGB. Several policies from the <u>Metro Plan</u> generally support this annexation by encouraging compact urban growth to achieve efficient use of land and urban service provisions within the UGB, including the following:<br><br><b>C. Growth Management, Goals, Findings and Policies:</b><br><i>Policy 8. Land within the UGB may be converted from urbanizable to urban only through annexation to a city when it is found that:</i><br><i>a. A minimum level of key urban facilities and services can be provided to the area in an orderly and efficient manner.</i><br><i>b. There will be a logical area and time within which to deliver urban services and</i> |
| <input checked="" type="checkbox"/> <b>YES</b> <input type="checkbox"/> <b>NO</b>   |   |

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|  |  | <p><i>facilities. Conversion of urbanizable land to urban shall also be consistent with the Metro Plan. (Page II-C-4)</i></p> <p><i>Policy 10. Annexation to a city through normal processes shall continue to be the highest priority. (Page II-C-4)</i></p> <p><i>Policy 16. Ultimately, land within the UGB shall be annexed to a city and provided with the required minimum level of urban facilities and services. While the time frame for annexation may vary, annexation should occur as land transitions from urbanizable to urban. (Page II-C-5)</i></p> <p>The <u>Metro Plan</u> designates the annexation area as appropriate for residential use. The <u>River Road/Santa Clara Urban Facilities Plan (RR/SC UFP)</u> is the adopted refinement plan for the subject properties and also designates the area for residential uses. The property is currently zoned AG/UL Agricultural with Urbanizable Land Overlay. The /UL overlay will be automatically removed from the zoning following annexation approval. The applicant plans to file a zone change application to low-density residential, following approval of the annexation.</p> <p>With regard to applicable policies of the <u>RR/SC UFP</u>, the subject property is not within a subarea; of the general “Residential Land Use Policies” at Section 2.2, none appear to be directly applicable to the subject request. The “Public Facilities and Services Element” policies of the <u>RR/SC UFP</u> are directed at local government; however, the premise of these policies (regarding the provision of urban services) is the assumption that the properties within the UGB will be annexed.</p> <p>As previously discussed in this subsection, and further detailed under subsection (3) below, the proposed annexation is consistent with <u>Metro Plan</u> growth management policies and can be served by the minimum level of key urban services. The annexation procedures beginning at EC 9.7800 are consistent with State law and therefore, as found throughout this report, the annexation is consistent with State law.</p> |
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**EC 9.7825(3) The proposed annexation will result in a boundary in which the minimum level of key urban facilities and services, as defined in the Metro Plan, can be provided in an orderly, efficient, and timely manner.**

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| <b>Complies</b>                                |                                    | <p><b>Findings:</b> The proposed annexation will result in a boundary in which the minimum level of key urban facilities and services can be provided in an orderly, efficient, and timely manner as detailed below:</p> <p><b>Wastewater</b><br/>Public wastewater is provided by the existing 8-inch mainlines located within River Loop 1 and Banton Avenue, abutting the subject property to the west and south, respectively.</p> |
| <input checked="" type="checkbox"/> <b>YES</b> | <input type="checkbox"/> <b>NO</b> |  |

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|  | <p><b>Stormwater</b><br/>Public stormwater facilities are available from a 10-inch mainline located within the abutting segment of Banton Avenue. Additional stormwater runoff from future development of the property may require on-site detention and/or retention. Compliance with applicable stormwater development standards will be ensured during the development permit process.</p> <p><b>Streets</b><br/>The portion of River Loop 1 abutting the west boundary of the subject property is under Lane County's jurisdiction. Grizzly Avenue is a City street that is partially stubbed to the southeast corner of the subject property. Street extensions through the property will be evaluated at the time of development.</p> <p><b>Solid Waste</b><br/>Collection service is provided by private firms. Regional disposal sites and the Short Mountain Landfill are operated by Lane County.</p> <p><b>Water &amp; Electric</b><br/>Eugene Water and Electric Board (EWEB) staff states no objection to serving the proposed annexation, provided future development of the subject property complies with applicable policies and procedures. EWEB staff notes that the existing six-inch water mains located within the abutting segments of River Loop 1 and Grizzly Avenue need to be connected through the subject property, with potential system upgrades required, at the time of development.</p> <p><b>Public Safety</b><br/>Police protection can be extended to this site upon annexation consistent with service provision through the City. Fire protection services and ambulance services are currently provided to the subject property by the City of Eugene. Emergency medical services are currently provided on a regional basis by the cities of Eugene and Springfield to central Lane County and will continue in the same manner upon annexation.</p> <p><b>Parks and Recreation</b><br/>A minimum level of park service can be provided to the proposal area by the city as prescribed in the <u>Metro Plan</u>. Terra Linda Park is located approximately 250 feet to the northeast.</p> <p><b>Planning and Development Services</b><br/>Planning and building permit services are provided for all properties located within the urban growth boundary by the City of Eugene. The Eugene Code, Chapter 9, will provide the required land use controls for future development of the subject property upon annexation.</p> <p><b>Communications</b><br/>Qwest communications and a variety of other telecommunications providers offer communications services throughout the Eugene/Springfield area.</p> |
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|  |  | <p><b>Public Schools</b><br/>The subject property is within the Eugene 4J School district and is served by Awbrey Park Elementary School, Madison Middle School and North Eugene High School.</p> |
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**CONCLUSION:**

Based on the above findings, the proposed annexation is found to be consistent with the applicable approval criteria. The Planning Director recommends that City Council approve this annexation proposal. The effective date is set in accordance with State law.