

FINDINGS OF FACT

2016 HDJ Transportation System Plan Amendment – February 22, 2016

Ordinance 2239

Statewide Planning Goals and Comprehensive Plan Policies.

Goal 1 and Policy 1. Citizen Involvement. The City will insure that citizens have an adequate opportunity to be involved in all phases of the planning process.

1. Notice of the planning commission hearing was published in the Hermiston Herald at least 10 days prior to the hearing on January 20, 2016 in accordance with §156.08(A) of the Hermiston Code of Ordinances.
2. Notice of the city council hearing was published in the Hermiston Herald at least 10 days prior to the hearing on February 3, 2016 in accordance with §156.08(A) of the Hermiston Code of Ordinances.
3. The Planning Commission held a public hearing on February 10, 2016 in accordance with §157.226(F).
4. The City Council held a public hearing on February 22, 2016 in accordance with §157.226(F)

Goal 1 and Policy 2. Planning Process. The City of Hermiston will monitor and update periodically its comprehensive plan and implementing ordinances to respond to changing conditions.

5. Policy 2 requires the City to annually review development activity and its impacts.
6. The planning commission reviewed the Highway 395 Corridor Refinement Plan in the TSP and determined that an additional signal or roundabout is justified to service proposed retail development.

Goal 2 and Policy 3. Intergovernmental Coordination. The City of Hermiston will facilitate intergovernmental coordination so that decisions affecting local, state, and federal planning and development actions in the Hermiston area are rendered in an efficient and consistent manner.

7. The notice of proposed amendment was sent to the Department of Land Conservation and Development on January 4, 2016, more than 35 days prior to the first evidentiary hearing in accord with Oregon Administrative Rules, Chapter 660, Division 18.

Goal 3 Agricultural Lands.

8. There are no tracts of actively farmed land in the area proposed for service by the proposed traffic signal.

Goal 4 Forest Lands, Goal 15 Willamette River Greenway, Goal 16 Estuarine Resources, Goal 17 Coastal Shorelands, Goal 18 Beaches and Dunes, Goal 19 Ocean Resources.

9. There are no tracts of lands subject to Goals 4, 15, 16, 17, 18, or 19 anywhere within the city limits or UGB. These goals are not applicable.

Goal 5 Natural Resources, Scenic and Historic Areas, and Open Space, Goal 6 Air, Water and Land Resource Quality, Goal 7 Areas Subject to Natural Hazards, Goal 8 Recreation Needs, Goal 9 Economic Development, Goal 11 Public Facilities and Services, Goal 13 Energy Conservation, Goal 14 Urbanization.

10. The City's acknowledged comprehensive plan has policies established for compliance with Goals 5, 6, 7, 8, 9, 11, 13, and 14. No new uses are being permitted through the amendment. No additional findings must be made demonstrating compliance with these Goals.

Goal 9 Housing

11. There are no tracts of housing land in the service area for the proposed signal. Goal 9 is not applicable to this amendment and no additional findings are required.

Goal 12 Transportation and OAR 660, Division 012

12. OAR 660-012-0015 requires all cities to develop and maintain a transportation system plan.
13. Preparation of local TSPs must be coordinated with ODOT. The city provided a copy of the amendment to ODOT on January 4, 2016. ODOT has reviewed the proposed amendment. ODOT's testimony is incorporated into the planning commission record.
14. When there is a conflict between an existing TSP and either the functional classification of a road or other conflict with the requirements of maintaining the operation of the transportation system, the TSP must be amended to maintain functionality. The proposed retail development will require a new signal above and beyond those already

planned in the TSP. Thus, the TSP must be amended to include the necessary signal planning.

Hermiston Comprehensive Planning Ordinance §156.08

14. Notice of the public hearing on the proposed amendment was published in the Hermiston Herald on January 20 and January 27, 2016 more than 10 days in advance of the public hearing in accordance with 156.08(A).
15. Copies of the proposed TSP amendment have been available in the planning department office since January 20, 2016 in accordance with 156.08(B).
16. The planning commission adopted findings of fact regarding the proposed amendment following the closure of the public hearing on February 10, 2016. The planning commission recommended adoption of the proposed amendment to the city council based upon the findings of fact in accordance with 156.08(C).
17. The city council held a public hearing on February 22, 2016 regarding the proposed amendment. Notice of the city council hearing was published in the Hermiston Herald on February 3 and February 10, 2016 more than 10 days prior to the hearing in accordance with 156.08(D).
18. The planning commission recommendation and proposed amendment were made available to the public on February 11, 2016, more than 10 days prior to the city council hearing in accordance with 156.08(E).
19. The proposed amendment relates to a portion of the city's transportation system which is entirely within city limits. Adoption of the amendment is final upon adoption by the city council in accordance with 156.08(F)(1).
20. Notice of adoption will be sent to the LCDC and Umatilla County no later than five days after adoption by the city council in accordance with 156.08(G).