

IN THE BOARD OF COMMISSIONERS OF THE STATE OF OREGON

FOR THE COUNTY OF YAMHILL

SITTING FOR THE TRANSACTION OF COUNTY BUSINESS

In the Matter of Approving Amendments to the)
McMinnville Urban Growth Management and) ORDINANCE 778
Urbanization Plan (MGMUP) and Declaring an Emergency)

THE BOARD OF COMMISSIONERS OF YAMHILL COUNTY, OREGON (the Board) sat for the transaction of county business at 9:00 a.m. on January 25, 2006, in Room 32 of the courthouse, Commissioners Mary P. Stern, Leslie Lewis, and Kathy George being present.

THE BOARD MAKES THE FOLLOWING FINDINGS:

On October 14, 2003, the McMinnville City Council adopted the "McMinnville Growth Management and Urbanization Plan" and appendices (MGMUP), and Findings (ORD No. 4796), and the "Economic Opportunities Analysis," (ORD No. 4795), as part of the McMinnville Comprehensive Plan, Volume I. These documents were prepared in response to an analysis of the city's buildable lands and future land needs, which determined that there exists a shortfall of both residential and commercial land necessary to accommodate projected growth needs through the year 2023.

On October 20, 2003, the City provided notice of the ordinance adoptions and periodic review work task submittal to DLCD and interested parties. On April 20, 2004, the Director of the Department of Land Conservation and Development (DLCD) issued a response to written objections and exceptions filed by participants and the City pursuant to OAR 660-025-0160(3).

At the April 22 and September 10, 2004, Land Conservation and Development Commission (LCDC) hearings, the Commission heard oral argument from the City, DLCD staff and objectors and acknowledged certain elements of the MGMUP while remanding others. Portions of the MGMUP that pertain to efficiency measures and lands to be included within the urban growth boundary yet remain to be reviewed by the Commission.

In response to DLCD staff's position regarding these remaining elements, and consistent with the directives of the LCDC Remand Order, planning staff proposed certain amendments to the MGMUP, its supporting Findings, the Economic Opportunities Analysis, and Comprehensive Plan and implementing ordinances. Those amendments are specific to the following issues: Removal of floodplain lands from the 2004 urban growth boundary; use of floor area ratio for projecting future land needs; transit (residential) corridor enhancement policies; Neighborhood Activity Centers (NACs); support areas of illustrative plans; and, reduction of buildable land need for parks.

A joint public work session was held with the City Council, Yamhill County Board of Commissioners, and the McMinnville Urban Area Management Commission (MUAMC) on October 25, 2005, at 6:00 p.m. at which these proposed amendments were presented and discussed. Subsequent to that work session a public hearing was held with these same review bodies on December 6, 2005, after due notice had been given in the local newspaper. At that hearing, the review bodies received written and oral testimony, and having considered this testimony, the MUAMC recommended the adoption of the floodplain, floor area ratio, NAC, and alternative lands recommendations of City staff. The Council and Board closed this hearing and convened a second public hearing to consider these recommendations on

January 11, 2006. At that hearing, having received written and oral testimony relevant to these recommendations and draft ordinance, the Board found the amendments as herein described to be appropriate. Now therefore,

IT IS HEREBY ORDAINED BY THE BOARD that the McMinnville Urban Growth Management and Urbanization Plan (MGMUP) is hereby amended as detailed in the Findings for Approval, attached as Exhibit "A" and by this reference incorporated herein. This ordinance, being necessary for the health, safety, and welfare of the citizens of Yamhill County, and an emergency having been declared to exist, is effective upon passage.

DONE this 25th day of January, 2006, at McMinnville, Oregon.

ATTEST YAMHILL COUNTY BOARD OF COMMISSIONERS

JAN COLEMAN
County Clerk

By: *Anne Britton*
Deputy ANNE BRITTON

APPROVED AS TO FORM

R. C.
RICK SANAI
Assistant County Counsel



Leslie Lewis
Chair LESLIE LEWIS

Kathy George
Commissioner KATHY GEORGE

Mary P. Stern
Commissioner MARY P. STERN

Accepted by Yamhill County
Board of Commissioners on
1/25/06 by Board Order
06-56

Exhibit "A"

Section 1. That the McMinnville Growth Management and Urbanization Plan (MGMUP) shall be amended as follows:

- (a) That Figure 5 ("Resource Land Subareas") be amended to exclude lands within the 100-year floodplain from the Three Mile Lane, Norton Lane (not to include the area within Joe Dancer Park), and Grandhaven subarea perimeters.
- (b) That page 6-13 (Resource Land Sub-Area Capacity) be modified as follows:

"Inclusion of the Grandhaven, Norton Lane, Three Mile Lane, Southwest, West Hills South, and Northwest sub-areas will provide an additional ~~653.15~~ 663.4 acres of buildable land for urban development as detailed in Table 13 below."
- (c) That Table 13 ("Resource land sub-area capacity analysis") be amended to reflect the removal of flood plain land from the Three Mile Lane, Norton Lane, and Grandhaven subareas; and the removal of certain parcels from the Northwest and Southwest subareas and addition of lands in the "West Hills South" subarea, as follows. Table 15 ("Sub-area capacity analysis, proposed UGB expansion areas") and Table 16 (Summary of land supply and capacity, existing McMinnville UGB and proposed UGB expansion areas) shall be amended to be consistent with Table 13, as modified:

Norton Lane	8	256.2 <u>142.24</u>	480.03 <u>75.97</u>	66.27	6.3	414
Three Mile Lane	14	321.25 <u>165.15</u>	463.62 <u>7.52</u>	157.63	6.3	985
Northwest	5 <u>2</u>	444.53 <u>75.90</u>	4.34 <u>1.83</u>	440.22 <u>74.07</u>	6.3	876.4 <u>463</u>
Grandhaven	8	227.63 <u>151.43</u>	90.57 <u>14.37</u>	137.06	6.3	857
Southwest	41.8	494.62 <u>133.66</u>	42.65 <u>27.67</u>	451.97 <u>118.99</u>	6.3	949.8 <u>744</u>
West Hills South*	2	125.23	15.85	109.38	6.3	684
Resource Area Subtotals	48.42	1444.23 <u>793.61</u>	494.08 <u>130.21</u>	653.15 <u>663.4</u>	6.30	4082 <u>4146</u>

* The West Hills South Sub-area includes the parcel previously identified as the Thompson Property.

- (d) Page 7-28 shall be amended by adding the following to immediately proceed Table 16, as follows:

"With the amendments to the 2003 boundary, as described in this plan, there exists a match in acres of land need and gross vacant buildable acres (891.1 acres vs. 890.9 acres, respectively)."

- (e) That Figure 6 ("UGB Expansion Proposal") be amended as follows:
 - a. The boundaries of the Norton Lane, Three Mile Lane, and Grandhaven subareas shall be consistent with the amended Figure 5, relative to the exclusion of floodplain land.
 - b. Tax Lots R4418-00900, R4418-01000, R4418-01001, and a portion of R4418CC-00200 shall be removed from the Northwest subarea and adopted 2003 urban growth boundary.

- c. Tax Lots R4430-01000 and R4430-01100 shall be removed from the Southwest subarea.
- d. Tax Lots R4514-01300 (the “Thompson” property) and R4524-02000 shall be added to the urban growth boundary expansion proposal and be identified as “West Hills South” on the map.
- (f) That Figure 7 (Proposed Activity Centers), Figure 12 (Proposed Comprehensive Plan and Zoning Changes), and Figure 13 (Proposed Comprehensive Plan) shall be amended consistent with Section 1 (e) of this ordinance.
- (g) That the illustrative plans for the Northwest, Grandhaven, Three Mile Lane, and Southwest Neighborhood Activity Centers be deleted from the MGMUP (Figures 8, 9, 10, and 11, respectively).

Section 2. That Volume II of the McMinnville Comprehensive Plan (Goals and Policies) shall be amended as follows:

- (a) Policy 187.00 shall be amended to read as follows:

“187.00 The City of McMinnville shall adopt additional implementation ordinances and measures to carry out the goals and policies of the McMinnville Comprehensive Plan. These shall include, but not be limited to, Zoning Ordinance and Map, Annexation Ordinance, Mobile Home Development Ordinance, and Land Division Ordinance. In addition, the City shall, as funding permits and generally in the following order, prepare and implement plans for the Northwest, Grandhaven, Southwest, and Three Mile Lane Neighborhood Activity Centers (NACs).¹ Such plans shall be consistent with the draft concepts, policies, and implementation ordinance contained in the McMinnville Growth Management and Urbanization Plan, as amended. The plans shall require, at a minimum, that all development be consistent with the requirements of the Transportation Planning Rule. The preparation and adoption of such plans shall occur within the current planning period (years 2003 – 2023).”

- (b) Policy 188.03 shall be amended to read as follows:

“188.03 Neighborhood activity centers ~~shall~~ should be located and arranged according to the following guidelines: [...]

Maximum distance that nonresidential uses should ~~may~~ radiate outwards from the center of the activity center (along streets):[...]

- (c) Policies 188.10, 188.18, 188.26 and 188.34 are amended to read as follows:

“The overall residential density of this neighborhood is ~~targeted~~ at a minimum of 7.5 dwelling units per net acre.

Section 3. That the MGMUP Findings document shall be amended as follows:

¹ The size and configuration of the Northwest NAC has been modified in consideration of advisory comments and objections submitted by DLCD and 1000 Friends of Oregon during the review process of this project. In addition, as some three years have passed since the date of the buildable lands inventory (and more than two years since the adoption of the MGMUP), some opportunities originally envisioned within this NAC have now been lost due to ongoing development within this area. As such, the ability to implement the recommended NAC plan for the Northwest area should be assessed as part of the future planning for this area.

- (a) That the second paragraph on page 7 be amended to read as follows:

“The findings contained in this document support an expansion of the present UGB by approximately ~~1,539~~ 1,188 gross acres of which one-quarter --- nearly 300 acres --- are unbuildable due to environmental constraints or existing development.. This equates to a 15 percent increase in the gross land area contained within the present urban growth boundary to accommodate a 55% increase in population, and a 50% increase in employment for the period 2003-2023. This is the first significant amendment to the City’s urban growth boundary to occur in the ~~22~~ 25 years since its adoption in 1981.”

- (b) That Table 8 (McMinnville vacant land and new built space needed for employment by land use type, 2003-2023) be amended by deleting in its entirety the column titled “Sq. Ft. of building space.”
- (c) That Table 11 (Effect on proposed land redesignations on buildable land supply), Table 12 (Revised buildable land supply with land redesignations, McMinnville UGB, December 2002), and Table 14 (Comparisons of land supply and demand, McMinnville UGB, 2003-2023), and text which follows Table 10 (pages 14 – 17) be amended as follows:

Table 11. Effect of proposed land redesignations on buildable land supply

<u>Plan Designation</u>	<u>Change in buildable acres</u>
Commercial	0.49 <u>0.0</u>
Industrial	(13.82) <u>(12.77)</u>
Mixed Use	(2.85)
Residential	16.18 <u>15.62</u>

Source: City of McMinnville

Table 12. Revised buildable land supply with land redesignations, McMinnville UGB, December 2002

<u>Plan Designation</u>	<u>Gross Buildable Acres (Jan 2003)</u>	<u>Proposed land redesignations</u>	<u>Gross Buildable Acres (w/ redesignations; Jan 2003)</u>
Residential	864.9	+6.2 <u>15.6</u>	881.1 <u>880.5</u>
Commercial	101.9 <u>102.4</u>	0.5 <u>0.0</u>	102.4
Industrial	339.8	-13.8 <u>-12.8</u>	326 <u>327.1</u>
Mixed Use	2.9	-2.9 <u>0.0</u>	0.0 <u>2.9</u>
Total Buildable Land	1309.5 <u>1310.0</u>	0.0 <u>2.9</u>	1309.5 <u>1312.9</u>

Source: City of McMinnville

Page 15: "At an average density of 5.9 dwelling units per gross residential acre, the proposed land redesignations would accommodate approximately 9592 new dwelling units."

Table 14. Comparison of land supply and demand, McMinnville UGB, 2003-2023

Plan Designation	Land Need (2003-2023)	Gross Buildable Acres (Jan 2003)		Deficit (Surplus)
		881.1	880.5	
Residential ^a	1,538.4	1019.2	1019.2	<u>1019.8</u>
Commercial	219.1		102.4	106.0
Industrial	269.7	326	<u>327.1</u>	(44.7) <u>(46)</u>
Total Buildable Land Need Outside UGB	2,027.2	1309.5	<u>1312.9</u>	1125.2 <u>1125.8</u>

Source: ECONorthwest, 2003

^a Application of residential carrying capacity analysis produces an unmet residential need of 537 acres and does not allow a simple supply/demand calculation to occur.

"Notes: [...] McMinnville will maintain a 46 acre surplus of industrial land during the planning period."

- (d) That pages 50 – 53 be supplanted with the text contained in the "Goal 14, factor 6 Supplemental Findings," identified as Exhibit "A," a copy of which is attached hereto and incorporated herein by this reference.
- (e) That the following text be added to page 58 ("Resource Areas Recommended for Inclusion"), specific to the West Hills South subarea:

West Hills South

Sewer:

While there are topographic conditions that serve to make extending public sanitary sewer service to this sub-area costly, there are no other known reasons that would preclude the provision of such service. There currently exists a public sanitary sewer line in Redmond Hill Road, which borders the subject site at the northeast corner. The topography of the subject site would allow gravity flow to the east and south; the eastern portion of the site may require a pump station due to its elevation, however. According to the City of McMinnville Engineering Department, costs associated with providing public sanitary sewer service to this sub-area are estimated to be slightly above average.

Water:

Individual, private wells currently serve as the source of domestic water for the lands within this sub-area. As described in the McMinnville Water and Light "Water System Master Plan," with the exception of the extreme western edge of this subject site, this area is located within the current water service area and could be provided public water

without construction of an upper level system. Public water currently extends to the Hillsdale residential subdivision, a relatively short distance to the northeast.

Electric:

McMinnville Water and Light estimates the costs for providing electric service to the West Hills South sub-area as low (ranging from \$0 to \$200,000). Existing feeders on Hill Road may have to be upgraded to accommodate the additional projected load, however.

Transportation:

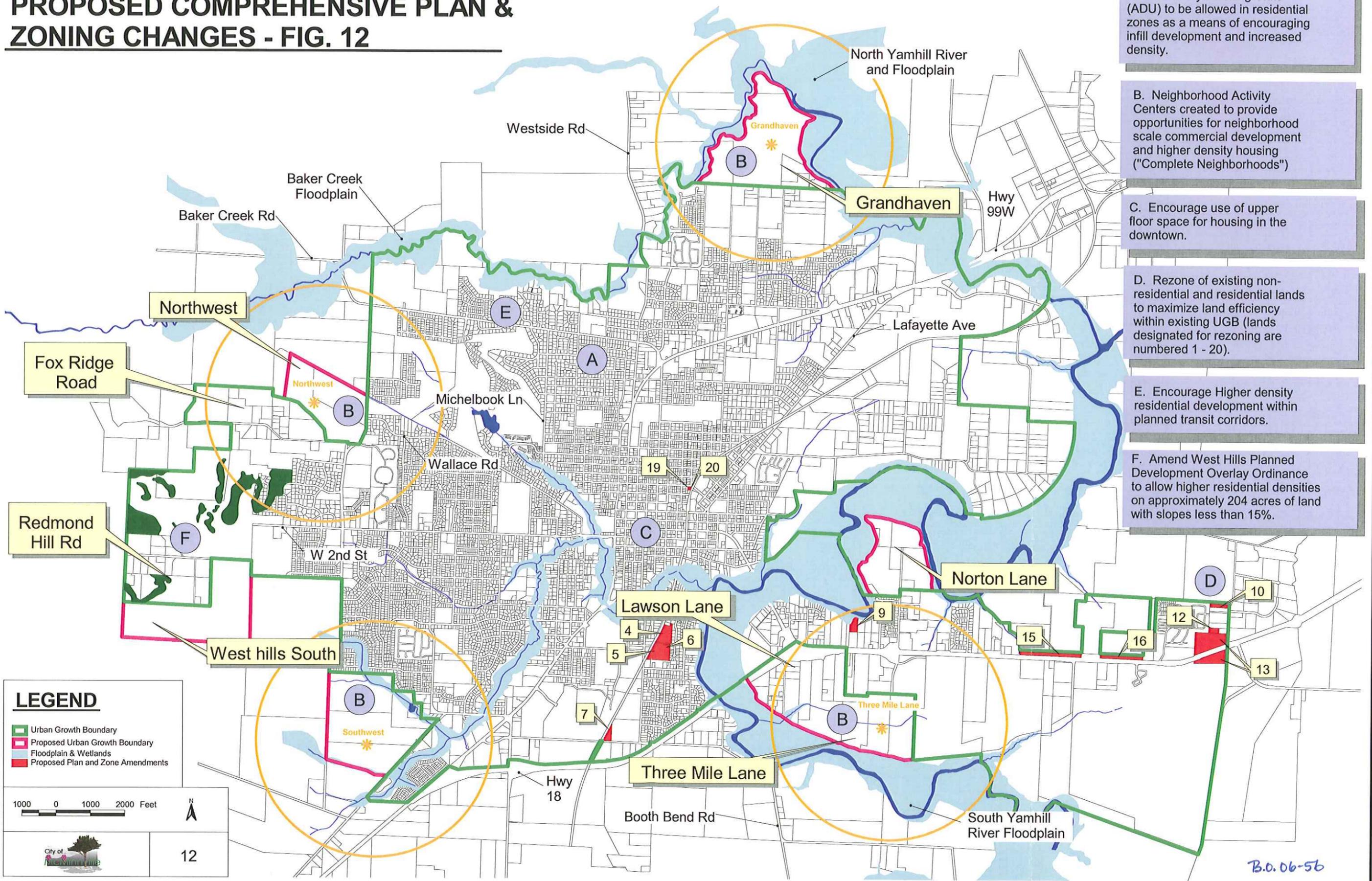
As noted previously, Redmond Hill Road is the only public road serving this sub-area. This Yamhill County road extends west from Hill Road and through the Hillsdale residential subdivision a distance of approximately 2,600 feet where it then crosses the sub-area's northern edge. As it fronts the subject site, this road is gravel surfaced and has a right-of-way dimension of thirty feet and is under the jurisdiction of Yamhill County. No other public roads or rights-of-way exist within this sub-area. Extending from both Redmond Hill Road and Hill Road are narrow private drives that afford access to the parcels that are located within the sub-area.

- (f) That the following text be added to page 68 ("Factor 5; Environmental, energy, economic and social consequences"), specific to the West Hills South subarea:
- West Hills South. Development of this area will require provision of water, sewer and transportation systems. The inclusion of this area within the UGB would have economic impacts by removing lands from agricultural production and converting them to urban uses.

Section 4. That the McMinnville Comprehensive Plan Map shall be amended to reflect a revised urban growth boundary consistent with the boundary as depicted in Exhibit "B," a copy of which is attached hereto and incorporated herein by this reference. The plan map is further amended to designate lands within the newly adopted urban growth boundary for residential, commercial, or industrial purposes, as depicted in Exhibit "C," a copy of which is attached hereto and incorporated herein by this reference. The plan map is also amended to add a "Neighborhood Activity Center" planned development overlay to the Grandhaven, Norton Lane, Southwest, Northwest, and Three Mile Lane subareas, as depicted on Exhibit "C," a copy of which is attached hereto and incorporated herein by this reference.

Section 5. That, for purposes of administering the provisions of ordinance, the amendments described herein shall not take effect until and unless approved by the State of Oregon as part of the City's current periodic review work program related to the expansion of the McMinnville Urban Growth Boundary.

PROPOSED COMPREHENSIVE PLAN & ZONING CHANGES - FIG. 12



A. Accessory Dwelling Units (ADU) to be allowed in residential zones as a means of encouraging infill development and increased density.

B. Neighborhood Activity Centers created to provide opportunities for neighborhood scale commercial development and higher density housing ("Complete Neighborhoods")

C. Encourage use of upper floor space for housing in the downtown.

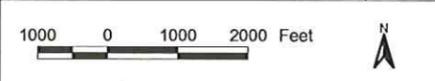
D. Rezone of existing non-residential and residential lands to maximize land efficiency within existing UGB (lands designated for rezoning are numbered 1 - 20).

E. Encourage Higher density residential development within planned transit corridors.

F. Amend West Hills Planned Development Overlay Ordinance to allow higher residential densities on approximately 204 acres of land with slopes less than 15%.

LEGEND

- █ Urban Growth Boundary
- █ Proposed Urban Growth Boundary
- █ Floodplain & Wetlands
- █ Proposed Plan and Zone Amendments



B.O. 06-56

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Exhibit A

Addendum to the McMinnville Growth Management and Urbanization Plan Findings Document

An Element of the City of McMinnville
Comprehensive Plan
January 2006

EXHIBIT A

Amend the Findings Document by supplanting the “Goal 14, factor 6” findings (pages 50 – 53) with the following:

Goal 14, factor 6, requires consideration of the following:

*Retention of agricultural land as defined; with Class I being the highest priority for retention and Class VI the lowest priority.*¹

In addition, ORS 197.298(2) requires that land of “lower capability as measured by the [U.S. Natural Resources Conservation Service (NRCS) agricultural soil] capability classification system or by cubic foot site class, whichever is appropriate for the current use,” be given higher priority for inclusion in a UGB. Also, ORS 197.298 (3) allows land of lower priority to be included in an urban growth boundary if land of higher priority is found to be inadequate to accommodate the amount of land needed for one or more of the following reasons:

- (a) Specific types of identified land needs cannot be reasonably accommodated on higher priority lands;
- (b) Future urban services could not reasonably be provided to the higher priority lands due to topographical or other physical constraints; or
- (c) Maximum efficiency of land uses within a proposed urban growth boundary requires inclusion of lower priority lands in order to include or to provide services to higher priority lands.

Findings: In 2003, the Council carefully considered impacts on agricultural and forestlands when deciding which direction to expand the UGB. The methods used in conducting this analysis, and the findings of this analysis, are detailed in the MGMUP and in the Findings document (pages 50 – 53).¹ In its review of the MGMUP in March

¹ In its 2003 analysis, the City looked first at all resource lands within one mile of the current urban growth boundary that met the following criteria:

1. Resource lands that are surrounded by the existing urban growth boundary, and the Yamhill River, Baker Creek, or Panther Creek;
2. Resource land surrounded on at least three sides by the existing UGB and/or non-resource lands, and/or other significant natural or man-made edge (e.g., slope, floodplain, arterial street);
3. Resource land needed to allow extension of public facilities to serve land within the existing UGB; and
4. Resource land held by public entities.

Lands not meeting these criteria were assumed to be less appropriate for meeting the City's identified land needs due primarily to their greater distance from existing and planned public facilities (more expensive to serve), and surrounding uses (surrounded almost entirely by other resource land, thereby increasing the potential for urban and agricultural conflict). This prioritization scheme is consistent with the guiding principles described in the *McMinnville Growth Management and Urbanization Plan*—specifically, principles #2, *Historical Development Patterns -- Respect existing land use and development patterns and build from*

and April of 2004, the Oregon Department of Land Conservation and Development (DLCD) concluded that the City's analysis was deficient and recommended to its commission (LCDC) that additional work be done to support the prior decisions relative to which resource lands should be included --- or excluded --- from the proposed urban growth boundary. Specifically, the DLCD recommended the following:

“Using maps provided by the US Natural Resource Conservation Service and the Oregon Department of Agriculture, identify areas with class 3 and 4 agricultural soils and either (1) include them in the UGB instead of areas with class 1 and 2 soils, if any, or (2) explain why they should not be included based on the standards in ORS 197.298(3). Areas with class III and IV soils east of the airport are excluded from this requirement.”

Consistent with this recommendation, the City has mapped areas surrounding the McMinnville urban area, extending outward a distance of one mile from its 1981 urban growth boundary, for the purpose of identifying the existence and location of soils rated by the US Natural Resource Conservation Service as Class III or Class IV. The locations of these soils were depicted at the October 25, 2005, joint City Council, Yamhill County Board of Commissioners, McMinnville Urban Area Management Commission, public work session on slide 18 (“Soil Class”) of a PowerPoint presentation and in the work session packets provided to decision makers.

Generally, lands composed predominantly of Class II soils surround McMinnville's urban area. In lesser proportions, there exists a linear band of Class I soil that parallels Baker Creek in northwest McMinnville; threads of Class III soils, which appear to follow historical creek and drainage courses are found in various isolated locations around the city's perimeter; Class III, IV, and VI and VIII soils primarily in the moderately to steeply sloped hills of west McMinnville; and some additional Class IV soils found east and north of the McMinnville Municipal Airport.

Further direction is provided in Statewide Planning Goal 14 (Urbanization), which states that the location of the urban growth boundary and changes to the boundary shall be determined by evaluating alternative boundary locations consistent with ORS 197.298 and with consideration of the following factors:²

- (1) Efficient accommodation of identified land needs;
- (2) Orderly and economic provision of public facilities and services;
- (3) Comparative environmental, energy, economic and social consequences; and

them, and #7, UGB Expansions -- Contain urban expansion within natural and physical boundaries, to the extent possible.

Application of criteria 1-4 listed above, as well as the guiding principles described in Section III of the *McMinnville Growth Management and Urbanization Plan*, resulted in resource lands north of Baker Creek and the North Yamhill River, east and south of the South Yamhill River, and south of Highway 18 being excluded from initial consideration. This left five geographically distinct resource sub-areas for analysis: Grandhaven; Norton Lane; Three Mile Lane; Southwest; and, Northwest. As a result of testimony provided during the public hearing process regarding this plan amendment, a sixth resource land sub-area was added, referred to as the “Thompson” property. To accommodate this addition, the southern third of the Southwest sub-area was removed from further consideration.

² Responses to these factors are found in pages 66 – 73 of the Findings document.

(4) Compatibility of the proposed urban uses with nearby agricultural and forest activities occurring on farm and forest land outside the UGB.

That Goal continues by stating that in determining need, local governments may specify characteristics, such as parcel size, topography or proximity, necessary for land to be suitable for an identified need.³

Specific to the MGMUP, McMinnville's future land needs specific to commercial and residential uses (to include parks, schools, and similar "residential" uses) are described at some length in the plan, the key elements of which are summarized in the following:

Residential Land Need –

- At its core, the MGMUP proposes the use of "Neighborhood Activity Centers" to promote pedestrian-friendly, compact development. These centers are selected due to their location, distribution, proximity to vacant buildable lands, ability to accommodate higher intensity and density development, and their context and ability to foster the development of a traditional, or complete, neighborhood. These centers need to be located at major street intersections.
- To address issues of land use efficiency and minimizing rural / urban conflict, the MGMUP is based in part upon urban containment and the concentration of development in areas that have adequate carrying capacity to support Neighborhood Activity Center development. Urbanization of areas that are contrary to these principles should be avoided.
- The MGMUP encourages the principles of "smart growth" to create walkable, mixed-use communities. This means smaller single-family lot sizes, a higher percentage of multi-family housing, and mixing of neighborhood scale commercial uses.
- All planning should be in the form of complete and integrated communities containing housing, shops, work places, schools, parks and civic facilities essential to the daily life of the residents.
- Future development should respect the area's historical development patterns and natural and man-made constraints that have --- and are proposed to continue to --- shape McMinnville's growth and sense of place. In so doing, potential urban and rural land use conflicts are kept to a minimum, as is the speculative pressure to develop rural lands beyond the urban edge for urban uses. To the extent possible, urban expansion should:
 - Stay west and north of the South Yamhill River;

³ Beyond the requirements of law, for purposes of good planning, land should be suitable for the intended use. Both the Oregon Land Use Board of Appeals and the Oregon Court of Appeals have indicated that where the need identified by the local government can be satisfied only by land with certain characteristics, only lands that have those characteristics should be evaluated under ORS 197.298. As DLCD stated in its staff report to its Commission in May of 2002, regarding the City of North Plains Periodic Review Task: "[...] to require a local government to do otherwise would be to require it to evaluate (and possibly include within its UGB) lands that can't satisfy the identified land need for additional lands. Neither the statutes nor Goal 14 require or even suggest this result."

- Stay south and west of the North Yamhill River;
 - Stay south of Baker Creek; and
 - Not cross south of Highway 18, west of the South Yamhill River.
- Housing mix will shift markedly toward historically higher percentages of multi-family housing (duplexes, commonwalls, and apartment complexes). Larger concentrations of such housing types, and in particular, apartment development, will require locations on arterial or collector streets, consistent with adopted plan policy.⁴ Further, based upon long-standing policy (since 1978), multi-family housing will not be concentrated in any one neighborhood, but will, instead, be distributed throughout the city.
- Based upon recent experience, City polices propose to limit future neighborhood and community park types to lands outside of the 100-year floodplain.

Commercial Land Need –

- Commercial land uses should not extend in a manner that would promote auto-oriented, commercial “strip” development.
- Commercial uses should form the center, or active component, of planned Neighborhood Activity Centers.

The City finds three geographic areas within one mile of the McMinnville urban growth boundary that exhibit Class III or Class IV soils. These areas are shown in Figures 1, 2 and 3, and are identified as:

- Lands North and East of the McMinnville Municipal Airport;
- Lands in the McMinnville West Hills; and
- Lands West of Old Sheridan Road (Southwest McMinnville).

A description of each area follows.

Lands North and East of the McMinnville Municipal Airport

To the north and east of the approximately 500-acre McMinnville Municipal airport are areas of Class III and Class IV soils that immediately abut the existing McMinnville urban growth boundary. They are generally described as follows:

Lands North of Olde Stone Village –

To the immediate north of Olde Stone Village, a manufactured home park constructed in the mid-1980's, are found two parcels that are predominantly composed of Class III soils. These parcels are identified as Assessor Map R4414-03601 and R4423-00400 and total approximately 197 acres. Topographically, this land is relatively flat and is absent any physical development. The properties are

⁴ The McMinnville Residential Land Needs Analysis concluded that McMinnville's housing need is for 25 percent multi-family housing (tri-plex and larger).

owned by Evergreen Agricultural Enterprises, and Dora Bansen; each property has a long history of active farm use. The parcels are bordered to the north, west and east by other lands that are actively farmed. The previously described manufactured home park, and the Evergreen Aviation Museum campus border the parcels to the south. Reid Road, an unimproved County road that has a right-of-way dimension of 40 feet in width, provides access to this area. This property borders the existing McMinnville urban growth boundary along its southern edge.

This property sits immediately west of the protection zone for Runway 17/35, a zone used to minimize incompatible development within the area critical for safe aircraft landings and departures. A portion of this property lies within the downwind leg of the Runway 4 traffic pattern.

Lands North of McMinnville Municipal Airport

There exists to the north of the airport, south of the Evergreen Aviation Museum property, and west of Olde Stone Village, some 35 acres of land that is comprised of predominantly Class III soils. The property is owned by Evergreen Agricultural Enterprises and is actively farmed. Cirrus Avenue terminates at the site's southwest corner; no other improvements are found within the site.

Lands East of McMinnville Municipal Airport

Situated east and parallel to Runway 17/34 a distance of approximately 800 feet is an area of Class IV soils, which are surrounded by Class II soils. This land is actively farmed and borders the McMinnville city limits and urban growth boundary to the west.

For the following reasons, the City finds that the above-described lands are inappropriate for use in satisfying the identified residential and commercial land needs. As such, they are not included in the amended McMinnville urban growth boundary.

Land use compatibility –

"Aviation is a nearly \$50 billion national industry that provides a vital transportation and economic element to our country. However, this essential service is continually threatened by the perpetual encroachment of incompatible land uses."⁵

The City finds that inclusion of this land would result in further residential encroachment adjacent to the airport; some of this land is less than ¼ mile of Runway 17/34, while other land is immediately adjacent to the airport approach zone or under the downwind leg of the Runway 4/22 traffic pattern. Development of these lands at urban residential densities would be incompatible with the long range plans for the airport, as described in the McMinnville Municipal Airport Master Plan, and

⁵ Excerpts relative to airport safety and land use compatibility are taken from the Oregon Department of Aviation's, "Airport Land Use Compatibility Guidebook," dated January 2003.

would potentially threaten the airport's viability and ability to serve the local and regional economy. According to the McMinnville Municipal Airport Master Plan, updated December 2004, aircraft operations are forecast to increase from 65,961 (2003 levels) to 109,440 by the year 2023.

Safety –

"Safety issues are a significant consideration for pilots, airports, and land uses surrounding airports. From an off-airport land use planning perspective, the characteristics of accidents near airports are of the greatest concern. [...] three geographic areas should be considered when addressing incompatible land use: land use under the airport traffic pattern, within one-quarter mile of an airport, and off the approach ends to the runways."³

The City finds that aircraft on the downwind leg of Runway 4 fly directly over the subject land. Placing residential development on this property would potentially jeopardize the safety of those on the ground and pilots and passengers in the aircraft (need for open space in which to land in the event of emergency). In addition, noise from such aircraft operations would not be conducive to residential development within the subject site. This property is also immediately adjacent to the airport approach zone for Runway 17. Limiting development within the zone, and on lands adjacent to it, is critical for safe operation of the airport.

As noted in the airport master plan, within the planning period (extending to the year 2023) there will be increased numbers of aircraft based at this facility, as well as increased numbers of aircraft operations. The City finds it prudent and responsible to take measures necessary to minimize risk to individuals in the vicinity of the airport, especially given the expected increase in activity. The City, therefore, does not believe it to be good planning to include this property within the urban growth boundary.

Agricultural land compatibility –

This land, if brought into the urban growth boundary, would be bordered by actively farmed land on three of its four sides. Its inclusion would also increase the perimeter of land that would be in direct proximity to farmed land. Extension of public utilities to serve residential or commercial development within these lands would add pressure to urbanize adjacent resource lands in the future.

Complete neighborhoods –

"A primary means of limiting the risks of damage or injury to persons or property on the ground due to near-airport aircraft accidents is to limit the density of land use development in these areas."³

The cornerstone of the MGMUP is the creation of complete neighborhoods that are achieved through the implementation of Neighborhood Activity Centers. Densities within these centers are expected to be higher than historically realized in McMinnville and

would include higher percentages of multi-family housing. Needed low-density residential development can be accommodated within the existing McMinnville urban growth boundary and in exception land areas recently added to the boundary (Fox Ridge Road, Redmond Hill Road, and Riverside South). To address safety concerns, higher density housing is not an appropriate use for the subject site.

For the above noted reasons, the City concludes that specific types of land needs as identified in the MGMUP cannot be reasonably accommodated on the lands north and east of the McMinnville Municipal Airport, on which are found predominantly Class III or Class IV soils. The City, therefore, has not included these lands in its expanded urban growth boundary, as permitted by ORS 197.298 (3)(a).

Lands West of Hill Road

Specific to the hills west of McMinnville, this area is steeply sloped, and is further marked by several ravines that cross through the area. The area is largely vacant any physical development, covered in native grasses and trees, and has a history of primarily forest related use (tree farms, open space). Generally, agricultural soils within this area decrease in quality (from Class III to Class VIII) the greater the distance west of the current McMinnville UGB.

Topographically, there exists to the immediate north, west and south of the current urban growth boundary a wide band of steeply sloping land that forms a crescent touching on the Fox Ridge Road at its northern tip and the Redmond Hill Road area to the south. Slopes within this crescent shaped area are 25 percent and greater; soil types are predominantly comprised of Yamhill silt loam (YaE and YaF) and Willakenzie silty clay loam soil (WeE), which have severe slopes, ranging from 20 percent to 50 percent. These soils, and others found within this crescent, are Class IV, VI, VII, and VIII agricultural soils. Although not highly rated for agricultural use, the Willakenzie soil and Yamhill soil have woodland capability class ratings of II (high) and III (moderately high), making them significant Goal 4 (Forest Land) resource lands.

Parcels of predominantly soil class III and above located farther west, northwest, and southwest of the above described steeply sloping lands were found to be inappropriate for use in meeting McMinnville's identified future residential land needs due primarily to the following reasons:

- **Expensive to provide with public services**
McMinnville's current water distribution system is designed as a single-level pressure system providing service to those properties situated between 100 feet and 275 feet in elevation. These areas are situated at elevations that extend upward from some 320 feet. Provision of public water to this area will require considerable expense, estimated to exceed \$3.4 million.
- **Physically separated from other planned urban development**
For purposes of conducting a buildable lands analysis, lands with slopes 25 percent or greater would be excluded from further consideration. As such, in this case, there would exist a wide continuous band of "unbuildable land" that, by its location and topography, would physically separate this area from lands within the current (and

proposed) UGB. This separation would not be conducive to development patterns that are efficient, economical, or consistent with the City's MGMUP.

- **Resource use**

These lands exhibit qualities and physical characteristics of forest resource lands as evidenced by the presence of Yamhill silt loam and Willakenzie silty clay loam soils, tree cover, and historical use (tree farms). Use of this area for residential or commercial development would be incompatible with management of this area for forest related uses.

Within the balance of the west hills outside of the current UGB and east of the previously described steeply sloping lands are lands that are comprised predominantly of Class III agricultural soils. Generally, these areas are located immediately north of the Fox Ridge Road subarea, west of the Redmond Hill Road subarea; and south and west of the "Thompson Property" subarea. These areas are depicted on the attached map, and are described in further detail in the following text.

Area North of Fox Ridge Road --

Three parcels, which abut the existing urban growth boundary north of Fox Ridge Road, are dominated by Class III and IV soils. The westerly parcel is Assessor Map No. R4513-00100, a 94.73-acre piece owned by the Abrams family and is part of their larger farm and timber operation. The central parcel is a 16-acre portion of the larger tax lot 200, the southern portion of which is a former exception area that was approved for addition to the urban growth boundary in 2004 by LCDC. The easterly parcel is the approximately 34-acre parcel (Assessor Map R4418-00700, owned by Mark Smith.

Topographically, this area immediately adjacent to Hill Road is generally flat, but rises abruptly at the southwest where it merges with the foothills (the "West Hills"), which rise up to the west along Fox Ridge Road. The Class III and IV soils comprise the flat portions of the Smith parcel, and a small portion (northern edges) of the other parcels. Predominantly, these Class III and IV soils are consistent with the steeply sloped areas in the southern portions of the westerly two parcels where gradients can exceed 25 percent.

The flatter portions of these parcels have historically been farmed for field crops, although the sloped areas at the south are managed for timber production, and a small area within the unincorporated portion of tax lot 200 has been cultivated for Christmas trees. The parcels border the current McMinnville urban growth boundary at the south, southwest, and east.

The abutting parcels to the southwest are under County jurisdiction and tend to be small acreage residential properties, with mixed oak/Douglas fir forest and some livestock pasture. The McMinnville Water and Light reservoirs are within this cluster of parcels. At the west and to the north of the central parcel are additional parcels within the Abrams farm operation. At the north, tax lot 701 is a 42-acre piece, which was just recently approved by the State for inclusion to the urban growth boundary; this parcel is owned by the McMinnville School District No. 40 and is slated as a future high school site.

For the reasons discussed below, the City finds that tax lot R4418-00700 (Smith parcel) is appropriate for use in satisfying the identified residential land needs, but the City finds that the northern portion of tax lot R4418-00200 and the entirety of tax lot R4513-00100 are inappropriate for satisfying future land needs.

Land use compatibility –

Tax lot 700 lies between low-density residential housing to the south and southwest and a future high school site to the north. Because this parcel abuts the school property, it would be ideal for medium to high-density residential development, which would also provide a reasonable transition between the school and the low-density development to the south/southwest. In addition, medium-density residential development on this parcel would be consistent with ongoing development on the east side of Hill Road, which includes a future elementary school site and a mixture of medium- and low-density residential development.

Agricultural land compatibility –

Tax lot 700, if brought into the urban growth boundary, would be bordered by actively farmed land (the northern portion of tax lot 200) along an approximately 350-foot length of its western boundary, but would otherwise abut the school site at the north, Hill Road at the east, Fox Ridge Road at the south, and the urban growth boundary at the southwest. Development of tax lot 700 would remove farmland from production which is a long, narrow piece wedged between the school site and the existing urban growth boundary; the City believes there is more likelihood of conflicts between urban and farm uses if tax lot 700 is left as agricultural land. The preliminary plans for the future high school site indicate that the westerly portion will be used for outdoor activities and athletic events; these uses can provide a buffer between agricultural activities to the west and north and residential development on tax lot 700.

If the northern portion of tax lot 200 were brought into the urban growth boundary, it would abut the agricultural tax lot 100 at the west for a distance of approximately 1,100 feet, and tax lot 1000 at the north for about 500 feet. Although the southern portion of this piece of land would be unlikely to develop due to the steepness of the slopes, the northern portion could develop, resulting in a “prong” of residential development between the agricultural uses to the north and west, and the school property at the east.

Tax lot 100, if brought into the urban growth boundary, would be bordered by actively farmed land on two sides and along a portion of a third. This would leave an island of farm parcels bordered by the school property at the south, residential development at the southwest and west, Hill Road at the east, and Baker Creek Road at the north. This would also cut off tax lots R44 18 1000 and 1100, also owned by the Abrams family, from the remaining portions of the farm operation.

Complete neighborhoods –

Tax lot 700 lies within the preliminary boundaries of the Northwest Neighborhood Activity Center (NAC). As discussed elsewhere in this document, NACs are intended to provide medium- and high-density housing close to neighborhood scale commercial development and transit corridors, because low-density housing needs are already met

within the existing urban growth boundary. Hill Road is designated as a transit corridor and planned transit route in the MGMUP; since tax lot 700 abuts Hill Road at the east; this provides an excellent opportunity to plan for development that can take full advantage of transit opportunities. The NAC plan in the MGMUP (Figure 8) calls for medium-density (R-3 and R-4) residential development on tax lot 700; the City stands by this recommendation.

Tax lot 100 and the northern portion of tax lot 200 also lie within the Northwestern NAC boundaries. However, the City now finds that these two properties should be excluded from the urban growth boundary and the NAC because they will have limited connectivity with Hill Road and with development of tax lot 700 (absent the addition of other lands to the north and west, as proposed in the 2003 MGMUP): the steep slopes in the southern portions of these two properties leave only perhaps a 200-foot wide buildable corridor extending across tax lots 700, 200 and 100. Although such a corridor could potentially be developed with a 60-foot wide local street right-of-way lined by homes on each side, the City finds that this would be an inefficient use of tax lots 200 and 100. Since the street could not make a connection to the north, it would have to be designed as a dead-end street, which would be an inefficient system.

For the reasons cited above, the City concludes that specific types of land needs as identified in the MGMUP cannot be reasonably accommodated by the areas of Class III and Class IV soils within tax lot R4513-00100 or the northern portion of tax lot R4418-00200. The City, therefore, has not included these lands in its expanded urban growth boundary, as permitted by ORS 197.298 (3) (a).

However, the City also concludes that identified residential land needs can be accommodated by tax lot R4418-00700, which is predominately Class III and Class IV soils. The City, therefore, recommends its inclusion into the expanded urban growth boundary.

West Hills Area west of Fox Ridge Road and Redmond Hill Road –

It should be noted that the Fox Ridge Subarea proposed in the MGMUP was acknowledged by LCDC for inclusion into the urban growth boundary in 2004, as was the Redmond Hill Road Subarea at the terminus of Redmond Hill to the south. Adjacent to the west of this newly expanded westerly urban growth boundary is a concentration of Class III and IV soils. This area is characterized by moderate to steeply sloping terrain, with slopes ranging from approximately seven percent to more than 25 percent.

Class IV soils in the West Hills Area are essentially confined to the most severe slopes including those over 25 percent gradient; these soils tend to be located further west and do not adjoin the existing urban growth boundary. Class III soils dominate the area adjacent to the urban growth boundary. The concentration of Class III soils adjacent to the westerly urban growth boundary is approximately 200 acres.

The parcels in the West Hills area have been managed primarily for timber production, although farming of field crops and Christmas trees is also evident. These lands,

because of their elevation and tree cover, give visual form and edge to the City's western perimeter.⁶

For the following reasons, the City finds that the above-described lands are inappropriate for use in satisfying the identified residential and commercial land needs. As such, they are not included in the amended McMinnville urban growth boundary.

Development constraints -

Slopes

This area of Class III soils abuts the existing urban growth to the east. The City's housing needs are for medium- and high-density; it is generally accepted that higher elevation lands with views, such as the West Hills area, tend to be developed for low-density residential housing. This has been the case in McMinnville, as is evident elsewhere in the west hills. Further, in conversations with local engineers, City staff are advised that sloped land areas can cost anywhere from \$5,000 to \$15,000 per lot in additional development costs, depending on site-specific conditions. They also note that the construction of multi-family housing on such sloped land is problematic, from an environmental perspective, in that it requires extensive grading to accommodate the larger building footprint and off-street parking areas. This is not consistent with the housing type (more affordable) or density needed, as described in the MGMUP.

Water

As discussed elsewhere in the MGMUP, McMinnville's current water distribution system is designed as a single-level pressure system that can only provide service to those properties situated between 100 feet and 275 feet in elevation. The West Hills area west of the urban growth boundary has a low elevation of approximately 300 feet, and rises westward to a high of 560 feet and sits entirely above the current water service level. Provision of public water to this area would require considerable expense. It appears from the McMinnville Water & Light Water Master Plan that the agency has contemplated construction of an additional pressure zone system that could provide water service up to a high elevation of 415 feet; this elevation occurs at roughly the mid-point of the Class III soils in the West Hills area. However, even if an additional pressure system were constructed at some point in the future, for reasons of slope and market, the City envisions that it would only enable the development of low-density single-family residential within the West Hills area. Since the City is in need of medium- and high-density residential development, construction of an additional pressure system will not help in this endeavor.

Transportation

Two public streets stub to the existing urban growth boundary at the east edge of the West Hills area: Fox Ridge Road at the north terminates in a series of private driveways and easements serving residences on acreages; Redmond Hill Road at the south is a

⁶ Development of the West Hills area that is situated inside the current McMinnville urban growth boundary is encumbered by the West Hills Planned Development Overlay Ordinance. In part, this overlay was established in recognition of the "scenic values unique to this area, and topographical features which are not conducive to the standard development practices normally employed in residential designs in the City."

public street all the way through to its existing stub at the urban growth boundary. For development to occur in the West Hills area west of the current urban growth boundary, Redmond Hill Road could be extended, but a secondary access road would have to be created in order to provide reasonable circulation and needed emergency vehicle access. For extension of Fox Ridge Road, right-of-way dedication would have to occur either along the existing privately held driveways or along a new alignment. A third option would be the extension of West 2nd Street, which currently stubs approximately 3,000 feet to the east of the existing urban growth boundary. Of further consideration, Peavine Road lies to the southwest of the West Hills area; however, a wide band of severe slopes (exceeding 25 percent gradient) lies between Peavine Road and the area of Class III soils, which are adjacent to the existing urban growth boundary, creating an impediment to a street connection. Extension of any of these three streets would require expensive design and construction measures because of the relatively steep grades present across this area.

The City finds that the relatively steep grades of the Class III and IV soils in the West Hills area, coupled with distance from services and from the city center, will make the provision of public access and transportation more difficult and expensive; public transportation will be integral to the medium- and high-density housing which the City is planning for.

Land use compatibility –

The area within the western portion of the existing urban growth boundary is above the 275-foot elevation mark for service under the existing municipal water system. To the east of that elevation marker, the area is rapidly undergoing development with low-density single-family residential subdivisions. Preliminary indications are that this development pattern will continue. If needed medium- and high-density housing were placed in the West Hills area through westward expansion of the urban growth boundary, it would lie between low-density housing at the east and resource land at the west. From a planning perspective, this is not a logical scenario as it increases the potential for conflicts between residential uses and farm/forest resource management.

This area's distance to commercial development also adds to its infeasibility for medium- and high-density residential development. The goal of higher-density residential development is that residents will not have to travel far to obtain services, and that public transportation will be most accessible. The West Hills area is a significant distance (more than a mile and a half) from any existing or proposed concentration of services.

Agricultural land compatibility –

The West Hills area borders on farm and forestry lands to the north, west, and south. If brought into the urban growth boundary and developed with needed medium- or high-density housing, the potential for conflicts between the residential development and surrounding farming or forestry operations would increase significantly: the expansion would increase the number of dwelling units and residents adjacent to these farm and forestry operations.

Further, the bulk of the Class III soils within this portion of the West Hills are parts of larger parcels which are managed for farm or forestry uses, and comprise the best soils

of those parcels; development on these soils would leave the residual parcels dominated by Class IV or lesser quality soils.

Complete neighborhoods –

The Class III soils adjacent to the existing urban growth boundary at the west edge of McMinnville are concentrated outside the boundaries of the nearest Neighborhood Activity Center (NAC). Development of medium- to high-density housing in this area would create a “satellite” area extending out into the resource land areas.

In accordance with ORS 197.298 (3) (a), (b), and (c), the City concludes that the concentration of Class III soils within the West Hills area adjacent to the existing westerly urban growth boundary are inadequate to accommodate the specific types of land needs identified in the MGMUP, for the reasons cited above. Accordingly, the City has not included these lands within its expanded urban growth boundary.

West Hills South

This area consists of two parcels which adjoin the south edge of the existing westerly urban growth boundary south of Redmond Hill Road, and which are predominantly Class III soils. The more easterly of these two parcels, tax lot R4524-01300 (hereafter referred to as “the Thompson property”), is approximately 37.23 acres and is almost entirely composed of Class III soils; two small inclusions of Class II soils are located at the extreme east edge of this parcel. The westerly of the two parcels is tax lot R4424-02000, which is 88 acres in size. This parcel includes pockets of Class II soils as well as pockets of Class IV and VIII soils.

Topographically, these two parcels lie at the base of the West Hills (Coast Range foothills). The western portion of tax lot 2000 exhibits a seven percent slope where it rises upward toward the West Hills; however, the bulk of the parcel is essentially flat. The Thompson property is flat throughout, with the exception that a portion of the base of a small knoll on the neighboring parcel to the east extends within the extreme east edge of the parcel. These parcels are situated within the current limits of the McMinnville Water and Light water service area, unlike the majority of other West Hills properties described previously.

Development constraints –

Both parcels feature intermittent streams: two streams converge at the northeast corner of tax lot 2000 and a single stream flows to the east across the site; a single drainage ditch flows from north to south across the eastern portion of the Thompson property. Intermittent streams such as these are considered as linear wetlands pursuant to the Division of State Lands (DSL) classification system; assuming a 25-foot no-build buffer along each side of these stream segments within these two parcels in accordance with DSL guidelines, this would remove approximately 12.6 acres from the buildable land area of tax lot 2000 and approximately 2.0 acres from the buildable land area of the Thompson property. The resulting gross buildable acreages would tentatively be estimated at approximately 75 acres for tax lot 2000 and 34 acres for the Thompson property.

Land use compatibility –

Inclusion of these two parcels into the urban growth boundary would enable their development with medium- and high-density housing in keeping with the City's identified land use needs.

Agricultural land compatibility –

The inclusion of these two parcels would reduce slightly the length of perimeter that would abut actively farmed land.

Based upon the above findings, the City also concludes that identified residential land needs can be accommodated on these two parcels (R4524-01300, referred to as "the Thompson property," and R4424-02000, which are predominately Class III and Class IV soils. The City, therefore, recommends their inclusion into the expanded urban growth boundary.

Lands West of Old Sheridan Road

Forming a crescent in the area southwest of McMinnville are lands comprised of Class III soils identified as Dayton Silt Loam, thick surface ("Dc" on US Department of Agriculture soil maps). This band generally parallels Old Sheridan Road to the northwest and Durham Road to the south; Highway 18 crosses through the subject site's geographic mid-point. These lands appear to follow historic drainage ways, which is consistent with the description for Dayton soils. Topographically, the area is relatively flat; physical improvements are few and consist of single-family residences on large-parcel, actively farmed holdings. The northern most tip of these lands is situated several hundred feet southwest of the existing McMinnville urban growth boundary (it does touch, however, on a portion of the Southwest subarea, which is proposed to be added to the urban growth boundary) and extends to the south a distance of nearly two miles. Of note, a portion of the Redmond family Century farm is located within this area.

This geographic area also includes a small, isolated area of Class IV soils, identified as Dayton silt loam ("Da").

For the following reasons, the City finds that the above-described lands are inappropriate for use in satisfying the identified residential and commercial land needs. As such, they are not included in the amended McMinnville urban growth boundary.

Agricultural land compatibility –

This land, if brought into the urban growth boundary, would be bordered by actively farmed land on all sides, and would include lands that are an integral part of the Redmond family Century farm. Its inclusion would also increase significantly the perimeter of land that would be in direct proximity to farmed land. Extension of public utilities to serve residential or commercial development within these lands would add pressure to urbanize adjacent resource lands in the future.

Residential use limitations –

The Soil Survey for Yamhill County classifies the Dayton soils as “severe” for the siting of residences and playgrounds, noting poor drainage, and high water table in winter and spring.⁷ Further, this survey states that, for foundations for low buildings the soil has “low shear strength; medium to high compressibility; high shrink-swell potential in subsoil; water table may rise to surface in winter; 12 to 24 inches depth to claypan; and very slow permeability.” For “highway location,” it notes that the “water table may rise to surface in winter; high shrink-swell potential in subsoil; and difficult to excavate.” Because of these characteristics, the City finds that it is poor planning to direct future urban development to such lands.

Neighborhood Activity Centers –

A cornerstone of the MGMUP is to apply “activity center” planned developments in appropriate locations in order to create support for neighborhood scale commercial and transit supportive development. Under this concept, neighborhoods are each centered or organized around a center that would provide a range of land uses within walking distance of neighborhoods --- preferably within a one-quarter mile area --- including neighborhood scale retail, office, recreation, civic, school, day care, places of assembly, public parks and open spaces, and medical offices. These centers have been selected due to their location, distribution, proximity to vacant buildable lands, ability to accommodate higher intensity and density development, and their context and ability to foster the development of a traditional, or complete, neighborhood. These centers have been equally spaced around the edge of the McMinnville urban area, with the downtown serving as the geographic hub. These centers need to be located at major street intersections.

As to this particular area, the area is not contiguous to the existing urban growth boundary. Major streets that currently exist to serve this area include Peavine Road and South Hill Road, both of which are under Yamhill County jurisdiction. Peavine Road is located more than one-half mile from the current urban growth boundary; Hill Road is a short distance south of the boundary. The nearest existing urban residential development is located more than one mile from where Peavine Road crosses through the Class III soil lands. It may be possible to locate an activity center upon these Class III soil lands, but it would be relatively isolated from other existing McMinnville residential development and services.

Based upon these distribution and location criteria, and the physical form that such an expansion would take, the City finds that these lands are not supportive of a “neighborhood activity center” and, as such, should not be included in the expanded urban growth boundary.

Existing Development Patterns –

Urban development in this area has been kept east of Hill Road, north of the North Fork of Cozine Creek, and east of Old Sheridan Road due to the presence of the McMinnville urban growth boundary, adopted in 1981. As noted previously, this area of Class III and

⁷ As regard siting for residences, a “severe” rating is associated with soils that exhibit poor stability, or that are poorly drained or subject to flooding, and have high shrink-swell potential and low shear strength.

Class IV soils is not contiguous to the existing urban growth boundary and extends away from the boundary in a relatively narrow band to the southwest before turning eventually to the east. In order to permit this area's urbanization, and for reasons of efficiency, some amount of land with Class II soils would need to be included in order to make it contiguous to the existing McMinnville urban growth boundary. Even so, the City finds that such a boundary --- a finger extending into actively farmed lands --- would not be conducive to an efficient development pattern, nor to the criteria supportive of the activity center concept, as summarized previously and described more fully in the MGMUP. It would also partially, or completely, surround other actively farmed areas, thereby putting increased pressure on them for future urbanization, and, in the meantime, creating rural / urban conflict.

The City has considered the lands west and southwest of the existing UGB and is recommending that some of them be included in the proposed expansion (Northwest, Southwest, and the Thompson property sub-areas), as well as sub-areas to the north and southeast (Grandhaven and Three Mile Lane, respectively). The other areas referenced are located farther to the west and southwest and are not included for reasons related to the cost and feasibility of providing necessary urban services (elevation and distance), transportation, distance to planned and existing services (schools, commercial development), and housing need (elevation, slope, and cost of development will make it less likely that these would support smaller lot development). Also, lands east of the airport were not given consideration due to their location adjacent to the airport and weapons training facility and their land use incompatibilities with urban residential development

For the above noted reasons, the City concludes that specific types of land needs as identified in the MGMUP can be accommodated within lands south of the future high school site, and south of the Redmond Hill subarea. The City concludes that all other resource lands of predominantly Class III or greater soils cannot reasonably accommodate such land needs. The City, therefore, has not included these lands in its expanded urban growth boundary, as permitted by ORS 197.298 (3)(a - c).

Consistent with ORS 197.298, and other applicable planning laws and goals, the City next analyzed Class II lands to determine their suitability to accommodate identified land needs. The details of this analysis are found in the MGMUP, and Appendix C of the MGMUP. Such soils are generally contained within the following geographic subareas:

- Grandhaven;
- Three Mile Lane;
- Norton Lane;
- Southwest; and
- Northwest.

A summary of soil types for each of these sub-areas follows.

- Norton Lane. Soil classification within the eastern portion of this sub-area (the portion east of Joe Dancer Park) was field investigated and mapped in 1999 by a private soil scientist.⁸ That investigation found that some 1.9 percent (3.73 acres) of the soils within the area are classified as SCS Class I. This soil is located primarily

⁸ Jack Parcell, Certified Soil Scientist, #19574 CPSC – June, 1999. (MGMUP, Appendix C, Attachment 3)

west of the location of the milking barns of the Shurig Dairy that was in operation on this site in the recent past. Class II soils comprise nearly 75 percent of the site. The balance of this area is composed of Class III (14.5 percent), Class IV (1.8 percent), and Class VI (7 percent) soils. The majority of the western portion of this sub-area (Joe Dancer Park area) is identified as Class II and contains no Class I soils.

- Three Mile Lane. Soils within this sub-area are almost entirely Class II with a small amount of Class III and Class VI found mainly within the 100-year floodplain of the South Yamhill River. A relatively small occlusion of Class I soil extends east from the Lawson Lane sub-area.⁹
- Northwest. Soils within this sub-area are predominantly Class III and IV with a smaller amount of Class II soils located along the area's northern perimeter. There are no Class I soils within this sub-area.¹⁰
- Grandhaven. Soil classification within this sub-area is almost entirely Class II and Class III. There also exist a few isolated areas of Class IV soil located throughout the sub-area.¹¹
- Southwest. Soil classification within this sub-area is almost entirely Class II soil with a very small amount of Class IV and Class VI along the edge of and within the 100-year floodplain of the adjacent waterways.¹²
- West Hills South. Soil classification within this sub-area is almost entirely Class III. Lesser amounts of Class II and Class IV soils are found in the southern, and extreme western edges of the site, respectively.

Conclusion:

Based upon the above findings, the City has concludes that resource lands within the Northwest, Southwest, Grandhaven, Norton Lane, Three Mile Lane, and West Hills South subareas are, on balance, best suited to accommodate the residential and commercial land needs as identified in the MGMUP. In summary, other areas analyzed and not included were found to be unable to reasonably accommodate such needs for reasons related to the cost and feasibility of providing necessary urban services (elevation and distance), transportation, distance to planned and existing services (schools, commercial development), potential rural/urban conflict, public safety, and inconsistency with growth management planning concepts and goals, as stated in the MGMUP.

The Council concludes that ORS 197.298(2) and (3) and Factor 6 are satisfied because areas with higher capability agricultural land are being retained outside the UGB and other areas with lower capability agricultural are proposed for inclusion. Where higher priority lands are proposed for inclusion, the City has provided sufficient reasons to satisfy ORS 197.298 (3) (a – c).

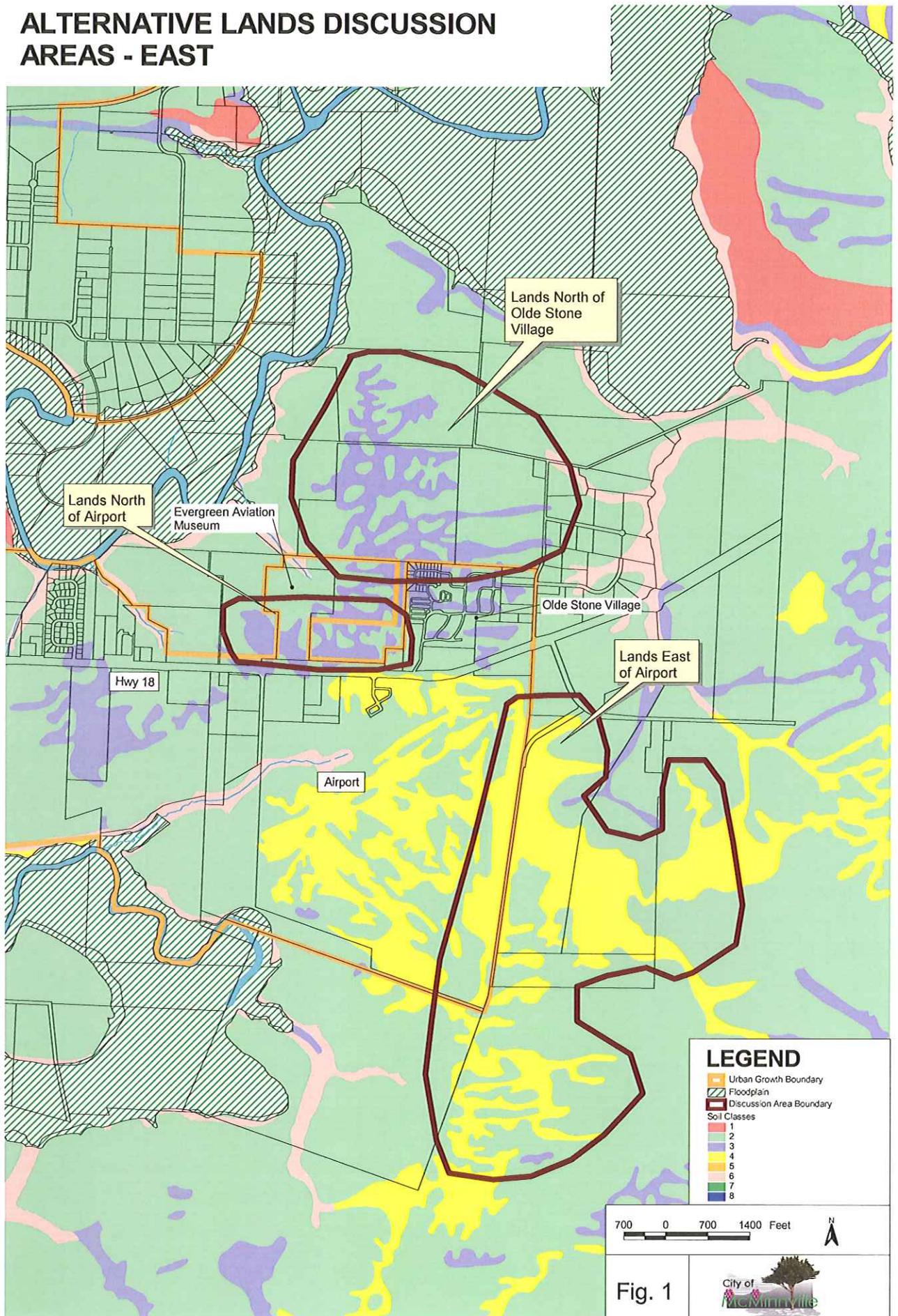
⁹ Natural Resources Conservation Service (NRCS) - <http://www.nrcs.usda.gov>

¹⁰ Natural Resources Conservation Service (NRCS) - <http://www.nrcs.usda.gov>

¹¹ Natural Resources Conservation Service (NRCS) - <http://www.nrcs.usda.gov>

¹² Natural Resources Conservation Service (NRCS) - <http://www.nrcs.usda.gov>

ALTERNATIVE LANDS DISCUSSION AREAS - EAST



ALTERNATIVE LANDS DISCUSSION AREAS - WEST

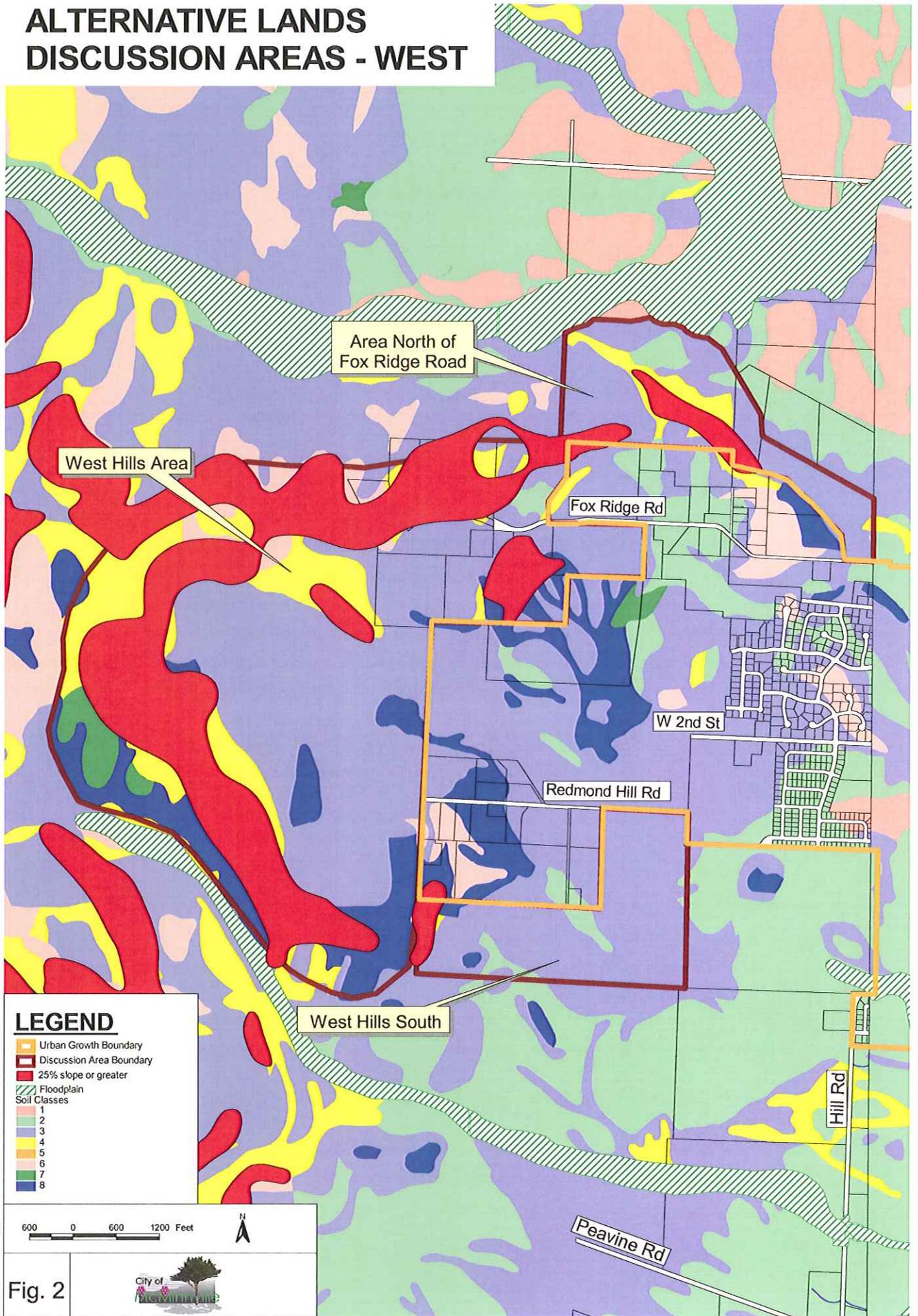
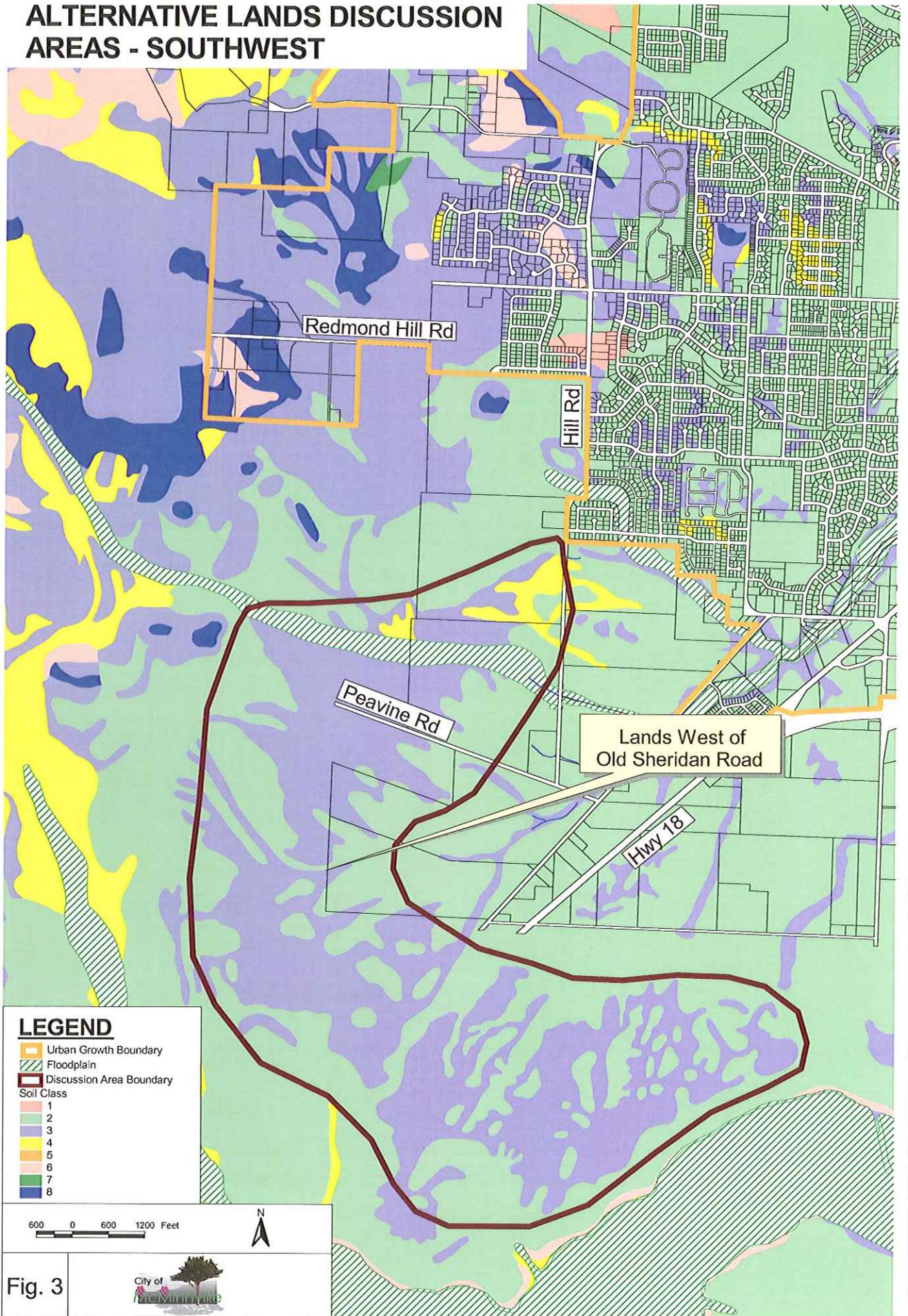


Fig. 2

ALTERNATIVE LANDS DISCUSSION AREAS - SOUTHWEST



LEGEND

- Urban Growth Boundary
- Floodplain
- Discussion Area Boundary
- Soil Class
- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8

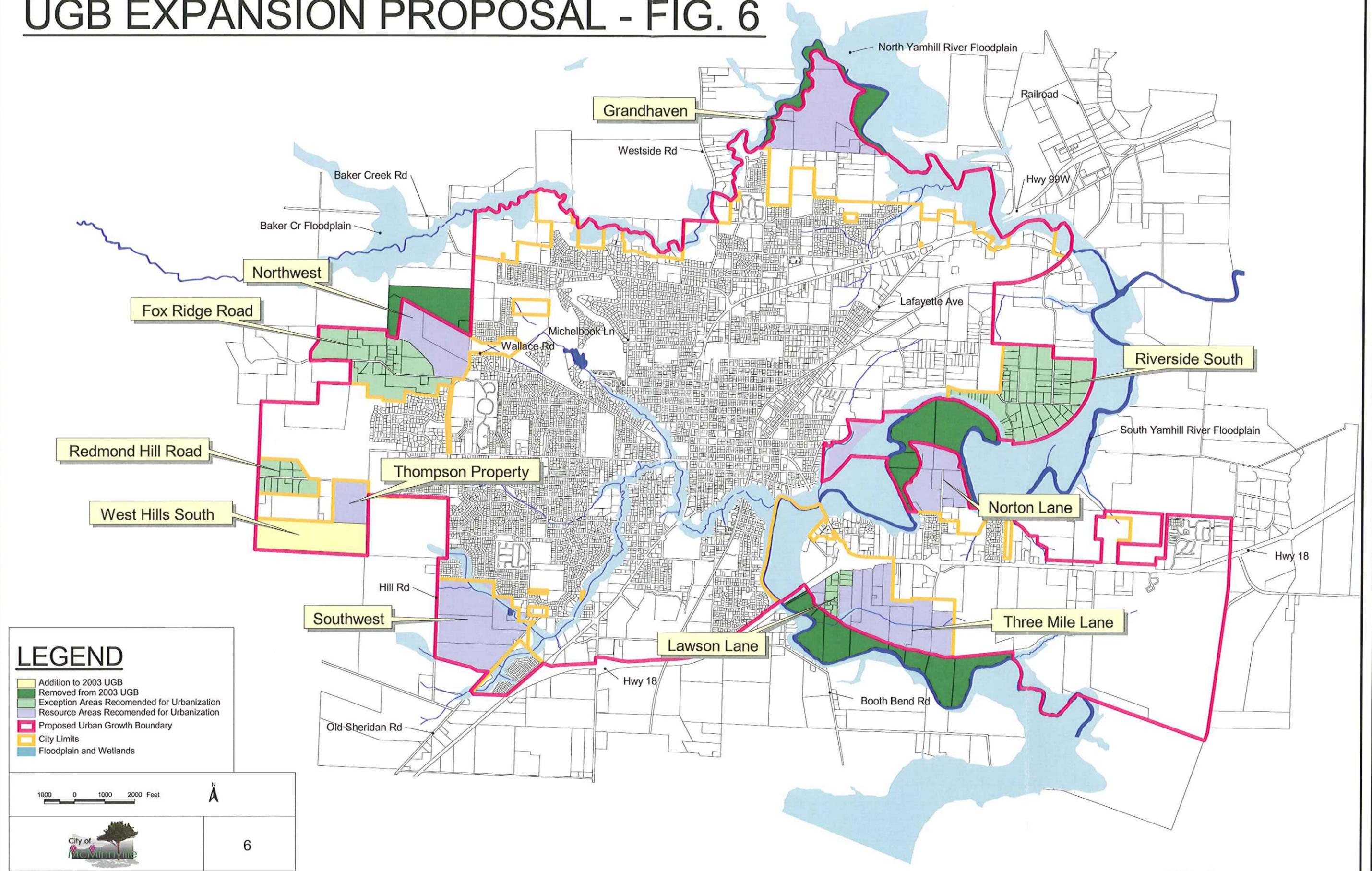
600 0 600 1200 Feet



Fig. 3



UGB EXPANSION PROPOSAL - FIG. 6



LEGEND

- Addition to 2003 UGB
- Removed from 2003 UGB
- Exception Areas Recommended for Urbanization
- Resource Areas Recommended for Urbanization
- Proposed Urban Growth Boundary
- City Limits
- Floodplain and Wetlands



PROPOSED COMPREHENSIVE PLAN - FIG 13

