

**THIS ORDINANCE HAS NOT BEEN ADOPTED, OR  
CONSIDERED BY THE COUNCIL.**

**ORDINANCE NO. 562**

**AN ORDINANCE OF THE CITY OF WILSONVILLE AMENDING WILSONVILLE CODE 4.140 (.09) J.2., PLANNED DEVELOPMENT, BY CHANGING THE LEVEL OF SERVICE STANDARD FOR WILSONVILLE ROAD BETWEEN BOONES FERRY ROAD AND TOWN CENTER LOOP WEST FROM LEVEL OF SERVICE D TO LEVEL OF SERVICE E.**

WHEREAS, the Citizens Committee that developed the TSP recognized that it would not be feasible to maintain level of service D in all areas; and

WHEREAS, Policy 4.1.1 of the TSP states that the City Council may approve possible exceptions to level of service D with a change to level of service E at locations including Wilsonville Road between and including the intersections of Boones Ferry Road and Town Center Loop West; and

WHEREAS, ODOT has a separate standard for level of service on the I-5 ramps based on a volume to capacity ratio of one; and

WHEREAS, the City follows whichever level of service criteria is most restrictive; and

WHEREAS, currently the volume to capacity ratio at the ramps is most restrictive and is the limiting factor on traffic through Wilsonville Road between Boones Ferry and Town Center Loop West; and

WHEREAS, under certain circumstances the City level of service D criteria could be the most restrictive; and

WHEREAS, a change to level of service E at this time would allow for better long-term planning and coordination with ODOT; and

WHEREAS, Wilsonville Planning Commission conducted a duly noticed public hearing on November 12<sup>th</sup>, 2003 at which this proposed amendment to the Wilsonville Code was reviewed and said Commission recommended approval of the proposed amendment; and

WHEREAS, the Wilsonville City Council conducted a duly noticed public hearing on November 17<sup>th</sup>, 2003.

NOW, THEREFORE, THE CITY OF WILSONVILLE ORDAINS AS FOLLOWS:

1. Findings.

The above-mentioned recitals are incorporated as findings of the City Council. The Council further adopts as findings and fact that staff report in this matter dated \_\_\_\_\_, 2003 attached as Exhibit \_\_\_\_\_ and the Supplemental Findings set forth in Exhibit \_\_\_\_\_ attached hereto and incorporated by reference as fully set forth herein.

2. Order.

A. Wilsonville Code 4.140 (.09) J. 2., Planned Development Regulations, is hereby amended as follows:

"2. That the location, design, size and uses are such that traffic generated by the development at the most probable used intersection(s) can be accommodated (safely and without congestion in excess of Level of Service D) as defined in the Highway Capacity Manual published by the National Highway Research Board, on existing or immediately planned arterial or collector street and will, in the case of commercial or industrial developments, avoid traversing local streets, provided however, that the standard for the intersections of Wilsonville Road with Boone's Ferry Road, Town Center Loop and the I-5 interchange shall be level of service "E". Immediately planned arterial and collector streets are those listed in the City's adopted Capital Improvement Program list for which funding has been approved and that are scheduled for completion within two years of occupancy of the development or four years if they are an associated crossing, interchange, or approach street improvement to Interstate 5.

"a. In determining ~~Levels of Service D~~ whether a project's traffic can be accommodated safely and without congestion at level of service criteria, the City shall hire a traffic engineer at the applicant's expense who shall prepare a written report containing the following minimum information for consideration by the Development Review Board:

"i. An estimate of the amount of traffic generated by the proposed development, the likely routes of travel of the estimated generated traffic, and the sources(s) of information of the estimated of the traffic generated and the likely routes or travel;

"ii. What impact the estimate generated traffic will have on existing level of service including traffic for Stage II developments approved but not yet built, and traffic vesting by prior development, through the most probable

used intersection(s), including state and county intersections, at the time of peak level of traffic. This analysis shall be conducted for each direction of travel if backup from other intersections will interfere with intersection operations.

"b. The following are exempt from meeting the Level of Service ~~D~~ criteria standards:

"i. A planned development or expansion thereof which generates three (3) new p.m. peak hour traffic trips or less;

"ii. A planned development or expansion thereof which provides an essential governmental service.

"iii. Traffic generated by development exempted under this subsection on or after Ordinance No. 463 was enacted shall not be counted in determining levels of service for any future applicant.

"iv. Exemptions under 'b' of this subsection shall not exempt the development of expansion from payment of system development charges or other applicable regulations. In no case will development be permitted that creates an aggregate level of traffic at LOS 'F'."

3. Staff Direction.

The City Recorder is directed to make the appropriate formatting and stylistic changes to conform the aforementioned amendments to the format and style of the Wilsonville Code.

SUBMITTED to the Wilsonville City Council and read for the first and second time regular meeting thereof on the \_\_\_ day of \_\_\_\_\_, 2004 at the hour of 7 p.m. at the Wilsonville Community Center, 7965 SW Wilsonville Road, Wilsonville, Oregon.

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SANDRA C. KING, CMC, City Recorder

ENACTED by the City Council on the \_\_\_ day of \_\_\_\_\_, 2004 by the following votes: Yes: \_\_\_\_\_ No: \_\_\_\_\_

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SANDRA C. KING, CMC, City Recorder

DATED and signed by the Mayor this \_\_\_\_\_ day of \_\_\_\_\_, 2004.

\_\_\_\_\_  
CHARLOTTE LEHAN, MAYOR

SUMMARY OF VOTES:

Mayor Lehan \_\_\_\_\_  
Councilor Scott-Tabb \_\_\_\_\_  
Councilor Kirk \_\_\_\_\_  
Councilor Holt \_\_\_\_\_  
Councilor Knapp \_\_\_\_\_

Attachments:

Exhibit \_\_\_\_\_  
Exhibit \_\_\_\_\_