

ORDINANCE No. 185458

*Postpone effective date of amendments to Title 33, Chapter 33.430 and repeal date of the Smith and Bybee Lakes Natural Resource Management Plan (Ordinance).

The City of Portland ordains:

Section 1. The Council finds:

1. On October 19, 2011, the City Council adopted the *Smith & Bybee Lakes Project – Recommended Draft*, which adopted changes to Title 33, Chapter 33.430 and deleted Map 430-10 concerning Smith and Bybee Lakes (Ordinance No. 184944).
2. Ordinance No. 184944 expressly postponed the effective date of amendments to Chapter 33.430, including deletion of Map 430-10, and repeal of the Smith and Bybee Lakes Natural Resources Management Plan (NRMP) for nine months to allow adequate time to prepare and approve a Comprehensive Natural Resources Plan to replace the NRMP.
3. Metro is in the process of preparing a Comprehensive Natural Resources Plan (CNRP) to submit to the City for review and approval in July 2012. The land use review process for the CNRP takes several months and will not be completed by the time the amendments to Chapter 33.430 and repeal of the NRMP are scheduled to become effective. As a result it is necessary to again postpone the effective date for amendments to Chapter 33.430, including repeal of Map 430-10, and postpone the repeal date for the NRMP.

NOW, THEREFORE, the Council directs:

- a. The following amendments approved by Ordinance No. 184944 will not be effective until December 31, 2013:
 1. Amendments to Title 33, Chapter 33.430 to delete references to the Smith and Bybee Lakes Natural Resources Management Plan;
 2. Amendments to Title 33, Chapter 33.430 to delete Map 430-10; and
 3. Repeal of the Smith and Bybee Lakes Natural Resources Management Plan.

Section 2. In the event that a Comprehensive Natural Resources Plan is not approved for the area by December 31, 2013, the Bureau of Planning and Sustainability is directed to return to the City Council with an ordinance to extend the effective date of the amendments and repeal date of the Smith and Bybee Lakes Natural Resource Management Plan listed in Council directive *a* above. If a Comprehensive Natural Resources Plan for the area receives final approval before December 31, 2013, the Bureau of Planning and Sustainability may return to the City Council with an ordinance to change the effective date of the amendments and repeal date of the Smith and Bybee Lakes Natural Resource Management Plan listed in Council directive *a* above.

Section 3. The Council declares an emergency exists because extension of the effective date is necessary to continue existing provisions that protect resources in the Smith and Bybee Lakes Natural Resources Management Plan until such time that a Comprehensive Natural Resource Plan is effective; therefore, this ordinance shall be in full force and effect from and after its date of passage by the Council.

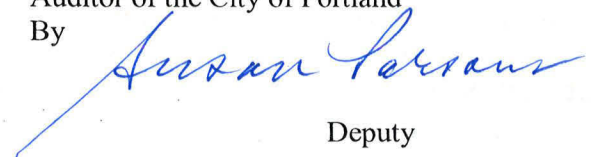
Passed by the Council: JUN 27 2012

Mayor Sam Adams
Prepared by: Barry Manning
Date Prepared: June 7, 2012

LaVonne Griffin-Valade

Auditor of the City of Portland

By



Deputy

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INTRODUCED BY Commissioner/Auditor: Mayor Sam Adams	CLERK USE: DATE FILED <u>JUN 22 2012</u>
COMMISSIONER APPROVAL Mayor—Finance and Administration - Adams Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Leonard	LaVonne Griffin-Valade Auditor of the City of Portland By: Deputy
BUREAU APPROVAL Bureau: BPS Bureau Head: Susan Anderson Prepared by: Barry Manning Date Prepared: June 7, 2012	ACTION TAKEN:
Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/>	
Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
Council Meeting Date June 27, 2012	
City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter	

AGENDA
TIME CERTAIN <input type="checkbox"/> Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion)
CONSENT <input checked="" type="checkbox"/>
REGULAR <input type="checkbox"/> Total amount of time needed: _____ (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
	YEAS	NAYS
1. Fritz	✓	
2. Fish	✓	
3. Saltzman	✓	
4. Leonard	✓	
Adams	✓	