



## Legislation Details (With Text)

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<b>Type:</b>	Planning Item	<b>Status:</b>		Agenda Ready	
<b>File created:</b>	9/21/2015	<b>In control:</b>		Planning Commission	
<b>On agenda:</b>	9/28/2015	<b>Final action:</b>			
<b>Title:</b>	Beavercreek Road Concept Plan: Overview and Discussion of the Re-Adoption Process.				
<b>Sponsors:</b>	Pete Walter				
<b>Indexes:</b>					
<b>Code sections:</b>					
<b>Attachments:</b>	1. Commission Report, 2. Beavercreek Road Concept Plan, 3. Metro Title 4 Map Ord 1244B, 4. Beavercreek Road Industrial Lands Map, 5. City Commission Minutes July 20 2011				

Date	Ver.	Action By	Action	Result
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Beavercreek Road Concept Plan: Overview and Discussion of the Re-Adoption Process.

### **RECOMMENDED ACTION (Motion):**

Worksession discussion only. There will be no public testimony.

### **BACKGROUND:**

Staff will provide an overview of the status of the Beavercreek Road Concept Plan. Deputy City Attorney Carrie Richter will also help to provide background on the legal aspects of the re-adoption process.

The Beavercreek Road Concept Plan was adopted by the City Commission in September, 2007 and was subsequently appealed to the Land Use Board of Appeals and remanded to the City in August, 2008. In December of 2010 the Metro Council adopted Ordinance 10-1244B, which reduced the amount of land designated for industrial use in the Title 4 Employment and Industrial Areas Map to conform to the City's Beavercreek Road Concept Plan, reflecting the determination that the region had sufficient employment capacity for the next 20 years.

The Concept Plan was created with the assistance of a 15-member Citizen Advisory Committee and 9-member Technical Advisory Committee. The recommended plan was reviewed during several public hearings before the Planning Commission and City Commission prior to final adoption in September, 2007.

The City applied for an extension to complete the Title 11 planning requirements for the concept plan area, which was approved by Metro and extended to June 30, 2014. The LUBA appeal raised numerous issues, including an inconsistency between the concept plan and Metro's Title 4 map, inadequate protection of industrial lands, deficiencies in the transportation infrastructure and other service inadequacies. After reviewing the issues raised, staff recommended that the City Commission remand the concept plan to the Planning Commission and re-open the record for the limited purpose

of addressing the protection of the Title 4 lands, inserting the recently implemented transportation system plan and capital improvement plan identifying transportation improvements and addressing police and fire services.

While the appeals process was on-going, several legislative updates to the City's public facilities plans, including sewer, stormwater, water and transportation system plans were adopted which refine much of the public facilities planning for the area within the Beaver Creek Road Concept Plan. A summary of this information along with updated cost estimates for public facilities will be provided during the public hearing process.

To provide public information on the proposed plan re-adoption, planning staff will attend upcoming meetings of the TAC, NRC, PRAC, CIC and Caufield Neighborhood Association.

A copy of the draft plan, Metro Title 4 map decision, and the Minutes of the July 20, 2011 City Commission meeting are attached for reference.

**BUDGET IMPACT:**

Amount:

FY(s):

Funding Source: