

1 **ORDINANCE BILL NO. 27-17**

2 AN ORDINANCE RELATING TO ADOPTING THE NEW NORTH EAST SALEM  
3 COMMUNITY ASSOCIATION AND LANSING NEIGHBORHOOD ASSOCIATION  
4 (“NESCA-LANSING”) NEIGHBORHOOD PLAN; A COMPONENT OF THE SALEM AREA  
5 COMPREHENSIVE PLAN; AND AMENDING SRC 64.005

6 *The City of Salem ordains as follows:*

7 **Section 1. Findings.** The amendments to the Salem Area Comprehensive Plan are consistent  
8 with the criteria found in SRC 64.020 as set forth in “Exhibit 1,” which is attached hereto and  
9 incorporated herein by reference.

10 **Section 2.** SRC Chapter 64.005(g) is hereby amended as follows:

11 **64.005. Definitions.** ~~Except where the context otherwise specifically requires, as used in this~~  
12 ~~Chapter the following words and phrases mean:~~ The following words, terms and phrases, when  
13 used in this chapter, shall have the meanings ascribed to them in this section, except where the  
14 context indicates a different meaning:

15 ~~(a)~~ *Comprehensive Park System Master Plan* means that certain document of that title  
16 adopted by Ordinance No. 6-13, enacted May 13, 2013.

17 ~~(b)~~ *Comprehensive Plan* means the generalized, coordinated land use policy document  
18 and map for the City that addresses functional and natural systems and activities relating  
19 to the use of land within the City.

20 ~~(c)~~ *Comprehensive Plan Map* means that certain map, entitled "Salem Area Plan Map,  
21 January 12, 1987," as amended by Ordinance No. 1-87, enacted January 12, 1987; and  
22 amended by Ordinance No. 1-91, enacted January 14, 1991; Ordinance No. 57-2000,  
23 enacted November 13, 2000; Ordinance No. 14-16, enacted December 5, 2016; and as  
24 amended by all quasi-judicial amendments to the Comprehensive Plan Map. The  
25 Comprehensive Plan Map implements the goals and policies of the Comprehensive  
26 Policies Plan.

27 ~~(d)~~ *Comprehensive Policies Plan* means that certain document entitled "Salem Area  
28 Comprehensive Plan," adopted by Ordinance No. 68-92, enacted October 12, 1992;  
29 Ordinance No. 107-94, enacted November 28, 1994; Ordinance No. 81-96, enacted  
30 November 12, 1996; Ordinance No. 64-98, enacted August 24, 1998; Ordinance No.  
75-99, enacted September 27, 1999; Ordinance No. 58-2000, enacted November 27,

1 2000; Ordinance No. 43-2002, enacted July 8, 2002; Ordinance No. 68-2002, enacted  
2 October 28, 2002; Ordinance No. 52-2003, enacted November 24, 2003; Ordinance No.  
3 2-05, enacted January 24, 2005; Ordinance No. 35-09, enacted May 26, 2009; Ordinance  
4 No. 2-09, enacted February 9, 2009; Ordinance No. 6-13, enacted June 10, 2013 and  
5 Ordinance 20-15, enacted October 26, 2015. The Comprehensive Policies Plan  
6 establishes goals and policies guiding growth and development within the Urban Growth  
7 Boundary and the Salem Urban Area, Comprehensive Plan Map designations, and broad  
8 categories of land use.

9 ~~(e)~~ *Historic Preservation Plan* means that certain document entitled "Salem Historic  
10 Preservation Plan, Salem, Oregon 2010-2020," adopted by Ordinance No. 6-13, enacted  
11 June 10, 2013.

12 ~~(f)~~ *McNary Field Airport Master Plan* means that certain document entitled "McNary  
13 Field Airport Master Plan, Salem, Oregon, Hodges and Shutt, May 1979" and adopted by  
14 Ordinance No. 172-79, enacted September 24, 1979; amended by Ordinance No. 3-98,  
15 enacted January 12, 1998.

16 ~~(g)~~ *Neighborhood Plan* means the plan for the land use within a geographic area lying  
17 within a neighborhood association's boundaries. As used in this Chapter, the only  
18 portions of a Neighborhood Plan that are included as a component of the Comprehensive  
19 Plan are the "Goals and Policies" provisions and the general land use maps, including any  
20 quasi-judicial amendments to the general land use maps. The adopted Neighborhood  
21 Plans are:

22 ~~(1) The NESCA Neighborhood Plan, Northeast Salem Community Association,~~  
23 ~~May, 1977, adopted by Ordinance No. 102-78, enacted May 22, 1978; and amended~~  
24 ~~by Ordinance No. 105-79, enacted May 21, 1979; Ordinance No. 9-85, enacted~~  
25 ~~January 14, 1985; Ordinance No. 33-85, enacted May 25, 1985; and Ordinance No.~~  
26 ~~51-85, enacted April 22, 1985.~~

27 ~~(2a)~~ The CAN-DO Neighborhood Plan, Central Area Neighborhood Development  
28 Organization, adopted by Ordinance No. 105-79, enacted June 15, 1979; and  
29 amended by Ordinance No. 107-80, enacted September 8, 1980; Ordinance No. 40-  
30 84, enacted March 26, 1984; Ordinance No. 94-84, enacted August 13, 1984

~~(3b)~~ Grant Neighborhood Plan, adopted by Ordinance No. 33-83, enacted June 13,

1 1983.

2 **(4c)** Sunnyslope Neighborhood Plan, adopted by Ordinance No. 55-83, enacted  
3 August 8, 1983.

4 **(5d)** Liberty-Boone Neighborhood Plan, adopted by Ordinance No. 84-83, enacted  
5 December 12, 1983; and amended by Ordinance 9-85, enacted January 14, 1985;  
6 Ordinance No. 5-86, enacted January 13, 1986.

7 **(6e)** East Lancaster Neighborhood Association Neighborhood Plan (ELNA), adopted  
8 by Ordinance No. 19-84, enacted January 16, 1984.

9 **(7f)** Highland Neighborhood Plan, adopted by Ordinance No. 67-84, enacted June  
10 11, 1984.

11 **(8g)** Morningside Neighborhood Plan, adopted by Ordinance No. 67-84, enacted  
12 June 11, 1984; and repealed and replaced by Ordinance No. 2-14, enacted April 28,  
13 2014.

14 **(9h)** West Salem Neighborhood Plan, adopted by Ordinance No. 11-2004, enacted  
15 March 8, 2004.

16 **(10i)** Northeast Neighbors Neighborhood Association-Southeast Salem  
17 Neighborhood Association (NEN-SESNA) Neighborhood Plan, adopted by  
18 Ordinance No. 23-14, enacted 03/25/2015.

19 **(j)** North East Salem Community Association and Lansing Neighborhood  
20 Association (NESCA-Lansing) Neighborhood Plan, adopted by Ordinance No. 27-17,  
21 enacted December 11, 2017.

22 ~~(h)~~ *Public Facilities Plan* means, collectively, those portions of the following plans  
23 describing the water, sewer, and storm water facilities needed to support the land uses  
24 designated in the Comprehensive Plan Map and lying within the Urban Growth  
25 Boundary, listing the public facility project titles, and containing a map or written  
26 description of the public facility projects' locations or service areas, but not including  
27 descriptions or specifications of the public facility projects:

28 **(1a)** Salem Area Wastewater Management Master Plan.

29 **(2b)** Stormwater Master Plan.

30 **(3c)** Water System Master Plan.

~~(i)~~ *Public Facilities Support Documents* means, collectively, the following plans, other

1 than those portions that comprise the Public Facilities Plan:

2 ~~(1a)~~ Salem Area Wastewater Management Master Plan.

3 ~~(2b)~~ Stormwater Master Plan.

4 ~~(3c)~~ Water System Master Plan.

5 ~~(j)~~ *Salem Area Wastewater Management Master Plan* means that certain document  
6 entitled "Salem Area Wastewater Management Master Plan, 1996, CH2M-Hill" and  
7 adopted by Ordinance No. 93-96, enacted December 16, 1996; and amended by  
8 Ordinance No. 54-2002, enacted September 23, 2002; Ordinance No. 9-05, enacted  
9 February 7, 2005, and Ordinance No. 83-07, enacted April 9, 2007.

10 ~~(k)~~ *Salem Economic Opportunities Analysis* means that certain document of that title  
11 adopted by Ordinance 20-15 enacted October 26, 2015.

12 ~~(l)~~ *Salem Transportation System Plan* means that certain document of that title adopted  
13 by Ordinance No. 64-98, enacted August 24, 1998; and amended by Ordinance 9-2000,  
14 enacted February 14, 2000; Ordinance No. 27-2001, enacted May 14, 2001; Ordinance  
15 No. 2-05, enacted January 25, 2005; Ordinance No. 11-05, enacted March 28, 2005;  
16 Ordinance No. 85-07, enacted July 9, 2007; Ordinance No. 119-07, enacted November 5,  
17 2007; Ordinance No. 12-10, enacted April 26, 2010; Ordinance No. 20-12, enacted  
18 December 10, 2012; and Ordinance No. 6-14, enacted May 27, 2014, Ordinance 1-16  
19 enacted February 8, 2016 and Ordinance No. 14-16, enacted December 5, 2016.

20 ~~(m)~~ *Stormwater Master Plan* means that certain document of that title adopted by  
21 *Ordinance No. 52-2000, enacted September 25, 2000.*

22 ~~(n)~~ *Support Document* means a plan or other document that is prepared as a policy guide  
23 for a Comprehensive Plan function or area. Support documents are adopted by  
24 ordinance, but are not part of the Comprehensive Plan and are not land use regulations, as  
25 defined by ORS 197.015(11).

26 ~~(o)~~ *Urban Growth Boundary* means that certain legal description and accompanying  
27 document entitled "Salem Urban Growth Boundary, Revised September 12, 1988,"  
28 adopted by Ordinance No. 175-79, enacted September 24, 1979; and amended by  
29 Ordinance No. 52-82, enacted March 29, 1982; Ordinance No. 42-86, enacted April 28,  
30 1986; Ordinance No. 77-88, enacted September 13, 1988; and Ordinance No. 9-14,  
enacted June 23, 2014; and Ordinance No. 14-16, enacted December 5, 2016.

1           ~~(p)~~ *Urban Service Area Map* means the map of that certain area originally referred to as  
2           the "Current Developed Area" originally delineated on the official zoning map by  
3           Ordinance No. 129-79, enacted July 23, 1979, and subsequently amended, and readopted  
4           by Ordinance No. 6-13, enacted June 10, 2013.

5           ~~(q)~~ *Water System Master Plan* means that certain document entitled "Water System  
6           Master Plan, 1994, CH2M-Hill" and adopted by Ordinance No. 34-94, enacted April 25,  
7           1994; and amended by Ordinance No. 70-96, enacted September 23, 1996; Ordinance  
8           No. 89-99, enacted November 22, 1999; Ordinance No. 8-05, enacted February 7, 2005;  
9           and Ordinance No. 96-07, enacted July 9, 2007.

10          ~~(r)~~ *Willamette River Greenway Plan* means that certain document entitled "Willamette  
11          River Greenway Plan, July, 1979" and adopted by Ordinance No. 157-79, enacted  
12          September 24, 1979; and amended by Ordinance No. 14-16, enacted December 5, 2016.

13          **Section 3.** The Goals, Policies and Generalized Land Use Map of the NESCA-Lansing  
14          Neighborhood Plan as set forth in "Exhibit 2," which is attached hereto and incorporated herein  
15          by reference, are hereby made a Component of the Salem Area Comprehensive Plan.

16          **Section 4.** The portions of the NESCA-Lansing Neighborhood Plan other than the Goals,  
17          Policies and Generalized Land Use Map as set forth in "Exhibit 2" are hereby made Support  
18          Documents of the Salem Area Comprehensive Plan.

19          **Section 5. Codification.** In preparing this ordinance for publication and distribution, the City  
20          Recorder shall not alter the sense, meaning, effect or substance of this ordinance, but within such  
21          limitations, may:

22                **(a)** Renumber sections and parts of sections of the ordinance;

23                **(b)** Rearrange sections;

24                **(c)** Change reference numbers to agree with renumbered chapters, sections or other parts;

25                **(d)** Delete references to repealed sections;

26                **(e)** Substitute the proper subsection, section or chapter, or other division numbers;

27                **(f)** Change capitalization and spelling for the purpose of uniformity;

28                **(g)** Add headings for purposes of grouping like sections together for ease of reference; and

29                **(h)** Correct manifest clerical, grammatical or typographical errors.

30

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30

**Section 6. Severability.** Each section of this ordinance, and any part thereof, is severable, and if any part of this ordinance is held invalid by a court of competent jurisdiction, the remainder of this ordinance shall remain in full force and effect.

PASSED by the City Council this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

ATTEST:

City Recorder

Approved by City Attorney: \_\_\_\_\_

Checked by: EKim