

ORDINANCE BILL NO. 7-25

AN ORDINANCE RELATING TO RIGHT-OF-WAY DEDICATIONS; AMENDING SRC 200.050 AND SRC 803.060

The City of Salem ordains as follows:

Section 1. The Salem Revised Code (SRC) Chapter 200.050 and Chapter 803.060 are hereby amended as set forth in Exhibit A, attached hereto and by this reference incorporated herein.

Section 2. Findings. SRC 110.085 establishes the following approval criteria that must be met for a code amendment to be approved:

1. *The amendment is in the best interest of the public health, safety, and welfare of the City.*

Finding: The Code amendments are in the best interest of the public health, safety, and welfare of the city because they ensure the City's interest is protected in accepting public right-of-way and make it easier for right-of-way to be dedicated.

2. *The amendment conforms with the Salem Area Comprehensive Plan, applicable Statewide Planning Goals, and applicable administrative rules adopted by the Department of Land Conservation and Development.*

Finding: The *Salem Area Comprehensive Plan (SACP)* is the long-range plan for guiding development in the Salem urban area. The overall goal of the plan is to accommodate development in a timely, orderly, and efficient arrangement of land uses and public facilities and services that meet the needs of present and future residents of the Salem urban area.

The proposed Code amendment was reviewed for conformance with applicable goals and policies of the SACP, Statewide Planning Goals, and administrative rules adopted by the Department of Land Conservation and Development (DLCD). The Following goals and policies relate to the proposed Code amendments:

SACP Goal CE1 (Community Engagement) – *Engage the public in planning, investment, and policy decisions and in the implementation of this Comprehensive Plan through inclusive, equitable, transparent, and collaborative processes that foster meaningful involvement from all members of the community.*

Finding: Public notice and the process of a public hearing on proposed changes provide opportunities for citizen participation in the decision-making process.

SACP Goal T1 (Transportation for All) – *Develop and maintain an integrated, equitable multimodal transportation network that promotes safe, convenient, efficient travel for every user and contributes directly to the health, economic vitality, and quality of life of all residents, especially the most vulnerable, and the broader community. Include non-automobile modes of transportation, including bicycling,*

walking, and public transportation, in all transportation planning and projects. Ensure the transportation system continues to support motor vehicle travel that serves personal needs, commerce, and emergency response. Plan for new and emerging transportation modes.

Finding: The proposed code amendments will simplify the process for accepting and dedicating public right-of-way, which supports the SACP Goal T1 and Goal by making right-of-way dedications for public infrastructure and streets more accessible.

SACP Goal PF2 (Service Provision and Development Goal): *Provide an orderly and efficient system of public facilities and services to serve existing and future development.*

Finding: The proposed code amendments will create efficiencies for both private development as well as Capital Improvement Projects where right-of-way for new public infrastructure is required.

Statewide Planning Goal 1 (Citizen Involvement): *To develop a citizen involvement program that insures the opportunity for citizens to be involved in all phases of the planning process.*

Finding: Public notice and the process of a public hearing on proposed changes provide opportunities for citizen participation in the decision-making process.

Statewide Planning Goal 2 (Land Use Planning): *To establish a land use planning process and policy framework as a basis for all decision and actions related to use of land and to assure an adequate factual base for such decisions and actions.*

Finding: The proposed Code amendments are being presented to the community through a public notification and hearing process that includes the public and DLCD as is consistent with the decision-making process identified for land use actions under Goal 2.

Statewide Planning Goal 11: (Public Facilities and Services): *To plan and develop a timely, orderly and efficient arrangement of public facilities and services to serve as a framework for urban and rural development.*

Finding: The proposed code amendments will simplify the process for accepting and dedicating public right-of-way, which supports the SACP Goal T1 and Goal by making right-of-way dedications for public infrastructure and streets more accessible. The code amendment will create efficiencies for both private development as well as Capital Improvement Projects where right-of-way for new public infrastructure is required.

Section 3. Codification. In preparing this ordinance for publication and distribution, the City Recorder shall not alter the sense, meaning, effect or substance of this ordinance, but within such limitations, may:

- (a) Renumber sections and parts of sections of the ordinance;
- (b) Rearrange sections;
- (c) Change reference numbers to agree with renumbered chapters, sections or other parts;
- (d) Delete references to repealed sections;
- (e) Substitute the proper subsection, section or chapter, or other division numbers;
- (f) Change capitalization and spelling for the purpose of uniformity;
- (g) Add headings for purposes of grouping like sections together for ease of reference; and
- (h) Correct manifest clerical, grammatical or typographical errors.

Section 4. 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 _____, 2025.

ATTEST:

City Recorder

Approved by City Attorney: _____

Checked by: Laurel Christian