

1 **ENGROSSED ORDINANCE BILL NO. 8-22**

2 AN ORDINANCE RELATING TO STREET PAINTINGS; AMENDING CHAPTER 15
3 OF SALEM REVISED CODE AND SALEM REVISED CODE 900.015 AND
4 DECLARING AN EMERGENCY.

5 *The City of Salem ordains as follows:*

6 **Section 1.** SRC Chapter 15 and SRC 900.015 are hereby amended as set forth in
7 Exhibit A, attached hereto and by reference incorporated herein.

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

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

11 **Finding:** The Code amendments are in the best interest of the public health, safety, and
12 welfare of the City because they will foster community creativity, pride, and placemaking
13 in Salem neighborhoods. The proposed exemptions to the Sign Code will further provide
14 an avenue for the approval of scenic, historic, cultural, geographic, and educational signs
15 entirely within the public right-of-way.

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

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

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

- 28 • **SACP Goals 20 and 21 (Section J. Transportation) – Aesthetics and**
29 **Landscaping:**

- 30 ○ *Aesthetics and landscaping shall be considered in the design of the*
31 *transportation system. Within the physical and financial constraints of the*
32 *project, landscaping, and where appropriate, public art, shall be included*
33 *in the design of the transportation facility. Various landscaping designs,*
34 *plants, and materials shall be utilized by local governments, private*

1 *entities, or individuals to enhance the livability of the area.*

- 2 ○ *Major gateway points into the city enhance the impression of the area's*
3 *beauty and vitality. The Salem Transportation System Plan shall identify*
 major gateway points into the City of Salem.

4 The proposed amendments to SRC 900 and SRC 15 will authorize and encourage
5 the inclusion of art and aesthetics in approved areas of the Salem transportation
6 system. The exemptions will provide an avenue for scenic, historic, cultural,
7 geographic, and educational signs in Salem's gateway points into the city.

8 • **SACP Goals 1 (Section B. General Development) – Citizen Involvement:**

- 9 ○ *Opportunities for broad-based citizen involvement in the development,*
10 *revision, monitoring and implementation of the Salem Area*
11 *Comprehensive Plan shall be provided by the City of Salem and Marion*
12 *and Polk Counties. Where neighborhood groups have been officially*
13 *recognized by the governing body, they shall be included in the planning*
14 *process. To help assure citizen participation and information, public*
15 *hearings shall be held prior to adoption of all land use ordinances.*

16 The proposed Code amendments have been prompted through citizen interest and
17 involvement. Public notice and the process of a public hearing on proposed
18 changes will provide additional opportunities for citizen participation in the
19 decision-making process.

- 20 • **Statewide Planning Goal 1 - Citizen Involvement:** The proposed Code
21 amendments have been prompted through citizen interest and involvement.
22 Public notice and the process of a public hearing on proposed changes will
 provide additional opportunities for citizen participation in the decision-making
 process.

- **Statewide Planning Goal 2 - Land Use Planning:** 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.

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

- 26 (a) Renumber sections and parts of sections of the ordinance;
27 (b) Rearrange sections;

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

(d) Delete references to repealed sections;

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

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

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

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

7 **Section 4. Severability.** Each section of this ordinance, and any part thereof, is
8 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.

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10 PASSED by the City Council this _____ day of _____, 2022.

11 ATTEST:

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13 City Recorder

14 Approved by City Attorney: _____
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