

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

2 AN ORDINANCE RELATING TO STREET PAINTINGS; AMENDING CHAPTER 15  
3 OF SALEM REVISED CODE AND SRC 900.015 AND DECLARING AN  
4 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  
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 Goals 20 and 21 (Section J. Transportation) – Aesthetics and  
Landscaping:**

- *Aesthetics and landscaping shall be considered in the design of the  
transportation system. Within the physical and financial constraints of the  
project, landscaping, and where appropriate, public art, shall be included  
in the design of the transportation facility. Various landscaping designs,*

1 *plants, and materials shall be utilized by local governments, private*  
2 *entities, or individuals to enhance the livability of the area.*

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

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

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

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

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

- **Statewide Planning Goal 1 - Citizen Involvement:** The proposed Code  
amendments have been prompted through citizen interest and involvement.  
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 DLCDC as is consistent with the  
decision-making process identified for land use actions under Goal 2.

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

- (a) Renumber sections and parts of sections of the ordinance;

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- (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.

**Section 5. Emergency Clause.** This act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this ordinance shall be in full force and effect from and after the date of its passage.

PASSED by the City Council this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

ATTEST:

City Recorder

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

Checked by: Heather Dimke