

***E-Mail Correspondence***

April 10, 2007

Robin G. Dehnert, AICP – r.dehnert@satrep.com

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132 East Broadway, Suite 536

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Re: Goal 2 Issue

The Villages at Marcola Meadows

Dear Rob:

I think the comments on page 5 of the March 26, 2007 submission to the City correctly point out the coordination called for by the Metro Plan. I would only add that the coordination process as part of the Metro Plan has, of course, been acknowledged as consistent with the Statewide Goals, including Goal 2.

The language in Goal 2 Guidelines has been cited as a limitation on revisions to the plan. Part III.E.1 contains the language: "...major revisions should not be made more frequently than every two years, if at all possible."

The fact is that the second paragraph of the introductory section of Part III – Use of Guidelines, describes the guidelines as "suggested directions that would aid local governments in activating the mandated goals." The guidelines are simply suggested approaches that local government may use in achieving compliance with the goal; they are not requirements with which local governments must comply. ORS 197.015(9), Churchill v. Tillamook County, 29 Or LUBA 68 (1995).

In Chapter IV of the Metro Plan, entitled "Metro Plan Review, Amendments and Refinements," policy 4.d states:

"d. The governing bodies of the three metropolitan jurisdictions may initiate an amendment to the *Metro Plan* at any time. Citizen initiated Type II amendments may be initiated at any time."

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Of course, this policy of the Metro Plan has been acknowledged at LCDC as consistent with Goal 2.

As I indicated to you in our conversation, I do not believe I can add anything further on Goal 9.

Let me know what else I might be able to provide you.

Very truly yours,

*James W. Spickerman*

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jca