

**Ordinance No. 4302**  
**An Ordinance Amending**  
**Ordinance No. 2050, the Development Code,**  
**by Amending and Adding Provisions Relating to**  
**Transportation Facilities and Performance**  
**TA 2003-0008**

**WHEREAS**, the purpose of the proposed amendment to the City of Beaverton's Development Code is: to implement the City, regional, and state performance standards; to revise traffic impact analysis requirements for new development and zone changes; to remove standards that are more appropriately contained in the Engineering Design Manual; to delete provisions that allow for an application to modify these standards; to make minor changes to respond to updated local, regional, state, and federal natural resources requirements; to add necessary definitions; to remove redundant and outdated text and to clarify existing text; and

**WHEREAS**, the Planning Commission conducted two work sessions on the draft amendment, one on November 20, 2002, and one on December 10, 2003, and directed staff to proceed with processing the amendment, which resulted in draft ordinance language that was reviewed at a City Council Work Session on February 2, 2004; and

**WHEREAS**, the comments and information were used to produce a Staff Report, dated February 13, 2004, and a Supplemental Staff Report dated March 3, 2004, for a March 17, 2004, public hearing; and

**WHEREAS**, the Planning Commission held a public hearing on March 17, 2004, to consider TA 2003-0008, consider comments, and take testimony; and

**WHEREAS**, on March 17, 2004, the Planning Commission recommended approval of the proposed TA 2003-0008 application based upon the Staff Report dated February 13, 2004, as modified by the Supplemental Staff Report dated March 3, 2004, and modifications that resulted from the public hearing; and

**WHEREAS**, the final order was prepared memorializing the Planning Commission's recommendation; and

**WHEREAS**, the Council consented to approval and adoption of criteria applicable to this request and findings thereon in the Staff Report dated February 13, 2004, and the Supplemental Staff Report dated March 3, 2004, and, further, approves the Development Code amendment as set forth in Exhibit A, and incorporated herein by reference. Now, therefore,

**THE CITY OF BEAVERTON ORDAINS AS FOLLOWS:**

**Section 1.** Ordinance No. 2050, Development Code, as amended and set forth in Exhibit A and incorporated herein by reference, is adopted.

**Section 2.** Savings Clause.

A. Nothing in this Ordinance shall affect a site development permit or other permit related to the development of land issued before the effective date of this Ordinance.

B. Nothing in this Ordinance shall affect a site development permit or other permit related to the development of land issued on or after the effective date of this Ordinance, provided the City first received the application for the permit before the effective date of this Ordinance.

C. Nothing in this Ordinance shall affect the City's consideration of an application for a site development permit or other permit related to the development of land, provided the City first received the application for the permit before the effective date of this Ordinance.


**Section 3.** Severability. It shall be considered that it is the legislative intent, in the adoption of this Ordinance, that if any part of the ordinance should be determined by any tribunal of competent jurisdiction, i.e., the Land Use Board of Appeals or the Land Conservation and Development Commission, to be unconstitutional or not acknowledged as in compliance with applicable statewide planning goals, the remaining parts of the ordinance shall remain in force and acknowledged unless: (1) the tribunal determines that the remaining parts are so essential and inseparably connected with and dependent upon the unconstitutional or unacknowledged part that it is apparent the remaining parts would not have been enacted without the unconstitutional or unacknowledged part; or (2) the remaining parts, standing alone, are incomplete and incapable of being executed in accordance with legislative intent.

First reading this 3<sup>rd</sup> day of May, 2004.

Passed by the Council this 10<sup>th</sup> day of May, 2004.

Approved by the Mayor this 11<sup>th</sup> day of MAY, 2004.

ATTEST:

  
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SUE NELSON, City Recorder

APPROVED:

  
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ROB DRAKE, Mayor

Exhibit A

**Ordinance No. 4302**  
**An Ordinance Amending**  
**Ordinance No. 2050, the Development Code,**  
**by Amending and Adding Provisions Relating to**  
**Transportation Facilities and Performance**  
**TA 2003-0008**

**Section 1:** The Development Code, Ordinance 2050, Chapter 40 is amended to delete Section 40.70 Street Design Modification, as currently constituted, in its entirety.

**Section 2:** The Development Code Section 40.97.15.1.C. is amended by adding new subsections 6. and 7. to section 40.97.15.1.C. Zoning Map Amendment to read:

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40.97.15. 1. \*\*\*\*\*

C. Approval Criteria. In order to approve a Zoning Map Amendment application, the decision-making authority shall make findings of fact based on evidence provided by the applicant demonstrating that all of the following criteria are satisfied:

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6. The proposal shall include a Traffic Impact Analysis that meets the requirements of 60.55.20. The analysis shall demonstrate that development allowed under the proposed zoning can meet the requirements of 60.55.10.1, 60.55.10.2, 60.55.10.3, and 60.55.10.7. The analysis shall identify the traffic impacts from the range of uses allowed under the proposed zoning and demonstrate that these impacts can be reasonably mitigated at the time of development.

7. As an alternative to 40.97.15.1.C.6, the applicant may provide evidence that the potential traffic impacts from development under the proposed zoning are no greater than potential impacts from development under existing zoning.

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**Section 3:** The Development Code Section 50.90 Expiration of a Decision is amended to read:

**50.90. Expiration of a Decision**

1. Except as otherwise specifically provided in a specific decision or in this Code, a final decision made pursuant to this Chapter shall expire automatically on the following schedule unless the approval is enacted either through construction or establishment of use within the specified time period.

A. Five (5) years from the effective date of decision: Final Planned Unit Development (40.15.15.6) where phasing of the development is proposed.

- B. Two (2) years from the effective date of decision: Accessory Dwelling Unit (40.05.15.1), Minor Adjustment (40.10.15.1), Minor Adjustment - All Regional Center zones and South Tektronix Station Community Major Pedestrian Routes (40.10.15.2), Major Adjustment (40.10.15.3), Major Adjustment - All Regional Center zones and South Tektronix Station Community Major Pedestrian Routes (40.10.15.4), Minor Modification of a Conditional Use (40.15.15.1), Major Modification of a Conditional Use (40.15.15.2), Administrative Conditional Use (40.15.15.3), Conditional Use (40.15.15.4), Preliminary Planned Unit Development (40.15.15.5), Final Planned Unit Development (40.15.15.6) when there is no phasing to the development, Design Review One (40.20.15.1), Design Review Two (40.20.15.2), Design Review Three (40.20.15.3), Flexible Setback for Individual Lot With Endorsement (40.30.15.1), Flexible Setback for Individual Lot Without Endorsement (40.30.15.2), Flexible Setback for a Proposed Residential Land Division (40.30.15.3), Flexible Setback for a Proposed Annexation (40.30.15.4), Zero Side or Zero Rear Yard Setback for a Proposed Residential Land Division (40.30.15.5), Zero Side Yard Setback for a Proposed Non-Residential Land Division (40.30.15.6), Alteration of a Landmark (40.35.15.1), Emergency Demolition of a Landmark (40.35.15.2), Demolition of a Landmark (40.35.15.3), New Construction in a Historic District (40.35.15.4), Lot Line Adjustment (40.45.15.1), Preliminary Partition (40.45.15.2), Preliminary Subdivision (40.45.15.3), Preliminary Fee Ownership Partition (40.45.15.4), Preliminary Fee Ownership Subdivision (40.45.15.5), Final Land Division (40.45.15.6), Expedited Land Division (40.45.15.7), and Variance (40.95.15.1).

**Section 4:** The Development Code, Section 60.30.10. Number of Required Parking Spaces is amended to read:

60.30.10.2. \*\*\*\*\*

2.B. Bicycle Categories. The required minimum number of short-term and long-term bicycle parking spaces for each land use is listed in section 60.30.10.5.

1. Short-term Parking. Short-term bicycle parking spaces accommodate persons that can be expected to depart within two hours. Short-term bicycle parking is encouraged to be located on site within 50 feet of a primary entrance, or if there are site, setback, building design, or other constraints, bicycle parking shall be located no more than 100 feet from a primary entrance in the closest available area to the primary entrance as determined by the decision-making authority.
2. Long-Term Parking. Long-term bicycle parking spaces accommodate persons that can be expected to leave their bicycle parked longer than two hours. Cover or shelter for long-term bicycle parking shall be provided. School buildings are exempted from the requirement to cover long-term bicycle parking.

3. Bicycle parking shall be designed, covered, located, and lighted to the standards of the *Engineering Design Manual and Standard Drawings*.

**Section 5:** The Development Code, Section 60.30.10.12 Carpool and Vanpool Parking Requirements, is amended to read:

**60.30.10.12. Carpool and Vanpool Parking Requirements.** [ORD 3965, October 1996]  
In industrial, institution, and office developments, including government offices, with 50 or more employee parking spaces, at least three percent of the employee parking spaces shall be designated for carpool and/or vanpool parking. For the purposes of this section, carpool is defined as two or more persons per car, and vanpool is defined as five or more persons per van. The carpool/vanpool spaces shall be clearly marked and signed for reserved carpool and/or vanpool parking. The reserved carpool/vanpool parking time may be specified so that the reserved spaces may be used for general parking if the reserved spaces are not occupied after a specific time period, which shall be clearly posted on the sign.

Location: Designated carpool/vanpool spaces shall be the closest employee motor vehicle parking spaces to the building entrance normally used by employees, except for the motor vehicle parking spaces designated for persons with disabilities, which shall be the closest to the building entrance.

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**Section 6:** The Development Code Section 60.30.20. Off-Street Parking Lots is amended to read:

**60.30.20 Off-Street Parking Lots**

1. Every parcel of land hereafter developed for use as a parking area shall conform to the following requirements and the requirements of the *Engineering Design Manual and Standard Drawings*.
  - A. For other than single detached dwelling development, parking areas shall be reviewed as per section 40.20.15.
  - B. Parking areas for more than five vehicles shall be screened from public right-of-way and surrounding property by a fence, hedge, or planting. Screening shall meet City sight clearance area standards.

**Section 7:** The Development Code Section 60.55 Transportation Facilities is amended to read:

**60.55 TRANSPORTATION FACILITIES**

**60.55.05 Purpose and Intent.** It is the purpose and intent of this chapter to establish design standards and performance requirements for all streets

and other transportation facilities constructed or reconstructed within the City of Beaverton.

60.55.10 General Provisions.

1. All transportation facilities shall be designed and improved in accordance with the standards of this code and the *Engineering Design Manual and Standard Drawings*. In addition, when development abuts or impacts a transportation facility under the jurisdiction of one or more other governmental agencies, the City shall condition the development to obtain permits required by the other agencies.
2. In order to protect the public from potentially adverse impacts of the proposal, to fulfill an identified need for public services related to the development, or both, development shall provide traffic capacity, traffic safety, and transportation improvements in rough proportion to the identified impacts of the development. [ORD 4103; April 2000]
3. For applications that meet the threshold criteria of section 60.55.15 Traffic Management Plan or of section 60.55.20 Traffic Impact Analysis, these analyses or limited elements thereof may be required.
4. The decision-making authority may impose development conditions of approval per section 10.65.1. of this code. Conditions of approval may be based on the Traffic Management Plan and Traffic Impact Analysis. Additional street, bicycle, and pedestrian connections may also be required per 60.55.25 Street and Bicycle and Pedestrian Connection Requirements.
5. Dedication of right-of-way shall be determined by the decision-making authority.
6. Traffic calming may be approved or required by the decision-making authority in a design of the proposed and/or existing streets within the Area of Influence or any additional locations identified by the City Engineer. Traffic calming measures shall be designed to City standards.
7. Intersection performance shall be determined using the *Highway Capacity Manual 2000* published by the Transportation Research Board. The City Engineer may approve a different intersection analysis method prior to use when the different method can be justified. Terms used in this subsection are defined in the *Highway Capacity Manual 2000*.

At a minimum, the impacts of development on a signalized intersection shall be mitigated to peak hour average control delay no greater than 65 seconds per vehicle using a signal cycle length not to exceed 120 seconds.

The volume-to-capacity ratio for each lane group for each movement shall be identified and considered in the determination of intersection performance. The peak hour volume-to-capacity ratio for each lane group shall be no greater than 0.98. Signal progression shall also be considered.

At a minimum, the impacts of development on a two-way or an all-way stop-controlled intersection shall be mitigated to a peak hour average control delay of no greater than 45 seconds per vehicle.

If the existing control delay or volume-to-capacity ratio of an intersection is greater than the standards of this subsection, the impacts of development shall be mitigated to maintain or reduce the respective control delay or volume-to-capacity ratio.

#### **60.55.15 Traffic Management Plan.**

Where development will add 20 or more trips in any hour on a residential street, a Traffic Management Plan acceptable to the City Engineer shall be submitted in order to complete the application. A residential street is any portion of a street classified as a Local street or Neighborhood Route and having abutting property zoned R2, R3.5, R4, R5, R7, or R10.

1. For each development application that requires a Traffic Management Plan, the Plan shall identify:
  - A. The hours when the added trips from the development will be 20 or more vehicles per hour.
  - B. The existing volume of trips on the residential street during each of those same hours.
  - C. The volume of trips that the development will add on the residential street during each of those same hours.
  - D. Recommended traffic management strategies designed to City standards to mitigate the impacts of the increased trips attributed to the development. Potential traffic management strategies include, but are not limited to, any combination of speed humps, curb extensions, intersection treatments, and traffic control devices.
2. The Traffic Management Plan shall discuss whether the recommended improvements both on-site and off-site are justified, reasonably related to, and roughly proportional to the impacts of the proposed development and shall include information sufficient for the City to assess whether the

proposed mitigation strategies are reasonably related and roughly proportional to the level of impact. [ORD 4103; April 2000]

60.55.20 **Traffic Impact Analysis.** [ORD 4103; April 2000]

For each development proposal that exceeds the Analysis Threshold of 60.55.20.2, the application for land use or design review approval shall include a Traffic Impact Analysis as required by this code. The Traffic Impact Analysis shall be based on the type and intensity of the proposed land use change or development and its estimated level of impact to the existing and future local and regional transportation systems.

1. Engineer Certification. The Traffic Impact Analysis shall be prepared and certified by a traffic engineer or civil engineer licensed in the State of Oregon.
2. Analysis Threshold
  - A. A Traffic Impact Analysis is required when the proposed land use change or development will generate 200 vehicles or more per day (vpd) in average weekday trips as determined by the City Engineer.
  - B. A Traffic Impact Analysis or some elements of a Traffic Impact Analysis may be required when the volume threshold under subsection A. of this section is not met but the City Engineer finds that the traffic impacts attributable to the development have the potential to significantly impact the safe and efficient operation of the existing public transportation system.
3. Study Area. The Traffic Impact Analysis shall evaluate the Area of Influence of the proposed development and all segments of the surrounding transportation system where users are likely to experience a change in the quality of traffic flow. The City Engineer may identify additional locations for study if existing traffic operation, safety, or performance is marginal or substandard. Prior to report preparation, the applicant shall submit the proposed scope and analysis assumptions of the Traffic Impact Analysis. The City Engineer shall determine whether the scope and analysis assumptions are adequate.
4. Contents of the Traffic Impact Analysis Report. The Traffic Impact Analysis report shall contain the following information organized in a logical format:
  - A. Executive Summary
  - B. Description of Proposed Development
  - C. Existing Conditions
  - D. Traffic Forecasts
  - E. Traffic Impacts



F. Mitigation Identification  
G. Recommendations

A. Executive Summary.

An Executive Summary of no more than three single-sided pages shall be included at the beginning of the Traffic Impact Analysis report. The Executive Summary shall summarize the analysis and conclusions and identify recommended transportation improvements.

B. Description of Proposed Development.

The Traffic Impact Analysis shall provide a comprehensive project description including but not limited to the following:

1. Vicinity map
2. Site plan
3. Project phasing
4. Time schedule
5. Intended use of the site, including the range of uses allowed without additional land-use approvals.
6. Intensity of use

C. Existing Conditions.

The Traffic Impact Analysis shall provide a complete evaluation of existing conditions and include maps and/or tables displaying the following information for the Area of Influence and any additional locations previously identified by the City Engineer:

1. Street system including street names and functional classifications
2. Pavement and shoulder widths
3. Striping and channelization
4. Driveways
5. Freight access and loading areas
6. Intersections
7. Traffic volumes
  - a. Existing traffic shall be measured within the previous twelve months.
  - b. Traffic volumes shall be based on data from a minimum of three typical weekdays. In addition, data shall be provided for weekends if weekends are the peak traffic period for either the existing street or the proposed development.
  - c. Seasonal variations in traffic volumes shall be considered.
8. Existing intersection performance indicators including volume-to-capacity ratio and control delay

9. Transit information including stop and shelter locations, route numbers, headways, passenger loading, pull outs, and times of service.
10. Bicycle ways, sidewalks, and accessways
11. Collision data for the most recent three-year period for which collision data is available

D. Traffic Forecasts.

The Traffic Impact Analysis report shall provide forecasts of future traffic within the Area of Influence and any additional locations previously identified by the City Engineer. Traffic forecasts shall be provided for both the Buildout Year and the Long-Range Forecast Year. The report shall include complete documentation of trip generation calculations including Institute of Transportation Engineers (ITE) *Trip Generation* (latest published edition) use code(s) or an alternative basis of trip generation and the rationale for using the alternative.

1. Buildout Year Analysis. Buildout Year forecasts shall be Total Traffic at the time of anticipated completion and occupancy of each phase of the development and at the time of completion and occupancy of the entire development. The City shall provide traffic information on other developments to consider in the calculation of Added Traffic.
2. Long-Range Forecast Year Analysis. The Traffic Impact Analysis shall include an analysis of the potential worst-case long-range impacts to the local transportation system identified in the City's *Comprehensive Plan Transportation Element* and the regional transportation system identified in Metro's *Regional Transportation Plan*. The forecast year shall be the forecast year of the *Comprehensive Plan Transportation Element* or an alternate year approved by the City Engineer. The Traffic Impact Analysis shall include a prediction of whether any phase of the proposed development will change the long-range transportation needs identified in the *Comprehensive Plan* and the extent to which traffic from the proposed development contributes to the long-range improvement needs.
3. Traffic Forecast Analysis Assumptions.
  - a. Trip generation. Estimates of the proposed development's trip generation shall be made for peak period traffic. Selection of the peak period used in the analysis shall be justified and shall consider, at a minimum, the peak period for the proposed

development and the peak period for surrounding streets. The City Engineer may require review of other time periods based on known or anticipated marginal or substandard traffic capacity or traffic safety. Trip generation estimates shall be based on ITE's *Trip Generation* (latest published edition). The City Engineer may approve different trip generation rates when trip generation rates are not available in ITE's *Trip Generation* or different rates are justified.

b. Trip distribution and assignment. Traffic generated by the proposed development shall be logically distributed and assigned to the street system within the Area of Influence and any additional locations previously identified by the City Engineer. Trip distribution and assignment shall be based on trip distribution information from Washington County, ODOT, or Metro, on analysis of local traffic patterns based on data less than 12 months old, or on alternative data approved by the City Engineer.

4. Intersection and highway interchange analysis. Intersection and highway interchange analysis shall conform to the method for operations analysis described in the *Highway Capacity Manual 2000* published by the Transportation Research Board. The City Engineer may approve an alternative analysis method. The analysis shall document that the impacts of queuing from adjacent intersections or traffic restrictions has been addressed.

E. Traffic Impacts. The Traffic Impact Analysis shall evaluate access, safety, operation, capacity, circulation, level of service, and performance of the transportation system within the proposed development's Area of Influence and any additional locations previously identified by the City Engineer for both the Buildout Year and any phases thereof, and the Long-Range Forecast Year.

Performance analysis shall be based on the standards of section 60.55.10.7.

1. Safety considerations shall be evaluated. Potential safety problems resulting from conflicting turning movements between and among driveways, intersections, and internal traffic shall be addressed. Distance to the nearest driveways on both sides of streets fronting the site and in both directions from site access points shall be shown. On-site

driveway stacking and queuing impacts shall be assessed. The potential for shared access with adjacent development shall be assessed.

2. Geometric design and operational improvements including but not limited to acceleration lanes, deceleration lanes, turning lanes, traffic signals, and channelization shall be considered, evaluated, and recommended when determined necessary by standards and practices adopted by ODOT, Washington County, the City or approved by the City Engineer.
3. Adequacy of sight distance shall be addressed at the proposed road access point(s) for both the existing road configuration and for the ultimate road configuration based on improvements planned for the development and improvements identified in the *Comprehensive Plan Transportation Element*. Sight distance shall meet City standards.
4. The analysis shall also identify and evaluate related impacts on bicycle, pedestrian, and transit access, circulation, and facilities.
5. Other, operational, circulation, safety, and capacity issues shall be evaluated and addressed as required by this code and by the City Engineer.

F. Mitigation Identification. In order to protect the public transportation system from potentially adverse impacts of the proposal, to fulfill an identified need for public services within the impacted area related to the development, or both, the Traffic Impact Analysis shall identify methods of mitigating on-site and off-site deficiencies for present and proposed phases of the development. The analysis shall make recommendations for improvements necessary for safe and efficient traffic flow and bicycle, pedestrian, and transit movement and access. Buildout Year, Long-Range Forecast Year, and project phasing impacts shall be considered.

The traffic impact analysis shall discuss the estimated levels of impact, improvements, and mitigation.

Mitigation shall be consistent with improvements identified in the *Comprehensive Plan Transportation Element*. At a minimum, the Traffic Impact Analysis shall consider ultimate rights-of-way and

additional streets, bicycle, and pedestrian connections and extensions and intersection improvements that are identified in the *Comprehensive Plan Transportation Element* Figures 6.1 through 6.23 and Tables 6.1 through 6.6 and connections required by section 60.55.25 of this code. Mitigation measures may also include, but are not limited to, additional street connections and street extensions, turn lanes, signalization, signal modifications, installation of medians, shared access and other access management strategies, geometric improvements such as lane geometry improvements, and intersection realignments.

Where stop-controlled intersections do not meet the minimum performance standard of section 60.55.10.7, an additional street connection or a street extension shall be considered as a potential mitigation measure.

- G. Recommendations. The Traffic Impact Analysis report shall clearly state the mitigation measures recommended by the analysis. The recommended street and highway mitigation measures shall be shown on a scaled drawing that depicts existing and recommended improvements.

**60.55.25 Street and Bicycle and Pedestrian Connection Requirements.**

1. All streets shall provide for safe and efficient circulation and access for motor vehicles, bicycles, pedestrians, and transit. Bicycle and pedestrian connections shall provide for safe and efficient circulation and access for bicycles and pedestrians.
2. The *Comprehensive Plan Transportation Element* Figures 6.1 through 6.23 and Tables 6.1 through 6.6 shall be used to identify ultimate right-of-way width and future potential street, bicycle, and pedestrian connections in order to provide adequate multi-modal access to land uses, improve area circulation, and reduce out-of-direction travel.
3. Where a future street or bicycle and pedestrian connection location is not identified in the *Comprehensive Plan Transportation Element*, where abutting properties are undeveloped or can be expected to be redeveloped in the near term, and where a street or bicycle and pedestrian connection is necessary to enable reasonably direct access between and among neighboring properties, the applicant shall submit as part of a complete application, a future connections plan showing the potential arrangement of streets and bicycle and pedestrian connections that shall provide for the continuation or appropriate projection of these connections into surrounding areas.

4. Streets and bicycle and pedestrian connections shall extend to the boundary of the parcel under development and shall be designed to connect the proposed development's streets, bicycle connections, and pedestrian connections to existing and future streets, bicycle connections, and pedestrian connections. A closed-end street, bicycle connection, or pedestrian connection may be approved with a temporary design.
5. Whenever existing streets and bicycle and pedestrian connections adjacent to or within a parcel of land are of inadequate width, additional right-of-way may be required by the decision-making authority.
6. Where possible, bicycle and pedestrian connections shall converge with streets at traffic-controlled intersections for safe crossing.
7. Bicycle and pedestrian connections shall connect the on-site circulation system to existing or proposed streets, to adjacent bicycle and pedestrian connections, and to driveways open to the public that abut the property. Connections may approach parking lots on adjoining properties if the adjoining property used for such connection is open to public pedestrian and bicycle use, is paved, and is unobstructed.
8. To preserve the ability to provide transportation capacity, safety, and improvements, a special setback line may be established by the City for existing and future streets, street widths, and bicycle and pedestrian connections for which an alignment, improvement, or standard has been defined by the City. The special setback area shall be recorded on the plat.
9. Accessways are one or more connections that provide bicycle and pedestrian passage between streets or a street and a destination. Accessways shall be provided as required by this code and where full street connections are not possible due to the conditions described in 60.55.25.14.

An accessway will not be required where the impacts from development, redevelopment, or both are low and do not provide reasonable justification for the estimated costs of such accessway.

A. Accessways shall be provided as follows:

1. In any block that is longer than 600 feet as measured from the near side right-of-way line of the subject street to the near side right-of-way line of the adjacent street, an accessway shall be required through and near the middle of the block.

2. If any of the conditions described in 60.55.25.14 result in block lengths longer than 1200 feet as measured from the near side right-of-way line of the subject street to the near side right-of-way line of the adjacent street, then two or more accessways may be required through the block.
3. Where a street connection is not feasible due to conditions described in 60.55.25.14, one or more new accessways to any or all of the following shall be provided as a component of the development if the accessway is reasonably direct: an existing transit stop, a planned transit route as identified by TriMet and the City, a school, a shopping center, or a neighborhood park.
4. The City may require an accessway to connect from one cul-de-sac to an adjacent cul-de-sac or street.
5. In a proposed development or where redevelopment potential exists and a street connection is not proposed, one or more accessways may be required to connect a cul-de-sac to public streets, to other accessways, or to the project boundary to allow for future connections.

B. Accessway Design Standards.

1. Accessways shall be as short as possible and wherever practical, straight enough to allow one end of the path to be visible from the other.
2. Accessways shall be located to provide a reasonably direct connection between likely pedestrian and bicycle destinations.
3. Accessways through parking lots shall be physically separated from adjacent vehicle parking and parallel vehicle traffic through the use of curbs, landscaping, trees, and lighting, if not otherwise provided in the parking lot design.
4. Accessways shall be lighted either by street lights on adjacent streets or by pedestrian scale lighting to a minimum level of 0.5 foot-candle along the connection. Lighting shall have cut-off fixtures so that no glare is emitted beyond the pedestrian connection and onto adjacent properties.

10. Internal Pedestrian Circulation

- A. All development in commercial and multiple use zoning districts and other development for which a conditional use approval is required, shall provide a system of internal pedestrian connections that encourages safe and convenient pedestrian movement within the site. Internal pedestrian connections shall also link the site with the public street sidewalk system.
- B. Walkways are required between parts of a site where the public is invited or allowed to walk. Walkways are required as part of office/warehouse and retail/warehouse combinations. Walkways are not required between buildings or portions of a site such as truck loading docks and warehouses that are not intended or likely to be used by pedestrians.
1. Location: A walkway into the site shall be provided for every 300 feet of street frontage or for every eight aisles of vehicle parking if parking is located between the building and the street. A walkway shall also be provided to any accessway abutting the site.
  2. Connections: Walkways shall connect building entrances to one another and from building entrances to adjacent public streets and existing or planned transit stops. On-site walkways shall connect with walkways, sidewalks, bicycle facilities, alleyways and other bicycle or pedestrian connections on adjacent properties used or planned for commercial, multifamily, institution, or park use. The City may require connections to be constructed and extended to the property line at the time of development.
  3. Routing: Walkways shall be reasonably direct. Driveway crossings shall be minimized. Internal parking lot circulation and design shall provide reasonably direct access for pedestrians from streets and transit stops.
  4. Design: Walkways shall be paved and shall maintain at least four (4) feet of unobstructed width. Walkways bordering parking spaces shall be at least seven (7) feet wide unless concrete wheel stops, bollards, curbing, landscaping, or other similar improvements are provided which prevent parked vehicles from obstructing the walkway. Stairs or ramps shall be provided where necessary to provide a reasonably direct route. The slope of walkways without stairs shall conform to City standards. Walkways shall be



differentiated from parking areas and circulation aisles by grade, different paving material, landscaping or other similar method.

5. ADA Compliance: The Americans with Disabilities Act (ADA) contains different and stricter standards for some walkways. The ADA applies to the walkway that is the principal building entrance and walkways that connect transit stops and parking areas to building entrances. Where the ADA applies to a walkway, the stricter standards of ADA shall apply.
  6. Lighting: On-site walkways shall be lighted to an average 0.5 foot-candle level. Lighting shall have cut-off fixtures so that no glare is emitted beyond the property line or onto the public right-of-way.
11. Pedestrian Connections at Major Transit Stops. Commercial and institution buildings at or near major transit stops shall provide for pedestrian access to transit through the following measures:
- A. For development within 200 feet of a Major Transit Stop:
    1. Either locate buildings within 20 feet of the property line closest to the transit stop, a transit route or an intersecting street, or provide a pedestrian plaza at the transit stop or a street intersection;
    2. Provide a transit passenger landing pad accessible to persons with disabilities if required by TriMet and the City;
    3. Provide a reasonably direct pedestrian connection between the transit stop and building entrances on the site;
    4. Where substantial evidence of projected transit ridership or other transit impacts is presented to conclude both that a nexus exists between the proposed development and public transit and that the degree of impact provides reasonable justification, the City may require the developer to grant a public easement or dedicate a portion of the parcel for transit passenger bench(es), shelter, or both, and, if appropriate, the construction of a transit passenger bench, shelter, or both; and,
    5. Provide lighting at the transit stop to City standards.

- B. Except as otherwise provided in subsection A. of this section, for development within 300 feet of a Major Transit Stop, provide walkways connecting building entrances and streets adjoining the site, and pedestrian connections to adjoining properties, except where such a connection is impracticable pursuant to subsection 14. of this section.
12. Assessment, review, and mitigation measures (including best management practices adopted by local agencies) shall be completed for bicycle and pedestrian connections located within the following areas: wetlands, streams, areas noted as *Significant Natural Resources Overlay Zones*, *Significant Wetlands and Wetlands of Special Protection*, and *Significant Riparian Corridors* within Volume III of the *Comprehensive Plan Statewide Planning Goal 5 Resource Inventory Documents* and *Significant Natural Resources Map*, and areas identified in regional and/or intergovernmental resource protection programs.

“Assessment” for the purposes of this section means to assess the site-specific development compatibility issues. Site-specific compatibility issues include but are not limited to lighting, construction methods, design elements, rare plants, and human/pet impacts on the resource. “Review” for the purposes of this section includes but is not limited to obtaining appropriate permits from appropriate resource agencies. Mitigation measures, including appropriate use restrictions, required by local, state, and federal agencies shall be completed as part of the construction project. If the project will irreparably destroy the resource, then the resource will take precedence over the proposed bicycle and pedestrian connection.

13. New construction of bicycle and pedestrian connections along residential rear lot lines is discouraged unless no comparable substitute alignment is possible in the effort to connect common trip origins and destinations or existing segment links.
14. Street and Bicycle and Pedestrian Connection Hindrances. Street, bicycle, and/or pedestrian connections are not required where one or more of the following conditions exist:
- A. Physical or topographic conditions make a general street, bicycle, or pedestrian connection impracticable. Such conditions include but are not limited to the alignments of existing connecting streets, freeways, railroads, slopes in excess of City standards for maximum slopes, wetlands or other bodies of water where a connection could not reasonably be provided;

- B. Existing buildings or other development on adjacent lands physically preclude a connection now and in the future, considering the potential for redevelopment; or,
- C. Where streets, bicycle, or pedestrian connections would violate provisions of leases, easements, covenants, or restrictions written and recorded as of May 1, 1995, which preclude a required street, bicycle, or pedestrian connection.

**60.55.30 Minimum Street Widths**

Minimum street widths are depicted in the *Engineering Design Manual and Standard Drawings*. Street width includes right-of-way width, paved width, and widths of sidewalks and planter strips.

1. The decision-making authority shall determine the appropriate street width. The decision shall be based on the following considerations:
  - A. Street function within the existing, proposed, and future developing area and circulation networks;
  - B. Existing and long-range forecast traffic volumes;
  - C. The recommendations of the development impact analysis, Traffic Management Plan, and/or Traffic Impact Analysis;
  - D. Individual property access needs;
  - E. Topographic variations, environmental conditions, existing development, and other field conditions.
    1. The decision-making authority may approve reduction of the minimum widths for sidewalks and planter strips if the reduction is required to accommodate unique conditions due to topography, environmental protection requirements, or existing development and the applicant has demonstrated that the standard widths would impose an economic hardship or immitigable loss of environmental resources. Changes may include but are not limited to meandering or curb tight sidewalks with or without tree wells.
    2. The recommendation shall be based on the development impact analysis, which fulfills the requirements of section 60.55.10.3.

3. The recommendation shall provide for safe and efficient circulation and access per section 60.55.25.1.

F. Regionally significant streets designated in Metro's *Regional Transportation Plan* shall be designed to reflect the function of the street and the adjacent zoning.

2. In Station Areas, Station Communities, Town Centers, and Regional Centers, the decision-making authority may approve alternative sidewalk widths consistent with the requirements of sections 20.20.50 and 20.20.60 and may waive the requirement for planter strips.

3. Infill Street Designs. A modified infill residential street design or infill cul-de-sac design may be approved for local streets to optimize the developable land on R-1, R-2, R-3.5, R-5, R-7, and R-10 residential sites subject to the following requirements. The street design is intended to provide public street access to lots created as part of an infill process.

Use of the modified infill design is subject to approval by the decision-making authority through the development review process. The applicant shall provide documentation to demonstrate that use of the standard residential street cross section would result in non-conforming lot dimensions per section 20.05.50., and/or use of the standard street cross section is impractical due to physical or topographical constraints such as freeways, railroads, slopes in excess of City standards for maximum slopes, wetlands or other bodies of water, or the constraints of section 60.55.30.1.E.

4. Half streets. The required street width may be developed in stages when development is occurring on only one side of the proposed street and where staging is essential to the reasonable development of properties. Staging may be allowed if necessary to maintain minimum depth and setbacks on adjoining lots or to match the existing alignments of abutting streets. Staging shall only be approved where future development of adjoining properties can reasonably be expected to complete the full street width. If staging is approved, the initial stage shall provide improvements to City standards that will assure a total minimum 20-foot pavement improvement width for vehicular travel and any additional right-of-way, shoulder improvements, and drainage improvements as required for the half street.

5. Use of a cul-de-sac design is limited to situations where barriers prevent through streets from being constructed. Use of a cul-de-sac design may be approved by the decision-making authority based on documentation that demonstrates that the use of a through street design is impractical and would result in non-conforming lot dimensions per section 20.05.50,

is impractical due to environmental constraints on the site or on land adjacent to the site, or is impractical due to existing development on the site or on land adjacent to the site.

6. No more than 25 dwelling units may have access onto a closed-end street system. An exception may be approved by the decision-making authority based on documentation that demonstrates that a through street is not practical due to environmental constraints or existing development on the site or on land adjacent to the site, and exceeding the standard maximizes the developable portion of the site.

#### 60.55.35 Access Standards.

1. The development plan shall include street plans that demonstrate how safe access to and from the proposed development and the street system will be provided. The applicant shall also show how public and private access to, from, and within the proposed development will be preserved. [ORD 4103; April 2000]
2. Intersection Standards.
  - A. Visibility at Intersections. All work adjacent to public streets and accessways shall comply with the standards of the *Engineering Design Manual and Standard Drawings* except in Regional and Town Centers.
    1. The sight clearance area requirements for Town Centers and Regional Centers shall be determined on a case-by-case basis by the decision-making authority. In making its determination, the decision-making authority shall consider the safety of the users of the intersection (including pedestrians, bicyclists, and motorists), design speeds, the intersection sight distance standards of the *Engineering Design Manual and Standard Drawings*, and other applicable criteria. [ORD 4111; June 2000]
    2. The requirements specified in 60.55.35.2.A. may be lessened or waived by the decision-making authority if the project will not result in an unsafe traffic situation. In making its determination, the decision-making authority shall consider the safety of the users of the intersection (including pedestrians, bicyclists and motorists), design speeds, the intersection sight distance standards of the *Engineering Design Manual and Standard Drawings*, and other applicable criteria.

B. Intersection angles and alignment and intersection spacing along streets shall meet the standards of the *Engineering Design Manual and Standard Drawings*.

1. Local street connections at intervals of no more than 330 feet should apply in areas planned for the highest density mixed-use development.
2. When a highway interchange within the City is constructed or reconstructed, a park and ride lot shall be considered.

C. Driveways.

1. Corner Clearance for Driveways. Corner clearance at signalized intersections and stop-controlled intersections, and spacing between driveways shall meet the standards of the *Engineering Design Manual and Standard Drawings*.
2. Shared Driveway Access. Whenever practical, access to arterials and collectors shall serve more than one site through the use of driveways common to more than one development or to an on-site private circulation design that furthers this requirement.

Consideration of shared access shall take into account at a minimum property ownership, surrounding land uses, and physical characteristics of the area.

Where two or more lots share a common driveway, reciprocal access easements between adjacent lots may be required.

3. No new driveways for detached dwellings shall be permitted to have direct access onto an arterial or collector street except in unusual circumstances where emergency access or an alternative access does not exist. Where detached dwelling access to a local residential street or neighborhood route is not practicable, the decision-making authority may approve access from a detached dwelling to an arterial or collector.

#### 60.55.40. Transit Facilities.

Provision of Transit Improvements. Transit routes and transit facilities shall be designed to support transit use through provision of transit improvements. These improvements shall include passenger landing pads, accessways to the transit stop location, or some combination thereof, as required by TriMet and

the City, and may also include shelters or a pad for a shelter. In addition, when required by TriMet and the City, major industrial, institution, retail, and office developments shall provide either a transit stop on site or a pedestrian connection to a transit stop adjacent to the site.

**Section 8:** The Development Code Chapter 90 Definitions is amended by adding the following definitions in the appropriate alphabetical sequence to read:

Delete duplicative "Access" definition.

**Bicycle Connection.** A continuous, unobstructed, reasonably direct route between two points that is intended and suitable for bicycle use. Bicycle connections include but are not limited to accessways, bicycle lanes, bikeways, shared-use paths and pedestrian bridges.

**Capacity.** The maximum sustainable flow rate at which vehicles or persons reasonably can be expected to traverse a point or uniform segment of a lane or roadway during a specified time period under given roadway, geometric, traffic, environmental, and control conditions; usually expressed as vehicles per hour, passenger cars per hour, or persons per hour.

**Closed-end Street.** A street that has only one egress to any other existing street or planned street identified in the local transportation plan. Cul-de-sacs, dead-end and looped streets are examples.

**Control Delay.** Control delay is the component of delay that results when a control signal causes a lane group to reduce speed or to stop; it is measured by comparison with the uncontrolled condition.

**Corner Clearance.** Corner clearance is the distance between a driveway and the nearest crossroad intersection as measured from the face of curb of the intersecting street and the nearside edge of the driveway.

**Cul-de-Sac.** A short dead-end street with a circular turn-around at the end. Cul-de-sac length is measured along the centerline of the roadway from the near side right-of-way of the nearest through traffic intersecting street to the farthest point of the cul-de-sac right-of-way.

**Lane Group.** A set of lanes established at an intersection approach for separate capacity and level-of-service analysis.

**Metro.** The regional government and designated metropolitan planning organization for the Portland metropolitan area.

**Parking, Long-term.** [Ord.4079; November 1999] Vehicle spaces designated for residents, employees, or customers for a parking duration of at least four (4) hours at a time, except in a floodplain where Clean Water Services parking definitions and standards apply.

**Parking, Short-term.** [Ord.4079; November 1999] Vehicle spaces designated for use of less than four (4) hours of time, except in a floodplain where Clean Water Services parking definition and standards apply.

**Peak Hour.** The maximum-volume hour of the day.

**Pedestrian Connection.** A continuous, unobstructed, reasonably direct route between two points that is intended and suitable for pedestrian use. Pedestrian connections include but are not limited to sidewalks, walkways, shared-use paths, accessways, ramps, stairways and pedestrian bridges.

**Pedestrianway.** Means any sidewalk, accessway, or walkway that is intended and suitable for pedestrian use.

**Redevelopment Potential.** Redevelopment potential exists when assessed building value per square foot is less than 50 percent of the mean value per square foot of surrounding buildings on lots within a 500 foot distance as measured from any point of the property line.

**Shared-Use Path.** (formerly multi-use path) Means an off-street path that can be used and shared by several transportation modes, including bicycles, pedestrians, and other non-motorized modes. Shared-use paths accommodate two-way travel.

**Sight Clearance Area.** A triangular shaped area in the vicinity of an intersection that must be kept clear of visual obstructions in order to maintain safe operation of the intersection. Sight clearance area standards are identified in the Transportation Facilities section of this code.

**Signal Progression.** Signal progression is achieved when a group of traffic signals are programmed so that they permit the continuous flow of vehicles at a set speed in a certain direction. Good signal progression reduces stops, delay, fuel consumption, and emissions.

**Traffic Impact Analysis.** An analytical and informational document professionally prepared by a licensed professional Traffic Engineer or Civil Engineer in connection with a specific proposed land use application that forecasts the impacts of the proposed land use on the transportation system and suggests ways of off-setting the traffic impacts of the proposed new activities within a geographic area. A Traffic Impact Analysis is intended as a means to furnish evidence and discussion for the decision-making authority to adequately evaluate the decisional criteria.

**Traffic Management Plan.** A Traffic Management Plan is an analytical and informational document in connection with a specific proposed land use application that describes the impacts of added trips on residential streets and suggests ways of offsetting the impacts. A Traffic Management Plan is intended as a means to furnish evidence and discussion for the decision-making authority to adequately evaluate the decisional criteria.

**Transportation Facilities.** Any physical facility that moves or assists in the movement of people or goods, which may include accessways, bicycles facilities, shared-use paths, pedestrian connections, or streets. This term does not include electricity, sewage, or water delivery systems.



**Volume.** The number of persons or vehicles passing a point on a lane, roadway, or other traffic-way during some time interval, often one hour, expressed in vehicles, bicycles, or persons per hour.

**Volume-to-Capacity Ratio.** The ratio of volume to capacity for a transportation facility.

**Section 9:** The Development Code Sections 20.20.60.D.1.F. Pathways and 20.20.60.D.1.H Recreational Trails are amended to read:

20.20.60. D.1. \*\*\*\*\*

\*\*\*\*\* F. Pathways are to be used primarily by bicycles and pedestrians but in some instances they may be used by emergency and maintenance vehicles. The purpose of pathways is to provide pedestrian oriented connections between nearby developments and the Town Center. They can be a narrow 5'-0" wide walkway between existing buildings, a recreational trail through park areas and setbacks, or a connection of two existing parking drive aisles. \*\*\*\*\*

20.20.60. D.1. \*\*\*\*\*

\*\*\*\*\* H. Shared-Use Paths. In park areas, power line easements, and flood plain areas, it is desirable to have an interconnected network of shared-use paths linking the neighborhood for transportation and recreational purposes. The shared-use path shall meet City standards. If approved through the development review process, shared-use paths may be reduced in width when connecting to narrower existing trails or where there are environmental constraints.

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**Section 10:** The Development Code Sections 10.65 Conditions of Approvals is amended to read:

10.65. Conditions of Approvals. [ORD 4224; August 2002]

1. The decision making authority cannot approve applications the impacts of which cannot be mitigated through reasonable roughly proportional conditions of approval. Therefore, the decision making authority may impose conditions on any Type 1, Type 2, or Type 3 approval. Such conditions shall ensure that the proposal complies with the appropriate approval criteria.

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