

Notice of Measure Election

City

3-452

SEL 802

rev 1/14: ORS 250.035, 250.041, 250.275, 250.285, 254.095, 254.465

Notice

Date of Notice 08/20/2014	Name of City or Cities City of Lake Oswego	Date of Election November 4, 2014
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The following is the final ballot title of the measure to be submitted to the city's voters.

Final Ballot Title Notice of receipt of ballot title has been published and the ballot title challenge process has been completed.

Caption 10 words which reasonably identifies the subject of the measure

CHARTER AMENDMENTS REGARDING ELECTIONS TO APPROVE NEW OR WIDENED ROADS

Question 20 words which plainly phrases the chief purpose of the measure

Shall the City Charter be amended regarding signatures, and degree of road-widening, necessary to require elections approving road projects?

Summary 175 words which concisely and impartially summarizes the measure and its major effect

This measure was referred to the ballot by the Lake Oswego City Council.

The Lake Oswego Charter currently requires a city-wide election to approve construction of any "major road" or "major road expansion" if an election request is signed by at least 25 registered City voters. This ballot measure increases the required number of signatures to at least three percent of all registered City voters (under current registration numbers, 758 signatures).

The Charter defines "major road" as any new road having pavement over 32 feet wide. This will remain unchanged.

The Charter currently defines "major road expansion" as increasing the pavement width of an existing road by any amount, if the road will be over 20 feet wide after the widening. It does not include road maintenance or repair that does not significantly increase road width. This ballot measure changes the definition of "major road expansion" to mean increasing pavement width to add at least one new automobile traveling lane extending for at least 500 feet.

A "yes" vote amends the Charter as described.

Explanatory Statement 500 words that impartially explains the measure and its effect, if required attach to this form

If the county is producing a voters' pamphlet an explanatory statement must be submitted for any measure referred by the city governing body and if required by local ordinance, for any initiative or referendum.

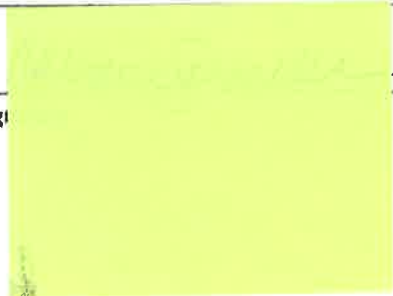
Measure Type	County producing voters' pamphlet		Local ordinance requiring submission		Explanatory statement required	
<input checked="" type="checkbox"/> Referral	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Not applicable		<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
<input type="checkbox"/> Initiative	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Yes	<input type="checkbox"/> No
<input type="checkbox"/> Referendum	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Yes	<input type="checkbox"/> No

Authorized City Official Not required to be notarized

→ By signing this document, I hereby state that I am authorized by the city to submit this Notice of Measure Election and I certify that notice of receipt of ballot title has been published and the ballot title challenge process for this measure completed.

Name Catherine Schneider	Title City Recorder	Work Phone 503-675-3984
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Signature



August 20, 2014

Date Signed

Measure Explanatory Statement for County Voters' Pamphlet

Important! Please read all instructions before completing this form. This form is to be used when filing a 'Measure Explanatory Statement for County Voters' Pamphlet' with your County Elections office. If a local government is located in more than one county, the county clerk of the county in which the city hall of the city or the administrative office of the local government is located shall be the filing officer for the 'Measure Explanatory Statement for County Voters' Pamphlet'.

Filing Information

Election: Primary 20____ General 20_14_ Special_____ Measure # 3-452

Ballot Title Caption

CHARTER AMENDMENTS REGARDING ELECTIONS TO APPROVE NEW OR WIDENED ROADS

Name of Person responsible for content of 'Explanatory Statement' (as it should appear in the Voters' Pamphlet):

Catherine Schneider, City Recorder

Name of Jurisdiction/Organization Person is authorized to represent (as it should appear in the Voters' Pamphlet):

City of Lake Oswego

CONTACT INFORMATION

Phone: Cell: _____ Work: (503) 675-3984 Home: _____

E-Mail: cschneider@ci.oswego.or.us

SIGNATURE



Signature of content of 'Explanatory Statement'

August 20, 2014
Date

MEASUREMENT

See attached for 'Measure Explanatory Statement' (500 word/number MAX).

For Office Use only:

County: _____

Signed? Yes No

'Measure Explanatory Statement' attached?

Yes No

Word Count (500 max):

Digital copy? Yes No

Review Staff Initials:

Intake Staff Initials:

EXPLANATORY STATEMENT

Section 40, Lake Oswego Charter

Section 40 of the City Charter prohibits the city from authorizing construction of a "major road" or "major road expansion" without first publishing and posting notices, and notifying abutting property owners and all neighborhood associations. If, within 30 days of the notice, documents are filed that include signatures of at least 25 registered city voters "indicating that they refuse to waive an election," a city-wide election must be held, asking voters to approve the route, width, length and general design of the "major road" or "major road expansion."

Section 40 defines "major road" as any new road having pavement over 32 feet wide. A "major road expansion" means increasing the pavement width of an existing road by any amount, if the road will be over 20 feet wide after the widening. It does not include road maintenance or repair that does not significantly increase road width.

The ability to proceed with a public or private development project involving any amount of road pavement widening (if the road is already, or will be, over 20 feet wide) remains uncertain for at least the period of the required noticing process and signature-gathering opportunity, and potentially through the date of a future city-wide election. Unless held on a general or primary election date, the city must pay for the election.

The City Council's purpose in proposing changes to Section 40 is to require demonstration of a greater level of citizen concern, and to require a greater threshold of proposed pavement-widening, before the described delay and potential city-wide election can be required. Another purpose is to reduce the difference between the significance of projects that trigger potential election requirements for new roads (over 32 feet wide) as compared with road expansions (any widening, if resulting pavement is over 20 feet wide).

Proposed Amendments to Section 40

1. Signature Requirements

The minimum number of signatures necessary to require a Section 40 election will be increased to three percent of all registered city voters (758 signatures under registration numbers as of the time this ballot measure was referred), in place of the current minimum of 25 signatures. By comparison, a city initiative petition requires the signatures of 15 percent of registered city voters, and a city referendum petition requires 10 percent.

2. Amount of Pavement-Widening Necessary to Trigger Election Requirements

The Section 40 definition of "major road expansion" will be changed to mean increasing the pavement width of an existing road to add at least one new automobile traveling lane extending for at least 500 feet. Projects that widen the pavement of existing roads by lesser amounts, or widen pavement for shorter stretches of a road, will no longer be subject to potential city-wide elections.

Effect of the Ballot Measure

A "yes" vote amends Section 40 of the City Charter as described. The remainder of Section 40, including the definition of "major road," will remain the same.

A "no" vote leaves Section 40 unchanged.