



John A. Kitzhaber, MD., Governor

**Department of Transportation**

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October 2, 2012

Debra Andreades, AICP, Senior Planner  
City of Lake Oswego  
PO Box 369,  
Lake Oswego, 97034

**EXHIBIT G-1**  
**LU 12-0032**

**Subject: LU-12-0032: Multimodal Mixed Use Area (MMA) map designation; and Chapter 50.02.003.4 Foothills Mixed Use Zone; October 8, 2012 Planning Commission hearing**

Dear Ms. Andreades:

Thank you for meeting with ODOT staff last week to discuss the Foothills Framework Plan and proposed Multimodal Mixed Use Area (MMA) designation for the downtown and Foothills area. We appreciate the city staff recognizing the importance of assuring that traffic safety concerns are addressed as the Foothills planning and redevelopment move ahead. The purpose of this letter is to request that our points of agreement be incorporated into the record for LU-12-0032 and reflected in this and subsequent land use decisions to ensure potential safety concerns relating to State Street (Highway 43) within the downtown area are monitored and addressed. This letter replaces our previous letter.

As you know, the Oregon Department of Transportation (ODOT) owns and operates Highway 43 and has an interest in its ongoing safe operation. As noted in the subsection (10) of the new provisions for MMA (OAR 660-012-0060(10)) ODOT continues to have responsibility for the safe operation of Highway 43: *“This section does not exempt a proposed amendment from other transportation performance standards or policies that may apply including, but not limited to, safety for all modes, network connectivity for all modes (e.g. sidewalks, bicycle lanes) and accessibility for freight vehicles of a size and frequency required by the development.”* Specifically, ODOT is concerned with potential crashes associated with left turn queuing at the intersections of State Street (Highway 43) and "A" Street (NB to WB); at the proposed two portals to the Foothills area; and at State Street and McVey Avenue. The State Street and McVey Avenue is part of ODOT's top ten percent "Safety Priority Index System" (SPIS) due to the number of crashes. We also have interest in the design and operation of the two portals into the Foothills district. To address these concerns, we request that the city, with assistance from the developers of the Foothills area:

- Coordinate with ODOT in the design of the two portals into the Foothills area;
- Coordinate with ODOT Rail and Union Pacific regarding the existing rail crossing and an additional pedestrian stairway crossing;
- Coordinate with ODOT on proposed streetscape improvements on State Street;
- Will have a consultant analyze the affected intersections for safety, focusing on queuing; and
- Will include proposed safety improvements and a provision for monitoring with triggers for construction of those improvements in the City TSP and in the City SDC list of projects.

We believe these measures are consistent with what was discussed and agreed upon at our recent meeting. We also think it is important for the city to be up-front with affected stakeholders and

nearby jurisdictions (West Linn, Oregon City and Clackamas County) about the trade-offs associated with the MMA designation including the potential for increased vehicle congestion and the resultant safety complications.

We understand that the current Framework Plan, MMA designation, and 2040 Town center boundary amendment will be followed by proposals for a Special District Plan, Foothills District Street Plan and Standards, Urban Renewal District, and eventually zone changes for the Foothills area. ODOT access management, design, and safety standards will continue to apply to land use decisions and street design.

Thank you for the cooperation and willingness to work together.

Sincerely,

A handwritten signature in cursive script that reads "Gail Curtis". The signature is written in black ink on a white background.

Gail Curtis, Senior Planner, ODOT

c: City of Lake Oswego: Denny Egner, Brant Williams, Hameed Pishvaie,  
ODOT: Rian Windsheimer; Kirsten Pennington; Lidwien Rahman  
DLCD: Jennifer Donnelley  
Metro: Chris Deffebach