



January 4, 2007

To: Metropolitan Policy Committee
From: Kathi Wiederhold
Subject: Item 5b: Draft Public Participation Plan

Action Recommended: Review and Adopt Final Review Draft Public Participation Plan (Draft Plan).

The purpose of this agenda item is to approve Resolution 2007-01, which adopts a Public Participation Plan that includes those changes shown in legislative format in Attachments 2 and 3. The Citizen Advisory Committee and the Transportation Planning Committee both have passed motions unanimously recommending adoption of the Draft Plan and appendices. The attachments reflect changes agreed to by these committees.

Attachment 1 is the adopting Resolution 2007-01. Attachment 2 is the Revised Final Draft Public Participation Plan dated January 4, 2007. Attachment 3 contains Appendices 1-3 of the Draft Plan. The Draft Plan and appendices show the proposed changes using legislative format (new text is underlined, deleted text is shown in strikeout). Copies of the comments received during the public comment period were included in the MPC agenda packet for the October 12, 2006, meeting and the testimony received at the public hearing is captured in the minutes, which were included in the November 6, 2006, MPC agenda packet.

There were no changes to Appendices 1 and 3 from the July 13, 2006, Review Draft Plan. There were two changes to Appendix 2 to add the following:

- A description of a Public Information Meeting, a process used by the Army Corps of Engineers as recommended in public comment 4 (page 2-5)
- The Public Participation Spectrum of the International Association of Public Participation (IAP2) (after page 2-3)

Recommendation from the Transportation Planning Committee

The Transportation Planning Committee recommended at their December 14, 2006, meeting that the Metropolitan Policy Committee adopt the Revised Draft Public Participation Plan, dated December 6, 2006, with the changes to Table 1 that were presented to the Metropolitan Policy Committee on December 14 and additional text about the MPO budget on page 14.

The Transportation Planning Committee considered but did not recommend the following changes discussed at the December 14, 2006, meeting of the Metropolitan Policy Committee for the reasons noted below:

Discussed change: Add a footnote to Table 1 indicating that there is an opportunity to comment at the local level on allocation of Surface Transportation Program-Urban (STP-U) funds.

Reason for not recommending the change: *The local processes for allocating STP-U funds are not consistent across jurisdictions, and currently do not include a specific opportunity for public comment. This is up to each individual jurisdiction.*

Discussed change: Change the text (shown in double underline in the Draft) at the beginning of the first paragraph under the subheading "State" on page 5 to indicate that actions of the MPO must be consistent with requirements of the statewide land use planning program.

Reason for not recommending the change: *The debate on this issue revolves around newly adopted language in the administrative rules of Goal 12, the Transportation Planning Rule. While it has been made clear by the Land Use Board of Appeals that the MPO cannot make land use decisions, the effect of MPO actions on land use requirements by local jurisdictions has not been clarified, and remains a legal issue. This should be resolved in a forum other than the Public Participation Plan. Staff intends to bring this issue back to MPC as part of the RTP Update.*

Attachments

Attachment 1 – Resolution 2007-01

Attachment 2 – Final Review Draft Public Participation Plan, January 4, 2007

Attachment 3 – Appendices 1-3 of the Draft Plan, January 4, 2007