

Department of Land Conservation and Development

635 Capitol Street NE, Suite 150 Salem, Oregon 97301-2524

Phone: (503) 373-0050

First Floor/Costal Fax: (503) 378-6033

Second Floor/Director's Office: (503) 378-5518 Web Address: http://www.oregon.gov/LCD

NOTICE OF ADOPTED AMENDMENT

March 29, 2006

TO:

Subscribers to Notice of Adopted Plan

or Land Use Regulation Amendments

FROM:

Mara Ulloa, Plan Amendment Program Specialist

SUBJECT: City of Hood River Plan Amendment

DLCD File Number 001-06

The Department of Land Conservation and Development (DLCD) received the attached notice of adoption. A copy of the adopted plan amendment is available for review at the DLCD office in Salem and the local government office.

Appeal Procedures*

DLCD ACKNOWLEDGMENT or DEADLINE TO APPEAL: April 12, 2006

This amendment was submitted to DLCD for review 45 days prior to adoption. Pursuant to ORS 197.625 (1), 197.830 (2), and 197.830 (9) only persons who participated in the local government proceedings leading to adoption of the amendment are eligible to appeal this decision to the Land Use Board of Appeals (LUBA).

If you wish to appeal, you must file a notice of intent to appeal with the Land Use Board of Appeals (LUBA) no later than 21 days from the date the decision was mailed to you by the local government. If you have questions, check with the local government to determine the appeal deadline. Copies of the notice of intent to appeal must be served upon the local government and others who received written notice of the final decision from the local government. The notice of intent to appeal must be served and filed in the form and manner prescribed by LUBA, (OAR Chapter 661, Division 10). Please call LUBA at 503-373-1265, if you have questions about appeal procedures.

*NOTE: THE APPEAL DEADLINE IS BASED UPON THE DATE THE DECISION WAS ADOPTED BY LOCAL GOVERNMENT. A DECISION MAY HAVE BEEN MAILED TO YOU ON A DIFFERENT DATE THAN IT WAS MAILED

Cc: Gloria Gardiner, DLCD Urban Planning Specialist Gary Fish, DLCD Regional Representative Matthew Crall, DLCD Transportation Planner Jennifer Donnelly, City of Hood River

TO DLCD.

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DEPT OF

FORM 2

MAR 24 2006

DLCD NOTICE OF ADOPTION
LAND CONSERVATION
This form must be mailed to DLCD within 5 working days after the final decision DEVELOPMENT
per ORS 197.610, OAR Chapter 660 - Division 18

(See reverse side for submittal requirements)

Jurisdiction: Cty S HOORIUG Date of Adoption: 3 - 22 · O (Must be filled in)	V Local File No.: 2006 - Constant of Control
Date the Notice of Proposed Amendment was maile	ed to DLCD: 3: 1-10-06
Comprehensive Plan Text Amendment	Comprehensive Plan Map Amendment
Land Use Regulation Amendment	Zoning Map Amendment
New Land Use Regulation	Other:
	(Please Specify Type of Action)
Summarize the adopted amendment. Do not use tech	hnical terms. Do not write "See Attached."
Annexation of 27.7 acres of	Cand into the City
limits, including portrons of	Country Club Road
Zoning will remain the s	Same - General Commercial
(c-2)	
Describe how the adopted amendment differs from "Same." If you did not give notice for the proposed	amendment, write "N/A."
Plan Map Changed from:	to
Zone Map Changed from:	to <u>C</u> 2
Location: 3N 10E 27D Tax Lat #12	100 Acres Involved: 27.7 acres
Specify Density: Previous:	New: Vacant land
Applicable Statewide Planning Goals:)
Was an Exception Adopted? Yes: No:_>	<u>c</u>
DLCD File No.: 001-06 (14927)	

Did the Department of Land Conservation and Development <u>receive</u> a notice of	of Proposed	
Amendment FORTY FIVE (45) days prior to the first evidentiary hearing.	Yes:	No:
If no, do the Statewide Planning Goals apply.	Yes:	No:
If no, did The Emergency Circumstances Require immediate adoption.	Yes:	No:
Affected State or Federal Agencies, Local Governments or Special Districts:		
District, Hood Ruer County, West-sideFire District, Fa	rmeris	Irngator
Local Contact: Jernster Donnally Area Code + Phone Number Address: P.S. Box 27 City: Hood F	(541) 381	7-5224
Address: P.O. Box 27 City: Hood F	200e~	·
Zip Code+4: 97031 Email Address: jenn-f	er eci.	hood-niver.or.co

ADOPTION SUBMITTAL REQUIREMENTS

This form <u>must be mailed</u> to DLCD <u>within 5 working days after the final decision</u> per ORS 197.610, OAR Chapter 660 - Division 18.

1. Send this Form and TWO (2) Copies of the Adopted Amendment to:

ATTENTION: PLAN AMENDMENT SPECIALIST DEPARTMENT OF LAND CONSERVATION AND DEVELOPMENT 635 CAPITOL STREET NE, SUITE 150 SALEM, OREGON 97301-2540

- 2. Submit TWO (2) copies the adopted material, if copies are bounded please submit TWO (2) complete copies of documents and maps.
- 3. <u>Please Note</u>: Adopted materials must be sent to DLCD not later than **FIVE** (5) working days following the date of the final decision on the amendment.
- 4. Submittal of this Notice of Adoption must include the text of the amendment plus adopted findings and supplementary information.
- 5. The deadline to appeal will not be extended if you submit this notice of adoption within five working days of the final decision. Appeals to LUBA may be filed within **TWENTY-ONE** (21) days of the date, the "Notice of Adoption" is sent to DLCD.
- 6. In addition to sending the "Notice of Adoption" to DLCD, you must notify persons who participated in the local hearing and requested notice of the final decision.
- 7. **Need More Copies?** You can copy this form on to <u>8-1/2x11 green paper only</u>; or call the DLCD Office at (503) 373-0050; or Fax your request to:(503) 378-5518; or Email your request to Mara.Ulloa@state.or.us ATTENTION: PLAN AMENDMENT SPECIALIST.

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revised: 09/09/2002

ORDINANCE NO. 1894

(An ordinance proclaiming the annexation of certain contiguous territory located within the Urban Growth Boundary— Henderson Annexation.)

WHEREAS, the owners of certain property contiguous to the City limits located in the Urban Growth Area have applied for connection to the City's water and sewer system, a copy of which application is attached as Exhibit "A";

WHEREAS, the property is legally described as set forth in Exhibit 1 and is located in Hood River County, State of Oregon (Tax Lot 1200 Map 3N 10E 27D) (the "Property"). The Property includes the public rights of way a portion of Country Club Road and the unnamed 30 ROW foot strip to the east of the property;

WHEREAS, pursuant to HRMC Chapter 12.09, a request for connection to City water and/or sewer service for property located contiguous to City limits shall be considered a written consent to annexation;

WHEREAS, because all of the Property owners signed the consent to annexation and the electors residing on the Property have consented, this annexation was processed pursuant to ORS 222.170(2);

WHEREAS, the Property is located within the Westside Rural Fire Protection District and the Ice Fountain Water District and ORS Chapter 222 provides for the withdrawal of territories from districts such as the Westside Rural Fire Protection District and Ice Fountain Water District upon annexation;

WHEREAS, notice of the public hearing on the questions of annexation and withdrawal was published and posted as provided in ORS Chapter 222;

WHEREAS, the Council concluded that the territory sought to be annexed should be annexed and withdrawn from the Westside Rural Fire Protection District and Ice Fountain Water District as part of the proposed annexation;

WHEREAS, the City has the authority, within constitutional and statutory limits, to set the property tax rate at which annexed territories should be taxed;

WHEREAS, the current tax rate applicable to properties n the City includes a levy for the local option (Measure 14-8, Funding for Purchase for Ladder and a Pumper Truck) passed by the electors of the City in 1997;

WHEREAS, territories that did not have the opportunity to vote on the local option should not be required to pay the levy attributable to the local option;

WHEREAS, the Planning Commission and the City Council have, in accordance with the procedures set forth in Chapter 17.15 of the Hood River Municipal Code, held public hearings (1 March 2006 and 20 March 2006,

effective thirty (30) days hence.

Read for the second time and passed: 22 WKKW 2006, to become

ATTEST:

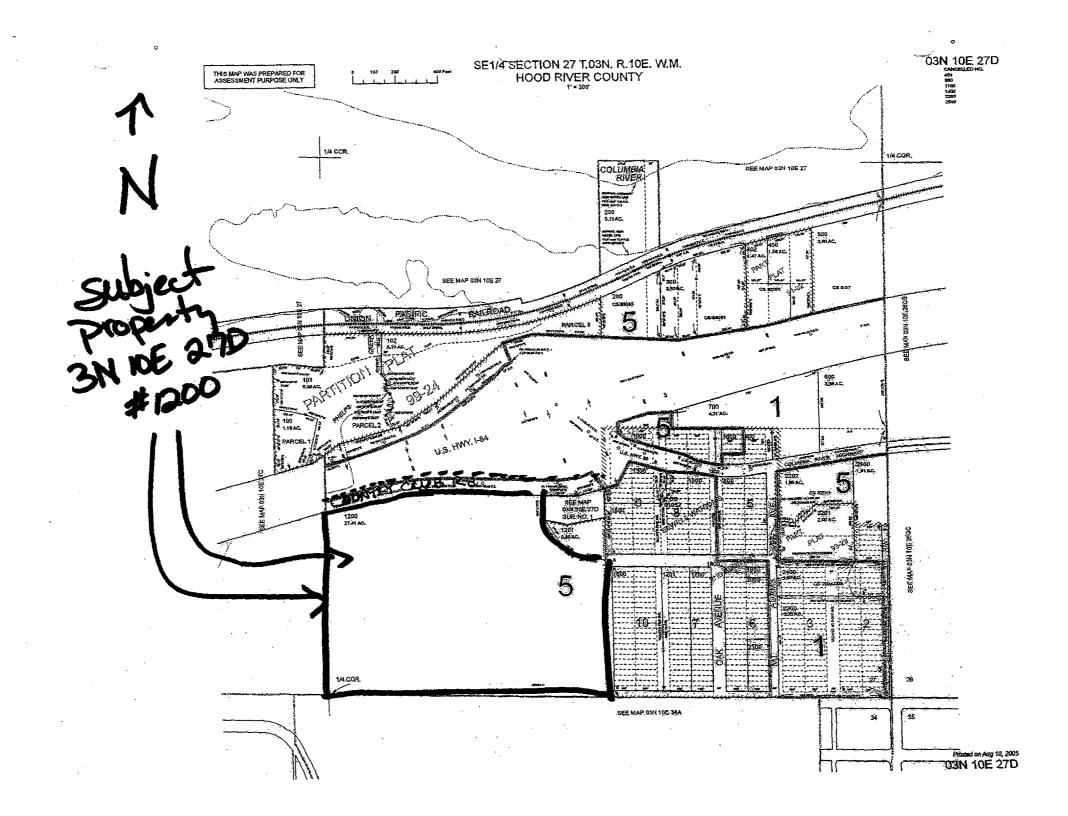
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Date Rec'd	 	
	Page	1 of 2

CITY OF HOOD RIVER APPLICATION

ANNEXATION REQUEST and REQUEST for CONNECTION to CITY of HOOD RIVER SEWER and/or WATER SERVICE

Submit the completed application <u>WITH TWELVE (12) ADDITIONAL COMPLETE COPIES</u> and appropriate fees to the City of Hood River Planning Department, 301 Oak Ave. (P.O. Box 27), Hood River, OR 97031. Please note the review criteria attached to this application. If you have any questions, please contact the Planning Department at (541) 387-5210.

you have any questions, pieuse contact the Flamming Department at (041) 007-0210.	
APPLICANT:	
Name:	
Address:(physical)	
(mailing)	
(email)	
Telephone: Cell Phone:	
Signature:	
PARCEL OWNER: (if different than applicant)	
Name: Lad and Jeanette Henderson/World Gospel Mission Address: 135 Country Club Road Hood River OR 97031	
Telephone: (541) 38641831	
Signature: *See Attached Co *Authorization of parcel owner required.	nditior
PARCEL INFORMATION:	
Township Range Section Tax Lot(s)	
Current Zoning: Parcel Size:	
Property Location (cross streets or address):	
Existing Water Service, if any:	
Farmer's Irrigation: YES NO Septic: YES NO	
s this a health hazard request for sewer connection?	•
Have Evaloin	



of 79.06 feet to a similar iron rod; thence North 32' 30' 15" West a distance of 145.99 feet to a similar iron rod; thence North 0' 12' 20" East a distance of 120.61 feet to the Southerly right of way line conveyed to the State of Oregon as described above; thence South 88' 07' 49" East along said right of way a distance of 155.33 feet to a point 450 feet Southeasterly of, when measured at right angles to, State Highway Station 897+00; thence continuing along said Southerly right of way line North 73' 40' 58" East a distance of 131.52 feet to the point of beginning.

SUBJECT TO:

- 1. Standard title policy exceptions.
- 2. Taxes for the fiscal year 2005-06, a lien not yet payable.
- 3. The rights of the public in roads and highways.
- 4. The herein described property lies within the boundaries of Farmers Irrigation District, and is subject to the levies, assessments and easements thereof, if any.
- 5. Any improvement located upon the above described property which constitutes a mobile home as defined by Chapters 446.561 through 446.646, Oregon Revised Statutes, is subject to registration and taxation as therein provided and as provided by Chapters 446.561 through 446.646, Oregon Revised Statutes.
- 6. An Agreement for use and maintenance of a water system, and the terms and provisions thereof, recorded August 25, 1920, in Book 14, at page 477, in the Records of Hood River County, Oregon, and also recorded March 5, 1921, in Book 15, at page 186, in the Records of Hood River County, Oregon.
- 7. Access restrictions, including the terms and provisions thereof, from John T. Casey et al. to the State of Oregon, by and through its State Highway Commission, dated May 8, 1952, recorded May 9, 1952, in Book 47, at page 528, in the Records of Hood River County, Oregon, also recorded October 29, 1954, in Book 53, at page 600, in the Records of Hood River County, Oregon, from Neighbors of Woodcraft, also recorded February 27, 1962, in Book 70 at page 251, in the Records of Hood River County, Oregon.
- 8. An Agreement for sanitary sewer service, and the terms and provisions thereof, between Ladd G. Henderson et al. and the City of Hood River, recorded August 3, 1973, as Microfilm No. 731553, in the Records of Hood River County, Oregon.
- Right of way easement for electric transmission and distribution lines, subject to the terms and provisions thereof, in favor of Pacific Power & Light Company, recorded April 17, 1981, as Microfilm No. 810680, in the Records of Hood River County, Oregon.
- 10. Minor Partition for the purpose of property line adjustment, subject to the terms and provisions thereof, recorded December 11, 1989, as Microfilm No. 893365, in the Records of Hood River County, Oregon, also recorded March 5, 1991, as Microfilm No. 910391, in the Records of Hood River County, Oregon.
- 11. An Agreement, and the terms and provisions thereof, for the purpose of Memorandum of agreement for dedication, between Laddie G. Henderson and Jeannette S. Henderson and Wal-Mart Stores, Inc., dated November 2, 2004,

ANNALA, CAREY, BAKER & THOMPSON, P.C. ALTONOTON TO DESCRIPE THOMPSON, P.C. HOUD DISC. ORGANISMOST TRANSMICK SHIPS THAT

