



Oregon

Theodore R. Kulongoski, Governor

Department of Land Conservation and Development

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NOTICE OF ADOPTED AMENDMENT

October 24, 2006

TO: Subscribers to Notice of Adopted Plan or Land Use Regulation Amendments

FROM: Mara Ulloa, Plan Amendment Program Specialist

SUBJECT: City of Salem Plan Amendment
DLCD File Number 008-06

The Department of Land Conservation and Development (DLCD) received the attached notice of adoption. Copies of the adopted plan amendment are available for review at DLCD offices in Salem, the applicable field office, and at the local government office.

Appeal Procedures*

DLCD ACKNOWLEDGMENT or DEADLINE TO APPEAL: November 9, 2006

This amendment was submitted to DLCD for review prior to adoption with less than the required 45-day notice. Pursuant to ORS 197.830 (2)(b) 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 MAILED BY LOCAL GOVERNMENT. A DECISION MAY HAVE BEEN MAILED TO YOU ON A DIFFERENT DATE THAN IT WAS MAILED TO DLCD. AS A RESULT YOUR APPEAL DEADLINE MAY BE EARLIER THAN THE DATE SPECIFIED ABOVE.**

Cc: Gloria Gardiner, DLCD Urban Planning Specialist
Jason Locke, DLCD Regional Representative
Lisa Van De Water, City Of Salem

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DEPT OF

NOTICE OF ADOPTION

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

OCT 19 2006

LAND CONSERVATION
AND DEVELOPMENT

Jurisdiction City of Salem

Local File Number CA 06-3

(if no number, use none)

Date of Adoption 9-5-06

Date Mailed 10-13-06

(must be filled in)

(Date mailed or sent to DLCD)

Date the Notice of Proposed Amendment was mailed to DLCD 5-4-06

☐ 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 technical terms. Do not write "See Attached."

Amended the Industrial Park zoning district (SRC 157) to allow kennels as a conditional use.

Describe how the adopted amendment differs from the proposed amendment. If it is the same, write "Same". If you did not give notice of the proposed amendment, write "N/A."

Same

Plan Map Change From NA to NA

Zone Map Change From NA to NA

Location: NA

Acres Involved: NA

Specify Density: Previous: _____

New: _____

Applicable Statewide Planning Goals: _____ Was an Exception adopted? ☐ Yes ☒ No

Did the Department of Land Conservation and Development receive a Notice 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 Required immediate adoption. ☐ Yes ☐ No

Affected State or Federal Agencies, Local Governments or Special Districts: _____

Local Contact: Lisa Van de Water, Senior Planner Area Code + Phone Number: (503) 588-6173, ext. 7581

Address: 555 Liberty Street SE, Room 305

City: Salem

Zip Code+4: 97301-3503

Email Address: lvandewatercityofsalem.net

DLCD File No: 008-06 (15223)

1 **A BILL FOR ORDINANCE NO. 37-06**

2 AN ORDINANCE relating to allowing animal specialty services, including kennels, as a conditional
3 use in the Industrial Park zone and amending SRC 157.040.

4 **THE CITY OF SALEM ORDAINS AS FOLLOWS:**

5 **Section 1.** SRC 157.040 is amended to read:

6 **157.040. CONDITIONAL USES.** The following uses, with conditional use approval as provided
7 in SRC Chapter 117 or 118, as applicable, are permitted in the IP district:

8 (a) **Transportation, communication, electric, gas, and sanitary services:**

9 (1) Air transportation, Nonscheduled (452); and

10 (2) Freestanding support structure greater than 70 feet in height and equipment
11 enclosures;

12 (b) Crude petroleum and natural gas extraction (131); and

13 (c) Carpentering and flooring (175).

14 (d) **Manufacturing:**

15 (1) Food and kindred products (20) BUT EXCLUDING beverages (208);

16 (2) Miscellaneous textile goods (229);

17 (3) Lumber and wood products, except furniture (24);

18 (4) Furniture and fixtures (25);

19 (5) Paper and allied products (26);

20 (6) Chemicals and allied products (28);

21 (7) Rubber and miscellaneous plastics products (30) BUT EXCLUDING tires and inner
22 tubes (301) and reclaimed rubber (303);

23 (8) Leather tanning and finishing (311);

24 (9) Flat glass (321);

25 (10) Glass and glassware, pressed or blown (322);

26 (11) Pottery and related products (326);

27 (12) Cut stone and stone products (328);

28 (13) Abrasive, asbestos and miscellaneous nonmetallic mineral products (329);

- 1 (14) Coating, engraving, and allied services (347);
2 (15) Ordnance and accessories, except vehicles and guided missiles (348);
3 (16) Industrial and commercial machinery and computer equipment (35) BUT
4 EXCLUDING industries permitted under SRC 157.020;
5 (17) Storage batteries (3691);
6 (18) Primary batteries, dry and wet (3692);
7 (19) Transportation equipment (37) BUT EXCLUDING industries permitted under SRC
8 157.020; and
9 (20) Miscellaneous manufacturing industries (39) BUT EXCLUDING signs and
10 advertising displays (3993).
11 (e) **Public utilities:**
12 (1) Electric services (491);
13 (2) Gas production and distribution (492); and
14 (3) Water supply (494).
15 (f) **Wholesale trade:**
16 (1) Durable goods, not elsewhere classified (5099);
17 (2) Chemicals and allied products (516);
18 (3) Petroleum and petroleum products (517);; and
19 (g) Animal specialty services, excluding veterinary (0752).
20 (gh) **Other uses:**
21 (1) Solid waste transfer stations.
22 (hi) Those uses listed in SRC 157.030, at the developer's option, as provided in
23 subsection (b) of that section.
24 ////
25 ////
26 ////
27 ////
28 ////

1 **Section 2. Severability.** Each section of this ordinance, and any part thereof, is severable, and if
2 any part of this ordinance is held invalid by a court of competent jurisdiction, the remainder of this
3 ordinance shall remain in full force and effect.

4 PASSED by the Council this 5th day of September, 2006 .

5 ATTEST:

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7 

8 City Recorder

9 Approved by City Attorney:  _____

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12 Checked By: L.VandeWater/sw

13 G:\Group\LEGAL\Council\072406 animals in IP zone ord.wpd

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CERTIFICATION OF MAILING

STATE OF OREGON)
CITY OF SALEM)

I, Judy Copeland, do hereby certify that I, on the 13th day of October 2006 caused to be sent interoffice to the Department of Land Conservation and Development Notice of Adoption for Code Amendment 06-3- code amendment to Industrial Park zoning district (SRC 157) to allow kennels as a conditional use.

A copy of which is filed in the case file.

DATED at Salem, Oregon, this 13th day of October 2006



Judy Copeland, Staff Assistant