



Oregon
Theodore R. Kulongoski, Governor

Department of Land Conservation and Development

635 Capitol Street, Suite 150

Salem, OR 97301-2540

(503) 373-0050

Fax (503) 378-5518

www.lcd.state.or.us



NOTICE OF ADOPTED AMENDMENT

11/26/2012

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

FROM: Plan Amendment Program Specialist

SUBJECT: City of Toledo Plan Amendment
DLCD File Number 001-12

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: Thursday, December 06, 2012

This amendment was submitted to DLCD for review prior to adoption 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 Acknowledgment or 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 above date specified. NO LUBA Notification to the jurisdiction of an appeal by the deadline, this Plan Amendment is acknowledged.

Cc: Stuart Cowie, City of Toledo
Gordon Howard, DLCD Urban Planning Specialist
Patrick Wingard, DLCD Regional Representative
Thomas Hogue, DLCD Economic Development Policy Analyst

<paa> YA



FORM 2

DLCD

Notice of Adoption

This Form 2 must be mailed to DLCD within **5-Working Days after the Final Ordinance is signed** by the public Official Designated by the jurisdiction and all other requirements of ORS 197.615 and OAR 660-018-000

<input type="checkbox"/> In person	<input type="checkbox"/> electronic	<input type="checkbox"/> mailed
DATE S T A M P		
DEPT OF NOV 19 2012 LAND CONSERVATION AND DEVELOPMENT For Office Use Only		

Jurisdiction: **City of Toledo**

Local file number: **RZ-1-12/PA-1-12**

Date of Adoption: **11/7/2012**

Date Mailed: **11/15/2012**

Was a Notice of Proposed Amendment (Form 1) mailed to DLCD? ☒ Yes ☐ No Date: 8/29/2012

☐ Comprehensive Plan Text Amendment

☒ Comprehensive Plan Map Amendment

☐ Land Use Regulation Amendment

☒ Zoning Map Amendment

☐ New Land Use Regulation

☐ Other:

Summarize the adopted amendment. Do not use technical terms. Do not write "See Attached".

Amend the Toledo Comprehensive Land Use Plan Map and Zoning Maps to change the zone designation of 20 parcels located in the Toledo Industrial Park from either the Industrial Zone designation (13.6 acres) or Water-Dependent Zone designation (2.7 acres) to a Light-Industrial Zone and Plan designation.

Does the Adoption differ from proposal? No, no explanation is necessary

No, the adoption does not differ from the proposal

Plan Map Changed from: **Industrial or Water-Dependent** to: **Light-Industrial**

Zone Map Changed from: **Industrial or Water-Dependent** to: **Light Industrial**

Location: **Toledo Industrial Park**

Acres Involved: **16**

Specify Density: Previous: **N/A**

New: **N/A**

Applicable statewide planning goals:

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Was an Exception Adopted? ☐ YES ☒ NO

Did DLCD receive a Notice of Proposed Amendment...

35-days prior to first evidentiary hearing?

☒ Yes ☐ No

If no, do the statewide planning goals apply?

☐ Yes ☐ No

If no, did Emergency Circumstances require immediate adoption?

☐ Yes ☐ No

DLCD file No. _____

Please list all affected State or Federal Agencies, Local Governments or Special Districts:

Port of Toledo, DLCD

Local Contact: **Stuart Cowie**

Phone: **(541) 336-2247** Extension: **210**

Address: **PO Box 220**

Fax Number: **541-336-3512**

City: **Toledo, OR**

Zip: **97391-**

E-mail Address: **cdcplanner@cityoftoledo**

ADOPTION SUBMITTAL REQUIREMENTS

This Form 2 must be received by DLCD no later than 5 working days after the ordinance has been signed by the public official designated by the jurisdiction to sign the approved ordinance(s) per ORS 197.615 and OAR Chapter 660, Division 18

1. This Form 2 must be submitted by local jurisdictions only (not by applicant).
2. When submitting the adopted amendment, please print a completed copy of Form 2 on light green paper if available.
3. Send this Form 2 and one complete paper copy (documents and maps) of the adopted amendment to the address below.
4. Submittal of this Notice of Adoption must include the final signed ordinance(s), all supporting finding(s), exhibit(s) and any other supplementary information (ORS 197.615).
5. Deadline to appeals to LUBA is calculated **twenty-one (21) days** from the receipt (postmark date) by DLCD of the adoption (ORS 197.830 to 197.845).
6. In addition to sending the Form 2 - Notice of Adoption to DLCD, please also remember to notify persons who participated in the local hearing and requested notice of the final decision. (ORS 197.615).
7. Submit **one complete paper copy** via United States Postal Service, Common Carrier or Hand Carried to the DLCD Salem Office and stamped with the incoming date stamp.
8. Please mail the adopted amendment packet to:

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

9. **Need More Copies?** Please print forms on 8½ -1/2x11 green paper only if available. If you have any questions or would like assistance, please contact your DLCD regional representative or contact the DLCD Salem Office at (503) 373-0050 x238 or e-mail **plan.amendments@state.or.us**.

ORDINANCE NO. 1346

AN ORDINANCE AMENDING THE 2000 TOLEDO COMPREHENSIVE LAND USE PLAN AND ZONING MAP, AS ADOPTED BY ORDINANCE 1285.

WHEREAS, on August 20, 2012, the City of Toledo initiated a zone change to the 2000 Toledo Comprehensive Land Use Plan and Zoning Map amending the zone designations of 13.6 acres (approximate) from Industrial to Light-Industrial, and 2.7 acres (approximate) of Water-Dependent to Light-Industrial;

WHEREAS, on August 20, 2012, the City of Toledo initiated a comprehensive plan designation change of 2.7 acres (approximate) from Water Dependent to Industrial;

WHEREAS, the proposed rezone is consistent with Oregon Statewide Planning Goals and Guidelines and the City of Toledo Comprehensive Land Use Plan;

WHEREAS, notice was provided in accordance with land use noticing procedures in Toledo Municipal Code and Oregon State Revised Statutes;

WHEREAS, the Planning Commission held a public hearing on October 10, 2012, on the proposed Comprehensive Land Use Plan amendment (local file # PA-1-12) and Zone Change (file #RZ-1-12) to consider and make a recommendation on the proposed amendment to the City Council; and

WHEREAS, the City Council held a public hearing on November 7, 2012, to consider and take action on the Toledo Comprehensive Land Use Plan amendment request, and the City Council adopted facts and findings on the request based on the staff report, evidence and argument before the Council,

NOW THEREFORE, THE CITY OF TOLEDO ORDAINS AS FOLLOWS:

Section 1. The following identified properties shall be entirely designated Light-Industrial Zone on the 2000 Toledo Comprehensive Land Use Plan and Zoning Map (also shown on Exhibit A):

Lincoln County Assessor's Map #11-10-7 DD
Tax Lots 10600 and 10601

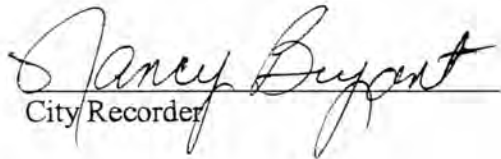
Lincoln County Assessor's Map #11-10-17 BB
Tax Lots 14700, 15000, and 15100

Lincoln County Assessor's Map #11-10-17 BC
Tax Lot 10900

Lincoln County Assessor's Map #11-10-18 A
Tax Lots 200, 300, 301, 302, 303, 304, 306, 1900, 2000, 2200, 2300, 3600, 3700,
and 3800

PASSED AND ADOPTED by the City Council of the City of Toledo, Lincoln County, Oregon,
on the 7th day of November, 2012.

ATTEST:

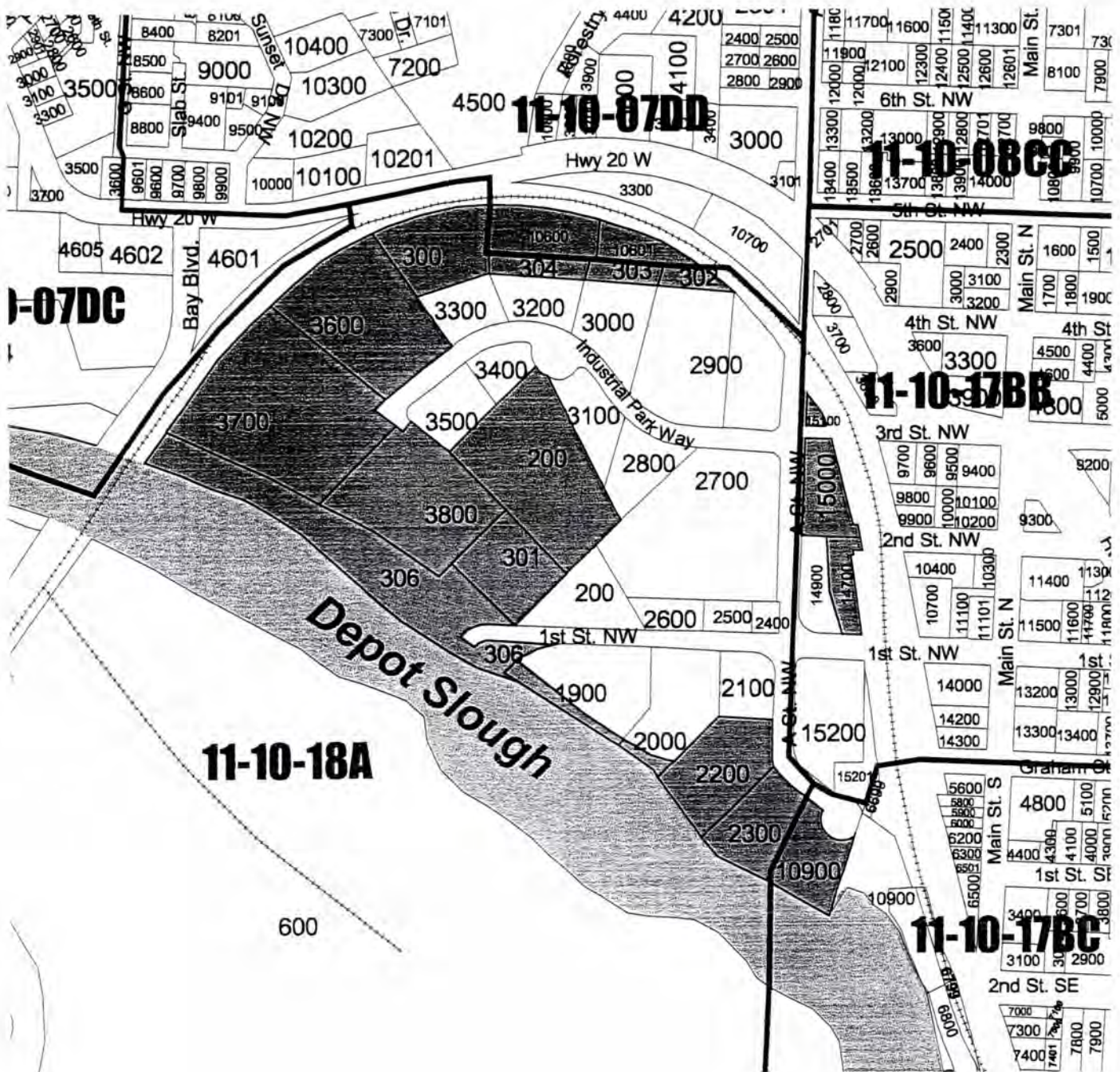

City Recorder






APPROVED:


Mayor

Signed by the Mayor of the City of
Toledo, Oregon on the 13th day of
November, 2012.

Exhibit A



-  Parcels
-  Assessor Map Sections
-  Proposed LI Zone Change (RZ-1-12/PA-1-12)
-  Railroad
-  Waterways

POSTAGE DUE .85



CITY OF TOLEDO
City Hall - 206 N. Main Street
P.O. Box 220, Toledo, Oregon 97391

TO:

ATTN: PLAN AMENDMENT SPECIALIST
D L C D
635 CAPITOL STREET NE, SUITE 150
SALEM, OREGON 97301-2540

DEPT OF

NOV 19 2012

LAND CONSERVATION
AND DEVELOPMENT

