



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

12/10/2012

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

FROM: Plan Amendment Program Specialist

SUBJECT: City of Scio Plan Amendment  
DLCD File Number 003-12

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: Monday, December 24, 2012

This amendment was not submitted to DLCD for review prior to adoption pursuant to OAR 660-18-060, the Director or any person is eligible to appeal this action to LUBA under ORS 197.830 to 197.845.

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: Cathy Martin, City of Scio  
Gordon Howard, DLCD Urban Planning Specialist  
Ed Moore, DLCD Regional Representative

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**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

☐ In person ☐ electronic ☐ mailed

**DEPT OF**

**DEC 04 2012**

**LAND CONSERVATION AND DEVELOPMENT**

For Office Use Only

Jurisdiction: **City of Scio**Local file number: **PL 2012-04**Date of Adoption: **10/10/2012**Date Mailed: **12/3/2012**Was a Notice of Proposed Amendment (Form 1) mailed to DLCD? ☒ Yes ☐ No Date: 8/30/2012☐ 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".

The Scio School District proposes to redesignate and rezone a 0.31 acre parcel located at 38770 NW Cherry from Residential to Public. The property includes a home and is located inside the city limits.

Does the Adoption differ from proposal? Please select one

No

Plan Map Changed from: **Residential**to: **Public**Zone Map Changed from: **Residential**to: **Public**Location: **T10S, R1W, 18AB, TL 4100. 38770 Cherry St.**Acres Involved: **0**

Specify Density: Previous:

New:

Applicable statewide planning goals:

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

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:

Scio School District 95C

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Local Contact: **Cathy Martin**

Phone: (503) 394-3342      Extension:

Address: **PO Box 37**

Fax Number: **503-394-2340**

City: **Scio**

Zip: **97374-**

E-mail Address: **sciocityclerk@smt-net.com**

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## **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](mailto:plan.amendments@state.or.us).





# City Of Scio, Oregon



## ORDINANCE NO. 589

AN ORDINANCE AMENDING THE SCIO COMPREHENSIVE PLAN MAP AND SCIO ZONING MAP TO REDESIGNATE AND REZONE A 0.31 ACRE PARCEL AT 38770 NW CHERRY STREET

WHEREAS, the City of Scio has received a land use application File 2012-04 from the Scio School District to redesignate and rezone a 0.31 acre parcel at 38770 NW Cherry Street from Residential (R-1) to Public (P), Linn County Assessor's Map T10S R1W Section 18AB, Tax Lot 4100, in the City of Scio, Oregon; and

WHEREAS, the applicant proposes to use the properties will be used for educational purposes; and

WHEREAS, the Planning Commission held a public hearing on September 19, 2012 to consider the application and upon deliberation, after the close of the public hearing, recommended the city council approve the application; and

WHEREAS, the City Council held a public hearing on October 8, 2012 and at the close of the hearing the City Council concurred with the Planning Commission recommendation; and

WHEREAS, the City Council adopted findings of fact approving the land use application;

**NOW, THEREFORE, the City Council of the City of Scio hereby ordains as follows:**

### SECTION 1: COMPREHENSIVE PLAN MAP AMENDMENT AND ZONE CHANGE:

The Scio Comprehensive Plan Map and Scio Zoning Map shall be amended to rezone the following properties from Residential (R-1) to Public (P). Attached hereto is Exhibit "A", which accurately portrays the properties to be rezoned.

Table 1  
**Proposed Scio School District  
Comprehensive Plan Map & Zoning Map Amendment**

#	Owner	Linn County Assessor's Map	Tax Lot	Area to be Annexed (Acres)	Total Parcel Size (Acres)	Existing Use	Existing Scio Comp Plan Designation	Existing Linn County Zoning	Proposed City Comp Plan & Zoning
1	Scio School District	T10S, R1W, Section 18AB	4100	0.31	0.31	Vacant MH Home to be removed.	Residential	R-1	Public (P)

**SECTION 2: RECORD.** The City Manager shall submit to the Linn County Geographic Information System (GIS) office and Linn County Clerk a certified true copy of this ordinance.

Certified to be a true and exact copy, as original.

Signature

**SECTION 3. SEVERABILITY.** The provisions of this ordinance are severable. If a section, sentence, clause, or phrase of this ordinance is adjudged by a court of competent jurisdiction to be invalid, the decision shall not affect the validity of the remaining portions of this ordinance.

This Ordinance read for the first time in full on this 8<sup>th</sup> day of October 2012.

This Ordinance read by title only for the second time on this 8<sup>th</sup> day of October 2012.

This Ordinance passed on the 8<sup>th</sup> day of October 2012 by the city council and executed by the Mayor this 10<sup>th</sup> day of October 2012.

Date: 10-10-12 By: Earl Wilson  
EARL WILSON, Acting Mayor

Date: 10-10-12 Attest: Virginia Griffith  
VIRGINIA GRIFFITH, City Manager

APPROVED AS TO FORM

Date: 10-22-12 By: [Signature]  
City Attorney

Exhibits:

"A" - Map of Affected Property

"B" - Map of Comprehensive Plan Map and Zone Change

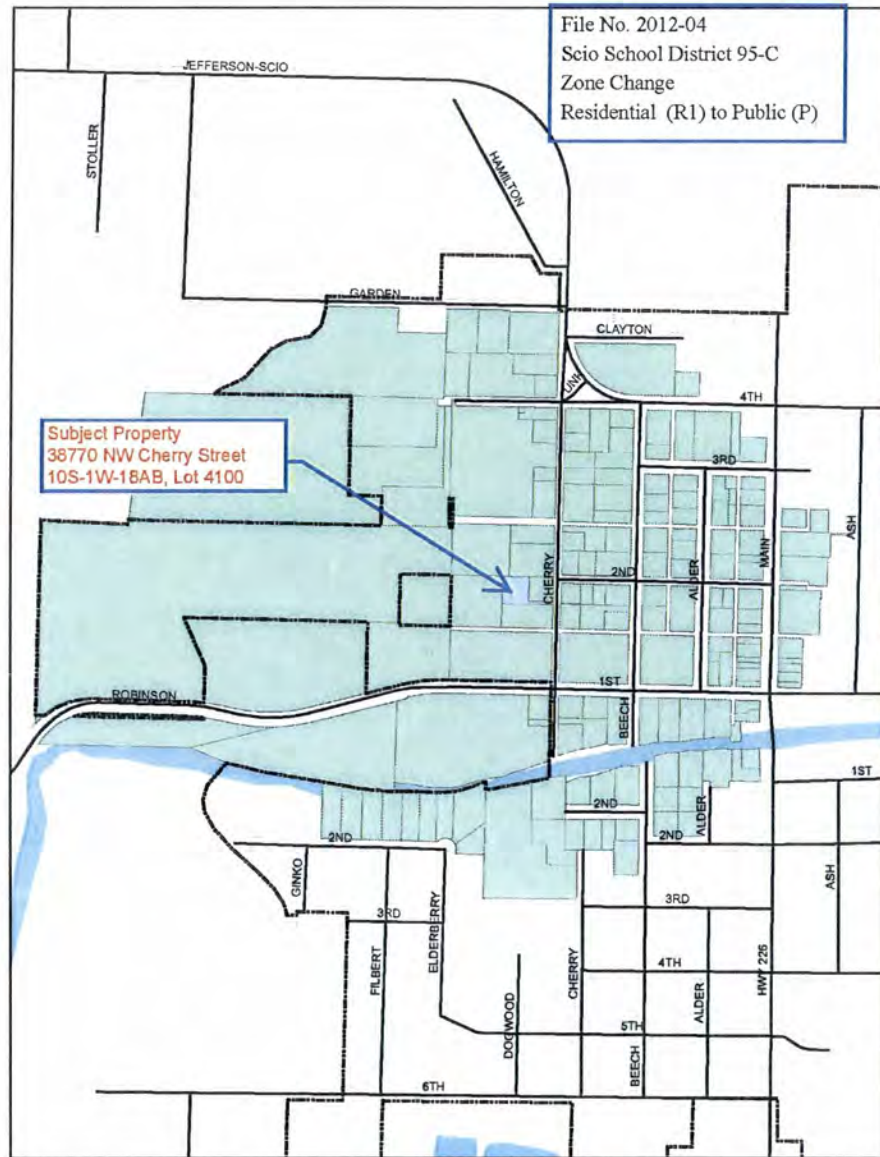
Certified to be a true and exact copy of original.

Signature Cathy Martin



City of Scio  
Ordinance No. 589

EXHIBIT A – Subject Property



Certified to be a true and  
exact copy of original.

Signature *Cathy Martin*

ORDINANCE No. 589

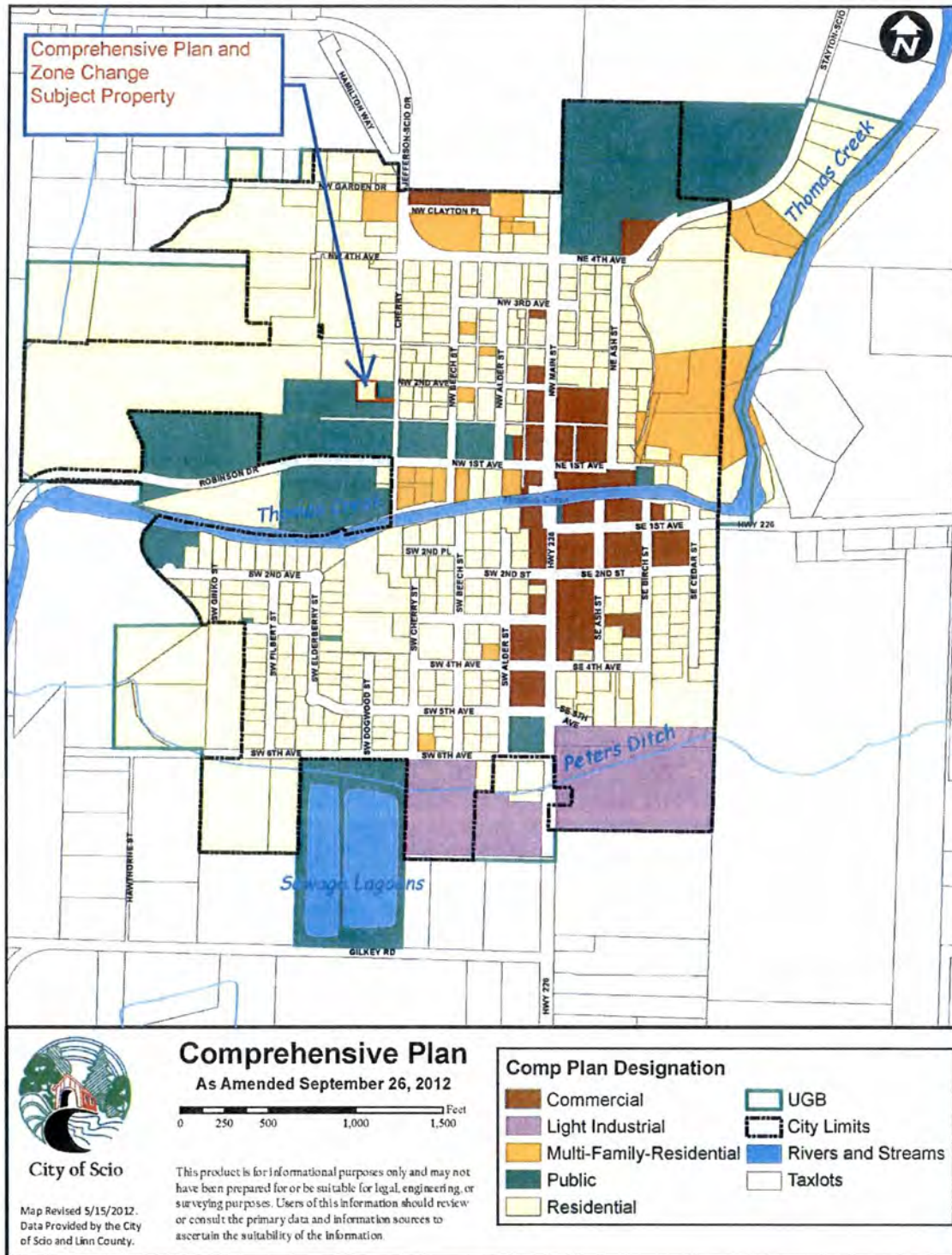
Amending the Scio Comprehensive Plan Map and Scio Zoning Map to Redesignate and Rezone a 0.31 Acre Parcel at  
38770 NW Cherry Street from Residential to Public (P)

Certified to be a true and exact copy of original.

City of Scio  
Ordinance No. 589

Signature *Cathy Martin*

EXHIBIT B  
Map of Comprehensive Plan Map and Zone Change



ORDINANCE No. 589

Amending the Scio Comprehensive Plan Map and Scio Zoning Map to Redesignate and Rezone a 0.31 Acre Parcel at 38770 NW Cherry Street from Residential to Public (P)





City of Scio  
38957 NW 1st Ave  
PO Box 37  
Scio, OR 97374



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97301

U.S. POSTAGE  
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97374  
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Attn: Plan Amendment Specialist  
Dept of Land Conservation and Development  
635 Capitol Street NE, Suite 150  
Salem, OR 97301-2540

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AND DEVELOPMENT

