



Oregon

Theodore R. Kubongoski, 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 004-12

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

<paa> N



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

DATE **DEPT OF**

STAMP **DEC 04 2012**

LAND CONSERVATION AND DEVELOPMENT

For Office Use Only

Jurisdiction: **City of Scio**

Local file number: **PL 2012-06**

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:

Comprehensive Plan Text Amendment

Comprehensive Plan Map Amendment

Land Use Regulation Amendment

Zoning Map Amendment

New Land Use Regulation

Other: **Annexation**

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

The City annexed 18.20 acres owned by the Scio School District:

Site 1	Scio High School Athletic Fields	6.79 acres	T10S R1W Section 7DD, TL 200
Site 2	West of Centennial Elem School	6.90 acres	T10S R1W Section 18B, TL 300
Site 3	Recreation Fields south of Robinson Dr	4.51 acres	T10S R1W Section 18AC, TL 300

Does the Adoption differ from proposal? Please select one

No

Plan Map Changed from: **Residential**

to: **Public**

Zone Map Changed from: **County - UGA-UGM 10**

to: **Public**

Location: **See above locations**

Acres Involved: **18**

Specify Density: Previous: **3.5**

New: **0**

Applicable statewide planning goals:

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19

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. 004-12

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

Scio School District 95C

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**

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.



City Of Scio, Oregon



ORDINANCE NO. 590

AN ORDINANCE ANNEXING APPROXIMATELY 18.20 ACRES AND AMENDING THE SCIO COMPREHENSIVE PLAN MAP AND SCIO ZONING MAP TO REDESIGNATE AND REZONE VARIOUS SCHOOL DISTRICT PROPERTIES

WHEREAS, the City of Scio has received a land use application File 2012-06 from the Scio School District to annex, redesignate and rezone to Public (P) various school district properties in the City of Scio, Oregon; and

WHEREAS, the applicant proposes to use the properties 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: ZONE CHANGE: The Scio Zoning Map shall be amended to rezone the following properties from Linn County Urban Growth Area (UGM-10) to Public (P). Attached hereto is Exhibit "A", which accurately portrays the properties to be rezoned.

Table 1

Proposed Scio School District Annexation & Zoning Map Amendments

#	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 7DD	200	6.79	19.23	Scio High School Athletic Fields	Public	UGA UGM 10	Public (P)
2	Scio School District	T10S, R1W, Section 18B	300	6.90	9.32	Vacant field west of Centennial Elementary School north & south of Robinson Drive.	Public	UGA UGM 10	Public (P)
3	Scio School District	T10S, R1W, Section 18AC	300	4.51	4.51	Recreational fields south of Robinson Drive/1 st Ave across from Centennial Elementary & Scio Middle School sites.	Public	UGA UGM 10	Public (P)
			Total	18.20	33.06				

Certified to be a true and exact copy of original.

Signature 

SECTION 2: ANNEXATION AREA. The following property, shown on the maps attached hereto as “Exhibit A & Exhibit B”, and described in the legal descriptions, attached hereto as “Exhibit C”, is hereby proclaimed to be annexed into the City of Scio.

Table 2

**Proposed Scio School District Annexation
And Zoning Map Amendments**

#	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 7DD	200	6.79	19.23	Scio High School Athletic Fields	Public	UGA UGM 10	Public (P)
2	Scio School District	T10S, R1W, Section 18B	300	6.90	9.32	Vacant field west of Centennial Elementary School north & south of Robinson Drive.	Public	UGA UGM 10	Public (P)
3	Scio School District	T10S, R1W, Section 18AC	300	4.51	4.51	Recreational fields south of Robinson Drive/1 st Ave across from Centennial Elementary & Scio Middle School sites.	Public	UGA UGM 10	Public (P)
			Total	18.20	33.06				

SECTION 3: RECORD OF DECISION.

1. The City Administrator shall submit to the Oregon Secretary of State a certified true copy of this ordinance.
2. The City Administrator shall send a description, by metes and bounds, and a map depicting the new boundaries of the City of Scio to the Linn County Assessor, the Linn County Clerk and the Oregon State Department of Revenue within ten (10) days of the effective date of the annexation.
3. The City Administrator shall notify all affected utilities of the annexation.
4. The City Administrator shall notify the Linn County Geographic Information System (GIS) office.

SECTION 4. 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 8th day of October 2012.

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

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

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

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

APPROVED AS TO FORM

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

Exhibits:

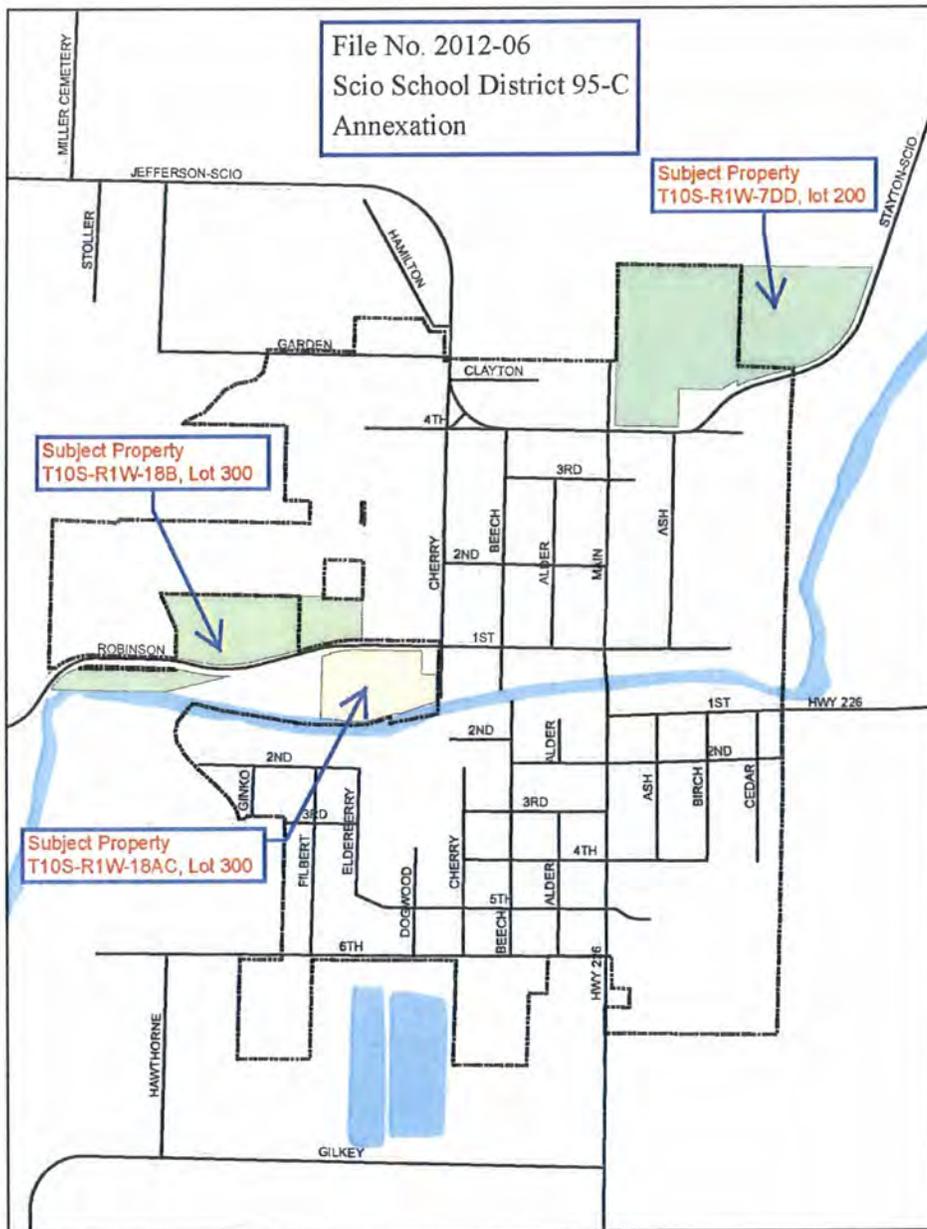
- "A" - Map of Affected Property
- "B" - Map of Annexation Area
- "C"—Legal Description of Annexation Area

Certified to be a true and exact copy of original.

Signature Cathy Martin

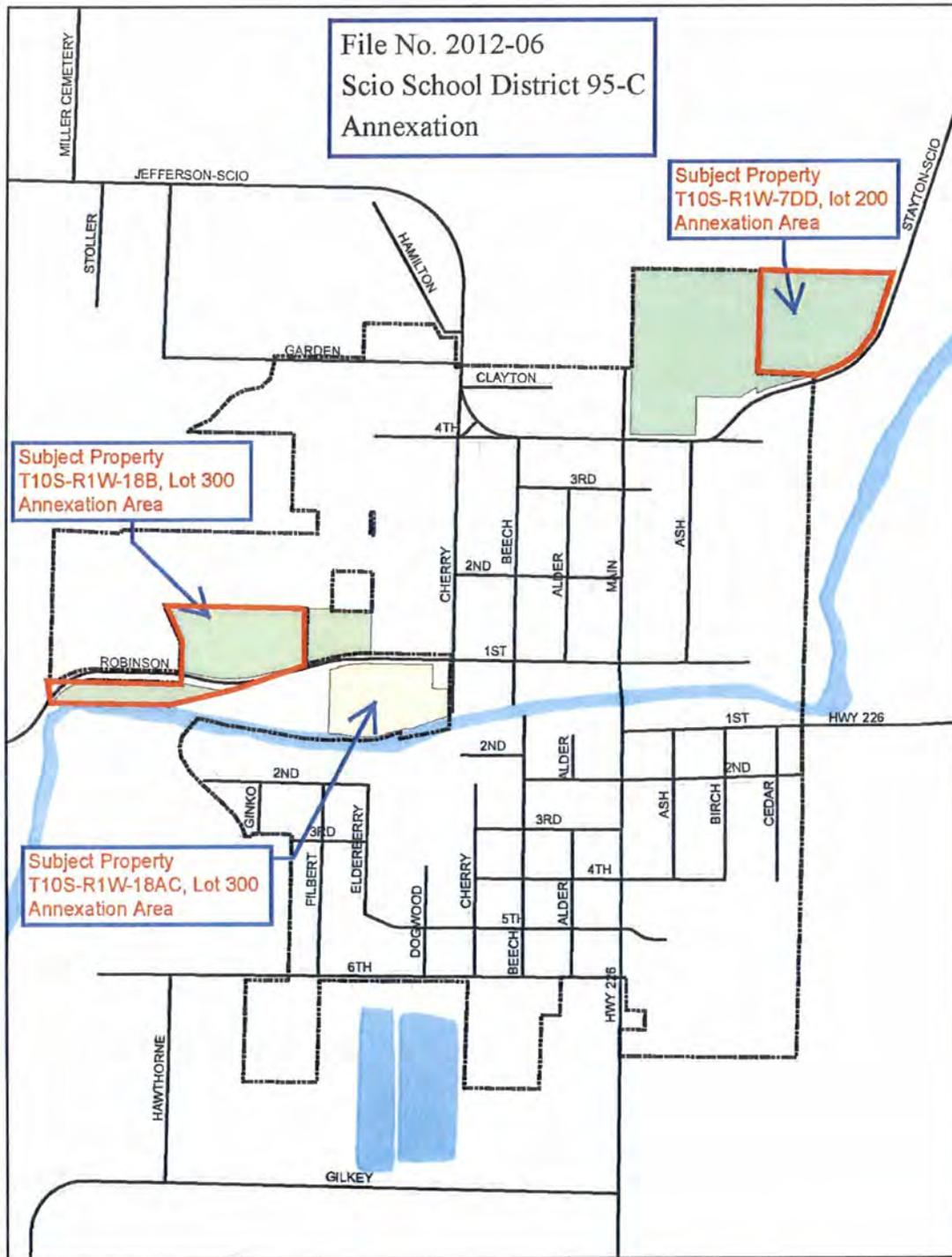
City of Scio
Ordinance No. 590

EXHIBIT A – Subject Properties



City of Scio
Ordinance No. 590

EXHIBIT B – Annexation Area



City of Scio
Ordinance No. 590

Certified to be a true and
exact copy of original.

Signature *Cathy Martin*

EXHIBIT C – Property Descriptions

Site 1 – Scio High School Athletic Fields

Annexation Legal

An area of land in the Southeast ¼ of Section 7 and the Southwest ¼ of Section 8, Township 10 South, Range 1 West, Willamette Meridian, Linn County, Oregon being more particularly described as follows;

Beginning at a point on the North line of that land described in annexation ordinance 304B bearing North 00°33'00" West 330.00 and South 89°18'00" West 55.14 feet from the Southeast corner of Section 7, Township 10 South, Range 1 West, Willamette Meridian, Linn County, Oregon; thence South 89°18'00" West 231.68 feet to the Southeast corner of Annexation ordinance 304A; thence North 00°33'00" West 555.52 feet to the Northeast corner of said ordinance; thence North 89°18'00" East 710.00 feet to the West right-of-way of Stayton-Scio Road; thence South 16°48'00" West 242.44 feet; thence along the arc of a 447.50 foot radius curve the right, 445.19 feet, Chord bears South 45°18'00" West 427.06 feet); thence South 73°48'00" West 103.43 feet to the point of beginning.

Based on C.S. 16525



City of Scio
Ordinance No. 590

Certified to be a true and exact copy of original.

Signature *Cathy Martin*

EXHIBIT C – Property Descriptions

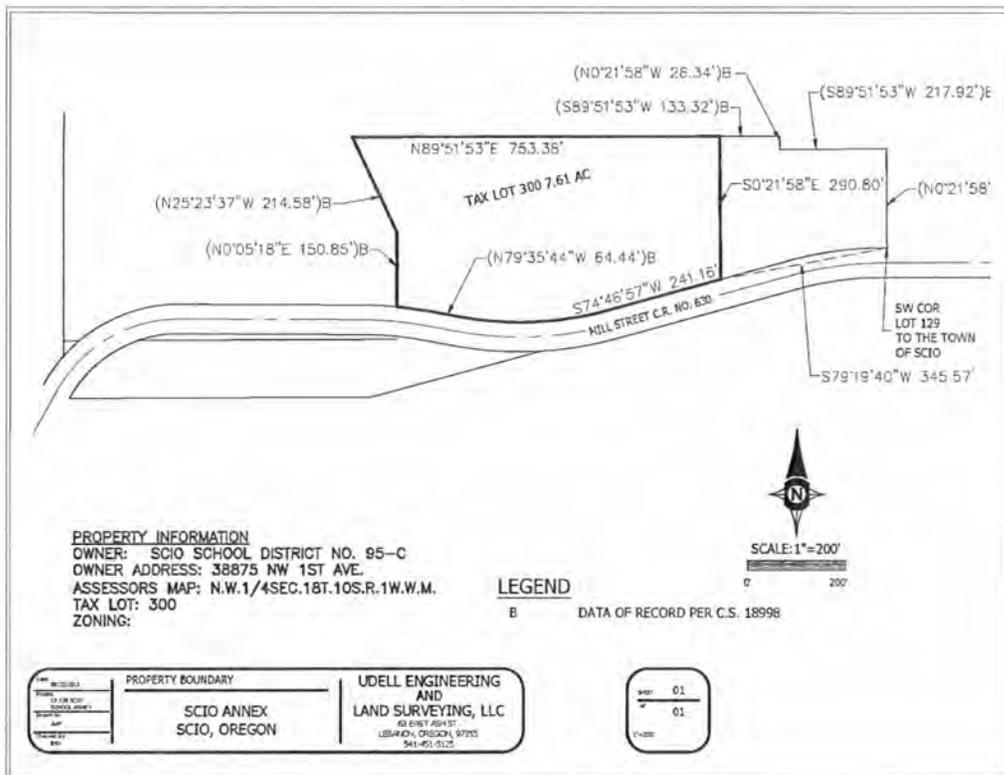
Site 2 – Field West of Centennial Elementary

Annexation Legal

An area of land in the Northwest 1/4 of Section 18, Township 10 South, Range 1 West, Willamette Meridian, Linn County, Oregon, being more partially described as follows;

Beginning at a point bearing South 79°19'40" West 345.57 feet from the Southwest corner of Lot 129 to the Town of Scio, in the Northwest 1/4 of Section 18, Township 10 South, Range 1 West, Willamette Meridian, Linn County, Oregon; thence South 74°46'57" West 241.16 feet; thence along the arc of a 686.20 foot radius curve to the right, 306.38 feet (chord bears South 87°36'40" West 303.81 feet); thence North 79°35'44" West 64.44 feet; thence along the arc of a 6 degree curve to the left, 64.45 feet (chord bears North 82°12'12" West 64.45 feet; thence North 00°05'18" East 150.85 feet; thence North 25°23'37" West 214.58 feet; thence North 89°51'53" East 753.38 feet; thence South 00°21'58" East 290.80 feet to the point of beginning.

Based on C.S. 18998



Certified to be a true and exact copy of original.

City of Scio
Ordinance No. 590

Signature *Cathy Martin*

EXHIBIT C – Property Descriptions

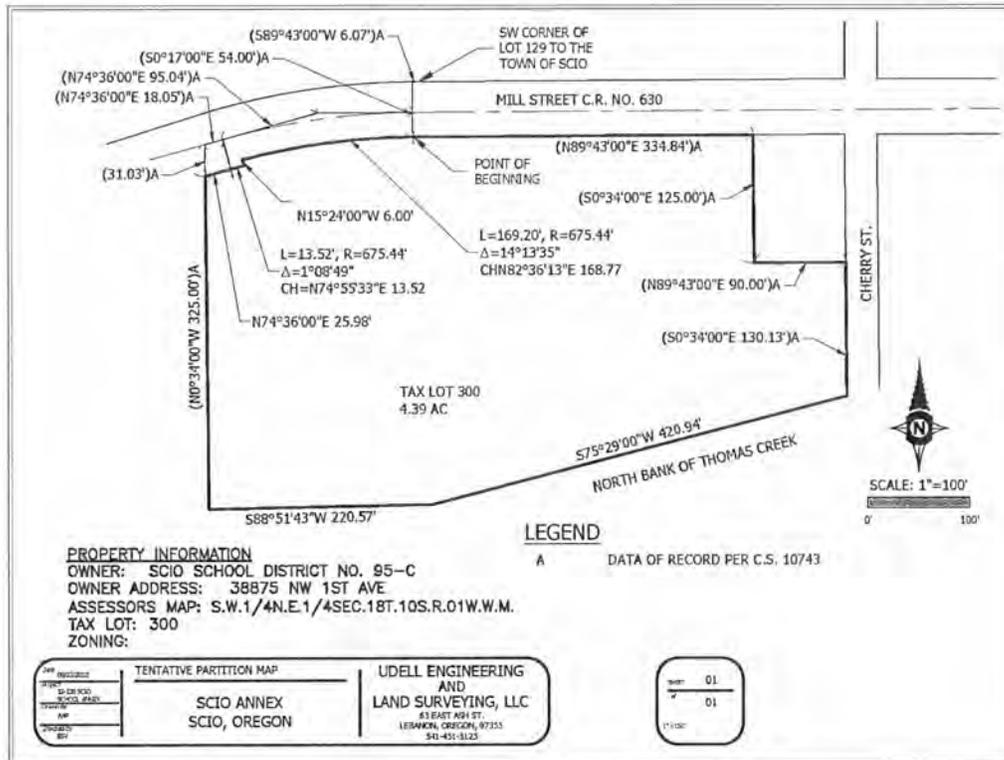
Site 3 – Recreation Fields south of Robinson Drive

Annexation Legal

An area of land in the Section 18, Township 10 South, Range 1 West, Willamette Meridian, Linn County, Oregon, being more partially described as follows;

Beginning at a point bearing South 89°43'00" West 6.07 feet and South 00°17'00" East 54.00 feet from the Southwest corner of Lot 129 to the Town of Scio, in Section 18, Township 10 South, Range 1 West, Willamette Meridian, Linn County, Oregon; thence North 89°43'00" East 334.84 feet; thence South 00°34'00" East 125.00 feet; thence North 89°43'00" East 90.00 feet; thence South 00°34'00" East 130.13 feet to the North bank of Thomas Creek; thence South 75°29'00" West 420.94 feet; thence South 88°51'44" West 220.57 feet; thence North 00°34'00" West 325.00 feet to the South right-of-way of C.R. 630; thence North 74°36'00" East 25.98 feet; thence along the arc of a 675.44 foot radius curve to the right 13.52 feet, (Chord bears North 74°55'33" East 13.52 feet); thence North 15°24'00" West 6.00 feet; thence along the arc of a 675.44 foot radius curve to the right 169.20 feet, (Chord bears North 82°36'13" East 168.77 feet) to the point of beginning.

Based on C.S. 10743





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



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97301

U.S. POSTAGE
PAID
SCIO, OR
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DEC 03, '12
AMOUNT

\$1.30
00051439-06

DEPT OF

DEC 04 2012

LAND CONSERVATION
AND DEVELOPMENT

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

