



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](http://www.lcd.state.or.us)



## NOTICE OF ADOPTED AMENDMENT

12/17/2012

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

FROM: Plan Amendment Program Specialist

SUBJECT: Jackson County 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: Friday, December 28, 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: Craig Anderson, Jackson County  
Jon Jinings, DLCD Community Services Specialist  
Josh LeBombard, DLCD Regional Representative

<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

|               |  |
|---------------|--|
| DATE<br>STAMP | <input type="checkbox"/> In person <input type="checkbox"/> electronic <input type="checkbox"/> mailed |
|               | DEPT OF  |
|               | DEC 10 2012  |
|               | LAND CONSERVATION<br>AND DEVELOPMENT<br>For Office Use Only  |

Jurisdiction: Jackson County

Local file number: LRP2012-00004

Date of Adoption: 12/5/2012

Date Mailed: 12/7/12

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 proposal is for a Zoning Map Amendment (zone change) to Rural Use (RU-20) and a Planned Unit Development (PUD) that will result in the construction of up to 27 clustered dwellings on the subject properties. A Comprehensive Plan Amendment has been previously approved.

Does the Adoption differ from proposal? No

Plan Map Changed from: n/a

to: n/a

Zone Map Changed from: WR and OSR

to: RU-20 (clustered)

Location: 4761 S. Stage Rd, Medford, OR 97501

Acres Involved: 405

Specify Density: Previous: 1/80

New: 1/15

Applicable statewide planning goals:

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

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 (19484) [17267]

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

Jackson County Roads, City of Jacksonville, J.C. Fire Districts 2 and 9, ODEQ, ODFW, Rogue Valley Sewer, Medford Water Comm, RVCOG, ODF



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Local Contact: Craig Anderson, Senior Planner  
Address: 10 S. Oakdale Ave., Room 100  
City: Medford Zip: 97501

Phone: (541) 774-6918 Extension:  
Fax Number: (541) 774-7118  
E-mail Address: anderscm@jacksoncounty.org

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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).

<http://www.oregon.gov/LCD/forms.shtml>

Updated December 30, 2011

BEFORE THE BOARD OF COMMISSIONERS

STATE OF OREGON, COUNTY OF JACKSON

ORDINANCE NO. 2012-11

AN ORDINANCE AMENDING THE JACKSON COUNTY ZONING MAP TO RE-DESIGNATE 405 ACRES FROM OPEN SPACE RESERVE (OSR) AND WOODLAND RESOURCE (WR) TO RURAL USE (RU-20) LOCATED AT 4761 SOUTH STAGE ROAD, ADJACENT AND EAST OF THE CORPORATE LIMITS AND URBAN GROWTH BOUNDARY OF THE CITY OF JACKSONVILLE, OREGON AND LEGALLY DESCRIBED AS TOWNSHIP 37 SOUTH, RANGE 2 WEST, SECTION 32D, TAX LOTS 900, 901, & 1000; TOWNSHIP 37 SOUTH, RANGE 2 WEST, SECTION 32DB, TAX LOTS 4501 & 4601; TOWNSHIP 37 SOUTH, RANGE 2 WEST, SECTION 33, TAX LOTS 1200 & 1300 AND TOWNSHIP 38 SOUTH, RANGE 2 WEST, SECTION 5, TAX LOT 100. FILE: LRP2012-00004.

RECITALS:

1. This Ordinance is adopted pursuant to Chapter 197 and 215 of the Oregon Revised Statutes, and in conformance with the Statewide Planning Goals, Jackson County's Comprehensive Plan and implementing ordinances have been acknowledged by the Oregon Land Conservation and Development Commission (LCDC).
2. The standards justifying minor or quasi-judicial amendments to the Jackson County Zoning Map are contained in the Jackson County Comprehensive Plan (JCCP) and in the Jackson County Land Development Ordinance (JCLDO) Chapter 3.
3. JCLDO Section 3.7.3 states that a minor map amendment must conform to the Statewide Planning Goals, Oregon Administrative Rules, and the Comprehensive Plan as a whole.
4. On June 19, 2012 an application was submitted for a Zoning Map amendment to re-designate a 405 acre tract from Open Space Reserve (OSR) and Woodland Resource (WR) to Rural Use (RU-20) located southeast of and adjacent to the City of Jacksonville Urban Growth Boundary. Submitted concurrently was file SUB2012-00038, a request for a phased Planned Unit Development (PUD). Both applications were determined to be complete on July 24, 2012.
5. A notice of the proposed amendment was provided to DLCD on August 30, 2012, 42 days prior to the first evidentiary hearing. A notice was published on Sunday, September 30, 2012 in the Medford Mail Tribune that a first evidentiary hearing was scheduled before the



Jackson County Planning Commission on Thursday October 11, 2012 at 9:00 a.m. in the Jackson County Auditorium.

6. On October 11, 2012, the JCPC held a properly advertised public hearing to consider the evidence and testimony on these applications. After considering the evidence and testimony submitted, the JCPC, by motion and vote, recommended that the Board of Commissioners approve the applications. The JCPC signed the Recommendation for Approval on October 11, 2012.
7. On November 7, 2012, the Jackson County Board of Commissioners held a properly advertised public hearing to consider the evidence and testimony for these applications. After considering the evidence and testimony submitted, including the record of the JCPC hearing, the Board of Commissioners, by motion and vote, approved the applications.

**NOW, THEREFORE,** the Board of County Commissioners of Jackson County **ORDAINS** as follows:

#### **SECTION 1. FINDINGS OF FACT**

Based upon the evidence and arguments presented, the Board of County Commissioners makes the following findings of fact with respect to these applications. Where factual conflict arose, the Board of County Commissioners has resolved them consistent with these findings:

- 1.1 The Board of Commissioners finds that proper legal notice was provided to the applicant, affected property owners and affected agencies on October 17, 2012 for a public hearing on this matter. Legal notice was published in the Sunday, October 28, 2012 edition of the Medford Mail Tribune.
- 1.2 The Board of Commissioners finds that the JCPC's recommendations are based upon following proper procedures and are consistent with available evidence. The Board of Commissioners hereby adopts, as its own, the Findings of Fact contained in the JCPC Recommendation for Approval, incorporated herein and attached as Exhibit "A."

#### **SECTION 2. LEGAL FINDINGS**

- 2.1 The Board of Commissioners hereby adopts, as its own, the Legal Findings contained in the JCPC's Recommendation for Approval, incorporated herein and attached as Exhibit "A."
- 2.2 The Board of Commissioners finds that testimony and evidence was provided by surrounding property owners that included objections and concerns related to street capacity, safety, and other transportation-related issues. In particular, the objections speak to the narrowness of Daisy Creek Road and Third Street, capacity of Daisy Creek Road and Third Street, and insufficient pedestrian facilities along shoulders. The Board of Commissioners herewith incorporates and adopts the following specific findings addressing these matters:

- 2.2.1 Applicant's Exhibits 5a and 5b, (LRP2012-00004 Part of Board of Commissioners Record Exhibit 9; Planning Commission record pages 232 through 324) constitute a traffic impact analysis by a registered professional engineer. Exhibit 5a examined the potential for South Stage Road to accommodate proposed development at the subject property. This report demonstrated adequate capacity and safety for the proposed development, assuming a potential for 27-lots with access from South Stage Road. The purpose of the 2008 analysis was to demonstrate that the subject had access to adequate transportation facilities to support the County's ultimate approval of the Rural Use Comprehensive Plan Map designation now in place. Applicant's proposed master development plan was subsequently prepared in conjunction with the zone change request now under consideration. The proposed master plan provides for thirteen (13) residences (including eleven new and two existing) to connect to South Stage Road and for fourteen (14) new residences to connect to Daisy Creek Road. Because the transportation facilities for the homes accessed by South Stage Road are adequate and safe to serve 27 lots, it follows that they are also adequate and safe to serve 13 lots.

Exhibit 5a was later supplemented by Exhibit 5b, wherein an examination of the entire Daisy Creek Road and Third Street corridor was conducted for the purposes of analyzing capacity and safety. Results of the analysis are as follows:

- Daisy Creek Road and 3rd Street have adequate capacity to serve the proposed development and have no identified safety concerns.
- All study area intersections operate acceptably under existing year 2012 and future year 2030 no-build and build conditions.
- Sight distance on Daisy Creek Road from the proposed development access is insufficient to the south for westbound left and right turn movements. Proposed mitigation includes lowering the existing vertical hump to achieve a minimum sight distance of 250 feet.
- With the proposed mitigation, it is concluded that the proposed South Stage Landfill zone change application can be approved without creating adverse impacts or traffic safety concerns.

Through coordination with Jackson County Roads, Applicant has agreed to improve Daisy Creek Road connection so that the minimum site distances are achieved, thereby mitigating the safety concern at this location. The Board of Commissioners therefore finds and concludes that, with respect to transportation-related issues, opponents' objections have been sufficiently addressed through evidence submitted by the Applicant and that this evidence shows that such objections are not well-founded.

- 2.3 The Board of Commissioners finds that testimony and evidence was provided by surrounding property owners that included objections and concerns related to groundwater. The Board of Commissioners herewith incorporates and adopts the following specific findings addressing these matters:

- 2.3.1 Applicant's Exhibit 7, Groundwater Assessment Report prepared by SMR Resources LLC (LRP2012-00004 Part of Board of Commissioners Record Exhibit 9; Planning Commission record pages 491 through 541) constitutes an analysis of groundwater quality and quantity. The analysis was prepared and stamped by a State of Oregon registered professional geologist with expertise in groundwater. In that analysis, SMR Resources LLC's professional opinion is that there, "is an adequate groundwater resource to support the Comprehensive Plan Amendment and potential future development project. Additionally, based on our water recharge and demand computations, the available water resource (recharge and basin storage) appears adequate to provide water supply to the existing residences, the potential 25 new units, and other future development within the area during single and multiply dry years. It is SMR Resources LLC's opinion; the additional pumping for the new units also will not cause an overdraft condition to existing wells in this basin." The Board of Commissioners therefore finds and concludes that, with respect to groundwater-related issues, opponents' objections have been sufficiently addressed through evidence submitted by the Applicant and that this evidence shows that such objections are not well-founded.

### **SECTION 3. CONCLUSIONS**

- 3.1 The Board of Commissioners concludes that proper public notice was given.
- 3.2 The Board of Commissioners hereby adopts, as its own, the Conclusions contained in the JCPC's Recommendation for Approval, incorporated herein and attached as Exhibit "A." These conclusions, in addition to the legal findings identified in Section 2 of this Ordinance, demonstrate that the applications are in compliance with the applicable Statewide Planning Goals, Oregon Administrative Rules, the applicable policies in the Jackson County Comprehensive Plan, and the applicable sections of the Jackson County Land Development Ordinance.

### **SECTION 4. DECISION**

- 4.1. Based on the record of the public hearing and the recommendation of the Jackson County Planning Commission, attached hereto and incorporated herein as Exhibit "A", the Board of Commissioners hereby approves a Zoning Map amendment to re-designate 405 acres from Open Space Reserve (OSR) and Woodland Resource (WR) to Rural Use (RU-20) and a concurrently submitted application for a Planned Unit Development on property located at 4761 South Stage Road adjacent and east of the corporate limits and urban growth boundary of the City of Jacksonville, Oregon. Files: LRP2012-00004 and SUB2012-00038.

ADOPTED this 5<sup>th</sup> day of December, 2012, at Medford, Oregon.

**JACKSON COUNTY BOARD OF COMMISSIONERS**



Don Skundrick, Chair

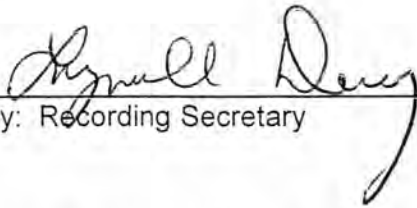


John Rachor, Commissioner

ABSENT

Dennis C. W. Smith, Commissioner

ATTEST:



By: Recording Secretary

APPROVED AS TO LEGAL SUFFICIENCY:



County Counsel

The Board of Commissioners' Ordinance is the final decision on this action. This decision may be appealed to the Oregon Land Use Board of Appeals (LUBA). You must appeal this decision within 21 days of the date it is mailed. This decision is being mailed on December 7, 2012, and the LUBA appeal period will expire on December 28, 2012. Please contact LUBA for specific appeal information. They are located at 550 Capitol Street N.E. Suite 235, Salem, Oregon 97301-2552. They can be reached at (503) 373-1265.





**JACKSON  
COUNTY**  
Oregon

## NOTICE OF ADOPTION

DEC 10 2012  
LAND CONSERVATION  
AND DEVELOPMENT

Pursuant to Oregon Revised Statutes (ORS) 197.615, you are hereby being notified that the Jackson County Board of Commissioners adopted Ordinance No. 2012-11 at a properly advertised public hearing on December 5, 2012, at 1:30 p.m., in the Auditorium of the Jackson County Offices, 10 South Oakdale, Medford, Oregon 97501.

The ordinance will go into effect on February 3, 2013 (60 days from the date of adoption). A description of the ordinance follows:

Ordinance No. 2012-11 amends the Jackson County Zoning Map to re-designate 405 acres from Open Space Reserve (OSR) and Woodland Resource (WR) to Rural Use (RU-20) located at 4761 South Stage Road, adjacent and east of the corporate limits and Urban Growth Boundary of the City of Jacksonville, Oregon and legally described as township 37 south, range 2 west, section 32d, tax lots 900, 901, & 1000; township 37 south, range 2 west, section 32db, tax lots 4501 & 4601; township 37 south, range 2 west, section 33, tax lots 1200 & 1300 and township 38 south, range 2 west, section 5, tax lot 100. File: LRP2012-00004.

This notice is being mailed to you on December 7, 2012, which is within five working days after the adoption date of the ordinance(s) as required by ORS 197.615. If you have any questions on the effect of this ordinance, please contact **Craig Anderson** at Development Services, Room 100, County Offices, 10 South Oakdale, Medford, Oregon 97501. Telephone: Medford (541) 774-6918; Jackson County residents outside of Medford's local calling area 1-800-452-5021 and enter the next four digit extension 6918.

You may review this ordinance, or you may purchase a copy for \$.25 for the first page and \$.10 for each additional page, at Development Services, Room 100, County Offices, 10 South Oakdale, Medford, Oregon 97501, between the hours of 8:00 a.m. and 4:00 p.m., Monday, Tuesday, Thursday and Friday; and 11:00 a.m. to 4:00 p.m. on Wednesday.

The Board of County Commissioner's Ordinances are the final decisions on this action. Pursuant to State law, Jackson County is hereby notifying all persons who participated in the hearings, either in writing or orally. This decision may be appealed to the Oregon Land Use Board of Appeals (LUBA).

You must appeal this decision within 21 days of the date it is mailed. This decision is being mailed on December 7, 2012, and the LUBA appeal period will expire on December 28, 2012. Please contact LUBA for specific appeal information. They are located at 550 Capitol Street N.E. Suite 235, Salem, Oregon 97301-2552. They can be reached at (503) 373-1265.

Attachments: Notary Packet

NOTARY PAGE

STATE OF OREGON     )  
                                  )  
COUNTY OF JACKSON )


I, Patricia A. Guida, being first duly sworn, depose and say that on behalf of Jackson County Development Services, I gave notice of Board of Commissioners Ordinance No. 2012-11 by mailing a copy of the Notice of Adoption by regular mail to each of the following named persons at their respective last known addresses, to wit: (as attached)

Each of said copies of the Notice were enclosed in a sealed envelope addressed to the persons at the addresses above set forth, with postage thereon fully prepaid and was deposited in the post office at Medford, Oregon, on December 7, 2012.

  
\_\_\_\_\_  
Signature

Personally appeared before me this 7<sup>th</sup> day of December, 2012, the above named Patricia A. Guida who acknowledged the foregoing affidavit to be her voluntary act and deed.



  
\_\_\_\_\_  
Notary Public for Oregon  
My Commission Expires: 2-6-2016

NOTICE OF ADOPTION SENT TO: APPLICANT, AGENT, AFFECTED AGENCIES AND INTERESTED PERSONS.

APPLICANT NAME: SOUTH STAGE LANDFILL INC  
FILE NO: LRP2012-00004

FILE NO. LRP2012-00004/SUB2012-00038  
NOTICE OF ADOPTION MAILING LIST  
APPLICANT:SOUTH STAGE LANDFILL INC  
DATE CREATED: 12/07/12

APPLICANT LRP2012-00004/SUB2012-00038  
SOUTH STAGE LAND FILL INC  
PO BOX 3187  
CENTRAL POINT OR 97502

AGENT LRP2012-00004/SUB2012-00038  
CSA PLANNING LTD  
4497 BROWNRIDGE TERRACE  
MEDFORD OR 97504

PO LRP2012-00004/SUB2012-00038  
BOTTJER-GAMBEE INC  
PO BOX 3187  
CENTRAL POINT OR 97502

STAFF LRP2012-00004/SUB2012-00038  
KELLY MADDING  
DEVELOPMENT SERVICES  
DIRECTOR

STAFF LRP2012-00004/SUB2012-00038  
CRAIG ANDERSON  
PLANNER

STAFF LRP2012-00004/SUB2012-00038  
JOEL BENTON  
COUNTY COUNSEL

BOCLRP2012-00004/SUB2012-00038  
DON SKUNDRICK, CHAIR  
BOARD OF COMMISSIONERS

BOCLRP2012-00004/SUB2012-00038  
DENNIS "C.W." SMITH  
BOARD OF COMMISSIONERS

BOCLRP2012-00004/SUB2012-00038  
JOHN RACHOR  
BOARD OF COMMISSIONERS

IP LRP2012-00004/SUB2012-00038  
JEFF SHEPPARD  
1345 DAISY CREEK RD  
JACKSONVILLE, OR 97530

IP LRP2012-00004/SUB2012-00038  
DARRYL NICOLAY  
PO BOX 1746  
JACKSONVILLE OR 97530

IP LRP2012-00004/SUB2012-00038  
FRANKLIN CORBIN  
201 JUANITA WAY  
JACKSONVILLE OR 97530

IP LRP2012-00004/SUB2012-00038  
BILL MCDONALD  
663 JAUNITA WAY  
JACKSONVILLE OR 97530

IP LRP2012-00004/SUB2012-00038  
DAN EBNOTHER  
1241 DAISY CREEK RD  
JACKSONVILLE OR 97530

IP LRP2012-00004/SUB2012-00038  
ANNE MCCANDLESS  
PO BOX 1245  
JACKSONVILLE OR 97530

IP LRP2012-00004/SUB2012-00038  
KATRINA HINNEWINKEL  
121 DAISY CREEK RD  
JACKSONVILLE OR 97530

IP LRP2012-00004/SUB2012-00038  
CAROL HOROBIN  
PO BOX 484  
JACKSONVILLE OR 97530

IP LRP2012-00004/SUB2012-00038  
KEN BONSI  
792 JUANITA WAY  
JACKSONVILLE OR 97530

IP LRP2012-00004/SUB2012-00038  
DEBBIE CROUSE  
718 WILLIAMS CT  
MEDFORD OR 97504

IP LRP2012-00004/SUB2012-00038  
CLARA WENDT  
PO BOX 300  
JACKSONVILLE OR 97530

IP LRP2012-00004/SUB2012-00038  
AMY STEVENSON  
CITY OF JACKSONVILLE  
PO BOX 7  
JACKSONVILLE OR 97530





**JACKSON  
COUNTY**  
*Oregon*

## NOTICE OF ADOPTION

Pursuant to Oregon Revised Statutes (ORS) 197.615, you are hereby being notified that the Jackson County Board of Commissioners adopted Ordinance No. 2012-10 at a properly advertised public hearing on December 5, 2012, at 1:30 p.m., in the Auditorium of the Jackson County Offices, 10 South Oakdale, Medford, Oregon 97501.

The ordinance will go into effect on February 3, 2013 (60 days from the date of adoption). A description of the ordinance follows:

Ordinance No. 2012-10 amends the Jackson County Comprehensive Plan Map and Zoning Map to add the subject properties to Jackson County's Goal 5 inventory of significant aggregate resources; to remove the land from the agricultural land designation and add it to the Aggregate Resource Comprehensive Plan Map designation; and to remove the land from the Exclusive Farm Use (EFU) zoning district and add it to the aggregate removal (AR) zoning district, such land consisting of separate parcels totaling approximately 672 acres located on the following properties: township 36 south, range 1 west, section 35, a portion of tax lot 300; township 37 south, range 1 west, section 01, tax lots 204, 205, 209, 299, and 300; township 37 south, range 1 west, section 02, tax lots 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 122, 200, 201, and 202; a portion of township 37 south, range 1 west, section 12, tax lot 200. File LRP2012-00006.

This notice is being mailed to you on December 7, 2012, which is within five working days after the adoption date of the ordinance(s) as required by ORS 197.615. If you have any questions on the effect of this ordinance, please contact **Michael Mattson** at Development Services, Room 100, County Offices, 10 South Oakdale, Medford, Oregon 97501. Telephone: Medford (541) 774-6937; Jackson County residents outside of Medford's local calling area 1-800-452-5021 and enter the next four digit extension 6937.

You may review this ordinance, or you may purchase a copy for \$.25 for the first page and \$.10 for each additional page, at Development Services, Room 100, County Offices, 10 South Oakdale, Medford, Oregon 97501, between the hours of 8:00 a.m. and 4:00 p.m., Monday, Tuesday, Thursday and Friday; and 11:00 a.m. to 4:00 p.m. on Wednesday.

The Board of County Commissioner's Ordinances are the final decisions on this action. Pursuant to State law, Jackson County is hereby notifying all persons who participated in the hearings, either in writing or orally. This decision may be appealed to the Oregon Land Use Board of Appeals (LUBA). You must appeal this decision within 21 days of the date it is mailed. This decision is being mailed on December 7, 2012, and the LUBA appeal period will expire on December 28, 2012. Please contact LUBA for specific appeal information. They are located at 550 Capitol Street N.E. Suite 235, Salem, Oregon 97301-2552. They can be reached at (503) 373-1265.

Attachments: Notary Packet

NOTARY PAGE

STATE OF OREGON     )  
                                  )  
COUNTY OF JACKSON )

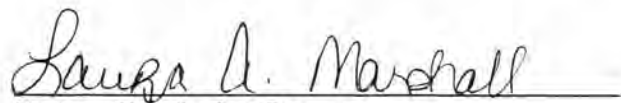
I, Patricia A. Guida, being first duly sworn, depose and say that on behalf of Jackson County Development Services, I gave notice of Board of Commissioners Ordinance No. 2012-10 by mailing a copy of the Notice of Adoption by regular mail to each of the following named persons at their respective last known addresses, to wit: (as attached)

Each of said copies of the Notice were enclosed in a sealed envelope addressed to the persons at the addresses above set forth, with postage thereon fully prepaid and was deposited in the post office at Medford, Oregon, on December 7, 2012.

  
Signature

Personally appeared before me this 7<sup>th</sup> day of December, 2012, the above named Patricia A. Guida who acknowledged the foregoing affidavit to be her voluntary act and deed.



  
Notary Public for Oregon  
My Commission Expires: 2-6-2016

NOTICE OF ADOPTION SENT TO: APPLICANT, AGENT, AFFECTED AGENCIES AND INTERESTED PERSONS.

APPLICANT NAME: DRY CREEK LANDFILL INC  
FILE NO: LRP2012-00006

FILE NO. LRP2012-00006  
NOTICE OF ADOPTION MAILING LIST  
APPLICANT: DRY CREEK LANDFILL  
DATE CREATED: 12/06/2012

APPLICANT LRP2012-00006  
OAK LEAF PROPERTIES, BGE PROPERTIES  
DRY CREEK LANDFILL INC  
PO BOX 3187  
CENTRAL POINT OR 97502

AGENT LRP2012-00006  
CSA PLANNING LTD  
4497 BROWNRIDGE TER STE 101  
MEDFORD OR 97504

BOC LRP2012-00006  
DENNIS "C.W." SMITH  
BOARD OF COMMISSIONERS

BOC LRP2012-00006  
DON SKUNDRICK, CHAIR  
BOARD OF COMMISSIONERS

BOC LRP2012-00006  
JOHN RACHOR  
BOARD OF COMMISSIONERS

STAFF LRP2012-00006  
KELLY MADDING, DIRECTOR  
DEVELOPMENT SERVICES

STAFF LRP2012-00006  
MICHAEL MATTSON, PLANNER  
DEVELOPMENT SERVICES

AGENCY LRP2012-00006  
JOEL BENTON  
COUNTY COUNSEL

IP LRP2012-00006  
HUGH HOLDEN, FIRE MARSHAL  
JACKSON COUNTY FIRE DIST 3  
8386 AGATE RD  
WHITE CITY OR 97503

IP LRP2012-00006  
DAN ETHRIDGE  
OR DEPT FISH & WILDLIFE  
1495 E GREGORY RD  
CENTRAL POINT OR 97502

IP LRP2012-00006  
RUSS LOGUE  
JA CO ROADS & PARKS

IP LRP2012-00006  
JERRALL D DEITRICK  
PO BOX 678  
EAGLE POINT OR 97524

IP LRP2012-00006  
JOHN APUCCINI  
1820 DRY CREEK RD  
EAGLE POINT OR 97524

IP LRP2012-00006  
LEE FORTIER  
380 GOLD VIEW DR  
MEDFORD OR 97504





**JACKSON  
COUNTY**  
*Oregon*

## Development Services

10 South Oakdale Ave., Room 100  
Medford, Oregon 97501-2902



Hasler

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**LAND CONSERVATION  
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ATTN: PLAN AMENDMENT  
SPECIALIST  
635 CAPITOL STREET NE STE 150  
SALEM OR 97301-2540