



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

12/24/2012

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

FROM: Plan Amendment Program Specialist

SUBJECT: City of Bandon 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: Friday, January 04, 2013

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: Charlice Davis, City of Bandon
Gordon Howard, DLCD Urban Planning Specialist
Dave Perry, 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

☐ In person ☐ electronic ☐ mailed

DATE
STAMP

DEPT OF
DEC 17 2012
LAND CONSERVATION
AND DEVELOPMENT

For Office Use Only

Jurisdiction: City of Bandon

Local file number: Parking Amendment

Date of Adoption: 5-7-2012

Date Mailed: 12-14-2012

Was a Notice of Proposed Amendment (Form 1) mailed to DLCD? ☒ Yes ☐ No Date: 1-27-2012

☐ 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".

In residential uses required parking spaces will be allowed in the front setbacks and a maximum of three cars
Amending the parking restrictions for residential uses: Currently, all required off-street parking must not be in the setbacks and there is no limit to the number of cars parked in a front yard. will be allowed in the front setback. There is currently no limit on the number of cars parked in the front setback.

Does the Adoption differ from proposal? Please select one No

Plan Map Changed from: N/A

to: N/A

Zone Map Changed from: N/A

to: N/A

Location: City Wide

Acres Involved:

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
☒ ☒ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☒ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐

Was an Exception Adopted? ☐ YES ☒ NO

Did DLCD receive a Notice of Proposed Amendment...
45-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. 003-12 (19173) [17280]

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

Local Contact: Charlice Davis

Phone: (541) 347-2437

Extension: 230

Address: PO Box 67

Fax Number: 541-347-1415

City: Bandon OR

Zip: 97423

E-mail Address: cdavis06@ci.bandon.or.us

ORDINANCE NO. 1592

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF BANDON
AMENDING SECTIONS 17.96.040 AND 17.96.050 OF THE BANDON MUNICIPAL
CODE REGARDING PARKING IN RESIDENTIAL ZONES

WHEREAS, after providing the required public notice and holding the required public hearing, the Planning Commission has recommended that certain amendments be made to Sections 17.96.040 and 17.96.050 of the Bandon Municipal Code regarding Parking in Residential zones; and

WHEREAS, the Mayor and City Council have determined that making the recommended amendments to Sections 17.96.040 and 17.96.0500 of the Bandon Municipal Code regarding Parking in Residential zones is in the best interest of the City of Bandon;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council that the City of Bandon that Bandon Municipal Code Sections 17.96.040 General provisions for off-street parking and loading, Subsection G, and 17.96.050 Design requirements for parking lots, Subsection I, are hereby amended to incorporate the following deletions (shown in ~~strikeout~~) and additions (shown in *bold italics*):

17.96.040 General provisions for off-street parking and loading.

G. ~~Unless otherwise provided, required parking and loading spaces shall not be located in a required yard. Parking within required setback areas for residential uses:~~

1. *A maximum of three (3) motor vehicle parking spaces shall be allowed within the required front or street-side setback area, two (2) of which may be counted towards meeting the minimum number of required off-street parking spaces. Any such parking spaces must be located within a driveway surfaced with concrete, asphalt, gravel, or other material approved by the City.*
2. *Motor vehicle parking within the required front or street-side setback area shall be located no closer than five (5) feet from any interior property line.*

17.96.050 Design requirements for parking lots.

~~1. Off-street parking or loading areas shall not be located in a required front yard.~~

PASSED TO A SECOND READING by the City Council of the City of Bandon this 3rd day of April, 2012, on a roll call vote, 4:2 (Claassen, Hundhausen)

ADOPTED by the City Council of the City of Bandon, this 7th day of May, 2012, on a roll call vote, 6:0.


Mary Schamehorn, Mayor

Attest:


Matt Winkel | City Manager/Recorder



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HASLER
\$1.50
12/14/2012
Mailed From 97411
US POSTAGE



CITY OF BANDON
PO BOX 67
BANDON OR 97411

**ATTENTION: PLAN AMENDMENT SPECIALIST
DLCD
635 CAPITOL STREET NE, SUITE 150
SALEM OR 97301-2540**