



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

04/08/2013

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

FROM: Plan Amendment Program Specialist

SUBJECT: City of Salem Plan Amendment
DLCD File Number 016-12

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: Wednesday, April 24, 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: Lisa Anderson-Ogilvie, City of Salem
Gordon Howard, DLCD Urban Planning Specialist
Angela Lazarean, 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
STAMP

DEPT OF
APR 03 2013
LAND CONSERVATION
AND DEVELOPMENT

Jurisdiction: **City of Salem**

Local file number: **CA13-01**

Date of Adoption: **3/25/2013**

Date Mailed: **3/29/2013**

Was a Notice of Proposed Amendment (Form 1) mailed to DLCD? ☒ Yes ☐ No Date: 11/29/2012

☐ 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".

Amending SRC 138 Broadway/High Street Overlay Zone to correct the legal description for Area 3. The current description does not describe the area as intended and currently mapped. This change will not affect the properties currently inside the overlay zone nor will it add any properties to the overlay zone.

Does the Adoption differ from proposal? Please select one

No

Plan Map Changed from: **NA**

to:

Zone Map Changed from: **NA**

to:

Location:

Acres Involved:

Specify Density: Previous:

New:

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 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"/>	<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:

Local Contact: Lisa Anderson-Ogilvie, Planner III	Phone: (503) 540-2381	Extension:
Address: 555 Liberty St SE, Rm 305	Fax Number: 503-588-6005	
City: Salem	Zip: 97301-	E-mail Address: lmanderson@cityofsalem.net

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.



COMMUNITY DEVELOPMENT DEPARTMENT

555 Liberty St. SE / Room 305 • Salem, OR 97301-3503 • (503) 588-6173 • (503) TTY 588-6353 • (503) Fax 588-6005

March 28, 2013

Si necesita ayuda para comprender esta informacion, por favor llame 503-588-6173.

**NOTICE OF FINAL DECISION: Ordinance No. 5-13
Code Amendment No. CA13-01 – SRC Chapter 138 (Broadway/High
Street Overlay Zone)**

YOU ARE HEREBY NOTIFIED that the City Council of the City of Salem adopted Ordinance No. 5-13 at the March 25, 2013 session. Ordinance No. 5-13 amends Salem Revised Code Chapter 138 (Broadway/High Street Overlay Zone) to correct the legal description of Area A. A copy of the ordinance is attached.

Any person with standing may appeal the City Council's decision by filing a "Notice of Intent to Appeal" with the Land Use Board of Appeals **not later than 21 days after March 28, 2013**. Anyone with questions regarding filing an appeal with the Oregon Land Use Board of Appeals should contact an attorney.

The complete case file, including findings, conclusions, modifications, and conditions of approval, if any is available for review at the Community Development Department, 555 Liberty St SE, Room 305, Salem OR 97301. If you have any further questions, you may contact the City of Salem Planning Division at 503-588-6173.

Glenn W. Gross
Urban Planning Administrator

cc: See Attached List

**Code Amend. CA13-01
SRC Chapter 138
Broadway/High St Overlay
Zone
Ordinance No. 5-13**

Rebekah Engle
Chair, CAN-DO
610 Commercial St NE, No. 1
Salem OR 97301

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Chair / Land Use / Watershed
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Croisan-Illahe Land Use Comm.
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Salem OR 97301

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Salem OR 97305

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SCAN Land Use Committee
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Salem OR 97302

Steve Liudahl
SCAN Land Use Committee
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SEMCA, Land Use, Watershed
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Salem OR 97302

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Evan White
Sunnyslope NA Land Use Comm.
4553 Brock Loop S
Salem OR 97302

Josh Pollock, Chair
W Salem NA Land Use Comm.
1361 Elliott St NW
Salem OR 97304

Polk Co Brd of Commissioners
Polk County Courthouse
850 Main St
Dallas OR 97338

Marion Co. Brd of Commissioners
P.O. Box 14500
Salem Oregon 97309-5036

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Via EMAIL
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Community Dev., Room 305

Via EMAIL
Annie Batteé
Neighborhood Serv. Specialist
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G:\CD\PLANNING\Case Application
Files 2011 \ CODE AMENDMENTS \
CA13-01 Broadway/High St Overlay
zone \ CA13-01 Council ORDINANCE
Mailing Matrix.doc

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1 perpendicular to Broadway Street NE to the point of intersection with south line of
2 Belmont Street NE; thence easterly 398.73 feet more or less along the south line of
3 Belmont Street NE to the point of intersection of the south line of Belmont Street NE and
4 the center line of the alley between Broadway Street NE and Fifth Street NE; thence
5 southerly 655.0 feet more or less along the center line of said alley to a point; thence
6 westerly 229.50 feet more or less to a point along the west line of Broadway Street NE;
7 thence northerly 170.0 feet more or less to the point of intersection of the west line of
8 Liberty Street NE and the west line of Broadway Street NE; thence southwesterly 279.20
9 feet more or less along the west line of Liberty Street to the point of beginning.

10 (c) Area III. Beginning at the intersection of the north line of Union Street NE and the
11 center line of the alley between High Street NE and Liberty Street NE; thence northerly
12 along the ~~northerly~~ said centerline and the northerly extension of said centerline 773.32
13 ~~feet more or less along the extended center line~~ of said alley to the point of intersection
14 with the north bank of Mill Creek; thence westerly along said north bank of Mill Creek to
15 the point of intersection with the east line of Liberty Street NE; thence northeasterly
16 638.70 feet more or less along said east line of Liberty Street NE to the point of
17 intersection of the east line of Liberty Street NE and the west line of High Street NE;
18 thence southerly 220.60 feet more or less along said west line of High Street NE to a
19 point of intersection of the westerly extension of the north line of Knapp's Place NE;
20 ~~thence westerly easterly~~ 134.0 feet more or less ~~from said point~~ along the north line of
21 said Knapp's Place NE to a point; ~~thence southerly 103.00 feet more or less to a point;~~
22 thence easterly 115.0 feet more or less to a point; thence southerly 100.0 feet more or less
23 ~~to the a point of intersection with the~~ on the north line of Willow Street NE; thence
24 ~~easterly~~ westerly 60.0 feet more or less to a point; thence southerly 140.0 feet more or
25 less to a point; thence easterly 110.0 feet more or less to the point of intersection with the
26 west bank of Mill Creek; thence westerly and southwesterly along said west bank of Mill
27 Creek to the point of intersection with the center line of the alley between High Street and
28 Church Street NE; thence southerly along said center line of the alley between High
29 Street NE and Church Street NE to the point of intersection with the north line of Union
30 Street NE; thence ~~easterly~~ westerly 447.74 feet more or less along said north line of

1 Union Street to the point of beginning.

2 (d) Area IV. Beginning at the intersection of the north line of Market Street NE and the
3 east line of Fifth Street NE; thence northerly 448.0 feet more or less along said east line
4 of Fifth Street NE to the point of intersection of a line that is 116.40 feet more or less
5 north of the north line of Hood Street NE, if measured perpendicular thereto; thence
6 easterly and parallel to the north line of Hood Street NE 130.50 feet more or less to a
7 point; thence northerly 16.40 feet more or less to point; thence easterly 125.00 feet more
8 or less to the point of intersection with the west line of Church Street NE; thence
9 southerly 463.80 feet more or less along said west line of Church Street to the point of
10 intersection with the north line of Gaines Street NE; thence westerly 130.50 feet more or
11 less along said north line of Gaines Street NE to a point; thence southerly 331.60 feet
12 more or less to the point of intersection with the north line of Market Street NE; thence
13 westerly 130.50 feet more or less along said north line of Market Street to the point of
14 beginning.

15 **Section 2. Codification.** In codifying this ordinance the City Recorder may change the word
16 "ordinance," "code," "article," "section," or "chapter" to reflect the proper terminology; may
17 renumber sections, subsections, paragraphs and clauses to reflect proper sequencing; may correct
18 any cross-references; and may correct any typographical errors in the text which do not affect the
19 meaning of text.

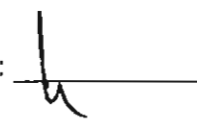
20 **Section 3. Severability.** Each section of this ordinance, and any part thereof, is severable, and
21 if any part of this ordinance is held invalid by a court of competent jurisdiction, the remainder of
22 this ordinance shall remain in full force and effect.

23 PASSED by the City Council this 25th day of March, 2013.

24 ATTEST:

25
26 

27 City Recorder



28 Approved by City Attorney: 

29 Checked by: L. Anderson-Ogilvie

30 g:\group\legal\council\2013\012813 broadway high st overlay zone ord 5-13.doc

FOR COUNCIL MEETING OF:
AGENDA ITEM NO.:

March 11, 2013
4 (a)

TO: MAYOR AND CITY COUNCIL
THROUGH:  LINDA NORRIS, CITY MANAGER
FROM: VICKIE HARDIN WOODS, DIRECTOR 
COMMUNITY DEVELOPMENT DEPARTMENT

SUBJECT: SUPPLEMENT REPORT FOR AMENDMENTS TO SALEM REVISED
CODE (SRC) CHAPTER 138 (BROADWAY/HIGH STREET OVERLAY
ZONE) TO CORRECT THE LEGAL DESCRIPTION OF AREA 3 (CA
13-01).

ISSUE:

Should the City Council amend SRC Chapter 138 (Broadway/High Street Overlay Zone) to correct the legal description of Area 3 and advance Ordinance Bill No. 5 -13 to second reading for enactment?

RECOMMENDATION:

Staff recommends that the City Council amend SRC Chapter 138 (Broadway/High Street Overlay Zone) to correct the legal description of Area 3 and advance Ordinance Bill No. 5 -13 to second reading for enactment.

SUMMARY:

This amendment will correct the legal description of Area 3 of the Broadway/High Street Overlay Zone. The current description does not describe the area as intended and currently mapped.

BACKGROUND:

On January 28, 2013 the City Council initiated the proposed code amendments, held first reading of ordinance Bill No. 5-13 and moved to hold a public hearing on the matter. The facts and findings related to the proposed amendments are attached as part of the future report dated January 28, 2013 (Attachment 1).



Glenn W. Gross, Urban Planning Administrator

Prepared by Lisa Anderson-Ogilvie, Planner III

**FUTURE REPORT:
FOR COUNCIL MEETING OF:
AGENDA ITEM NO.:**

January 18, 2013
January 28, 2013
8.1 (b)
March 11, 2013
4 (a)

TO: MAYOR AND CITY COUNCIL
THROUGH: LINDA NORRIS, CITY MANAGER
FROM: VICKIE HARDIN WOODS, DIRECTOR
SUBJECT: AMENDMENTS TO SALEM REVISED CODE (SRC) CHAPTER 138
(BROADWAY/HIGH STREET OVERLAY ZONE) TO CORRECT THE
LEGAL DESCRIPTION OF AREA 3 (CA 13-01).

ISSUE:

Should the City Council schedule for public hearing Ordinance Bill No. 5 -13, amending SRC Chapter 138 (Broadway/High Street Overlay Zone) to correct the legal description of Area 3?

RECOMMENDATION:

Staff recommends that the City Council schedule for public hearing Ordinance Bill No. 5 -13, amending SRC Chapter 138 (Broadway/High Street Overlay Zone) to correct the legal description of Area 3.

SUMMARY:

This amendment will correct the legal description of Area 3 of the Broadway/High Street Overlay Zone. The current description does not describe the area as intended and currently mapped.

BACKGROUND:

The City prepared the North Downtown Plan in July 1997 which identified the North Downtown area as a place to successfully develop a wide range of new housing, mixed-use projects, and retail developments. The Broadway/High Street Overlay Zone was created to implement the vision of the North Downtown Plan and was adopted by City Council in 1998. Through the Unified Development Code (UDC) project staff discovered errors in the legal description that incorrectly describe the mapped area. The errors include using "easterly" when it should be "westerly" and omitting portions of the description.

FACTS AND FINDINGS:

Procedural Findings

1. Under SRC 300.1110(a)(3), legislative land use proceedings may be initiated by staff through preparation and placement of an ordinance bill on the City Council agenda for first reading. The City Council may schedule a public hearing on the ordinance bill, refer it to another Review Authority for review and recommendation, or may decline to advance the ordinance bill to second reading.

Subsequent to initiation of the proposed amendments, notice of public hearing will be provided as required under SRC Chapter 300.

ORS 197.610 and OAR 660-018-0020 require that notice be provided to the Department of Land Conservation and Development (DLCD) on any proposed amendment to a local land use regulation at least 35 days prior to the first public hearing. Notice to DLCD was delivered on November 29, 2012.

Proposed Code Amendments

2. As part of the UDC project staff reviewed the legal descriptions of all of the overlay zones. During this review staff discovered that the current legal description does not match what is currently mapped or what was intended to be mapped in 1998. The errors include using "easterly" when it should be "westerly" and the omitting portions of the description. Attachment 1 shows the area as mapped by following the current legal description. Attachment 2 shows the area as it was intended and as it is currently mapped. The amendment to the legal description will align the map and the legal description to match the area shown in Attachment 2.
3. The amendment will not add or remove any properties from the area mapped as the overlay zone. Staff has been using the map as shown in Attachment 2 since the adoption of the overlay zone in 1998.

Consistency with the Salem Area Comprehensive Plan

4. The North Downtown Plan and the adoption of the Broadway/High Street Overlay Zone were public processes that involved outreach to affected property owners and nearby residents, as required by the citizen involvement goal and policy of the Salem Area Comprehensive Plan. The City has an obligation to correct the mistake that was made in the legal description and adopt the correct boundaries of Area 3.

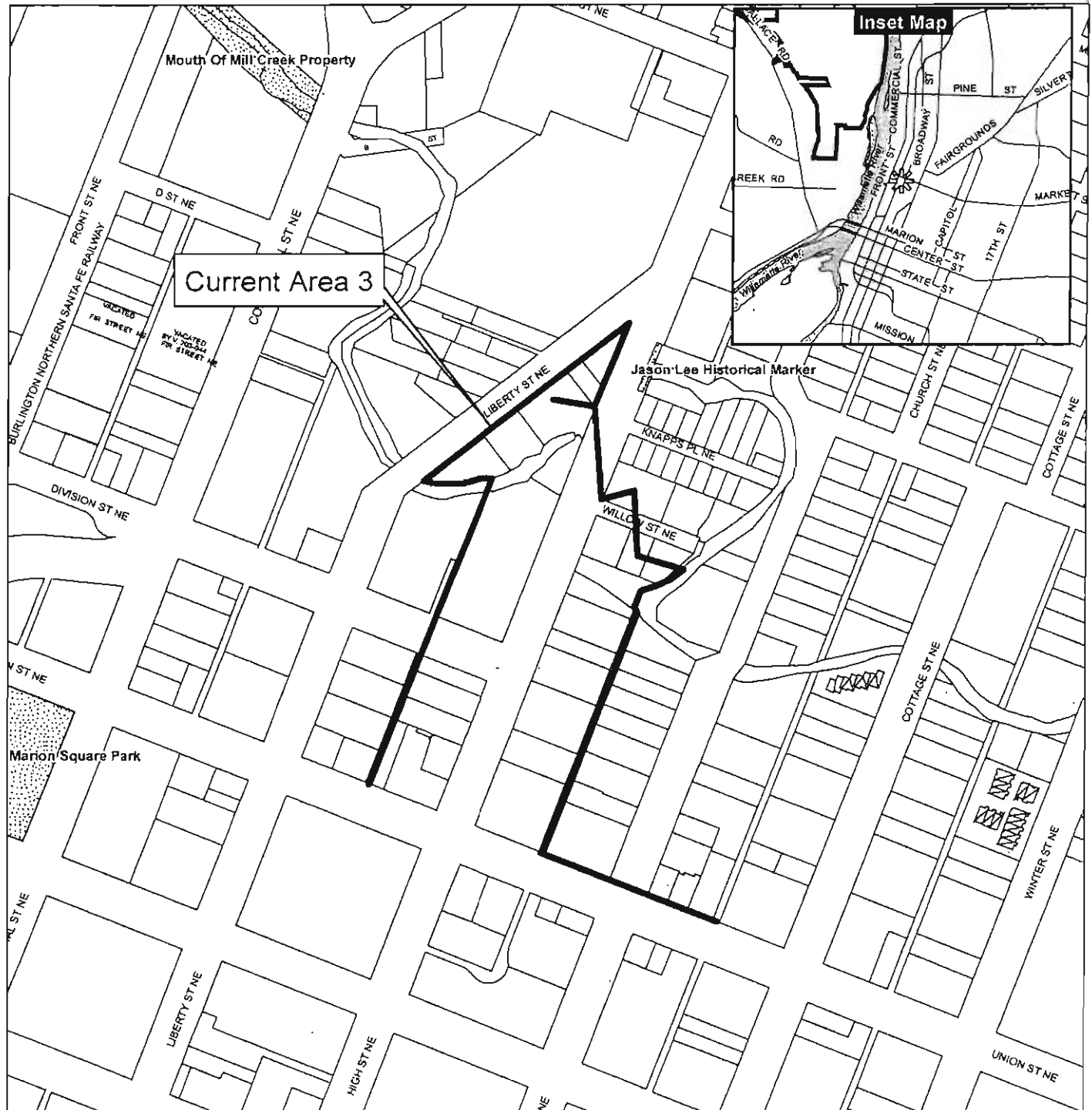

Glenn W. Gross, Urban Planning Administrator

- Attachment: 1. Area 3 – based on current legal description
2. Area 3 – based on revised legal description

Prepared by Lisa Anderson-Ogilvie, Planner III

G:\CD\PLANNING\CASE APPLICATION FILES 2011-On\CODE AMENDMENTS\CA13-01 - SRC Ch 138 Broadway-High Overlay Zone (Lisa)\13-01 Future Report 1-18-13.final.docx

Broadway/High Street Overlay Zone - Area 3 (based on current legal description)



Legend

Taxlots

Urban Growth Boundary

City Limits

Outside Salem City Limits

Historic District

Schools

Parks

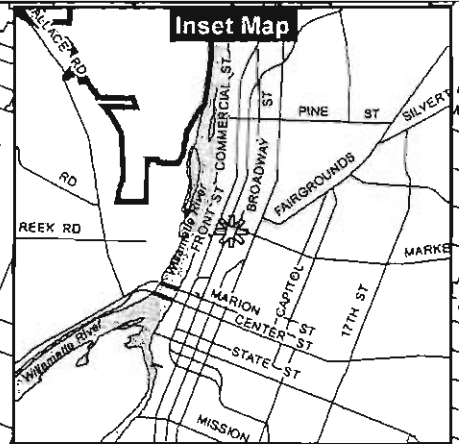
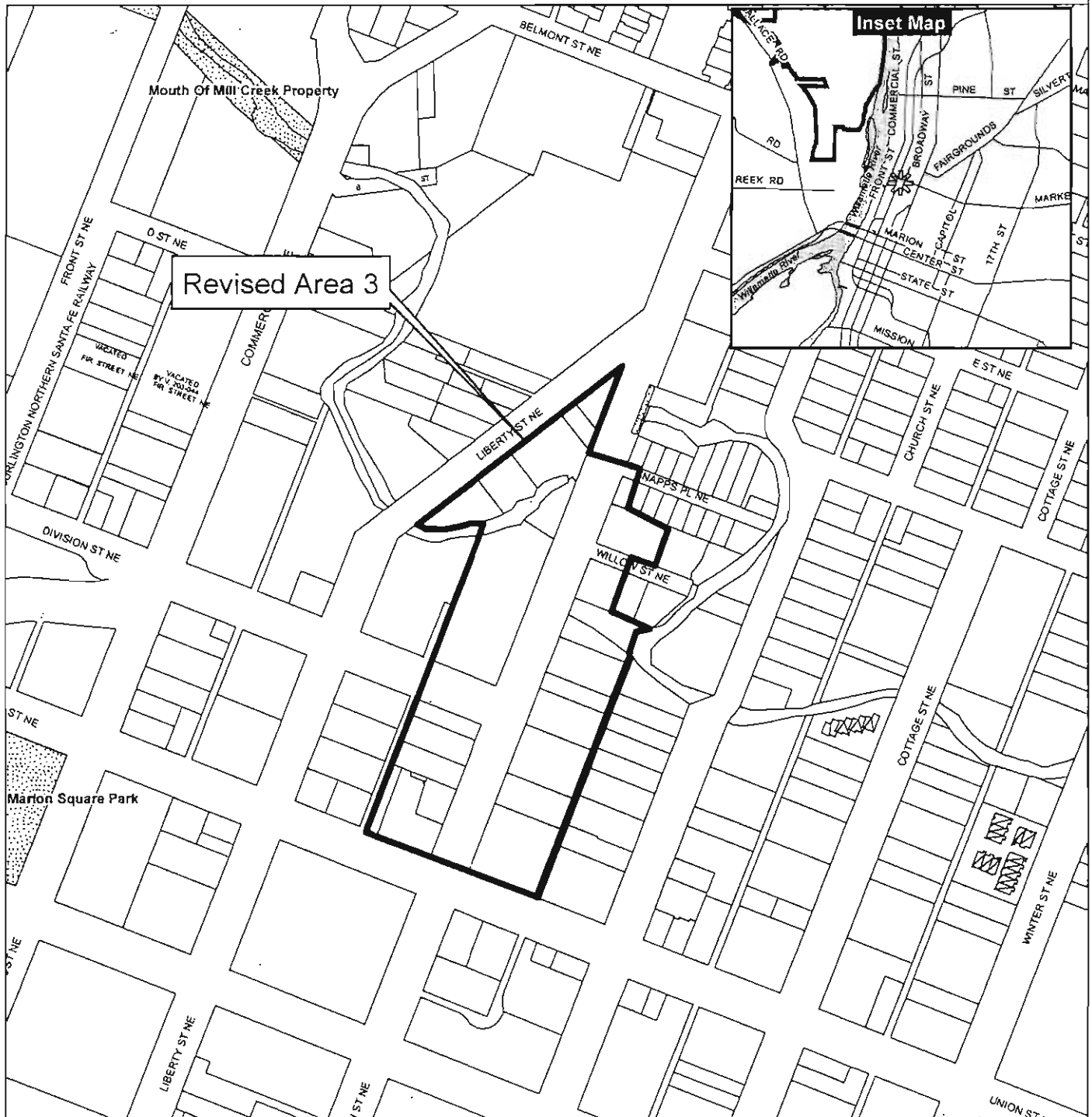
CITY OF Salem
AT YOUR SERVICE
Community Development Dept.

0 100 200 400 Feet



ATTACHMENT 1

Broadway/High Street Overlay Zone - Area 3 (based on revised legal description)



Legend

- Taxlots
- Urban Growth Boundary
- City Limits
- Outside Salem City Limits
- Historic District
- Schools
- Parks

0 100 200 400 Feet



CITY OF *Salem*
AT YOUR SERVICE
Community Development Dept.

ATTACHMENT 2

ORDINANCE BILL NO. 5-13

AN ORDINANCE RELATING TO THE BROADWAY/HIGH STREET OVERLAY ZONE;
AMENDING SRC 138.030

The City of Salem ordains as follows:

Section 1. SRC Chapter 138.030 is amended to read as follows:

138.030. Establishment of Broadway/High Street Overlay Zone. For the purpose of placing special restrictions on the use of land within districts shown on the official zoning map on January 1, 1999, the Broadway/High Street Overlay Zone is created, to wit:

(a) Area I. Beginning at the intersection of the north line of Belmont Street NE and the center line of the alley between Broadway Street NE and Fourth Street NE; thence northerly along the center line of said alley between Broadway Street NE and Fourth Street NE to a point which measures 132.0 feet more or less from the intersection of the north line of Belmont Street NE and the alley between Broadway Street NE and Fourth Street NE; thence westerly 122.50 feet more or less to the point of intersection with the east line of Fourth Street NE; thence northerly 330.80 feet more or less along the east line of Fourth Street to a point; thence easterly 130.50 feet more or less to a point along the center line of the alley between Broadway Street NE and Fourth Street NE; thence northerly 132.80 feet along said center line of the alley between Broadway Street NE and Fourth Street NE to a point north of the north line of Hood Street NE, if measured perpendicular thereto; thence easterly and parallel to the north line of Hood Street NE 490.50 feet more or less to the point of intersection with the west line of Fifth Street NE; thence southerly 986.14 feet more or less along said west line of Fifth Street to a point; thence westerly 130.50 feet more or less to the point of intersection with the center line of the alley between Fifth Street NE and Broadway Street NE; thence southerly 132.0 feet more or less to the point of intersection of said alley and the north line of Belmont Street NE; thence westerly 360.0 feet more or less along the north line of said Belmont Street NE to the point of beginning.

(b) Area II. Beginning at a point 279.20 feet southwest of the intersection of the west line of Liberty Street NE and the ~~West~~ west line of Broadway Street NE; thence westerly 20.0 feet more or less to a point; thence northerly 730.0 feet more or less along a line

1 perpendicular to Broadway Street NE to the point of intersection with south line of
2 Belmont Street NE; thence easterly 398.73 feet more or less along the south line of
3 Belmont Street NE to the point of intersection of the south line of Belmont Street NE and
4 the center line of the alley between Broadway Street NE and Fifth Street NE; thence
5 southerly 655.0 feet more or less along the center line of said alley to a point; thence
6 westerly 229.50 feet more or less to a point along the west line of Broadway Street NE;
7 thence northerly 170.0 feet more or less to the point of intersection of the west line of
8 Liberty Street NE and the west line of Broadway Street NE; thence southwesterly 279.20
9 feet more or less along the west line of Liberty Street to the point of beginning.

10 (c) Area III. Beginning at the intersection of the north line of Union Street NE and the
11 center line of the alley between High Street NE and Liberty Street NE; thence northerly
12 along the ~~northerly~~ said centerline and the northerly extension of said centerline 773.32
13 feet ~~more or less along the extended center line~~ of said alley to the point of intersection
14 with the north bank of Mill Creek; thence westerly along said north bank of Mill Creek to
15 the point of intersection with the east line of Liberty Street NE; thence northeasterly
16 638.70 feet more or less along said east line of Liberty Street NE to the point of
17 intersection of the east line of Liberty Street NE and the west line of High Street NE;
18 thence southerly 220.60 feet more or less along said west line of High Street NE to a
19 point of intersection of the westerly extension of the north line of Knapp's Place NE;
20 thence ~~westerly~~ easterly 134.0 feet more or less ~~from said point~~ along the north line of
21 said Knapp's Place NE to a point; thence southerly 103.00 feet more or less to a point;
22 thence easterly 115.0 feet more or less to a point; thence southerly 100.0 feet more or less
23 ~~to the a point of intersection with the~~ on the north line of Willow Street NE; thence
24 ~~easterly~~ westerly 60.0 feet more or less to a point; thence southerly 140.0 feet more or
25 less to a point; thence easterly 110.0 feet more or less to the point of intersection with the
26 west bank of Mill Creek; thence westerly and southwesterly along said west bank of Mill
27 Creek to the point of intersection with the center line of the alley between High Street and
28 Church Street NE; thence southerly along said center line of the alley between High
29 Street NE and Church Street NE to the point of intersection with the north line of Union
30 Street NE; thence ~~easterly~~ westerly 447.74 feet more or less along said north line of

1 Union Street to the point of beginning.

2 (d) Area IV. Beginning at the intersection of the north line of Market Street NE and the
3 east line of Fifth Street NE; thence northerly 448.0 feet more or less along said east line
4 of Fifth Street NE to the point of intersection of a line that is 116.40 feet more or less
5 north of the north line of Hood Street NE, if measured perpendicular thereto; thence
6 easterly and parallel to the north line of Hood Street NE 130.50 feet more or less to a
7 point; thence northerly 16.40 feet more or less to point; thence easterly 125.00 feet more
8 or less to the point of intersection with the west line of Church Street NE; thence
9 southerly 463.80 feet more or less along said west line of Church Street to the point of
10 intersection with the north line of Gaines Street NE; thence westerly 130.50 feet more or
11 less along said north line of Gaines Street NE to a point; thence southerly 331.60 feet
12 more or less to the point of intersection with the north line of Market Street NE; thence
13 westerly 130.50 feet more or less along said north line of Market Street to the point of
14 beginning.

15 **Section 2. Codification.** In codifying this ordinance the City Recorder may change the word
16 "ordinance," "code," "article," "section," or "chapter" to reflect the proper terminology; may
17 renumber sections, subsections, paragraphs and clauses to reflect proper sequencing; may correct
18 any cross-references; and may correct any typographical errors in the text which do not affect the
19 meaning of text.

20 **Section 3. Severability.** Each section of this ordinance, and any part thereof, is severable, and
21 if any part of this ordinance is held invalid by a court of competent jurisdiction, the remainder of
22 this ordinance shall remain in full force and effect.

23 PASSED by the City Council this _____ day of _____, 2013.

24 ATTEST:

25
26
27 City Recorder

28 Approved by City Attorney: h

29 Checked by: L. Anderson-Ogilvie

30 g:\group\legal\council\2013\012813 broadway high st overlay zone ord 5-13.doc

State

CITY OF SALEM
COMMUNITY DEVELOPMENT DEPARTMENT
525 CAPITOL ST NE - ROOM 305
SALEM, OR 97301

DEPT OF
APR 03 2013
LAND CONSERVATION
AND DEVELOPMENT

Land Conservation & Development
Department
635 Capitol St NE, Suite 150
Salem OR 97301