



# Oregon

John A. Kitzhaber, M.D., Governor

Department of Land Conservation and Development

635 Capitol Street NE, Suite 150

Salem, OR 97301-2540

(503) 373-0050

Director's Office Fax (503) 378-5518

Main Fax: (503) 378-6033

Web Address: <http://www.lod.state.or.us>

## NOTICE OF ADOPTED AMENDMENT

August 13, 2013

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 001-13



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. The submitted ordinance was adopted by Jackson County on July 31, 2013, per ORS 197.615 (3) and DLCD did not notify within five working days of receipt, any persons who requested notification.

Appeal Procedures\*

### **DLCD DEADLINE TO APPEAL:**

**Acknowledged under ORS Sections 197.615, 197.625, and 197.830 (9)**

This amendment was submitted to DLCD for review prior to adoption. Pursuant to ORS 197.625 if no notice of intent to appeal is filed within the 21-day period set out in ORS 197.830 (9), the amendment to the acknowledged comprehensive plan or land use regulation or the new land use regulation shall be considered acknowledged upon the expiration of the 21-day period.

Under ORS 197.830 (9) a notice of intent to appeal a land use decision or limited land use decision shall be filed not later than 21 days after the date the decision sought to be reviewed becomes final.

Please call LUBA at 503-373-1265, if you have questions about appeal procedures.

**\*NOTE: THE APPEAL DEADLINE IS BASED UPON THE DATE THE DECISION WAS ADOPTED BY LOCAL GOVERNMENT. A DECISION MAY HAVE BEEN MAILED TO YOU ON A DIFFERENT DATE THAN IT WAS MAILED TO DLCD.**

Cc: Craig Anderson, Jackson County  
Jon Jinings, DLCD Community Services Specialist  
Josh LeBombard, DLCD Regional Representative  
Gary Fish, DLCD Transportation Planner

<paa> YA



FORM **2**

**DLCD**

# Notice of Adoption

In person  electronic  mailed

DATE  
STAMP

DEPT OF

AUG 05 2013

LAND CONSERVATION  
AND DEVELOPMENT  
For Office Use Only

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

Jurisdiction: **Jackson County**

Local file number: **LRP2013-00002**

Date of Adoption: **7/31/2013**

Date Mailed: **8/2/2013**

Was a Notice of Proposed Amendment (Form 1) mailed to DLCD?  Yes  No Date: **2/25/2013**

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 Legislative Amendment to the Jackson County Comprehensive Plan (Transportation System Plan) and "reasons" goal exceptions to Goals 3, 4, 11 and 14 for the JTA Phase of the Hwy 62 project.

Does the Adoption differ from proposal? No, no explanation is necessary

Plan Map Changed from: **TSP Map Change (no zone change)** to: **N/A**

Zone Map Changed from: **N/A** to: **N/A**

Location: **Approx. 1/4 mi. west of Hwy 62 between Medford and White City**

Acres Involved: **approx. 20 (linear)**

Specify Density: Previous: **N/A**

New: **N/A**

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 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.** \_\_\_\_\_

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

City of Medford, Jackson County Roads, ODF, ODFW, COE, DSL, DLCD, FHWA

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Local Contact: **Criag Anderson, Senior Planner**

Phone: **(541) 774-6918** Extension:

Address: **10 S. Oakdale Ave., Room 100**

Fax Number: **541-774-7118**

City: **Medford**

Zip: **97501-**

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).



**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. 2013-7 at a properly advertised public hearing on July 31, 2013, 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 September 30, 2013 (61 days from the date of adoption). A description of the ordinance follows:

Ordinance No. 2013-7 amends the Jackson County Comprehensive Plan to include "reasons" exceptions to Statewide Planning Goals 3, 4, 11, and 14 to allow a limited access freeway in a rural area and approval of a Major Text Amendment and Major Map Amendment to the Jackson County Transportation System Plan (TSP) to include: a limited access freeway between Medford and White City approximately one quarter (1/4) mile west of existing Oregon 62; an extension of Fowler Lane to existing Oregon 62 as a Minor Collector; and to amend the Jackson County TSP and White City TSP to reclassify Agate Road south of Leigh Way as a Minor Arterial. File: LRP2013-00002.

This notice is being mailed to you on August 2, 2013, 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 774-6918; Jackson County residents outside of Medford's local calling area 1-800-452-5021 and enter the next four digit extension 6918.

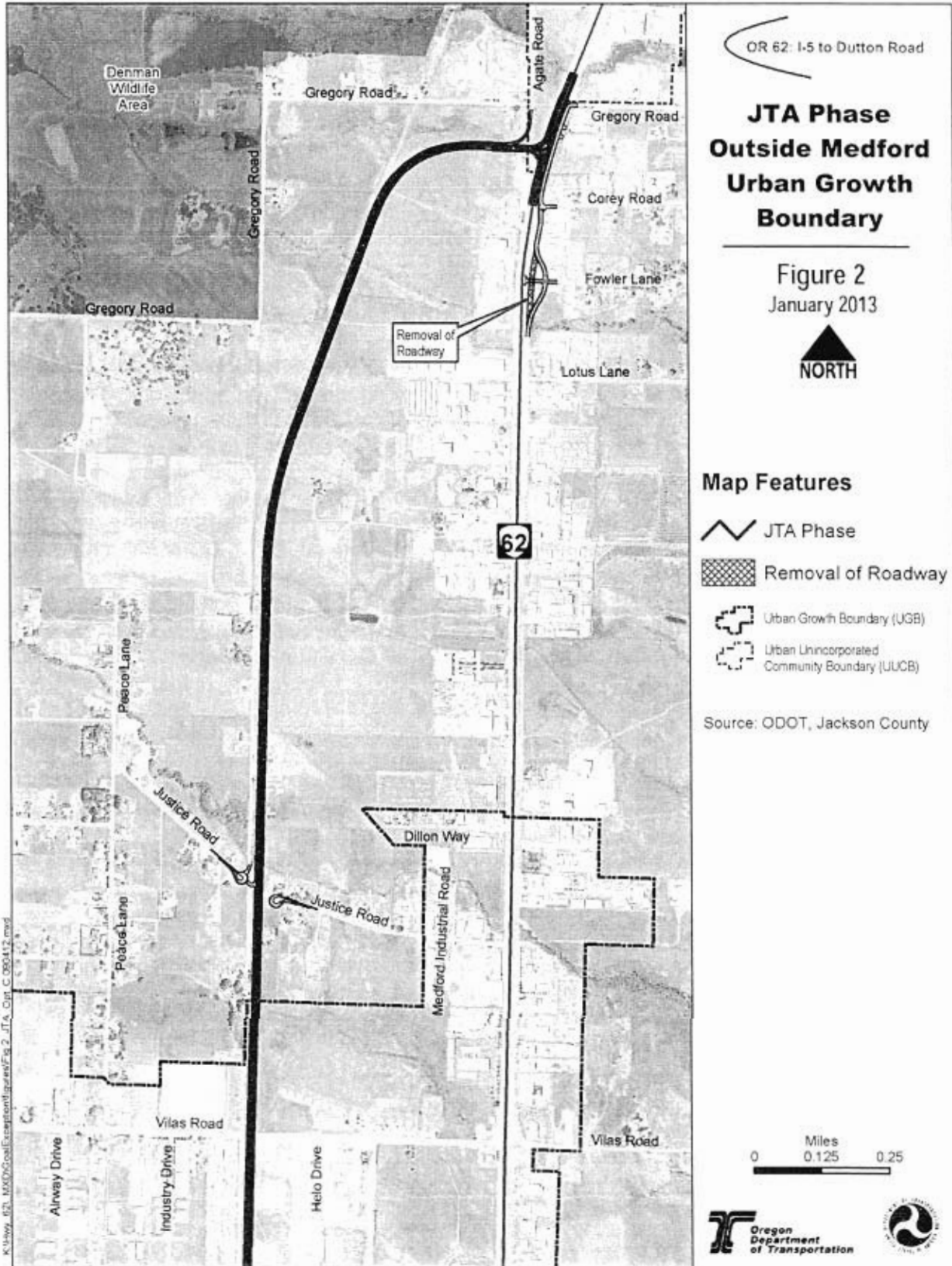
You may review this ordinance, or you may purchase a copy for \$.25 for the first page and \$.10 for each additional page, at Development Services, Room 100, County Offices, 10 South Oakdale, Medford, Oregon 97501, between the hours of 8:00 a.m. and 4:00 p.m., Monday, Tuesday, Thursday and Friday; and 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 August 2, 2013, and the LUBA appeal period will expire on August 23, 2013. 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: Project Map  
Notary Packet

# PROJECT AREA MAP



K:\4499\_627\_MXD\Goal\Goal\Map\Fig 2\_JTA\_Out\_C 090412.mxd

NOTARY PAGE

STATE OF OREGON )  
 )  
COUNTY OF JACKSON )

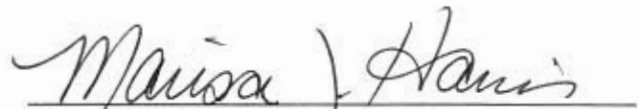
I, Patricia A. Guida, being first duly sworn, depose and say that on behalf of Jackson County Development Services, I gave notice of Board of Commissioners Ordinance No. 2013-7 by mailing a copy of the Notice of Adoption by regular mail to each of the following named persons at their respective last 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 August 2, 2013.

  
Signature

Personally appeared before me this 2<sup>nd</sup> day of August, 2013, 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: 7/23/14

NOTICE OF ADOPTION SENT TO: APPLICANT AND INTERESTED PERSONS.

APPLICANT NAME: ODOT  
FILE NO: LRP2013-00002

FILE NO. LRP2013-00002  
ADOPTION LABELS  
APPLICANT: ODOT/JA COUNTY  
DATE CREATED: 8/2/13

APPLICANT LRP2013-00002  
ODOT  
ATTN: MICHAEL BAKER  
3500 NW STEWART PRKWY  
ROSEBURG OR 97470

STAFF LRP2013-00002  
KELLY MADDING, DIRECTOR  
DEVELOPMENT SERVICES

STAFF LRP2013-00002  
CRAIG ANDERSON  
PLANNER

STAFF LRP2013-00002  
RICK WHITLOCK  
COUNTY COUNSEL

BOC LRP2013-00002  
DON SKUNDRICK, CHAIR  
BOARD OF COMMISSIONERS

BOC LRP2013-00002  
DOUG BREIDENTHAL  
BOARD OF COMMISSIONERS

BOC LRP2013-00002  
JOHN RACHOR  
BOARD OF COMMISSIONERS

STAFF LRP2013-00002  
RECEPTION DESK

IP LRP2013-00002  
DAVID YOUNG  
348 S MODOC AVE  
MEDFORD OR 97504

IP LRP2013-00002  
DICK LEEVER  
ODOT  
100 ANTELOPE RD  
WHITE CITY OR 97503

IP LRP2013-00002  
KENT GUTCHES  
6121 CRATER LAKE HWY  
CENTRAL POINT OR 97502

IP LRP2013-00002  
LUPE MERAZ  
1076 JUSTICE RD  
CENTRAL POINT OR 97502

IP LRP2013-00002  
PAT ELLIS  
1031 JUSTICE RD  
CENTRAL POINT OR 97502

IP LRP2013-00002  
BARBARA DECKER  
3303 N VALLEY VIEW RD  
ASHLAND OR 97520

IP LRP2013-00002  
WALTER FITZGERALD  
PO BOX 3984  
CENTRAL POINT OR 97502

IP LRP2013-00002  
BRENT MITCHELL  
4450 FERN VALLEY RD  
MEDFORD OR 97504

IP LRP2013-00002  
ROSALIE LINDVIG  
4415 INDEPENDENCE SCHOOL RD  
MEDFORD OR 97501

IP LRP2013-00002  
LISA COTES  
ODOT  
3500 NW STEWART PKWY  
ROSEBURG OR 97470

IP LRP2013-00002  
APRIL WILSON  
PO BOX 2744  
WHITE CITY OR 97503

IP LRP2013-00002  
ANNA HENSON  
ODOT  
100 ANTELOPE RD  
WHITE CITY OR 97503

BEFORE THE BOARD OF COMMISSIONERS

STATE OF OREGON, COUNTY OF JACKSON

ORDINANCE NO. 2013-7

AN ORDINANCE APPROVING A MAJOR AMENDMENT TO THE JACKSON COUNTY COMPREHENSIVE PLAN TO INCLUDE "REASONS" EXCEPTIONS TO STATEWIDE PLANNING GOALS 3, 4, 11, AND 14 TO ALLOW A LIMITED ACCESS FREEWAY IN A RURAL AREA AND APPROVAL OF A MAJOR TEXT AMENDMENT AND MAJOR MAP AMENDMENT TO THE JACKSON COUNTY TRANSPORTATION SYSTEM PLAN (TSP) TO INCLUDE: A LIMITED ACCESS FREEWAY BETWEEN MEDFORD AND WHITE CITY APPROXIMATELY ONE QUARTER (1/4) MILE WEST OF EXISTING OREGON 62; AN EXTENSION OF FOWLER LANE TO EXISTING OREGON 62 AS A MINOR COLLECTOR; AND TO AMEND THE JACKSON COUNTY TSP AND WHITE CITY TSP TO RECLASSIFY AGATE ROAD SOUTH OF LEIGH WAY AS A MINOR ARTERIAL. FILE: LRP2013-00002.

**RECITALS:**

1. Pursuant to Oregon Revised Statutes (ORS) Chapters 197 and 215, and in conformance with the Statewide Planning Goals, the Jackson County Comprehensive Plan was adopted in 1982 by the Jackson County Board of Commissioners and acknowledged by the Oregon Land Conservation and Development Commission (LCDC) as being in compliance with the Oregon Statewide Planning Goals on May 16, 1983, through Compliance Acknowledgement Order 83-ACK-93.
2. Jackson County adopted the Jackson County Transportation System Plan (TSP) March 16, 2005, by Ordinance No. 2005-3, and the White City TSP on the same date by Ordinance No. 2005-4, both as amendments to the Transportation Element of the Comprehensive Plan. The proposed amendments include a project identified in the TSP as the "OR 62 Expressway." That TSP recognizes that including the OR 62 Expressway in the financially-constrained list of projects would require a legislative amendment to the Jackson County Comprehensive Plan.
3. Post-acknowledgment amendments to local plans and implementing ordinances are subject to the procedural requirements of ORS 197.610-615. Further, OAR 660, Division 18 is directly applicable to the proposed amendments.

4. The standards for initiating a legislative, post-acknowledgement amendment to the JCCP are contained in Section 3.7 of the JCLDO. They state, in part, that legislative amendments to the JCCP may be initiated by the Board of Commissioners; that the Planning Commission will hold a public hearing and forward its recommendation to the Board of Commissioners; and that the Board of Commissioners, upon receiving a favorable recommendation from the Planning Commission, will hold a public meeting.
5. On April 4, 2012, the Jackson County Board of Commissioners adopted Order No. 63-12 which initiated a major map and text amendment for the County's consideration of the proposed amendments (Highway 62 Bypass Project) per Section 3.7.2(A) of the JCLDO.
6. A notice of the proposed amendments was provided to DLCD on February 25, 2013, 73 days prior to the first evidentiary hearing. A notice was published on Sunday, April 28, 2013 in the Medford Mail Tribune that a first evidentiary hearing was scheduled before the Jackson County Planning Commission on Thursday May 9, 2013 at 9:00 a.m. in the Jackson County Auditorium.
7. A public hearing was held before the Jackson County Planning Commission on May 9, 2013 in the Jackson County Auditorium.
8. On June 26, 2013, the Jackson County Board of Commissioners held a properly advertised public hearing to consider the evidence and testimony on the proposed amendments. After considering the evidence and testimony submitted, including the record of the JCPC hearing, the Board of Commissioners, by motion and vote, approved the amendments.

**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 the amendments. 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 June 5, 2013 for a public hearing on this matter. Legal notice was published in the Sunday, June 16, 2013 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 the proposed amendments and that this testimony and evidence was considered during the Board of Commissioners deliberations.

## 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 demonstrate that the proposed amendments are in compliance with the applicable Statewide Planning Goals, Oregon Administrative Rules, Jackson County Comprehensive Plan policies, and sections of the Jackson County Land Development Ordinance.

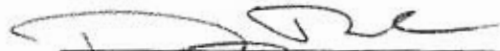
## SECTION 4. DECISION

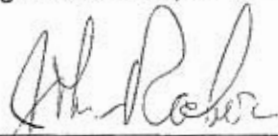
- 4.1. Based on the record of the public hearing and the recommendation of the Jackson County Planning Commission, attached hereto and incorporated herein as Exhibit "A", the Board of Commissioners hereby **APPROVES** a Major Amendment to the Jackson County Comprehensive Plan to include "reasons" exceptions to Statewide Planning Goals 3, 4, 11, and 14 to allow a limited access freeway in a rural area and approval of a Major Text Amendment and Major Map Amendment to the Jackson County Transportation System Plan (TSP) to include: a limited access freeway between Medford and White City approximately one quarter (1/4) mile west of existing Oregon 62; an extension of Fowler Lane to existing Oregon 62 as a Minor Collector; and to amend the Jackson County TSP and White City TSP to reclassify Agate Road south of Leigh Way as a Minor Arterial. FILE: LRP2013-00002.

ADOPTED this 31<sup>st</sup> day of July, 2013, at Medford, Oregon.

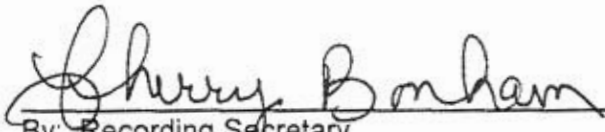
JACKSON COUNTY BOARD OF COMMISSIONERS

  
\_\_\_\_\_  
Don Skundrick, Chair

  
\_\_\_\_\_  
Doug Breidenthal, Commissioner

  
\_\_\_\_\_  
John Rachor, 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 August 2, 2013, and the LUBA appeal period will expire on August 23, 2013. 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.

BEFORE THE JACKSON COUNTY PLANNING COMMISSION  
STATE OF OREGON, COUNTY OF JACKSON

IN THE MATTER OF A RECOMMENDATION FOR )  
 APPROVAL OF A MAJOR AMENDMENT TO THE )  
 JACKSON COUNTY COMPREHENSIVE PLAN TO )  
 INCLUDE "REASONS" EXCEPTIONS TO )  
 STATEWIDE PLANNING GOALS 3, 4, 11, AND 14 )  
 TO ALLOW A LIMITED ACCESS FREEWAY IN A )  
 RURAL AREA AND TO RECOMMEND APPROVAL )  
 OF A MAJOR TEXT AMENDMENT AND MAJOR )  
 MAP AMENDMENT TO THE JACKSON COUNTY )  
 TRANSPORTATION SYSTEM PLAN (TSP) TO )  
 INCLUDE: A LIMITED ACCESS FREEWAY )  
 BETWEEN MEDFORD AND WHITE CITY )  
 APPROXIMATELY ONE QUARTER (1/4) MILE )  
 WEST OF EXISTING OREGON 62; AN EXTENSION )  
 OF FOWLER LANE TO EXISTING OREGON 62 AS )  
 A MINOR COLLECTOR; AND TO AMEND THE )  
 JACKSON COUNTY TSP AND WHITE CITY TSP TO )  
 RECLASSIFY AGATE ROAD SOUTH OF LEIGH )  
 WAY AS A MINOR ARTERIAL. FILE: LRP2013- )  
 00002. )

RECOMMENDATION  
FOR APPROVAL

RECITALS:

1. Pursuant to Oregon Revised Statutes (ORS) Chapters 197 and 215, and in conformance with the Statewide Planning Goals, the Jackson County Comprehensive Plan was adopted in 1982 by the Jackson County Board of Commissioners and acknowledged by the Oregon Land Conservation and Development Commission (LCDC) as being in compliance with the Oregon Statewide Planning Goals on May 16, 1983, through Compliance Acknowledgement Order 83-ACK-93.
2. Jackson County adopted the Jackson County Transportation System Plan (TSP) March 16, 2005, by Ordinance No. 2005-3, and the White City TSP on the same date by Ordinance No. 2005-4, both as amendments to the Transportation Element of the Comprehensive Plan. The proposed amendments include a project identified in the TSP as the "OR 62 Expressway." That TSP recognizes that including the OR 62 Expressway in the financially-constrained list of projects would require a legislative amendment to the Jackson County Comprehensive Plan.
3. Post-acknowledgment amendments to local plans and implementing ordinances are subject to the procedural requirements of ORS 197.610-615. Further, OAR 660, Division 18 is directly applicable to the proposed amendments.
4. Section 2.3.3 of the Jackson County Land Development Ordinance (JCLDO) provides that the Jackson County Planning Commission has jurisdiction and is empowered to author amendments to the Jackson County Comprehensive Plan (JCCP) and make recommendations to the Board of Commissioners.

5. The standards for initiating a legislative, post-acknowledgement amendment to the JCCP are contained in Section 3.7 of the JCLDO. They state, in part, that legislative amendments to the JCCP may be initiated by the Board of Commissioners; that the Planning Commission will hold a public hearing and forward its recommendation to the Board of Commissioners; and that the Board of Commissioners, upon receiving a favorable recommendation from the Planning Commission, will hold a public meeting.
6. On April 4, 2012, the Jackson County Board of Commissioners adopted Order No. 63-12 which initiated a major map and text amendment for the County's consideration of the proposed amendments (Highway 62 Bypass Project) per Section 3.7.2(A) of the JCLDO.

#### **PROCEDURAL FINDINGS:**

1. A notice of the proposed amendments was provided to DLCD on February 25, 2013, 73 days prior to the first evidentiary hearing. A notice was published on Sunday, April 28, 2013 in the Medford Mail Tribune that a first evidentiary hearing was scheduled before the Jackson County Planning Commission on Thursday May 9, 2013 at 9:00 a.m. in the Jackson County Auditorium.
2. A public hearing was held on May 9, 2013 before the Jackson County Planning Commission in the Jackson County Auditorium.

**NOW, THEREFORE**, the Jackson County Planning Commission finds, concludes, and **RECOMMENDS** as follows:

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

Based upon the evidence and arguments presented, the Planning Commission makes the following findings of fact with respect to the proposed amendments:

- 1.1 The Planning Commission finds that proper legal notice was sent to affected agencies, interested parties, and property owners within 750 feet of proposed project on April 12, 2013. The legal notice included a map of the project area and the approval criteria associated with the proposed amendments.
- 1.2 The Planning Commission finds that legal notice was published in the Sunday, April 28, 2013 edition of the Medford Mail Tribune.
- 1.3 The Planning Commission finds that a properly advertised public hearing was held to consider the evidence on this matter on May 9, 2013.
- 1.4 The Planning Commission finds that a Staff Report in the form of a "Supporting Evidence / Reasons Statement" (Planning Commission Record, Exhibit 1) was prepared for the proposed amendments and reviewed at the public hearing.

## SECTION 2. LEGAL FINDINGS:

To recommend approval of the proposed amendments, the Planning Commission must find consistency with the Statewide Planning Goals, Oregon Revised Statutes, Oregon Administrative Rules, the Jackson County Comprehensive Plan and the Jackson County Land Development Ordinance.

- 2.2 The Planning Commission hereby adopts the findings contained in the Supporting Evidence / Reasons Statement (Planning Commission Record Exhibit 1).
- 2.3 The Planning Commission further finds that, due to late changes in the proposed project's design, references to a "Justice/Gregory connector road" were inadvertently left in the Supporting Evidence / Reasons Statement (e.g., JCPC Record 87, 89). Any such references were noted as being errors in the document by the Planning Commission.
- 2.4 The Planning Commission hereby adopts the findings in the Supporting Evidence / Reasons Statement (recognizing the errors as indicated above) for the proposed amendments as a basis for this recommendation. These findings demonstrate that the amendments are in compliance with the Statewide Planning Goals, Oregon Revised Statutes, Oregon Administrative Rules, the Jackson County Comprehensive Plan, and the Jackson County Land Development Ordinance.
- 2.5 The deliberations held on May 9, 2013 resulted in a motion to recommend approval of the amendments. The Planning Commission voted unanimously (4-0) in favor.

## SECTION 3. CONCLUSIONS:

Based on the evidence and arguments included in the record, the Planning Commission concludes that the proposed amendments to the Regional Plan Element and the JCLDO are justified and in compliance with the Statewide Planning Goals, Oregon Revised Statutes, Oregon Administrative Rules, the Jackson County Comprehensive Plan and the Jackson County Land Development Ordinance.

## SECTION 4. RECOMMENDATION:

The Jackson County Planning Commission hereby recommends that the Board of Commissioners approve the amendments contained in file LRP2013-00002.

This recommendation for APPROVAL adopted this 9<sup>th</sup> day of May, 2013, at Medford, Oregon.

JACKSON COUNTY PLANNING COMMISSION

ABSENT

Don Greene, Chair

 Y


Joel Ockunzzi, Commissioner

 Y

Richard B. Thierolf, Commissioner



Tani Wouters, Commissioner

 yes

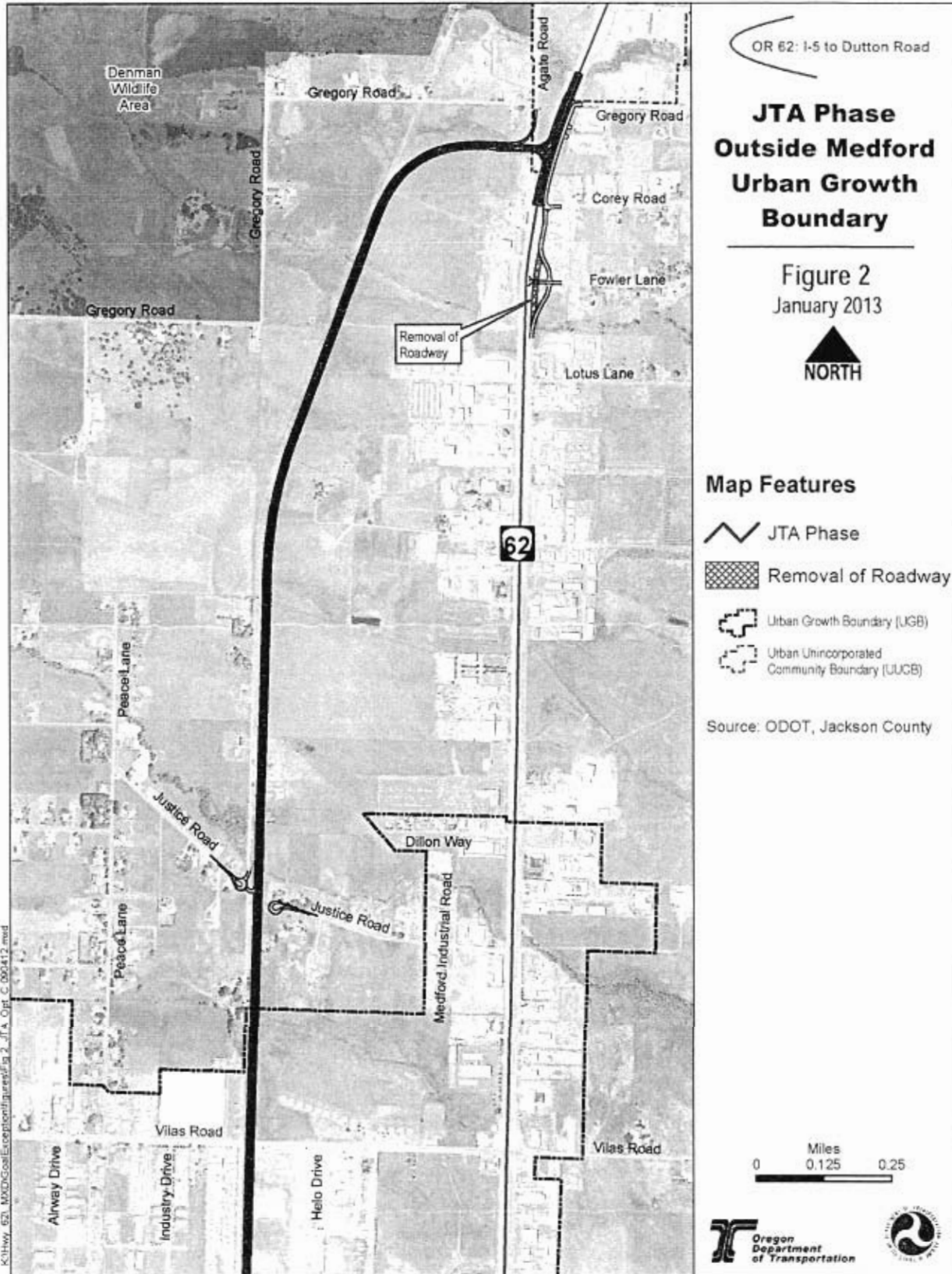
Craig Prewitt, Commissioner

ATTEST:

  
Kelly Madding, Development Services Director

J:\ZONING\WP\Comp Planning\LRP2013-00002 Hwy 62 Bypass\JCPC\LRP2013-00002\_JCPC recommendation.docx

# PROJECT AREA MAP



K:\Hwy\_62\_MXD\Goal\Exemption\figures\Fig 2\_JTA\_Opt\_C 000412.mxd

N  
Y

**Development Services**

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

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



Hasler

**\$01.320**

Mailed From 97501  
US POSTAGE

016426519385

DEPT OF

AUG 05 2013

LAND CONSERVATION  
AND DEVELOPMENT