



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

November 9, 2007



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

FROM: Mara Ulloa, Plan Amendment Program Specialist

SUBJECT: City of Scotts Mills Plan Amendment
DLCD File Number 001-07

The Department of Land Conservation and Development (DLCD) received the attached notice of adoption. Copies of the adopted plan amendment are available for review at DLCD offices in Salem, the applicable field office, and at the local government office.

Appeal Procedures*

DLCD ACKNOWLEDGMENT or DEADLINE TO APPEAL: November 26, 2007

This amendment was submitted to DLCD for review prior to adoption with less than the required 45-day notice. 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 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 DATE SPECIFIED ABOVE.**

Cc: Doug White, DLCD Community Services Specialist
Jason Locke, DLCD Regional Representative
Katie Martin, City Of Scotts Mills
Marjorie Mattson, Mid-Willamette Valley Council of Governments

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FORM 2

DLCD

Notice of Adoption

THIS FORM MUST BE MAILED TO DLCD
WITHIN 5 WORKING DAYS AFTER THE FINAL DECISION
PER ORS 197.610, OAR CHAPTER 660 - DIVISION 18

In person electronic mailed

DEPT OF

NOV 06 2007

LAND CONSERVATION
AND DEVELOPMENT

For DLCD Use Only

Jurisdiction: *Scotta Mills*

Local file number: *DC-01-07*

Date of Adoption: *10/25/07*

Date Mailed: *11/05/07*

Was a Notice of Proposed Amendment (Form 1) mailed to DLCD? **Select one** Date: *09/11/07*

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".

Revision to requirements regarding recreational vehicles, prohibition of open camping and configuration of equine facilities, and specifications for driveway approaches.

Does the Adoption differ from proposal? Please select one

Restricting where within a front yard may be parked

Plan Map Changed from:

to:

Zone Map Changed from:

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

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 #001-07(16269)

DLCD file No. _____

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

Local Contact: *Kate Martin*

Phone: (503) 873-5435 Extension:

Address: *PO Box 220*

Fax Number: *Same as above*

City: *Scotts Mills* Zip: *97131*

E-mail Address: *smcity@open.org*

ADOPTION SUBMITTAL REQUIREMENTS

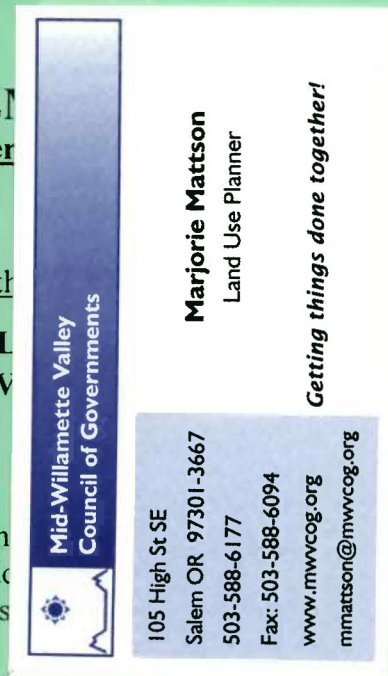
This form **must be mailed** to DLCD **within 5 working days after** adoption per ORS 197.610, OAR Chapter 660 - Division 18.

1. Send this Form and TWO Complete Copies (documents and maps) of the

ATTENTION: PLAN AMENDMENT SPECIALIST
DEPARTMENT OF LAND CONSERVATION AND DEVELOPMENT
635 CAPITOL STREET NE, SUITE 150
SALEM, OREGON 97301-2540

2. **Electronic Submittals:** At least **one** hard copy must be sent by mail or in addition to an electronic copy, by either email or FTP. You may connect to this address for electronic adoptions: **webserver.lcd.state.or.us**. To obtain our Username and password, call 503-373-0050 extension 238, or by emailing **mara.ulloa@state.or.us**.
3. **Please Note:** Adopted materials must be sent to DLCD not later than **FIVE (5) working days** following the date of the final decision on the amendment.
4. Submittal of this Notice of Adoption must include the text of the amendment plus adopted findings and supplementary information.
5. The deadline to appeal will not be extended if you submit this notice of adoption within five working days of the final decision. Appeals to LUBA may be filed within **TWENTY-ONE (21) days** of the date the Notice of Adoption is sent to DLCD.
6. In addition to sending the Notice of Adoption to DLCD, you must notify persons who participated in the local hearing and requested notice of the final decision.
7. **Need More Copies?** You can now access these forms online at **http://www.lcd.state.or.us/**. Please print on **8-1/2x11 green paper only**. You may also call the DLCD Office at (503) 373-0050; or Fax your request to: (503) 378-5518; or Email your request to **mara.ulloa@state.or.us** - ATTENTION: PLAN AMENDMENT SPECIALIST.

Included:
- Ordinance 84
- Ordinance 85



Mid-Willamette Valley
Council of Governments

Marjorie Mattson
Land Use Planner

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Fax: 503-588-6094
www.mwvcog.org
mmattson@mwvcog.org

Getting things done together!

ORDINANCE NO. 84

BEFORE THE CITY COUNCIL OF THE CITY OF SCOTTS MILLS
COUNTY OF MARION, STATE OF OREGON

An Ordinance amending the Development Code in respect to driveway and in respect to recreational vehicles.

WHEREAS, the City Council determined that the Development Code adopted by Ordinance #80, August 8, 2006, requires amending to address circumstances not previously encountered as it relates to the occupancy, storage and use of recreational vehicles.

NOW THEREFORE, BE IT ORDAINED, by the City Council of Scotts Mills:

Section 1. The Scotts Mills Development Code, Chapter 1.3, Section 1.3.2, Recreational Vehicle, is hereby amended to read:

Recreational Vehicle - A vacation trailer or other vehicular or portable unit which is either self-propelled or towed or is carried by a motor vehicle and which is intended for temporary human occupancy, and is designed for vacation or recreational purposes but not residential use. Recreational vehicles include travel trailers, pick-up campers, and motor homes as defined in Oregon Revised Statutes, which definitions are adopted and by this reference incorporated herein (ORS 801.180, 801.350, 801.565)

Section 2. The Scotts Mills Development Code, Chapter 3.6 is amended by the addition of:

3.6.3 Recreational Vehicles

A. Recreational vehicles parked on developed or undeveloped Single Family, Multi-family or General Commercial zoned property containing single-family dwellings, shall conform to the following regulations:

1. Recreational vehicles must be parked on a graveled or paved driveway, side yard or back yard, but not within the minimum 20 foot front yard or any side yard street set back.
2. Recreational vehicles must be property of temporary visitors or the owner/renter of the developed property.
3. Recreational vehicle must be self contained.
4. Recreational vehicle shall not be connected to septic or sewer.
5. Developed Property may contain a recreational vehicle for residential recreational vehicle use a total of 14 out of 30 consecutive days during the calendar year.

B. Recreational vehicle use or storage on property zoned General Commercial or Industrial Commercial is prohibited except in a recreational vehicle park or commercial storage area.

C. Recreational vehicle storage or overnight use is prohibited on city streets and rights-of-ways.

3.6.4 Open Camping

No open camping shall be permitted on undeveloped property.

Section 3. The Scotts Mills Development Code, Chapter 3.1.2 O 3 is amended to read:

3. **Driveway Aprons.** When driveway approaches or "aprons" are required to connect private driveways to the public right-of-way, they shall be paved with asphalt, concrete or comparable surfacing, with a cross section slope not to exceed 2% and a slope not to exceed 10% for the first ten feet of approach within the private property. (See also, Section K.)

ADOPTED by the City Council of Scotts Mills this ___ day of ____, 2007.

Yeas: 6 Nays: _____ Absent: _____ Abstentions: _____
10/25/07
Date _____ Jay Martin
Larry Martin, Mayor

ATTEST by City Clerk this 25th day of Oct, 2007
Katherine Martin
Katherine Martin, City Clerk