



Oregon

Theodore R. Kulongoski, Governor

Department of Land Conservation and Development

635 Capitol Street NE, Suite 150

Salem, Oregon 97301-2524

Phone: (503) 373-0050

First Floor/Coastal Fax: (503) 378-6033

Second Floor/Director's Office: (503) 378-5518

Web Address: <http://www.oregon.gov/LCD>

NOTICE OF ADOPTED AMENDMENT



January 26, 2006

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

FROM: Mara Ulloa, Plan Amendment Program Specialist

SUBJECT: City of Aurora Plan Amendment
DLCD File Number 002-05

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: January 31, 2006

This amendment was submitted to DLCD for review 45 days prior to adoption. Pursuant to ORS 197.625 (1), 197.830 (2), and 197.830 (9) 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 ADOPTED BY LOCAL GOVERNMENT. A DECISION MAY HAVE BEEN MAILED TO YOU ON A DIFFERENT DATE THAN IT WAS MAILED TO DLCD.**

Cc: Doug White, DLCD Community Services Specialist
Geoff Crook, DLCD Regional Representative
John Rankin, City of Aurora

<paa> ya/

FORM 2

DEPT OF

DLCD NOTICE OF ADOPTION

JAN 19 2006

This form must be mailed to DLCD within 5 working days after the final decision
per ORS 197.610, OAR Chapter 660 - Division 18

LAND CONSERVATION
AND DEVELOPMENT

(See reverse side for submittal requirements)

Jurisdiction: City of Aurora Local File No.: _____
(If no number, use none)

Date of Adoption: 1/10/06 Date Mailed: 1/17/06
(Must be filled in) (Date mailed or sent to DLCD)

Date the Notice of Proposed Amendment was mailed to DLCD: 6/9/05

☐ Comprehensive Plan Text Amendment ☐ Comprehensive Plan Map Amendment
☐ Land Use Regulation Amendment ☒ Zoning Map Amendment
☐ New Land Use Regulation ☐ Other: _____
(Please Specify Type of Action)

Summarize the adopted amendment. Do not use technical terms. Do not write "See Attached."

Annex 3.12 acre parcel and rezone from Marion
County UTF to City of Aurora R-1, low density
residential (Historic Residential Overlay)

Describe how the adopted amendment differs from the proposed amendment. If it is the same, write "Same." If you did not give notice for the proposed amendment, write "N/A."

Same

Plan Map Changed from: n/a to n/a

Zone Map Changed from: Marion County UTF to City of Aurora R-1

Location: Marion County Tax Map 41W12 C Lot 2100 Acres Involved: 3.12 ac

Specify Density: Previous: n/a New: 3.24 du/a

Applicable Statewide Planning Goals: _____

Was an Exception Adopted? Yes: _____ No: ☒

DLCD File No.: 002-05
(14448)

Did the Department of Land Conservation and Development **receive** a notice of Proposed Amendment **FORTY FIVE (45) days prior to the first evidentiary hearing.** Yes: X No: ____ If no, do the Statewide Planning Goals apply. Yes: ____ No: ____

If no, did The Emergency Circumstances Require immediate adoption. Yes: ____ No: ____

Affected State or Federal Agencies, Local Governments or Special Districts: Marion County,
City of Aurora, State of Oregon

Local Contact: _____ Area Code + Phone Number: _____

Address: _____ City: _____

Zip Code+4: _____ Email Address: _____

ADOPTION SUBMITTAL REQUIREMENTS

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

1. Send this Form and TWO (2) Copies of the Adopted Amendment to:

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

2. Submit **TWO (2) copies** the adopted material, if copies are bounded please submit **TWO (2) complete copies** of documents and maps.
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 copy this form on to 8-1/2x11 green paper only ; or call the DLCD Office at (503) 373-0050; or Fax your request to:(503) 378-5518; or Email your request to Larry.French@state.or.us - ATTENTION: PLAN AMENDMENT SPECIALIST.

ORDINANCE 440

**AN ORDINANCE ANNEXING PROPERTY TO THE CITY OF AURORA AND
RE-ZONING ANNEXED PROPERTY**

THE CITY OF AURORA HEREBY ORDAINS AS FOLLOWS:

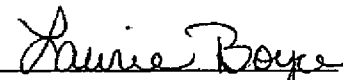
Section 1. Pursuant to ORS 222.120(4)(b), the real property owned by Vasily and Marina Sharabarin and described in Exhibit A, attached hereto and incorporated herein, is hereby declared annexed to the City of Aurora.

Section 2. Pursuant to AMC 16.66.070, property is hereby re-zoned from Marion County Urban Transition Farming (UTF) to City of Aurora Residential Low Density (R-1) and subject to the Historic Residential overlay.

Section 3. In support of the above annexation, the City Council hereby adopts the findings, conclusions and recommendations in the Planning Commission Staff Report, dated July 25, 2005, regarding the annexation and re-zoning of the property.

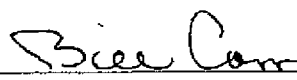
Section 4. The effective date of this annexation and re-zoning shall be 30 days after the date of adoption of this ordinance.

SUBMITTED to the Aurora City Council for a first reading by title only and for posting by the City Recorder in the usual manner and locations on the regularly scheduled December 13, 2005 City Council meeting at Aurora City Council Chambers.

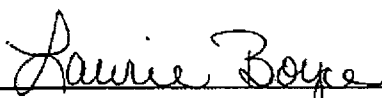

Laurie Boyce - City Recorder

ADOPTED by the Aurora City Council after its second reading by title only on the regularly scheduled January 10, 2006 City Council meeting, which ordinance shall take effect thirty (30) days thereafter.

3 YEAS 1 NAYS 0 ABSTAIN 1 ABSENT


Bill Carr - Mayor

ATTEST:


Laurie Boyce - City Recorder

JAN-17-2006 12:37 FROM:

TO:5035432010

P.3

Order No. 00-58713-12

EXHIBIT "ONE"

Beginning in the center of Market Road No. 10, at a point which is 759.00 feet North and 553.13 feet North 79°45' East and 272.74 feet North 79°18' East from the Southwest corner of Section 12, in Township 4 South, Range 1 West of the Willamette Meridian, in Marion County, Oregon, said point being the Southeast corner of a tract of land conveyed to George Wiederhold by deed recorded in Volume 600, page 375, Deed Records for said County and State; thence North along the East line of said tract of land 401.33 feet to an angle in said East line; thence North 22°44' East along the East line of said tract of land 213.40 feet to a point on the Northerly line of a tract of land conveyed to John Miller by deed recorded in Volume 478, page 642, Deed Records for said County and State; thence South 48°23' East along the Northerly line of said John Miller's tract of land 311.30 feet to the Northwest corner of a tract of land conveyed to Clarence Hopman by deed recorded in Volume 626, page 750, Deed Records for said County and State; thence South 24°25' West along the West line of said Clarence Hopman's tract of land 169.89 feet to the Southwest corner of said tract of land; thence South 64°32' East along the South line of said Clarence Hopman's tract of land 130.00 feet to the Southeast corner of said tract of land; thence South 24°25' West 132.07 feet to the center of said Market Road No. 10; thence South 79°18' West 207.90 feet to the place of beginning.

