



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/Costal Fax: (503) 378-6033

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

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

CORRECTED NOTICE OF ADOPTED AMENDMENT (originally sent August 8, 2006)

August 10, 2006



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

FROM: Mara Ulloa, Plan Amendment Program Specialist

SUBJECT: City of Hermiston Plan Amendment
DLCD File Number 002-06

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: August 21, 2006

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: Gloria Gardiner, DLCD Urban Planning Specialist
Darren Nichols, DLCD Regional Representative
Clinton Spencer, City Of Hermiston

<paa> ya/





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NOTICE OF ADOPTED AMENDMENT

August 8, 2006

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

FROM: Mara Ulloa, Plan Amendment Program Specialist

SUBJECT: ~~Washington County~~ **should read City of Hermiston**
Plan Amendment
DLCD File Number 002-06



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Cc: Gloria Gardiner, DLCD Urban Planning Specialist
Darren Nichols, DLCD Regional Representative
Clinton Spencer, ~~Washington County~~ **should read City of Hermiston**

<paa> ya/



FORM 2

D L C D NOTICE OF ADOPTION

DEPT OF

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

AUG 02 2006

(See reverse side for submittal requirements)

**LAND CONSERVATION
AND DEVELOPMENT**

Jurisdiction: City of Hermiston Local File No.: UK Properties
(If no number, use none)

Date of Adoption: July 24, 2006 Date Mailed: July 31, 2006
(Must be filled in) (Date mailed or sent to DLCD)

Date the Notice of Proposed Amendment was mailed to DLCD: May 26, 2006

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.]

Amend Comprehensive Plan Map designation from medium density/mobile home residential to commercial and amend zoning map designation from multiple-structure residential (R-4) to outlying commercial (C-2) for 0.7 acres of land located at 1865 NE North Street.

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 : Medium Density/Mobile Home Residential (MH) to Commercial (C)

Zone Map Changed from: Multi-Structure Res (R-4) to Outlying Commercial (C-2)

Location: 1865 NE North Street Acres Involved: 0.7

Specify Density: Previous: 6.5 DU/Acre New: N/A

Applicable Statewide Planning Goals: 1, 2, 9, 11, 12

Was an Exception Adopted? Yes: No:

DEPT OF

AUG 02 2006

DLCD File No.: 002-06(15264)

**LAND CONSERVATION
AND DEVELOPMENT**

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: 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: _____

Hermiston Irrigation District, Umatilla County, Confederated Tribes of Umatilla

Local Contact: Clinton Spencer Area Code + Phone Number: (541)567-5521

Address: 180 NE 2nd Street City: Hermiston

Zip Code+4: 97838 Email Address: cspencer@hermiston.or.us

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 NO 2123

AN ORDINANCE AMENDING THE CITY OF HERMISTON COMPREHENSIVE PLAN MAP AND ZONING MAP.

THE CITY OF HERMISTON DOES ORDAIN AS FOLLOWS:

SECTION 1. The following described property shall be changed on the city comprehensive plan map from "Medium Density/Mobile Home Residential" to "Commercial" and on the city zoning map from Multi-Structure Residential (R-4) to Outlying Commercial (C-2), to-wit:

That portion of Block 1, ELWOOD TRACTS, City of Hermiston, in the Southwest Quarter of Section 2, Township 4 North, Range 28 East, Willamette Meridian, Umatilla County, Oregon, being described as follows:

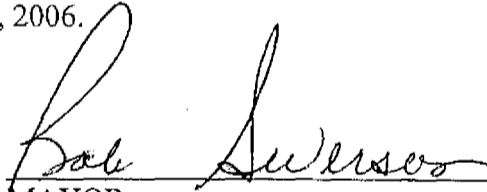
Beginning at the northeast corner of Lot 3 of said Block 1 and running; thence S \square 29' W along the east line of said Block 1 a distance of 242.80 feet to the southeast corner of Lot 6 of said Block 1; thence N 89 \square 36' W along the south line of said Lot 6 and the south line of Lot 2 of said Block 1 a distance of 170.00 feet to the southwest corner of said Lot 2; thence N 0 \square 15' E along the west line of said Lot 2 a distance of 92.80 feet to a point which lies 150.00 feet south of the northwest corner of said Lot 2; then S 89 \square 36' E parallel with the south line of said Lot 2 a distance of 70.38 feet to a point on the east line of said Lot 2; thence N 0 \square 29' E along said east line 150.00 feet to the northeast corner of said Lot 2; thence S 89 \square 36' E along the north line of Lot 3 of said Block 1 a distance of 100.00 feet to the point of beginning. Containing .71 acres, more or less.

SECTION 2. The findings of fact as adopted by the City Council on July 24, 2006 are incorporated herein by reference.


SECTION 3. The effective date of this ordinance shall be the thirtieth day after enactment.

PASSED by the Common Council this 24th day of July, 2006.

SIGNED by the Mayor this 24th day of July, 2006.


MAYOR

ATTEST:


CITY RECORDER

This map was prepared for Assessment purposes only.



NW 1/4 SW 1/4 SEC 2 T4N R28E WM UMATILLA COUNTY, OR

SCALE: 1" = 100'

7/9/04

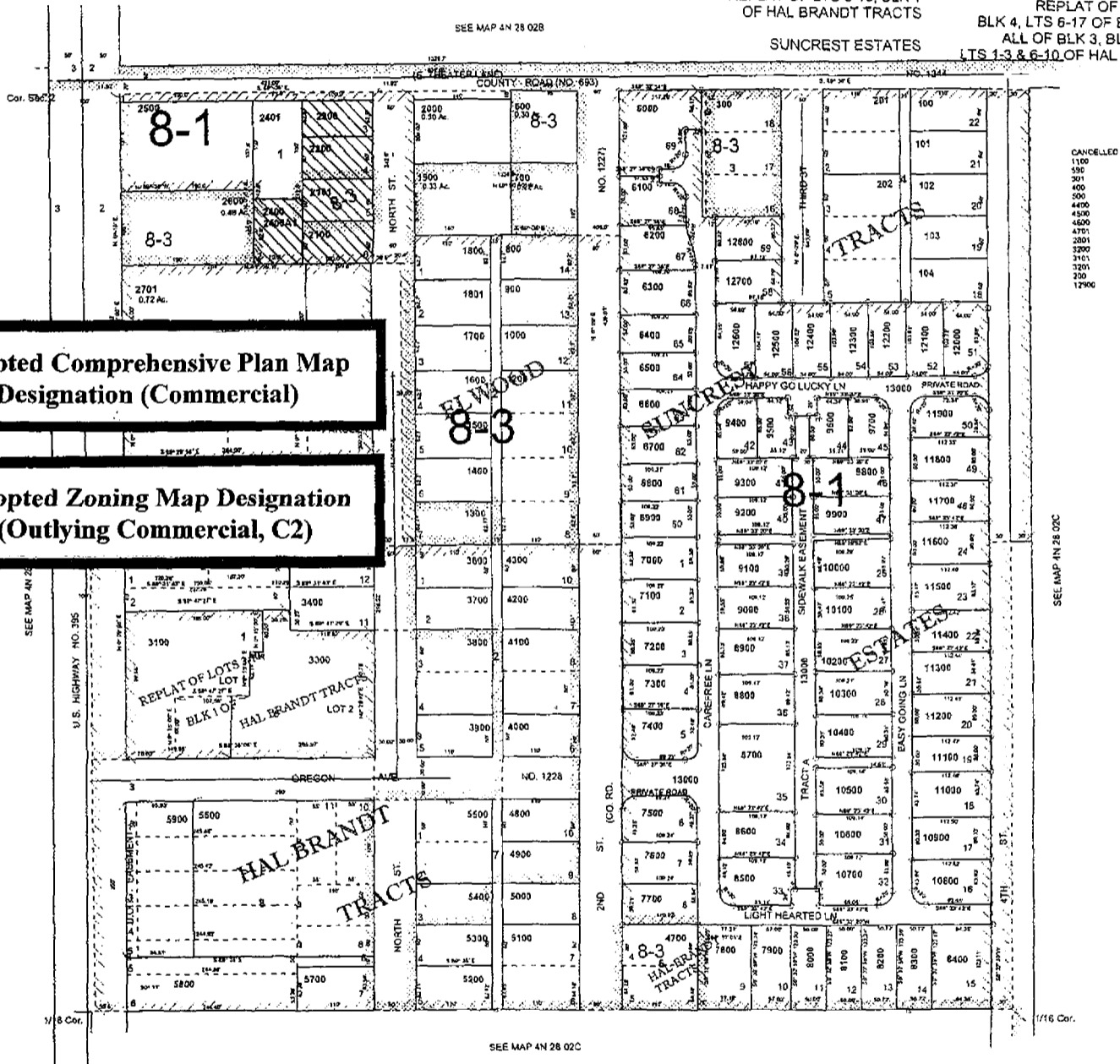
4N2802CB

ELWOOD TRACTS
HAL BRANDT TRACTS
Aerial Photo No NZ-1P-122

REPLAT OF LTS 3-10, BLK 1
OF HAL BRANDT TRACTS

REPLAT OF BLK 3, LTS 1-15 &
BLK 4, LTS 6-17 OF ELWOOD TRACTS
ALL OF BLK 3, BLK4, BLK5 & BLK6,
LTS 1-3 & 6-10 OF HAL BRANDT TRACTS

SUNCREST ESTATES



**Adopted Comprehensive Plan Map
Designation (Commercial)**

**Adopted Zoning Map Designation
(Outlying Commercial, C2)**

CANCELLED
1100
590
301
400
500
4400
4500
4600
2001
3200
3101
3101
300
12900

SEE MAP IN 28 02C

SEE MAP 4N 28 02C

4N2802CB