



Oregon

Theodore R. Kulongoski, Governor

Department of Land Conservation and Development

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NOTICE OF ADOPTED AMENDMENT

October 9, 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 003-06



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: October 20, 2006

This amendment was not submitted to DLCD for review prior to adoption. Pursuant to OAR 660-18-060, the Director or any person is eligible to appeal this action to LUBA under ORS 197.830 to 197.845.

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
Jeanette Jacques, City of Hermiston

<paa>



ORDINANCE NO. 2125

AN ORDINANCE DECLARING CERTAIN LANDS TO BE ANNEXED TO THE CITY, OUTLINING THE NEW BOUNDARIES, DESCRIBING SAID PROPERTY, WITHDRAWING SAID LANDS FROM THE UMATILLA COUNTY LIBRARY DISTRICT, AND DESIGNATING ZONING.

THE CITY OF HERMISTON DOES ORDAIN AS FOLLOWS:

SECTION 1. The following described property be and the same is annexed to the City of Hermiston, withdrawn from the Umatilla County Library District due to annexation, and the City zoning map is expanded to include said property as Multi-Family Residential (R-3); to-wit:

That portion of the Southeast Quarter of Section 2, Township 4 North, Range 28 East Willamette Meridian, Umatilla County, Oregon, being described as follows:

Beginning at the Southwest corner of the Northwest quarter of the Southeast Quarter of said Section 2 and running; thence North along the west line of said Northwest Quarter 1308.31 feet to a point on the south line of Theater Lane (Co. Rd. #1244); thence East along said South line 230 feet; thence North 40 feet to a point on the north line of said Theater Lane. Said point lies 10 feet South of the Southeast corner of Lot 125 of SUNSET ESTATES; thence East along the north line of said Theater Lane 1097.53 feet to a point which lies 20 feet North of the Northeast corner of said Northwest Quarter; thence South 1348.94 feet to the Southeast corner of said Northwest Quarter; thence West along the South line of said Northwest Quarter 128.80 feet to a 5/8" iron rebar marking the Northeast corner of Tax Lot 600 4N 28 02D as it was described in the Umatilla County Assessors unrecorded file; thence S 2° 14' 41" E 703.80 feet to a 5/8" iron rebar; thence N 89° 53' 47" W parallel with the South line of said Kalal Tract 195.00 feet to a 5/8" iron rebar; thence S 2° 14' 41" E 195.00 feet to a 5/8" iron rebar on the South line of said Kalal Tract; thence N 89° 53' 47" W along said South line 992.56 feet to the Northwest corner of that tract of land deeded to Glenn Chowning, et al, described in a deed recorded on Reel 396, Page 107, Umatilla County Deed Records; thence N 0° 24' 53" W 10.43 feet to the Northeast corner of that tract of land deeded to Charles and Linda Reiber recorded in Book 309, Page 262, Umatilla County Deed Records; thence S 89° 41' 53" W 40.00 feet to the Northwest corner of said Reiber Tract; thence N 0° 24' 53" W along the West line of the Southwest Quarter of the Southeast Quarter of said Section 2 a distance of 878.38 feet to the point of beginning.

SECTION 2. The findings of fact as adopted by the City Council on March 27, 2006 are incorporated herein by reference.

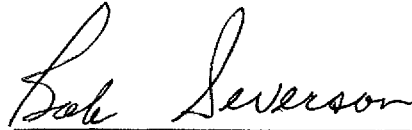
SECTION 3. The city recorder shall promptly transmit a record of annexation proceedings to the Secretary of State and notify the County Clerk and County Assessor of the change in boundary.

SECTION 4. The effective date of this ordinance shall be the thirtieth day after enactment.

SECTION 5. This annexation shall be complete when all necessary documents have been accepted and filed by the Secretary of State.

PASSED by the Common Council this 25th day of September, 2006.

SIGNED by the Mayor this 25th day of September, 2006.



MAYOR

ATTEST:

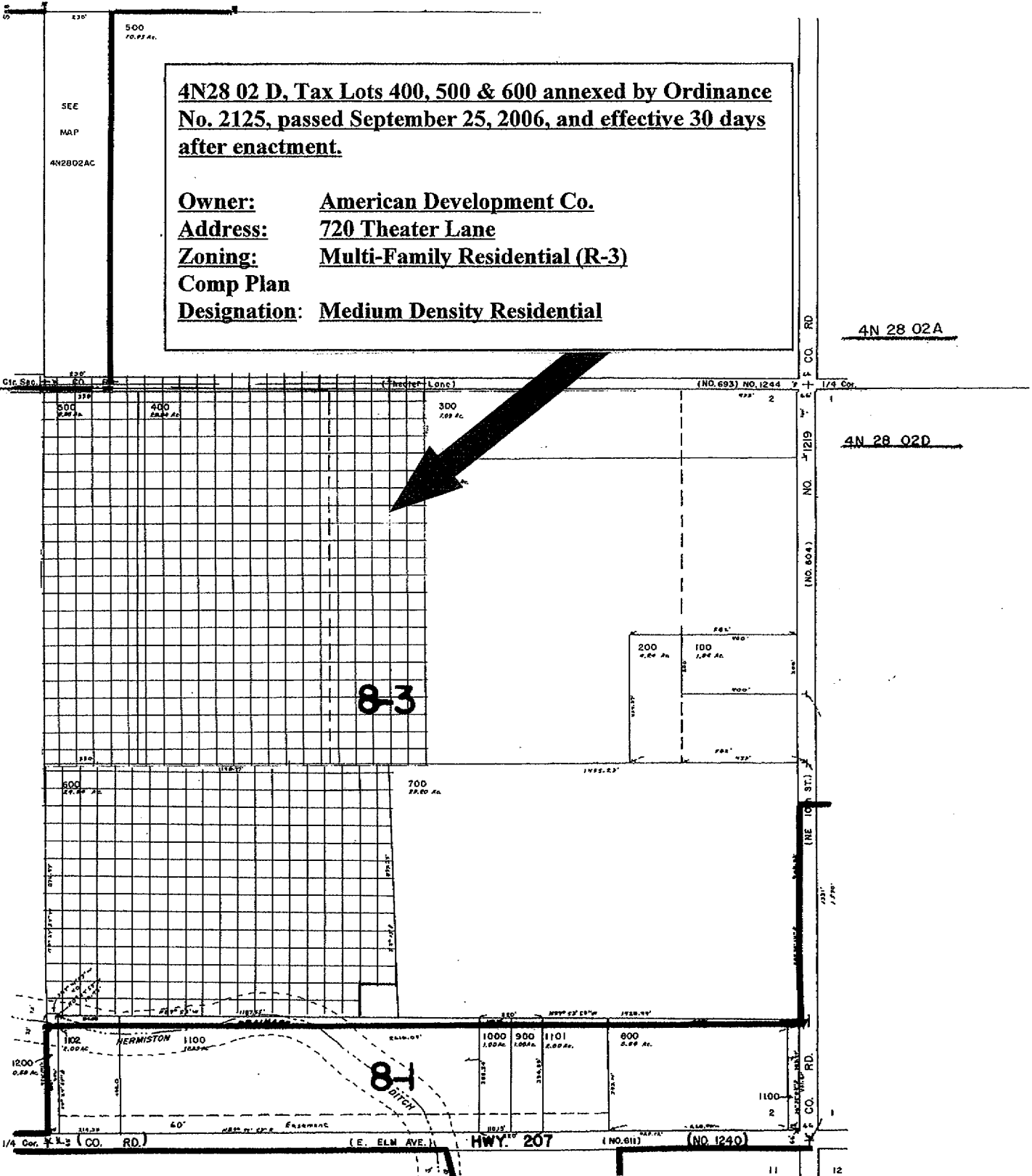


CITY RECORDER

NE 1/4 Sec. 2 T4N. R28E.W.M.
UMATILLA COUNTY

4N28 02 D, Tax Lots 400, 500 & 600 annexed by Ordinance No. 2125, passed September 25, 2006, and effective 30 days after enactment.

Owner: American Development Co.
Address: 720 Theater Lane
Zoning: Multi-Family Residential (R-3)
Comp Plan Designation: Medium Density Residential





Planning Department
180 N.E. 2nd Street
Hermiston, OR 97838-1860
Phone (541) 567-5521 • Fax (541) 567-5530
E-mail: planning@hermiston.or.us

DEPT OF

OCT 02 2006

LAND CONSERVATION
AND DEVELOPMENT

September 29, 2006

Department of Land Conservation and Development
635 Capitol Street, NE Suite 200
Salem, OR 97310-2540

To Whom It May Concern:

Enclosed for your information are copies of Annexation Ordinance No. 2125, a city map and a portion of the assessor's map outlining new boundaries for the City of Hermiston. The property is also described as 4N 28 02D Tax Lots 400, 500 and 600.

Sincerely,

Jeanette Jacques
Zoning Clerk

Enclosures:

Assessor's Map
City Map
Annexation Ordinance

003-06
(NOA)