



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

December 26, 2006

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

FROM: Mara Ulloa, Plan Amendment Program Specialist

SUBJECT: City of Madras Plan Amendment
DLCD File Number 013-06



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: January 8, 2007

This amendment was submitted to DLCD for review with less than the required 45-day notice because the jurisdiction determined that emergency circumstances required expedited review. 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.

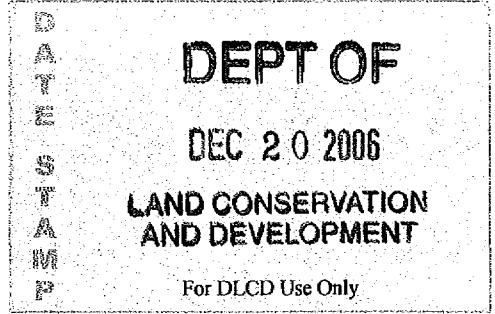
***NOTE: THE APPEAL DEADLINE IS BASED UPON THE DATE THE DECISION WAS MAILED BY LOCAL GOVERNMENT. A DECISION MAY HAVE BEEN MAILED TO YOU ON A DIFFERENT DATE THAN IT WAS MAILED TO DLCD. AS A RESULT YOUR APPEAL DEADLINE MAY BE EARLIER THAN THE DATE SPECIFIED ABOVE.**

cc: Gloria Gardiner, DLCD Urban Planning Specialist
Mark Radabaugh, DLCD Regional Representative
Matthew Crall, DLCD Transportation Planner
Chuck McGraw, City of Madras

<paa> ya/

2 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



Jurisdiction: City of Madras Local file number: PA-06-1

Date of Adoption: 10/10/2006 Date Mailed: 12/13/2006

Date original Notice of Proposed Amendment was mailed to DLCD: 6/27/2006

- Comprehensive Plan Text Amendment
- Land Use Regulation Amendment
- New Land Use Regulation
- Comprehensive Plan Map Amendment
- Zoning Map Amendment
- Other: _____

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

Amend the City of Madras Comprehensive Plan to adopt policies and a list of Historic Sites and Structures as the City of Madras assumes planning and administrative responsibilities for the Goal 5 Historic Resources within the Madras Urban Growth Boundary.

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: N/A to: N/A

Location: N/A Acres Involved: N/A

Specify Density: Previous: N/A New: N/A

Applicable Statewide Planning Goals: Goal 5

Was an Exception Adopted? YES NO

DLCD File No.: 013-06 (15370)

Did the Department of Land Conservation and Development receive a Notice of Proposed Amendment.....

- Forty-five (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

Affected State or Federal Agencies, Local Governments or Special Districts:

DLCD, SHPO, Jefferson County

Local Contact: **Chuck McGraw** Phone: **(541) 475-3388** Extension: _____

Address: **71 SE D Street** City: **Madras**

Zip Code + 4: **97741-** Email Address: **cmcgraw@ci.madras.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 **mara.ulloa@state.or.us** - ATTENTION: PLAN AMENDMENT SPECIALIST.

ORDINANCE NO. 780

AN ORDINANCE AMENDING THE MADRAS COMPREHENSIVE PLAN TO ADD POLICIES AND HISTORIC RESOURCES INVENTORY TO THE GOAL 5 ELEMENT OF THE CITY OF MADRAS COMPREHENSIVE PLAN AND DECLARING AN EMERGENCY.

WHEREAS, Jefferson County and the City of Madras entered into an Urban Growth Management Agreement which authorizes the City of Madras to assume the planning and zoning responsibility for lands within the Urban Growth Boundary; and

WHEREAS, the City of Madras desires to assume responsibility for managing and protecting the historic resources located within the Madras Urban Growth Boundary; and

WHEREAS, the City of Madras has entered into an agreement with the Jefferson County Historical Society establishing a program for the preservation of historic resources and in setting the priorities for these activities, and

WHEREAS, the proposed amendments were presented to the City of Madras Planning Commission on August 16, 2006 and to the City Council on October 10, 2006 for review through the public hearing process.

NOW, THEREFORE, the City of Madras ordains as follows:

SECTION 1: The Madras Comprehensive Plan, Section II, Inventories, shall be amended as provided in Exhibit 'A", and incorporated herein.

SECTION 2: The Madras Comprehensive Plan, Section III, Goals and Policies, shall be amended as provided in Exhibit "B", and incorporated herein.

SECTION 3: **SEVERABILITY**

The provisions of this ordinance are severable. If any section, sentence, clause, or phrase of this ordinance is adjudged by a court of competent jurisdiction to be invalid, the decision shall not affect the validity of the remaining portions of the ordinance.

SECTION 4: CORRECTIONS

This ordinance may be corrected by order of the City Council to cure editorial and clerical errors.

SECTION 5: EMERGENCY CLAUSE

The City Council of the City of Madras, having reviewed the Comprehensive Plan of the City of Madras, and the need for enactment of ordinances to regulate land use within the City does hereby determine that this ordinance is necessary for the immediate preservation of the public peace, health and safety of the citizens of the City of Madras and an emergency is hereby declared to exist, and this Ordinance shall become in full force and effect from and after the date it is enacted and signed by the Mayor.

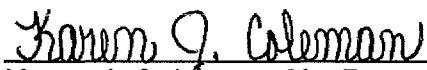
ADOPTED by the City Council of the City of Madras this 12th day of December, 2006.

Ayes: 5
Nays: 0
Abstentions: 0
Absent: 1
Vacancies: 0



Frank E. Morton, Mayor

ATTEST:



Karen J. Coleman, City Recorder

EXHIBIT 'A'

RESOURCE SITE NAME: ELLIS WILLIAMS HOUSE 1910 (Mason House)

TYPE OF RESOURCE: Historic Structure (SHPO 1976)

LOCATION: 508 Fifth Street - Madras

DESCRIPTION (if available) two and one-half story residential structure in City of Madras lot under County Jurisdiction - See Madras Comprehensive Plan

1-A Sufficient information available to indicate resource site important

_____ (Yes) _____ (No)

If yes proceed to 1-B, if no, designate Site 1-A, no further action.

1-B Information Available, if sufficient to identify resource, proceed to 1-C. If insufficient, designate 1-B. 1-B action as follows: _____

1-C Information sufficient to identify location quantity and quality of resource:

LOCATION: _____

QUANTITY: _____

QUALITY: _____

Proceed to 2.

2 Conflicting Uses: _____

2-A If conflicting uses identified, proceed to 2-B. If no conflicting uses designate Site 2-A.

2-B ESEE Analysis

E _____

S _____

E _____

E _____

Proceed to 3

3 Program for Resource Protection

3-A Preserve Site Program _____

EXHIBIT 'A'

RESOURCE SITE NAME: ELLIS WILLIAMS HOUSE 1910 (Mason House)

TYPE OF RESOURCE: Historic Structure (SHPO 1976)

LOCATION: 508 Fifth Street - Madras

DESCRIPTION (if available) Two & one-half story residential structure in City of Madras. Not under County jurisdiction - See Madras Comprehensive Plan

1-A Sufficient information available to indicate resource site important
 Yes No

If yes proceed to 1-B, if no, designate site 1-A, no further action.

1-B Information available, if sufficient to identify resource, proceed to 1-C. If insufficient, designate 1-B.

1-B action as follows _____

1-C Information sufficient to identify location, quantity, and quality of resource:

Location _____

Quantity _____

Quality _____

Proceed to 2.

2 Conflicting Uses _____

2-A If conflicting uses identified, proceed to 2-B. If no conflicting uses designate site 2-A.

2-B ESEE Analysis

E _____

S _____

E _____

E _____

Proceed to 3.

3 Program for Resource Protection

3-A Preserve Site Program _____

3-B Allow Conflicting Use _____

3-C Limit Conflicting Use _____

NUMBER CIRCLED IN MARGIN INDICATES DESIGNATION OF THIS SITE.

RESOURCE SITE NAME: HOBSON HOTEL 1909 (Madras Hotel)

TYPE OF RESOURCE: Historic Structure (SHPO 1976)

LOCATION: 4th and "C" Street - Madras

DESCRIPTION (if available) Three story wood frame building in City of Madras. Not under County jurisdiction. - See Madras Comprehensive Plan.

1-A Sufficient information available to indicate resource site important

 Yes No

If yes proceed to 1-B, if no, designate site 1-A, no further action.

1-B Information available, if sufficient to identify resource, proceed to 1-C. If insufficient, designate 1-B.

1-B action as follows _____

1-C Information sufficient to identify location, quantity, and quality of resource:

Location _____

Quantity _____

Quality _____

Proceed to 2.

2 Conflicting Uses _____

2-A If conflicting uses identified, proceed to 2-B. If no conflicting uses designate site 2-A.

2-B ESEE Analysis

E _____

S _____

E _____

E _____

Proceed to 3.

3 Program for Resource Protection

3-A Preserve Site Program _____

3-B Allow Conflicting Use _____

3-C Limit Conflicting Use _____

NUMBER CIRCLED IN MARGIN INDICATES DESIGNATION OF THIS SITE.

RESOURCE SITE NAME: I.O.O.F. Hall 1917

TYPE OF RESOURCE: Historic Structure (SHPO 1976)

LOCATION: 5th and "D" Streets - Madras

DESCRIPTION (if available) Two story brick building - In City of Madras, not under County jurisdiction. See Madras Comprehensive Plan.

1-A Sufficient information available to indicate resource site important
_____ Yes _____ No

If yes proceed to 1-B, if no, designate site 1-A, no further action.

1-B Information available, if sufficient to identify resource, proceed to 1-C. If insufficient, designate 1-B.

1-B action as follows _____

1-C Information sufficient to identify location, quantity, and quality of resource:

Location _____

Quantity _____

Quality _____

Proceed to 2.

2 Conflicting Uses _____

2-A If conflicting uses identified, proceed to 2-B. If no conflicting uses designate site 2-A.

2-B ESEE Analysis

E _____

S _____

E _____

E _____

Proceed to 3.

3 Program for Resource Protection

3-A Preserve Site Program _____

3-B Allow Conflicting Use _____

3-C Limit Conflicting Use _____

NUMBER CIRCLED IN MARGIN INDICATES DESIGNATION OF THIS SITE.

RESOURCE SITE NAME: JEFFERSON COUNTY COURTHOUSE #1 (1918)

TYPE OF RESOURCE: Historic Structure (SHPO 1976)

LOCATION: 5th and "D" Street - Madras

DESCRIPTION (if available) Two story brick building ca. 1917. Arched recessed entry way facade is in good condition, and reads "Madras City Hall, 1917" Still in use as governmental building. Owned by Jefferson County.

1-A Sufficient information available to indicate resource site important

X Yes No

If yes proceed to 1-B, if no, designate site 1-A, no further action.

1-B Information available, if sufficient to identify resource, proceed to 1-C. If insufficient, designate 1-B.

1-B action as follows _____

1-C Information sufficient to identify location, quantity, and quality of resource:

Location 6th and "D" Street, Madras. Owned by Jefferson County, but inside Madras City limits.

Quantity Two story building

Quality Good structural quality - Remodeled inside, exterior in original condition

Proceed to 2.

2 Conflicting Uses None - County ownership is sufficient to protect resource.

(2-A) If conflicting uses identified, proceed to 2-B. If no conflicting uses designate site 2-A.

2-B ESEE Analysis

E _____

S _____

E _____

E _____

Proceed to 3.

3 Program for Resource Protection

3-A Preserve Site Program _____

3-B Allow Conflicting Use _____

3-C Limit Conflicting Use _____

NUMBER CIRCLED IN MARGIN INDICATES DESIGNATION OF THIS SITE.

RESOURCE SITE NAME: JEFFERSON COUNTY JAIL 1918
TYPE OF RESOURCE: Historic Structure
LOCATION: 6th and "D" Street - Madras

DESCRIPTION (if available) One story concrete building with a dome roof, iron door and three small windows with iron shutters - owned by Jefferson County - Designated in Madras Comprehensive Plan.

1-A Sufficient information available to indicate resource site important
 X Yes No

If yes proceed to 1-B, if no, designate site 1-A, no further action.

1-B Information available, if sufficient to identify resource, proceed to 1-C. If insufficient, designate 1-B.

1-B action as follows _____

1-C Information sufficient to identify location, quantity, and quality of resource:

Location 6th & "D" Street, Madras, owned by Jefferson County
Quantity One small building with dome roof
Quality Good structural condition. Marked with plaque reading "Old County Jail July 3, 1918"
Proceed to 2.

2 Conflicting Uses Designated in Madras Comprehensive Plan. County ownership sufficient to protect resource.

(2-A) If conflicting uses identified, proceed to 2-B. If no conflicting uses designate site 2-A.

2-B ESEE Analysis

E _____
S _____
E _____
E _____

Proceed to 3.

3 Program for Resource Protection

3-A Preserve Site Program _____

3-B Allow Conflicting Use _____

3-C Limit Conflicting Use _____

NUMBER CIRCLED IN MARGIN INDICATES DESIGNATION OF THIS SITE.

RESOURCE SITE NAME: MADRAS CONSERVATIVE BAPTIST CHURCH
TYPE OF RESOURCE: Historic Structure (SHPO 1976)
LOCATION: 802 "D" Street - Madras

DESCRIPTION (if available) One story building with high pitch gable roof, and a large bell tower. In City of Madras, not under County jurisdiction. See Madras Comprehensive Plan

1-A Sufficient information available to indicate resource site important

 Yes No

If yes proceed to 1-B, if no, designate site 1-A, no further action.

1-B Information available, if sufficient to identify resource, proceed to 1-C. If insufficient, designate 1-B.

1-B action as follows _____

1-C Information sufficient to identify location, quantity, and quality of resource:

Location _____

Quantity _____

Quality _____

Proceed to 2.

2 Conflicting Uses _____

2-A If conflicting uses identified, proceed to 2-B. If no conflicting uses designate site 2-A.

2-B ESEE Analysis

E _____

S _____

E _____

E _____

Proceed to 3.

3 Program for Resource Protection

3-A Preserve Site Program _____

3-B Allow Conflicting Use _____

3-C Limit Conflicting Use _____

NUMBER CIRCLED IN MARGIN INDICATES DESIGNATION OF THIS SITE.

RESOURCE SITE NAME: MADRAS DESCHUTES RAIL ROAD DEPOT 1911

TYPE OF RESOURCE: Historic Structure (SHPO 1976)

LOCATION: Birch Lane crossing of O.T.R.R.

DESCRIPTION (if available) Wood frame depot - in Madras U.G.B. See Madras Comprehensive Plan

1-A Sufficient information available to indicate resource site important

 Yes No

If yes proceed to 1-B, if no, designate site 1-A, no further action.

1-B Information available, if sufficient to identify resource, proceed to 1-C. If insufficient, designate 1-B.

1-B action as follows _____

1-C Information sufficient to identify location, quantity, and quality of resource:

Location _____

Quantity _____

Quality _____

Proceed to 2.

2 Conflicting Uses _____

2-A If conflicting uses identified, proceed to 2-B. If no conflicting uses designate site 2-A.

2-B ESEE Analysis

E _____

S _____

E _____

E _____

Proceed to 3.

3 Program for Resource Protection

3-A Preserve Site Program _____

3-B Allow Conflicting Use _____

3-C Limit Conflicting Use _____

NUMBER CIRCLED IN MARGIN INDICATES DESIGNATION OF THIS SITE.

RESOURCE SITE NAME: PIONEER HOMESTEAD ON FAIRGROUNDS
TYPE OF RESOURCE: Historic Structure (Jefferson County Comprehensive Plan)
LOCATION: County Fairgrounds

DESCRIPTION (if available) One small wood frame residence. L shaped with one and one - half story in one portion, Board and Batten siding, porch and roof over entryway. Shutters on all windows, Windmill and storage barn included on site.

1-A Sufficient information available to indicate resource site important
 X Yes No

If yes proceed to 1-B, if no, designate site 1-A, no further action.

1-B Information available, if sufficient to identify resource, proceed to 1-C. If insufficient, designate 1-B.

1-B action as follows _____

1-C Information sufficient to identify location, quantity, and quality of resource:

Location Jefferson County Fairgrounds

Quantity One resited and preserved pioneer homestead with split rail fence perimeter

Quality Good

Proceed to 2.

2 Conflicting Uses None - site maintained by Jefferson County Historical Society, owned by Jefferson County.

(2-A) If conflicting uses identified, proceed to 2-B. If no conflicting uses designate site 2-A.

2-B ESEE Analysis

E _____

S _____

E _____

E _____

Proceed to 3.

3 Program for Resource Protection

3-A Preserve Site Program _____

3-B Allow Conflicting Use _____

3-C Limit Conflicting Use _____

NUMBER CIRCLED IN MARGIN INDICATES DESIGNATION OF THIS SITE.

EXHIBIT 'B'

GOAL 5 -

- E. Locatable structures and definable sites should be listed in the Comprehensive Plan and shown on a map in the Jefferson County Museum. These sites and buildings should be protected by plan policies and ordinance provisions. They should, over time, become identified at the site to increase their historic value to the public.
- F. A special effort will be undertaken by the society and the City Planning Department to locate and document all historic cemeteries and family burial plots in the county. These sites are of particular interest to relatives of early settlers.
- G. Locations which cannot be well defined, or for which no visible remains exist, shall be marked on a map in the museum, along with an explanation of the events or structures which were on the location.

EXHIBIT "B" TO ORDINANCE NO. 780