



Oregon

Theodore R. Kulongoski, Governor

Department of Land Conservation and Development

635 Capitol Street NE, Suite 150

Salem, Oregon 97301-2524

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

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

Third Floor/Measure 37 Fax: (503) 378-5318

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

NOTICE OF ADOPTED AMENDMENT

October 24, 2006

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

FROM: Mara Ulloa, Plan Amendment Program Specialist

SUBJECT: City of Monmouth 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: November 8, 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
Jason Locke, DLCD Regional Representative
Steven Santos, DLCD Economic Development Planning Specialist
Mark Fancey, City of Monmouth

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DEPT OF

OCT 19 2006

LAND CONSERVATION AND DEVELOPMENT

NOTICE OF ADOPTION

Must be filed within 5 working days
See OAR 660-18-040

Jurisdiction: City of Monmouth

Local File Number: CPMA-ZC 06-03

Date of Adoption: October 3, 2006

Date Mailed: October 18, 2006

Date Proposal was Provided to DLCD: April 25, 2006

Type of Adopted Action: (Check all that apply)

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."
The request would change the zoning designation on a 5.25-acre property from Industrial Park to Light Industrial.

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: Industrial Park to Light Industrial

Zone Map Changed from: Industrial Park (IP) to Light Industrial (IL)

Location: Assessor Map 8430 Tax Lot 903 Acres Involved: 5.25

Specified Change in Density: Current: 4.35 units/acre Proposed: 8.71 units/acre

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

Is an Exception Proposed? Yes: No:

Affected State or Federal Agencies, Local Governments or Special Districts: None

DLCD File Number: 003-06 (15179)

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: None

Local Contact: Mark Fancy Area Code + Phone Number: (503) 588-6177

Address: MWVCOG 105 High Street SE

City: Salem Zip Code+4: 97301-3667

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** of the adopted material, if copies are bound 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 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 onto 8 ½ x11 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.

CITY OF MONMOUTH, COUNTY OF POLK

STATE OF OREGON

An Ordinance Changing the Zoning)
Designation of a Parcel of Real Property)
Owned by the Rosemead LLC, Zone)
Change/Comprehensive Plan Amendment)
06-03.)

ORDINANCE NO. 1239

WHEREAS, the Rosemead LLC is the owner (hereinafter "Owner") of the real property described on Exhibit A, which is attached hereto and by this reference incorporated herein (hereinafter the "Property"); and

WHEREAS, Owner submitted an application to change the zoning designation of the Property from Industrial Park (IP) to Light Industrial (IL) and the Comprehensive Plan designation from Industrial Park to Light Industrial; and

WHEREAS, after due notice and public hearing on June 7, 2006, the Planning Commission recommended to the Council that said application be approved; and

WHEREAS, after due notice and public hearing on August 1, 2006, the Council, based upon the findings, facts, and conclusions in the staff report dated July 25, 2006, on file in the Community Development Department, which are incorporated herein by reference, did and does find that there is a public need for land use of the kind for which the zoning and comprehensive plan amendments were initiated and that public need can best be met by amending the Zoning and Comprehensive Plan designations of the Property to Light Industrial. NOW, THEREFORE,

THE CITY OF MONMOUTH DOES ORDAIN AS FOLLOWS:

Section 1. The Zoning designation of the Property described on Exhibit A hereto, is hereby changed to Light Industrial.

Section 2. The Comprehensive Plan designation of the Property described on Exhibit A hereto, is hereby changed to Light Industrial.

Read for the first time: September 5, 2006

Read for the second time: October 3, 2006

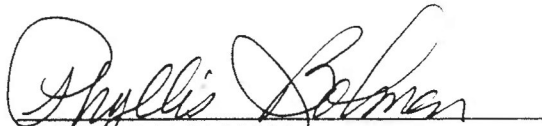
Adopted by the City Council: October 3, 2006

Approved by the Mayor: October 3, 2006



LARRY DALTON, MAYOR

ATTEST:



PHYLLIS BOLMAN
CITY RECORDER

EXHIBIT A

Parcel 2 of PARTITION PLAT 1981-0018, recorded April 23, 1991 in Volume 1991, Page 18, in Partition Plat Records of Polk County, Oregon.

