



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

April 16, 2007

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

FROM: Mara Ulloa, Plan Amendment Program Specialist

SUBJECT: City of North Bend Plan Amendment
DLCD File Number 001-07



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: May 3, 2007

This amendment was submitted to DLCD for review 45 days prior to adoption. 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.

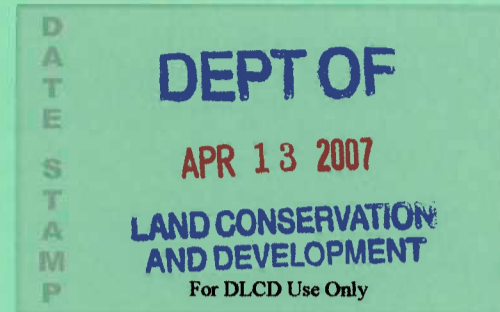
***NOTE: THE APPEAL DEADLINE IS BASED UPON THE DATE THE DECISION WAS MAILED BY LOCAL GOVERNMENT. A DECISION MAY HAVE BEEN MAILED TO YOU ON A DIFFERENT DATE THAN IT WAS MAILED TO DLCD. AS A RESULT YOUR APPEAL DEADLINE MAY BE EARLIER THAN THE ABOVE DATE SPECIFIED.**

Cc: Gloria Gardiner, DLCD Urban Planning Specialist
Dave Perry, DLCD Regional Representative
David Voss, City of North Bend

<paa> ya/

FORM 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 North Bend Local file number: NA

Date of Adoption: 4/10/2007 Date Mailed: 4/12/2007

Date original Notice of Proposed Amendment was mailed to DLCD: 1/31/2007

- 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".
Action to remove nonconforming use status on two lots developed with single-family dwellings.

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: M Manufacturing to: R Residential

Zone Map Changed from: M-L Light Industrial to: R-5 Residential

Location: 2622 & 2626 Highway Street Acres Involved: 0.27

Specify Density: Previous: Industrial New: 1 sfd/5,000 sf

Applicable Statewide Planning Goals: NA

Was and Exception Adopted? YES NO

DLCD File No.: 001-07 (15838)

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:

None

Local Contact: **David Voss** Phone: **(541) 756-8535** Extension: _____
Address: **835 California Avenue** City: **North Bend**
Zip Code + 4: **97459-14** Email Address: **planner@uci.net**

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. 1961

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN MAP DESIGNATION FROM "M" MANUFACTURING TO "R" RESIDENTIAL AND THE ZONING MAP FROM "M-L" LIGHT INDUSTRIAL TO "R-5" RESIDENTIAL FOR THE CERTAIN PROPERTY DESCRIBED HEREIN.

THE CITY OF NORTH BEND ORDAINS AS FOLLOWS:

Section 1. The City of North Bend finds as follows:

- 1.1 An application to amend the Comprehensive Plan Map designation from "M" Manufacturing to "R" Residential and to amend the Zoning Map from "M-L" Light Industrial to "R-5" Residential has been submitted by Wayne Medford and Linda and Donald Morrow, owners of the subject properties.
- 1.2 Notice of the Comprehensive Plan Amendment and Zone Change was mailed to the Oregon Department of Land Conservation and Development (DLCD) on March 19, 2007. No concerns or comments were received from DLCD.
- 1.3 Notice was mailed to affected property owners on February 26, 2007. Said notice identified the subject properties, applicable criteria, time, date and location of the public hearings and information concerning testimony and appeals.
- 1.4 Proper notice was published as required by law.
- 1.5 A public hearing was held by the City Planning Commission on March 19, 2007, and the Planning Commission made a unanimous recommendation to approve the request.
- 1.6 The City Council held a public hearing on April 10, 2007, at which time the City Council approved the requested Comprehensive Plan Map change and the Zoning Map change based on the information contained in the submitted application, the staff report, the Planning Commission recommendation, and evidence submitted by the applicant.

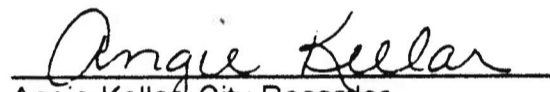
Section 2. The Council of the City of North Bend hereby declares that the Comprehensive Plan Map shall be amended from "M" Manufacturing to "R" Residential and the Zoning Map shall be amended from "M-L" Light Industrial to "R-5" Residential for the following described properties:

Lots 1 and 2, Block A, Porter Hill Addition, identified as Tax Lots 100 and 200, Assessor Map 25-13-15DD, Coos County, Oregon.

Passed and enacted by the Council of the City of North Bend April 10, 2007.


Rick Wetherell, Mayor

ATTEST:


Angie Kellar, City Recorder

LOCATION MAP

SE1/4 SE1/4 SEC. 15 T.25S. R.13W. W.M.
COOS COUNTY

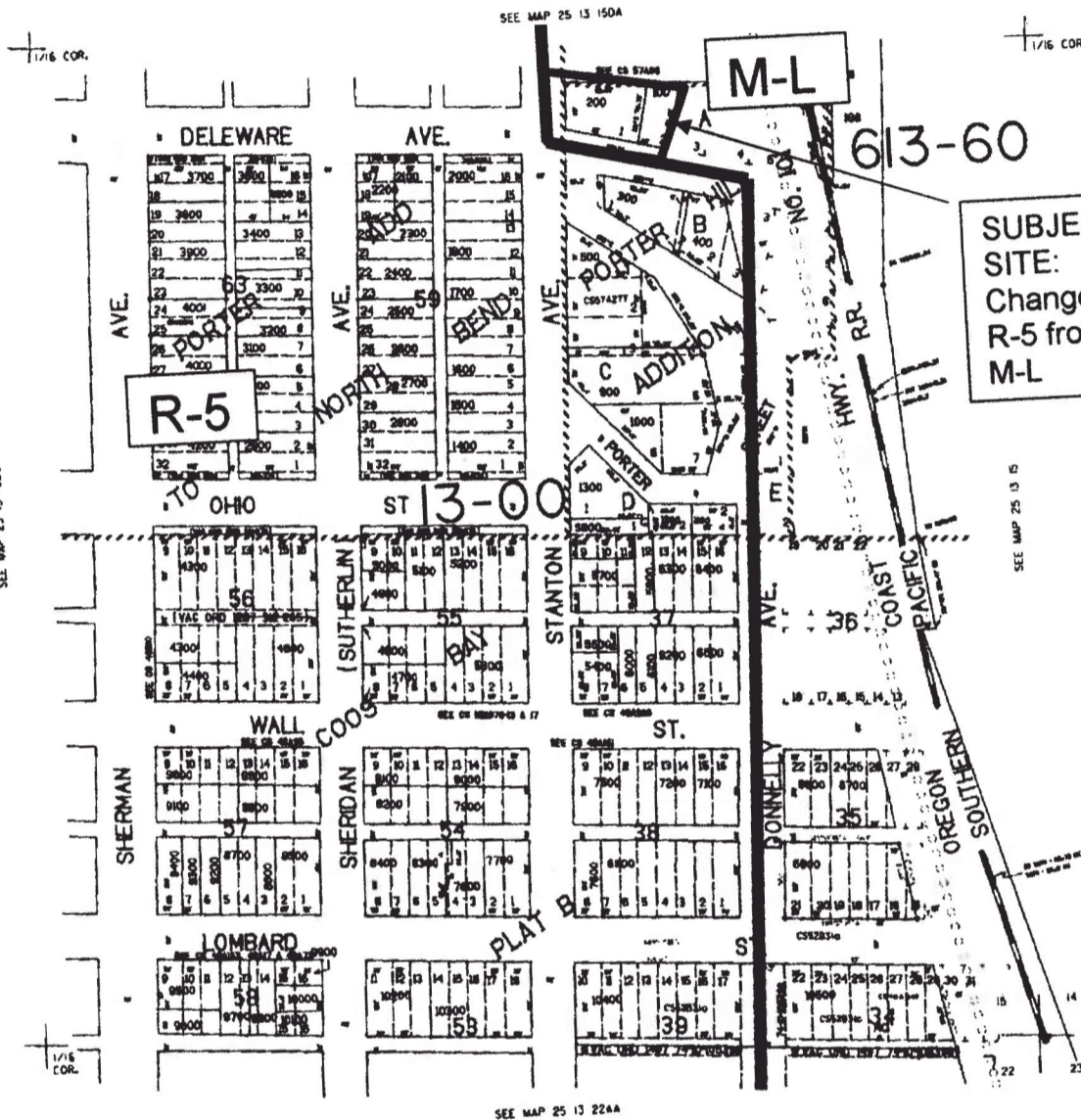
25 13 15DD
NORTH BEND

THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY

1" = 100'

CANCELLED

- 600
- 700
- 800
- 4501
- 4601
- 4500
- 1900
- 5600
- 7000
- 7300
- 7400



SUBJECT SITE:
Change to
R-5 from
M-L

DATE
25 13 15DD
NORTH BEND