



Oregon

Theodore R. Kulongoski, Governor

Department of Land Conservation and Development

635 Capitol Street, Suite 150

Salem, OR 97301-2540

(503) 373-0050

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www.lcd.state.or.us

AMENDED NOTICE OF ADOPTED AMENDMENT

November 16, 2007

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

FROM: Mara Ulloa, Plan Amendment Program Specialist

SUBJECT: City of Salem Plan Amendment
DLCD File Number 013-07



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: November 30, 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
Jason Locke, DLCD Regional Representative
Bob Cortright, DLCD Transportation Planning Coordinator
Klaus Schilde, City of Salem

<paa> ya/

NOTICE OF ADOPTION

THIS FORM **MUST BE MAILED** BY DLCD
WITHIN 5 WORKING DAYS AFTER THE FINAL DECISION
PER ORS 197.610, OAR CHAPTER 660 - DIVISION 18

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LAND CONSERVATION
AND DEVELOPMENT

Jurisdiction: City of Salem Local File Number: CICPC/NPC 07-5
Date of Adoption: November 6, 2007 Date Mailed: November 9, 2007
Date this Notice of Proposed Amendment was mailed to DLCD: September 13, 2007

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

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

Changed the Salem Area Comprehensive Plan map designation from "Single Family Residential" to "Multi-Family Residential" and changed the East Lancaster Neighborhood Plan map designation from "Single Family" to "Multifamily" for property located at 1850 45th Avenue NE.

Describe how the adopted amendment differs from the proposed amendment. If it is the same, write "SAME." If you did not give notice to the Proposed Amendment, write "N/A."

Same

Plan Map Changed from: Single Family Residential to: Multi-Family Residential
Zone Map Changed from: NA to: NA
Location: 1850 45th Avenue NE Acres Involved: 8.86 acres
Specify Density: Previous: _____ New: _____
Applicable Statewide Planning Goals: _____

Was an Exception Proposed: YES NO

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 of Federal Agencies, Local Governments or Special Districts:

Local Contact: Klaus Schilde, Senior Planner Phone: (503) 588-6173 Extension: 7574
Address: 555 Liberty Street SE, Room 305 City: Salem
Zip: 97301 E-Mail Address: kschilde@cityofsalem.net

DLCD File No: 013-07 (16393)

CERTIFICATION OF MAILING

STATE OF OREGON)

CITY OF SALEM)

I, Judy Copeland, do hereby certify that I, on the 9th day of November 2007 caused to be sent interoffice to the Department of Land Conservation and Development Notice of Adoption for CICPC/NPC 07-5

A copy of which is filed in the case file.

DATED at Salem, Oregon, this 9th day of November 2007



Judy Copeland, Staff Assistant

PLANNING COMMISSION

PLANNING DIVISION
555 LIBERTY ST. SE/ROOM 305
SALEM, OREGON 97301
PHONE: 503-588-6173
FAX: 503-588-6005



RESOLUTION NO.: PC 07-11

**COMPREHENSIVE PLAN CHANGE/NEIGHBORHOOD PLAN CHANGE
07-5**

WHEREAS, a petition for a Comprehensive Plan change from Single Family Residential to Multi Family Residential,

concurrent change in the East Lancaster Neighborhood Plan from Single Family to Multi Family

for property located at 1850 45th Avenue NE

was filed by City of Salem

with the Planning Commission of the City of Salem, and

WHEREAS, after due notice, a public hearing on the proposed changes was held before the Planning Commission on November 6, 2007, at which time witnesses were heard and evidence received; and

WHEREAS, the Planning Commission having carefully considered the entire record of this proceeding including the testimony presented at the hearing, after due deliberation and being fully advised; NOW THEREFORE

BE IT RESOLVED BY THE PLANNING COMMISSION OF THE CITY OF SALEM, OREGON:

Section 1. FINDINGS:

The Planning Commission hereby adopts as its findings of fact the staff report(s) on this matter dated November 6, 2007, herewith attached and by this reference incorporated herein.

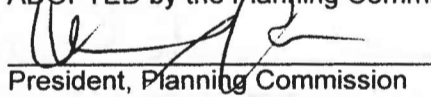
Section 2. ORDER:

Based upon the foregoing findings and conclusions, it is hereby ordered:

(a) The proposed Comprehensive Plan change in this matter from Single Family Residential to Multi Family Residential be granted;

(b) The East Lancaster Neighborhood Plan covering the above defined area be changed to Multifamily;

ADOPTED by the Planning Commission this 6th day of November 2007.



President, Planning Commission

Appeal of a Planning Commission decision is to the Salem City Council (Council), as set forth in Section 114.200 of the Salem Revised Code (SRC). Written notice of an appeal and the applicable fee shall be filed with the Planning Administrator within fifteen days after the record date of the decision. Salem Revised Code 114.210 states that whether or not an appeal is filed, the Council may, by majority vote, initiate review of a Planning Commission decision by resolution filed with the City Recorder. Such a review shall be initiated prior to the adjournment of the first regular Council meeting following Council notification of the Planning Commission decision. Review shall proceed according to SRC Section 114.200.

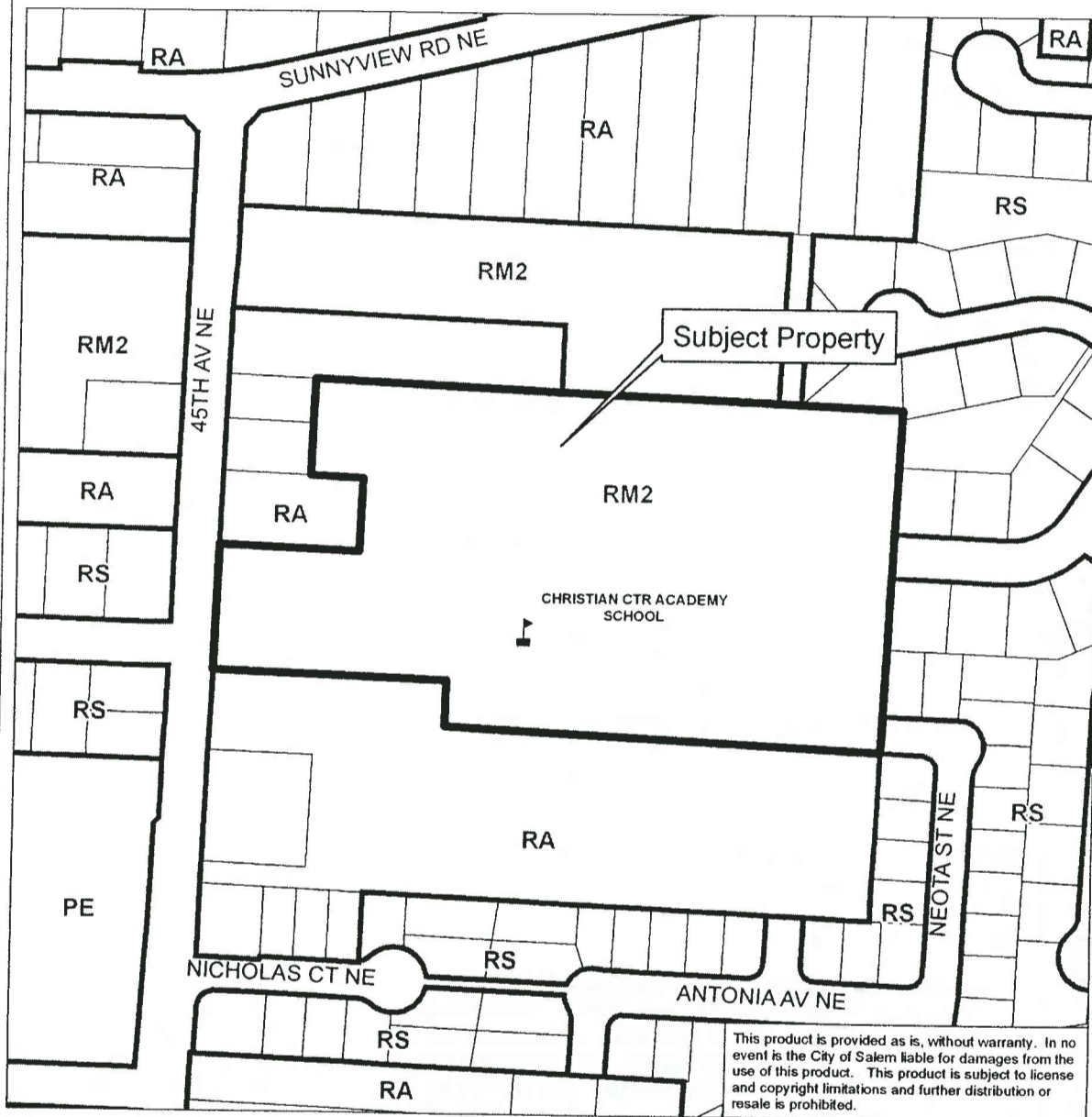
APPEAL PERIOD ENDS: November 21, 2007

Copies of the staff report containing the Facts and Findings adopted by the Planning Commission are available upon request at Room 305, Civic Center, during City business hours, 8:00 a.m. to 5:00 p.m.

Planning Commission Vote:

Yes 4 No 0 Absent 2 (Goss and Levin)

Commission Initiated Comprehensive Plan Change/Neighborhood Plan Change 07-5



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Legend

- | | |
|---------------------------|---------|
| Base Zoning | Parks |
| Urban Growth Boundary | Schools |
| Outside Salem City Limits | Taxlots |

0 50 100 200 Feet



CITY OF *Salem*
AT YOUR SERVICE
Community Development Dept.