



Oregon

Theodore R. Kulongoski, Governor

Department of Land Conservation and Development

635 Capitol Street, Suite 150

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NOTICE OF ADOPTED AMENDMENT

July 29, 2008



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

FROM: Mara Ulloa, Plan Amendment Program Specialist

SUBJECT: City of McMinnville Plan Amendment
DLCD File Number 001-08

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: August 15, 2008

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
Steve Oulman, DLCD Regional Representative
Lucy Falcy, City of McMinnville

<paa> ya/

JUL 28 2008

D L C D 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

LAND CONSERVATION AND DEVELOPMENT

(See reverse side for submittal requirements)

Jurisdiction: City of McMinnville Local File No.: CPA 1-08/ZC 1-08
(If no number, use none)

Date of Adoption: July 22, 2008 Date Mailed: July 25, 2008
(Must be filled in) (Date mailed or sent to DLCD)

Date the Notice of Proposed Amendment was mailed to DLCD: April 18, 2008

- 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."

Amending the Comprehensive Plan Map for one property, 6,995 sq. ft. in area in residential use from an Industrial to a Residential classification. Also, a zoning map amendment for the same property from M-2 (General Industrial) to R-4 (Multi-Family Residential).

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 to Residential

Zone Map Changed from: M-2 General Industrial to R-4 Multi-Family Residential

Location: 729 NE 7th Street Acres Involved: 0.16 (6,995 sq. ft.)

Specify Density: Previous: _____ New: _____

Applicable Statewide Planning Goals: 1, 10

Was an Exception Adopted? Yes: _____ No: X

DLCD File No.: 001-08 (16849)

ORDINANCE NO. 4897

An Ordinance amending the comprehensive plan map from Industrial to Residential and rezoning certain property from an M-2 (General Industrial) zone to an R-4 (Multi-Family Residential) zone on a 6,995 square foot parcel of land.

RECITALS

The Planning Commission received an application (CPA 1-08/ZC 1-08) from Ramon Olmedo, dated April 16, 2008, for an amendment to the comprehensive plan map and a zone change from an M-2 (General Industrial) zone to an R-4 (Multi-Family Residential) zone on a 6,995 square foot parcel of land. The property is more specifically described as Tax Lot 8300, Section 21BA, T. 4 S., R. 4 W., W.M.

A public hearing was held on June 19, 2008, at 6:30 p.m. before the McMinnville Planning Commission after due notice had been given in the local newspaper on June 10, 2008, and written notice had been mailed to property owners within 300 feet of the affected property; and

At said public hearing, testimony was received, the application materials and a staff report were presented; and

The Planning Commission, being fully informed about said request, found that said changes conformed to the plan amendment and zone change review criteria listed in Chapter 17 72.035 of Ordinance No. 3380 based on the material submitted by the applicant and findings of fact and the conclusionary findings for approval contained in the staff report, all of which are on file in the Planning Department, and that the plan amendment and zone change are consistent with the Comprehensive Plan; and

The Planning Commission approved said plan amendment and zone change and has recommended said changes to the Council; and now, therefore,

THE CITY OF McMINNVILLE ORDAINS AS FOLLOWS:

Section 1. That the Council adopts the findings and conclusions of the Planning Commission, staff report on file in the Planning Department, and the application filed by Ramon Olmedo.

Section 2. That the comprehensive plan map designation for the property described in Exhibit "A", is hereby amended from Industrial to Residential.

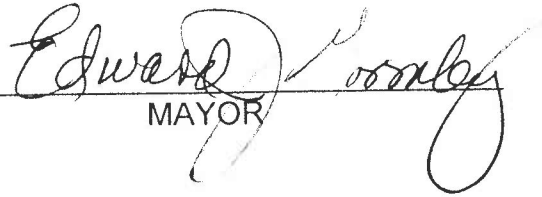
Section 3. That the property described in Exhibit "A", is hereby rezoned from a M-2 (General Industrial) zone to an R-4 (Multi-Family Residential) zone.

Adopted by the Common Council of the City of McMinnville at a regular meeting held the 22nd day of July 2008, by the following votes:

Ayes Hill May, Olson, Yoder

Nays: _____

Approved this 22nd day of July 2008.


MAYOR

Attest:

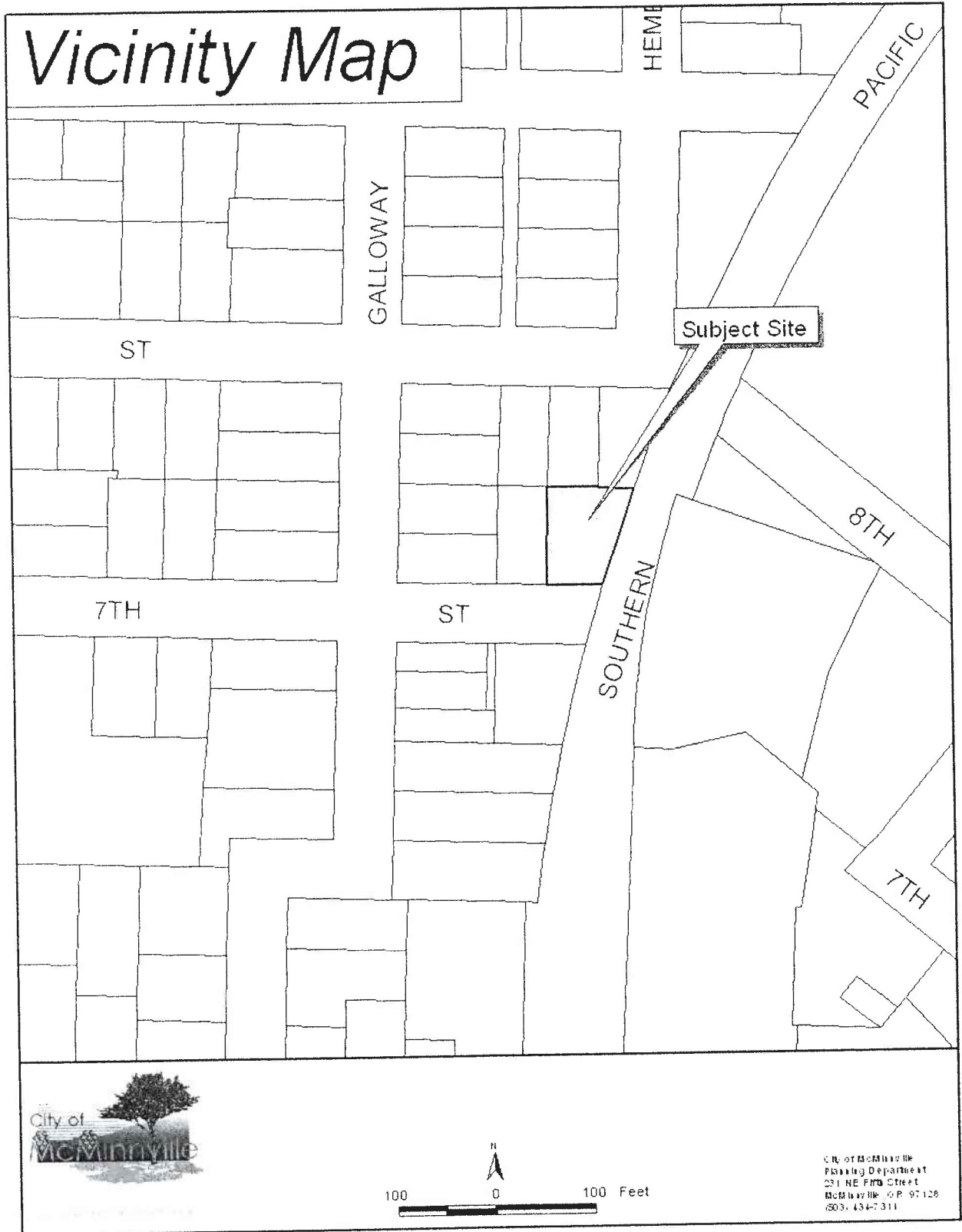

CITY RECORDER

Approved as to form:


CITY ATTORNEY

EXHIBIT A

LOT 7 BLOCK 36 OAK PARK ADDITION.



City of McMinnville
Planning Department
231 NE First Street
McMinnville, OR 97128
(503) 434-7311

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ATTN: Plan Amendment Specialist
Dept. of Land Conservation & Development
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Salem, OR 97301-2540