



# Oregon

Theodore R. Kulongoski, Governor

## Department of Land Conservation and Development

635 Capitol Street NE, Suite 150

Salem, Oregon 97301-2524

Phone: (503) 373-0050

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

May 5, 2010



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

FROM: Angela Houck, Plan Amendment Program Specialist

SUBJECT: Pilot Rock Plan Amendment  
DLCD File Number 001-10

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: 5/18/2010**

This amendment was not submitted to DLCD for review prior to adoption because the jurisdiction determined that emergency circumstances required expedited review. Pursuant to OAR 660-18-060, the Director or any person is eligible to appeal this action to LUBA under ORS 197.830 to 197.845.

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: Jackie Carey, City of Pilot Rock  
Gloria Gardiner, DLCD Urban Planning Specialist

<paa> <







FORM 2

DLCD

# Notice of Adoption

In person  electronic  mailed

DATE  
STAMP

DEPT OF

APR 29 2010

LAND CONSERVATION  
AND DEVELOPMENT

For Office Use Only

This Form 2 must be mailed to DLCD within 5-Working Days after the Final Ordinance is signed by the public Official Designated by the jurisdiction and all other requirements of ORS 197.615 and OAR 660-018-000

Jurisdiction: City of Pilot Rock

Local file number: 10-004

Date of Adoption: 04/20/2010

Date Mailed: 04/26/2010

Was a Notice of Proposed Amendment (Form 1) mailed to DLCD?  Yes  No Date:

Comprehensive Plan Text Amendment

Comprehensive Plan Map Amendment

Land Use Regulation Amendment

X Zoning Map Amendment

New Land Use Regulation

x Other: Annexation

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

We annexed into the City of Pilot Rock 7.35 acres. This property was in the Urban Growth Boundary and contiguous to the City of Pilot Rock, making it eligible to be annexed into the City. It has been zoned Limited Residential.

I apologize for not sending Form 1, I was not aware I needed to for an annexation.

Does the Adoption differ from proposal? No

Plan Map Changed from:

to:

Zone Map Changed from: Rural Limited Residential

to: Limited Residential

Location: City of Pilot Rock

Acres Involved: 7.35

Specify Density: Previous: Rural Residential

New: City Residential

Applicable statewide planning goals:

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19

Was an Exception Adopted?  YES  NO

Did DLCD receive a Notice of Proposed Amendment...

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



**DLCD file No.** \_\_\_\_\_

Please list all affected State or Federal Agencies, Local Governments or Special Districts:

Umatilla County Planning, Umatilla County Assessor's, Oregon Department of Revenue, Oregon Secretary of State, DLCD

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Local Contact: Jackie I. Carey

Phone: (541) 443-2811 Extension:

Address: PO Box 130

Fax Number: 541-443-2253

City: Pilot Rock

Zip: 97868

E-mail Address: jcarey@centurytel.net

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## ADOPTION SUBMITTAL REQUIREMENTS

This Form 2 must be received by DLCD no later than 5 days after the ordinance has been signed by the public official designated by the jurisdiction to sign the approved ordinance(s) per ORS 197.615 and OAR Chapter 660, Division 18

1. This Form 2 must be submitted by local jurisdictions only (not by applicant).
2. When submitting, please print this Form 2 on light green paper if available.
3. Send this Form 2 and One (1) Complete Paper Copy and One (1) Electronic Digital CD (documents and maps) of the Adopted Amendment to the address in number 6:
4. **Electronic Submittals: Form 2 – Notice of Adoption will not be accepted via email or any electronic or digital format at this time.**
5. The Adopted Materials must include the final decision signed by the official designated by the jurisdiction. The Final Decision must include approved signed ordinance(s), finding(s), exhibit(s), and any map(s).
6. DLCD Notice of Adoption must be submitted in One (1) Complete Paper Copy and One (1) Electronic Digital CD via United States Postal Service, Common Carrier or Hand Carried to the DLCD Salem Office and stamped with the incoming date stamp. (for submittal instructions, also see # 5)] **MAIL the PAPER COPY and CD 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**

7. Submittal of this Notice of Adoption must include the signed ordinance(s), finding(s), exhibit(s) and any other supplementary information (see ORS 197.615).
8. Deadline to appeals to LUBA is calculated **twenty-one (21) days** from the receipt (postmark date) of adoption (see ORS 197.830 to 197.845).
9. In addition to sending the Form 2 - Notice of Adoption to DLCD, please notify persons who participated in the local hearing and requested notice of the final decision at the same time the adoption packet is mailed to DLCD (see ORS 197.615).
10. **Need More Copies?** You can now access these forms online at <http://www.lcd.state.or.us/>. You may also call the DLCD Office at (503) 373-0050; or Fax your request to: (503) 378-5518.

# CITY OF PILOT ROCK

## ORDINANCE NO. 539

**AN ORDINANCE DECLARING CERTAIN DESCRIBED PROPERTY CONTIGUOUS TO THE CITY OF PILOT ROCK, OREGON TO BE ANNEXED THERETO, RECOGNIZING AND ACCEPTING THE WRITTEN CONSENT OF THE OWNER IN THE AREA PROPOSED TO BE ANNEXED AND DIRECTING THE CITY RECORDER TO TRANSMIT CERTAIN DOCUMENTS TO THE DEPARTMENT OF REVENUE, STATE OF OREGON ASSESSMENT, AND APPRAISAL DIVISION, TO THE COUNTY ASSESSOR: TO THE COUNTY CLERK, AND TO THE SECRETARY OF STATE AND DECLARING AN EMERGENCY.....**

### **THE CITY OF PILOT ROCK ORDAINS AS FOLLOWS:**

**WHEREAS**, there are no provisions within the Charter of the City of Pilot Rock, which expressly prohibits the City Council from dispensing with the submitting of the question of annexation to the registered voters of the City and the City Council has opted to dispense with an election.

**WHEREAS**, ORS 222.125 expressly permits a City Council to dispense with an election and hearing concerning the annexation of property as hereinafter described.

**WHEREAS**, the City of Pilot Rock and Umatilla County has agreed via the Pilot Rock Urban Growth Area Joint Management Agreement that annexations shall occur in a manner consistent with the relevant annexation procedures contained in the Oregon Revised Statutes, Oregon Case Laws, and City Ordinances and shall not occur until such sites are contiguous to the City. This property will be zoned R2.

**WHEREAS**, the property to be annexed is the property of James, Evelyn and Jerry Hatley and they have signed the Consent to Annexation herein, by this reference, made a part of this Ordinance.

**WHEREAS**, the following described property contiguous to the City of Pilot Rock be, and the same is, annexed to the City of Pilot Rock:

IN THE SW ¼ OF THE SE1/4 OF SECTION 8, T1S, R32E, W.M., UMATILLA COUNTY, OREGON.

All of that part of the Southwest Quarter of the Southeast Quarter of Section 8, Township 1 South, Range 32 East, Willamette Meridian, Umatilla County, Oregon, more particularly described as follows:

Beginning at the southwest corner of that tract of land annexed to the City of Pilot Rock by Ordinance No. 442 as the same was approved on April 4<sup>th</sup>, 1995 and recorded as Document No. 1995-204867 in Microfilm Reel 269, Page 89 of the Umatilla County Deed Records, thence along the west line of said annexation, North 00°06'10" West a distance of 250 feet; thence North 43°56' East along the north line of said annexation a distance of 233 feet, more or less, to a point on the east line of the Southwest Quarter of the Southeast Quarter of said Section 8; thence along said east line, North 00°22'03" East a distance of 294.84 feet, more or less, to a point that lies North 0°22'03" East a distance of 710.90 feet northerly of the Southeast corner of the Southwest Quarter of the Southeast Quarter of said Section 8; thence leaving said east line, South 62°15'43" West a distance of 726.76 feet; thence South 60°36'09" West a distance of 81.26 feet; thence South 58°51'43" West a distance of 272.87 feet; thence South 56°10'39" West a distance of 199.13 feet; thence South 49°16'56" West a distance of 50.95 feet; thence South 0°34'49" West a distance of 35.94 feet to a point on the South line of said Southwest Quarter of the Southeast Quarter of Section 8 which lies South 89°25'11" East a distance of 159.50 feet from the South One Quarter corner of said Section 8; thence along said south line, South 89°25'11" East a distance of 985.50 feet to the point of beginning.

Assessor's Map #1S3208D Tax Lots #300 and # 302.

That said land is contiguous to the City of Pilot Rock, Umatilla County, State of Oregon and is located within the Urban Growth Boundary and therefore is eligible for annexation.

The said land will be zoned R-2, Limited Residential.

**WHEREAS**, conditions of this Annexation shall be that the property owners shall be responsible for extending all city utilities from the existing city services to the far end of the property lines where the services are requested; place a booster water pump station to provide a minimum of 50 psi at the highest elevation at the developed property; NW Delwood shall be brought up to City standards with a minimum of a minor collector design. All new streets shall be built to a minimum of curbed local residential design. There shall be a storm water system placed to address all storm water issues prior to construction including taking the outflow to West Birch Creek as per the City's subdivision ordinance.

All water, sewer and street development shall comply with the City of Pilot Rock public works standards.

**NOW THEREFORE**, inasmuch as it is necessary for the peace, health and safety of the people of Pilot Rock that this ordinance has immediate effect, an emergency is hereby declared to exist and this ordinance shall take effect immediately upon its passage by the Council and approval by the Mayor.

**PASSED** by the Council and approved by the Mayor this 21 day of April 2010.

APPROVED

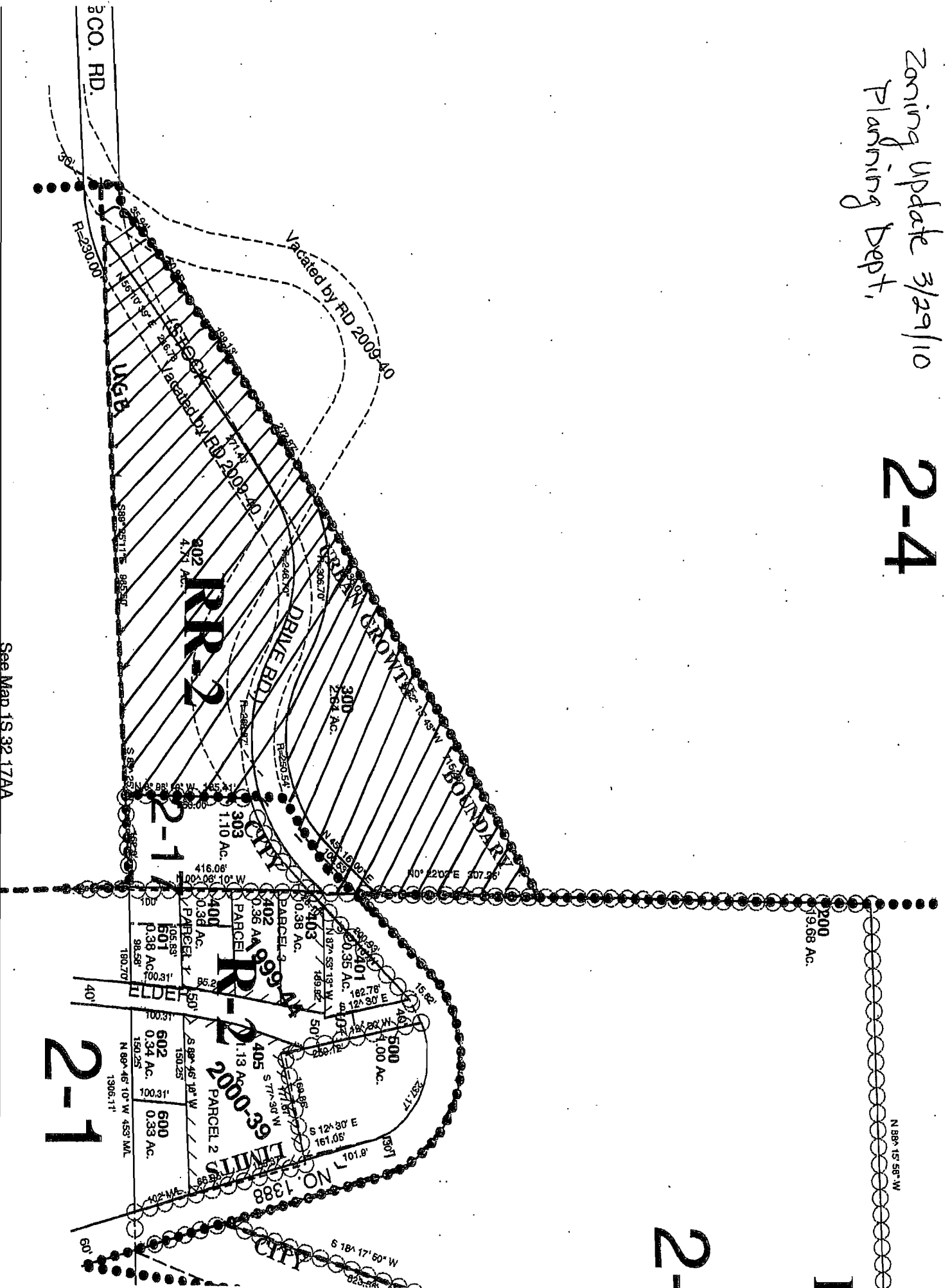
Virginia C. Carne

ATTEST

Jackie J. Carey

Zoning Update 3/29/10  
Planning Dept,

2-4



See Map JS 32-17AA

2-1

2-

1





# CITY OF PILOT ROCK

P.O. Box 130 - 144 N. Alder Pl. • Pilot Rock, OR 97868  
Office: 541-443-2811 • Fax: 541-443-2253

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April 26, 2010

LCDC  
635 Capitol Street NE  
Suite 150  
Salem, Oregon 97301

Re: Ordinance No. 539

Enclosed please find the signed copy of Ordinance No. 539 along with Form 2. I did not know I was supposed to send in the Form 1 prior to adoption.

Let me know if there is anything else you need.

Sincerely,

Jackie I. Carey  
City Recorder

JC:jc



Jackie L. Carey  
City of Pilot Rock  
PO Box 130  
Pilot Rock, OR 97868



LCDC  
635 Capitol Street NE  
Suite 150  
Salem, Oregon 97301