



**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](http://www.lcd.state.or.us)



**NOTICE OF ADOPTED AMENDMENT**

05/01/2012

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

**FROM:** Plan Amendment Program Specialist

**SUBJECT:** City of Columbia City Plan Amendment  
DLCD File Number 003-11

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:** Wednesday, May 16, 2012

This amendment was submitted to DLCD for review 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 Acknowledgment or 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. NO LUBA Notification to the jurisdiction of an appeal by the deadline, this Plan Amendment is acknowledged.

**Cc:** Lisa Smith, City of Columbia City  
Gordon Howard, DLCD Urban Planning Specialist  
Anne Debbaut, DLCD Regional Representative

<paa> YA



FORM 2

DLCD

# Notice of Adoption

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

In person  electronic  mailed

DATE  
S  
T  
A  
M  
P

DEPT OF  
APR 26 2012  
LAND CONSERVATION  
AND DEVELOPMENT

For Office Use Only

Jurisdiction: **City of Columbia City**

Local file number:

Date of Adoption: **4/6/2012**

Date Mailed: **4/25/2012**

Was a Notice of Proposed Amendment (Form 1) mailed to DLCD?  Yes  No Date: 12/23/2011

Comprehensive Plan Text Amendment

Comprehensive Plan Map Amendment

Land Use Regulation Amendment

Zoning Map Amendment

New Land Use Regulation

Other:

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

**Pursuant to ORS 222.750, annex a parcel of unincorporated territory surrounded by city into the City of Columbia City and change zoning from Columbia County zoning to City of Columbia City zoning.**

Does the Adoption differ from proposal? Please select one

**No changes from proposal.**

Plan Map Changed from: **NA**

to: **NA**

Zone Map Changed from: Col County FA-80

to: Columbia City R-1

Location: **Columbia County, Oregon**

Acres Involved: 5.43

Specify Density: Previous: **1du/80a**

New: **4 du/a**

Applicable statewide planning goals:

<b>1</b>	<b>2</b>	<b>3</b>	<b>4</b>	<b>5</b>	<b>6</b>	<b>7</b>	<b>8</b>	<b>9</b>	<b>10</b>	<b>11</b>	<b>12</b>	<b>13</b>	<b>14</b>	<b>15</b>	<b>16</b>	<b>17</b>	<b>18</b>	<b>19</b>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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.** 003-11 (19117) [17017]



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

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Local Contact: Lisa Smith Phone: (503) 543-2010 Extension:  
Address: PO Box 189 Fax Number: - -  
City: Columbia City Zip: 97018 E-mail Address: lisasmith1@centurylink.net

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### ADOPTION SUBMITTAL REQUIREMENTS

**This Form 2 must be received by DLCD no later than 5 working 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 the adopted amendment, please print a completed copy of Form 2 on light green paper if available.
3. Send this Form 2 and one complete paper copy (documents and maps) of the adopted amendment to the address below.
4. Submittal of this Notice of Adoption must include the final signed ordinance(s), all supporting finding(s), exhibit(s) and any other supplementary information (ORS 197.615 ).
5. Deadline to appeals to LUBA is calculated **twenty-one (21) days** from the receipt (postmark date) by DLCD of the adoption (ORS 197.830 to 197.845 ).
6. In addition to sending the Form 2 - Notice of Adoption to DLCD, please also remember to notify persons who participated in the local hearing and requested notice of the final decision. (ORS 197.615 ).
7. Submit **one complete paper copy** via United States Postal Service, Common Carrier or Hand Carried to the DLCD Salem Office and stamped with the incoming date stamp.
8. Please mail the adopted amendment packet to:

**ATTENTION: PLAN AMENDMENT SPECIALIST  
DEPARTMENT OF LAND CONSERVATION AND DEVELOPMENT  
635 CAPITOL STREET NE, SUITE 150  
SALEM, OREGON 97301-2540**

9. **Need More Copies?** Please print forms on 8½ -1/2x11 green paper only if available. If you have any questions or would like assistance, please contact your DLCD regional representative or contact the DLCD Salem Office at (503) 373-0050 x238 or e-mail [plan.amendments@state.or.us](mailto:plan.amendments@state.or.us).

<http://www.oregon.gov/LCD/forms.shtml>

Updated December 30, 2011

Council Bill No. 12-632

**ORDINANCE NO. 12-669-O**

**AN ORDINANCE ANNEXING PROPERTY TO THE CITY OF COLUMBIA CITY  
AND RE-ZONING ANNEXED PROPERTY.**

**THE CITY OF COLUMBIA CITY ORDAINS AS FOLLOWS:**

**Section 1.** Pursuant to ORS 222.750, the 5.43 acres of real property located at 2105 8<sup>th</sup> Street owned by Wilbur Wridge Jr. and described in Exhibit A attached hereto is hereby declared annexed to the City of Columbia City.

**Section 2.** Pursuant to Columbia City Development Code 7.145.070, on the date the annexation becomes effective, the property is hereby re-zoned from Columbia County Farm-Agricultural 80 (FA-80) to City of Columbia City Residential Moderate Density (R-2).

**Section 3.** In support of the above annexation, the City Council hereby adopts the findings, conclusions and recommendations in the staff report dated January 3, 2012 regarding annexation and re-zoning of the property.

**Section 4.** The effective date of this annexation and re-zoning shall be May 6, 2015.

**Section 5.** Following the effective date of this annexation, the property shall connect to City sewer, provided that said public sewer is located within one hundred feet from one of the property corners of the annexed parcel, at such time as the existing septic system is in need of repair or replacement.

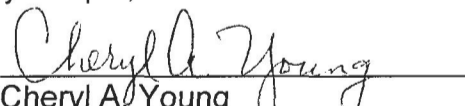
First reading: March 15, 2012

Second reading: April 5, 2012

Adopted by the City Council this 5th day of April, 2012, by the following vote:

AYES: 4    NAYS: 0    ABSENT: 1    ABSTAIN: 0

Approved by the Mayor the 6th day of April, 2012.

  
Cheryl A. Young  
Mayor

ATTEST:

  
Leahnette Rivers  
City Administrator/Recorder

Effective date: May 6, 2012

1 - Ordinance No. 12-669-O



EXHIBIT A  
5128-3D-00300  
2105 8<sup>th</sup> Street

A tract of land situate in the North half of Section 28, Township 5 North, Range 1 West of the Willamette Meridian, Columbia County, Oregon, more particularly described as follows:

BEGINNING at a point on the Westerly line of the Joseph Caples Donation Land Claim in Section 28, Township 5 North, Range 1 West of the Willamette Meridian, Columbia County, Oregon, which point is South 27° 41' 30" East 330.36 feet from the Northwestern corner of the said Donation Land Claim which point is marked by a 3/4" iron bar 20" long drive 16" into the earth;  
Thence South 27° 41' 30" East 345.42 feet to a 1/2" iron bar 15" long drive 12" into the earth;  
Thence North 66° 30' 00" East 1306.94 feet to a point in the Westerly line of the plat of Columbia City, which point is marked by a 1" bar 24" long driven 22" into the earth which bar has forked top; and thence North 17° 21' 12" West 346.50 feet along the Westerly line of the plat of Columbia City, to a 1" pipe 24" long driven 20" into the earth;  
Thence South 66° 30' 00" West 1369.28 feet to the PLACE OF BEGINNING;  
EXCEPTING THEREFROM that portion lying within the following described property;

BEGINNING at a point on the West line of the Joseph Caples Donation Land Claim that is South 27° 41' 30" East 330.36 feet from the Northwest corner of said Joseph Caples Donation Land Claim in Section 28, Township 5 North, Range 1 West, Willamette Meridian, Columbia County, Oregon;  
Thence along said West line of said Donation Land Claim South 27° 41' 30" East distance of 708.16 feet;  
Thence North 66° 30' 00" East a distance of 421.1 feet;  
Thence North 07° 15' 00" West a distance of 385.65 feet;  
Thence South 66° 30' 00" West a distance of 110.3 feet;  
Thence North 10° 52' 00" East a distance of 407.1 feet;  
Thence South 66° 30' 00" West a distance of 700.2 feet to the POINT OF BEGINNING;

ALSO EXCEPTING THEREFROM that portion thereof lying within the following described property;

BEGINNING at a point that is South 27° 41' 30" East 1038.52 feet and North 66° 30' 00" East 421.1 feet from the Northwest corner of the Joseph Caples Donation Land Claim in Section 28, Township 5 North, Range 1 West of the Willamette Meridian, Columbia County, Oregon;  
Thence North 07° 15' 00" West 385.65 feet;  
Thence South 23° 30' 00" East 370.24 feet;  
Thence South 66° 30' 00" West 107.92 feet to the POINT OF BEGINNING;  
ALSO EXCEPTING THEREFROM that portion thereof lying within the tract of land conveyed to the City of Columbia City, a municipal corporation by deed recorded June 30, 1972 in Book 187, Page 405, Deed Records of Columbia County, Oregon described as follows:

BEGINNING at the Northwest corner of the city of Columbia City tract as described in deed recorded August 2, 1963 in Book 152, Page 784, Deed Records of Columbia County, Oregon;  
Thence North 17° 21' 12" West parallel with the Westerly line of the Plat of Columbia City, to the Northerly line of the H.W.H. Adams et ux tract as described in deed recorded July 11, 1941 in Book 68, Page 451, Deed Records of Columbia County, Oregon;  
Thence North 66° 30' 00" East along the Northerly line of said H.W.H. Adams tract to the Westerly line of said plat of Columbia City;  
Thence South 17° 21' 12" East along the said plat of Columbia City, a distance of 80 feet to the Northeast corner of said City of Columbia City tract as described in said Book 152, Page 784, Deed Records of Columbia County, Oregon;  
Thence South 72° 38' 48" West along the Northerly line of said City of Columbia City tract a distance of 80 feet to the POINT OF BEGINNING.

IMPORTANT  
This Map for Assessment  
and Taxation Purposes  
ONLY

NW 1/4 SEC. 28 T5N R1W WM  
COLUMBIA COUNTY

Scale 1" = 200'

5128 B 0  
COLUMBIA CITY

2-03

SEE MAP 5121

400  
46.94 AC.

1075

27.00

2-08

1074

SW COR.  
JACOB CAPLES  
D.L.C. NO. 41

19.25

NW COR.  
JOSEPH CAPLES  
D.L.C. NO. 42

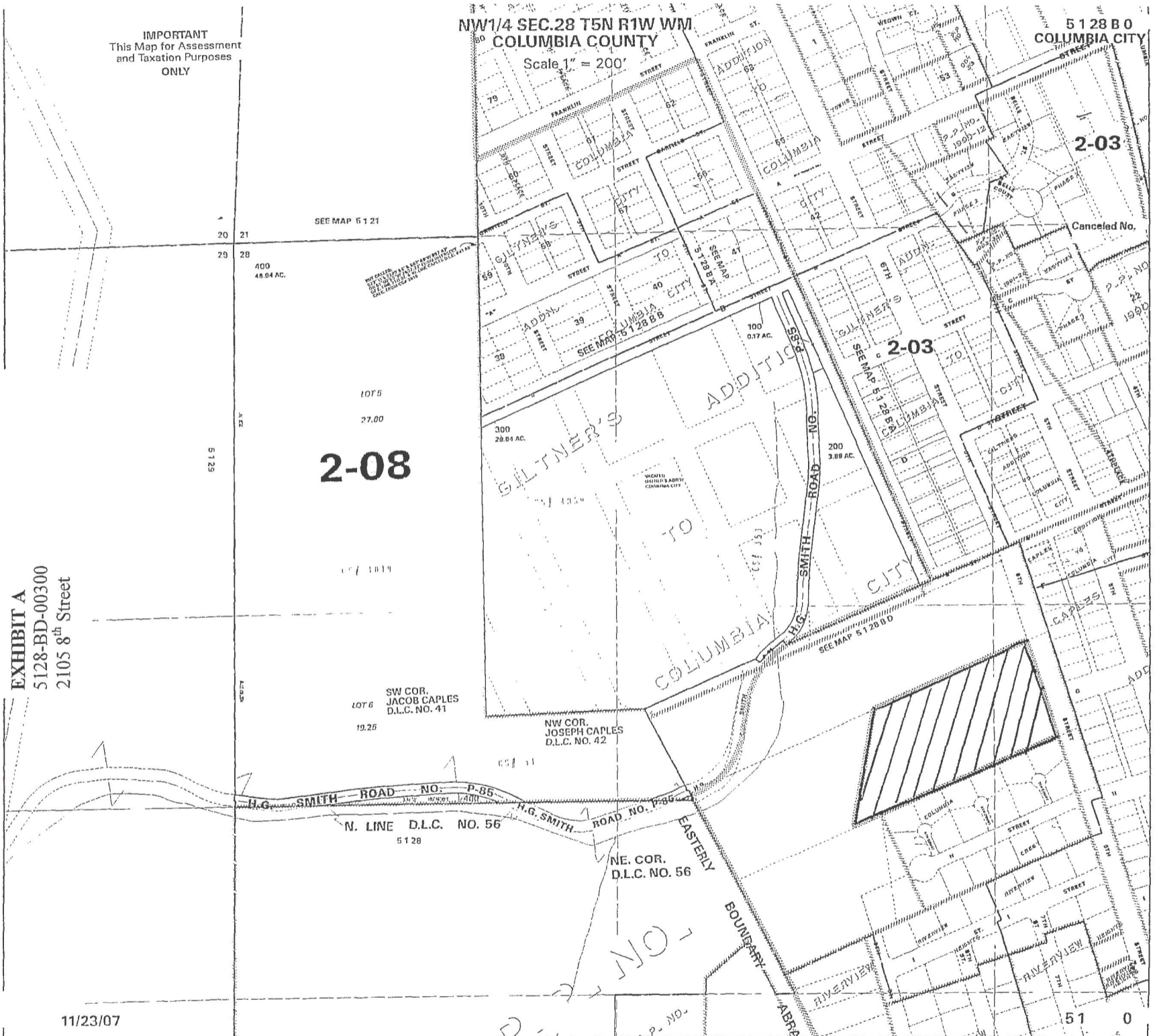
N. LINE D.L.C. NO. 56  
5128

NE COR.  
D.L.C. NO. 56

EXHIBIT A  
5128-BD-00300  
2105 8<sup>th</sup> Street

11/23/07

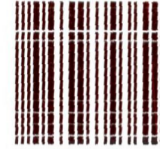
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Smith, Pl  
Columb  
Box 189  
Salem, OR 97018



1000



97301

U.S. POSTAGE  
PAID  
SCAPPOOSE, OR  
97056  
APR 25, 12  
AMOUNT

**\$1.30**

00098171-05

DEPT OF

APR 26 2012

LAND CONSERVATION  
AND DEVELOPMENT

Attn: Plan Amendment Specialist  
DLCD  
635 Capitol Street NE Suite 150  
Salem, OR 97301-2540