



Oregon

Theodore R. Kubongoski, 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

05/16/2012

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

FROM: Plan Amendment Program Specialist

SUBJECT: City of Hermiston Plan Amendment
DLCD File Number 002-12A

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: Tuesday, May 29, 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: Clint Spencer, City of Hermiston
Gordon Howard, DLCD Urban Planning Specialist
Grant Young, DLCD Regional Representative
Thomas Hogue, DLCD Economic Development Policy Analyst

<paa> YA

REVISED

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

In person electronic mailed

DATE STAMP

DEPT OF

MAY 10 2012

297

For DLCD Use Only

Jurisdiction: City of Hermiston
Date of Adoption: April 23, 2012

Local file number: FO Location
Date Mailed: April 25, 2012

Was a Notice of Proposed Amendment (Form 1) mailed to DLCD? Yes, Date Submitted: 2/6/2012

- 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".

The adoption of this amendment gives the City of Hermiston the ability to apply the Fairgrounds Overlay zone to a specific development site, namely, the area just south of the Hermiston Airport, without affecting other employment lands. The Fairgrounds Overlay zone is designed to accommodate public recreational uses and establish a set of minimum development standards for such uses. The Light Industrial (M-1) portion of the site did not allow for public and recreational uses; therefore, it was necessary to rezone the site to accommodate these uses.

Does the Adoption differ from proposal? No.

Plan Map Changed from: N/A

to:

Zone Map Changed from: Light Industrial (M-1) and Open Space (OS) to: Fairgrounds Overlay (FO)

Location: west of SE Ott Road, south of the Hermiston Airport

Acres involved: 75 acres

Specify Density:

Previous: N/A

New:

Applicable statewide planning goals:

- | | | | | | | | | | | | | | | | | | | |
|-------------------------------------|-------------------------------------|--------------------------|--------------------------|--------------------------|--------------------------|--------------------------|--------------------------|-------------------------------------|--------------------------|--------------------------|-------------------------------------|--------------------------|--------------------------|--------------------------|--------------------------|--------------------------|--------------------------|--------------------------|
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Was an Exception Adopted? YES NO

Did DLCD receive a Notice of Proposed Amendment...

35-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

Please list all affected State or Federal Agencies, Local Governments or Special Districts: **Umatilla Co., Hermiston Irrigation District, and ODOT**

Local Contact: **Clint Spencer**

Address: **180 NE 2nd Street**

City: **Hermiston**

Zip: **97838**

Phone: **(541) 567-5521**

Extension: **5011**

Fax Number: **541-567-5530**

E-mail Address: **cspencer@hermiston.or.us**

DLCD file No. 002-12A(19176) [17038]

ORDINANCE NO. 2190

AN ORDINANCE AMENDING ORDINANCE NO 2189 TO REMOVE REFERENCE TO AMENDING THE CITY OF HERMISTON COMPREHENSIVE PLAN MAP

THE CITY OF HERMISTON DOES ORDAIN AS FOLLOWS:

SECTION 1. Ordinance No. 2189 adopted by the city of Hermiston on April 23, 2012 is hereby amended as follows (language to be removed is struck through):

The title of the ordinance is amended as follows:

AN ORDINANCE AMENDING THE CITY OF HERMISTON'S ~~COMPREHENSIVE PLAN MAP AND ZONING MAP.~~

Section 1 of the Ordinance is amended as follows:

SECTION 1. The following described property shall be changed on the City's ~~comprehensive plan map from "Industrial" and "Open Space" to "Fairgrounds" and on the City's zoning map from Light Industrial (M-1) and Open Space (OS) to Fairgrounds Overlay (FO), to-wit:~~

North Half of Southeast Quarter of Section 13, Township 4 North, Range 28, East, Willamette Meridian, Umatilla County, Oregon.

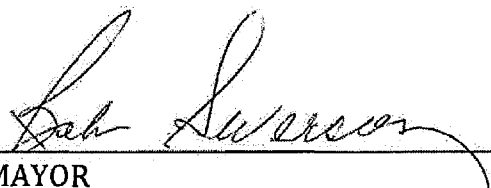
EXCEPTING THEREFROM that portion conveyed to State of Oregon, by and through its Board of Aeronautics, by deed recorded in Book 306, page 489, Deed Records, Umatilla County, Oregon.

SECTION 2. All other provisions of Ordinance No. 2189 shall remain in effect as adopted by the city of Hermiston.

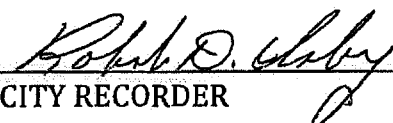
SECTION 3. The effective date of this ordinance shall be the thirtieth day after enactment.

PASSED by the Common Council this 14th day of May 2012.

SIGNED by the Mayor this 14th day of May 2012.


MAYOR

ATTEST:


CITY RECORDER



Planning Department

180 NE 2nd Street

Hermiston, OR 97838

Phone: (541)567-5521

Fax: (541)567-5530

planning@hermiston.or.us

To: Larry French, Plan Amendment Specialist
From: Clinton Spencer, City Planner *CS*
Subject: Revised Notice of Adoption
Date: May 8, 2012



On April 25 the City of Hermiston submitted a Notice of Adoption to DLCD for Ordinance No. 2189 adopted by the City Council. This ordinance and notice both erroneously indicated that the Hermiston Zoning Map and Plan Map were amended to include the Fairgrounds Overlay Zone. In fact, the Fairgrounds Overlay Zone applies only to the Hermiston zoning map. A revised notice of adoption accompanies this memo. On May 14, 2012 the Hermiston City Council is scheduled to adopt Ordinance No. 2190 which will amend the text of Ordinance No. 2189 to remove reference to the plan map.

City of Hermiston
Planning Department
180 NE 2nd Street
Hermiston, OR 97838

CERTIFIED MAIL™



7006 0100 0003 4299 5646



**RETURN RECEIPT
REQUESTED**

DEPT OF

MAY 10 2012

LAND USE DIVISION
ADMINISTRATIVE SERVICES

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

