



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



NOTICE OF ADOPTED AMENDMENT

05/11/2012

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

FROM: Plan Amendment Program Specialist

SUBJECT: City of North Powder Plan Amendment
DLCD File Number 001-12

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: Thursday, May 24, 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: Beth Wendt, City of North Powder
Gordon Howard, DLCD Urban Planning Specialist
Grant Young, 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 STAMP

DEPT OF

MAY 07 2012

LAND CONSERVATION AND DEVELOPMENT

For Office Use Only

Jurisdiction: **City of North Powder**

Local file number: **2012-LU-2**

Date of Adoption: **4/30/2012**

Date Mailed: **5/2/2012**

Was a Notice of Proposed Amendment (Form 1) mailed to DLCD? Yes No Date: 2/23/2012

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".

Tax lots 1700 & 2100 in block 35 of the City of North Powder, Union County, Oregon, tax map #Twp 6S; Range 39E; Secotion 22BD, have been changed from residential zone to public zone.

Does the Adoption differ from proposal? Please select one

no

Plan Map Changed from: **Residential**

to: **Public**

Zone Map Changed from: **Residential**

to: **Public**

Location: **Twp. 6S, Range 39E, Section 22BD**

Acres Involved: **1.31**

Specify Density: Previous: **4/acre**

New: **NA**

Applicable statewide planning goals:

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

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

DLCD file No. 001-12 (19203) [17029]

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

School District 8J; City of North Powder; DLCD

Local Contact: **Beth Wendt, City Recorder**

Phone: (541) 898-2185 Extension:

Address: **635 3rd Street/ PO Box 309**

Fax Number: **541-898-2647**

City: **North Powder, OR**

Zip: **97867-**

E-mail Address: **cityofnp@eoni.com**

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

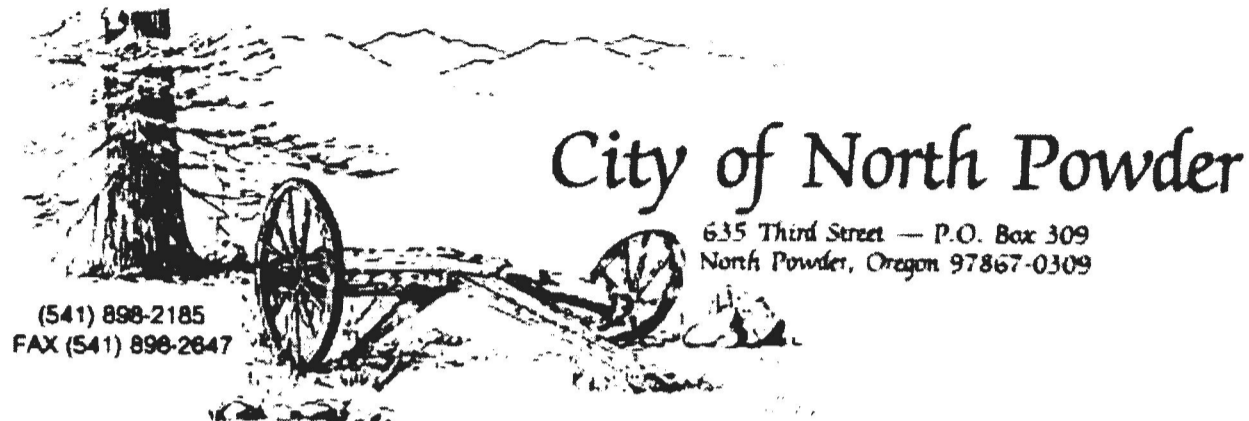
1. This Form 2 must be submitted by local jurisdictions only (not by applicant).
2. When submitting the adopted amendment, please print a completed copy of Form 2 on light green paper if available.
3. Send this Form 2 and one complete paper copy (documents and maps) of the adopted amendment to the address 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.

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

Updated December 30, 2011



ORDINANCE NO. 2012-2

AN ORDINANCE AMENDING THE CITY OF NORTH POWDER LAND USE PLAN AND ZONING MAPS AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to ORS 197.763 and Ordinance No. 1983-3, the Council of the City of North Powder, Oregon, fixed April 2, 2012 at the 7:00PM as the date and time and the Wolf Creek Grange, at 215 "E" Street, North Powder, Oregon, as the place for a public hearing before the City Council upon the question of a zone change of certain property hereinafter described, and

WHEREAS, notice of the proposed zone change was published in the LaGrande Observer, a newspaper of general circulation within the City of North Powder, Oregon, 20 days prior to the public hearing, and notice of said proposed zone change was posted in 3 public places in the City of North Powder, for at least two weeks prior to the fixed date of the hearing, and

WHEREAS, notices of said proposed zone change and the time, date, and place of the hearing was given to the DLCD at least 35 days prior to the hearing, and to the Union County Planning Department and all adjacent property owners within 300 feet at least 20 days prior to the hearing, and

WHEREAS, at said time and place, a public hearing was held, the proceedings were recorded, and having heard all comment testimony and other evidence presented, the City Council of North Powder, Oregon hereby makes and enters the following findings:

The land proposed for a zone change is currently zoned residential and is owned entirely by the North Powder School District 8J; T6S, R39, Section 22BD, tax lot 1700 is bordered on the northerly and easterly sides by public zone and tax lot 2100 is bordered on the northerly, southerly, and westerly sides by public zone; due to a lack of estimated population growth within the City limits in the past 30 years, property for residential growth will not be greatly affected; emergency services will not be affected; traffic flow will not be seriously affected; adequate water and sewer facilities are already provided to the property; that no objections have been made by or on behalf of the citizens of North Powder or other agencies, and

WHEREAS, the City Council finds generally that such zone change would be in the best interests of the City of North Powder, Oregon, and of its inhabitants,

NOW, THEREFORE, the City of North Powder, Oregon, ordains as follows:

Section 1: There is hereby identified as public zone in the Land Use Plan and Zone designation of the City of North Powder, Oregon, the following described real property:

Tax lots 1700 and 2100 in block 35 of the City of North Powder, located along 4th Street between "G" Street and Interstate 84, T6S, R39, Section 22BD, consisting of approximately 1.31 acres, and shown on "Exhibit A".

Section 2: The Recorder of the City of North Powder, Oregon, is hereby directed to submit a copy of this Ordinance to the Union County Clerk and Planning Department, and a Notice of Adoption to the DLCD.

Section 3: Inasmuch as the changes made by this Ordinance will be of benefit to the inhabitants of the City of North Powder, Oregon, there exists a necessity that this Ordinance take effect as soon as possible and therefore an emergency is hereby declared to exist and this Ordinance shall be in full force and effect immediately upon its passage by the City Council and its approval by the Mayor.

Passed by the City Council of the City of North Powder, Oregon with the following vote of all Council members present upon being read first in full and then by title only, this ___ day of April, 2012.

5 Ayes, 0 Nays, 1 Absent, 0 Abstentions

Beth Wendt

Beth Wendt, City Recorder

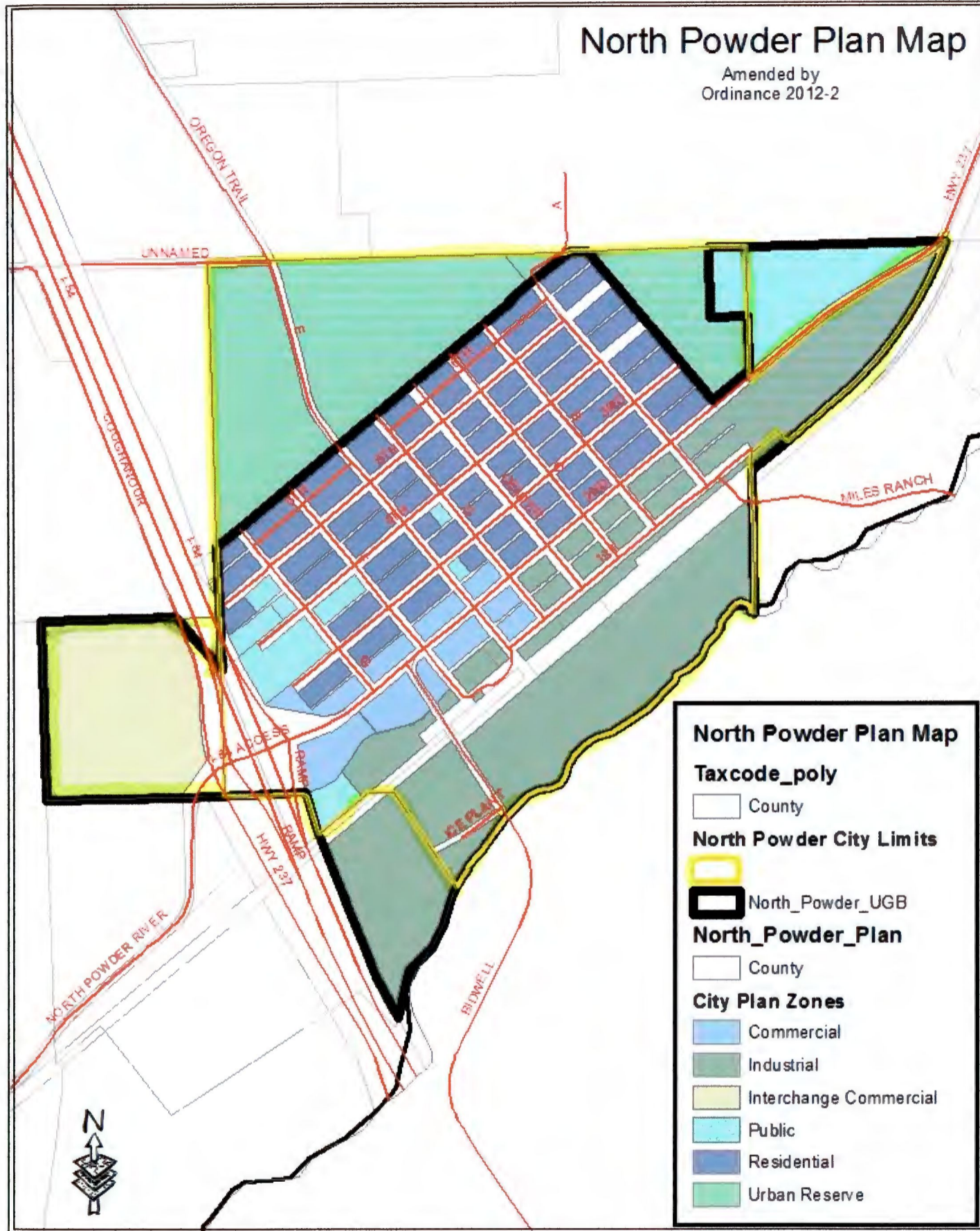
Signed by the Mayor, April 20, 2012

Bonita Hebert

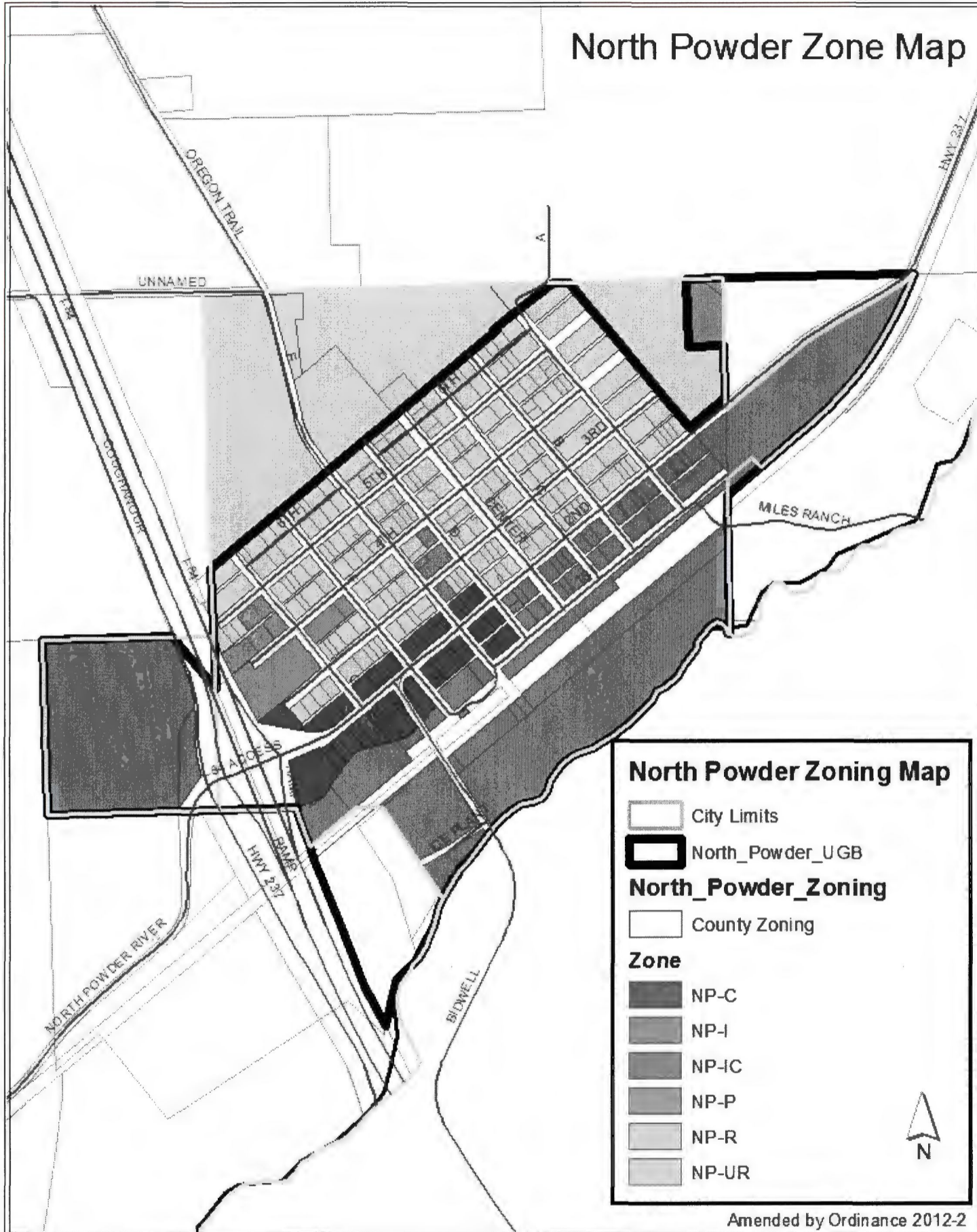
Bonita Hebert, Mayor

North Powder Plan Map

Amended by
Ordinance 2012-2



North Powder Zone Map



City of North Powder
635 3rd St.
PO Box 309
North Powder OR 97867



Attention: Plan Amendment Specialist
Department of Land Conservation and
Development
635 Capitol Street NE, Suite 150
Salem, OR 97301-2540

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