



Oregon

Theodore R. Kulongoski, Governor

Department of Land Conservation and Development

635 Capitol Street, Suite 150

Salem, OR 97301-2540

(503) 373-0050

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www.lcd.state.or.us



NOTICE OF ADOPTED AMENDMENT

07/23/2012

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

FROM: Plan Amendment Program Specialist

SUBJECT: City of Sandy Plan Amendment  
DLCD File Number 003-12

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: Tuesday, August 07, 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: Tracy Brown, City of Sandy  
Gordon Howard, DLCD Urban Planning Specialist  
Jennifer Donnelly, 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

**DEPT OF**

**JUL 18 2012**

**LAND CONSERVATION AND DEVELOPMENT**

For Office Use Only

Jurisdiction: **City of Sandy**

Local file number: **12-013 DCA**

Date of Adoption: **7/16/2012**

Date Mailed: **7/17/2012**

Was a Notice of Proposed Amendment (Form 1) mailed to DLCD?  Yes  No Date: **5/31/2012**

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".

Ordinance 2012-06 amends Ordinance 2011-01 which created a process by which owners of property in a planned unit development or tentative plat with previous approval that had since expired could apply to have the approval reinstated. This amendment would increase the number of lots that could be modified and still be considered for reinstatement.

Does the Adoption differ from proposal? Yes, Please explain below:

The adoption of the ordinance occurred under emergency and therefore the original date for final hearing of August 6, 2012 will not be necessary.

Plan Map Changed from: **n/a**

to: **n/a**

Zone Map Changed from: **n/a**

to: **n/a**

Location: **n/a**

Acres Involved: **0**

Specify Density: Previous: **n/a**

New: **n/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 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 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...

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. 003-12 (19365) [17108]

**ORDINANCE 2012-06**

**AN ORDINANCE AMENDING THE PLAT REINSTATEMENT PROCESS ESTABLISHED BY ORDINANCE 2011-01 FOR CERTAIN TENTATIVE PLAT OR PLANNED UNIT DEVELOPMENT APPROVALS AND DECLARING AN EMERGENCY.**

**WHEREAS**, due to the difficult economic conditions in the State of Oregon and the City of Sandy a number of planned development and tentative plat approvals have expired;

**WHEREAS**, the City Council desires to allow those approvals that were approved in compliance with current applicable code provisions to be reinstated; and

**WHEREAS**, on April 18, 2011 the City Council adopted Ordinance 2011-01 permitting certain plats and planned unit development approvals to be reinstated in accordance with certain criteria; and

**WHEREAS**, the City Council finds that making minor modifications to Ordinance 2011-01 may further stimulate development activity in the city and reduce the burden placed on staff to review these projects again.

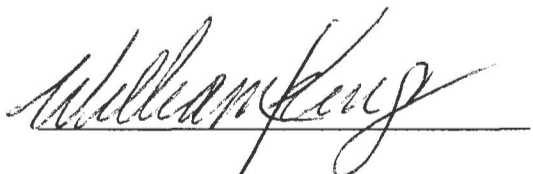
**NOW, THEREFORE, THE CITY OF SANDY ORDAINS AS FOLLOWS:**

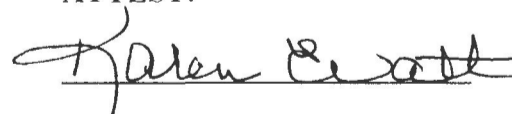
Section 1. Ordinance 2011-01, Section 1(B) is amended as follows:

- B. No changes are proposed to the expired approval to be reinstated except the Planning Director may approve the following modifications:
1. a reduction of up to eight lots in order to meet the Sandy Municipal Code's current maximum density standards; and
  2. an alley or tract of land as specified on the previously approved tentative plat may be converted from public ownership to private ownership and vice versa.

Section 2. All remaining provisions of Ordinance 2011-01 are reaffirmed in their entirety.

**THIS ORDINANCE IS ADOPTED BY THE COMMON COUNCIL AND APPROVED BY THE MAYOR THIS 16<sup>TH</sup> DAY OF JULY, 2012.**

  
William King, Mayor

ATTEST:  
  
Karen Evatt, City Recorder



**CITY OF  
SANDY**  
39250 PIONEER BLVD.  
SANDY, OREGON 97055



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ZIP 97055 \$ 000.45<sup>0</sup>  
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Attn: Plan Amendment Specialist  
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635 Capitol Street NE, Suite 150  
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