



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

06/01/2012

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

FROM: Plan Amendment Program Specialist

SUBJECT: City of The Dalles Plan Amendment
DLCD File Number 002-12

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, June 19, 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: Richard Gassman, City of The Dalles
Gordon Howard, DLCD Urban Planning Specialist
Karen Swirsky, DLCD Regional Representative

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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 30 2012
LAND CONSERVATION
AND DEVELOPMENT

For Office Use Only

Jurisdiction: *City of The Dalles*

Local file number: *ZOA 81-12*

Date of Adoption: *May 14, 2012*

Date Mailed: *May 25, 2012*

Was a Notice of Proposed Amendment (Form 1) mailed to DLCD? Yes No Date: *April 4, 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".

Repeals code language related to removal of signs in the public right-of-way.

Does the Adoption differ from proposal? Please select one

No

Plan Map Changed from: *N/A*

to:

Zone Map Changed from: *N/A*

to:

Location:

Acres Involved:

Specify Density: Previous:

New:

Applicable statewide planning goals:

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19
<input 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. 002-12 (19286) [17060]

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

City of The Dalles

Local Contact: *Richard Gossman*

Phone: *(541) 296-5481* Extension: *1151*

Address: *313 Court Street*

Fax Number: *541 298 5490*

City: *The Dalles*

Zip: *97058*

E-mail Address: *rgossman@ci.the-dalles.or.us*

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

GENERAL ORDINANCE NO. 12-1323

COPY

AN ORDINANCE REPEALING SECTION 13.070.040(C) OF GENERAL ORDINANCE NO. 98-1222, CONCERNING SIGNS PLACED IN THE PUBLIC RIGHT-OF-WAY OR ON CITY-OWNED REAL PROPERTY

WHEREAS, on March 15, 2010, the City Council adopted General Ordinance No. 10-1303, which amended General Ordinance No. 98-1222 to include provisions concerning the placement of signs in the public right-of-way or on City-owned real property; and

WHEREAS, on March 26, 2012, the City Council conducted a public hearing to consider the adoption of proposed General Ordinance No. 12-1319, which would have enacted new provisions regulating the placement of signs in the public right-of-way or on City-owned real property; and

WHEREAS, following the close of the public hearing on March 26, 2012, the Council deliberated and determined that the current enforcement provisions in Section 13.070.040(C) of General Ordinance No. 98-1222, which were originally adopted as part of the LUDO amendments contained in General Ordinance No. 10-1303, required a significant expenditure of staff time and resources, and any problems resulting from the placement of signs in the public right-of-way or on City-owned real property did not warrant the continued expenditure of such staff time and resources; and

WHEREAS, the City Council directed staff to prepare an ordinance repealing the provisions set forth in Section 13.070.040(C) of General Ordinance 98-1222; and

WHEREAS, the City Council has reviewed the proposed findings of fact and conclusions of law set forth in the Agenda Staff Report presented during the May 14, 2012 Council meeting;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF THE DALLES ORDAINS AS FOLLOWS:

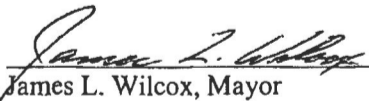
Section 1. The City Council hereby approves the proposed findings of fact and conclusions of law set forth in the Agenda Staff Report presented during the May 14, 2012 Council meeting, and incorporates those findings of fact and conclusions of law herein by this reference.

Section 2. The provisions set forth in Section 13.070.040(C) of General Ordinance No. 98-1222, as adopted by General Ordinance No. 10-1303, adopted on March 15, 2010, are hereby repealed. Section 13.070.040(D) of General Ordinance No. 98-1222 shall be renumbered Section 13.070.040(C).

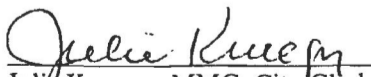
PASSED AND ADOPTED THIS 14th DAY OF MAY, 2012

Voting Yes, Councilors: Abier, Wood, Dick, McGlothlin, Spatz
Voting No, Councilors: None
Absent, Councilors: None
Abstaining, Councilors: None

AND APPROVED BY THE MAYOR THIS 14th DAY OF MAY, 2012


James L. Wilcox, Mayor

ATTEST:


Julie Krueger, MMC, City Clerk



City of The Dalles

CITY HALL
313 COURT STREET
THE DALLES, OREGON 97058



U.S. POSTAGE >>> PITNEY BOWES


ZIP 97058 \$ 000.45⁰
02 1W
0001373455 MAY 29 2012

*Attention: Plan Amendment Specialist
Dept. of Land Conservation & Development
635 Capitol St. NE, Suite 150
Salem, OR 97301-2540*

DEPT OF

MAY 30 2012

LAND CONSERVATION
AND DEVELOPMENT

97301+2544

