



Oregon

Theodore R. Kubongski, 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

11/30/2009

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

FROM: Plan Amendment Program Specialist

SUBJECT: City of Canyonville Plan Amendment  
DLCD File Number 001-09

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: Friday, December 11, 2009

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 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 THAT IT WAS MAILED TO DLCD. AS A RESULT, YOUR APPEAL DEADLINE MAY BE EARLIER THAN THE ABOVE DATE SPECIFIED.

Cc: Gary Darnielle, City of Canyonville  
Gloria Gardiner, DLCD Urban Planning Specialist  
Chris Shirley, FEMA Specialist  
John Renz, DLCD Regional Representative

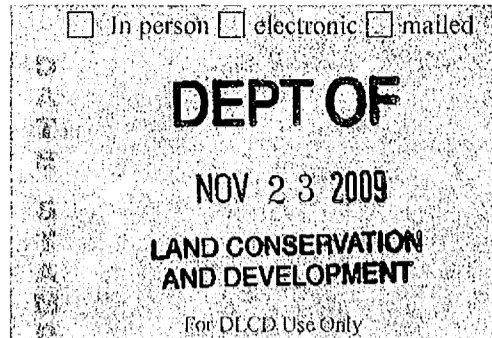
<paa> YA

FORM 2

# DLCD

## 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



Jurisdiction: **City of Canyonville** Local file number:

Date of Adoption: November 16, 2009 Date Mailed: November 19, 2009

Was a Notice of Proposed Amendment (Form 1) mailed to DLCD? Date: Sept. 15, 2009

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".

This amendment revises the City's flood plain ordinance to incorporate new floodplain standards for manufactured homes and to adopt the new FEMA maps for Douglas County and incorporated communities, effective February 17, 2010.

Does the Adoption differ from proposal? No.

Plan Map Changed from: to:

Zone Map Changed from: 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

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.** \_\_\_\_\_

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

FEMA, City of Canyonville

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Local Contact: Janelle Evans

Phone: (541-839-4258    Extension:

Address: Box 765

Fax Number:    -    -

City: Canyonville, Or

Zip: 97417

E-mail Address:

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**ADOPTION SUBMITTAL REQUIREMENTS**

This form **must be mailed** to DLCD **within 5 working days after the final decision**  
per ORS 197.610, OAR Chapter 660 - Division 18.

1. Send this Form and TWO Complete Copies (documents and maps) of the Adopted Amendment to:

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

2. Electronic Submittals: At least **one** hard copy must be sent by mail or in person, or by emailing **[larry.french@state.or.us](mailto:larry.french@state.or.us)**.
3. Please Note: Adopted materials must be sent to DLCD not later than **FIVE (5) working days** following the date of the final decision on the amendment.
4. Submittal of this Notice of Adoption must include the text of the amendment plus adopted findings and supplementary information.
5. The deadline to appeal will not be extended if you submit this notice of adoption within five working days of the final decision. Appeals to LUBA may be filed within **twenty-one (21) days** of the date, the Notice of Adoption is sent to DLCD.
6. In addition to sending the Notice of Adoption to DLCD, you must notify persons who participated in the local hearing and requested notice of the final decision.
7. **Need More Copies?** You can now access these forms online at **<http://www.lcd.state.or.us/>**. Please print on **8-1/2x11 green paper only**. You may also call the DLCD Office at (503) 373-0050; or Fax your request to: (503) 378-5518; or Email your request to **[larry.french@state.or.us](mailto:larry.french@state.or.us)** - **Attention: Plan Amendment Specialist**.

Updated March 17, 2009

ORDINANCE NO. 598

AN ORDINANCE AMENDING CHAPTER 15.16 OF THE CANYONVILLE MUNICIPAL CODE  
RELATING TO FLOOD HAZARD REGULATIONS

WHEREAS, the City Council has determined that certain provisions of Canyonville's Flood Hazard Regulations, as codified in Chapter 15.16 of the Municipal Code, do not fully comply with National Flood Insurance Program regulations and Oregon state law which require manufactured home construction to be at least 18 inches above the base flood elevation; and,

WHEREAS, the City Council has concluded that amending the City's Flood Hazard Regulations in order to fully conform with federal and state regulations will promote the health, safety and general welfare of the citizens of Canyonville, and will ensure Canyonville's continued eligibility to participate in the federal flood insurance program;

NOW, THEREFORE, the City of Canyonville ordains as follows:

**Section 1.** Amend Section 15.16.030 of the Canyonville Municipal Code relating to flood hazard mapping to read as follows (deleted language is *[bracketed italic]*, added language is **underlined bold**):

15.16.030 Basis for establishing areas of special flood hazard.

The areas of special flood hazard identified by the Federal Insurance Administration in a scientific and engineering report entitled "The Flood Insurance Study for [*Canyonville*] dated December 8, 1977,] **Douglas County, Oregon and Incorporated Areas**, dated February 17, 2010 with accompanying flood insurance maps is adopted by reference and declared to be a part of this chapter. The flood insurance study is on file at Canyonville City Hall, recorder's office.

**Section 2.** Amend Section 15.16.160 of the Canyonville Municipal Code relating to the placement of manufactured homes within the flood hazard area:

15.16.160 Manufactured homes.

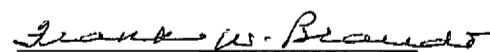
All manufactured homes to be placed or substantially improved [*within zones A1-30, AH, and AE*] shall be elevated on a permanent foundation such that the lowest floor of the manufactured home is not less than [*one foot*] **18 inches** above the base flood elevation and be securely anchored to an adequately anchored foundation system in accordance with the provisions of Section 15.16.080B.

**Section 3. Severance Clause.** Should any section, provision, clause, or portion of this ordinance be declared by the courts to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof, other than the part so declared invalid.


**Section 4. Effective Date.** Section 1 of this ordinance shall become effective on February 17, 2010. The remainder of this ordinance shall take effect on the 30<sup>th</sup> day following its passage.

**PASSED** by the Canyonville City Council this 16<sup>th</sup> day of November 2009.

**APPROVED AND SIGNED** by the Mayor this 20<sup>th</sup> day of November 2009.

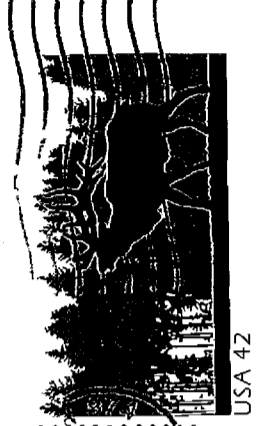
  
Frank Braudt, Council President

ATTEST:

  
Joan Beckman, Deputy Recorder

Ordinance No. 598

City of Canyonville  
P. O. Box 765  
Canyonville, Oregon 97417-0765



ATTN: PLAN AMENDMENT SPECIALIST  
Dept. of Land Conservation & Development  
635 Capitol St. NE, Suite 150  
Salem, OR 97301-2540

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