



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

06/24/2013

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

FROM: Plan Amendment Program Specialist

SUBJECT: City of Milton-Freewater Plan Amendment
DLCD File Number 002-13

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, July 09, 2013

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: Gina Hartzheim, City of Milton-Freewater
Gordon Howard, DLCD Urban Planning Specialist
Grant Young, DLCD Regional Representative
Christine Shirley, DLCD Natural Hazards/Floodplain Specialist

<paa> YA

DLCD NOTICE OF ADOPTION

DEPT OF

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

(See reverse side for submittal requirements)

JUN 18 2013

LAND CONSERVATION AND DEVELOPMENT

Jurisdiction: Milton-Freewater Local File No.: (If no number, use none)

Date of Adoption: 6/10/13 (Must be filled in) Date Mailed: 6/17/13 (Date mailed or sent to DLCD)

Date the Notice of Proposed Amendment was mailed to DLCD: 4/1/13

- Comprehensive Plan Text Amendment
Comprehensive Plan Map Amendment
Land Use Regulation Amendment (checked)
Zoning Map Amendment
New Land Use Regulation
Other: (Please Specify Type of Action)

Summarize the adopted amendment. Do not use technical terms. Do not write "See Attached."

Blank lines for summarizing the adopted amendment.

Describe how the adopted amendment differs from the proposed amendment. If it is the same, write "Same." If you did not give notice for the proposed amendment, write "N/A."

Same, except to add date of new maps (September 20, 2013)

Blank lines for describing differences from the proposed amendment.

Plan Map Changed from : to

Zone Map Changed from: to

Location: Acres Involved:

Specify Density: Previous: New:

Applicable Statewide Planning Goals: 7

Was an Exception Adopted? Yes: No: (checked)

Did the Department of Land Conservation and Development receive a notice of Proposed

Amendment **FORTY FIVE** ⁽³⁵⁾ ~~(45)~~ **days prior to the first evidentiary hearing.** Yes: No:

If no, do the Statewide Planning Goals apply. Yes: No:

If no, did The Emergency Circumstances Require immediate adoption. Yes: No:

Affected State or Federal Agencies, Local Governments or Special Districts: _____

Local Contact: Gina Hartzheim Area Code + Phone Number: 541-938-8234

Address: P.O. Box 6

City: Milton-Freewater Zip Code+4: 97862

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 (2) Copies 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. Submit **TWO (2) copies** the adopted material, if copies are bounded please submit **TWO (2) complete copies** of documents and maps.

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 of this Notice of Adoption must include the text of the amendment plus adopted findings and supplementary information.

5. The deadline to appeal will 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 copy this form on to 8-1/2x11 green paper only ; or 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 - ATTENTION: PLAN AMENDMENT SPECIALIST.

ORDINANCE NO. 966

AN ORDINANCE AMENDING TITLE 10, SECTION 10-15-4(B)
OF THE MILTON-FREEWATER CITY CODE

WHEREAS, the Milton-Freewater Water Control District has completed repairs to the levee protecting the city from the Walla Walla River which was previously decertified by the Army Corp. of Engineers, and the levee in 2006 with a rating of “unacceptable”,

WHEREAS, the Milton-Freewater Water Control District submitted a Conditional Letter of Map Revision to the Federal Emergency Management Agency (FEMA), and

WHEREAS, as a result, FEMA has issued revised flood insurance rate maps, and

WHEREAS, the effective date of the Letter of Map Revision and accompanying revised flood insurance rate maps is September 20, 2013, and

WHEREAS, the Zoning Code needs to be amended to reflect the effective date of the new maps, and

WHEREAS, the Milton-Freewater Planning Commission held a public hearing on this proposed ordinance on May 9, 2013 and the Planning Commission voted to recommend to the City Council that the Zoning Code be amended, and

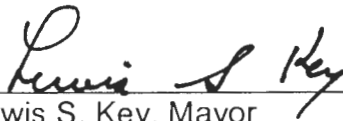
WHEREAS, a public hearing was held before the City Council on June 10, 2013, on the proposed amendment,

NOW, THEREFORE, THE CITY OF MILTON-FREEWATER ORDAINS AS FOLLOWS:

Section 10-15-4(B) of the Milton-Freewater Zoning Code is hereby amended
to read as follows:


"Basis for Area of Special Flood Hazard: The area of special flood hazard identified by the Federal Emergency Management Agency in its "Flood Insurance Study (FIS) for Umatilla County, Oregon and Incorporated Areas", dated September 3, 2010, along with flood insurance rate maps (FIRM) panels #41059C-0435G, 41059C-0445G and 41059C-0465G, or digital flood insurance rate maps (DFIRM), and other supporting data, dated September 20, 2013, are adopted by reference and declared a part of this chapter. The FIS and the FIRM are on file at the Planning Department of the City of Milton-Freewater, 722 S. Main Street, Milton-Freewater, OR 97862."

Passed by the Council and approved by the Mayor this 10th day of June,
2013.



Lewis S. Key, Mayor

ATTEST:



Leanne Steadman, City Recorder
Date: June 10, 2013



City of Milton-Freewater

P. O. Box 6
Milton Freewater, Oregon 97862

DEPT OF
US POSTAGE
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JUN 18 2013
LAND CONSERVATION
AND DEVELOPMENT
ZIP 97862
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Attn: Plan Amendment Specialist
Dept. of Land Conservation and
Development
635 Capitol Street NE, Suite 150
Salem, OR 97301-2540

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