



Oregon

John A. Kitzhaber, M.D., Governor

Department of Land Conservation and Development

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NOTICE OF ADOPTED AMENDMENT

March 11, 2014

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

FROM: Angela Houck, Plan Amendment Program Specialist

SUBJECT: City of Cottage Grove Plan Amendment
DLCD File Number 004-13

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: Acknowledged

This amendment was submitted to DLCD for review 35 days 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 THAN IT WAS MAILED TO DLCD. AS A RESULT YOUR APPEAL DEADLINE MAY BE EARLIER THAN THE ABOVE DATE SPECIFIED.**

Cc: Amanda Ferguson, City of Cottage Grove
Gordon Howard, DLCD Urban Planning Specialist
Ed Moore, DLCD Regional Representative

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NOTICE OF ADOPTED CHANGE TO A COMPREHENSIVE PLAN OR LAND USE REGULATION

DEPT OF
FOR DLCD USE
 MAR 03 2014
 File No.: 004-13 (19917) [
 Received: AND CONSERVATION
 AND DEVELOPMENT

Local governments are required to send notice of an adopted change to a comprehensive plan or land use regulation **no more than 20 days after the adoption.** (See [OAR 660-018-0040](#)). The rules require that the notice include a completed copy of this form. **This notice form is not for submittal of a completed periodic review task or a plan amendment reviewed in the manner of periodic review.** Use [Form 4](#) for an adopted urban growth boundary including over 50 acres by a city with a population greater than 2,500 within the UGB or an urban growth boundary amendment over 100 acres adopted by a metropolitan service district. Use [Form 5](#) for an adopted urban reserve designation, or amendment to add over 50 acres, by a city with a population greater than 2,500 within the UGB. Use [Form 6](#) with submittal of an adopted periodic review task.

Jurisdiction: City of Cottage Grove

Local file no.: **DCTA 4-13**

Date of adoption: 02/24/2014

Date sent: 2/26/2014

Was Notice of a Proposed Change (Form 1) submitted to DLCD?

Yes: Date (use the date of last revision if a revised Form 1 was submitted): 7-10-13

No

Is the adopted change different from what was described in the Notice of Proposed Change? Yes No

If yes, describe how the adoption differs from the proposal:

N/A

Local contact (name and title): Amanda Ferguson

Phone: 541-942-3340

E-mail: planner@cottagegrove.org

Street address: 400 Main Street

City: Cottage Grove

Zip: 97424

PLEASE COMPLETE ALL OF THE FOLLOWING SECTIONS THAT APPLY

For a change to comprehensive plan text:

Identify the sections of the plan that were added or amended and which statewide planning goals those sections implement, if any:

For a change to a comprehensive plan map:

Identify the former and new map designations and the area affected:

Change from	to	acres.	A goal exception was required for this
change.			
Change from	to	acres.	A goal exception was required for this
change.			
Change from	to	acres.	A goal exception was required for this
change.			
Change from	to	acres.	A goal exception was required for this change.

Location of affected property (T, R, Sec., TL and address):

The subject property is entirely within an urban growth boundary

The subject property is partially within an urban growth boundary

If the comprehensive plan map change is a UGB amendment including less than 50 acres and/or by a city with a population less than 2,500 in the urban area, indicate the number of acres of the former rural plan designation, by type, included in the boundary.

Exclusive Farm Use – Acres:	Non-resource – Acres:
Forest – Acres:	Marginal Lands – Acres:
Rural Residential – Acres:	Natural Resource/Coastal/Open Space – Acres:
Rural Commercial or Industrial – Acres:	Other: – Acres:

If the comprehensive plan map change is an urban reserve amendment including less than 50 acres, or establishment or amendment of an urban reserve by a city with a population less than 2,500 in the urban area, indicate the number of acres, by plan designation, included in the boundary.

Exclusive Farm Use – Acres:	Non-resource – Acres:
Forest – Acres:	Marginal Lands – Acres:
Rural Residential – Acres:	Natural Resource/Coastal/Open Space – Acres:
Rural Commercial or Industrial – Acres:	Other: – Acres:

For a change to the text of an ordinance or code:

Identify the sections of the ordinance or code that were added or amended by title and number:

Amends Title 14 Cottage Grove Development Code to expand personal-use scale urban animal husbandry within residential land use districts.

For a change to a zoning map:

Identify the former and new base zone designations and the area affected:

Change from	to	Acres:
Change from	to	Acres:
Change from	to	Acres:
Change from	to	Acres:

Identify additions to or removal from an overlay zone designation and the area affected:

Overlay zone designation:	Acres added:	Acres removed:
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Location of affected property (T, R, Sec., TL and address):

List affected state or federal agencies, local governments and special districts:

Identify supplemental information that is included because it may be useful to inform DLCD or members of the public of the effect of the actual change that has been submitted with this Notice of Adopted Change, if any. If the submittal, including supplementary materials, exceeds 100 pages, include a summary of the amendment briefly describing its purpose and requirements.

Ordinance No. 3040

AN ORDINANCE AMENDING TITLE 14 OF
THE COTTAGE GROVE MUNICIPAL CODE
URBAN LIVESTOCK ANIMALS

THE CITY OF COTTAGE GROVE ORDAINS AS FOLLOWS:

Section 1. Purpose. The purpose of this ordinance is to amend Title 14 Cottage Grove Development Code to expand personal-use scale urban animal husbandry within residential districts.

Section 2. Procedural Compliance. This amendment is in compliance with 14.4.7.500-600 of the Municipal code of the City of Cottage Grove and is based upon the City Council determination, after a Planning Commission public hearing and recommendation, that this amendment is a proper implementation of the comprehensive land use plan and, therefore, is in the public interest and for the health, safety and welfare of the residents of the City of Cottage Grove.

Section 3. Amendment. Title 14 Development Code of the Cottage Grove Municipal Code is hereby amended as follows:

A. Table 2.2.110. That the "Animal" Use Category in Table 2.2.110 - Land Uses Allowed in Residential Districts (R, R-1, R-2, R-3 & RC) is hereby amended to read as follows:

USE Categories (Examples of uses are in Chapter 1.4: definitions are in Chapter 1.3)	Residential Restricted (R)	Low Density Residential (R-1)	Medium Density Residential (R- 2)	Mobile Home Park (MHP)	High Density Residential (R-3)	Residential Commercial (RC)
Animals						
■ Household Animals, such as cats, dogs, pot- bellied pigs, limited to 3, no more than 6 in total (Exempt: aquarium, terrarium or similar animals)	P	P	P	P	P	P
■ Urban Livestock Animals, per Special Use Standards (2.2.200.L)	S	S	S	N	S	N

B. Section 2.2.200 (A). Section 2.2.200(A) Residential Districts - Special Use Standards is hereby amended to read as follows:

2.2.200 – Residential Districts – Special Use Standards

A. Purpose. Section 2.2.200 provides standards for specific land uses and building types that are identified as permitted with “Special Use (‘S’) Standards” in Table 2.2.110. These standards control the scale and compatibility of those uses within the Residential Districts. The standards in Section 2.2.220 supplement (are in addition to and do not replace) the standards in Sections 2.2.100 through 2.2.190. These standards are implemented through Land Use Review (Type I) or Site Design Review procedures, as applicable, prior to building permit review and approval.

This Section applies to the following uses and building types, as specified in subsections B-K:

- Accessory Dwellings
- Attached Single Family (Towhouses or Rowhouses) and Attached Duplexes
- Bed and Breakfast Inns
- Group Home or Facility (Residential Care Homes and Facilities)
- Child Care Center
- Home Occupations
- Manufactured Homes
- Manufactured/Mobile Home Parks
- Multiple Family Housing
- Zero-Lot Line Housing (not common wall)
- Urban Livestock Animals

C. Section 2.2.200(L). Section 2.2.200(L) is adopted and shall read as follows:

2.2.200.L – Residential Districts – Special Use Standards

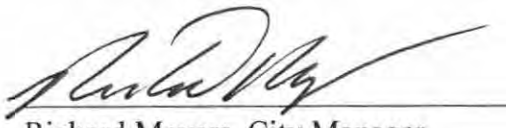
L. Urban Livestock Animals. Where urban livestock animals are allowed, they shall conform to the following standards, which are intended to allow personal-use scale urban farming while ensuring compatibility with nearby uses.

1. On development sites of less than 0.5 acres (< 22,500 square feet), the following categories of animals are allowed:
 - a. Chickens and Domestic Fowl. Up to 1 chicken or domestic fowl per 1000 square feet, with a maximum of 15 total per property. “Domestic fowl” means quails, pheasants, ducks, pigeons, and doves. Roosters, geese, peacocks, and turkeys are prohibited.
 - b. Rabbits. Up to 6 total.
 - c. Miniature Goats. Up to 3 miniature goats, commonly known as pygmy, dwarf, or miniature goats.

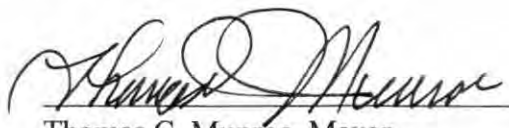
- d. Honey Bees. Up to 3 hives, provided that they are located at least 5 feet from all property lines, the opening of the hive is pointed toward the center of the property and a water source is provided on site within 15 feet of each hive.
2. On development sites larger than 0.5 Acres (> 22,500 square feet), the following livestock are allowed:
 - a. Chickens and Domestic Fowl. Up to 1 chicken and domestic fowl per 1000 square feet, with a maximum of 15 total per property. "Domestic Fowl" means quails, pheasants, ducks, pigeons, and doves. Roosters, geese, peacocks, and turkeys are prohibited.
 - b. Miniature Goats. Up to 3 per 0.5 acre miniature goats, commonly known as pygmy, dwarf or miniature goats.
 - c. Large livestock. Up to 1 per 0.5 acre of undeveloped pasture of any combination of "large livestock," including cows, miniature cows, horses, miniature horses, sheep, goats, emus, alpacas, and llamas.
 - d. Honey Bees. Up to 3 hives per 0.5 acres, provided that they are located at least 5 feet from all property lines, the opening of the hive is pointed toward the center of the property and a water source is provided on site within 15 feet of each hive.
3. All urban livestock animals are required to have a structure designed and constructed to provide shelter from the weather, with a roof and a minimum of two walls. These structures shall comply with all development standards (setback, height, lot coverage, building and specialty permits) for accessory structures in the applicable land use districts.
4. All urban livestock animals shall be contained within the property.

PASSED BY THE COUNCIL AND APPROVED BY THE MAYOR THIS 24th DAY OF FEBRUARY, 2014.

Attest:


Richard Meyers, City Manager
Dated: February 24, 2014

Approved:


Thomas C. Munroe, Mayor
Dated: February 24, 2014



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02/26/2014

Mailed From 97424
US POSTAGE

MAR 03 2014



TO:



Attn: Plan Amendment Specialist
DLCD
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Salem, OR 97301-2540