



Oregon

John A. Kitzhaber, M.D., Governor

Department of Land Conservation and Development

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www.oregon.gov/LCD



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

Date: 12/15/2014
Jurisdiction: Umatilla County
Local file no.: P-109-14,T-14-054,Z-
DLCD file no.: 006-14

The Department of Land Conservation and Development (DLCD) received the attached notice of adopted amendment to a comprehensive plan or land use regulation on 12/11/2014. A copy of the adopted amendment is available for review at the DLCD office in Salem and the local government office.

Notice of the proposed amendment was submitted to DLCD 35 days prior to the first evidentiary hearing.

Appeal Procedures

Eligibility to appeal this amendment is governed by ORS 197.612, ORS 197.620, and ORS 197.830. Under ORS 197.830(9), a notice of intent to appeal a land use decision to LUBA must be filed no later than 21 days after the date the decision sought to be reviewed became final. If you have questions about the date the decision became final, please contact the jurisdiction that adopted the amendment.

A 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).

If the amendment is not appealed, it will be deemed acknowledged as set forth in ORS 197.625(1)(a). Please call LUBA at 503-373-1265, if you have questions about appeal procedures.

DLCD Contact

If you have questions about this notice, please contact DLCD's Plan Amendment Specialist at 503-934-0017 or plan.amendments@state.or.us



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

FOR DLCD USE
File No.: 006-14 {22381}
Received: 12/11/2014

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: Umatilla County

Local file no.: P-109-14, T-14-054, Z-301-14

Date of adoption: 12/3/14

Date sent: 12/11/14

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): July 24, 2014

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): Shane Finck, Planner

Phone: 541-278-6251

E-mail: shane.finck@umatillacounty.net

Street address: 216 SE 4th St.

City: Pendleton

Zip: 97801

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:

Umatilla County Comprehensive Plan; Chapter 8: Open Space, Scenic and Historic Areas, and Natural Resources; Page 8-18, Findings/Policy 41; added the aggregate site to the list of significant sites and applies Goal 5 protection to the aggregate resource.

For a change to a comprehensive plan map:

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

Change from N/S Agriculture to N/S Agriculture/AR Overlay 9.71 acres. A goal exception was required for this change. *No goal exception required*

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): T 3N, R 33E, Sect 23, TL 100, 600, 700

The subject property is entirely within an urban growth boundary *NO, not in an UGB*

The subject property is partially within an urban growth boundary *NO, not in an UGB*

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:

N/A

For a change to a zoning map:

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

Change from EFU	to EFU/AR Overlay	Acres: 9.71
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: AR Acres added: 9.71 Acres removed: 0

Location of affected property (T, R, Sec., TL and address): T 3N, R 33E, Sect 23, TL 100, 600, 700

List affected state or federal agencies, local governments and special districts: City of Pendleton, Umatilla County Assessor, Umatilla County Public Works, Dept of Transportation Region S-Highways Division, Dept of Land Conservation and Development, Dept of Environmental Quality, Dept of Geology and Mineral Industries

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.

Included with this notice are the affected pages of the Umatilla County Comprehensive Plan, Zoning Map reflecting the Aggregate Resource overlay, a comprehensive plan map of the area indicating the overlay, and a copy of the signed ordinance approving the changes.

RECEIVED

DEC 03 2014

UMATILLA COUNTY
RECORDS

THE BOARD OF COMMISSIONERS OF UMATILLA COUNTY

STATE OF OREGON

In the Matter of Amending)	
Comprehensive Plan and)	ORDINANCE NO. 2014-08
Adding Wildhorse Creek Quarry)	
Site to Goal 5 Aggregate)	
Resources Inventory for Oregon)	
Department of Transportation)	

WHEREAS the Board of Commissioners has adopted a Comprehensive Plan for Umatilla County;

WHEREAS an application was received from the Oregon Department of Transportation requesting Umatilla County to amend the Comprehensive Plan to add approximately 9.71 acres located in the West Half of Section 23, Township 2 North, Range 33, known as the Wildhorse Creek Quarry, as a Large Significant Site to be included in the Goal 5 Aggregate Resources Inventory, #T-14-054/P-109-14 and to apply the Aggregate Resources Overlay Zone to the site, #Z-301-14;

WHEREAS the Umatilla County Planning Commission held a public hearing on August 28, 2014, to review the application and the proposed amendment to the plan and recommended that the Board of Commissioners adopt the amendment to add the site to the Umatilla County resource inventory, and also approved the application of the Aggregate Resources Overlay Zone to the site;

WHEREAS the Board of Commissions held a public hearing on September 17, 2014, continued to November 26, 2014 and December 3, 2014, to consider the proposed amendment, and voted for the approval of the request to add the subject site to the Umatilla County Rock Materials Resources Inventory.

NOW, THEREFORE the Board of Commissioners of Umatilla County ordains as follows:

1. The Umatilla County Comprehensive Plan, adopted May 9, 1983, be further amended to add the following aggregate site to the Goal 5 Aggregate Resources/Rock Material Sources Inventory as a Large Significant Site, located on Umatilla County Tax Lots 3N3323-100, -600 and -700, consisting of approximately 9.71 acres, described as follows:

Tract 1

Beginning at the center of Section 23, Township 3 North, Range 33; thence Northerly along the East Line of Southeast Quarter of Northwest Quarter of said Section 23 505 feet to the true point of beginning; thence Northerly along said East line 246 feet, more or less, to the Southerly right of way line of the Oregon-Washington Railroad and Navigation Co.; thence Southwesterly along said railroad right of way line 80 feet, more or less, to the Easterly line of that tract conveyed to the State of Oregon, by and through its State Highway Commission by deed recorded in Book 233, Page 452, Umatilla County Records; thence Southwesterly along the Easterly line of said State of Oregon property 950 feet, more or less, to the South line of Southeast Quarter of Northwest Quarter of said Section 23; thence Easterly along the said South line of Southeast Quarter of Northwest Quarter 163 feet; thence North 23° 38' East 220 feet; thence Northeasterly 460 feet, more or less, to the true point of beginning;

ALSO, a parcel of land lying in the West Half of Section 23, Township 3 North, Range 33, identified as Parcel 4 in deed recorded in Book 233, Page 452, Umatilla County Records, to the State of Oregon, by and through its State Highway Commission, being bounded on the East by the relocated Havana-Helix Highway; bounded on the South by the existing Havana-Helix Highway (County Road No. 367); bounded on the West by that tract described in that deed to McCormach Elevator Co. recorded in Book 174, Page 580, Umatilla County Records; and bounded on the North by the Union Pacific Railroad right of way.

Tract 2

Beginning at the Northwest corner of tract conveyed to the State of Oregon, by and through its State Highway Commission, by deed recorded in Book 160, Page 81, Umatilla County Records, said corner being on the North line of Northeast Quarter of Southwest Quarter, Section 23, Township 3 North, Range 33, and 347.19 feet West of the center of said Section 23; thence South along the West line of said State of Oregon tract 347.12 feet to the Easterly right of way line of the relocated Havana-Helix Highway, as conveyed to the State of Oregon, by and through its State Highway Commission, by deed recorded in

Book 233, Page 452, Umatilla County Records; thence Northwesterly along said Easterly right of way line to the North line of said Northeast Quarter of Southwest Quarter; thence East along said North line 253.5 feet to the point of beginning.

Tract 3

Beginning at a point on the North and South centerline of Section 23, Township 3 North, Range 33, said point being 1,925 feet North of the South quarter corner of said Section 23; thence North 0° 17' West along the said North and South centerline a distance of 519.40 feet; thence North 41° 01' West a distance of 331.37 feet to the East and West centerline of said Section 23; thence North 89° 50' West along said centerline a distance of 130.99 feet; thence South 0° 17' East a distance of 347.12 feet to a point on the Northerly line of the County Road, said point being 30 feet distance Northeasterly from the Centerline of the County Road; thence South 45° 30' East parallel to said County Road a distance of 129.25 feet; thence South 37° 45' East parallel to said County Road a distance of 420.00 feet to the point of beginning.

All being East of Willamette Meridian, Umatilla County, Oregon.

2. Umatilla County Zoning Map is amended to apply the Aggregate Resources Overlay Zone to the aggregate site.

DATED this 3rd day of December, 2014.

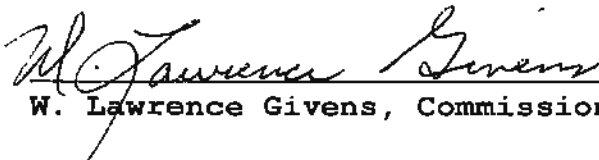
UMATILLA COUNTY BOARD OF COMMISSIONERS



William J. Elfering, Chair



George L. Murdock, Commissioner



W. Lawrence Givens, Commissioner



ATTEST:
OFFICE OF COUNTY RECORDS

Jan Clendinning

Records Officer



UMATILLA COUNTY COMPREHENSIVE PLAN

ADOPTED May 9, 1983, Ordinance 83-4

AMENDED as follows:

- Ord. No. 83-3, adopted August 29, 1983
- Ord. No. 84-3, adopted June 28, 1984
- Ord. No. 84-6, adopted September 6, 1984
- Ord. No. 85-9, adopted June 12, 1985
- Ord. No. 85-10, adopted November 6, 1985
- Ord. No. 87-13, adopted December 2, 1987
- Ord. No. 88-1, adopted March 3, 1988

- Ord. No. 2000-01, adopted October 18, 2000
- Ord. No. 2002-01, adopted August 14, 2002
- Ord. No. 2002-08, adopted August 14, 2002
- Ord. No. 2003-01, adopted January 9, 2003
- Ord. No. 2003-03, adopted March 11, 2003
- Ord. No. 2004-01, adopted September 22, 2004
- Ord. No. 2004-02, adopted September 22, 2004
- Ord. No. 2004-11, adopted June 30, 2004
- Ord. No. 2004-19, adopted January 25 2005
- Ord. No. 2005-05, adopted May 31, 2005
- Ord. No. 2005-06, adopted May 31, 2005

- Ord. No. 2005-07, adopted May 31, 2005
- Ord. No. 2005-08, adopted May 31, 2005
- Ord. No. 2005-10, adopted April 21, 2005
- Ord. No. 2006-19, adopted December 14, 2006
- Ord. No. 2007-01, adopted February 7, 2007
- Ord. No. 2007-10, adopted October 9, 2007
- Ord. No. 2008-09, adopted June 16, 2008
- Ord. No. 2010-03, adopted June 7, 2010
- Ord. No. 2010-07, adopted October 6, 2010

- Ord. No. 2012-07, adopted March 13, 2012
- Ord. No. 2012-08, adopted April 19, 2012
- Ord. No. 2012-15, adopted October 10, 2012

- Ord. No., 2014-04, adopted July 2, 2014
- Ord. No., 2014-06, adopted July 2, 2014
- Ord. No. 2014-09, adopted September 17, 2014
- Ord. No. 2014-10, adopted September 17, 2014
- Ord. No. 2014-08, adopted December 3, 2014

The preparation of this document was
financed in part through a planning
assistance grant from the Oregon
Department of Land Conservation and
Development.

UMATILLA COUNTY PLANNING DEPARTMENT
COURTHOUSE, PENDLETON, OREGON 97801

Printed 1993

Revision Date: December 3, 2014

used periodically exclusively for road maintenance and construction.

operation, based upon the issuance of a zoning permit under the following conditions:

- (1) Extraction is for County road maintenance or, construction only;
- (2) Crushing operations are for limited time periods not to exceed 90 days.
- (3) Scale or extent of operation remains limited to the acreage area listed on the table below.
- (4) The Planning Director may refer zoning permit request to the Hearings Officer or the Planning Commission.
- (5) Operations will still be required to meet the standards and criteria of the Development Ordinance and Reclamation Ordinance. The County gravel pit sites listed on the following table shall apply under tis policy:

Existing Gravel Pits Exempted from Obtaining Conditional Use Permits

<u>LOCATION</u>	<u>NAME</u>	<u>APPROX. SIZE</u>
T IS R 30 Sec. 1-2	Nelson-Murray	1 Acre or less
T IS R 32 Sec. 13	Hoeft	1 Acre or less
T 5S R 31 Sec.(12) 13 TL 1500	Leverenz-Ukiah	1 Acre or less
T 5S R 31 Sec. 36	Soap Hill	1 Acre or less
T IN R 30 Sec. 12, TL 400	Coombs Canyon	1 Acre or less
T 2N R 30 Sec. 32-33, TL 1100	Alkali	1 Acre or less
T 3N R 30 Sec. 6, TL TL 500	Ransier	1 Acre or less
T 4N R 36 Sec. 36	Pine Creek	1 Acre or less
T 4N R 34 Sec. 31, TL 11500	McConttmach	1 Acre or less
T 4N R 30 Sec. 23, TL 2300	Despain-Terney	1 Acre or less
T 5N R 32 Sec. 5, TL 700	Juniper	1 Acre or less
T 5N R 34 Sec. 8, TL 1390	Wayland	1 Acre or less
T 5N R 34 Sec. 1-2	Shubert-Barrett	1 Acre or less
T 6N R 35-36 TL 101	Eastside	1 Acre or less
T 6N R 36 Sec.(34 -36), TL 5100	Casper	1 Acre or less

41. Several aggregate sites were determined

41. In order to protect the aggregate resource,

to be significant enough to warrant protection from surrounding land uses in order to preserve the resource (see Technical Report).

the County shall apply an aggregate resource overlay zone to the following existing sites:

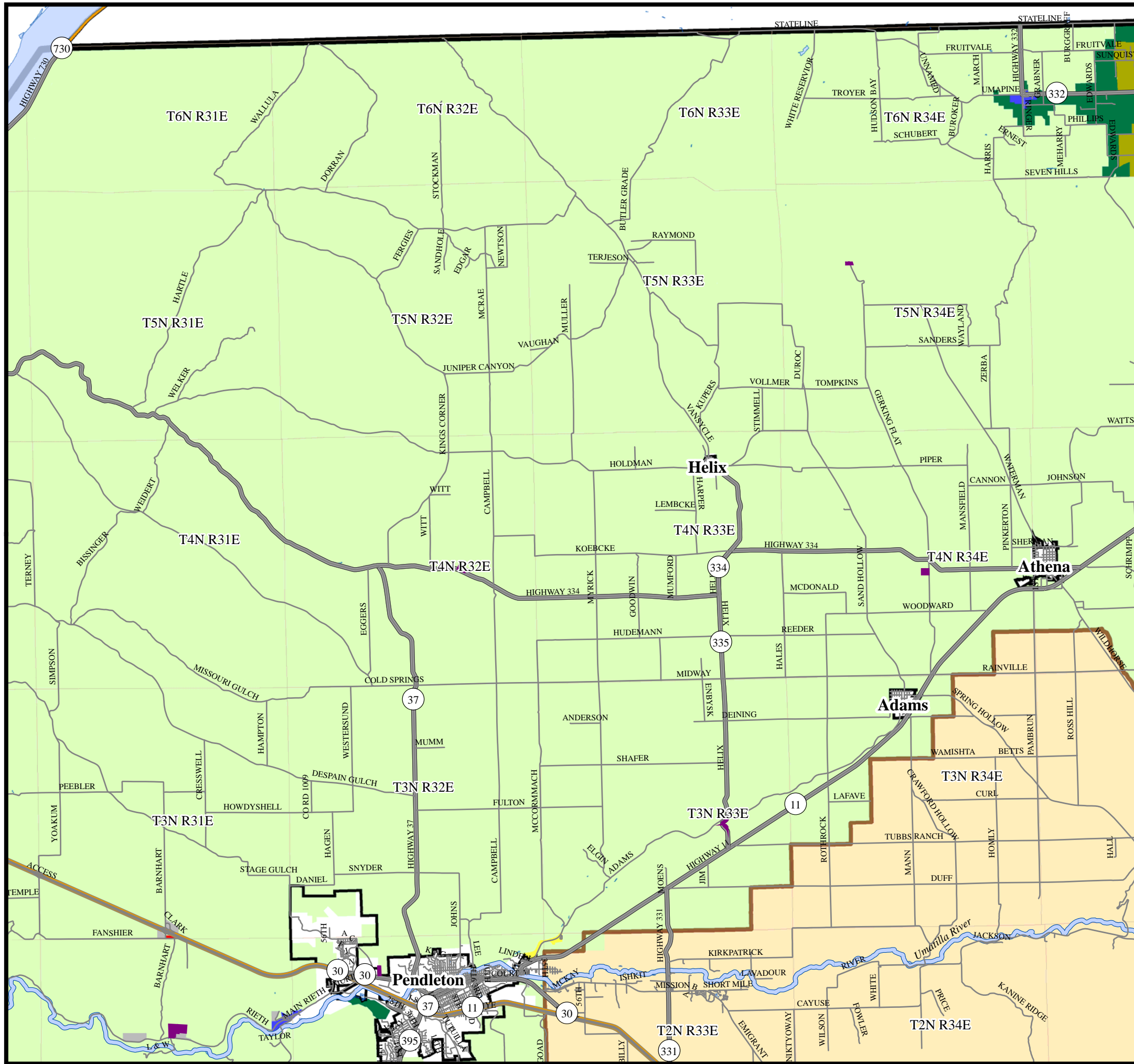
- (1) ODOT quarry, T5N, R35E, Section 35, TL 6200, 5900.
- (2) ODOT quarry, T5N, R29E, Section 22, TL 800 (“Sharp’s Corner”)>
- (3) Private, commercial pit, T4N, R38E, Section 27, TL 1100.
- (4) Upper Pit, T4N, R28E, Sections 28, 29, TL 4000.
- (5) ODOT quarry, T3N, R33E, Section 23, TL 100, 600, 700
- (6) Several quarries, T2N, R31E, Section 15, 16, 17, TL 400, 800, 3100. (See Technical report for specific site information).

42. Alternative energy resources should be explored more fully in Umatilla County.

- 42.
- (a) Encourage development of alternative sources of energy.
 - (b) The County will develop a file of alternative energy literature which will be available to the public.
 - (c) The County will refer people to agencies or private sources of energy conservation or development information when such information is not locally available.
 - (d) With the availability and/or addition of adequate information on wind, solar and other alternate energy resources, the County shall complete the Goal 5 analysis process for those resources (OAR 660-16-000).














43. Some potential exists for development of subsurface energy resources.

- 43.
- (a) The County should provide for exploration for and development of subsurface energy resources.
 - (b) The County shall institute land use categories which protect the land base upon which subsurface energy sources may occur.
 - (c) The Resource oriented land use



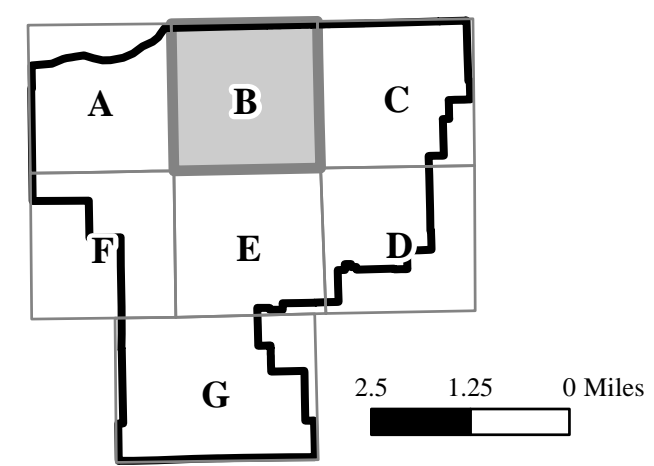
Legend

Comp Plan Designations

-  Agri-Business
-  Commercial
-  Federal Land
-  Grazing Forest
-  Industrial
-  Multi-Use
-  North/South Ag Region
-  Orchards District
-  Rural Residential
-  Special Ag
-  Unincorporated Community
-  West County Irrigation District
-  Aggregate Resource Overlay

These maps are for illustrative purposes only. For more detailed information please contact the Umatilla County Planning Department at 216 SE 4th Street, Pendleton, OR 97801; by calling 541-278-6252; or by visiting the County's website at www.umatillacounty.net.

Map Adoption Date: May 1983
 Map Revision Date: May 1983
 Map Reformatted Date: November 2009
 Map Update: December 2014



COMPREHENSIVE PLAN MAP

UMATILLA COUNTY, MAP B



This map was prepared for assessment purposes

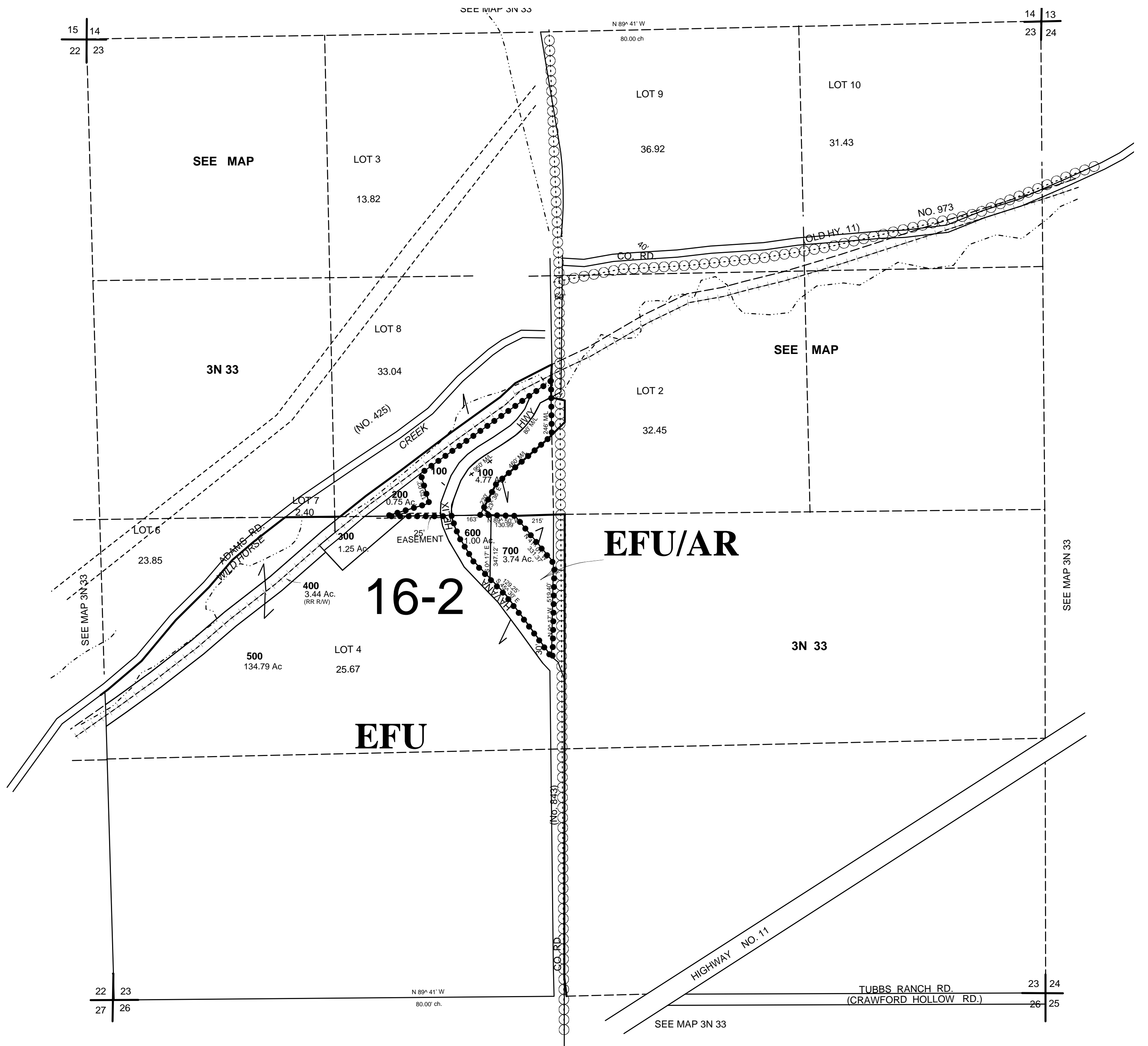
SEC 23 T3N R33E WM UMATILLA COUNTY

4/21/05

3N 33 23

AERIAL PHOTO NO. NZ 5P 173-178, 4P 159-167 & 114-121

1"=400'



3N 33 23