



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

12/28/2012

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

FROM: Plan Amendment Program Specialist

SUBJECT: City of Lowell 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: Thursday, January 10, 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: Chuck Spies, City of Lowell  
Gordon Howard, DLCD Urban Planning Specialist  
Ed Moore, DLCD Regional Representative  
Amanda Punton, DLCD Natural Resources Specialist

<paa> Y





FORM 2

DLCD

# Notice of Adoption

This Form 2 must be mailed to DLCD within **20-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

DATE STAMP	<input type="checkbox"/> In person <input type="checkbox"/> electronic <input type="checkbox"/> mailed
	DEPT OF
	DEC 21 2012
	LAND CONSERVATION AND DEVELOPMENT <small>For Office Use Only</small>

Jurisdiction: **City of Lowell**

Local file number: **None**

Date of Adoption: **12/18/2012**

Date Mailed: **Dec 20, 2012**

Was a Notice of Proposed Amendment (Form 1) mailed to DLCD? ☒ Yes ☐ No Date: July 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".

Adopted Ordinance 284, incorporating Local Wetlands Inventory Map and Report in Comp Plan. Added other recently adopted Master Plans as Referenced Associated Documents.

Does the Adoption differ from proposal? Yes, Please explain below:

Modifications to determinations of "significant wetlands" were made to the LWI Map and Report by the Wetlands Consultant and approved by DSL after the public hearing.

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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<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"/>

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 (19439) [17291]

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

Oregon DSL, DEQ, DLCD  
US Army Corps of Engineers  
Lowell School District

---

Local Contact: **Don Driscoll**

Phone: (541) 484-5757 Extension:

Address: **P.O. Box 490**

Fax Number: **541-937-2936**

City: **Lowell**

Zip: **97452-**

E-mail Address: **dond@archasso.com**

---

## ADOPTION SUBMITTAL REQUIREMENTS

**This Form 2 must be received by DLCD no later than 20 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](mailto:plan.amendments@state.or.us).



**CITY OF LOWELL, OREGON**

**ORDINANCE 284**

**AN ORDINANCE AMENDING ORDINANCE 244, ATTACHMENT A, THE LOWELL COMPREHENSIVE PLAN 2005, TO ADOPT THE CITY OF LOWELL LOCAL WETLANDS INVENTORY MAP AND REPORT AND TO ADD OTHER RECENTLY ADOPTED MASTER PLANS AS REFERENCED ASSOCIATED DOCUMENTS.**

**THE CITY OF LOWELL ORDAINS AS FOLLOWS:**

**Section 1.** The following sections of the Lowell Revised Code Title 9, Section 9.900, Lowell Comprehensive Plan 2005, adopted by Ordinance 244, Attachment A, dated November 15, 2005, are hereby amended.

**SECTION 9.920 ENVIRONMENT**

**SECTION 9.922 LOCAL WETLANDS INVENTORY (added)**

The City of Lowell Local Wetlands Inventory Map and Report dated October 2011 and approved by the Oregon Department of State Lands (DSL) on December 21, 2011 is hereby adopted and incorporated by this reference into the Lowell Comprehensive Plan. Any amendment to the map and report must be adopted by Ordinance after approval by DSL. This adoption applies only to areas of the Lowell Wetlands Inventory Map and Report which are within the City of Lowell Urban Growth Boundary.

**SECTION 9.928 REFERENCED ASSOCIATED DOCUMENTS**

3. **Lowell Local Wetland Inventory Map and Report**, ESA Adolfson, January 2011 (added)

**SECTION 9.960 PUBLIC FACILITIES AND SERVICES**

**SECTION 9.968 REFERENCED ASSOCIATED DOCUMENTS**

3. **Lowell Water System Master Plan**, Systems West Engineering, November 1998, and **Lowell Water System Master Plan Update**, HBH Consulting Engineers, December 2006
7. **Lowell Parks and Open Space Master Plan**, Resource Assistance for Rural Environments, October 2007 (added)
8. **Lowell Stormwater Master Plan**, Civil West Engineering Services, October 2008 (added)

**SECTION 9.990 COMPREHENSIVE PLAN MAPS INDEX**

- 9.990 P Local Wetland Inventory Map (added)**



Adopted by the City Council of the City of Lowell this 18<sup>th</sup> day of December, 2012.

Yeas: 3

Nays: 1

Approved: Bill George  
Bill George, Mayor

First Reading: December 4, 2012

Second Reading: December 18, 2012

Adopted: December 18, 2012

Signed: December 18, 2012

Effective Date: January 17, 2013

Attest: Charles F. Spies  
Charles F. Spies, City Administrator



# Lowell Local Wetland Inventory Map

Lowell Fish Creek Watershed

Lowell Farm Research - Agriculture

- Legend**
- Study Area
  - Taxlots
  - Urban Growth Boundary
  - Public Land Survey System
  - Sample Plot (SP #)
  - Probable Wetland (PW)
  - Rivers, Streams & Ponds
  - Watershed Boundary
  - Other Waters
  - Riparian Reach Endpoint
  - Riparian Reach Endpoint Label
  - Locally Significant Wetlands
  - NO
  - YES

See Inventory of Geographic Classes and Water Features located in the Local Wetland Inventory for descriptions of codes on this map.

\*Note: Wetlands in Lowell's Local Wetland Inventory which are not within Lowell's unincorporated city limits, are not the jurisdiction of the City of Lowell and are not subject to ordinances adopted by the City of Lowell until such time as they are formally annexed into the City of Lowell.

Wetland Code	Area	Wetland Code	Area
WD1000-0100-1	1.00	WD1000-0100-2	1.00
WD1000-0100-3	1.00	WD1000-0100-4	1.00
WD1000-0100-5	1.00	WD1000-0100-6	1.00
WD1000-0100-7	1.00	WD1000-0100-8	1.00
WD1000-0100-9	1.00	WD1000-0100-10	1.00
WD1000-0100-11	1.00	WD1000-0100-12	1.00
WD1000-0100-13	1.00	WD1000-0100-14	1.00
WD1000-0100-15	1.00	WD1000-0100-16	1.00
WD1000-0100-17	1.00	WD1000-0100-18	1.00
WD1000-0100-19	1.00	WD1000-0100-20	1.00

APPROVED LOCAL WETLANDS INVENTORY  
12/21/2011 LM  
OREGON DEPARTMENT OF STATE LANDS

## Dexter Lake



Wetland information shown on this map is for planning purposes. It is not a guarantee of wetland status. Wetland status is determined by field inspection. There may be unincorporated wetlands and other water features that are not shown on this map. A current official map of the City of Lowell is available at the City of Lowell Planning Department. The City of Lowell Planning Department is responsible for the accuracy of the map. The City of Lowell Planning Department is responsible for the accuracy of the map. The City of Lowell Planning Department is responsible for the accuracy of the map.







PO Box 490 Lowell, OR 97452  
Phone: 541-937-2157 Fax: 541-937-2936  
Email: [city@lowell-or.gov](mailto:city@lowell-or.gov)

---

Dec 20, 2012

Department of Land Conservation and Development  
Attn: Plan Amendment Specialist  
635 Capital Street NE, Suite 150  
Salem, OR 97301-2540

Transmittal Letter: Notice of Adoption, City of Lowell Ordinances 283 and 284

Dear Plan Amendment Specialist

Enclosed on Notices of Adoption for City of Lowell Ordinance 283, amending the Lowell Land Development Code and Ordinance 284, amending the Lowell Comprehensive Plan 2005.

Charles F. Spies  
City Administrator





PO Box 490  
Lowell, OR 97452



DEPT OF  
DEC 21 2012  
LAND CONSERVATION  
AND DEVELOPMENT

Department of Land Conservation  
Attn: Plan Amendment Specialist  
635 Capital Street NE, Suite 150  
Salem, OR 97301-2540