AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NORTH PLAINS, OREGON, IMPLEMENTING AN UPDATE TO THE ZONING AND DEVELOPMENT CODE CHARTERS 16.045 AND 16.170 AND DECLARING AN EMERGENCY

WHEREAS, the City of North Plains Planning Commission initiated proceedings to amend two sections of the Zoning and Development Ordinance, Chapter 16 of the Municipal Code; and

WHEREAS, the applicable sections of the Zoning and Development Ordinance Include:

16.045- Neighborhood Community (NC) Zoning District
16.170- Application Requirements and Review Procedures; and

WHEREAS, the City submitted the proposed amendments to DLCD on December 4, 2019; and

WHEREAS, the Planning Commission conducted a duly-noticed public hearing, and reviewed the proposed text amendments and staff report at its meeting on January 8, 2020; and

WHEREAS, the City Council conducted a duly-noticed public hearing, and reviewed the proposed code text amendments, Planning Commission recommendation and staff report at its meeting on January 21, 2020; and

WHEREAS, the proposed Zoning Code Text Amendment includes language from the NC zoning district that was previously within the code and was unintentionally removed from Chapter 16.045 (NC Zoning District), as well as supporting language in 16.170 (Application Requirements and Review Procedures); and

WHEREAS, adoption of this Ordinance without an emergency clause would cause a burdensome delay to applicants proposing a master plan refinement within the NC Zoning District; and

WHEREAS, having considered the application, the evidence in the record and applicable criteria for the amendments proposed in Application File No. 19-127A (Zoning Code Update) to amend Sections 16.045 and 16.170 of the Zoning and Development Ordinance (Chapter 16 of the Municipal Code).

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Ordinance No. 467
Amending Zoning Code & Development Chapters 16.045 & 16.170
January 21, 2020
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Now, therefore:

THE CITY OF NORTH PLAINS ORDAINS AS FOLLOWS:

Section 1. The City hereby adopts the proposed code amendments proposed in File 19-127A, attached hereto as Exhibit “A” and incorporates them into the North Plains Zoning and Development Code, Chapter 16 of the Municipal Code.

Section 2. In support of its decision, the City Council adopts the findings within the Planning Commission Recommendation for File No. 19- 127A, dated January 8, 2020 and signed January 9, 2020.

Section 3. An emergency being declared, this Ordinance shall become effective immediately upon its adoption.

INTRODUCED, ADOPTED AND EFFECTIVE this 21st day of January, 2020.

CITY OF NORTH PLAINS, OREGON

By: 

Teri Lenahan, Mayor

Russ Sheldon, Council President

ATTEST:

By:

Lori Lesmeister, City Recorder

Andy Varner, City Manager

Ordinance No. 467
Amending Zoning Code & Development Chapters 16.045 & 16.170
January 23, 2020
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Before the City Council of the City of North Plains

In the matter of an application for adoption of a Zoning and Development Code Text Amendment by City of North Plains, APPLICANT

NOTICE OF DECISION-19-129A

Zoning Code Text Amendment

CC Hearing Date: January 21, 2020

WHEREAS, the City of North Plains initiated an update to Chapters 16.045 (Neighborhood Community Zoning District) and 16.170 (Application Requirements and Review Procedures) of the Zoning and Development Code; and

WHEREAS, the Planning Commission conducted a duly noticed public hearing, and reviewed the proposed Zoning Code Text Amendment and staff report at its meeting on January 8, 2020; and

WHEREAS, the City Council conducted a duly noticed public hearing, and reviewed the proposed Zoning Code Text Amendment, Planning Commission recommendation and staff report at its meeting on January 21, 2020; and

WHEREAS, the Planning Commission considered the submitted staff report and the City Council considered the Planning Commission recommendation and reviewed the proposed Zoning Code Text Amendment for compliance with the North Plains Comprehensive Plan, which incorporates the Statewide Planning Goals, and thereafter closed the hearing; and

WHEREAS, having considered the application and the evidence in the record, the City Council approved File No. 19-127A Zoning Code Text Amendment and conducted a first and second reading and, declaring an emergency, adopted Ordinance 467. The updated Zoning Code Text Amendment is effective immediately on January 21, 2020.

Now therefore, the City of North Plains Ordains as Follows:

The City Council approves the proposed Zoning Code Text Amendment, file 19-127A, based on the findings and conclusions contained in the Planning Commission recommendation dated January 8, 2020 (signed January 9, 2020), which the City Council hereby adopts as its findings, and determines to be reasonable.

This updated Zoning Code Text Amendment shall take effect pursuant to Ordinance No. 467 as signed by the Mayor of North Plains.

This decision, with associated findings, is available anytime for review at cityofnp.org or at City Hall, 31360 NW Commercial Street, during business hours.

This decision may be appealed to the Oregon Land Use Board of Appeals within twenty-one (21) days of the date of this notice. Any party with legal standing may file an appeal. Appeals may be filed by submitting a Notice of Intent to Appeal consistent with applicable legal requirements. If you have questions about this decision, or the appeal process, please contact City Manager Andy Varner at 503-647-5555 or visit North Plains City Hall at 31360 NW Commercial Street.

[Signature]

Date

1.21.2020