



Oregon

Theodore R. Kulongoski, Governor

Department of Land Conservation and Development

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Web Address: <http://www.oregon.gov/LCD>

NOTICE OF ADOPTED AMENDMENT

January 19, 2006



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

FROM: Mara Ulloa, Plan Amendment Program Specialist

SUBJECT: City of Salem Plan Amendment
DLCD File Number 026-05

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: January 31, 2006

This amendment was submitted to DLCD for review 45 days prior to adoption. Pursuant to ORS 197.625 (1), 197.830 (2), and 197.830 (9) 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 ADOPTED BY LOCAL GOVERNMENT. A DECISION MAY HAVE BEEN MAILED TO YOU ON A DIFFERENT DATE THAN IT WAS MAILED TO DLCD.**

Cc: Gloria Gardiner, DLCD Urban Planning Specialist
Matthew Crall, DLCD Transportation Planner
Geoff Crook, DLCD Regional Representative
Ashley DeForest, City of Salem

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NOTICE OF ADOPTION

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

Jurisdiction City of Salem

Local File Number CPC/ZC 05-13

(if no number, use none)

Date of Adoption January 10, 2006

Date Mailed January 13, 2006

(must be filled in)

(Date mailed or sent to DLCD)

Date the Notice of Proposed Amendment was mailed to DLCD November 9, 2005

Comprehensive Plan Text Amendment Comprehensive Plan Map Amendment

Land Use Regulation Amendment 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."

To change the Salem Area Comprehensive Plan designation from "Industrial" to "Industrial Commercial" and to change the zoning designation from IG (General Industrial) to IC (Industrial Commercial) for approximately 5 acres of property located at 4725 Turner Road SE.

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

Same

Plan Map Change From Industrial to Industrial Commercial

Zone Map Change From IG (General Industrial) to IC (Industrial Commercial)

Location: 4725 Turner Road SE Acres Involved: 10.26 acres

Specify Density: Previous: _____ New: _____

Applicable Statewide Planning Goals: _____ Was an Exception adopted? Yes No

Did the Department of Land Conservation and Development receive a Notice of Proposed Amendment **FORTY FIVE (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 Required immediate adoption. Yes No

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

Local Contact: Ashley DeForest, Senior Planner Area Code + Phone Number: (503) 588-6173, ext. 7597

Address: 555 Liberty Street SE, Room 305 City: Salem

Zip Code+4: 97301-3503 Email Address: adeforest@cityofsalem.net

DLCD File No: 026-05
(14811)

DEPT OF

JAN 17 2006

LAND CONSERVATION AND DEVELOPMENT

PLANNING COMMISSION

PLANNING DIVISION
555 LIBERTY ST. SE/ROOM 305
SALEM, OREGON 97301
PHONE: 503-588-6173
FAX: 503-588-6005



RESOLUTION NO.: PC 06-1

COMPREHENSIVE PLAN CHANGE/ZONE CHANGE 05-13

WHEREAS, a petition for a Comprehensive Plan change from "Industrial" to "Industrial Commercial,"

and zone change from IG (General Industrial) to IC (Industrial Commercial)

for property located at 4725 Turner Road SE

was filed by John and Susan Miller

with the Planning Commission of the City of Salem, and

WHEREAS, after due notice, a public hearing on the proposed changes was held before the Planning Commission on January 10, 2006, at which time witnesses were heard and evidence received; and

WHEREAS, the Planning Commission having carefully considered the entire record of this proceeding including the testimony presented at the hearing, after due deliberation and being fully advised; NOW THEREFORE

BE IT RESOLVED BY THE PLANNING COMMISSION OF THE CITY OF SALEM, OREGON:

Section 1. FINDINGS:

The Planning Commission hereby adopts as its findings of fact the staff report(s) on this matter dated January 10, 2006, herewith attached and by this reference incorporated herein.

Section 2. ORDER:

Based upon the foregoing findings and conclusions, it is hereby ordered:

(a) The proposed Comprehensive Plan change in this matter from Industrial to Industrial Commercial be granted;

(b) The zone change from IG (General Industrial) to IC (Industrial Commercial) for the above defined area be granted, subject to the following condition:

1. As set forth in Council Policy No. Y-2, dated November 20, 1989, the applicant shall not install a stand-alone outdoor advertising sign on the subject property.

ADOPTED by the Planning Commission this 10th day of January, 2006.

J. Lewis V.P.

President, Planning Commission

APPEAL PERIOD ENDS: January 27, 2006

Copies of the staff report containing the Facts and Findings adopted by the Planning Commission are available upon request at Room 305, Civic Center, during City business hours, 8:00 a.m. to 5:00 p.m.

Planning Commission Vote:

Yes 5 No 0 Abstained 1 (Dorn) Absent 1 (Goss)

CERTIFICATION OF MAILING

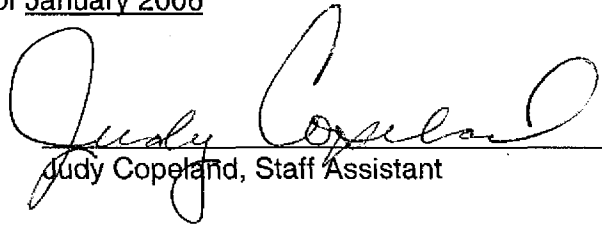
STATE OF OREGON)

CITY OF SALEM)

I, Judy Copeland, do hereby certify that I, on the 13th day of January 2006 caused to be sent interoffice to the Department of Land Conservation and Development Notice of Adoption for CPC/ZC 05-13

A copy of which is filed in the case file.

DATED at Salem, Oregon, this 13th day of January 2006



Judy Copeland, Staff Assistant