



Oregon

Theodore R. Kubongski, 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

11/20/2009

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

FROM: Plan Amendment Program Specialist

SUBJECT: City of Toledo Plan Amendment
DLCD File Number 001-09

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: Friday, December 11, 2009

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 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 THAT IT WAS MAILED TO DLCD. AS A RESULT, YOUR APPEAL DEADLINE MAY BE EARLIER THAN THE ABOVE DATE SPECIFIED.

Cc: Michelle Amberg, City of Toledo
Gloria Gardiner, DLCD Urban Planning Specialist

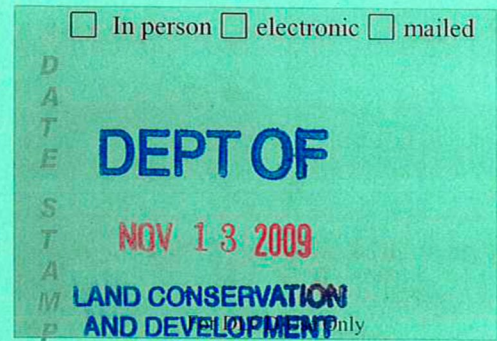
Angela Lazarean, DLCD Urban Planner
Bill Holmstrom, DLCD Regional Representative

<paa> YA

DLCD

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 Toledo

Local file number: PA-1-09

Date of Adoption: November 4, 2009

Date Mailed: November 12, 2009

Was a Notice of Proposed Amendment (Form 1) mailed to DLCD? Yes Date: July 23, 2009

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".

Redesignate properties from Urban Growth Boundary (UGB) Industrial to UGB Medium Density Residential zone designation.

Does the Adoption differ from proposal?

No

Plan Map Changed from: UGB Industrial

to: UGB Medium Density Residential

Zone Map Changed from: UGB Industrial

to: UGB Medium Density Residential

Location: South Bay Road, Toledo

Acres Involved: 8.33

Specify Density: Previous: 0 UGB Industrial

New: 1/2 acre UGB Medium Density Res.

Applicable statewide planning goals:

- | | | | | | | | | | | | | | | | | | | |
|--------------------------|-------------------------------------|--------------------------|--------------------------|--------------------------|--------------------------|--------------------------|--------------------------|-------------------------------------|-------------------------------------|--------------------------|--------------------------|--------------------------|-------------------------------------|--------------------------|--------------------------|--------------------------|--------------------------|--------------------------|
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Was an Exception Adopted? YES NO

Did DLCD receive a Notice of Proposed Amendment...

45-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. 001-09 (17754) [15823]

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

Lincoln County, Port of Toledo

Local Contact: Michelle Amberg, City Manager

Phone: (541) 336-2247 Extension: 211

Address: PO Box 220

Fax Number: (541) 336-3512

City: Toledo, OR

Zip: 97391

E-mail Address:

ADOPTION SUBMITTAL REQUIREMENTS

This form **must be mailed** to DLCD **within 5 working days after the final decision**

per ORS 197.610, OAR Chapter 660 - Division 18.

1. Send this Form and **TWO Complete Copies** (documents and maps) of the Adopted Amendment to:
ATTENTION: PLAN AMENDMENT SPECIALIST
DEPARTMENT OF LAND CONSERVATION AND DEVELOPMENT
635 CAPITOL STREET NE, SUITE 150
SALEM, OREGON 97301-2540
2. Electronic Submittals: At least **one** hard copy must be sent by mail or in person, or by emailing **larry.french@state.or.us**.
3. Please Note: Adopted materials must be sent to DLCD not later than **FIVE (5) working days** following the date of the final decision on the amendment.
4. Submittal of this Notice of Adoption must include the text of the amendment plus adopted findings and supplementary information.
5. The deadline to appeal will not be extended if you submit this notice of adoption within five working days of the final decision. Appeals to LUBA may be filed within **twenty-one (21) days** of the date, the Notice of Adoption is sent to DLCD.
6. In addition to sending the Notice of Adoption to DLCD, you must notify persons who participated in the local hearing and requested notice of the final decision.
7. **Need More Copies?** You can now access these forms online at **<http://www.lcd.state.or.us/>**. Please print on **8-1/2x11 green paper only**. You may also call the DLCD Office at (503) 373-0050; or Fax your request to: (503) 378-5518; or Email your request to **larry.french@state.or.us** - **Attention: Plan Amendment Specialist**.

Updated March 17, 2009

ORDINANCE NO. 1331

AN ORDINANCE AMENDING THE 2000 TOLEDO COMPREHENSIVE LAND USE PLAN AND ZONING MAP, AS ADOPTED BY ORDINANCE 1285 AND SUPPORT OF A ZONE DESIGNATION CHANGE TO THE LINCOLN COUNTY COMPREHENSIVE PLAN

WHEREAS, on July 9, 2009, the property owners of Lincoln County Assessor's Map 11-10-20-B Tax Lots 600, 800, 900, and 1000 filed a request for a Comprehensive Land Use Plan amendment to change the zone designation of the 8.33 acres (approximate) from UGB Industrial to UGB Medium Density Residential,

WHEREAS, on July 9, 2009, in addition to the Comprehensive Land Use Plan amendment, the property owners also filed a request for a recommendation for a change to the Lincoln County Zone Designation Map from Planned Industrial to Residential R-1,

WHEREAS, the Planning Commission held a public hearing on October 14, 2009, on the proposed Comprehensive Land Use Plan amendment (local file # PA-1-09) to consider and make a recommendation on the proposed amendment to the City Council,

WHEREAS, the City Council held a public hearing on November 4, 2009, to consider and take action on the Toledo Comprehensive Land Use Plan amendment request, and the City Council adopted facts and findings on the request based on the staff report, evidence and argument before the Council,

NOW THEREFORE, THE CITY OF TOLEDO ORDAINS AS FOLLOWS:

Section 1. The property identified as Lincoln County Assessor's Map # 11-10-20-B Tax Lots 600, 800, 900, and 1000 is designated Urban Growth Boundary Medium Density Residential on the Toledo Comprehensive Land Use Plan and Zoning Maps.

Section 2. The City Council recommends to the Lincoln County Board of Commissioners that the property identified as Lincoln County Assessor's Map # 11-10-20-B Tax Lots 600, 800, 900, and 1000 be amended from Lincoln County Planned Industrial to Residential R-1 as identified in the Lincoln County Comprehensive Plan.

PASSED AND ADOPTED by the City Council of the City of Toledo, Lincoln County, Oregon, on the _____ day of _____, 2009.

ATTEST:

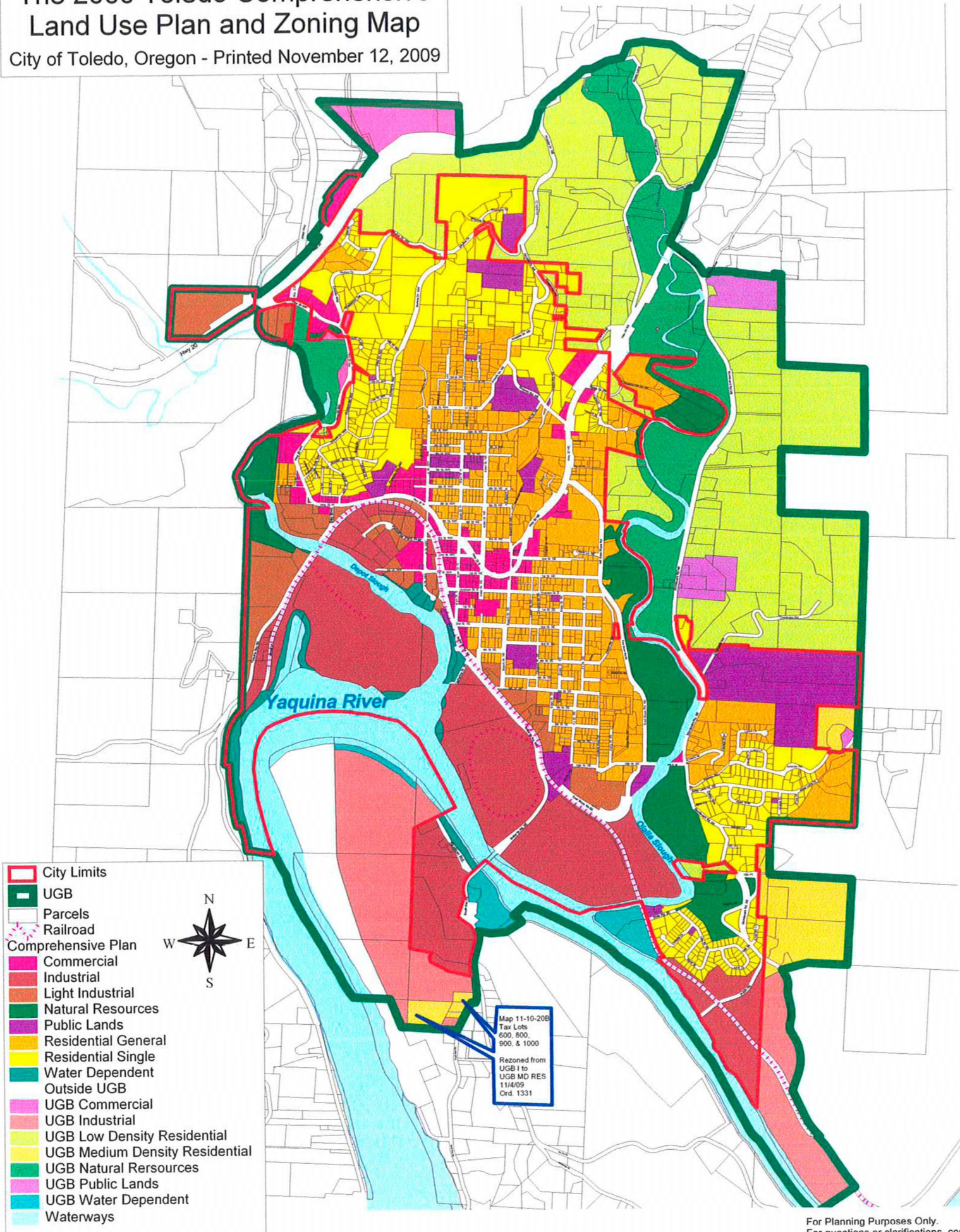
APPROVED:

City Recorder

Mayor

The 2000 Toledo Comprehensive Land Use Plan and Zoning Map

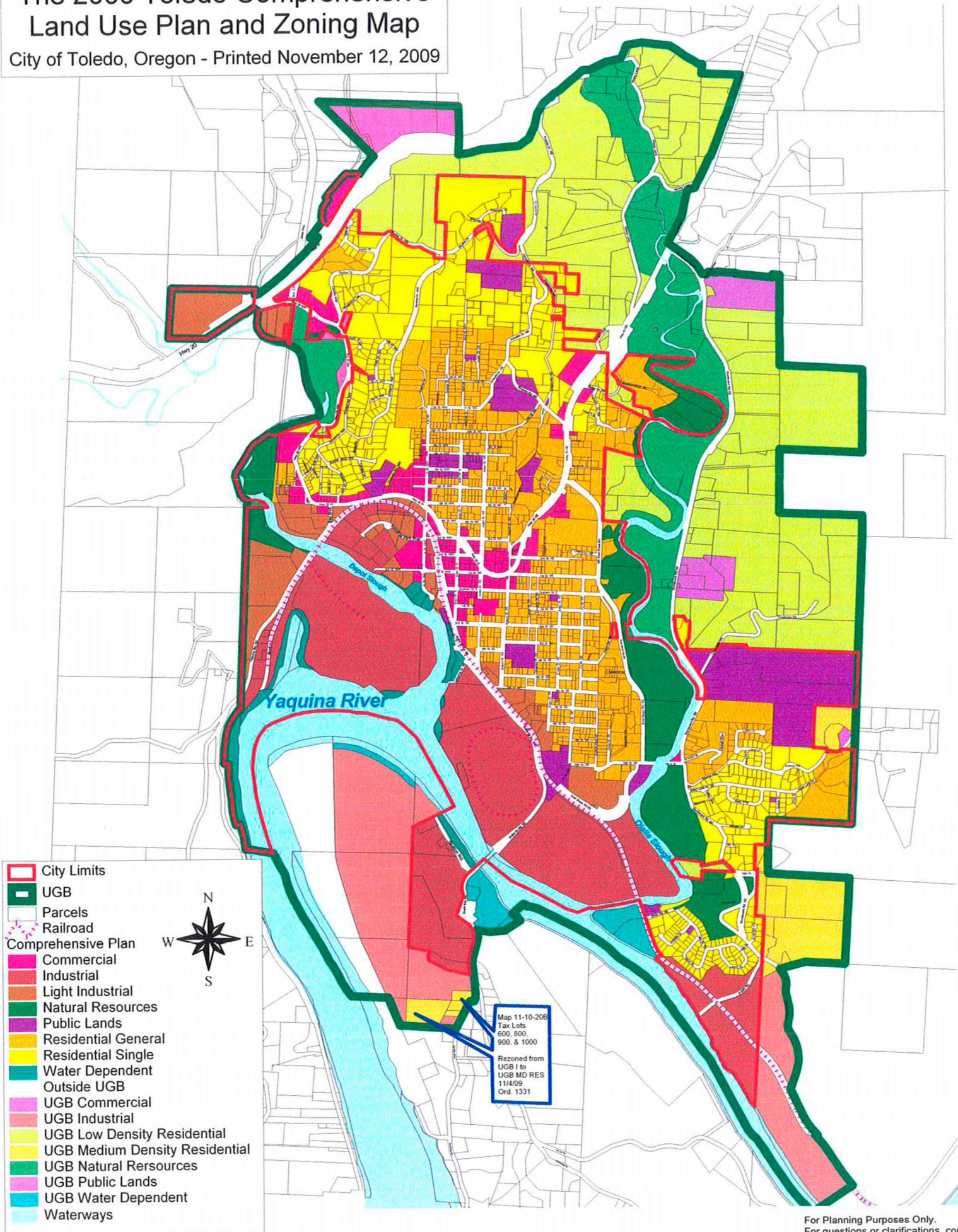
City of Toledo, Oregon - Printed November 12, 2009



For Planning Purposes Only. For questions or clarifications, contact the Planning Dept. at (541) 336-2247.

The 2000 Toledo Comprehensive Land Use Plan and Zoning Map

City of Toledo, Oregon - Printed November 12, 2009



CITY OF TOLEDO
CITY HALL P.O. BOX 220
206 N. MAIN STREET
TOLEDO, OREGON 97301



ATTENTION: PLAN AMENDMENT SPECIALIST
DEPARTMENT OF LAND CONSERVATION AND
DEVELOPMENT
635 CAPITOL STREET NE, SUITE 150
SALEM, OREGON 97301-2540



97301-2540 C007

