



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

08/15/2011

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 001-11

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: Tuesday, August 30, 2011

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: Michelle Amberg, City of Toledo
Angela Lazarean, DLCD Urban Planning Specialist
Matt Spangler, DLCD Regional Representative

<paa> YA



FORM 2

DLCD

Notice of Adoption

In person electronic mailed

DEPT OF

AUG 10 2011

LAND CONSERVATION AND DEVELOPMENT

DATE
STAMP

For Office Use Only

This Form 2 must be mailed to DLCD within **5-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

Jurisdiction: **City of Toledo**

Local file number: **PA-1-11/RZ-1-11**

Date of Adoption: **8/3/2011**

Date Mailed: **8/9/2011**

Was a Notice of Proposed Amendment (Form 1) mailed to DLCD? Yes No Date:

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".

Rezone property from Public Lands to Single-Family Residential designation.

Does the Adoption differ from proposal? No, no explanation is necessary

Plan Map Changed from: **Public Lands**

to: **Low Density Residential**

Zone Map Changed from: **Public Lands**

to: **Single-Family Residential**

Location: **Ammon Road**

Acres Involved: **10**

Specify Density: Previous: **0**

New: **1/2 ac.**

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

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. 001-11 (18796) [16731]

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

Lincoln County, Port of Toledo

Local Contact: **Michelle Amberg**

Phone: (541) 336-2247 Extension: 202

Address: **PO Box 220**

Fax Number: 541-336-3512

City: **Toledo**

Zip: **97391-**

E-mail Address: **manager@cityoftoledo.org**

ADOPTION SUBMITTAL REQUIREMENTS

This Form 2 must be received by DLCD no later than 5 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.

ORDINANCE NO. 1341

AN ORDINANCE AMENDING THE 2000 TOLEDO COMPREHENSIVE LAND USE
PLAN AND ZONING MAPS, AS ADOPTED BY ORDINANCE 1285

WHEREAS, on April 13, 2011, the property owners of Lincoln County Assessor's Map #11-10-16 CB Tax Lot 200 initiated a request for a Comprehensive Land Use Plan amendment from Public Lands to Low Density Residential and a Zoning Map change from Public Lands to Single-Family Residential (Local File # PA-1-11/RZ-1-11); and

WHEREAS, the City Council held a public hearing on August 3, 2011, and based on the facts before the City Council including the recommendations of the Planning Commission, the minutes of the Planning Commission hearing held on June 8, 2011, the staff report, and other testimony presented before the City Council, the City Council adopted facts and findings and determined that the proposed amendments to the City of Toledo Comprehensive Land Use Plan and Zoning Maps comply as applicable with the Oregon Statewide Planning Goals, the Toledo Comprehensive Land Use Plan and related documents, and Toledo Municipal Code Section 17.80.050;

NOW, THEREFORE, THE CITY OF TOLEDO ORDAINS AS FOLLOWS:

Section 1: The property indentified as Lincoln County Assessor's Map 11-10-16 CB Tax Lot 200 is designated Low-Density Residential on the Comprehensive Land Use Plan Map and designated Single-Family Residential (R-S) on the Toledo Zoning Map.

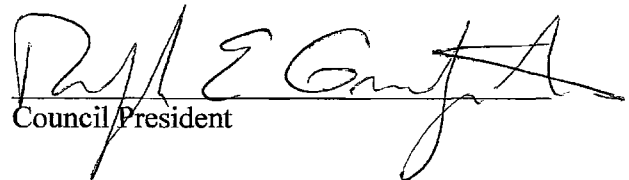
APPROVED AND ADOPTED by the City Council of the City of Toledo, Lincoln County, Oregon, on the 3rd day of August, 2011.

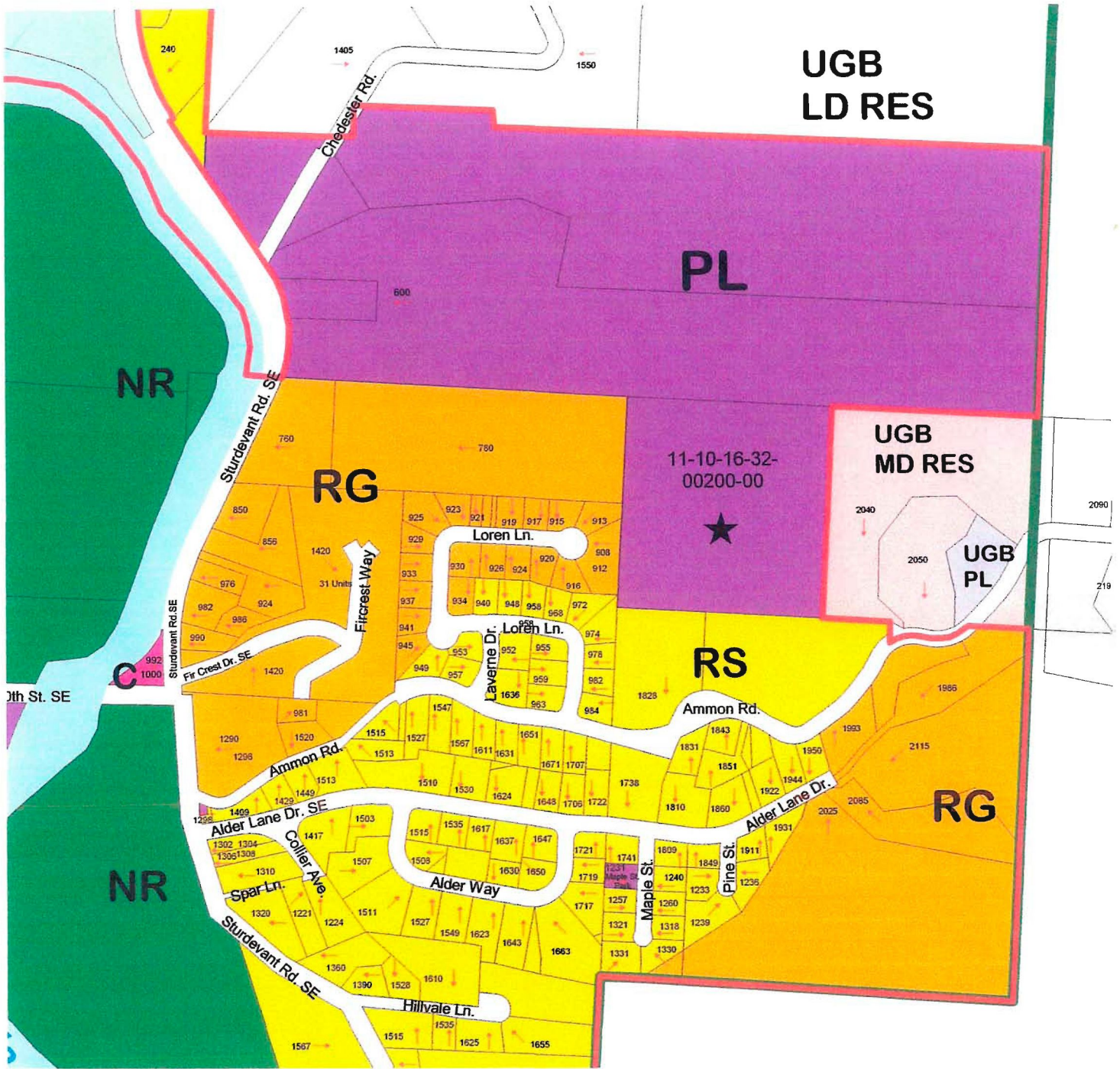
APPROVED by the Council President of the City of Toledo, Oregon, on this 3rd day of August, 2011.

ATTEST:

APPROVED:


City Recorder


Council President



- City Limits
- UGB
- Parcels
- Railroad
- Comprehensive Plan**
- Commercial
- Industrial
- Light Industrial
- Natural Resources
- Public Lands
- Residential General
- Residential Single
- Water Dependent
- Outside UGB
- UGB Commercial
- UGB Industrial
- UGB Low Density Residential
- UGB Medium Density Residential
- UGB Natural Resources
- UGB Public Lands
- UGB Water Dependent
- Waterways



600 0 600 Feet

Comments:

*Proposed Comprehensive Land Use Plan Map/Zoning Map Amendment
File No. PA-1-11/RZ-1-11*

*Plan/Zone Map Change from: Public Lands (P-L)
to: Single Family Residential (R-S)*

Size: 10.0 acres

*Lincoln County Assessor's Map: 11-10-16 CB Tax Lot 200
North of 1828 SE Ammon Road*

*Owner: Lyle and Diane Mattson
Application Date: April 13, 2011*

*Owners recently purchased property from Lincoln County School District
(a public agency) and wish to rezone the property from a Public Lands
designation to Single Family Residential.*



CITY OF TOLEDO
City Hall - 206 N. Main Street
P.O. Box 220, Toledo, Oregon 97391

TO:

ATTN: PLAN AMENDMENT SPECIALIST
D L C D
635 CAPITOL STREET NE, SUITE 150
SALEM, OREGON 97301-2540