



## ADOPTED PLAN AMENDMENT

Jurisdiction Abbreviation:	ACOLU	Adopted Database No.:	15618	
Was Proposal Submitted prior to adoption:	Y	Proposed Database No.:	16204	
Date Adoption Notice Received:	7/16/2009	Jurisdiction:	COLUMBIA COUNTY	
Date of Adoption:	7/1/2009	DLCD File No.:	002-07	
Date Adoption Notice sent:	7/23/2009	Local File # :	PA 07-04	
Appeal Deadline:	8/5/2009	Appeal filed:	LUBA No.:	Decision:
Additional File associated with this Proposal:	N			

### Proposed Adoption:

Repeal Columbia County Surface Mining Ordinance, giving the Oregon Department of Geology and Mineral Industries authority.

Changes to Proposed Amendments:  
Same.

### Affected Agencies:

Oregon Department of Geology and Mineral Industries.

M = Map      T = Text      B = Both

Amendment Type: T      Ordinance No: ORDINANCE NO. 2009-  
PE.GOALS5      5

### Urban Growth Boundary Expansion:

UGB Expansion:  
Acres Involved:

### Statewide Planning Goals:

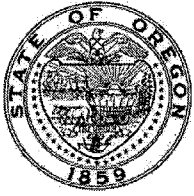
Original Use:      New Use:      Acres:

### Proposal

Date Proposal Submitted:	6/28/2007	Number of Amendments:	2
First Evidentiary Hearing date:	8/20/2007	Days to First Evidentiary Hearing:	53
Final Hearing date:		Days to Final Hearing:	
Local Government Contact:	Todd Dugdale	Date Proposed Notice Sent:	
Contact Phone:	503-397-7207	Date Participation Notice Sent:	

### Review

Agency Participation:	YA	Assigning Supervisor:	DW	<u>Lead Reviewer:</u>	AP
Draft Deadline Date:	07/26	Time spent on Review:	0.50	Reviewer 2:	
Mail Deadline Date:	07/27	Response Sent:	None	Reviewer 3:	
Fax Deadline Date:	08/03	Type of Response:	No comment	Reviewer 4:	
		Date Response sent:		Reviewer 5:	



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

7/23/2009

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

FROM: Plan Amendment Program Specialist

SUBJECT: Columbia County Plan Amendment  
DLCD File Number 002-07

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: Wednesday, August 05, 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: Todd Dugdale, Columbia County  
Doug White, DLCD Community Services Specialist  
Amanda Punton, 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

**DEPT OF**

(See reverse side for submittal requirements)

**JUL 16 2009**

**LAND CONSERVATION AND DEVELOPMENT**

Jurisdiction: COLUMBIA COUNTY Local File No.: PA07-04  
(If no number, use none)

Date of Adoption: JULY 1, 2009 Date Mailed: JULY 14, 2009  
(Must be filled in) (Date mailed or sent to DLCD)

Date the Notice of Proposed Amendment was mailed to DLCD: \_\_\_\_\_

- Comprehensive Plan Text Amendment
- Land Use Regulation Amendment
- New Land Use Regulation
- Comprehensive Plan Map Amendment
- Zoning Map Amendment
- Other: \_\_\_\_\_  
(Please Specify Type of Action)

Summarize the adopted amendment. Do not use technical terms. Do not write "See Attached."

REPEALS COUNTY'S SURFACE MINING OPERATING PERMIT PROGRAM, THE ONLY ONE IN THE STATE. JURISDICTION TO BE ASSUMED BY D.O.G.A.M.I. EFFECTIVE SEPTEMBER 1, 2009

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

SAME

Plan Map Changed from : NA to NA

Zone Map Changed from: NA to NA

Location: NA Acres Involved: NA

Specify Density: Previous: NA New: NA

Applicable Statewide Planning Goals: NA

Was an Exception Adopted? Yes:  No:

DLCD File No.: 002-07(16204) [15618]

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR COLUMBIA COUNTY, OREGON

RECEIVED  
JUL 23 2009  
LAND DEVELOPMENT SERVICES

In the Matter of Repealing the )  
Columbia County Surface Mining ) ORDINANCE NO. 2009-5  
Ordinance )

The Board of County Commissioners for Columbia County, Oregon, ordains as follows:

SECTION 1. TITLE.

This Ordinance shall be known as Ordinance No. 2009-4.

SECTION 2. AUTHORITY.

This Ordinance is adopted pursuant to ORS 203.035, and ORS 517.780.

SECTION 3. PURPOSE.

The purpose of this Ordinance is to repeal the Columbia County Surface Mining Ordinance ("SMO") in its entirety.

SECTION 4. FINDINGS.

The Board of County Commissioners adopts the findings of fact and conclusions of law contained in the Staff Report of the Department of Land Development Services dated July 18, 2009, a copy of which is attached hereto as Attachment A, and is incorporated herein by this reference.

SECTION 5. HISTORY.

The current SMO was adopted by Ordinance No. 90-11 on June 20, 1990. It was amended by Ordinance Nos. 92-8, 95-8, 96-1, 96-2, 2001-3 and 2001-4. Prior to that, the Columbia County Surface Mining Land Reclamation Act of June 28, 1972 controlled.

SECTION 6. SURFACE MINING ORDINANCE REPEALED.

The Columbia County Surface Mining Ordinance, Ordinance No. 90-11, as amended by Ordinance Nos. 92-8, 95-8, 96-1, 96-2, 2001-3 and 2001-4, is hereby repealed.

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FOR COLUMBIA COUNTY, OREGON

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COLUMBIA COUNTY  
DEPARTMENT OF LAND DEVELOPMENT SERVICES  
COURTHOUSE, ROOM 105  
230 STRAND ST.  
ST. HELENS, OREGON 97051



Haster

016H16501628  
\$00.440  
07/15/2009  
Mailed From 97051  
US POSTAGE

DLCD  
635 CAPITOL STREET NE SUITE 190  
SALEM OR 97301-2540

97301+2540

