



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

5/24/2010

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

FROM: Plan Amendment Program Specialist

SUBJECT: Josephine County 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: Monday, June 07, 2010

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: Michael Snider, Josephine County
Jon Jinings, DLCD Community Services Specialist
John Renz, DLCD Regional Representative

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FOR **2** 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: Josephine County Local file number: various parcels
Date of Adoption: 5/12/2010 Date Mailed: 5/17/2010
Date original Notice of Proposed Amendment was mailed to DLCD: 7/29/2009

- Comprehensive Plan Text Amendment
- Land Use Regulation Amendment
- New Land Use Regulation
- Comprehensive Plan Map Amendment
- Zoning Map Amendment
- Other: _____

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

Rezone 10 tax lots adjacent to GP airport which are already designated for airport use within the acknowledged 1990 Airport Master Plan from RR-5, CR-5 and WR to Community Light Industrial (CLI); also, include two parcels within the Merlin/North Valley Unincorporated Community Boundary pursuant to FAA and OR Dept of Aviation requirements and regulations in order for the Grants Pass airport to continue to qualify for funding

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: RR, CR, Forest to: Community Light Industrial
Zone Map Changed from: RR-5, CR-5, WR to: Community Light Industrial
Location: Grants Pass Airport Acres Involved: 104.33
Specify Density: Previous: n/a New: n/a
Applicable Statewide Planning Goals: Goal 9, Goal 10, Goal 12, Goal 14
Was and Exception Adopted? YES NO

DLCD File No.: 001-09 (17739) [16135]

Did the Department of Land Conservation and Development receive a Notice of Proposed Amendment.....

Forty-five (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

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

Federal Aeronautics Administration; Oregon Department of Aviation, City of GP

Local Contact: **Michael Snider** Phone: **(541) 474-5421** Extension: **5424**

Address: **700 NW Dimmick Ste C** City: **Grants Pass**

Zip Code + 4: **97526-** Email Address: **msinder@co.josephine.or.u**

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 (2) Copies 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. Submit **TWO (2) copies** the adopted material, if copies are bounded please submit **TWO (2) complete copies** of documents and maps.

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 copy this form on to 8-1/2x11 green paper only; or call the DLCD Office at (503) 373-0050; or Fax your request to:(503) 378-5518; or Email your request to **mara.ulloa@state.or.us** - ATTENTION: PLAN AMENDMENT SPECIALIST.

**BEFORE THE BOARD OF COUNTY COMMISSIONERS FOR JOSEPHINE COUNTY
STATE OF OREGON**

ORDINANCE NO. 2010-002

AN ORDINANCE AMENDING: [1] THE COMPREHENSIVE PLAN AND ZONING MAPS OF JOSEPHINE COUNTY FOR CERTAIN PROPERTIES ASSOCIATED WITH THE GRANTS PASS AIRPORT FROM RESIDENTIAL/RURAL RESIDENTIAL 5 ACRE, COMMUNITY RESIDENTIAL/COMMUNITY RESIDENTIAL 5 ACRE, AND FOREST/WOODLOT RE-SOURCE TO COMMUNITY INDUSTRIAL/COMMUNITY LIGHT INDUSTRIAL; AND, [2] THE MERLIN-NORTH VALLEY UNINCORPORATED BOUNDARY BY ANNEXING TWO PROPERTIES INTO THE BOUNDARY. THE SUBJECT PROPERTIES AFFECTED BY THIS ORDINANCE ARE IDENTIFIED IN THE JOSEPHINE COUNTY ASSESSOR'S RECORDS AS: MAP 35-06-22-A0, TAX LOT 300; MAP 35-06-22-B0, TAX LOTS 100, 101, 700, AND 801; MAP 35-06-22-D0, TAX LOTS 300 AND 400; MAP 35-06-23-C0, TAX LOT 1900; AND MAP 35-06-26-B0, TAX LOTS 902 AND 903.

WHEREAS, the Josephine County Rural Planning Commission held a public hearing on September 14, 2009, regarding the rezoning and boundary amendments as described in the caption above, and thereupon approved those changes subject to two conditions for the future development of some of the properties; and

WHEREAS, the Josephine County Board of Commissioners (Board) thereafter initiated a public hearing to reconsider the condition of development relating to landscape screening for certain airport properties at the time of future development only and, after due consideration of this issue during the public hearing, having received testimony and evidence from planning staff, the applicant and other land use participants, both for and against the request, concluded the condition should be modified to eliminate the screening requirement for certain properties on the west side of the airport; and

WHEREAS, the Planning Commission's decision, apart from the Board's reconsideration and modification of the aforementioned condition, after having been duly noticed to all who are legally entitled to notice, became final without appeal; and

NOW, THEREFORE, based on the foregoing circumstances, the Board hereby ordains as follows:

SECTION 1: COMPREHENSIVE PLAN MAP AMENDMENT

The Josephine County Comprehensive Plan Map is hereby amended from Residential, Community Residential and Forest to Community Industrial for the properties identified as Assessor's Map: Map 35-06-22-A0, Tax Lot 300; Map 35-06-22-B0, Tax Lots 100, 101 700 and 801; Map 35-06-22-D0, Tax Lots 300 and 400; Map 35-06-23-C0, Tax Lot 1900; and Map 35-06-26-B0, Tax Lots 902 and 903.

SECTION 2: ZONE MAP AMENDMENT

The Josephine County Zoning Map is hereby amended from Rural Residential 5 Acre, Community Residential 5 Acre and Woodlot Resource to Community Light Industrial for the properties identified as Assessor's Map: Map 35-06-22-A0, Tax Lot 300; Map 35-06-22-B0, Tax Lots 100,

101 700 and 801; Map 35-06-22-D0, Tax Lots 300 and 400; Map 35-06-23-C0, Tax Lot 1900; and Map 35-06-26-B0, Tax Lots 902 and 903.

SECTION 3: CONDITIONS OF REZONING

As approved by the Planning Commission under final authority and as modified by this Board, the comprehensive plan and zone maps are amended subject to the following two conditions:

- [1] A traffic impact study (TIS) shall be required at the time land use applications are made for the development of the subject properties. A copy of the study shall be provided to the Oregon Department of Transportation for review and comment. The TIS shall address impacts on local and area-wide transportation facilities, to include the Louse Creek (#61) interchange, and recommend mitigation measures. Mitigation measures shall be implemented at the time of development.
- [2] Future development of the portion of 35-06-23-C, Tax Lot 1900, lying on the east side of Flaming Road shall be implemented using site plan review procedures as set forth in Article 42 (Site Plan Review) of the Josephine County Rural Land Development Code. The review decision shall include a condition that requires the establishment and/or maintenance of vegetative screening along all property lines adjacent to residential zoning.

SECTION 4: BOUNDARY AMENDMENT

The Merlin-North Valley Unincorporated Community Boundary Map is hereby amended to include two properties identified as Assessor's Map 35-06-22-B0, Tax Lots 100 and 101, as those parcels are rezoned pursuant to Sections 1 and 2 above.

SECTION 5: AFFIRMATION

Except as otherwise provided herein, Josephine County Ordinances 81-11 and 85-1 are hereby affirmed as originally adopted and previously amended.

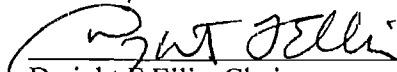
SECTION 6: EFFECTIVE DATE

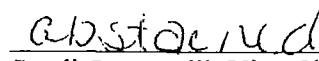
The first reading of this Ordinance by the Board of County Commissioners occurred this 28th day of April, 2010.

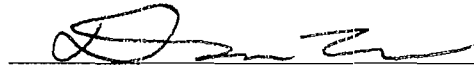
The second reading and adoption of this Ordinance by the Board of County Commissioners occurred on this 12th day of May, 2010, at least 13 days from the first reading. This Ordinance shall take effect ninety days from the date of this second reading.

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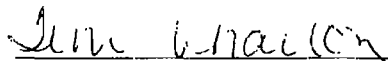
**JOSEPHINE COUNTY BOARD OF
COUNTY COMMISSIONERS**


Dwight F. Ellis, Chair


Sandi Cassanelli, Vice Chair


Dave Toler, Commissioner

ATTEST:


Recording Secretary

APPROVED AS TO FORM:


Steven E. Rich, Legal Counsel



Josephine County, Oregon

Board of Commissioners: Dwight F Ellis • Sandi Cassanelli • Dave Toler

PLANNING OFFICE

Michael Snider, Director

700 NW Dimmick, Suite C / Grants Pass OR 97526

(541) 474-5421 / Fax (541) 474-5422

E-mail: planning@co.josephine.or.us

May 17, 2010

DLCD/Plan Amendment Specialist
635 Capitol Street NE, Suite 150
Salem OR 97301-2540

John Renz/DLCD
PO Box 3275
Central Point OR 97502

Josephine County Airports
Alex Grossi, Airport Manager
1441 Brookside Blvd
Grants Pass OR 97526

Josephine County
Property Manager, Phil Killian
500 NW 6th Street, Dept 6
Grants Pass OR 97526

Re: Josephine County Ordinance No. 2010-002

Josephine County Ordinance No. 2010-002 which amends the Josephine County Comprehensive Plan and Zoning Maps for 10 tax lots from the existing plan designations (Residential, Community Residential and Forest), and existing zoning designations (Rural Residential 5 Acre (RR-5), Community Residential 5 Acre (CR-5), and Woodlot Resource (WR)), to Community Light Industrial (CLI); and adds two parcels to the Merlin/North Valley Unincorporated Community Boundary (Map 35-06-22-B0, Tax Lots 100 and 101) for 104.33 total acres was approved and signed by the Josephine County Board of Commissioners at their Weekly Business Session on May 12, 2010. The Ordinance becomes effective 90 days after that date, August 10, 2010. You may obtain a copy of the Ordinance on the county planning website: www.co.josephine.or.us. Select planning under departments, select Ordinances on the left side bar and cursor down to 2010. Should you have questions, please do not hesitate to contact our office.

Sincerely,

Anne Ingalls
Sr. Department Specialist
Josephine County Planning Office
700 NW Dimmick, Suite C
Grants Pass OR 97526
541/474-5423
aingalls@co.josephine.or.us

Encs.: *As referenced in letter*

Josephine County Planning
700 NW Dimmick Street
Suite C
Grants Pass, OR 97526

DLCD/Text Amendment Specialist
635 Capital Street NE Ste. 150
Salem OR 97301-2540



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