

ORDINANCE NO. 9

AN ORDINANCE AMENDING ORDINANCE NO. 1 OF LINCOLN COUNTY, OREGON, ENTITLED "LINCOLN COUNTY SUBDIVISION ORDINANCE", WHICH SAID ORDINANCE WAS ADOPTED BY THE LINCOLN COUNTY COURT ON THE 20th DAY OF February, 1963.

THE COUNTY OF LINCOLN, STATE OF OREGON, by and through its Board of Commissioners does Ordain as follows:

Section 1: That certain ordinance numbered 1 and entitled "Lincoln County Subdivision Ordinance" duly enacted by the Lincoln County Court on the 20th day of February, 1963 be and the same is hereby amended in the following particulars:

A. Section III. Definitions - C. As used in this Ordinance unless the context requires otherwise. 4. Finished Plat of the Lincoln County Subdivision Ordinance is amended to read as follows: "Finished Plat means a plat for a minor subdivision duly submitted to the office of the Planning Commission for consideration and approval of the County Engineer, the County Planner, the County Sanitarian, and the County Surveyor, and conforming in all respects to the requirements therefore specified in Section IV - B - 2 of the Ordinance."

B. Section III. Definitions. D. As used in this Ordinance, unless the context requires otherwise. 2. Lot be amended to read: "Lot" means a parcel or portion of land, whether it be a particular parcel or portion, or a part or percentage of the entire ownership, or any combination thereof, separated from other land in a lease or transfer of ownership, or by a drawing on a duly approved final or finished plat, for a separate individual use or separate use in immediate or future building development."

C. Section III. Definitions. E. As used in this Ordinance, unless the context requires otherwise: 3. "Minor Subdivision" means any subdivision of land any part of which is within urbanizing area and which: c. does not impede the future highest and best use of the remainder of the tract under the same ownership, or adversely affect the safe and healthful development of such remainder or any adjoining land or access thereto, in the judgment of the Planning Commission; and which, shall be amended to read as follows: "Does not impede the future highest and best use of the remainder of the tract under the same ownership, or adversely affect the safe and healthful development of such remainder or any adjoining land or access thereto, in the judgment of the County Engineer, the County Planner, the County Sanitarian and the County Surveyor; and which . . ."

D. Section IV. Procedure for Platting Property. B. Minor Subdivisions. 4. "Approval of Finished Plat of the Lincoln County Subdivision Ordinance is amended to read as follows: "Within ten days after submission, and where no variances or modifications from County and State subdivision requirements have been requested, approval of the finished plat will be granted upon approval of the County Engineer, the County Planner, the County Sanitarian, and the County Surveyor, based on compliance with the ordinances which they administer."

"Should variations or modifications be requested, or the denial of County Staff approval of a finished plat be appealed, the Planning Commission shall consider the finished plat and the reports of the County Staff, at a regular Planning Commission meeting more than fourteen (14) full days after said finished plat is submitted (or resubmitted in case of appeal), under Section IV - B - 1 of this Ordinance. The finished plat shall be approved by the majority of a quorum of the Planning Commission if the Planning Commission determines that: .

E. Section IV. Procedure for Platting Property. C. Major Subdivisions.

4. Approval of Preliminary Plat. a. Consideration of Preliminary Plat of the Lincoln County Subdivision Ordinance is amended to read as follows: "Within ten days after submission, and where no variances or modifications from County or State subdivision requirements have been requested, approval of the preliminary plat will be granted upon approval of the County Engineer, the County Planner, the County Sanitarian and the County Surveyor, based on compliance with the ordinances which they administer."

"Should variations or modifications be requested, or the denial of County staff approval of a preliminary plat be appealed, the Planning Commission shall consider the preliminary plat and the reports of the County staff at a regular Planning Commission meeting more than fourteen (14) full days after said preliminary plat is submitted under Section IV - C - 1 of this Ordinance. The preliminary plat shall be approved by a majority of a quorum of the Planning Commission if the Planning Commission determines that the preliminary plat conforms in all respects to the requirements of this Ordinance. Notification of approved preliminary plats shall be made to members of the Planning Commission."

F. Section IV. Procedure for Platting Property. C. Major Subdivisions.

8. Approval of Final Plat. a. Consideration of Final Plat of the Lincoln County Subdivision Ordinance is amended to read as follows: "The Planning Commission shall consider the final plat with the approved preliminary plat and the reports of the County Surveyor, the County Health Department and the County Engineer, at a regular Planning Commission meeting more than fourteen (14) full days after the final plat is submitted under Section IV - C - 5 of this Ordinance . . ."

G. Section V. Platting Standards. A. Streets. 2. Width be amended by adding a new section to be entitled and read as follows: "e. Improvements. Improvements shall have the following minimum standards unless increased at the request of the county engineer"

1. Streets shall have a minimum of four (4) inches of rock on a packed subgrade.

2. Bridges shall have a thirty year minimum life expectancy.

H. Section V. Platting Standards. G. Parks and Recreation Facilities.

of the Lincoln County Subdivision Ordinance is amended to read as follows: "In subdivisions of ten acres or more; and when determined by the Planning Commission to be necessary to facilitate adequate provisions for future recreation needs, the Planning Commission may require the subdivider to

provide up to five percent of the subdivision area for park and recreation purposes. Such areas shall be of a design and location acceptable to the planning commission, based upon the suitability of such for park and recreation purposes.

Except as herein expressly amended, Ordinance No. 1 be and the same shall remain in full force and effect.

The foregoing Ordinance was read in full and passed by the Lincoln County Board of Commissioners on the 14th day of April, 1970.

Albert R. Strand

Chairman of the Board

Mike Miller

Commissioner Position

Andy Zedwick

Commissioner Position

4/15/70