

1 BEFORE THE BOARD OF COUNTY COMMISSIONERS

2 FOR THE COUNTY OF LINCOLN

3 Ordinance No. 97

4 AN ORDINANCE PROVIDING FOR THE REGULATION OF DREDGE MATERIAL DISPOSAL
5 SITES AND AMENDING LINCOLN COUNTY ORDINANCE #34, 1974, AS AMENDED.

6 The Lincoln County Board of Commissioners ordains that
7 Lincoln County Ordinance #34, 1974, as amended, be further amended
8 as follows:

9 (I) That the following new section be added after Section
10 4.200:

11 "Section 4.300, Dredged Material Disposal Site (DMDS)
12 Overlay Zone.

- 13 1. Purpose: The purpose of the DMDS Overlay Zone is
14 to protect dredged material disposal sites from
15 incompatible development prior to their being
16 needed for dredge spoils through a procedural
17 delay of 90 days in issuing a development or
18 building permit. During the 90-day period Port
19 Districts will have time to review the proposed
20 developments and take appropriate action.
- 21 2. Permitted Uses: In a DMDS Overlay Zone any of the
22 outright or conditional uses authorized in the under-
23 lying zone shall be allowed, subject to the applica-
24 ble provisions and standards of this Ordinance and
25 the additional provisions of this section.
- 26 3. Procedure: The Lincoln County Planning Commission,

Lincoln County Courthouse, Room 201
225 W. Olive Street
Newport, OR 97365
Phone: 265-5341 ext. 265

1 the Planning Director and Building Official shall
2 not approve a land development or building permit
3 until:

4 (A) All Port Districts established pursuant to
5 ORS chapter 777, on the marine system where
6 development is proposed, have been notified
7 of the proposed development permit by return
8 receipt mail, and

9 (B) A period of 90 days has elapsed from the
10 delivery date of the notice set forth above.

11 4. Zoning Maps: The dredge material disposal sites,
12 as provided for in the DMDS Overlay Zone, shall be
13 recorded on the official zoning maps of Lincoln
14 County as provided in Article 2 of this Ordinance."

15 (II) That the following be added to Section 2.020 of this

16 Ordinance:

17 "Special Zones

18 Dredge Material Disposal Site

19 Overlay Zone DMDS DMDS DMDS"

20 DATED this 27th day of December, 1977.

21 LINCOLN COUNTY BOARD OF COMMISSIONERS

22 Jack W. Kestler
23 Chairman

24 Albert P. Strand
25 Commissioner

26 Andy Zedwick
Commissioner