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BEFORE THE BOARD OF COUNTY COMMISSIONERS

FOR THE COUNTY OF LINCOLN

Ordinance # 165

AN ORDINANCE AMENDING THE LINCOLN COUNTY ORDINANCE # 138, 1980,  
PERTAINING TO THE LINCOLN COUNTY COMPREHENSIVE PLAN AND DECLARING  
AN EMERGENCY

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WHEREAS, the Lincoln County Planning Department held a series of public hearings for consideration of plan changes; and

WHEREAS, a request was received to allow heliports in certain zones in the county; and

WHEREAS, the Lincoln County Board of Commissioners have considered the matter; and

WHEREAS, the State Department of Aeronautics during the plan review has indicated that heliports should be allowed in more areas of the county; and

WHEREAS, consideration of public safety and noise can best be addressed by the Oregon Department of Environmental Quality and the Department of Transportation - Aeronautics Division; and

WHEREAS, the county can review each proposal through the conditional use process to insure safety; and

WHEREAS, it is of public benefit and convenience to have heliports allowed in the county and it is a goal of the Lincoln County Comprehensive Plan to provide for a safe, convenient and economic transportation system; and

WHEREAS, the policies of Lincoln County indicate the county desires to encourage improved transportation choices;

1            THEREFORE, the Lincoln County Board of Commissioners or-  
2 dains as follows:

3    SECTION I:                    TRANSPORTATION POLICY NUMBER 23 IN THE COMPRE-  
4                                    HENSIVE PLAN IS AMENDED TO READ:

5            Development of heliports, except for emergency use, shall  
6 be restricted to commercial, industrial, forest and agricultural  
7 areas, and residential areas where the approach and departure occur  
8 over areas where there is no potential for residential use.

9    SECTION II:                    SEVERABILITY:

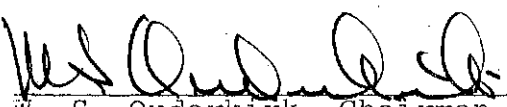
10           The provisions of this ordinance are severable. If any  
11 section, sentence, clause, or phrase of the ordinance is adjudged  
12 by a court of competent jurisdiction to be invalid, the decision  
13 shall not effect the validity of the remaining portions of this  
14 ordinance.

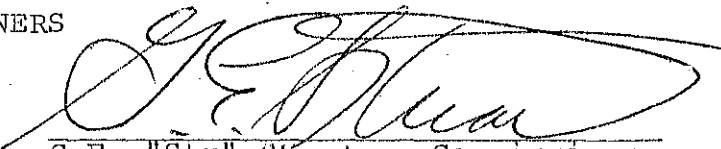
15    SECTION III:                    EMERGENCY CLAUSE:

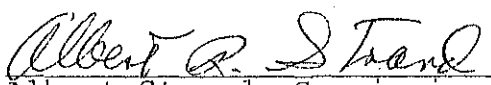
16           This ordinance being necessary for the immediate preserva-  
17 tion of public peace, health and safety, an emergency is declared  
18 to exist and the ordinance takes effect upon its adoption.


19           DATED this 25 day of November, 1981.

20    LINCOLN COUNTY BOARD OF COMMISSIONERS

21      
22    W. S. Ouder Kirk, Chairman

  
G.E. "Stu" Stuart, Commissioner

23      
24    Albert Strand, Commissioner

  
Jean M. Bradshaw  
Secretary