

RECEIVED
AUG 22 1986

BEFORE THE BOARD OF COUNTY COMMISSIONERS

FOR LINCOLN COUNTY, OREGON

Lincoln County Legal Counsel

ORDINANCE # 247

AN ORDINANCE REPEALING ORDINANCE #244 and DECLARING AN EMERGENCY

WHEREAS, on May 7, 1986, this board adopted Ordinance #244 which provided for a comprehensive plan change from forest-land to dispersed residential, a zoning map change from timber conservation (T-C) to rural residential (RR-5), taking exception to state land use goal 4 (forest land) on property located north of the Olalla Valley Golf Course on the west side of Upper Olalla Road, identified on assessor's map 10-10-32, tax lots 200,300, and 301, and declaring an emergency; and

WHEREAS Ordinance #244 was appealed by the Department of Land Conservation and Development (DLCD) to the Land Use Board of Appeals (LUBA) Case No. 86-035, and, following discussions with all parties, intervenors Robert Carter, Vonda Carter, and Marilyn Gillham, by and through their attorney, Dennis Bartoldus, have requested that the appeal not proceed; and

WHEREAS repeal of Ordinance #244 under such circumstances is in the public interest;

Now, therefore, the board hereby ORDAINS as follows:

1. That Ordinance #244 amending the Lincoln County Comprehensive Plan from forest land to dispersed residential, and the Lincoln County Zoning Map from timber conservation (T-C) to RR-5, taking exception to Goal 4 of the Statewide Planning Goals on assessor's map 10-10-32, tax lots 200,300, and 301 is hereby repealed;

2. That the official zoning maps and comprehensive plan maps of Lincoln County be amended to reflect the repeal of Ordinance #244 by amending the comprehensive plan to reflect a forest land designation and a zoning map designation to T-C;

3. That copies of this ordinance be forwarded to Dennis Bartoldus, attorney for intervenors, Lincoln County Surveyor, Lincoln County Assessor, and Lincoln County Planning and Development Department;

4. That the Lincoln County Planning and Development Department amend the official maps as stated herein;

.....

Lincoln County Legal Counsel
Lincoln County Courthouse
225 W. Olive Street
Keizer, OR 97365
Phone: 253-6611 ext 308

1 5. That this ordinance being necessary for the
2 immediate preservation of the public peace, health, and safety,
3 an emergency is declared to exist and this ordinance takes effect
4 upon its adoption.

DATED this 20th day of August, 1986.

LINCOLN COUNTY BOARD OF COMMISSIONERS

6 Bob Deskins
7 Chairman

8 Absent
9 Commissioner

10 Alberta Bryant
11 Commissioner

12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
Lincoln County Legal Counsel
Lincoln County Courthouse
225 W. Olive Street
Newport, OR 97365
Phone: 253-6611 ext 308