

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY, OREGON

ORDINANCE PA 1100

(IN THE MATTER OF AMENDING THE RURAL COMPREHENSIVE PLAN
 (TO REDESIGNATE LAND FROM "FOREST" TO "NONRESOURCE" AND
 (REZONING THAT LAND FROM "F-2/IMPACTED FOREST LAND" TO "RR- 10/
 (RURAL RESIDENTIAL 10", AND ADOPTING SAVINGS AND SEVERABILITY
 (CLAUSES (file PA 0532-97; Foss)

WHEREAS, the Board of County Commissioners of Lane County, through enactment of Ordinance PA 884, has adopted Land Use Designations and Zoning for lands within the planning jurisdiction of the Lane County Rural Comprehensive Plan; and

WHEREAS, Lane Code 16.400 sets forth procedures for amendment of the Rural Comprehensive Plan, and Lane Code 16.252 sets forth procedures for rezoning lands within the jurisdiction of the Rural Comprehensive Plan; and

WHEREAS, in February 1997, application no. PA 0532-97 was made for a minor amendment to redesignate portions of tax lots 102 and 103, map 16-03-35, from "Forest" to "NonResource" with a concurrent request to rezone the property from "F-2/Impacted Forest land" to "RR-10/Rural Residential 10"; and

WHEREAS, the Lane County Planning Commission reviewed the proposal in public hearing of June 3, 1997, and recommended approval of the proposed amendment and rezoning as requested; and

WHEREAS, evidence exists within the record indicating that the proposal meets the requirements of Lane Code Chapter 16, and the requirements of applicable state and local law; and

WHEREAS, the Board of County Commissioners has conducted public hearings and is now ready to take action;

NOW, THEREFORE, the Board of County Commissioners of Lane County Ordains:

Section 1. The Lane County Rural Comprehensive Plan is amended by the redesignation of portions of tax lots 102 and 103, map 16-03-35, from "Forest" to "NonResource," such territory depicted on Plan Plot 408 and further identified as Exhibit "A" attached and incorporated herein.

Section 2. Portions of tax lots 102 and 103, map 16-03-35, is rezoned from "F-2/Impacted Forest Land" (Lane Code 16.211) to "RR-10/Rural Residential 10" (Lane Code 16.231), such territory depicted on Rural Zoning Plot 408 and further identified as Exhibit "B" attached and incorporated herein.

FURTHER, although not a part of this Ordinance, the Board of County Commissioners adopts Findings as set forth in Exhibit "C" attached, in support of this action.

The prior designation and zone repealed by this Ordinance remain in full force and effect to authorize prosecution of persons in violation thereof prior to the effective date of this Ordinance.

If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not effect the validity to the remaining portions hereof.

ENACTED this 24th day of September, 1997.

Cindy Weeldreyer
 Chair, Lane County Board of County Commissioners

Kyra Withers
 Recording Secretary for this Meeting of the Board

FILED
 SEP 8 01997

APPROVED TO FORM
 Date 9-2-97 of Lane County
Stephen J. Larkin
 OFFICE OF CLERK OF COUNTY

COUNTY CLERK
 BY: *M. Bullock*