

RESOLUTION NO. 273

A RESOLUTION OF INTENT TO REZONE CHANGING A ZONE FROM A HD (HIGH DENSITY) TO A CR (COMMERCIAL RETAIL) ZONE ON CERTAIN PROPERTY IN THE CITY.

This matter came before the Stayton City Council upon the petition of Bernard Reisterer, Kenneth Horn, Janet Harris, Eddie Lane, and Mr. & Mrs. Maurice Behnke, for a change of zone from a HD (High Density) to a CR (Commercial Retail) Zone on certain real property described below; and

IT APPEARING to the Council that a hearing was held before the Stayton Planning Commission, and after consideration the Commission recommended to the Council that in accordance with the Resolution of Intent concept, that the zone change be granted from HD to CR Zone; and

IT FURTHER APPEARING that from an examination of the record that the said recommendation should be accepted and the zone change granted; and the Council hereby adopts the findings of staff as its own, subject to the conditions and restrictions recommended by the Planning Commission and hereinafter imposed;

NOW, THEREFORE, BE IT RESOLVED that the Council declare its intent to rezone the hereinafter described property subject to the conditions, limitations and restrictions set forth by the Commission:

1. That the property described on Exhibit A attached hereto and by this reference made a part hereof shall be reclassified from HD to CR and restricted to professional office use.
2. A site plan shall be submitted and approved by the Staff, which site plan shall be binding on the property. In no case shall the buildings constructed on the property exceed two stories.

The fulfillment of the above conditions and limitations by the applicant shall make this resolution a binding commitment on the Council.

The failure of the applicants to substantially meet any or all of the conditions, stipulations or limitations contained in a resolution of intent to rezone, including the time limit placed in the resolution, shall render this resolution null and void, unless an extension is granted by the Council, upon recommendation of the Planning Commission.

PASSED BY THE COMMON COUNCIL THIS 4th DAY OF August, 1980.

Signed by the Mayor this 4th day of August, 1980.

Henry A. Pate
Mayor

ATTEST:

Eileen Vandenberg
City Administrator

EXHIBIT A

1.

Lot 5 and Lot 6, and North 10 feet of East 50 feet of Lot 7, Block 5 of the U. Whitney Addition to Stayton, Marion County, Oregon, and

2.

Lots 3 and 4, Block 5, U. Whitney's Addition to Stayton, Marion County, Oregon, and

3.

Lot 5 and the north one-half of Lot 6, Block 4, U. Whitney's Addition to Stayton, Marion County, Oregon, and

4.

The south one-half of Lot 6, Block 4, U. Whitney's Addition to Stayton, Marion County, Oregon.