

ORDINANCE NO. 734

AN ORDINANCE AMENDING THE CITY OF STAYTON OFFICIAL COMPREHENSIVE PLAN AND ZONING MAP TO REDESIGNATE CERTAIN REAL PROPERTY FROM EXCLUSIVE FARM USE (EFU) TO PUBLIC (P) WITHIN THE CITY OF STAYTON URBAN GROWTH BOUNDARY, COUNTY OF MARION, STATE OF OREGON.

WHEREAS, the City of Stayton is the sole owner of certain real property, an approximate nineteen (18.85) acre parcel, tax accounts 61204-001 and 61205-000, situated in Marion County, State of Oregon, located south of Ida Street and adjacent to the North Santiam River; and

WHEREAS, on 18 July 1994, the City Council initiated the process with Resolution No. 543 and on 29 July 1994 the city staff filed an application, pursuant to ORS 222.125, the Urban Growth Boundary and Policy Agreement between Marion County and City of Stayton, and Stayton Code Sections 17.12.420 and 17.12.460, to change the urban growth boundary and annex the subject property; and

WHEREAS, the parcel, approximately ten and one-half (10.45) acres, tax account 61204-001, is currently zoned for Exclusive Farm Use; and

WHEREAS, the city will expand its wastewater treatment plant onto this parcel which requires a zone change to Public (Land Use Policy No. 19, Stayton Comprehensive Plan); and

WHEREAS, on 29 August 1994, the Stayton Planning Commission and, on 6 September 1994, the City Council held public hearings as required by law and on 6 September 1994 the Stayton City Council adopted Order No. 07-14/94 approving the urban growth boundary change and annexation of the city's wastewater treatment plant property.

NOW, THEREFORE, THE STAYTON CITY COUNCIL ORDAINS AS FOLLOWS:

SECTION 1. That the Official Comprehensive Plan and Zoning Map designation for the property described in Exhibit A, page 3, be changed from Exclusive Farm Use (EFU) to Public/Semi-Public (P), and that the Official Comprehensive Plan and Zoning Map be amended as shown on Exhibit B, page 4, and the city's urban growth boundary be extended to incorporate this parcel.

SECTION 2. This ordinance will be effective 1 January 1995 subject to the decision of the Marion County Board of Commissioners to concur with the city's decision, Order No. 07-14/94 and Resolution No. 552, approving the urban growth boundary amendment, the annexation, and the change from Exclusive Farm Use (EFU) to Public/Semi-Public (P) for the Stayton Comprehensive Plan and Zoning Map.

PASSED BY THE CITY COUNCIL this 3rd day of October 1994.

Date: 10-06-94 By: Willmer VanVleet
WILLMER VAN VLEET, Mayor

ATTEST

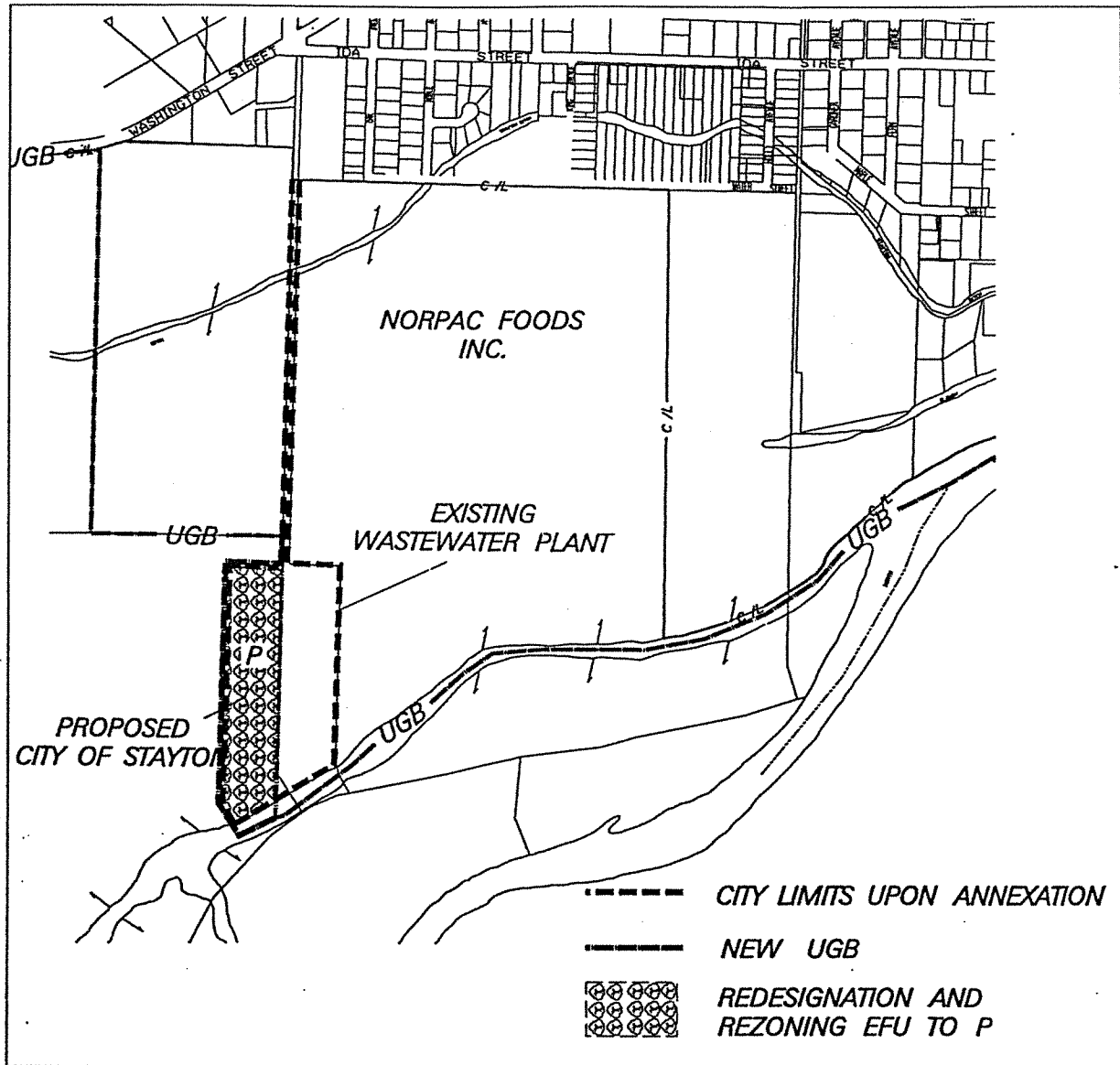
Date: 10-04-94 By: David W. Kinney
DAVID W. KINNEY, City Administrator

APPROVED AS TO FORM

Date: SEP 28 1994 By: David A. Rhoten
DAVID A. RHOTEN, City Attorney

Legal Description

Beginning at a point on the South line of Ida Street, City of Stayton, Oregon, said point being North 89° 36' West 231 feet from the northeast corner of that tract of land conveyed to Fred C. Hottinger and Marie Hottinger by deed dated November 25, 1953, and recorded in Volume 457, Page 650 of the Deed Records of Marion County, Oregon and running thence South 00° 22' West, along the west line of the southeast quarter of Section 9 and the northeast quarter of Section 16, Township 9 South, Range 1 West of the Willamette Meridian, 2780.72 feet to the true point of beginning, said true point of beginning being on the east line of that tract of land conveyed to F.J. and L. Fery by deed recorded in Volume 436, Page 116 Deed Records of Marion County, Oregon, said line dividing said Section 16 into east and west halves; thence North 89° 38' West 300 feet; thence South 00° 22' West to the Santiam River; thence Northeasterly, meandering along said River, to a point on the southerly extension of the beforesaid line dividing Section 16 into east and west halves; thence North 00° 22' West, along said dividing line, to the true point of beginning and containing 10.5 acres of land, more or less.



ORDINANCE NO. 734
 Amending Comprehensive Plan/Zoning Code
 Exhibit B - Comprehensive Plan and Zoning Map Change
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