



NOTICE OF DECISION – LEGISLATIVE

July 9, 2018

FILE NO.: LEG-18-00001

ORDINANCE NO.: 18-1009

APPLICATION TYPE: Legislative

HEARING DATE: City Commission
7:00 p.m., July 3, 2019
Commission Chambers, 625 Center St, Oregon City, OR 97045

APPLICANT: Oregon City Community Development Department

REQUEST: Proposed Housing and Other Development and Zoning Code Amendments (Partial – Proceedings continued with respect to shelters, short-term rentals, food carts and building heights in some areas of Mixed-Use Downtown District, and any clarifications and corrections related to the 06.19.19 version of code to September 4, 2019)

LOCATION: City-Wide

REVIEWERS: Pete Walter, AICP, Planner
Laura Terway, AICP, Community Development Director

DECISION: On June 19th, 2019, after reviewing all of the evidence in the record and considering the recommendations of the Planning Commission, and the testimony of the public, the City Commission concluded that Planning File LEG-18-00001 complies and is consistent with the applicable requirements of the Oregon City Comprehensive Plan and Municipal Code, Statewide Rules and Planning Goals; and voted 5-0 to approve the first reading of Ordinance No. 18-1009. On July 3rd, 2019, after reviewing all of the evidence in the record and considering the recommendations of the Planning Commission, and the testimony of the public, the City Commission concluded that Planning File LEG-18-00001 complies and is consistent with the applicable requirements of the Oregon City Comprehensive Plan and Municipal Code, Statewide Rules and Planning Goals; and voted 5-0 to approve the second reading of Ordinance No. 18-1009.

Planning File LEG-18-00001, Ordinance No. 18-1009, and all documents submitted as part of the record for the proceedings, are available at the Oregon City Community Development Department, which is located at 698 Warner Parrot Road, for review, Monday through Friday from 8:30 am to 3:30 pm. Copies of these documents are available upon request for a reasonable fee.

Notice of Final Decision. Not later than five days following the city commission final decision, the planning manager shall mail notice of the decision to DLCD in accordance with ORS 197.615(2). (Ord. 98-1008 §1(part), 1998). The city

commission decision is the city's final decision and is appealable to the land use board of appeals (LUBA) within twenty-one days of when it becomes final.

Legislative actions involve the adoption or amendment of the city's land use regulations, comprehensive plan, maps, inventories and other policy documents that affect the entire city or large portions of it. Legislative actions which affect land use must begin with a public hearing before the planning commission.

1. B. Planning Commission Review.

- 1. Hearing Required. The planning commission shall hold at least one public hearing before recommending action on a legislative proposal. Any interested person may appear and provide written or oral testimony on the proposal at or prior to the hearing. The planning manager shall notify the Oregon Department of Land Conservation and Development (DLCDC) as required by the post-acknowledgment procedures of ORS 197.610 to 197.625, as applicable.*
- 2. Planning Manager's Report. Once the planning commission hearing has been scheduled and noticed in accordance with Section 17.50.090(C) and any other applicable laws, the planning manager shall prepare and make available a report on the legislative proposal at least seven days prior to the hearing.*
- 3. Planning Commission Recommendation. At the conclusion of the hearing, the planning commission shall adopt a recommendation on the proposal to the city commission. The planning commission shall make a report and recommendation to the city commission on all legislative proposals. If the planning commission recommends adoption of some form of the proposal, the planning commission shall prepare and forward to the city commission a report and recommendation to that effect.*

2. C. City Commission Review.

- 1. City Commission Action. Upon a recommendation from the planning commission on a legislative action, the city commission shall hold at least one public hearing on the proposal. Any interested person may provide written or oral testimony on the proposal at or prior to the hearing. At the conclusion of the hearing, the city commission may adopt, modify or reject the legislative proposal, or it may remand the matter to the planning commission for further consideration. If the decision is to adopt at least some form of the proposal, and thereby amend the city's land use regulations, comprehensive plan, official zoning maps or some component of any of these documents, the city commission decision shall be enacted as an ordinance.*
- 2. Notice of Final Decision. Not later than five days following the city commission final decision, the planning manager shall mail notice of the decision to DLCDC in accordance with ORS 197.615(2). (Ord. 98-1008 §1(part), 1998). The city commission decision is the city's final decision and is appealable to the land use board of appeals (LUBA) within twenty-one days of when it becomes final.*