

ORDINANCE NO. 4244

An Ordinance amending the City of McMinnville Comprehensive Plan Map from an existing industrial designation to a commercial designation and re-zoning certain property from an M-1 (Light Industrial) zone to a C-3 (General Commercial) zone on approximately two acres located at 2800 Lafayette Avenue.

RECITALS:

The Planning Commission received an application for a comprehensive plan amendment (CPA 1-83) and a zone change (ZC 1-83) dated February 9, 1983 on the property described as Tax Lot 703, Section 15, T. 4 S., R. 4 W., W. M.; and

A public hearing was held on March 10, 1983 at 7:30 p.m. before the Planning Commission after due notice had been given in the local newspaper on February 28, 1983, and written notice had been mailed to property owners within 300 feet of the affected property; and

At said public hearing the testimony of the applicant and surrounding property owners was received, and a staff report was presented; and

The Planning Commission being fully informed about said comprehensive plan map amendment and zone change, found that a need existed for said change based upon the material submitted by the applicant and findings of fact and the conclusionary findings for approval contained in the staff report, all of which are on file in the Planning Department, and that the plan amendment would be consistent with the comprehensive plan and the land uses existing in the area; and

The Planning Commission approved said plan amendment and zone change and has recommended said changes to the Council; now, therefore,

THE CITY OF MCMINNVILLE ORDAINS AS FOLLOWS:

Section 1. That the Council adopts the findings and conclusions of the Planning Commission, staff report on file in the Planning Department, and the application filed by William H. Hurl.

Section 2. That the comprehensive plan map shall be amended from an industrial designation to a commercial designation for the property described in Exhibit "A," which is attached hereto and by this reference incorporated herein.

Section 3. That the property described in Exhibit "A," which is attached hereto and incorporated herein by this reference, shall be rezoned from existing M-1 (Light Industrial) zone to a C-3 (General Commercial) zone.

Passed by the Council this 5 day of April, 1983, by the following votes:

Ayes: Macy, Elliott, Gale, Gornley, Wilson and Allen

Nays: _____

Approved this 5 day of April, 1983.

Attest:

Marjorie E. Herber
Recorder

W. H. Hurl
MAYOR

EXHIBIT "A"

Docket CPA 1-83/ZC 1-83

-----A Part of the Donation Land Claim of Madison Malone and Heirs at Law of his late wife, Virginia Malone, deceased, Notification No. 1226, Claim No. 49 in Section 15, Township 4 South, Range 4 West of the Willamette Meridian in Yamhill County, Oregon, which said part is bounded as follows, to wit:

Commencing at a stone on the East line of said Donation Land Claim at a point North 0°32' East 46.006 chains from the Southeast corner of said Donation Land Claim; thence North 0°28'15" East on the East line of said Claim, a distance of 540.00 feet; thence North 89°33' West, a distance of 439.32 feet to an iron rod and the true Point of Beginning of the tract being described herein; thence continuing North 89°33' West, a distance of 573.04 feet to an iron rod set on the Southerly right of way line of the relocated West Side Pacific Highway; thence following along said Southerly right of way line on a 2824.79 foot radius curve right (the long chord of which bears North 46°02'24" East) a distance of 257.31 feet to an iron rod; thence South 89°33' East, a distance of 389.38 feet to an iron rod; thence South 0°28'15" West on a line which is parallel to the East line of said Claim, a distance of 180.00 feet to the point of beginning.-----