

BEFORE THE MORROW COUNTY COURT
OF MORROW COUNTY

AN ORDINANCE AMENDING THE MORROW
COUNTY COMPREHENSIVE PLAN TO
INCLUDE A GOAL 5 SIGNIFICANT
AGGREGATE RESOURCE SITE AND AMEND
THE COMPREHENSIVE PLAN AND ZONING
MAPS TO APPLY THE SIGNIFICANT
RESOURCE OVERLAY ZONE

COUNTY ORDINANCE

NO. MC-04-2010

WHEREAS, ORS 203.035 authorizes Morrow County to exercise authority within the county over matters of County concern; and

WHEREAS, Morrow County adopted a Comprehensive Land Use Plan which was acknowledged by the Land Conservation and Development Commission on January 15, 1986; and

WHEREAS, an application was filed by Marty Britt on land owned by Sidney and Randy Britt to include approximately 40 acres of land as a Goal 5 significant resource site, to add the site to the Morrow County Comprehensive Plan Inventory of Significant Aggregate Sites, apply the Significant Resource Overlay Zone to the site, and to allow mining; and

WHEREAS, the Morrow County Planning Commission held a hearing to review the request on April 27, 2010 at Heppner City Hall in Heppner, Oregon and on May 25, 2010 at the Port of Morrow Riverfront Center in Boardman, Oregon; and

WHEREAS, the Morrow County Planning Commission found the aggregate site significant and did not identify conflicting uses and recommended approval of the request and adopted Planning Commission Final Findings of Fact; and

WHEREAS, the Morrow County Court held a hearing to consider the recommendation of the Morrow County Planning Commission on June 23, 2010, at the Morrow County Courthouse in Heppner, Oregon; and

WHEREAS, the Morrow County Court affirmed that the proposed aggregate site meets the requirements under Oregon Administrative Rule whereby a site is estimated to provide more than 500,000 tons of aggregate material and the soils contain less than 35 percent of soils classified as Class I or II; and

WHEREAS, a representative set of samples of aggregate material in the deposit on the proposed site of this application meets Oregon Department of Transportation specifications for base rock for air degradation, abrasion, and soundness; and

WHEREAS, the Morrow County Court deemed the site at the subject property a Goal 5 significant aggregate site.

NOW THEREFORE THE COUNTY COURT OF MORROW COUNTY ORDAINS AS FOLLOWS:

Section 1 Title of Ordinance:

This Ordinance shall be known, and may be cited, as the "2010 Britt Aggregate Goal 5 Significant Site Comprehensive Plan, Comprehensive Plan Map and Zoning Map Amendment."

Section 2 Affected Documents:

The Comprehensive Plan, Comprehensive Plan Map and Zoning Map are amended.

1. Text Amendment: Insert the following on page 102 of the Comprehensive Plan: Site/Permit Number To be provided by DOGAMI Type of Material: Quarry Rock County Zone Designation: EFU Remarks: None Goal 5 Designation: N/A
2. Map Amendments: The Comprehensive Plan Aggregate Resources Map will be amended to indicate the site as an aggregate site. The Zoning Map will be amend by applying the Significant Resource Overlay Zone. Both maps will be amended as shown on the attached Impact Area map.

Section 3 Effective Date

This ordinance shall be effective on August 1, 2010.

Date of First Reading: July 14, 2010

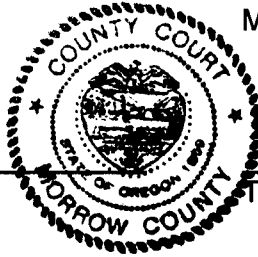
Date of Second Reading: July 21, 2010

DONE AND ADOPTED BY THE MORROW COUNTY COURT THIS 21st DAY OF JULY, 2010

ATTEST:

MORROW COUNTY COURT:

Bobbi Childers by
 Theresa Crawford Deputy
 Bobbi Childers Clerk
 County Clerk



Terry K. Tallman
 Terry K. Tallman, Judge

APPROVED AS TO FORM:

Ryan Swinburnson
 Ryan Swinburnson
 County Counsel

Ken A. Grieb
 Ken Grieb, Commissioner

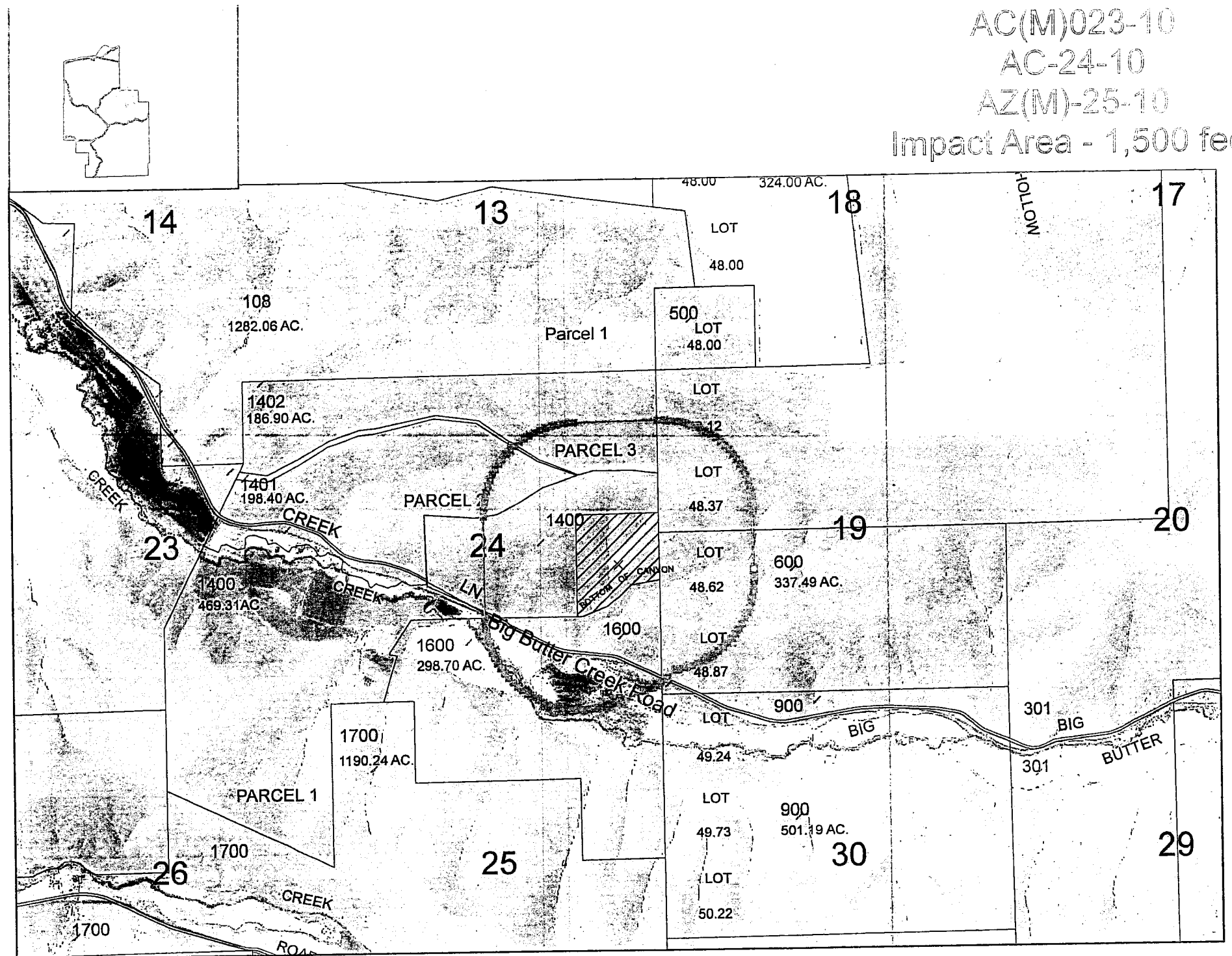
Leann Rea
 Leann Rea, Commissioner

AC(M)023-10

AC-24-10

AZ(M)-25-10

Impact Area - 1,500 feet



MORROW COUNTY, OREGON **CJ2010-0078**
Commissioners' Journal **07/22/2010 03:59:47 PM**



2010-0078

I, Bobbi Childers, County Clerk for Morrow County, Oregon, certify that the instrument identified herein was recorded in the Clerk records.

Bobbi Childers - County Clerk

