

M-2001-469

BEFORE THE MORROW COUNTY COURT  
OF MORROW COUNTY

AN ORDINANCE AMENDING THE MORROW COUNTY )  
COMPREHENSIVE PLAN TO INCLUDE A SITE TO )  
THE GOAL 5 AGGREGATE INVENTORY. )  
THE SITE TO BE INCLUDED IS REFERRED TO AS )  
THE PADBERG PIT. )

ORDINANCE NUMBER MC-C-1.01

The County of Morrow does ordain as follows;

WHEREAS, the Morrow County Planning Commission reviewed the combined Conditional Use Permit and Comprehensive Plan Amendment application filed by Miller & Sons Excavating, to establish a new quarry site in the Rhea Creek Road and Morter Lane area; and

WHEREAS, the Morrow County Planning Commission held public hearings on November 29, 2000 at Irrigon, Oregon and January 22, 2001 at Lexington, Oregon; and

WHEREAS, the Morrow County Planning Commission voted unanimously to approve the Conditional Use Permit to operate a rock crusher and to stockpile crushed rock, and to operate a portable concrete batch plant and portable asphalt batch plant, and, to recommend the County Court amend the comprehensive plan to include the site on the Goal 5 aggregate inventory; and

WHEREAS, the Morrow County Court reviewed the recommendation for approval by the Morrow County Planning Commission and voted unanimously to uphold the decision of the Planning Commission; and

WHEREAS, the Morrow County Court held a public hearing to amend the Comprehensive Plan and add the site to the Goal 5 Aggregate Resources Inventory of the Comprehensive Plan on February, 14, 2001 at Irrigon, Oregon.

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

Comprehensive Plan Goal 5 Amendment for the Padberg Aggregate Site"

SECTION 2. TEXT AMENDMENT.

Insert the following on page 102 of Comprehensive Plan: "Padberg Pit" located on tax lot 3501 of Assessor's Map 1S 24. Morrow County Court approves this comprehensive plan amendment subject to the following conditions: Miller & Sons (or operator) will water Morter Lane in front of Morter's home (1,000 feet of distance) while gravel is being hauled along Morter Lane.

SECTION 3. EFFECTIVE DATE.

An emergency clause shall be recognized since the applicant and owner is in urgent need of aggregate material for construction of the new dairy in the Ione area. This ordinance shall become effective immediately upon adoption by the Morrow County Court.

DONE AND ADOPTED BY THE MORROW COUNTY COURT THIS 21<sup>st</sup> DAY OF FEBRUARY



Terry K. Tallman  
Terry K. Tallman, Judge

ATTEST:

John E. Wenholz  
John E. Wenholz, Commissioner

Barbara Bloodsworth by Bobbi A Childers  
County Clerk Deputy

ABSENT  
Dan Brosnan, Commissioner

APPROVED AS TO FORM:

Wib Hal  
County Counsel

STATE OF OREGON }  
County of Morrow } SS

I certify that this instrument was received and recorded in the book of records of said county.

BARBARA BLOODSWORTH,  
Morrow County Clerk

by: Bobbi A Childers Deputy.

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02/23/2001 3:30 pm