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IN THE COUNTY COURT OF THE STATE OF OREGON

WASCO CO. CLERK KL

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IN AND FOR THE COUNTY OF WASCO

IN THE MATTER OF RECONSIDERING)
THE PROPOSED LEGISLATIVE)
AMENDMENTS TO THE WASCO COUNTY)
COMPREHENSIVE PLAN, PLAN MAP)
AND LAND USE AND DEVELOPMENT)
ORDINANCE IN COMPLIANCE WITH PUBLIC)
LAW 99-663, THE COLUMBIA RIVER)
GORGE NATIONAL SCENIC AREA ACT.)

ORDINANCE
AMENDMENTS

NOW ON THIS DAY, the above-entitled matter having come on regularly for consideration, said day being one duly set in term for the transaction of public business and a majority of the Court being present; and

IT APPEARING TO THE COURT: That on January 6, 9, 16, 23, 30 and February 6 & 10, 1992, the Wasco County Planning Commission and the Wasco County Citizens Advisory Group have met jointly to hold public workshops and hearings on the proposed legislative amendments to the Wasco County Comprehensive Plan, Plan Map and Land Use and Development Ordinance in compliance with public law 99-663, The Columbia Rivre Gorge National Scenic Area Act; and

IT FURTHER APPEARING TO THE COURT: That on February 6, 1992, the Wasco County Planning Commission met jointly with the Wasco County Citizen's Advisory Group, at which time a recommendation was made by the Citizens Advisory Group to the Wasco County Planning Commission to adopt the proposed amendments with certain

changes; and

IT FURTHER APPEARING TO THE COURT: That on February 6, 1992, the Wasco County Planning Commission considered the recommendation made by Wasco County Citizen Advisory Group, and made a recommendation for the Wasco County Court to adopt with changes the proposed legislative amendments to the Wasco County Comprehensive Plan, Plan Map, and Land Use and Development Ordinance; and

IT FURTHER APPEARING TO THE COURT: That on February 10, 1992, in a joint meeting of the Wasco County Citizen Advisory Group and the Wasco County Planning Commission the above recommendations were reduced to writing, signed and finalized; and

IT FURTHER APPEARING TO THE COURT: That on February 19, March 4, March 18, April 8 and May 6, 1992 this court held hearings and received public testimony on the matter of adopting the proposed legislative amendments with certain changes; and

IT FURTHER APPEARING TO THE COURT: That on May 6, 1992 this court closed these hearings for further deliberation; and

IT FURTHER APPEARING TO THE COURT: That these hearings were reopened on March 3, 1993 at which time the motion was made and passed two to one to table the adoption of the proposed legislative amendments; and

IT FURTHER APPEARING TO THE COURT: That on May 5, 1993 the hearing was opened to consider possible solutions to County concerns allowing adoption of the proposed legislative amendments; and

IT FURTHER APPEARING TO THE COURT: That these proceedings were continued to May 19, 1993, at which time the proposed legislative amendments to the Wasco County Comprehensive Plan, Plan Map, and Land Use and Development Ordinance with certain changes were adopted; and

IT FURTHER APPEARING TO THE COURT: That on June 28, 1993 proposed ordinance was formally transmitted to the Gorge Commission for review to determine consistency with the Columbia River Gorge National Scenic Area Management Plan; and

IT FURTHER APPEARING TO THE COURT: That on September 10, 1993 Wasco County received copies of the Gorge Commission staff's comments regarding inconsistencies in the County's proposed ordinance, and on September 28, 1993, in public hearing, the Gorge Commission voted the County's proposed ordinance inconsistent with the Columbia River Gorge National Scenic Area Management Plan.

IT FURTHER APPEARING TO THE COURT: That on February 16, March 16 and April 20, 1994, additional revisions to the Wasco County National Scenic Area Land Use and Development Ordinance were proposed to address remaining inconsistencies with the Columbia River Gorge National Scenic Area Management Plan.

IT FURTHER APPEARING TO THE COURT: That on April 20, 1994, the public hearing was closed and the Court voted two to one in favor of adoption of proposed legislative amendments to the Wasco County Comprehensive Plan, Plan Map, and Land Use and Development Ordinance, revised to be consistent with the Columbia River Gorge National Scenic Area Management Plan.

IT FURTHER APPEARING TO THE COURT: That adoption of the above recommended legislative changes is subject to a scheduled revision clause which states:

The designation of the Chenowith Table as Open Space, in the G.M.A., continues to be a major concern of the County Court. Even though there appears to be a commitment, from all parties involved, to resolve those issues, they, none the less, remain unresolved as of this date. Therefore, no later than January 15, 1996, Wasco County shall either hold a hearing to repeal the entire Ordinance or submit a plan amendment request to the Gorge Commission for rezoning of the Chenowith Table unless the following condition has occurred:

The Open Space concerns on Chenowith Table have been fully addressed and resolved in a manner assuring fair and reasonable economic use of the property through acquisition, exchange, or development approvals consistent with the County zoning in effect prior to the adoption of this ordinance.

NOW, THEREFORE IT IS HEREBY ORDAINED: That the amendments to the Wasco County Comprehensive Plan, Plan Map and Land Use and Development Ordinance

as amended by the Citizen Advisory Group, the Planning Commission and the County Court, and as further amended by the County Court to be consistent with the Columbia River Gorge National Scenic Area Management Plan, be approved subject to the above scheduled revision clause; and

IT IS HEREBY FURTHER ORDAINED: That all prior ordinance provisions inconsistent with amendments herein are repealed.

IT IS HEREBY FURTHER ORDAINED: That this recommendation is based upon fulfilling the requirements of Public Law 99-663, The Columbia River Gorge National Scenic Area Act.

SIGNED this 4th day of May, 1994.

Approved as to Form:


Bernard L. Smith
Wasco County District Attorney

WASCO COUNTY COURT


John Mabrey, Judge


Scott McKay, Commissioner

C.E. Filbin, Commissioner

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