

RECEIVED

IN THE COUNTY COURT OF THE STATE OF OREGON
IN AND FOR THE COUNTY OF WASCO

WASCO CO. CLERK KL

IN THE MATTER OF AN AMENDMENT)
TO THE LAND USE AND DEVELOPMENT)
ORDINANCE FOR WASCO COUNTY,) ORDINANCE
OREGON)

JUL 21 1 55 PM '94

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 February 3, 1982, the Wasco County Court unanimously passed and adopted a Comprehensive Plan and implementing ordinances for the Wasco County Planning and Economic Development Office;

IT FURTHER APPEARING TO THE COURT: That on August 25, 1983, the Land Conservation and Development Commission (LCDC) reviewed the Wasco County Comprehensive Plan and found Wasco County to be in compliance with the Statewide Land Use Planning Goals, with the exception of certain subareas identified as Seven Mile Hill and Rancho Rajneesh. On July 20, 1984, LCDC again reviewed the Comprehensive Plan for the Seven Mile Hill area, and found the Plan and Map changes to be in compliance with Statewide Land Use Planning Goals; and

IT FURTHER APPEARING TO THE COURT: That on June 6, 1994, at 6:00

[ORDINANCE - Page 1 of 3]

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p.m., in the Wasco County Courthouse, The Dalles, Oregon, the Wasco County Planning Commission held a public hearing on proposed legislative amendments to the Mineral Resource Section of the Land Use and Development Ordinance Section 3.815 ; and made a recommendation for the Wasco County Court to adopt the aforementioned proposed legislative changes to the Wasco County Land Use and Development Ordinance.

IT FURTHER APPEARING TO THE COURT: That on July 20, 1994 at 11:00 a.m., in the County Courtroom of the Wasco County Courthouse, The Dalles, Oregon, this Court met to conduct a legislative public hearing on the above matter as the members of the Court were determined to be qualified to hear the matter;

IT FURTHER APPEARING TO THE COURT: That the Court took notice of the record of the Planning Commission, heard the Staff comments and received all testimony and evidence from the parties and then closed the hearing for further comment. The Court then announced it would deliberate, and based upon the evidence and findings of fact the County Court, being fully apprised in the premises;

NOW, THEREFORE, THE WASCO COUNTY COURT ORDAINS AS FOLLOWS: That Section 3.815 A. 1, and A. 3 of the Mineral and Resource Overlay portion of Chapter 3 of the Wasco County Land Use and Development Ordinance be amended, as proposed by the Wasco County Planning and Economic Development

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Office and as amended by the Wasco County Planning Commission. (Attachment A).

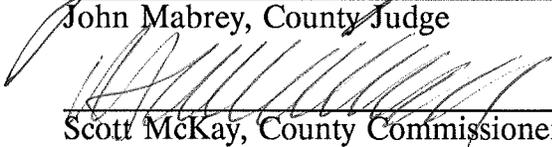
Regularly passed and adopted by a unanimous vote of the County Court of the County of Wasco, State of Oregon.

DATED this 20th day of July, 1994.

WASCO COUNTY COURT



John Mabrey, County Judge



Scott McKay, County Commissioner

absent

Chuck Filbin, County Commissioner

APPROVED AS TO FORM:



Bernard L. Smith
Wasco County District Attorney

_3C@wp5a@notice@ord.cc@

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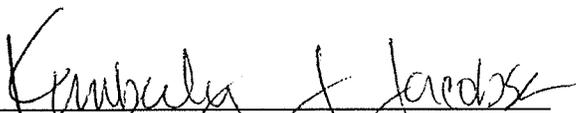
WASCO COUNTY PLANNING COMMISSION

IN THE MATTER OF A RECOMMENDATION TO THE
COUNTY COURT ON PROPOSED LEGISLATIVE
AMENDMENTS TO THE MINERAL AND AGGREGATE)
OVERLAY SECTION OF THE WASCO COUNTY LAND)
USE AND DEVELOPMENT ORDINANCE TO CHAPTER)
3, SECTION 3.815 (A) "DETERMINATION OF) RECOMMENDATION
SIGNIFICANT SITE".)
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On Monday, JUNE 6, 1994 the Wasco County Planning Commission held a public hearing on the proposed legislative amendments to the Mineral and Aggregate Overlay Section of the Wasco County Land Use and Development Ordinance. The Wasco County Planning Commission considered the information and made a recommendation for the Wasco County Court to adopt the aforementioned proposed legislative changes to the Wasco County Land Use and Development Ordinance.

Upon completion of the hearing, the Commission voted 5 to 0 recommend to the County Court the proposed legislative amendments to the Mineral and Aggregate Section of the Wasco County Land Use and Development Ordinance.

Submitted for the Commission,


By: Kimberly J. Jacobsen, Director
Wasco Co. Planning and Development Office

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June 6, 1994


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PGC/P 301 (5)

SECTION 3.815 Procedure for Applying the Overlay Zone

A.Information to demonstrate the significance of a resource shall include:

1. A survey map, assessor's/ tax lot map(s) or other legal description that identifies the location and perimeter of the mineral and aggregate resource; and
2. Information demonstrating that the resource meets or can meet..... (no change)
3. Information may consist of laboratory test data or the determination of a certified, licensed or registered geologist, or other qualified person; and

~~Information demonstrating the quantify of the resource indicates at least 250,000 cubic yards of reserve. Information that the site meets at least one of the following two criteria:~~

a) Is located within an ownership or long-term lease containing reserves in excess of 250,000 cubic yards; or is part of a network system containing reserves in excess of 250,000 cubic yards; or

b) Is located on property owned by, or under long-term lease to a city, county, or state jurisdiction for the primary purpose of excavating, or processing of aggregate or stone materials for road maintenance or road construction.