



CITY OF LYONS

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ORDINANCE NO. P10-66-2019

AN ORDINANCE ADJUSTING THE LYONS URBAN GROWTH BOUNDARY AND AMENDING THE LYONS COMPREHENSIVE PLAN MAP

WHEREAS, the City of Lyons has received a land use application from Jeffrey D. Peters requesting the City of Lyons:

- (1) UGB Adjustment (Add 1.5 acres): Adjust the Lyons UGB to add 1.50 acres to the Lyons UGB and concurrently change the comprehensive plan designation to Residential.
- (2) Annexation and Zone Change: If the UGB Amendment is approved, annex the 1.50 acres added to the UGB to the City of Lyons and concurrently rezone the property to Single Family Residential (SFR).

WHEREAS, the land use applications filed with the City of Lyons are consolidated in land use file 2019-04; and

WHEREAS, Table 1 summarizes the proposal considered in the City of Lyons use proceeding.

Table 1
**Lyons UGB & Comprehensive Plan Amendment Proposal
 for an existing 10.11-acre parcel**

Parcel #	Assessor's Map	Tax Lot	Parcel Size	Existing Linn County Comp Plan	Existing Linn County Zoning	City of Lyons Comp Plan & Zoning	Acres to be added to the Lyons UGB
Area 1	09S 02E 19A	00103 (part)	8.29 Acres	Farm Forest	FF	This portion of the parcel will remain outside the City. No plan or zone change.	
Area 2	09S 02E 19A	00103 (part)	1.50 +/- acres	Farm Forest	FF	Residential Single-Family (SFR)	1.5+/- acres
Area 3	09S 02E 19A	00103 (part)	0.32 acres	This portion of the parcel is in the City of Lyons No plan or zone change		Residential Single-Family (SFR)	None

WHEREAS, the Lyons Planning Commission held public hearings on November 14, 2019 and November 19, 2019 to consider the application. After the public hearing was closed, the Planning Commission deliberated on the proposal and unanimously recommended the city council approve the application as proposed; and

WHEREAS, the City Council held a public hearing on November 26, 2019 and at the close of the hearing the City Council concurred with the Planning Commission recommendations and adopted findings of fact and conclusions for the proposal which are included in the City’s land use file 2019-04; and

WHEREAS, on November 28, 2019 the City will issue a Notice of Decision approving the application and informing the applicant of the required City ordinances and the Linn County applications and decisions that are required; and

WHEREAS, the City will forward a copy of the City’s Notice of Decision to the Linn County Planning Department, including a recommendation that the Linn County Board of Commissioners approve the proposal;

WHEREAS, the City Council will defer a decision to annex property or amend the City’s zoning ordinance until after Linn County approves the Lyons UGB Adjustment;

NOW, THEREFORE, the City Council of the City of Lyons hereby ordains as follows:

SECTION 1. LYONS URBAN GROWTH BOUNDARY ADJUSTMENT (ADDITION)

The Lyons Comprehensive Plan Map will be amended to reflect the additions of land to the Lyons Urban Growth Boundary as listed in Table 2 and shown on the attached Exhibit “A”, attached hereto and made a part of this ordinance as if set forth in full.

Table 2
Area Added to the Lyons UGB

Parcel	Owner(s)	Linn County Assessor’s Map	Tax Lot	Acres Added to the Lyons UGB	Map Reference Below
1	Jeffrey D. Peters	09 2E 19A	00103 (part)	1.5	Map 1
Total Acreage added to Lyons UGB				1.5	

SECTION 2. LYONS COMPREHENSIVE PLAN MAP AMENDMENTS

The 1.50 acres added to the Lyons Urban Growth Boundary as listed in Table 3 below and shown on Exhibit “A” is hereby designated as Residential on the Lyons Comprehensive Plan Map.

Table 3
Lyons Comprehensive Plan Designations for the Area Added to the Lyons UGB

Parcel	Owner(s)	Linn County Assessor Map	Tax Lot	Acres Added to the Lyons UGB	Lyons Comprehensive Plan Map Designation
1	Jeffrey D. Peters	09 2E 19A	00103 (part)	1.50	Residential

SECTION 3: EFFECTIVE DATE

This ordinance will take effect upon Linn County’s adoption of an ordinance concurring with the City’s amendment of the Lyons Urban Growth Boundary. In the event Linn County does not adopt an ordinance amending the Lyons Urban Growth Boundary by December 31, 2020, this ordinance will be null and void.

SECTION 4: RECORD.

1. The City Recorder shall provide a copy of this ordinance to the Linn County Planning Department.
2. Upon Linn County’s adoption of an ordinance concurring with the City’s amendment of the Lyons Urban Growth Boundary and the Lyons Comprehensive Plan Map, the City will notify the Department of Land Conservation and Development of the adoption of the Lyons UGB and Lyons Comprehensive Plan amendments by both the City and Linn County.
3. Upon receipt of a Notice of Adoption and Acknowledgment from the Department of Land Conservation and Development, the City will provide copies of the acknowledged City and County ordinances to the Linn County GIS Department and request the Linn County GIS Department prepare an updated Lyons Comprehensive Map for the City of Lyons.

SECTION 5: ANNEXATION AND ZONE CHANGE.

Upon the City’s receipt of a Notice of Adoption and Acknowledgment from the Department of Land Conservation and Development for the Lyons Urban Growth Boundary and Comprehensive Plan Amendment, the City will prepare an annexation ordinance and zone change ordinance for the affected parcel and submit it to the City Council for consideration.

This Ordinance passed by the Lyons City Council this 26th day of November, 2019.

APPROVED: _____

Lloyd Valentine - Mayor
City of Lyons, Oregon

Date: _____

ATTEST:

By: _____

Micki Valentine - Recorder
City of Lyons, Oregon

Date: _____

Exhibit "A"

Jeffrey D. Peters - Urban Growth Boundary Amendment
Redesignation of 1.5-acre Area as "Residential"

City of Lyons
9S 2E 19A 00103 Peters

File 2019-04



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