



IN THE BOARD OF COMMISSIONERS OF THE STATE OF OREGON

IN AND FOR THE COUNTY OF WASCO

IN THE MATTER OF THE WASCO COUNTY PLANNING COMMISSION'S REQUEST TO APPROVE PROPOSED PERIODIC REVIEW LEGISLATIVE AMENDMENTS TO UPDATE THE COMPREHENSIVE PLAN RELATED TO LAND USE PLANNING GOALS 5, 7, 11 AND 13 IN CHAPTERS 5, 7, 11 AND 13 OF WASCO COUNTY 2040, THE COMPREHENSIVE PLAN (FILE NUMBER 921-18-000216, 921-18-000217, 921-18-000218, 921-18-000219, AND 921-19-000125)

ORDINANCE # 19-007

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 Board of Commissioners being present; and

WHEREAS, the Wasco County Planning Commission and the Wasco County Board of Commissioners directed the Wasco County Planning Department to pursue Voluntary Periodic Review to update the Wasco County Comprehensive Plan on 5 October 2016; and

WHEREAS, Wasco County entered Periodic Review on 20 February 2018 with approval from the Department of Land Conservation and Development's (DLCD) approval of a work plan; and

WHEREAS, the thirteenth task on the work plan was to make amendments to Goal 7 (Natural Hazards) to make the language consistent with current Wasco County Planning Department practice, the Natural Hazards Mitigation Plan, and the Community Wildfire Protection Plan and state law and reformat the language in to the new Wasco County 2040 (Comprehensive Plan) format; and

WHEREAS, the fourteenth task on the work plan was to make amendments to any references within the Comprehensive Plan to the National Wetland Inventory and update it to reference the State Wetland Inventory; and

WHEREAS, the fifteenth task on the work plan was to amend Goal 5 (Natural Resources, Scenic and Historic Areas, and Open Spaces) related to the Federal Wild and Scenic Rivers and State Scenic Waterways, develop appropriate buffers and restrictions, and provide clear references to supporting documents and external plans; and

WHEREAS, the fifteenth task on the work plan was intended to clarify a policy interpretation in the Land Use and Development Ordinance related to Environmental Protection District 7 about permitted uses; and

WHEREAS, the sixteenth task on the work plan was to remove any outdated references to the Gorge Overlay Protection zone and clearly identify the National Scenic Area Land Use and Development Ordinance and Management Plan as guiding plans and regulations for the National Scenic Area;

ORDINANCE #19-005 Wasco County 2040

WHEREAS, the nineteenth task on the work plan was to ensure Goal 5 is consistent with Oregon Administrative Rules 660 Division 23 on aggregate resources; and

WHEREAS, Goal 5 (Chapter5) of Wasco County 2040 was updated to clearly references requirements in OAR 660-23; and

WHEREAS, updates to Goal 11 (Public Facilities and Services) and Goal 13 (Energy Conservation) were not identified in the Periodic Review work plan; and

WHEREAS, to be a comprehensive and complete update, minor amendments were made to Goal 11 and 13; and

WHEREAS, amendments reflect current practice and updates made to other Goals during the Wasco County 2040 process;

WHEREAS, each Periodic Review task is approved and submitted to DLCD after completion for acknowledgment; and

WHEREAS, the Wasco County Planning Department sent notification to DLCD pursuant to ORS 197.610 on 12 September2019; and

WHEREAS, all property owners were sent notice of proposed Periodic Review update to the Comprehensive Plan in March 2017 and March 2019; and

WHEREAS, that on 5 November 2019, at the hour of 3:00 PM in the lower level classroom at The Discovery Center the Wasco County Planning Commission held the first legally notified public hearing to review recommendations by staff and the advisory group, background information, and receive public testimony on work tasks 13-16, 19 and additional post acknowledgment plan amendments for Goals 11 and 13. The Planning Commission then closed the public hearing and with a vote of 5 to 0, with two members absent, recommended approval to the Wasco County Board of Commissioners; and

WHEREAS, that on 4 December 2019 at the hour of 9:30 AM at the Wasco County Courtroom #302, located at 511 Washington St, The Dalles, Oregon, the Wasco County Board of Commissioners met to conduct the first of two legally notified public hearings on the above matter. The Board of County Commissioners reviewed recommendations by the Wasco County Planning Commission, staff's presentation, and received testimony from the public. The Board of County Commissioners tentatively approved the amendments; and

WHEREAS, that on 18 December 2019 at the hour of 9:30 AM at the Wasco County Courtroom #302, located at 511 Washington St, The Dalles, Oregon, the Wasco County Board of Commissioners met to conduct the second of two legally notified public hearings on the above matter. The Board of County Commissioners reviewed recommendations by the Wasco County Planning Commission, staff's presentation, and received testimony from the public. The Board of County Commissioners , by a vote of 3 to 0, approved the amendments and conducted the second reading, recommending submittal to DLCD; and

NOW, THEREFORE, IT IS HEREBY ORDERED: That the request by the Wasco County Planning Department for a legislative amendment to the Wasco County Comprehensive Plan, Wasco County 2040, in conjunction with Periodic Review work plan tasks 13-16, 19 and additional amendments to Goals 11 and 13 hereby approved; and

WHEREAS, Pursuant to Oregon Administrative Rules 660-025-0130, submission of a completed work task is required to DLCD for acknowledgment as part of Periodic Review, and once the work tasks are acknowledged they will be effective;

WHEREAS, Pursuant to Oregon Administrative Rules 660-018-0040, submission of adopted change is required to DLCD for acknowledgment as part of amended the Comprehensive Plan, and once updates are acknowledged they will be effective.

DATED this 18th day of December, 2019.

APPROVED AS TO FORM:




Bradley V. Timmons, County Counsel

WASCO COUNTY BOARD OF COMMISSIONERS:




Steve D. Kramer, Commission Chair

ATTEST:



Scott C. Hege, Vice-Chair



Kathy Clark, Executive Assistant



Kathleen B. Schwartz, County Commissioner