

9-26-94 Revised
NOT Adopted.

ORDINANCE NO. 143

AN ORDINANCE CLARIFYING THE INTENT OF THE ADOPTED COMPREHENSIVE LAND USE PLAN FOR DUNES CITY; AND CLARIFYING THE LOCATION OF THE DUNES CITY URBAN GROWTH BOUNDARY.

WHEREAS Dunes City has adopted a comprehensive plan, and

WHEREAS Dunes City annexed approximately 200 acres of land to the city on March 7, 1966, by enacting Ordinance No. 15, and

WHEREAS Dunes City zoned these annexed lands as Residential (R-1) on November 9, 1978, by enacting Ordinance No. 53 which provided "the entire city of Dunes City shall be zoned residential with the following exceptions..."; the lands excepted out were commercial lands within the city, and

WHEREAS Dunes City Comprehensive Plan, Chapter VI, C. 1. states "The city limits define the incorporated area of Dunes City.", and

WHEREAS Dunes City Comprehensive Plan, Chapter VI, C. 2. states "The urban growth boundary defines the lands which are necessary and suitable for future urban areas, can be served by urban services and facilities, and are needed for the expansion of the urban area." and further describes this boundary as "the urban growth boundary is coincident with the current city limits", and

WHEREAS while the Comprehensive Plan Land Use Diagram and other maps incorporated in the Comprehensive Plan omitted these areas annexed by Ordinance No. 15, the Comprehensive Plan text, Chapter VI, PROPOSED LAND USE, states "As the Plan is designed to promote the general health, safety, and general welfare, so is the Plan Diagram. It should be considered as "general" in nature in that it summarized recommendations and policies in broad categories and does not indicate specific detailed locations of land use or regulations which might govern them." and again on page xi, states "The Planning Inventory maps and the plan diagrams...are not intended to be an accurate representation of inventory data", and

WHEREAS there appears to be a conflict between the language of the Plan and the maps in the Plan, even though the language clearly indicates the plan diagram does not "indicate specific detailed locations of land use or regulations that might govern them", and

WHEREAS it is necessary to resolve any ambiguity of the location of the Urban Growth Boundary,

THEREFORE DUNES CITY ORDAINS AS FOLLOWS:

The language in the plan is affirmed as controlling; the Dunes City Urban Growth Boundary coincides with the Dunes City limits, and includes the property annexed in 1966 by Ordinance No. 15.

Passed by the City Council of the City of Dunes City, Oregon, this _____ day of _____, 1994.

_____ Ayes _____ Nays _____ Abstain _____ Absent

Robert Petersdorf, Mayor

ATTEST:

Joyce Phillips, City Recorder