

IN THE COUNTY COURT FOR THE STATE OF OREGON

IN AND FOR THE COUNTY OF WASCO

FILED IN

THE

JAN 12 11 02 AM '89

CLERK

COUNTY OF WASCO

IN THE MATTER OF THE APPLICATION	)	
OF C. DARRELL ASHLEY FOR A COMPREHENSIVE	)	ORDINANCE AMENDMENT
PLAN MAP AMENDMENT FROM EXCLUSIVE FARM	)	
USE TO RURAL SERVICE CENTER	)	

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 the Wasco County Planning Commission met and conducted a public hearing on December 5, 1988 to consider an application by C. Darrell Ashley for a Comprehensive Plan Amendment to change the Plan map from Exclusive Farm Use to Rural Service Center for approximately eleven (11) acres of property described as a portion of Township 4 South, Range 12 East W.M., (Section 14), Tax Lot 4502.

IT FURTHER APPEARING TO THE COURT: That the Planning Commission recommended approval of the subject request based upon Planning Staff findings and testimony and evidence presented at the hearing.

IT FURTHER APPEARING TO THE COURT: That on January 4, 1989, in the County Courtroom in The Dalles, Oregon, this Court conducted a public hearing on the subject application at which time the Court received testimony of the parties.

P89-0005 463

Based upon the entire record and all testimony and evidence received, the Wasco County Court hereby makes the following findings:


- 1) Proper notice was given and the hearing was held in accordance with procedural rules for quasi-judicial plan amendment applications and in conformity with said requirement as set forth in the Wasco County Comprehensive Plan;
- 2) All members of the County Court were present and were qualified to sit as decision-makers after full disclosure was made and the matter of qualifications was discussed by the Court;
- 3) In making its decision, the Court recognizes the procedural and legal requirements of the Wasco County Comprehensive Plan and Land Use and Development Ordinance and weighed fully each requirement in arriving at its decision;
- 4) Adopts the recommendation of the Wasco County Planning Commission (Attachment A);
- 5) Adopts the Planning and Development Office Staff report, comments and findings, (Attachment B).
- 6) Because of uncertainty that remains concerning the location of sanitary facilities, the new Rural Service Center boundary cannot be precisely determined at this time. The Planning Director will establish the location of the amended line prior to a zone change on the property.


NOW, THEREFORE, based upon the above findings of fact, the County Court for Wasco County hereby ordains as follows: The Wasco County Comprehensive Plan Map is amended to adopt the "Rural Service Center" designation for the property required to accommodate the restaurant, which is described as a portion of Township 4 South, Range 12 East W.M., (Section 14), Tax Lot 4502. The only uses that may be permitted on the subject property are a restaurant or those permitted in the Exclusive Farm Use zone.

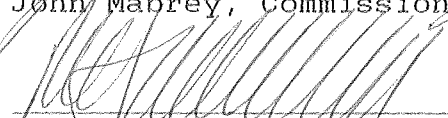
Regularly passed and adopted by unanimous vote of all members of the County Court of the County of Wasco, State of Oregon.

DATED this 11<sup>th</sup> day of January, 1989.

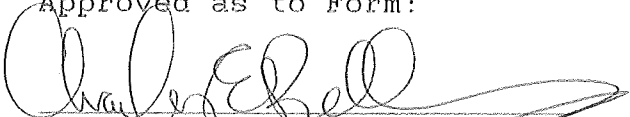
WASCO COUNTY COURT

  
\_\_\_\_\_  
William L. Hulse, Judge

  
\_\_\_\_\_  
John Mabrey, Commissioner

  
\_\_\_\_\_  
Scott McKay, Commissioner

Approved as to Form:

  
\_\_\_\_\_  
Charles Belknap, Deputy  
Wasco Co. District Attorney