



FILED
WASCO COUNTY

2018 APR 18 P 4: 02

LISA GAMBEE
COUNTY CLERK

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 DEPARTMENT'S REQUEST TO APPROVE THE REVISED PROPOSED LEGISLATIVE AMENDMENTS TO UPDATE THE WASCO COUNTY NATIONAL SCENIC AREA LAND USE AND DEVELOPMENT ORDINANCE TO CREATE CONSISTENCY WITH UPDATES TO THE MANAGEMENT PLAN OF THE COLUMBIA RIVER GORGE NATIONAL SCENIC AREA AND MAKE OTHER AMENDMENTS APPROPRIATE FOR WASCO COUNTY (FILE NUMBER PLALEG-17-10-0001)

ORDINANCE #18-001

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 Columbia River Gorge Commission adopted revisions to the Management Plan for the Columbia River Gorge National Scenic Area on February 9, 2016 and the Wasco County National Scenic Area Land Use and Development Ordinance is required to be consistent with the Management Plan for the Columbia River Gorge National Scenic Area. The Wasco County Planning Department therefore requested to initiate a legislative text amendment to the Wasco County National Scenic Area Land Use and Development Ordinance to create consistency with the Management Plan for the Columbia River Gorge National Scenic Area and make other amendments appropriate for Wasco County;

WHEREAS, The Wasco County Planning Department was directed by the Executive Director of the Columbia River Gorge Commission on July 20, 2017 in accordance with Sections 7(b) and 8(h) of the National Scenic Area Act and pursuant to Section 9.020(A) of the Wasco County Land Use & Development Ordinance to initiate a legislative text amendment to the Wasco County National Scenic Area Land Use and Development Ordinance to create consistency with the Management Plan for the Columbia River Gorge National Scenic Area and make other amendments appropriate for Wasco County; and

WHEREAS, That on September 15, 2017 the Wasco County Planning Department sent notification to all property owners in the unincorporated portion of Wasco County within the National Scenic Area of the Planning Commission hearing scheduled for October 19, 2017; and

WHEREAS, That on October 19, 2017, the Wasco County Planning Commission met to conduct a legally notified public hearing on the above matter. The Commission reviewed the record, heard the Staff recommendation and all relevant testimony from parties, deliberated and voted unanimously to elevate the request for a legislative amendment to the Wasco County National Scenic Area Land Use and Development Ordinance with a

recommendation of approval to the Wasco County Board of County Commissioners with additional amendments; and

WHEREAS, That on December 6, 2017 at the hour of 10:55 a.m. in the Wasco County Courtroom, Room 302, of the Wasco County Courthouse, the Wasco County Board of County 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 meeting was continued to December 20, 2017 pursuant to Chapter 9 timeline requirements of legislative text amendments to the ordinance; and

WHEREAS, That on December 20, 2017 at the hour of 9:30 a.m. in the Wasco County Courtroom, Room 302, of the Wasco County Courthouse, the Wasco County Board of County Commissioners met to conduct the second of two legally notified public hearings on the above matter. The Board of County Commissioners again reviewed the ordinance updates, deliberated on this matter, and on a vote of 3-0 approved the recommendation by the Wasco County Planning Commission on the above matter and as laid out in the staff report and amended zoning ordinances; and

WHEREAS, That on February 5, 2018 the Wasco County Planning Department was informed of inconsistencies between the revised document and the Management Plan for the Columbia River Gorge National Scenic Area requiring a revisiting of the legislative text amendment to the Wasco County National Scenic Area Land Use and Development Ordinance to create consistency with the Management Plan for the Columbia River Gorge National Scenic Area and make other amendments appropriate for Wasco County; and

WHEREAS, That on February 13, 2018 the Wasco County Planning Department sent notification to all property owners in the unincorporated portion of Wasco County within the National Scenic Area of the Planning Commission hearing scheduled for March 6, 2018; and

WHEREAS, That on March 6, 2018, the Wasco County Planning Commission met to conduct a legally notified public hearing on the above matter. The Commission reviewed the record, heard the Staff recommendation and all relevant testimony from parties, deliberated and voted unanimously to elevate the request for a legislative amendment to the Wasco County National Scenic Area Land Use and Development Ordinance with a recommendation of approval to the Wasco County Board of County Commissioners with additional amendments; and

WHEREAS, That on April 4, 2018 at the hour of 9:30 a.m. in the Wasco County Courtroom, Room 302, of the Wasco County Courthouse, the Wasco County Board of County 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 meeting was continued to December 20, 2017 pursuant to Chapter 9 timeline requirements of legislative text amendments to the ordinance; and

WHEREAS, That on April 18, 2018 at the hour of 9:30 a.m. in the Wasco County Courtroom, Room 302, of the Wasco County Courthouse, the Wasco County Board of County Commissioners met to conduct the second of two

legally notified public hearings on the above matter. The Board of County Commissioners again reviewed the ordinance updates and deliberated on this matter. On a vote of 3-0 they approved the recommendation by the Wasco County Planning Commission on the above matter and as laid out in the staff report and amended zoning ordinances; and

NOW THEREFORE IT IS HEREBY ORDERED: That the request by the Wasco County Planning Department for a legislative text amendment to the National Scenic Area Land Use and Development Ordinance to create consistency with the Management Plan for the Columbia River Gorge National Scenic Area and make other amendments appropriate for Wasco County is hereby approved; and

WHEREAS, Pursuant to Section 9.090 of the Wasco County National Scenic Area Land Use and Development Ordinance and Sections 7(b) and 8(h) of the National Scenic Area Act, all General Management Plan Ordinance amendments shall require review and approval by the Gorge Commission before they can be implemented and all Special Management Area Ordinance amendments require concurrence by the US Secretary of Agriculture before they can be implemented. The Board of County Commissioners approved amendments are hereby transmitted to the Gorge Commission for their review of the General Management Area Ordinance amendments and the US Secretary of Agriculture's review of the Special Management Area Ordinance amendments. If the General Management Area Ordinance amendments are approved by the Gorge Commission and the Special Management Area Ordinance amendments are concurred with by the US Secretary of Agriculture, the amendments will become effective on the date of concurrence by the US Secretary of Agriculture if later than the date of approval of the Gorge Commission.

DATED this 18th day of April, 2018.

APPROVED AS TO FORM:



Kristen Campbell, County Counsel

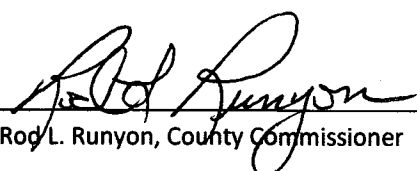
WASCO COUNTY BOARD OF COMMISSIONERS:



Steven D. Kramer, Commission Chair



Scott C. Hege, Vice-Chair



Rod L. Runyon, County Commissioner