

Land Conservation and Development Department
Chapter 660
Division 18
POST-ACKNOWLEDGEMENT AMENDMENTS
660-018-0020
Notice of a Proposed Change to a Comprehensive Plan or Land Use Regulation

Local File: CPA ZC 2023-03

(1) Before a local government adopts a change to an acknowledged comprehensive plan or a land use regulation, unless circumstances described in OAR 660-018-0022 apply, the local government shall submit the proposed change to the department, including the information described in section (2) of this rule. The local government must submit the proposed change to the director at the department's Salem office at least 35 days before holding the first evidentiary hearing on adoption of the proposed change.

Response: The information described in section (2) of this rule is listed below. The first evidentiary hearing is scheduled for March 21, 2023. The proposed change was submitted to DLCD on January 30, 2023, which is more than 35 days before March 21, 2023.

(2) The submittal must include applicable forms provided by the department, be in a format acceptable to the department, and include all of the following materials:

Response: The submittal on January 30, 2023 used the online system required by DLCD.

(a) The text of the proposed change to the comprehensive plan or land use regulation implementing the plan, as provided in section (3) of this rule;

Response: The proposal does not include any proposed changes to the text of the comprehensive plan. The proposal does not include any text changes to land use regulations implement the comprehensive plan. Rather, the proposal is a change to the comprehensive plan use map and zoning map.

(b) If a comprehensive plan map or zoning map is created or altered by the proposed change, a copy of the relevant portion of the map that is created or altered;

Response: A copy of the relevant portion of the map was included with the submittal on January 30, 2023.

(c) A brief narrative summary of the proposed change and any supplemental information that the local government believes may be useful to inform the director and members of the public of the effect of the proposed change;

Response: A large portion of the site is a significant wetland natural resource. While the site is zoned for residential use, the site will not be used for residential use because of the natural resources contained on and within the site. To preserve the area and keep the natural resources intact, the city is requesting to rezone the site to Park. Having the site zoned as residential skews the number of available buildable acres in the city because the site is not buildable due to

being a mapped significant wetland. Accomplishment of this rezone will satisfy Statewide Planning Goals 5, 6, 7, and 8, and contribute to satisfaction of Goals 4 and 9, with full findings outlined in the staff report.

(d) The date set for the first evidentiary hearing;

Response: The date set for the first evidentiary hearing is March 21, 2023.

(e) The notice or a draft of the notice required under ORS 197.763 regarding a quasi-judicial land use hearing, if applicable; and

Response: A draft of the notice required under ORS 197.763 for the local newspaper publishing and for the mailing to property owners with 500 feet of the site is included with the online submittal.

(f) Any staff report on the proposed change or information that describes when the staff report will be available and how a copy may be obtained.

Response: The staff will be available at least seven days prior to March 21, 2023. The staff report will be posted on Lincoln City's website. Individuals may also request hard copies of the staff report. Hard copies can be mailed or given in person. The staff report can also be emailed to anyone requesting a copy by email.

(3) The proposed text submitted to comply with subsection (2)(a) of this rule must include all of the proposed wording to be added to or deleted from the acknowledged plan or land use regulations. A general description of the proposal or its purpose, by itself, is not sufficient. For map changes, the material submitted to comply with Subsection (2)(b) must include a graphic depiction of the change; a legal description, tax account number, address or similar general description, by itself, is not sufficient. If a goal exception is proposed, the submittal must include the proposed wording of the exception

Response: No text is being changed. The request is only a map change. A graphic depiction of the site was included with the upload on January 30, 2023.