

ORDINANCE NO. 4057

An Ordinance amending Ordinance 3798 by authorizing the partitioning of all duplex lots of unequal lot size for individual unit ownership in Betty's Orchard Subdivision.

WHEREAS, the Planning Commission received an application dated July 11, 1979, for an amendment to an existing planned unit development to allow duplex units and duplex lots to be split for zero lot line single-family homes in Betty's Orchard Subdivision on 26th Street between Evans and Hembree Streets (ZC 15-79); and

WHEREAS, a public hearing was held on August 9, 1979, at 7:00 p.m. before the Planning Commission after due notice had been given in the local newspaper on July 30, 1979, and written notice had been mailed to property owners within 300 feet of the affected property; and

WHEREAS, at said public hearing the testimony of the applicants and surrounding property owners was received and a staff report was presented; and

WHEREAS, the City Council tabled a decision at its September 4, 1979, meeting in regard to the partitioning of duplex lots which have unequal area; and

WHEREAS, the Council having now reviewed and discussed this matter at the regular Council meeting conducted on November 6, 1979, at which time it reached the decision that the partitioning of these duplex lots of unequal lot size should be allowed under the terms of the planned unit development; now, therefore,

THE CITY OF McMinnville Ordains as follows:

Section 1. That the Council adopts the findings and conclusions of the Planning Commission, staff report on file in the Planning Department (as modified in Section 2 below), and the application filed by J & B Construction and Dodson House Partnership (as modified by the Planning Commission).

Section 2. That Ordinance 3798 pertaining to the existing R-2 PD (Single-family Residential) planned development zone on Betty's Orchard Subdivision is amended to allow the partitioning of all duplex lots of unequal lot size for the purpose of individual unit ownership.

Section 3. That this ordinance shall be subject to the terms and conditions of Ordinance 3823, entitled "Initiative and Referendum," for a period of thirty days.

Passed by the Council this 4 day of December, 1979, by the following votes:

Ayes: Willoughby, Hamby, Allen, Springer, Wilson and Porter

Nays: _____

Approved this 4 day of December, 1979.

Attest:

Margie E. Lyle
RECORDER

Harmon D. Scott
MAYOR