

ORDINANCE NO. 4076

An Ordinance rezoning certain property from existing County zone of LDR-9000 (Low-density Residential--9,000 square foot minimum) to a City zone of R-2 (Single-family Residential) on a parcel of land approximately 3.62 acres in size which is located off Morgan Lane.

WHEREAS, the Planning Commission received an application for a zone change (ZC 2-80) dated January 23, 1980, on the property described as Tax Lots 600 and 700, Section 28BC, T. 4 S., R. 4 W., Willamette Meridian; and

WHEREAS, a public hearing was held on March 13, 1980, at 7:00 p.m. before the Planning Commission after due notice had been given in the local newspaper on March 3, 1980, 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 applicant and surrounding property owners was received and a staff report was presented; and

WHEREAS, the Planning Commission being fully informed about said zone change, and based on the observations and the findings of fact has approved said zone change and has recommended said change to the Council; 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, and the application filed by Mr. Kenneth H. Barnum.

Section 2. That the property described in Exhibit "A," which is attached hereto and by this reference incorporated herein, shall be rezoned from existing County zone of LDR-9000 (Low-density Residential--9,000 square foot minimum) to a City zone of R-2 (Single-family Residential).

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 1 day of April, 1980, by the following votes:

Ayes: Smith, Willoughby, Allen, Springer, Wilson and Hamby.

Nays: \_\_\_\_\_

Approved this 1 day of April, 1980.

  
MAYOR

Attest:

  
RECORDER

EXHIBIT A

ZC 2-80

A part of the Donation Land Claim of Samuel Cozine and wife, Claim No. 56, Notification No. 1233 in Township 4 South, Range 4 West of the Willamette Meridian, Yamhill County, Oregon, said part being bounded as follows, to-wit:

Commencing at the Southwest corner of that TUCK tract of land as described in Film Volume 128, Page 2018, Deed Records of Yamhill County, Oregon, said corner being 12.68 chains North, 3.53 chains West and 204.10 feet South  $89^{\circ}18'39''$  West from the Southeast corner of said Cozine D.L.C.; thence continuing South  $89^{\circ}18'39''$  West 562.49 feet to the Southwest corner of that Barnum tract as described in Film Volume 43, Page 717, Deed Records of Yamhill County; thence North  $00^{\circ}04'23''$  East, along the West line of said Barnum tract 239.81 feet to the South line of Woodford Meadows, a subdivision of record in Yamhill County, Oregon; thence South  $89^{\circ}27'32''$  East (South  $89^{\circ}27'$  East, Plat Bearing) along said South line and extension thereof 757.03 feet to the centerline of Morgan Lane; thence South  $2^{\circ}22'$  East, along said centerline 148.26 feet to the Northeast corner of said TUCK tract; thence North  $89^{\circ}21'37''$  West 200.09 feet to the Northwest corner of said TUCK tract, thence South  $00^{\circ}38'23''$  West 80.00 feet to the point of beginning. Containing 3.69 acres of land, more or less.