

ORDINANCE NO. 4541

An Ordinance rezoning certain property from a County EF-40 (Exclusive Farm Use--40 acre minimum) zone to a City R-1 (Single-Family Residential) zone on a three-acre parcel of land, located west of Hembree Street near its northern terminus.

RECITALS:

The Planning Commission received an application from James and Gnelia Ray for a zone change (ZC 5-93), dated April 8, 1993, for the property described as a portion of Tax Lot 2005, Section 9, T. 4 S., R. 4 W., W.M.

A public hearing was held on May 13, 1993, at 7:30 p.m. before the Planning Commission after due notice had been given in the local newspaper on May 5, 1993, and written notice had been mailed to property owners within 300 feet of the affected property; and

At said public hearing, testimony was received, the application materials and a staff report were presented; and

The Planning Commission, being fully informed about said request, found that said change conformed to the review criteria listed in Chapter 17.72.035 of Ordinance No. 3380 based upon the material submitted by the applicant and findings of fact and the conclusionary findings for approval contained in the staff report, all of which are on file in the Planning Department, and that the zone change is consistent with the Comprehensive Plan; and

The Planning Commission approved said zone change and has recommended said change to 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 James and Gnelia Ray.

Section 2. That the property described in Exhibit "A," which is attached hereto and incorporated herein by this reference, is hereby rezoned from a County EF-40 (Exclusive Farm Use--40 acre minimum) zone to a City R-1 (Single-family Residential) zone.

First Reading - Read and passed by the Council this 8th day of June 1993 by the following votes:

Ayes: Aleman, Windle, Payne, Massey

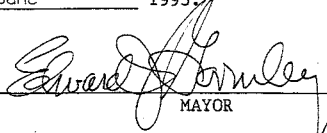
Nays: Kirchner

Second Reading - Read and passed by the Council this 22nd day of June 1993 by the following votes:

Ayes: Aleman, Payne, Massey, Olson, Windle


Nays: Kirchner

Approved this 22nd day of June 1993.



MAYOR

Attest:



RECORDER

EXHIBIT "A"

PARCEL 2 OF PARTITION PLAT No. 93-41 recorded in Film 3, Page 379, Yamhill County Clerk's office and described as follows:

Beginning 2,176.55 feet North 05°35'13" West (according to said Plat) from the Northeast corner of the John G. Baker D.L.C. No. 48; thence following said platted boundaries:

South 72°42'32" West, a distance of 305.57 feet; thence South 76°03'37" West, a distance of 159.40 feet; thence North, a distance of 339.06 feet to the center of Baker Creek as shown on said Plat; thence downstream along said center of Baker Creek, South 54°22'40" East, 82.43 feet; South 81°06'37" East, 66.99 feet; North 77°07'54" East, 38.49 feet; North 50°28'30" East, 103.98 feet; North 44°14'08" East, 49.31 feet; North 51°16'00" East, 110.49 feet; thence leaving said Baker Creek South 89°18'09" East, a distance of 74.97 feet; thence South, a distance of 495.12 feet to Place of Beginning of this description.