

ORDINANCE NO. 4556

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 28,350 square feet of land located north of Burnett Road between Westside Road and Hembree Street.

RECITALS:

The Planning Commission received an application from Dalton and Olive Horton for a zone change (ZC 13-93), dated August 20, 1993, for the property described as Tax Lot 2004, Section 9, T. 4 S., R. 4 W., W.M.

A public hearing was held on October 14, 1993, at 7:30 p.m. before the Planning Commission after due notice had been given in the local newspaper on October 6, 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 Dalton and Olive Horton.

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.

Passed by the Council this 9th day of November, 1993, by the following votes:

Ayes: Aleman, Payne, Massey, Olson, Kirchner, Windle

Nays: _____

Approved this 9th day of November, 1993.

Edward J. Lemley
MAYOR

Attest:

Carle W. Benedict
RECORDER

EXHIBIT "A"

Being a part of the George W. Burnett Donation Land Claim, Notification No. 1213, Claim No. 66, Southwest 1/4 Section 9, Township 4 South, Range 4 West, Willamette Meridian, Yamhill County, Oregon and beginning at a point on the present City Limits Boundary which is 853.98 feet North 89°39' West along the South line of said Claim (also the center line of Burnett Road, formerly County Road No. 217) and 427.50 feet North 0°56' East of a iron pipe with Brass Cap marking the Southeast corner of said Claim; thence North 0°56' East along said City Limits a distance of 315.00 feet; thence North 89°39' West, a distance of 90.00 feet; thence South 0°56' West, a distance of 315.00 feet; thence South 89°39' East, a distance of 90.00 feet to the place of Beginning of this description.