

ORDINANCE NO. 4575-A

An Ordinance rezoning certain property from an O-R (Office Residential) zone to a C-3 (General Commercial) zone to allow placement of a free-standing sign.

RECITALS:

The Planning Commission received an application (ZC 7-94) from Hagan-Hamilton Insurance Company (MMHH Properties), dated October 10, 1994, for property located at 448 N. Baker Street, further described as Tax Lots 95000, 9600, and 9700, Section 21CB, T. 4 S., R. 4 W., W.M.

A public hearing was held on November 10, 1994, at 7:30 p.m. before the Planning Commission after due notice had been given in the local newspaper on November 5, 1994, 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 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 Hagan-Hamilton Insurance Company (MMHH Properties).

Section 2. That the property described in Exhibit "A," which is attached hereto and incorporated herein by this reference, is hereby rezoned from an O-R (Office-Residential) zone to a C-3 (General Commercial) zone.

First Reading - Read and passed by the Council this 13th day of December 1994 by the following votes:

Ayes: Massey, Olson, Tomcho, Windle

Nays: Kirchner

Abstentions: Payne


Second Reading - Read and passed by the Council this 20th day of December 1994 by the following votes:

Ayes: Massey, Olson, Tomcho

Nays: Kirchner

Abstentions: Payne

Approved this 20th day of December 1994.


MAYOR

Attest:


RECORDER PRO TEM

EXHIBIT "A"

Being a tract of land located in the Samuel Cozine Donation Land Claim No. 56 in the Southeast 1/4 of Section 20, Township 4 South, Range 4 West, Willamette Meridian, Yamhill County, Oregon, being located by County Surveys C.S.P-7111, Volume U, Page 441 and C.S.P-7214, Volume U, Page 544, Yamhill County Surveyor Records, and being more particularly described as follows:

Beginning at a point on the West line of Sunnyside Addition to the City of McMinnville, a duly recorded subdivision plat of December 11, 1913, now in Cabinet A, Slide 72, Record of Town Plats in the Yamhill County Clerk's office, said Beginning Point being the Southwest corner of Lot 5, Block 2, Sunnyside Addition; thence following aforesaid Surveys and the West line of said Plat North $00^{\circ}35'$ East, a distance of 4.80 feet; thence North $89^{\circ}25'$ West, a distance of 110.00 feet to the East line of Baker Street; thence South $00^{\circ}35'$ West along the East line of Baker Street, a distance of 202.75 feet; thence South $89^{\circ}25'$ East, a distance of 110.00 feet to the West line of said Addition; thence North $00^{\circ}35'$ East along West line of said Addition, a distance of 197.95 feet to the Beginning Point of this description.