

IN THE BOARD OF COMMISSIONERS OF THE STATE OF OREGON

FILED
YAMHILL COUNTY, OREGON

92-906

FOR THE COUNTY OF YAMHILL

1992 DEC 16 PM 3:22

SITTING FOR THE TRANSACTION OF COUNTY BUSINESS

CHARLES STERN
COUNTY CLERK

In the Matter of an Ordinance)
Amending the Revised Goals)
and Policies of the Yamhill)
County Comprehensive Land Use)
Plan, Ordinance No. 206, as)
Amended; LCDC Order 91-RA-792)
(Pigeon Mineral Springs);)
Amending Ordinance 491;)
Declaring an Emergency.)

ORDINANCE No. 546

DEPUTY

THE BOARD OF COMMISSIONERS OF YAMHILL COUNTY, OREGON (the Board), sat for the transaction of county business in special session on December 16, 1992, Commissioners Ted Lopuszynski, Debi Owens, and Dennis L. Goecks being present.

WHEREAS, on December 12, 1990 the Board adopted Ordinance 491 to amend, among other things, the Revised Goals and Policies of the Yamhill County Comprehensive Land Use Plan, Ordinance No. 206, as amended ("the Revised Goals") to add a plan policy to the Revised Goals relating to Pigeon Mineral Springs sites; and

WHEREAS, on October 28, 1991, the Land Conservation and Development Commission ("LCDC") issued its Order 91-RA-792 which required, among other things, the county to modify the Pigeon Mineral Springs plan policy adopted by Ordinance 491 in certain specified respects; and

WHEREAS, notice of final hearing on adoption of this ordinance was provided to interested parties in accordance with law; and

WHEREAS, following final hearing on this matter on December 2, 1992, the Board has determined that adoption of this ordinance would be in the best interests of the citizens of Yamhill County and would satisfy certain requirements of LCDC Order 91-RA-792; NOW THEREFORE,

IT IS HEREBY ORDAINED BY THE YAMHILL COUNTY BOARD OF COMMISSIONERS as follows:

Section 1. Plan Policy II.D.1.(h) as adopted in Exhibit "B" to Ordinance 491, December 12, 1990, is hereby repealed in its entirety and replaced with the following language:

"(h) Although Pigeon Mineral Spring sites have been determined by the county not to constitute "ecologically significant natural areas" they are significant wildlife habitat. These sites are therefore included in the county's inventory of significant wildlife areas.

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ty owners are a preferred method of protection for
habitats, but owner consent will not be the
inative criterion in whether a site is included on
ventory. The achieve this goal, Yamhill County
ordinate with the Oregon Department of Fish and
e and owners of property containing inventoried
Mineral Spring sites for the development of
protection programs for the sites. It is
d that the Goal 5 process will be completed for
ites prior to termination of Yamhill County's next
c Review."

2. Except as specifically modified in Section 1 of
II.D, all other provisions of Ordinance 491 shall remain
2, e and effect.

3. Effective date. The first reading of this
s completed December 2, 1992. The second reading of
e was completed December 16, 1992. This ordinance was
" t on December 16, 1992 following the second reading.
ORS 203.045(9), this ordinance shall become effective
si 1993.

is 16th day of December, 1992 at McMinnville, Oregon.

Section
this ordinan
in full forc

YAMHILL COUNTY BOARD OF COMMISSIONERS

Section
ordinance wa
this ordinan
approved 2-1
Pursuant to
on March 16,

Ted Lopuszynski
Chairman TED LOPUSZYNSKI
Date: 12-15-92

DONE th

Debi Owens
E MITCHELL

Debi Owens
Commissioner DEBI OWENS
Date: 12-16-92

ATTEST

D BY:
Charles Sterner
JR.
ty Counsel

Dennis L. Goecks
Commissioner DENNIS L. GOECKS
Date: 12-16-92

YAMHILL COUNTY BOARD OF COMMISSIONERS
CHARLES STERNER
County Clerk
By: Jaynti
Deputy JAYNTI

Accepted by Yamhill County
Board of Commissioners on
12-16-92 by Board Order
#92-906.

FORM APPROVE
John M. Gray
JOHN M. GRAY
Yamhill Coun

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ation is available indicating the possible exist-
of Pigeon Mineral Spring sites. However, current
ation is not adequate to identify with particulari-
location, quality, and quantity of these resource
These sites are therefore included in the
ensive plan inventory as a special category. It

Information is available indicating the possible existence of Pigeon Mineral Spring sites. However, current information is not adequate to identify with particularity the location, quality, and quantity of these resource sites. These sites are therefore included in the comprehensive plan inventory as a special category. It is the policy of Yamhill County that land use management practices for the protection of inventoried Pigeon Mineral Spring sites that are agreed to by affected property owners are a preferred method of protection for these habitats, but owner consent will not be the determinative criterion in whether a site is included on the inventory. To achieve this goal, Yamhill County will coordinate with the Oregon Department of Fish and Wildlife and owners of property containing inventoried Pigeon Mineral Spring sites for the development of habitat protection programs for the sites. It is intended that the Goal 5 process will be completed for these sites prior to termination of Yamhill County's next periodic Review."

Section 2. Except as specifically modified in Section 1 of this ordinance, all other provisions of Ordinance 491 shall remain in full force and effect.

Section 3. Effective date. The first reading of this ordinance was completed December 2, 1992. The second reading of this ordinance was completed December 16, 1992. This ordinance was approved 2-1 on December 16, 1992 following the second reading. Pursuant to ORS 203.045(9), this ordinance shall become effective on March 16, 1993.

DONE this 16th day of December, 1992 at McMinnville, Oregon.

ATTEST

YAMHILL COUNTY BOARD OF COMMISSIONERS



By: Jaymie Mitchell
Deputy JAYNIE MITCHELL

Ted Lopuszynski
Chairman TED LOPUSZYNSKI
Date: 12-15-92

Debi Owens
Commissioner DEBI OWENS
Date: 12-16-92

FORM APPROVED BY:
John M. Gray, Jr.
JOHN M. GRAY, JR.
Yamhill County Counsel

Dennis L. Goecks
Commissioner DENNIS L. GOECKS
Date: 12-16-92

Accepted by Yamhill County
Board of Commissioners on
12-16-92 by Board Order
#92-906.