

IN THE BOARD OF COUNTY COMMISSIONERS OF THE STATE OF OREGON

FILED  
YAMHILL COUNTY, OREGON

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FOR THE COUNTY OF YAMHILL

JUN 16 1 11 PM '83

SITTING FOR THE TRANSACTION OF COUNTY BUSINESS

CHARLES STERN  
COUNTY CLERK  
DEPUTY

In the Matter of an Ordinance to )  
Adopt a Service Boundary for the )  
Grand Ronde Community Water As- )  
sociation as an Overlay to the )  
Yamhill County Plan Map and to )  
Adopt a Yamhill County-Grand )  
Ronde Community Water Association )  
Management Agreement as an An- )  
cillary Document to the Yamhill )  
County Comprehensive Plan of 1974 )

ORDINANCE NO. 347

THE BOARD OF COMMISSIONERS OF YAMHILL COUNTY, OREGON, (the Board), on the 15th day of June, 1983, sat for the transaction of County business, in special session, Commissioners Robin J. Hamblet, and Ted Lopuszynski being present.

WHEREAS, the Board adopted the Yamhill County Comprehensive Plan on the 25th day of September, 1974, by Ordinance No. 62; and

WHEREAS, the County is charged with the responsibility of coordinating the comprehensive planning efforts of cities, districts and agencies within Yamhill County; and

WHEREAS, ORS 197.185 requires that special districts enter into cooperative agreements with counties in order to bring special district plans and programs into conformity with the State-wide Goals, and in order to coordinate such programs with other affected units of local government; and

WHEREAS, the Board and the Grand Ronde Community Water Association recognize that it is appropriate to adopt a Service Boundary and Management Agreement as tools to refine and implement Comprehensive Plan policies and also to coordinate County land use decisions with Grand Ronde Community Water Association activities; and

WHEREAS, the Yamhill County Planning Commission conducted a public hearing to review the Grand Ronde Community Water Association Boundary and Management Agreement on the 2nd day of June, 1983; and

WHEREAS, the Planning Commission recommended that the Board adopt the Service Boundary and Management Agreement; and

WHEREAS, the Board conducted a public hearing on the 15th day of June, 1983, to consider the Grand Ronde Community Water Association Service Boundary and Management Agreement; NOW, THEREFORE,

The Yamhill County Board of Commissioners ordains as follows:

SECTION 1. - The Grand Ronde Community Water Association Service Boundary, attached hereto as "Exhibit A" and incorporated by this reference, is hereby adopted as an overlay to the Yamhill County Comprehensive Plan Map of 1974.

SECTION 2. - The Grand Ronde Community Water Association-Yamhill County Service Boundary Management Agreement, attached hereto as "Exhibit B" and incorporated by this reference, is hereby adopted as an ancillary document to the Yamhill Comprehensive Plan of 1974.

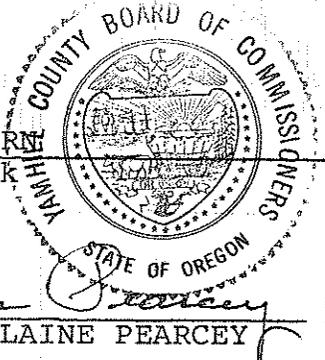
SECTION 3 - The provisions of the Management Agreement relating to water line extensions within the Service Boundary hereby supersede the conditional use permit provisions of the Zoning Ordinance, Ordinance No. 310, 1982, only within the adopted Grand Ronde Community Water Association boundary.

SECTION 4 - This Ordinance being necessary for the health, safety and welfare of the citizens of Yamhill County, and an emergency having been declared to exist, shall be effective immediately upon passage hereof.

DONE this 15th day of June, 1983, at McMinnville, Oregon.

ATTEST:

CHARLES STERN  
County Clerk



BY: Elaine Pearcey  
Deputy ELAINE PEARCEY

YAMHILL COUNTY BOARD OF COMMISSIONERS

Robin J. Hamblet  
Chairman ROBIN J. HAMBLET

(Not Available for Signature)  
Commissioner DAVE BISHOP

APPROVED AS TO FORM:

BY: John M. Gray, Jr.  
John M. Gray, Jr.  
Assistant County Counsel

Ted Lopuszynski  
Commissioner TED LOPUSZYNSKI

## "EXHIBIT A"

### GRAND RONDE COMMUNITY WATER ASSOCIATION - YAMHILL COUNTY

#### SERVICE BOUNDARY MANAGEMENT AGREEMENT

#### I. INTRODUCTION

The Grand Ronde Community Water Association (the Association) and Yamhill County recognize the need for coordination of land use decisions and the provision of community water service consistent with the special district coordination provisions of ORS 197.185.

The purpose of the Agreement shall be to direct the provision of water service within the adopted Grand Ronde Community Water Association Service Boundary in a manner consistent with plan and zone designations and goals and policies outlined in the Yamhill County Comprehensive Plan.

#### II. DEFINITIONS

- A. Association -- shall refer to the Board of Directors or authorized representative of the Grand Ronde Community Water Association.
- B. County -- shall refer to the Board of Commissioners of Yamhill County unless indicated otherwise.
- C. Service Boundary -- a boundary jointly adopted by the Association and the Yamhill County Board of Commissioners. The Association Service Boundary is attached to this Agreement as Exhibit A. Water line extensions and service connections within the Association Service Boundary shall be governed by the policies outlined in this Agreement.
- D. Water Line Extension -- An expansion of the Association distribution system which provides a continuous supply of water in quantities sufficient to meet the domestic needs of three (3) or more dwellings.
- E. Water Membership -- An agreement issued by the Association which entitles the property owner to purchase water from the Association distribution system.

#### III. POLICIES

##### A. General Policies

- 1. The location, density and type of land development permitted within the Association Service Boundary shall be determined by Yamhill County Plan and zone designations.

2. If any land use approvals are required before the parcel is considered a buildable lot (i.e., partition, plan variance, conditional use permit), the Association shall not issue a water membership prior to County approval.
3. The Association shall not sell a water membership for a secondary structure (i.e., guest house, mobile home for care of a relative, farm laborers dwelling, etc.) on one buildable lot prior to review of the request by the Yamhill County Department of Planning and Development.
4. If any land use approvals are required for the secondary structure, the Association shall not sell a water membership prior to County approval.
5. The County shall be held harmless of any responsibility if the Association sells water memberships in excess of their ability to supply water.
6. Upon request, the Association shall send the County a year-end summary of new service connections by tax lot number.

E. Extraterritorial Service Connections

1. Association members located outside of the adopted Service Boundary who connected to the Association water system prior to the effective date of this Agreement are recognized by Yamhill County as legitimate service connections.

IV. REFERRAL PROCEDURES

A. Yamhill County Referral Responsibilities

1. Land use applications within the jurisdiction of Yamhill County and within the Association Boundary shall be referred to the Association for their review and comment prior to a final County decision. The following land use applications shall be referred to the Association:
  - a. Plan Amendment.
  - b. Zone Change.
  - c. Planned Unit Development.
  - d. Conditional Use Permit.
  - e. Variance.
  - f. Subdivision.
  - g. Partition.

Proposed amendments shall be processed as an amendment to the Yamhill County Comprehensive Plan and evaluated for consistency with the policies outlined in the Plan and this Agreement.

The Association and the County must concur in a decision to amend the text of this Agreement or to amend the Association Service Boundary.

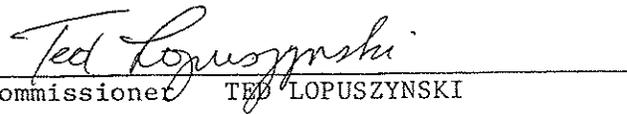
VI. APPROVALS

Approved by the Yamhill County Board of Commissioners on this 15th day of June, 1983.

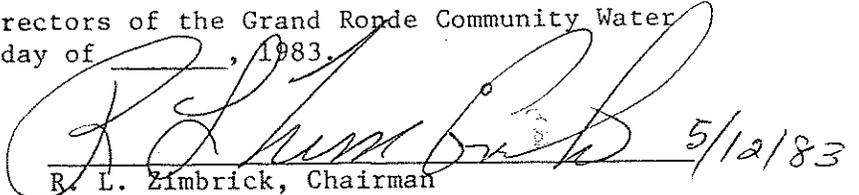
ORDINANCE # 347.

  
Chairman ROBIN J. HAMBLET

(Not Available for Signature)  
Commissioner DAVE BISHOP

  
Commissioner TED LOPUSZYNSKI

Approved by the Board of Directors of the Grand Ronde Community Water Association on this \_\_\_\_\_ day of \_\_\_\_\_, 1983.

  
R. L. Zimbrick, Chairman  
Grand Ronde Community Water Association 5/12/83

APPROVED AS TO FORM:

  
Daryl S. Garrettson  
County Counsel

EXHIBIT C

GRAND RONDE COMMUNITY WATER ASSOCIATION

WATER MEMBERSHIP REQUEST

1. Property Owner \_\_\_\_\_
2. Tax Lot No. \_\_\_\_\_
3. Is there a dwelling on the Tax Lot? \_\_\_\_\_
4. Intend Use for Water \_\_\_\_\_

- 
1. Is the tax lot considered a buildable lot by Yamhill County? \_\_\_\_\_
  2. Are any County land use approvals required before the Association may issue a water membership? \_\_\_\_\_
  3. Other comments and/or information \_\_\_\_\_

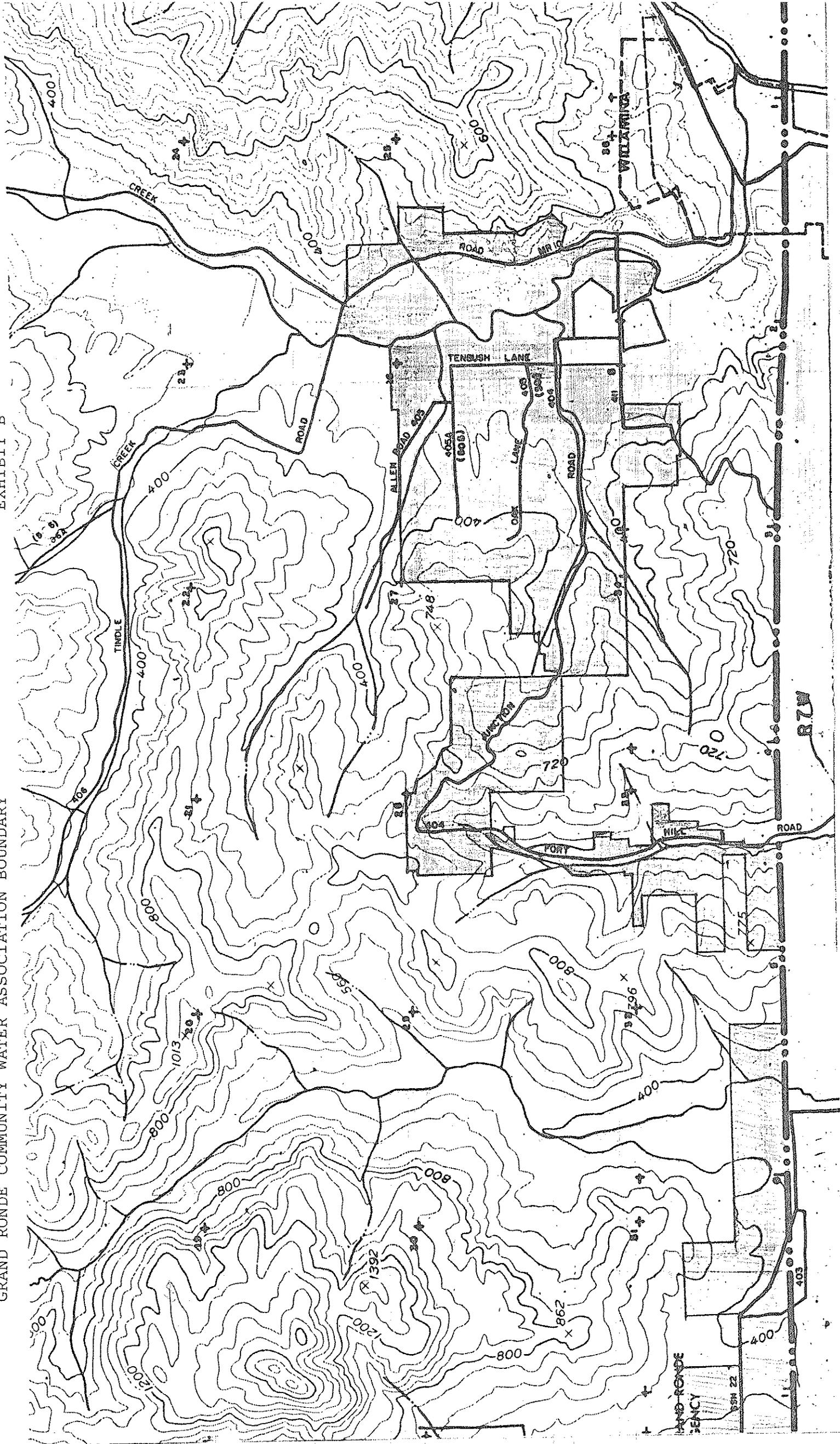
Reviewed by: \_\_\_\_\_

Date: \_\_\_\_\_

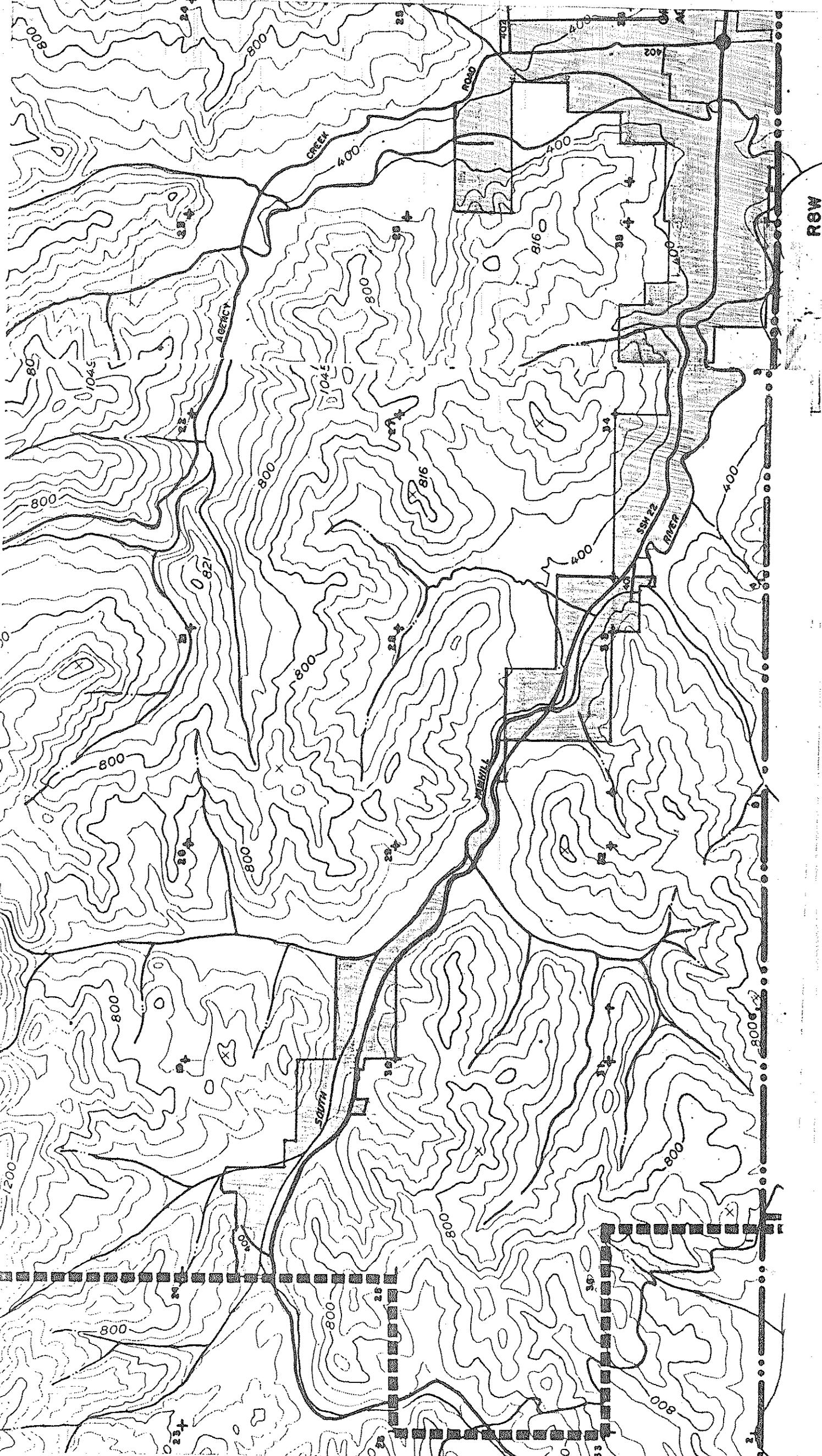
NOTE: It shall be the property owner's responsibility to obtain all septic and building permits required by the County prior to development.

GRAND RONDE COMMUNITY WATER ASSOCIATION BOUNDARY

"EXHIBIT B"



GRAND RONDE COMMUNITY WATER ASSOCIATION BOUNDARY



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