

IN THE BOARD OF COMMISSIONERS OF THE STATE OF OREGON

FOR THE COUNTY OF YAMHILL

SITTING FOR THE TRANSACTION OF COUNTY BUSINESS

In the Matter of an Amendment to Ordinance 654,)
the Yamhill County Transportation System Develop-)
ment Charge Ordinance, to Establish an Exemption) ORDINANCE No. 682
for the Placement of Farm Help/Farm Labor Dwellings;)
Declaring an Emergency; Effective Immediately.)

THE BOARD OF COMMISSIONERS OF YAMHILL COUNTY, OREGON ("the Board") sat for the transaction of county business in formal session on June 15, 2000, commissioners Ted Lopuszynski, Thomas E.E. Bunn and Robert Johnstone being present.

THE BOARD MAKES THE FOLLOWING FINDINGS:

A. On August 13, 1998 the Board adopted Ordinance 654 to establish transportation system development charges in unincorporated Yamhill County. Ordinance 654 is entitled the "Yamhill County Transportation System Development Charge Ordinance."

B. On June 17, 1999 the Board adopted Board Order 99-424 to impose transportation system development charges as authorized by Ordinance 654. The transportation system development charges adopted by Board Order 99-424 went into effect July 1, 1999. In accordance with Section 3.1(1) of Ordinance 654, transportation system development charges were imposed against "all new development for which a building permit or mobile home placement permit or manufactured home placement permit is required with unincorporated Yamhill County."

C. On December 9, 1999 the Board adopted Ordinance 675 to establish an exemption from payment of the transportation system development charge for temporary hardship dwellings allowed as a conditional use under the Yamhill County Zoning Ordinance.

D. The Board recognizes that agriculture is a significant part of Yamhill County's economy. The Board also recognizes that by providing living accommodations on the agricultural site, the number of traffic "trips" necessary to serve the agricultural enterprise is reduced because there is no longer a need to transport farm labor to and from the farm. The Board has determined it is fair and just to create a category of exemption in the Yamhill County Transportation System Development Charge Ordinance for farm help/farm labor dwellings. In order to do so, it is necessary to further amend Ordinance 654.

E. This Ordinance is adopted to add a category of exemption to transportation system development charges for farm help/farm labor dwellings.

F. Because this ordinance does not modify transportation system development charges established under Board Order 99-424, no public hearing is required under ORS 223.304(5). NOW, THEREFORE,

THE YAMHILL COUNTY BOARD OF COMMISSIONERS ORDAINS AS FOLLOWS:

SECTION 1 AMENDMENT OF ORDINANCE 654 TO CREATE EXEMPTION FOR DWELLINGS OR SEASONAL HOUSING FOR FARM LABOR.

Section 3.5 of Ordinance 654 is hereby amended to add the following language as subsection (6):

“(6) Placement of a dwelling or seasonal housing for farm labor under any of the following circumstances:

- (a) Placement of a secondary dwelling customarily provided in conjunction with farm use for farm help under Section 402.03(F) of the Yamhill County Zoning Ordinance, as amended.
- (b) Placement of a secondary dwelling for farm help under Section 403.03(F) of the Yamhill County Zoning Ordinance, as amended.
- (c) Placement of seasonal farm worker housing under Section 402.03(G) of the Yamhill County Zoning Ordinance, as amended.
- (d) Placement of seasonal farm worker housing under Section 403.03(G) of the Yamhill County Zoning Ordinance, as amended.”

SECTION 2 SEVERABILITY CLAUSE.

All sections, subsections and paragraphs of this ordinance are severable. If any section, subsection or paragraph is ruled invalid for any reason by the court of last resort, the other portions of this ordinance shall be unaffected.

SECTION 3 EFFECTIVE DATE; EMERGENCY CLAUSE.

This ordinance being necessary for the health, safety and welfare of the citizens of Yamhill County, and an emergency being declared to exist, shall become effective upon passage.

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AYES: Commissioners Lopuszynski, Bunn and Johnstone.

NAYS: None.

DONE at McMinnville, Oregon on June 15, 2000.

ATTEST

YAMHILL COUNTY BOARD OF COMMISSIONERS

CHARLES STERN

County Clerk

Ted Lopuszynski
Chairman TED LOPUSZYNSKI

By: *Kellye F. Fetters*

Deputy KELLYE FETTERS

Thomas E. E. Bunn
Commissioner THOMAS E. E. BUNN

FORM APPROVED BY:

John M. Gray, Jr.
JOHN M. GRAY, JR.
Yamhill County Counsel

Robert Johnstone
Commissioner ROBERT JOHNSTONE

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