

FINDINGS OF FACT

ORDINANCE NO 2264

September 24, 2018

Statewide Planning Goals and Comprehensive Plan Policies.

Goal 1 and Policy 1. Citizen Involvement. The City will insure that citizens have an adequate opportunity to be involved in all phases of the planning process.

1. Notice of public hearings were published in the Hermiston Herald at least 20 days prior to the planning commission hearing on August 22, 2018 and 20 days prior to the city council hearing on September 5, 2018 in accordance with §157.226 of the Hermiston Code of Ordinances.
2. The Planning Commission held a public hearing on September 12, 2018 in accordance with §157.226(F).
3. The City Council held a public hearing on September 24, 2018 in accordance with §157.226(F)

Goal 1 and Policy 2. Planning Process. The City of Hermiston will monitor and update periodically its comprehensive plan and implementing ordinances to respond to changing conditions.

4. Policy 2 requires the City to annually review development activity and its impacts.
5. The planning commission reviewed the amendment and determined the city code should be amended to reflect state requirements for nursery schools which are regularly reviewed by education professionals.

Goal 2 and Policy 3. Intergovernmental Coordination. The City of Hermiston will facilitate intergovernmental coordination so that decisions affecting local, state, and federal planning and development actions in the Hermiston area are rendered in an efficient and consistent manner.

6. The notice of proposed amendment was sent to the Department of Land Conservation and Development on July 30, 2018, more than 35 days prior to the first evidentiary hearing in accord with Oregon Administrative Rules, Chapter 660, Division 18.

Goal 3 Agricultural Lands, Goal 4 Forest Lands, Goal 15 Willamette River Greenway, Goal 16 Estuarine Resources, Goal 17 Coastal Shorelands, Goal 18 Beaches and Dunes, Goal 19 Ocean Resources.

7. There are no tracts of lands subject to Goals 3, 4, 15, 16, 17, 18, or 19 anywhere within the city limits or UGB. These goals are not applicable.

Goal 5 Natural Resources, Scenic and Historic Areas, and Open Space, Goal 6 Air, Water and Land Resource Quality, Goal 7 Areas Subject to Natural Hazards, Goal 8 Recreation Needs, Goal 9 Economic Development, Goal 10 Housing, Goal 11 Public Facilities and Services, Goal 13 Energy Conservation, Goal 14 Urbanization.

8. The proposed amendment affects development of educational facilities. No impact is made on allowed uses or land supply.

Goal 12 Transportation and OAR 660, Division 012

9. The proposed amendment does not affect trip generation in any way as no new uses are proposed. Therefore, no new trips will be created and no transportation facility will be significantly affected as a result of the amendment.

Hermiston Zoning Ordinance §157.226

10. The proposed amendment was initiated by the city council on August 13, 2018 in compliance with §157.226(A).
11. The proposed amendment amends the text of the zoning ordinance, has a widespread impact on the city as a whole, and does not involve an amendment to the zoning map. Therefore, the proposed amendment is a legislative amendment as defined by §157.226(B)(1) and §157.226(C)(1) and (2).
12. Based upon Finding #11, the proposed amendment is not a quasi-judicial action and the approval criteria in §157.226(E)(1) are not applicable.
13. Notice of the proposed amendment was provided to the Oregon Department of Land Conservation and Development on July 30, 2018, more than 35 days in advance of the first evidentiary hearing as required by §157.226(F) and modified by ORS 197.610.
14. A notice of public hearing for the planning commission hearing was published on August 22, 2018 and the city council notice was published on September 5, 2018. Each notice was published in the Hermiston Herald at least 20 days in advance of the hearing as required by §157.229(D).
15. Based upon Finding #11, the proposed amendment is legislative and mailed notice to property owners is not required per §157.229(D).