

ORDINANCE NO. 1716

AN ORDINANCE AMENDING THE WEST LINN COMPREHENSIVE PLAN MAP FROM MIXED-USE TO MEDIUM-HIGH DENSITY RESIDENTIAL FOR THE PROPERTY LOCATED AT 1791 BLANKENSHIP ROAD

WHEREAS, Chapter II, Section 4, of the West Linn City Charter provides: Powers of the City. The City shall have all powers which the Constitution, statutes and common law of the United States and of this State now or hereafter expressly or implied grant or allow the City, as fully as though this Charter specifically enumerated each of those powers; and

WHEREAS, the City of West Linn Community Development Code (CDC) Chapter 99 provides approval criteria for quasi-judicial decision-making and Chapter 105 provides approval criteria for amendments to the CDC and maps; and

WHEREAS, the Applicant sought approval for a comprehensive plan map amendment at 1791 Blankenship Road (Clackamas County Assessor Map 2S-1E-35CB, Taxlot 2600) to change the plan designation from Mixed-Use to Medium-High Density Residential; and

WHEREAS, the map amendment requires a modification to the West Linn Comprehensive Plan Map, which requires a West Linn Planning Commission recommendation and the West Linn City Council to approve by ordinance; and

WHEREAS, the West Linn Planning Commission (PC) held a public hearing, which was noticed in accordance with City standards, on October 21, 2020, and with a 4-1 vote recommended approval of the Applicant request ; and

WHEREAS, the West Linn City Council held a public hearing, which was noticed in accordance with City standards, on November 9, 2020, to consider the PC recommendation, receive public testimony, and evaluate the decision-making criteria; and

WHEREAS, the Council decision is based on the findings contained in these Whereas Clauses, together with the findings, conclusions, and substantial evidence found in the associated land use record file ZC-20-01, which is incorporated by this reference.

NOW, THEREFORE, THE CITY OF WEST LINN ORDAINS AS FOLLOWS:

SECTION 1. West Linn Comprehensive Plan Map Amendment. The West Linn Comprehensive Plan Map shall be amended to show the Medium-High Density Residential and Mixed-Use boundaries as depicted in Exhibit A for the Property identified on Clackamas County Assessor Map 2S-1E-35CB, Taxlot 2600 (1791 Blankenship Road).

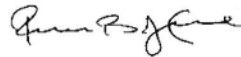
SECTION 2. Severability. The sections, subsections, paragraphs and clauses of this ordinance are severable. The invalidity of one section, subsection, paragraph, or clause shall not affect the validity of the remaining sections, subsections, paragraphs and clauses.

SECTION 3. Savings. Notwithstanding this amendment/repeal, the City ordinances in existence at the time any criminal or civil enforcement actions were commenced, shall remain valid and in full force and effect for purposes of all cases filed or commenced during the times said ordinance or portions of the ordinance were operative. This section simply clarifies the existing situation that nothing in this Ordinance affects the validity of prosecutions commenced and continued under the laws in effect at the time the matters were originally filed.

SECTION 4. Codification. Provisions of this Ordinance shall be incorporated in the City Code and the word "ordinance" may be changed to "code", "article", "section", "chapter" or another word, and the sections of this Ordinance may be renumbered, or re-lettered, provided however that any Whereas clauses and boilerplate provisions (i.e. Sections 2-5) need not be codified and the City Recorder or designee is authorized to correct any cross-references and any typographical errors.


SECTION 5. Effective Date. This ordinance shall take effect on the 30th day after its passage.

The foregoing ordinance was first read by title only in accordance with Chapter VIII, Section 33(c) of the City Charter on the 9th day of November, 2020, and duly PASSED and ADOPTED this 16th day of November, 2020.



RUSSELL B. AXELROD, MAYOR

ATTEST:



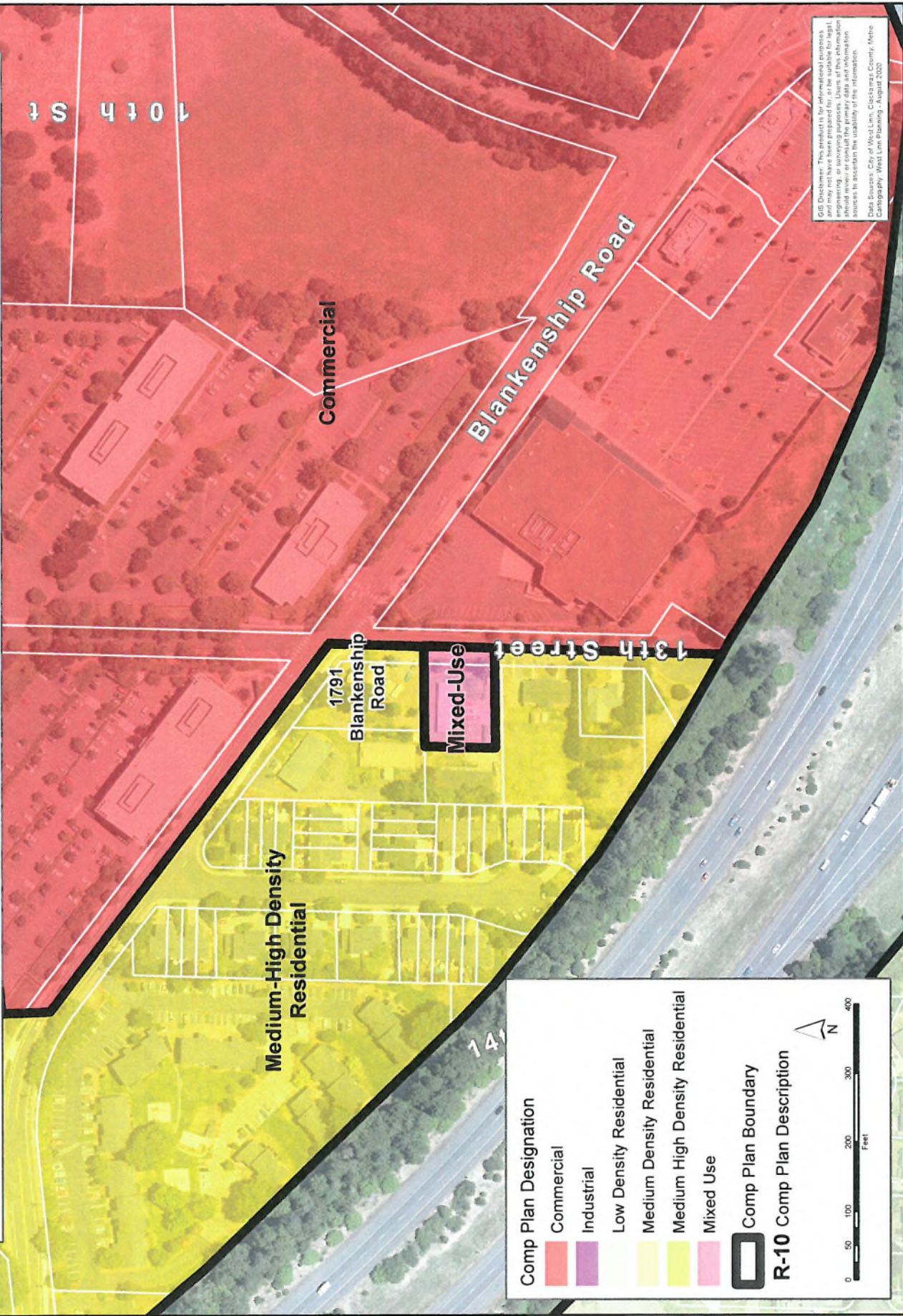
KATHY MOLLUSKY, CITY RECORDER

APPROVED AS TO FORM:



CITY ATTORNEY


City of West Linn Ordinance 1716 Exhibit A: Amended Comprehensive Plan Map




GIS Disclaimer: This product is for informational purposes only and may not have been prepared for, or be suitable for, legal use. Users should verify the accuracy of the information shown on this map by consulting the primary data and information sources to ascertain the usability of the information.
 Data Sources: City of West Linn, Clackamas County, Metro
 Cartography: West Linn Planning - August 2020

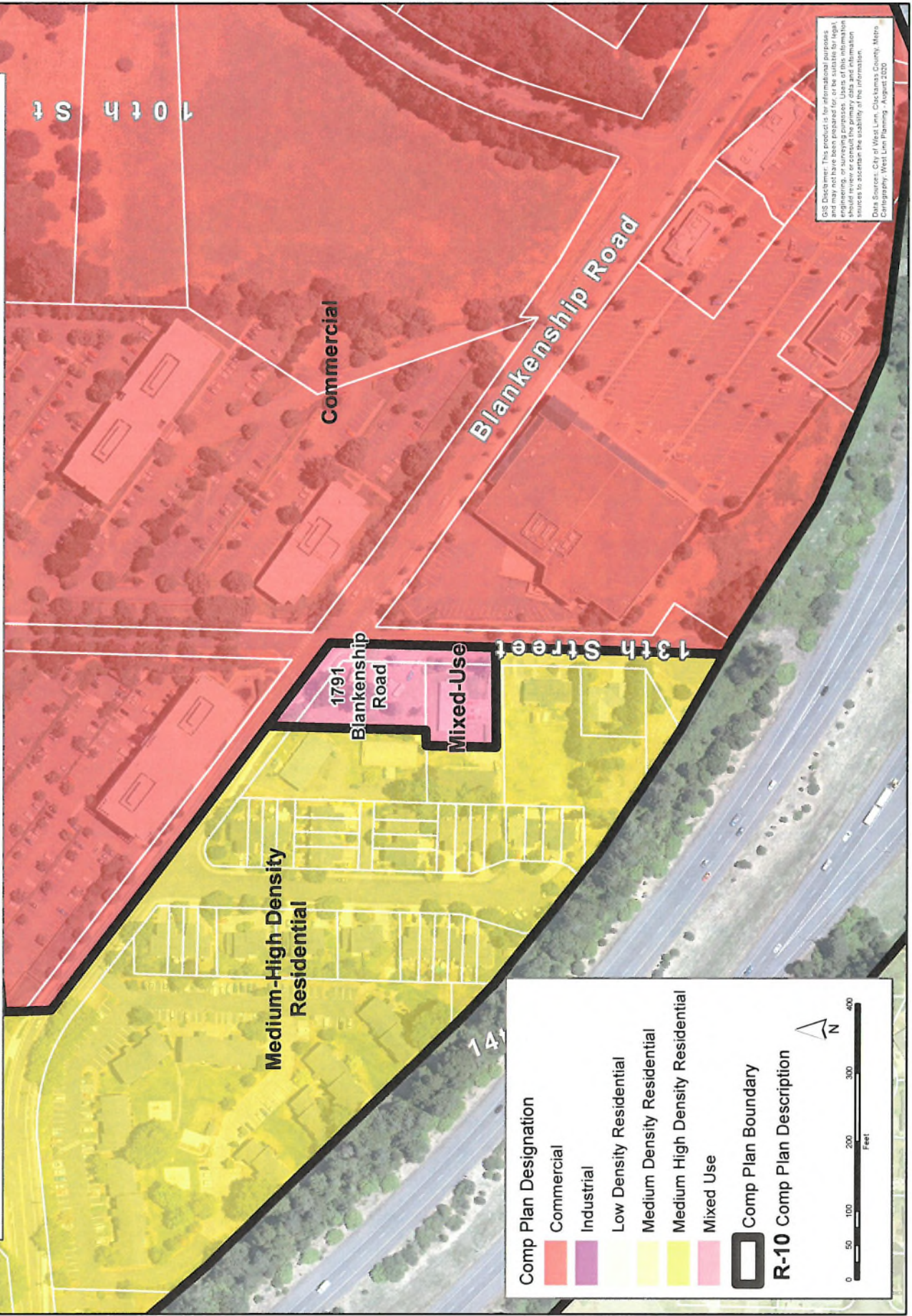
Comp Plan Designation	
	Commercial
	Industrial
	Low Density Residential
	Medium Density Residential
	Medium High Density Residential
	Mixed Use
	Comp Plan Boundary

R-10 Comp Plan Description







City of West Linn Ordinance 1716 Exhibit B: Existing Comprehensive Plan Map



Comp Plan Designation	
	Commercial
	Industrial
	Low Density Residential
	Medium Density Residential
	Medium High Density Residential
	Mixed Use
	Comp Plan Boundary

R-10 Comp Plan Description





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 Data Source: City of West Linn, Clackamas County, Metro County, West Linn Planning - August 2020