

ORDINANCE NO. 1494

**AN ORDINANCE AMENDING THE ZONING MAP OF
THE CITY OF CANBY, CLACKAMAS COUNTY, OREGON
FOR TAX LOT 4800 OF TAX MAP 4-1E-04DA**

WHEREAS, an application was filed with the City by Butch Busse to change the zoning of a parcel totaling 2.59 acres from Low Density Residential (R-1) to Residential-Commercial (C-R); and

WHEREAS, a public hearing was conducted by the Canby Planning Commission on September 10, 2018 after public notices were mailed, posted and printed in the Canby Herald, as required by law; and

WHEREAS, the Canby Planning Commission heard the staff report and considered testimony regarding the proposed zone change at the public hearing. At the conclusion of the public hearing, the Planning Commission voted 5/1 to not recommend that the City Council approve the application.

WHEREAS, the Canby City Council considered the matter and the recommendation of the Planning Commission following a public hearing held at its regular meeting on October 3, 2018; and

WHEREAS, The Canby City Council, after considering the staff report, reviewing the record of the Planning Commission's decision and conducting its own public hearing, voted to not accept the Planning Commission's recommendation, and approved the zone change;

NOW, THEREFORE, THE CITY OF CANBY ORDAINS AS FOLLOWS:

Section 1: Tax Lot 4800 of Tax Map 4-1E-04DA is rezoned from Low Density Residential (R-1) to Residential-Commercial (C-R) as called for in Canby's Comprehensive Plan.

Section 2: The Mayor, attested by the City Recorder, is hereby authorized and directed to have the appropriate change made to the City's Zoning Map in accordance with the dictates of Section 1 of this Ordinance.

SUBMITTED to the Canby City Council and read the first time at a regular meeting thereof on Wednesday, October 3, 2018, and ordered posted in three (3) public and conspicuous places in the City of Canby as specified in the Canby City Charter and scheduled for second reading before the City Council for final reading and action at a regular meeting thereof on Wednesday, October 17, 2018, commencing at the hour of 7:00 p.m. in the Council Meeting Chambers located at 222 NW 2nd Avenue, 1st Floor, Canby, Oregon.

Kimberly Scheafer, MMC
City Recorder

PASSED on the second and final reading by the Canby City Council at a regular meeting thereof on October 17, 2018 by the following vote:

YEAS _____ NAYS _____

Brian Hodson
Mayor

ATTEST:

Kimberly Scheafer, MMC
City Recorder