

ORDINANCE NO. 1320

AN ORDINANCE AMENDING SELECTED SECTIONS OF THE CITY ZONING CODE; THE CODE OF THE CITY OF TILLAMOOK (CCT), TITLE XV: LAND USAGE, CHAPTER 153

WHEREAS, in accordance with §153.071, the Zoning Codes may be amended by changing any other provisions thereof, whenever the public necessity and convenience and the general welfare requires such an amendment, and such a change may be proposed by motion of the Planning Commission or City Council; and

WHEREAS, the Planning Commission held workshops on December 3, 2015, January 7, 2016, May 5, 2016, August 4, 2016, regarding changes to sections of Tillamook Zoning Codes; and

WHEREAS, proposed amendments to City Zoning Code were submitted to the State Department of Land Conservation and Development (DLCD) on July 28, 2016 to satisfy Oregon Revised Statute 197.610; and

WHEREAS, notice was sent to property owners affected to satisfy State Measure 56 notification and Oregon Revised Statute 227.186; and

WHEREAS, the Tillamook City Planning Commission held a public hearing on September 1, 2016 and recommended approval of the amendments to selected sections of the City Zoning Code; and

WHEREAS, the Tillamook City Council held a public hearing for the amended Zoning Code sections on October 17, 2016 to review and consider the Planning Commission's Findings and proposed changes; and

WHEREAS, the Tillamook City Council held a workshop on November 7, 2016 to specifically address concerns regarding the commercial growth of marijuana and sign codes in the Town Center; and

WHEREAS, the Tillamook City Council directed staff to make additional changes to certain portions of the City Zoning Code including the Town Center Overlay District, §153.032, Sign Standards and Requirements, §153.053, and Site Plan Review, §153.073; and

WHEREAS, City Staff proposed additional refinements to the amendments that include:

- Elimination of the Performance Review Requirements;
- Re-establishment of the Conditional Use Permits in the Town Center Overlay District;
- Expansion of the sign codes and the introduction of neon and 'lit' signs;
- Elimination of Sign Size limits in the Town Center Overlay District;
- Prohibition of Marijuana Grow Sites in the Town Center Overlay District;
- Clarity of the Sign Code Requirements with Sign Permit Application requirements and process, and a listing and description (illustrations) of the signs allowed in the City;
- The allowance of internally illuminated signs along arterial roadways in the Multiple Use Residential (R-0) District; and

WHEREAS, the Tillamook City Council wishes to integrate the proposed changes to the Zoning Code, as detailed in the attached Exhibit "A".

NOW THEREFORE, the City of Tillamook ordains as follows:

Section 1: Amendment of the Code of the City of Tillamook (CCT)

The Code of the City of Tillamook (CCT) Title XV: Land Usage Chapter 153 is hereby amended to include the revisions and additions as detailed in Exhibit "A" - Zoning Code Changes, including amendments to: § 153.004, Application Procedures and Fees; § 153.031, Hazard Overlay Zone District; § 153.032, Town Center Overlay District; § 153.035, Water Resources Protection Overlay District; § 153.051, Site Development Standards and Requirements; § 153.053, Sign Standards and Requirements; § 153.055, Design and Landscape Requirements; § 153.070, Conditional Use Permits; § 153.071, Amendments; and § 153.073, Site Plan Review. Exhibit "A" shall amend the Zoning Codes of the Code of the City of Tillamook (CCT), Title XV: Land Usage, Chapter 153, and be hereby incorporated by reference.

Section 2: Codification.

Provisions of this Ordinance shall amend the Code of the City of Tillamook, and the word "ordinance" may be changed to "code", "article", "section", "chapter" or another word and the sections of the Ordinance may be renumbered, or re-lettered, the City Recorder is authorized to correct any cross-references and any typographical errors.

Section 3: Repeal and Replacement.

This revision of the Code of the City of Tillamook (CCT) Title XV: Land Usage Chapter 153 replaces all prior versions where amended.

Section 4: Effective Date.

This Ordinance shall take effect 30 days from the date of adoption.

PASSED FIRST READING by the City Council this 6th day of March, 2017.

PASSED SECOND READING by the City Council this 20th day of March, 2017.

ADOPTED by the City Council this 20th day of March, 2017.

APPROVED by the Mayor this 20th day of March, 2017.



Suzanne Weber, Mayor

Attest:


Abigail Donowho, City Recorder