

ORDINANCE NO. 98-O-528

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN AND ZONING MAP OF THE CITY OF BROOKINGS BY REDESIGNATING FROM RESIDENTIAL TO INDUSTRIAL AND REZONING FROM R-2 (TWO-FAMILY RESIDENTIAL) AND R-3 (MULTIPLE-FAMILY RESIDENTIAL) TO M-2 (GENERAL INDUSTRIAL) UPON THAT CERTAIN REAL PROPERTY, DESCRIBED BELOW.

Sections:

- | | |
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| | Introduction. |
| Section 1. | Comprehensive Plan designation to Industrial. |
| Section 2. | Zoning Map amendment to General Industrial. |

WHEREAS, a public hearing was held on April 7, 1998 before the Brookings Planning Commission for the purpose of considering a request for a Comprehensive Plan change from a Residential designation to an Industrial designation and a zone change from Two-Family Residential (R-2) and Multiple-Family Residential (R-3) to General Industrial (M-2) on one parcel of land totaling 2.9 acres, known as Area 1, located on the north side of Center Street and adjacent to the easterly side of the mill pond; (identified as the westerly most portion of Assessor's Map No. 41-13-6D, Tax Lot 323) and two parcels of land totaling 13.0 acres, known as Area 2, located on the south side of Center Street and the north side of Wharf Street; (identified as Assessor's Map 41-13-6D, Tax Lot 500 and 600).

WHEREAS, following closure of the public hearing after considerable evidence and testimony was presented by proponents and opponents, the Planning Commission directed the Planning Director to prepare a recommendation, with findings, to the City Council, for approval of the request; and

WHEREAS, the Brookings City Council, at its regularly scheduled meeting of May 11, 1998 did conduct a public hearing on this matter, during which hearing considerable testimony and evidence was presented by the applicant's representative, interested parties and recommendations were received from and presented by the Planning Director; and

WHEREAS, at the conclusion of said public hearing, after consideration and discussion, the Brookings City Council, upon a motion duly seconded, did vote in the majority to grant the applicant's request and instructed staff to prepare a Final Order to that effect;

The city of Brookings ordains as follows:

Section 1. Amendment to the Comprehensive Plan to designate property Industrial. The Comprehensive Plan of the City of Brookings is amended to show that the following described property is designated as Industrial.

Section 2. Amendment to the Zoning Map to designate property General Industrial (M-2) The Zoning Map of the City of Brookings is amended to show that the following described property is zoned General Industrial (M-2).

(See Attachment A)

First Reading: May 26, 1998

Second Reading: May 26, 1998

Passage: May 26, 1998

Effective Date: June 25, 1998

Signed by me in authentication of its passage this 26th
day of May, 1998.

Nancy A. Brendlinger
Nancy A. Brendlinger,
Mayor

ATTEST:

Beverly S. Adams
Beverly S. Adams,
Finance Director/Recorder

EXHIBIT A

Page 1

AREA 1

LEGAL DESCRIPTION FOR
ZONE CHANGE BOUNDARY
R-3 TO M-2

Situated in the Southeast Quarter and the Southwest Quarter of Section 6, Township 41 South, Range 13 West, Willamette Meridian, City of Brookings, Curry County, Oregon and being a portion of Parcel 1 of Partition Plat No. 1997-13, said county and being described as follows:

Beginning at the most easterly northeast corner of Parcel 1 of Partition Plat No. 1997-13, said County and running thence South 26° 22' 47" West on the east line of said Parcel 1, a distance of 825.05 feet to the northerly right-of-way line of Center Street; thence on the said northerly right-of-way line of Center Street the following courses: North 76° 46' 00" West, a distance of 182.86 feet; thence North 00° 01' 02" East, a distance of 89.16 feet; thence leaving said northerly right-of-way line of Center Street North 32° 17' 59" East, a distance of 409.06 feet to south line of Parcel 2 of Partition Plat No. 1993-60, said county; thence on the said south and east line of said Parcel 2 the following courses: North 33° 02' 36" West, a distance of 68.87 feet; thence North 56° 57' 24" East, a distance of 20.00 feet; thence South 33° 02' 36" East, a distance of 85.00 feet; thence South 84° 09' 00" East, a distance of 63.70 feet; thence North 60° 40' 53" East, a distance of 62.38 feet; thence North 14° 43' 40" East, a distance of 216.58 feet; thence North 05° 58' 24" East, a distance of 89.17 feet to the south line of Partition Plat No. 1994-30; thence on the south and east line of Partition Plat No. 1994-30 the following courses: South 64° 11' 00" East, a distance of 131.43 feet to the Point of Beginning containing 128,046 square feet or 2.940 acres, more or less.

Basis of bearing for this legal description being Partition Plat No. 1997-13 recorded in Curry County Surveyor's Office.

RENEWAL 6-30-99

REGISTERED
PROFESSIONAL
LAND SURVEYOR

D. Gary Hutcheson

OREGON
DECEMBER 2, 1983
D. GARY HUTCHESON
2072

5-20-98

EXHIBIT A

Page 2

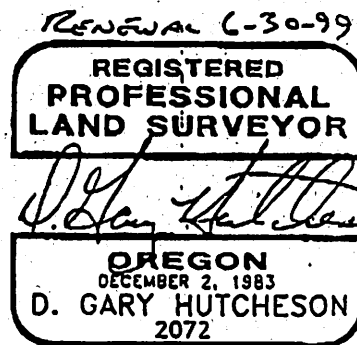
AREA 2

LEGAL DESCRIPTION FOR
ZONE CHANGE BOUNDARY
R-2 TO M-2

Situated in the Southeast Quarter of Section 6 and the Northeast Quarter of Section 7, Township 41 South, Range 13 West, Willamette Meridian, City of Brookings, Curry County, Oregon and being described as follows:

Beginning at the northeast corner of Instrument Number 97002280, Book of Records said County, being a found 5/8" iron rod with yellow plastic cap stamped "R.H. Smith L.S. 2542" on the southerly right-of-way line of Center Street and being located North 89° 53' 35" West, a distance of 1266.81 feet and North 00° 06' 25" East, a distance of 829.21 feet from the southeast corner of said Section 6, a found 1/2" brass plug in concrete and running thence South 00° 17' 31" East, a distance of 201.15 feet; thence South 00° 02' 30" East, a distance of 433.23 feet; thence South 00° 05' 47" West, a distance of 224.00 feet to the northerly right-of-way line of Wharf Street and the beginning of a non tangent 474.84 foot radius curve to the right (the radius point bears North 05° 29' 05" West); thence on said northerly right-of-way line and said curve through a central angle of 00° 16' 00" (the long chord of which bears South 84° 38' 55" West a distance of 2.21 feet) an arc distance of 2.21 feet to the end thereof; thence on the said northerly right-of-way line of Wharf Street South 84° 46' 55" West, a distance of 382.93 feet to the beginning of a non-tangent 475.00 foot radius curve right (the radius point bears North 13° 27' 13" East); thence on said curve through a central angle of 52° 39' 15" (the long chord of which bears North 50° 13' 09" West, a distance of 421.32 feet) an arc distance of 436.52 feet to the end thereof; thence North 23° 53' 32" West, a distance of 289.34 feet to the beginning of a tangent 300.00 foot radius curve left; thence on said curve through a central angle of 29° 23' 28" (the long chord of which bears North 38° 35' 16" West, a distance of 152.21 feet) an arc distance of 153.89 feet to the end thereof: thence North 53° 17' 00" West, a distance of 55.26 feet to the southerly right-of-way line of Center Street: thence on the said southerly right-of-line of Center Street the following courses: North 81° 24' 42" East, a distance of 874.69 feet; thence North 51° 56' 21" East, a distance of 124.34 feet to the point of beginning, containing 564,053 square feet or 12.949 acres, more or less.

Basis of bearing for this legal description being Survey Number 41-1304 recorded in Curry County Surveyor's Office.



5-20-98