

ORDINANCE NO. 411

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN MAP AND THE ZONING MAP OF THE CITY OF BROOKINGS BY THE REDESIGNATION FROM INDUSTRIAL TO RESIDENTIAL UPON THAT CERTAIN REAL PROPERTY, BELOW DESCRIBED.

WHEREAS, a public hearing was held on December 2, 1986 before the Brookings Planning Commission for the purpose of considering a request for an amendment to the Comprehensive Plan map from industrial to residential land use designation for a 42.94 acre parcel of property generally located between Center Street and the Pacific Ocean, and West of the southerly extension of Wharf Street's western right-of-way line (identified as Tax Lots 300, 310, 500 and 600, Assessor's Parcel Map No. 41-13-6D; and a portion of Tax Lot 400, Map 41-13-7A); and

WHEREAS, a concurrent request was also considered by the Planning Commission to rezone the subject property from Industrial General (MG) to Residential Medium Density (R-MD) zoning classification at that same public hearing on December 2, 1986, at the Brookings Planning Commission meeting; and

WHEREAS, by a unanimous vote, the Brookings Planning Commission did adopt a FINAL ORDER AND FINDINGS OF FACT document on this matter at its January 6, 1987 meeting, recommending to the City Council that evidence submitted into the record of the proceedings provided adequate findings in support of the change and such requested Comprehensive Plan map amendment and zone change be approved by the City Council; and

WHEREAS, the Brookings City Council, at its regularly scheduled meeting of February 9, 1987, did conduct a public hearing on this matter, during which hearing testimony and evidence was presented by the applicant's representatives, interested parties and recommendations were received and presented by the planning staff; and

WHEREAS, at the conclusion of said public hearing, after consideration and discussion, the Brookings City Council, upon a MOTION duly seconded, did vote to adopt the FINAL ORDER AND FINDINGS OF FACT document on its decision to approve said Comprehensive Plan map amendment and zone change; but tabled final action in the adoption of Ordinance No. 411 to the Council Meeting of March 16, 1987 in order to revise said ordinance legal description to be effected by the redesignation and rezoning to exclude property to be deeded to the City of Brookings for future expansion of the wastewater treatment plant;

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

Section 1. The Comprehensive Plan map of the City of Brookings is amended to state that the following described property is designated Residential.

Section 2. The zoning map of the City of Brookings is amended to classify the following described property as Residential Medium Density (R-MD).

That certain tract of land lying in Section Six (6) and Section Seven (7), Township Forty-One (41) South, Range Thirteen (13) West, Willamette Meridian, in the City of Brookings, Curry County, Oregon, described as follows:

Beginning at a point 351.08 feet South and 502.20 feet West of the Northeast Corner of said Section 7;
thence North 69°41' East 91.6 feet;
thence North 53°18' East 63.1 feet;
thence North 41°46' East 80.8 feet;
thence North 26°29' East 86.2 feet;
thence North 15°05' East 72.9 feet;
thence North 02°01' East 73.8 feet;
thence North 12°44' West 85.6 feet;
thence West 612.4 feet;
thence South 16°16' West 86.97 feet;
thence West 356.7 feet;
thence North 860.38 feet;
thence South 43°09' West 144.4 feet;
thence South 81°24' West 899.35 feet;
thence North 86°46' West 132.1 feet;
thence North 76°46' West 355 feet, more or less, to the Easterly Boundary of that certain tract of land described in Curry County, Book of Records Number 13, page 713;
thence South 386 feet, more or less, to the Ordinary High Tideline of the Pacific Ocean;
thence in a Southeasterly, Southerly, Southwesterly, Northeasterly and Easterly direction following the Ordinary High Tideline of the Pacific Ocean to a point that bears South 28°55' West from the point of beginning;
thence North 28°55' East 100 feet, more or less, to the point of beginning.

Excepting therefrom that certain tract of land described as follows
(City of Brookings Wastewater Treatment Plant):

A tract of land lying in Government Lot 5, in the Southwest Quarter
of the Southeast Quarter of Section 6 and in the Fractional Northeast
Quarter of Section 7, Township 41 South, Range 13 West, Willamette
Meridian, City of Brookings, Curry County, Oregon;

Beginning at a point which is South 436.76 feet and West 1958.52 feet
from the section corner common to Sections 5, 6, 7 and 8 of said Town-
ship and Range;
thence East 104.28 feet;
thence North 16°28' East 400.00 feet;
thence North 74°28'52" West 310.26 feet;
thence North 88°00' West 117.00 feet to a point on the top of the
bluff overlooking Macklyn Cove;
thence continuing North 88°00' West 100 feet, more or less, to the
Ordinary High Tide Line of the Pacific Ocean;
thence along the Ordinary High Tide Line in a Southerly direction
approximately 475 feet to a point lying West of the point of beginning;
thence East 100 feet, more or less, to a point on the top of the bluff;
thence continuing East 198.00 feet to the Point of Beginning.

TOGETHER WITH and SUBJECT TO easements of record if any.

First Reading: March 16, 1987

Second Reading: March 16, 1987

Passage: March 16, 1987

Signed by me in authentication of its passage this 16th day of
March, 1987.



Bob Kerr
Mayor

ATTEST:



Beverly S. Shields
City Recorder