

ORDINANCE NO. 459.

AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF CANBY

WHEREAS, an application was filed with the Canby City Recorder by a property owner in said City to amend the zoning map of the City of Canby for the purpose of changing the classification of the zone in Tax Lots 9 and 47 owned by Werner G. Pearson and Eva P. Pearson, husband and wife, in the City of Canby, Clackamas County, State of Oregon, and the same being that property bounded on the north by Highway 99E and S. W. 5th Avenue and bounded on the west by Berg Avenue, and to be changed from an M-1 (Light Industrial Zone) to a C-2 (Highway Commercial Zone), and the application fee as required by Section 32 of the City's Zoning Ordinance has been paid; and

WHEREAS, before taking final action on the proposed amendment, the Canby City Planning Commission held a public hearing thereon, and said hearing was conducted on Wednesday, January 15, 1964, at 8:00 o'clock p.m., Pacific Standard Time, at the Canby City Hall after proper notice thereof was duly given in the manner and for the time required by the Zoning Ordinance, and proof of the publication of such notice is on file with the office of the Canby City Recorder; and

WHEREAS, the Planning Commission heard arguments for and against the proposed zone change and upon the conclusion of the hearing by motion duly made, seconded and unanimously carried, recommended to the Canby City Council that the said property be left in the M-1 Zone, and that the application for re-zoning be denied; whereupon the written report and recommendation of the Planning Commission of the City of Canby was duly made and filed with the Canby City Council; and

WHEREAS, the Canby City Council held a public hearing on the proposed amendment as required by the provisions of Section 33 (3) of Zoning Ordinance No. 452, and said public meeting was held on the 7th day of February, 1964, at the hour of 8:00 o'clock p.m., Pacific Standard Time, at the Canby City Hall after proper notice thereof was duly given in the manner and for the time required by

the Zoning Ordinance and O.R.S. 227.260, and proof of the publication of such notice is on file in the office of the Canby City Recorder; and

WHEREAS, there were no objections or remonstrances made against the proposed amendment at the public hearing thereon before the Canby City Council; and the Council after due consideration and deliberation on the matter and after having reviewed and considered the reports and recommendations of the Canby City Planning Commission has determined that it would be in the best interests of the City and the inhabitants thereof if the proposed change and amendment to the Canby City Zoning Map were made as applied for; now, therefore,

THE CITY OF CANBY ORDAINS AS FOLLOWS:


Section 1. That the zoning map of the City of Canby dated July 15, 1963, and adopted as a part of the City Zoning Ordinance No. 452 adopted July 15, 1963, shall be and the same is hereby amended and changed so that the zone boundaries of the C-2 (Highway Commercial Zone) shall now include all of the real property in said City owned by Werner G. Pearson and Eva P. Pearson, husband and wife, and described as Tax Lots 9 and 47, the same being that property bounded on the north by Highway 99E and S. W. 5th Avenue and bounded on the west by Berg Avenue, and said property shall thereupon be classified as a C-2 Zone and not as an M-1 Zone.

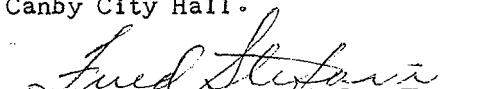
Section 2. The City Superintendent and the City Recorder are hereby authorized and directed to make the appropriate changes in the City's zoning map.

Section 3. It being deemed by the Canby City Council that an emergency exists, this Ordinance shall take effect immediately upon its final reading and passage by the Canby City Council.

Passed on first reading of the Canby City Council at a regular meeting thereof held on the 17th day of February, 1964; ordered posted as provided by the Canby City Charter and to come up for final reading and action by the Canby City Council at a regular meeting thereof to be held on the 16th day of March, 1964, at the hour of 8:00 o'clock p.m., Pacific Standard Time, at the Canby City Hall.

ATTEST:


FRED STEFANI, Mayor


FRED STEFANI, Mayor

Passed on final reading this 16th day of March, 1964, by the following votes: Yeas 4. Nays 1.



FRED STEFANI - Mayor

ATTEST:



J. R. RICHARDSON - City Recorder