

**ORDINANCE NO. 960**

**AN ORDINANCE FOR THE CITY OF CANBY, COUNTY OF CLACKAMAS, OREGON, AMENDING TITLE 16 OF THE PLANNING AND DEVELOPMENT CODE, AND DECLARING AN EMERGENCY.**

**WHEREAS, it has been determined that changes are needed to amend or clarify the wording and standards of Title 16 (Land Development and Planning Ordinance) of the Canby Municipal Code; and**

**WHEREAS, the Canby Planning Commission, after providing appropriate public notice, conducted a public hearing, during which the citizens of Canby were given the opportunity to come forward to present testimony on these proposed changes; and**

**WHEREAS, after concluding the public hearing, the Planning Commission made appropriate changes to the wording of the proposal to assure that the public interest would be best served by this Ordinance; and**

**WHEREAS, the Planning Commission found that the standards and criteria of Section 16.88.160 of the Land Development and Planning Ordinance (Amendments to text of title) were met based on the analysis and conclusions of the staff report (TA 96-02), dated November 15, 1996, and recommended adoption of the amendment to the Land Development and Planning Ordinance; and**

**WHEREAS, City Council, after conducting a public hearing and review of the record of the Canby Planning Commission regarding the subject amendment, concluded that the amendment is appropriate;**

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

**Section 1. Add to Section 16.04, under Sections:**

16.04.128 Commercial Recreation Uses

**Add Section 16.04.128 Commercial Recreation Uses**

16.04.128 "Commercial recreation uses" means uses intended to provide for gymnastics, tennis, racquetball and other sport-related centers that require oversized indoor space and facilities.


**Section 2. Add to Section 16.32.020 Conditional uses, the following:**

**A. Commercial recreation uses,**

**Reletter Section 16.32.020 A. through D.**

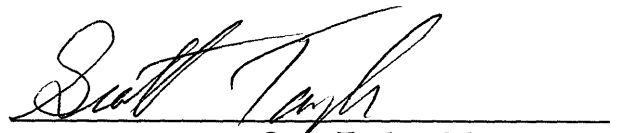
**Section 3. Emergency Clause.** In view of the necessity to expeditiously process the pending text amendment application and for the overall benefit to the citizens of CANBY, an emergency is hereby declared to exist and this ordinance shall take effect immediately upon final reading.

**SUBMITTED** to the Canby City Council and read the first time at a regular meeting thereof on Wednesday, December 4, 1996, and ordered posted in three (3) public and conspicuous places in the City of Canby as specified in the Canby City Charter and to come before the City Council for final reading and action at a regular meeting thereof on Wednesday, December 4, 1996, commencing at the hour of 7:30 p.m., in the Council Meeting Chambers at Canby City Hall in Canby, Oregon.


  
Marilyn K. Perkett, City Recorder

**PASSED** on second and final reading by the Canby City Council at a regular meeting thereof on the 18th day of December, 1996, by the following vote:

YEAS 6 NAYS 0

  
Scott Taylor, Mayor

**ATTEST:**

  
Marilyn K. Perkett, City Recorder