

**CITY OF FLORENCE
ORDINANCE NO. 3, SERIES 2023**

AN ORDINANCE ESTABLISHING A MEDIUM DENSITY ZONING DISTRICT TO A .15-ACRE, PROPERTY LOCATED AT ASSESSOR'S MAP REFERENCE 18-12-04-42, TAX LOT 05900 AND A .30-ACRE PUBLIC RIGHT-OF-WAY OF 1st AVENUE BETWEEN THE INTERSECTIONS OF KIWANDA STREET AND FOUL WEATHER STREET AS PART OF A PROPOSED ANNEXATION OF SAME.

RECITALS:

1. Florence City Code (FCC) Title 10, Chapter 1, Section 2-3 provides that Council may establish zoning and land use regulations that become effective on the date of annexation.
1. The City of Florence was petitioned by the property owners and property electors residing on property, as required by Oregon Revised Statutes (ORS) 222.111(2) and Florence City Code (FCC) 10-1-1-4.
2. The Planning Commission met on February 28, 2023, at a properly noticed public hearing to consider the proposal, evidence in the record, and testimony received.
3. The Planning Commission determined on February 28, 2023, after review of the proposal, testimony, and evidence in the record, that the proposal was consistent with the City's acknowledged Realization 2020 Comprehensive Plan and adopted findings of fact in support of the annexation and zoning assignment.
4. The City Council met in a public hearing on March 20, 2023, after giving the required notice per FCC 10-1-1-6, to consider the proposal, evidence in the record, and testimony received.
5. The City Council deliberated on March 20, 2023, and found that the subject property and street right-of-way plan are designated as Medium Density Residential in the Realization 2020 Plan, and the City Council supported the establishment of zoning as Medium Density Residential consistent with Florence Comprehensive Plan and Zoning Code objectives.
6. The City Council adopted Ordinance No. 2, Series 2023, annexing the property as described in the Ordinance title above.

Based on these findings,

THE CITY COUNCIL OF THE CITY OF FLORENCE ORDAINS AS FOLLOWS:

1. The City of Florence approves the zoning of the property as Medium Density Residential as shown on the attached map Exhibit A as described on Assessor's Map Reference 18-12-04-42, Tax Lot 05900, containing approximately .15 acres including an approximately .30 portion of 1st Street public right-of-way.

2. This zoning is based on the Findings of Fact in Exhibit B and evidence in the record.
3. The City shall produce an updated Zoning Map that is filed with the City Recorder and bear the signature of the Planning Commission chairperson as required by FCC 10-1-2- 2.
4. The City Recorder is hereby directed to file certified copies of this Ordinance with the Lane County Assessment and Taxation Office and the Lane Council of Governments.
5. Pursuant to FCC 10-1-2-3, the zoning established by this Ordinance will take effect on the effective date of the annexation approved in Ordinance No. 2, Series 2023.

ADOPTION:

First Reading on the 20th day of March 2023.

Second Reading on the 20th day of March 2023.

This Ordinance is passed and adopted on the 20th day of March 2023.

AYES 5
NAYS 0
ABSTAIN 0
ABSENT 0

Councilors: Carp, Beaudreau, Meyer, Wantz Mayor Ward


Rob Ward, Mayor

Attest:

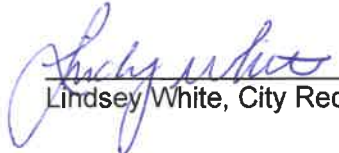
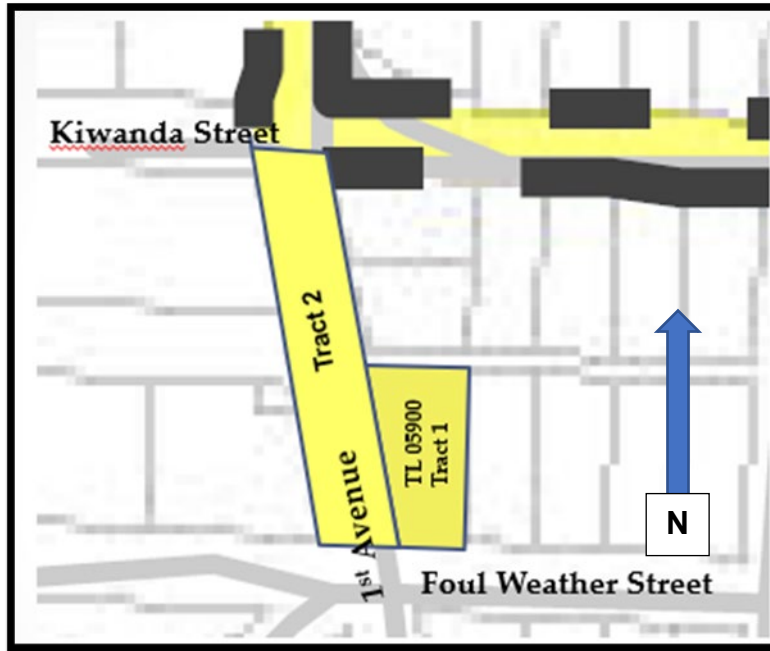

Lindsey White, City Recorder

Exhibit “A”
ZONING MAP



Proposal: Rezone a 0.15-acre lot (Tract 1) and a 0.30-acre portion of 1st Avenue right-of-way (Tract 2) as shown on the map (above), from the Lane County Suburban Residential/Mobile Home District with Interim Urban Combining District Overlay zoning district to the City of Florence “Medium Density Residential” (MDR) zoning district (medium yellow).

Location: Florence, Oregon, Assessor Map No. 18-12-04-42, Tax Lot (TL) 05900, near SE corner of 1st Avenue and Foul Weather Street.

Descriptions:

Tract 1: Lot 5, Block 15 Heceta Beach, as platted and recorded in Book 7, page 25, Lane County Plat Records, in Lane County, Oregon.

Tract 2: Beginning at the most southwestern corner at a point where Lot 5, Block 15, Heceta Beach adjoins the eastern boundary line of 1st Avenue, as platted and recorded in Book 7, page 25, Lane County Plat Records, in Lane County, Oregon, in a northwestern direction for a distance of 123.3 feet to the most northwestern corner of said Lot. Thence, continuing northwesterly for a distance of 15 feet along the western boundary line of alleyway located in Block 15 Heceta Beach to the most southwestern corner of Lot 6, Block 15, Heceta Beach. Thence, traveling a distance of 61.6 feet in a northwesterly direction along the west side of Lot 6, Block 15 Heceta Beach to a point where the most northwestern corner of Lot 6 adjoins the most southwestern corner of Lot 7, Block 15. Thence continuing along a northwestern direction along the western boundary line of Lot 7 to the northwest corner where said Lot adjoins the southern boundary line of Kiwanda Street right-of-way, Heceta Beach as platted and recorded in Book 7, page 25, Lane

County Plat Records, in Lane County, Oregon. Thence travelling westwardly for a distance of 50 feet to the most northeastern corner of Block 16, Heceta Beach thence traveling in a southeasterly direction along said Block for a distance of 258.5 feet along the west boundary of 1st Avenue right-of-way and most eastern boundary of said Block to the most southeast corner of Block 16 to western boundary point of 1st Avenue right-of-way and the northern boundary line of Foul Weather Street right-of-way. Thence, traveling 50 feet in an easterly direction along the northern boundary line of Foul Weather Street right-of-way between Blocks 15 and 16, Heceta Beach, to the Point of Beginning.