

ORDINANCE 2008-05

AN ORDINANCE REPEALING ORDINANCE 2007-19, REVIVING THE PRIOR COMPREHENSIVE PLAN MAP AND ZONING MAP DESIGNATIONS

Whereas, the City Council of the City of Corvallis enacted Ordinance 2007-19, amending the Corvallis Comprehensive Plan Map and the Corvallis Zoning Map as part of a land use quasi-judicial process, but upon appeal, the State of Oregon Land Use Board of Appeals remanded Ordinance 2007-19 to the City Council to comply with substantive and procedural requirements of the Corvallis Land Development Code and Oregon Statutes; and

Whereas, the repeal of Ordinance 2007-19 could leave question as to whether the prior Comprehensive Plan Map and Zoning Map designation for the subject property is revived; and

Whereas, the appropriate Corvallis Comprehensive Plan Map designation for the subject site following repeal of Ordinance 2007-19 is Medium High Density Residential, its designation prior to adoption of Ordinance 2007-19; and

Whereas, the appropriate Corvallis Zoning Map designation for the subject site following repeal of Ordinance 2007-19 is the RS-12 (Medium High Density Residential) zone; and

Whereas, the applicant has met its burden to remove the Planned Development (PD) overlay from the site, consistent with findings Exhibit A, attached and by this reference incorporated as if fully set out, herein;

THEREFORE, THE CITY OF CORVALLIS ORDAINS AS FOLLOWS:

Section 1. Repeal of Ordinance 2007-19.

Ordinance 2007-19 is repealed.

Section 2. Revival of prior map designations.

Notwithstanding any other City ordinance or regulation to the contrary, upon the effective date of the repeal of Ordinance 2007-19, the Comprehensive Plan Map designation for the site shall be Medium High Density Residential and the Zoning Map designation for the site shall be RS-12 (Medium High Density Residential).

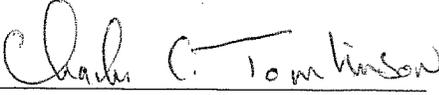
Section 3. Removal of PD Overlay

The PD (Planned Development) Overlay for the residential portion of the subject site is removed.

PASSED by the Council this 22nd day of January, 2008.

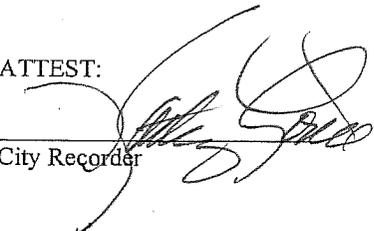
APPROVED by the Mayor this 22nd day of January, 2008.

EFFECTIVE this 1st day of February, 2008.



Mayor

ATTEST:



City Recorder