

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR COLUMBIA COUNTY, OREGON

In the Matter of Amending the Columbia )  
County Planning Commission Ordinance )      ORDINANCE NO. 2006 - 7  

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The Board of County Commissioners for Columbia County, Oregon ordains as follows:

SECTION 1. TITLE.

This Ordinance shall be known as Ordinance No. 2006 - 7.

SECTION 2. AUTHORITY.

This Ordinance is enacted pursuant to ORS 203.035, 215.020, 215.030 215.035, and 215.402 *et seq.*

SECTION 3. PURPOSE.

The purpose of this Ordinance is to amend the Columbia County Planning Commission Ordinance, correcting scrivener's errors.

SECTION 4. FINDINGS.

The Board of County Commissioners finds that neither the Statewide Planning Goals nor the Columbia County Comprehensive Plan or Zoning Ordinance are applicable to the adoption of this Ordinance because this Ordinance is adopted to correct scrivener's errors, and does not change the substance of the existing Columbia County Planning Commission Ordinance.

SECTION 5. HISTORY.

In 1991, the Columbia County Board of Commissions adopted Ordinance No. 91-2, "In the Matter of the Columbia County Planning Commission" which adopted the Columbia County Planning Commission Ordinance." The Columbia County Planning Commission Ordinance was subsequently amended by Ordinance No. 94-5, and Ordinance No. 97-04. Thereafter, the Columbia County Board of Commissioners adopted Ordinance No. 2004-1, "In the Matter of Amending the Columbia County Planning Commission Ordinance Regarding Staggering of Member Terms and Housekeeping Amendments." The changes made to the Columbia County Planning Commission Ordinance by Ordinance No. 2004-1 did not reflect changes made to the Columbia County Planning Commission Ordinance already made by either Ordinance No. 94-5 or Ordinance No. 97-04.

SECTION 6. AMENDMENT AND AUTHORIZATION.

The Board of County Commissioners hereby adopts the Columbia County Planning Commission Ordinance amendments as shown in Exhibit "A" which is attached hereto and is incorporated herein by this reference.

SECTION 7. SEVERABILITY.

The provisions of this Ordinance are severable. If any provision of this Ordinance is determined to be invalid by a court of competent jurisdiction, such provision shall be considered a separate, distinct and independent provision and the decision shall not effect the validity of the remaining portions hereof.

SECTION 8. EMERGENCY.

An emergency having been declared, this Ordinance shall go into effect on the date of adoption.

Approved as to form

By: Sarah Hanson  
Office of County Counsel

BOARD OF COUNTY COMMISSIONERS  
FOR COLUMBIA COUNTY, OREGON

By: Joe Corsiglia  
Joe Corsiglia, Chair

By: Rita M. Bernhard  
Rita Bernhard, Commissioner

By: not present  
Anthony Hyde, Commissioner

Attest:  
By: Jan Greenhalgh  
Jan Greenhalgh, Recording Secretary

First Reading: 8-9-06  
Second Reading: 8-9-06  
Effective Date: 8-9-06

EXHIBIT "A"

COLUMBIA COUNTY PLANNING COMMISSION ORDINANCE AMENDMENTS

1. SECTION 1(B), is amended to read:

- "B. (1) The Planning Commission shall consist of nine(9) members appointed by the Board of County Commissioners for four-year terms. The terms of the members shall be staggered so that continuity of the Planning Commission is assured. **If, at any time the terms of the members are no longer staggered, the Board of County Commissioners may appoint members to terms of less than four (4) years until the terms are again sufficiently staggered.** ~~The members of the Planning Commission previously established by order or resolution of the Board of County Commissioners shall continue to serve in that capacity as members of the new Planning Commission until the expiration of their terms as if this ordinance had been in effect when they were appointed.~~
- (2) The Board may appoint up to three alternate members of the Planning Commission. The alternate members may be called in to serve in the absence of a quorum of regular members. In addition, alternate members may be called in to serve in accordance with an order of priority established by the Board of County Commissioners."

2. SECTION 5(I), is amended to read:

- "(I) All applications may be continued by the Planning Commission from time to time as in its discretion it determines to be appropriate, but in no case shall final action be delayed beyond the ~~120 day period mentioned in Section 10 below~~ **applicable time limit set forth in ORS 215.427, as amended.**

3. SECTION 9(E)(2), is amended to read:

- "(2) A statement shall be made by **Planning Staff** ~~the Chair~~ to those in attendance that: **conforms with ORS 197.763, as amended, and other applicable state or local law, rule or regulation.**
- ~~(a) Lists the applicable substantive criteria;~~  
~~(b) States that testimony and evidence must be directed toward the criteria;~~  
~~(c) States that failure to raise an issue with sufficient specificity to afford the Planning Commission and the parties an opportunity to respond to the issue precludes an appeal to the Board of County Commissioners on that issue."~~

4. SECTION 9(e)(6) is deleted.

5. SECTION 10 is amended to read:

~~“Except as provided in ORS 197.763(4) and (6), the Planning Commission shall take final action on an application for a permit or zone change in a timely manner so that, if appealed, a final decision of the County is made within 120 days after the application is deemed complete. The Planning Commission shall comply with the time limitations set forth in ORS 215.427, as amended.”~~