

**ORDINANCE NO. 21-193-04**

**AN ORDINANCE AMENDING THE JOHN DAY DEVELOPMENT CODE TO REDUCE THE NOTIFICATION PERIOD FOR TYPE IV LEGISLATIVE PROCEDURES FROM 45 TO 35 DAYS AND CLARIFYING PROVISIONS FOR COMPLIANCE WITH STATE LAW; AND AMENDING THE JOHN DAY COMPREHENSIVE PLAN TO REDUCE THE NOTIFICATION PERIOD FOR COMPREHENSIVE PLAN AMENDMENTS FROM 45 TO 35 DAYS (TYPE IV PROCEDURE)**

WHEREAS, the City of John Day “City”) adopted the John Day Development Code (the “Code) to regulate land use and development within the City within the framework of the John Day Comprehensive Plan; and

WHEREAS, the Code and Comprehensive Plan required staff to submit notice to the Department of Land Conservation and Development (DLCD) 45-days in advance of the first hearing on any type IV matter; and

WHEREAS, the City determined that the above provision was out of date and unnecessary; and

WHEREAS, the John Day Planning Commission, in a public hearing on May 20, 2021, recommended that the City Council adopt the state’s 35-day requirement; and

WHEREAS, the City Council has reviewed all evidence and testimony submitted on the matter;

NOW, THEREFORE, the City of John Day ordains as follows:

1. The findings contained in the recitals and those found in the staff report delivered at the June 22, 2021 public hearing before City Council, attached hereto as Exhibit A are hereby adopted and incorporated herein by reference.
2. The Amendments to the Development Code contained in the attached Exhibit B are hereby adopted.

This Ordinance was PASSED by the City Council by a vote of \_\_\_ for and \_\_\_ against and APPROVED by the Mayor on this 22<sup>nd</sup> day of June, 2021.

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Ron Lundbom, Mayor

ATTEST:

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Nicholas Green, City Manager