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THE BOARD OF COMMISSIONERS OF UMATILLA COUNTY

UMATILLA COUNTY  
RECORDS

STATE OF OREGON

In the Matter of Amending	)	
Comprehensive Plan and	)	ORDINANCE NO. 2010-07
Adding Site to Goal 5	)	
Aggregate Resources Inventory	)	
for 7-A's Inc.	)	

WHEREAS the Board of Commissioners has adopted a Comprehensive Plan for Umatilla County;

WHEREAS an application was received from 7-A's Inc. requesting Umatilla County to amend the Comprehensive Plan to add approximately 375 acres located in Section 27, Township 4 North, Range 27, and 640 acres located in Section 35, Township 4, North, Range 27 as aggregate sites to be included in the Goal 5 Aggregate Resources Inventory, and to apply the Aggregate Resource Overlay Zone to the sites (#Z-259-97);

WHEREAS the Umatilla County Planning Commission held a public hearing on May 29, 1997, continued to July 31, 1997 and September 9, 1997, to review the application and the proposed amendment to the plan and recommended that the Board of Commissioners adopt the amendment to add the site to the Umatilla County resource inventory, but found that no mining be allowed on the subject property;

WHEREAS the Board of Commissions held a public hearing on January 6, 1998, continued to January 7, 1998, January 22, 1998, and January 29, 1998, to consider the proposed amendment, and voted for the approval of the request to add the subject site to the Umatilla County Rock Materials Resources Inventory, but that based on and supported by the ESEE analysis, the proposal to mine part of the site and to apply the Aggregate Resource Overlay Zone to that portion of the site was denied;

WHEREAS the decision of the Board of Commissioners was not appealed;

WHEREAS the decision of the Board of Commissioners concluded that the aggregate resource on the site was "significant" as defined by Goal 5 rule and that the Comprehensive Plan must be amended to add the site to the County's inventory, but the decision was never incorporated into an ordinance and adopted by the Board of Commissioners;

WHEREAS the intent of the current action is to formalize the decision made by the Board of Commissioners on January 29, 1998, and documented by its findings signed February 17, 1998, and to adopt an ordinance evidencing the decision.

NOW, THEREFORE the Board of Commissioners of Umatilla County ordains that the Umatilla County Comprehensive Plan, adopted May 9, 1983, be further amended to add the following aggregate site to the Goal 5 Aggregate Resources Inventory as a significant resource, located on Umatilla County Tax Lots 4N2727-300 (formerly 4N27-1803) and 4N2727-600 (formerly 4N27-1802) and 4N27-2200, consisting of approximately 1,015 acres, described as follows:

All that portion of North Half lying between the center of the railroad and Northerly of the Northerly right of way line of the Old Oregon Highway; All that portion of South Half of Northwest Quarter lying Southerly of the Southerly right of way line of Old Oregon Highway; North Half of Southwest Quarter; North Half of Southwest Quarter of Southwest Quarter; Southeast Quarter of Southwest Quarter, All being in Section 27; EXCEPTING therefrom that property described in Umatilla County Deed Records as follows: That portion conveyed to the Oregon Railroad and Navigation Company by Deed recorded January 23, 1911, in Book 71, Page 289; That portion conveyed to State of Oregon, by Warranty Deed recorded May 2, 1941, in Book 160, Page 148; That portion conveyed to State of Oregon, by Warranty Deed recorded March 7, 1942, in Book 160, Page 398; That portion conveyed to State of Oregon by Warranty Deed recorded March 31, 1943, in Book 160, Page 629; That portion conveyed to Northern Pacific Railroad and Navigation Company by Deed recorded August 15, 1941, in Book 161, Page 428; That portion conveyed to State of Oregon, by and through its State Highway Commission by deed recorded October 23, 1961, in Book 265, Page 274; That portion conveyed to State of Oregon, by and through its State Highway Commission by Deed recorded March 9, 1966, in Book 283, Page 498; That portion conveyed to Union Pacific Railroad Company, by Deed recorded January 25, 1977, in Reel 14, Page 929.

ALSO, all that portion conveyed from State of Oregon, by and through its State Highway Commission to Northern Pacific Railway Company by Deed recorded August 25, 1966, in Book 285, Page 676, Umatilla County Deed Records.

South Half of Southeast Quarter, Section 27.

