

ORDINANCE NO. 2797

AN ORDINANCE OF THE LAKE OSWEGO CITY COUNCIL AMENDING LOC CHAPTER 50 (COMMUNITY DEVELOPMENT CODE) FOR THE PURPOSE OF CLARIFYING AND UPDATING VARIOUS PROVISIONS (2018), INCLUDING INCREASING SETBACKS ON LOTS ZONED HIGH DENSITY WHEN THEY ABUT LOTS THAT WILL BE ZONED LOW DENSITY UPON ANNEXATION; SOLAR CODE TREE TERMINOLOGY; SOLAR ACCESS PERMIT REMOVAL; UTILITY UNDERGROUNDING EXEMPTIONS, AND ADOPTING FINDINGS (LU 18-0035).

WHEREAS, through the application of the Community Development Code and related code provisions, the public and Planning Division staff have found that some sections of the Lake Oswego Code, Chapter 50 (Community Development Code) could be improved by removing ambiguous and conflicting language, correcting provisions, adding clarifying text which is consistent with past interpretations, and updating the Community Development Code;

The City of Lake Oswego ordains as follows:

Section 1. The City Council hereby adopts the Findings and Conclusions (LU 18-0035), attached as Attachment 1.

Section 2. The Lake Oswego Code, Chapter 50 (Community Development Code) is hereby amended by deleting the text shown by ~~striketrough~~ type and adding new text shown in double underlined type, in Attachment 2. (Sections or subsections within LOC Chapter 50 that are omitted in Attachment 2, and not marked for deletion or addition, are neither amended nor deleted by this Ordinance.)

Section 3. Severability. The provisions of this ordinance are severable. If any portion of this ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance.

Section 4. Effective Date. As provided in Section 35C of Chapter VII of the Lake Oswego Charter, this ordinance shall take effect on the thirtieth day following enactment.

Enacted at the meeting of the City Council of the City of Lake Oswego held on the ___ day of _____, 2018.

DRAFT 08/24/18

AYES:

NOES:

ABSTAIN:

EXCUSED:

Kent Studebaker, Mayor

Dated: _____

ATTEST:

Anne-Marie Simpson, City Recorder

APPROVED AS TO FORM:

David D. Powell, City Attorney