

**BEFORE THE PLANNING COMMISSION  
OF THE  
CITY OF LAKE OSWEGO**

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A REQUEST FOR AMENDMENTS TO THE ) LU 18-0035 – 1963  
COMMUNITY DEVELOPMENT CODE FOR THE ) (*CITY OF LAKE OSWEGO*)  
PURPOSE OF CLARIFYING AND UPDATING ) FINDINGS, CONCLUSIONS & ORDER  
VARIOUS PROVISIONS, 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 ORDINANCE 2797.

NATURE OF APPLICATION

The City of Lake Oswego is requesting approval of legislative amendments (Ordinance 2797) to the Lake Oswego Community Development Code (CDC) for the purpose of clarifying and updating various provisions, 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; and utility undergrounding exemptions. Proposed amendments are to:

- LOC 50.04.001 – Dimensional Table
- LOC 50.04.003 – Exceptions, Projections, and Encroachments
- LOC 50.04.004 – Solar Adjustments
- LOC 50.05.004 – Downtown Redevelopment Design District
- LOC 50.05.005 – West Lake Grove Design District
- LOC 50.05.012 – Uplands R-10 Overlay District
- LOC 50.06.003 – Circulation and Connectivity
- LOC 50.06.004 – Site Design
- LOC 50.06.007 – Solar Access
- LOC 50.06.008 – Utilities
- LOC 50.07.003 – Review Procedures
- LOC 50.07.004 – Additional Submission Requirements
- LOC 50.10.003 – Definitions
- LOC 50.11.004, Appendix D – Lake Oswego Master Plant List

1 HEARINGS

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3 The Planning Commission held public hearings and considered this application at its meetings  
4 on October 8 and October 22, 2018. The following information was presented to the  
5 Commission at its October 22, 2018 hearing and added to the record:

6 G-1 E-Mail from Leah Puhlman, dated 10/22/2018  
7

8 CRITERIA AND STANDARDS

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- 10 A. City of Lake Oswego Comprehensive Plan
- 11 Community Culture – Civic Engagement, Policies 1, 2, 4 and 5
- 12 Land Use Planning – Land Use Administration, Policy D-1
- 13 Inspiring Spaces and Places – Goal 1, Policy 1(a)

- 14 B. City of Lake Oswego Community Development Code
- 15 LOC 50.07.003.3.c. Published Notice for Legislative Hearing
- 16 LOC 50.07.003.16.a Legislative Decisions Defined
- 17 LOC 50.07.003.16.b Criteria for Legislative Decision
- 18 LOC 50.07.003.16.c Required Notice to DLCD
- 19 LOC 50.07.003.16.d.iii Planning Commission Recommendation Required
- 20 LOC 50.07.003.16.e City Council Review and Decision

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22 CONCLUSION

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24 The Planning Commission concludes that the recommended Code Amendments in Attachment  
25 2 (dated 08/30/18) of proposed Ordinance 2797 are in compliance with all applicable criteria.  
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27 FINDINGS AND REASONS

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29 The Planning Commission (Commission) incorporates the staff report, dated August 30, 2018  
30 (with all exhibits attached thereto), and the staff memo, dated October 4, 2018 (with all  
31 exhibits attached thereto), as support for its decision.  
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33 ORDER

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35 IT IS ORDERED BY THE PLANNING COMMISSION of the City of Lake Oswego that:

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- 37 1. The Planning Commission recommends that proposed Ordinance 2797, with Attachment 2
- 38 (08/30/18) [LU 18-0035] be approved by the City Council.
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40 I CERTIFY THAT THIS ORDER was presented to and APPROVED by the Planning Commission of  
41 the City of Lake Oswego.

APPROVED: 10/22/18

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DATED this 22<sup>nd</sup> day of October, 2018.

Robert Heape  
Robert Heape, Chair  
Planning Commission

ATTEST:

**ADOPTION OF FINDINGS AND ORDER - October 22, 2018**

AYES: BAKER, BROCKMAN, HANSEN, HEAPE, PAPÉ, WARD  
NOES: NONE  
ABSTAIN: NONE  
EXCUSED: SWEERS