

CITY OF LAKE OSWEGO

380 A Avenue  
PO Box 369  
Lake Oswego, OR 97034

503-675-3984  
www.ci.oswego.or.us

## COUNCIL REPORT

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**TO:** Jack Hoffman, Mayor  
Members of the City Council  
David Donaldson, City Manager

**FROM:** Debra Andreades, AICP, Senior Planner  
Planning & Building Services

**SUBJECT:** Legislative Amendments (Ordinance 2526) to the Lake Oswego Community Development Code (LU 08-0054)  
Public Hearing – October 30, 2012

**DATE:** October 30, 2012

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### INTRODUCTION/BACKGROUND

The proposed amendments to the Community Development Code (CDC) are part of the City's on-going effort to make the regulations more usable for residents, developers, and City staff by correcting errors, eliminating text ambiguities, codifying code interpretations, and clarifying code text. This is the second part of a larger package of amendments. The first part was adopted by the Council in November 2011.

The proposed amendments to the Community Development Code (Ordinance 2526) were the subject of a City Council work session on September 25, 2012. The City Council received the full packet with all attachments prior to the work session. For the purpose of review, staff encourages the Council to read the Staff Report dated September 25, 2012 and the eight-page summary of the proposed amendments, Exhibit F1.1, dated 6/27/12.

On October 9, 2012, Deputy City Attorney Evan Boone forwarded to the Council, via e-mail, **Attachment B – Code Amendments (dated October 9, 2012) which replaced Attachment B (dated August 2, 2012)**. The Council received this in hard copy, the evening of October 9.

Attachment B was corrected because staff discovered that the 8/2/12 version did not contain the Planning Commission's recommendations regarding Secondary Dwelling Units. This was brought to the Council's attention at the study session and handed out separately. The Planning Commission's recommendations regarding Secondary Dwelling Units were:

- Included as part of the Planning Commission's fully annotated code revisions (Exhibit F-7); and

- Provided to the public for information and discussion at the public information session held on July 12, 2012; the public was provided the fully annotated code revisions (Exhibit F-7) for the proposed CDC amendments.

The Secondary Dwelling Units section was inadvertently omitted in the preparation of Attachment B when the fully annotated code revisions in Exhibit F-7 were reorganized into the new Community Development Code format and numbering, and presented to the Planning Commission for adoption as part of its Findings, Conclusion, and Order. [Staff has compared the balance of Exhibit F-7 against Attachment B (8/2/12 version), and found no other sections inadvertently omitted.]

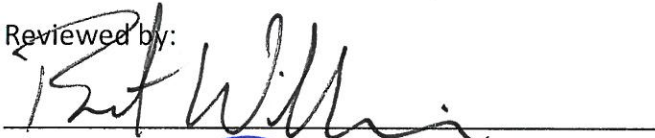
In reviewing Attachment B (8/2/12 version), it was also noted that some sections were out of numerical order, based on the new CDC numbering. The numerical order of the sections is also corrected.

Council members were invited to contact staff with any questions prior to the hearing. As of the date of this report, no Council members have contacted staff.

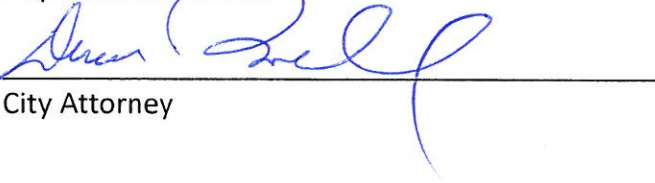
#### **RECOMMENDATION**

Move to tentatively approve LU 08-0054 and direct staff to return the final version of Ordinance 2526 for adoption, together with findings and conclusions.

Reviewed by:



Department Director



City Attorney

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David Donaldson

City Manager