Tillamook County

DEPARTMENT OF COMMUNITY DEVELOPMENT *BUILDING, PLANNING & ON-SITE SANITATION SECTIONS*



Land of Cheese, Trees and Ocean Breeze

1510 – B Third Street Tillamook, Oregon 97141 www.tillamookcounty.gov 503-842-3408

NOTICE TO MORTGAGEE, LIENHOLDER, VENDOR OR SELLER: ORS 215 REQUIRES THAT IF YOU RECEIVE THIS NOTICE, IT MUST BE PROMPTLY FORWARDED TO THE PURCHASER

NOTICE OF PUBLIC HEARING TILLAMOOK COUNTY PLANNING COMMISSION

Date of Notice: March 12, 2024

A public hearing will be held by the Tillamook County Planning Commission at 7:00p.m. on Thursday, April 11, 2024, in the Port of Tillamook Bay Conference Center, 4000 Blimp Boulevard, Tillamook, OR 97141 to consider the following:

#851-23-000525-PLNG: Request for Conditional Use approval for development of a 10-site recreational campground on a property zoned Rural Residential 2-Acre (RR-2) located north of the City of Garibaldi. The subject property is accessed via Miami Foley Road, a County road, and designated as Tax Lot 1300 of Section 25, Township 2 North, Range 10 West of the Willamette Meridian, Tillamook County, Oregon.

Notice of public hearing, a map of the request area, applicable specific request review criteria and a general explanation of the requirements for submission of testimony and the procedures for conduct of hearing has been mailed to all property owners within 250 feet of the exterior boundary of the subject property for which application has been made at least 28 days prior to the date of the hearing.

The applicable criteria include Tillamook County Land Use Ordinance Section 6.040: Review Criteria and the Tillamook County Comprehensive Plan. Applicable development standards include TCLUO Section 3.010: Rural Residential 2-Acre Zone and TCLUO Section 5.030: Recreational Campground Standards. Only comments relevant to the approval criteria are considered relevant evidence.

The hearing will take place at the Port of Tillamook Bay Conference Center with an option for virtual participation. For instructions on how to provide oral testimony at the April 11, 2024 hearing, please visit the Tillamook County Community Development homepage at https://www.tillamookcounty.gov/commdev for instructions and protocol or email Lynn Tone, Office Specialist 2, at https://www.tillamookcounty.gov. The virtual meeting link is provided on the DCD homepage as well as a dial in number for those who wish to participate via teleconference but are unable to participate virtually.

Written testimony may be submitted to the Tillamook County Department of Community Development, 1510-B Third Street, Tillamook, Oregon, 97141 prior to 4:00 p.m. on the date of the April 11, 2024, Planning Commission hearing. If submitted by 4:00 p.m. on April 2, the testimony will be included in the packet mailed to the Planning Commission the week prior to the April 11, 2024, hearing.

Failure of an issue to be raised in a hearing, in person or by letter, or failure to provide sufficient specificity to afford the decision-maker an opportunity to respond to the issue precludes appeal to the Land Use Board of Appeals on that issue.

Please contact Lynn Tone, Office Specialist 2, Tillamook County Department of Community Development, <u>lynn.tone@tillamookcounty.gov</u> as soon as possible if you wish to have your comments included in the staff report that will be presented to the Planning Commission.

The documents and submitted application are also available on the Tillamook County Department of Community Development website (<u>https://www.tillamookcounty.gov/commdev/landuseapps</u>) or at the Department of Community Development office located at 1510-B Third Street, Tillamook, Oregon 97141. A copy of the application and related materials may be purchased from the Department of Community Development at a cost of 25 cents per page. The staff report will be available for public inspection on July 7, 2022. Please contact Lynn Tone for additional information lynn.tone@tillamookcounty.gov or call 1-800-488-8280 x3423.

In addition to the specific applicable review criteria, the Tillamook County Land Use Ordinance, Tillamook County Land Division Ordinance, Tillamook County Comprehensive Plan, and Statewide Planning Goals which may contain additional regulations, policies, zones and standards that may apply to the request are also available for review at the Department of Community Development.

The Port of Tillamook Bay Conference Center is accessible to persons with disabilities If special accommodations are needed for persons with hearing, visual, or manual impairments who wish to participate in the hearing, please contact 1-800-488-8280 ext. 3423, at least 24 hours prior to the hearing in order that appropriate communications assistance can be arranged.

If you need additional information, please contact Lynn Tone, DCD Office Specialist, at 1-800-488-8280 ext. 3423 or email <u>lynn.tone@tillamookcounty.gov</u>

Sincerely,

Tillamook County Department of Community Development

Melissa Jenck, CFM, Senior Planner

Sarah Absher, CBO, CFM, Director

Enc. Applicable Ordinance Criteria Maps

REVIEW CRITERIA

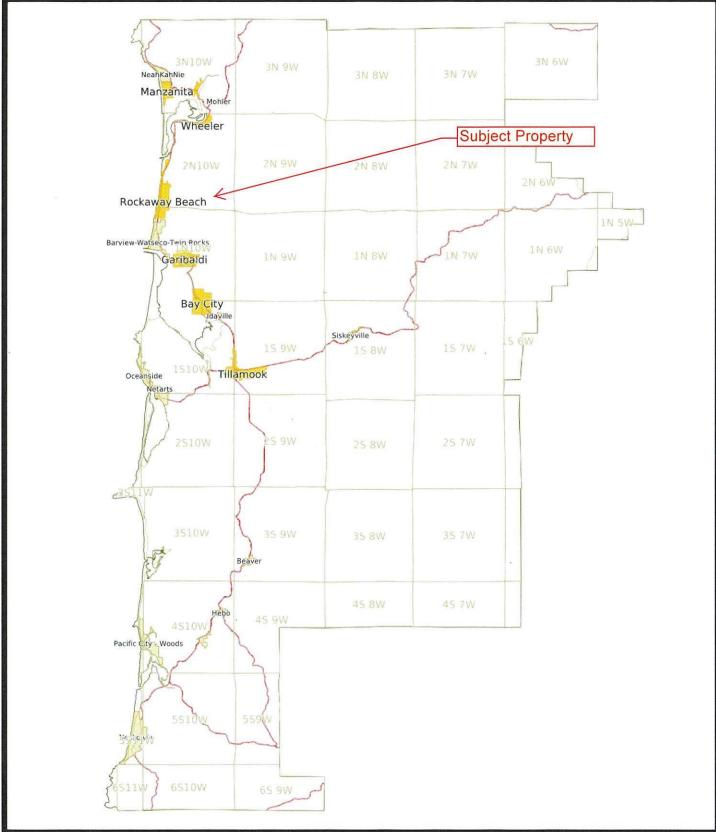
SECTION 6.040: REVIEW CRITERIA:

Any CONDITIONAL USE authorized according to this Article shall be subject to the following criteria, where applicable:

- (1) The use is listed as a CONDITIONAL USE in the underlying zone, or in an applicable overlying zone.
- (2) The use is consistent with the applicable goals and policies of the Comprehensive Plan.
- (3) The parcel is suitable for the proposed use considering its size, shape, location, topography, existence of improvements and natural features.
- (4) The proposed use will not alter the character of the surrounding area in a manner which substantially limits, impairs or prevents the use of surrounding properties for the permitted uses listed in the underlying zone.
- (5) The proposed use will not have detrimental effect on existing solar energy systems, wind energy conversion systems or wind mills.
- (6) The proposed use is timely, considering the adequacy of public facilities and services existing or planned for the area affected by the use.

EXHIBIT A

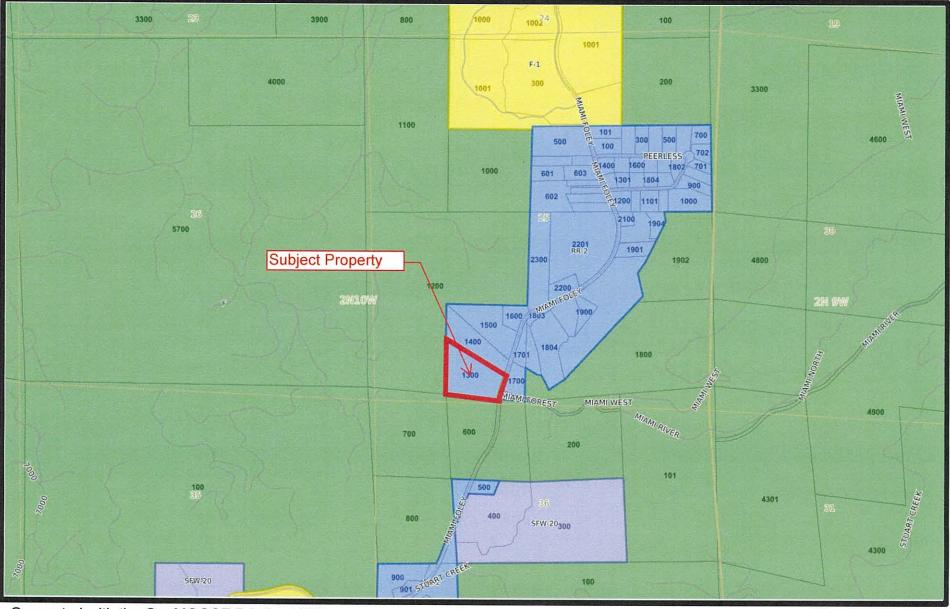
Vicinity Map



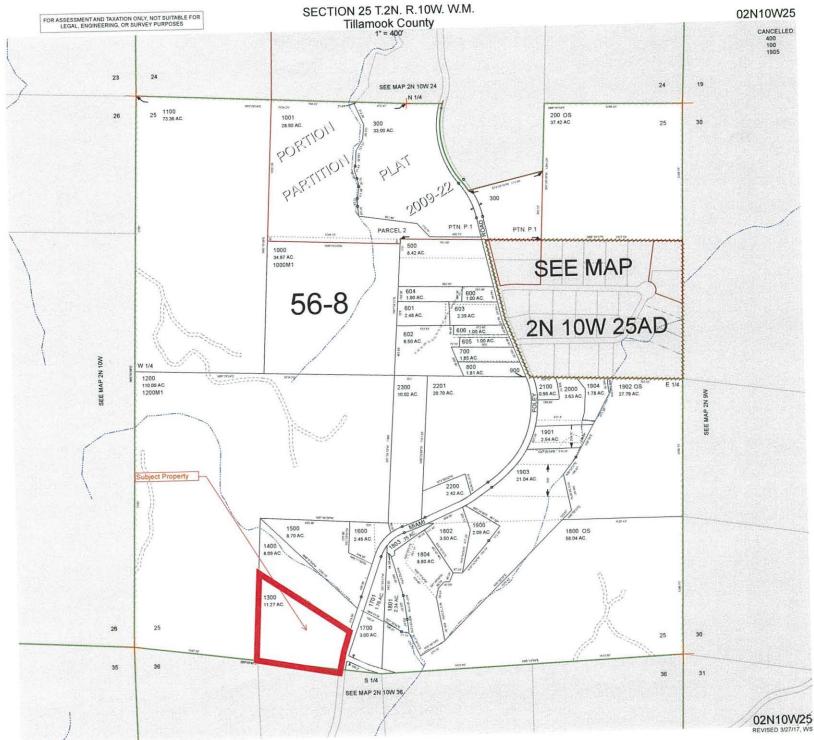
Generated with the GeoMOOSE Printing Utilities

Zoning Map

MOOSEMAPPING



Generated with the GeoMOOSE Printing Utilities



Tillamook County 2023 Real Property Assessment Report Account 9136

Map Code	- Tax II		N10250 608 - 9		00					Tax Status Account Status	Assessabl Active	8	
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Prop	erty Cla	ss 4	01	MA	SA	NH							
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Site	Situs A	Addres	s						Ci	ty		1	
	22800	MIAMI	FOLEY	' RD					C	YTAUC			
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Tillamook County 2023 Real Property Assessment Report Account 9136

Comments

6/10/09 Entered year built to 300 fragment,cb.

10/08/09 Updated inventory.ef

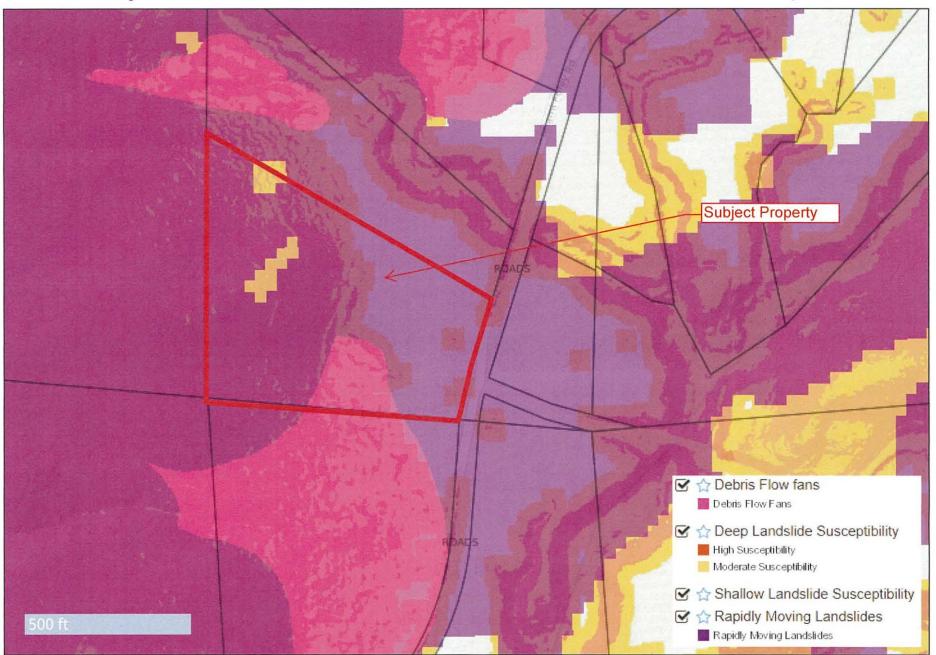
12/22/14 Reappraised land, tabled values. Updated size per GIS calculations. WH

05/17/17 GIS map was updated per survey B-3787 and there were size corrections for tax lots 1200, 1300, 1400, and 1500 - RMV changes only. Reapportioned MAV for Land and OSD based on the new values.ef 06/23/2023 Quonset hut and GPB demolished, adjusted RMV and MAV. HT

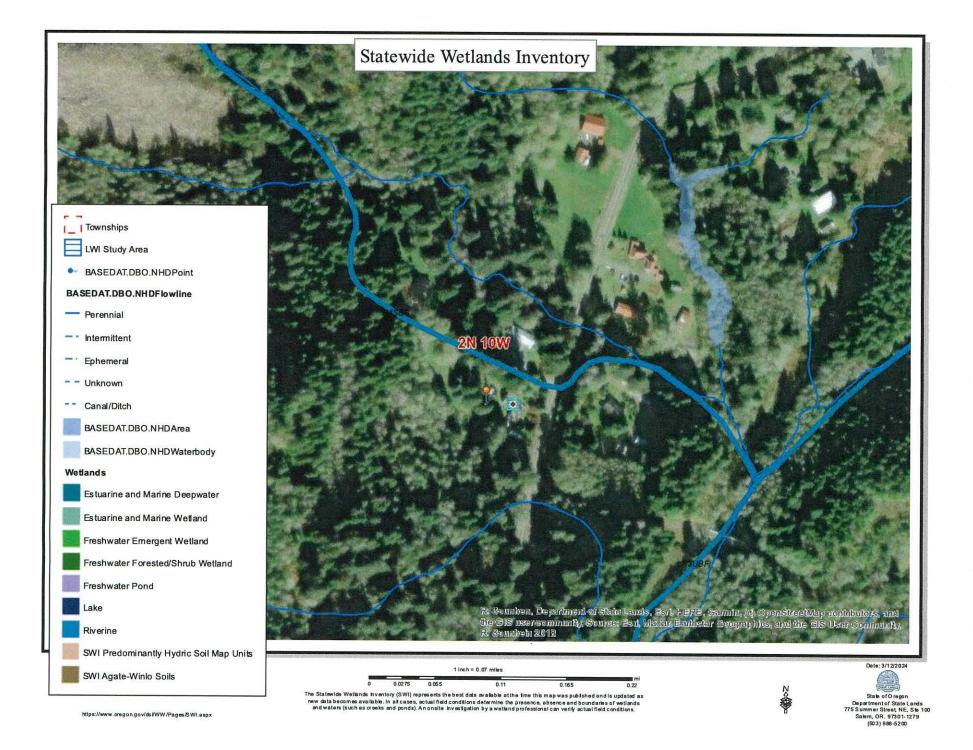
06/26/2023 Sales review-updated inventory and increased eff. age 5% for new roof, RMV only. Added missing inventory and garage to finished, applied exception. HT

Hazard Map

Oregon Coastal Atlas



Disclaimer: The spatial information hosted at this website was derived from a variety of sources. Care was taken in the creation of these themes, but they are provided "as is". The state of Oregon, or any of the data providers cannot accept any responsibility for errors, omissions, or positional accuracy in the digital data or underlying records. There are no warranties, expressed or implied, including the warranty of merchantability or fitness for a particular purpose, accompanying any of these products. However, notification of any errors would be appreciated. The data are clearly not intended to indicate the authoritative location of property boundaries, the precise shape or contour of the earth or the precise location of fixed works of humans.



National Flood Hazard Layer FIRMette



Legend

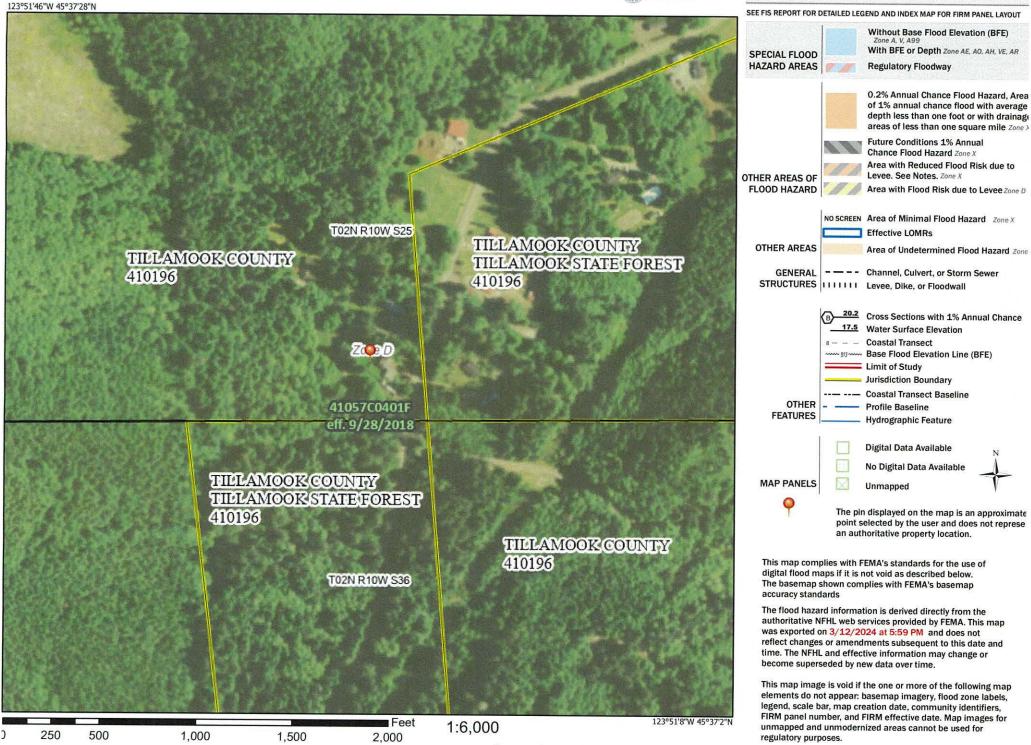


EXHIBIT B

	Tillamook County Departm 1510-B Third Street. Tillamoo www.co.tillamook.or.us	ent of Community Development k, OR 97141 Tel: 503-842-34	08 Fax: 503-842-1819
1	PLANNING APPL	ICATION	OFFICE USE ONLY Date Stamp
			Date stamp
Applicant 🗹	Check Box if Same as Pro	perty Owner)	RECEIVED
Name: Hole	() Connor Phone		NOV 1 5 2023
Address: 22	-800 Miami	Folen Rd	
City: Neh	alem State:	OR 210: 97131	Approved Denied
Email: 0	o west @ q	mail. com	Received by:
Property Own	ners (D'Con		Receipt #: 134661
Name: Hala	+ Thomas Phone		Fees: /345
Addross	800 Wiami F	The Pd	Permit No:
City: Nob	state:	OR Zip: 907131	851- <u>23</u> -000525-PLNG
Email:	scowest as a	mail com	
Request:	Recreational Farm Stand	Camp ground	
Type II		Type III	Type IV
□ Farm/Forest	Review	Appeal of Director's Decision	
Conditional L	Jse Review	Extension of Time	Appeal of Planning Commission
U Variance		Detailed Hazard Report	Decision Ordinance Amendment
	Resource or Riparian Setback ng Review (Major or Minor)	Conditional Use (As deemed by Director)	□ Large-Scale Zoning Map
	Permit Review for Estuary	□ Ordinance Amendment	Amendment
Development	The second	Map Amendment	Plan and/or Code Text
Non-farm dw			
	elling in Farm Zone	Goal Exception	Amendment
🗆 Foredune Gra	elling in Farm Zone ading Permit Review		Amendment
Foredune Gra Neskowin Coa	elling in Farm Zone		Amendment
 Foredune Gra Neskowin Coa Location: 	relling in Farm Zone ading Permit Review astal Hazards Area		Amendment
Foredune Gra Neskowin Coa Location: Site Address:	elling in Farm Zone ading Permit Review		Amendment chaben, OR 9713
 Foredune Gra Neskowin Coa Location: 	relling in Farm Zone ading Permit Review astal Hazards Area	Goal Exception	Amendment Chalen, OR 9713 5 1300 Ection Tax Lot(s)

Authorization

This permit application does not assure permit approval. The applicant and/or property owner shall be responsible for obtaining any other necessary federal, state, and local permits. The applicant verifies that the information submitted is complete, accurate, and consistent with other information submitted with this application.

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Shele C. O'Conno	
operty Owner Signature (Required)	Date
The C. O'Conn	
plicant Signature	Date

Land Use Application	Rev. 2/22/17	Page 1
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To Whom it May Concern:

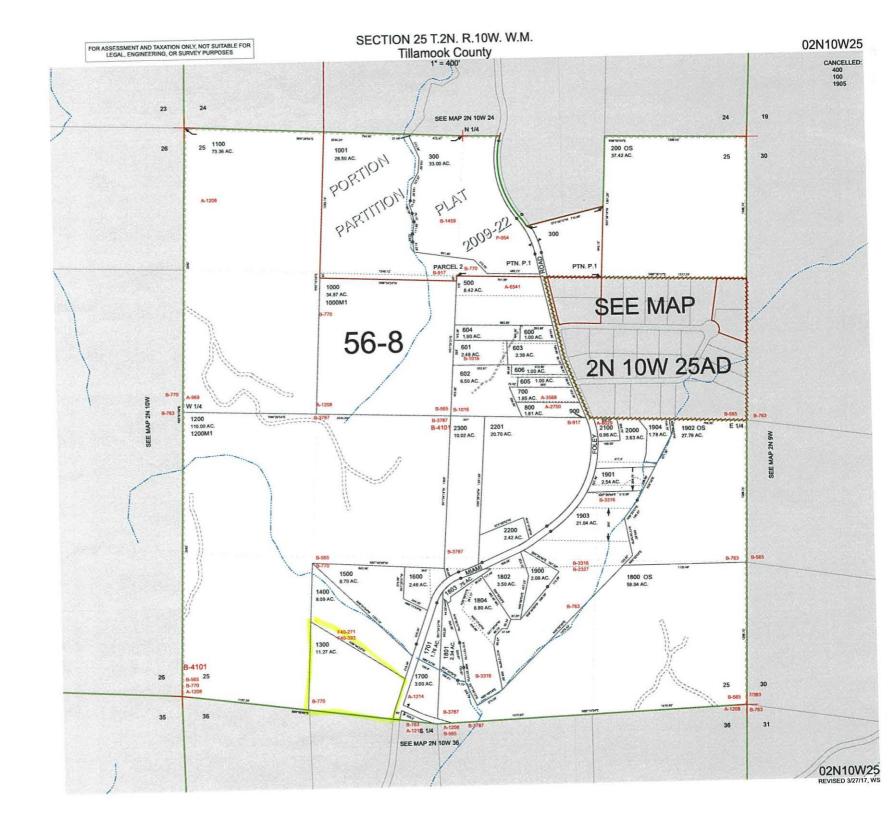
I am applying for a permit to have a Recreational Campground and Farm Stand on our Nehalem Property. Attached, please find my Conditional use Criteria regarding this endeavor. The request is for our property at: 22800 Miami Foley Road / Nehalem, OR 97131.

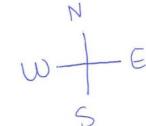
Our family moved here in the winter of 2020. We knew we had purchased a property which had had a residence and a business on it for decades. At the time, we purchased it, the property was unoccupied and had been for some time. The business, which was the Vermelia Shingle Mill, was long gone. That part of the property was basically a dump at the time of our purchase. During that first winter, our family cleaned out all the garbage from several years, taking many trips to the Tillamook Dump. By Spring it became apparent that the property would be ideal for a farm stand and a limited camping area. We installed a roadside fence for safety. After removing dead trees and briar bushes, we leveled off high spots and brought in many loads of gravel and chips.

Last summer we became aware of HipCamp. It sounded quite doable, so we decided to try it, by quickly preparing 3 sites. We advertised through the Hip Campsite and quickly had nice folks booking at our property. In the Fall we received a notice that we had not properly gone through the county channels to start such a business. We closed down immediately. Since then we have had conversations with the folks at the Tillamook Department of Community Development. With this preface I am submitting, for our family, a *Planning Application for a Recreational Campground and Farm Stand*. I am presenting this application using the *Conditional Use Review Criteria*, I received from Melissa Jenck at the county office. Ms Jenck was extremely helpful in clearly explaining the procedure our family needs to follow.

Sincerely,

Helen O'Connor 22800 Miami Foley Road Nehalem, OR 97131 <u>ocowest@gmail.com</u> 707-954-4480





Tillamook County Conditional Use Review Explanation

This document contains the O'Connor family plan to meet the Conditional Use Criteria created by Tillamook County for establishing a Recreational Campground and Family Farm Stand on our property at: 22800 Miami Foley Road Nehalem, OR 97131

*The O'Connor Property @ 22800 Miami Foley Road/Nehalem, OR falls in a RR2 zone which allows for camping on 10+ acres. Our property is 11.27 acres in size.

*Our proposed Recreational Campground Use meets the Applicable Goals and Policies of the Comprehensive Plan re: Goal 8 Recreation.

*The parcel is suitable for the proposed use of up to 10 sites, considering its size of 11.27 acres. It is off a main road, with campers turning into a flat, easy access campground off a straightaway.

*The proposed use will not alter the character of the surrounding area in a manner which substantially limits, impairs or prevents the use of surrounding properties for the permitted uses listed in the underlying zone. Miami Foley **already is a busy road**. Being a main through road, many campers, trucks and passenger cars use it everyday. Our property is on a straight away, which gives campers ample time to safely slow down and make the turn into the camping area. The Campground has a clear marker to help campers find it easily. The area has a large gate, making the turn into the property easy and non disruptive to Miami Foley traffic.

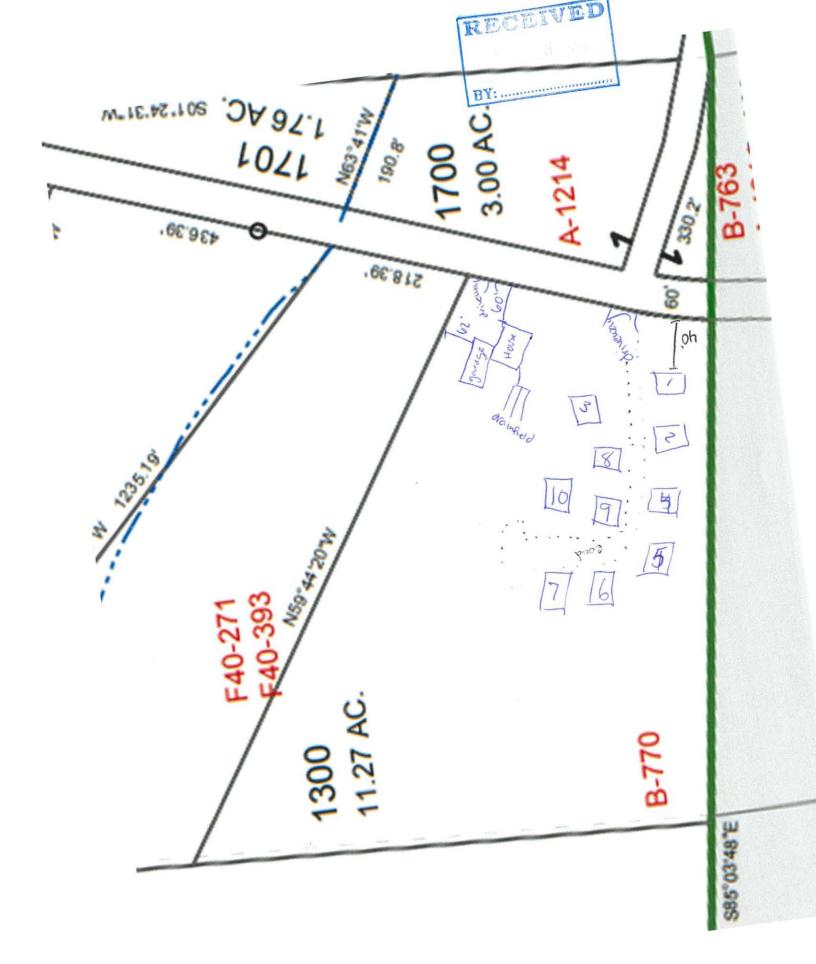
*The proposed use will not have a detrimental effect on existing solar energy systems, wind energy conversion systems or wind mills, because there are none in the area.

*We believe the use is timely, considering the adequacy of public facilities and services existing or planned for the area affected by the use.

22800 Miami Foley already has water and power on the property. Located on a good main road this campground and farmstand does not impact other residents with the coming and going of campers, as access is self contained to the property and doesn't involve any right of way issues with other residents on the Miami Foley.

*Having the Caregiver Home and a check-in station directly on the property, also makes this site unobtrusive to other residents on the Miami Foley or to travelers using the Miami Foley Road.

* A fire service letter already exists for this property



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purpose of serving the occupants of the campground. A camper as defined in Article I, shall not be allowed to stay any longer than six (6) months in any twelve (12) month period.

The standards contained in this Section are minimum standards. Additional standards may be required where necessary to meet other requirements of this Ordinance, i.e. Floodplain, Geologic Hazard zone, Riparian Vegetation.

(2) A RECREATIONAL CAMPGROUND shall be built to State standards and shall comply with the following provisions:

- A RECREATIONAL CAMPGROUND shall have: (a)
 - A minimum size of 1 acre or the minimum lot size of the zone, whichever is greater; i. Property 1> 11+ acres
 - A minimum number of 4 sites; ii.
 - $P_{10} P_{10} S_{10} S_{10} S_{10}$ A minimum width of space 23 feet or state minimum which ever is greater, for each site; iii. yes, will comply
 - Lot depths may vary in size, however maximum unit lengths shall be designated for each proposed iv. space, and each space shall include enough area for the required set-backs along with the maximum unit length; all sites eligible for texts or RUS
 - A minimum distance between actual unit location and interior road right-of-way of 10 feet. Each v. campsite will have direct access to interior road right-of-way;
 - yes, will comply
 - And all property lines not abutting an exterior roadway shall be 10 feet. A minimum distance vi. between actual unit and an exterior roadway shall be 20 feet; complied as shown on site plan
 - A minimum distance between actual units of 15 feet; vii. yes will weet or excede
 - Minimum distance between actual unit and community or service buildings of 10 feet; yes will comply or excede Campground roads shall have a surface width of at least 16 feet with 2 foot shoulders on each side. viii.
 - ix. All interior park roads shall be surfaced to minimum County road standards and well- drained. No
 - on-street parking shall be allowed: will comply (site parking is provided) Walkways not less than three (3) feet wide may be required to be provided from trailer spaces to x. community and service buildings. All access roads and walkways should be well lighted; will comply
 - All areas not used for spaces, motor vehicle parking, traffic circulation, or service or community xi. buildings shall be completely and permanently landscaped or maintain existing natural vegetation. The landscaping shall be maintained in good condition, will maintain vegetation control
 - xii. A sight-obscuring fence and/or buffer strip of vegetation may be required on every side of a
 - RECREATIONAL CAMPGROUND:. cxist vegetation will be maintained xiii. Trash cans shall be provided in convenient locations for the use of guests of the park, and shall be located in such number, and shall be of such capacity, that there is no uncovered accumulation of trash at any time;

will comply



- xiv. All Recreational Vehicles staying in the park shall be assigned to a space. No space shall have more than one (1) Recreational Vehicle or tent assigned to it, except as provided in State law;
- xv. Approval of a recreational campground shall not be construed to be an approval of the building plans for building permit review purposes. All proposed building construction must meet Uniform Building Code requirements as part of building permit review;
- xvi. On-site storage areas, for park residents only, may be allowed. If allowed, the storage area shall be screened or combined landscape and screening with a 6 foot high sight obscuring fence or hedge along all exterior property lines of the storage area; $\sim \circ \quad \ll e^{1/2} \sim 6^{1/2}$
- xvii. Preliminary plans which contain all the information specified in OAR 333-31-059 shall be submitted to the Planning Department when requesting Conditional Use approval.
- xviii. All RECREATIONAL CAMPGROUNDS, which legally existed prior to the date of this Ordinance, and which have submitted complete Master Plans to the department for review, shall be considered an "existing use" if:
 - 1. The RECREATIONAL CAMPGROUND is in compliance with all State regulations and County Sanitation regulations; and
 - 2. Master Plans and review fees are submitted to the department no later than December 31, 1986; and
 - 3. The department issues a letter to the RECREATIONAL CAMPGROUND owner indicating that the campground meets the above two criteria.

If it is determined by the department that the RECREATIONAL CAMPGROUND does meet the first two criteria, the department shall submit the letter, mentioned in (c) above, to the campground owner. At that time, only that portion of the campground identified in the Master Plan, will then be considered an "existing use".

Only those campgrounds who retain the confirmation letter will be considered an "existing use". In the future, if one of the "existing use" campgrounds enlarge or expand, only that new portion of the campground will be required to meet the County standards.

The "existing use" RECREATIONAL CAMPGROUNDS are to be allowed to remain as they are represented within the accepted Master Plan on only that portion of the property designated. If the use is vacated for over one year the "existing use" designation shall be void, and any new use of the property shall conform to the requirements of this Ordinance.

The "existing use" may be sold or transferred to new owners. The new owners will maintain the same rights as the previous owners.

xix. The accessory commercial uses such as gas pump, laundry, grocery store and recreational facilities shall not exceed the requirements of Rural Commercial, Section 3.020.

xx. New full hook-up parks requiring a community septic/sewer system are permitted only within adopted unincorporated community boundaries.

