



NOTICE OF LAND USE DECISION

Coos County Planning
225 N. Adams St.
Coquille, OR 97423
<http://www.co.coos.or.us/>
Phone: 541-396-7770
Fax: 541-396-1022

This decision notice is required to be sent to the property owner(s), applicant(s), adjacent property owners (distance of notice is determined by zone area – Urban 100 feet, Rural 250 feet, and Resource 750 feet), special taxing districts, agencies with interest, or person that has requested notice. The development is contained within the identified property owners land. Notice is required to be provided pursuant to ORS 215.416. Please read all information carefully as this decision. (See attached vicinity map for the location of the subject property).

NOTICE TO MORTGAGEE, LIENHOLDER, VENDOR OR SELLER: ORS CHAPTER 215 (ORS 215.513) REQUIRES THAT IF YOU RECEIVE THIS NOTICE, IT MUST PROMPTLY BE FORWARDED TO THE PURCHASER.

Date of Notice: **Friday, July 09, 2021**

File No: PLA-21-006

Proposal: Request for a land use authorization for a Property Line Adjustment

Applicant(s): RUBY E LIVELY LIVING TRUST WEYERHAEUSER COMPANY
LIVELY, RUBY E TTEE C/O TAX DEPARTMENT-DAWN
PO BOX 525 BYERS
POWERS, OR 97466-0525 220 OCCIDENTAL AVE S
SEATTLE, WA 98104-3120

Surveyor(s): Jerry Estabrook
130 Hilltop Drive
Lakeside, OR 97449

Staff Planner: Crystal Orr, Planner I

Decision: **Approved with Conditions.** All decisions are based on the record. This decision is final and effective at close of the appeal period unless a complete application with the fee is submitted by the Planning Department at 5 p.m. on **Wednesday, July 21, 2021.** Pursuant to Section 5.8.100 Property Line Adjustments are appealable within twelve (12) days the written notice is mailed. Appeals are based on the applicable land use criteria. Property line adjustments are subject to Coos County Zoning and Land Development Ordinance (CCZLDO) Article 6.3 Property Line Adjustments. **Civil matters including property disputes outside of the criteria listed in this notice will not be considered. For more information please contact the staff planner listed in this notice.**

Property Information

Account Numbers	1422904	1422902
Map Numbers	31S111800-00400	31S111800-00500
Property Owners	WEYERHAEUSER COMPANY C/O TAX DEPARTMENT-DAWN BYERS 220 OCCIDENTAL AVE S SEATTLE, WA 98104-3120	RUBY E LIVELY LIVING TRUST LIVELY, RUBY E TTEE PO BOX 525 POWERS, OR 97466-0525
Situs Addresses	NO SITUS ISSUED	41737 SOUTH POWERS RD POWERS, OR 97466

This notice shall be posted from July 9, 2021 to July 21, 2021

Acreages	28.63 Acres	4.30 Acres
Zonings	EXCLUSIVE FARM USE (EFU) INDUSTRIAL (IND)	EXCLUSIVE FARM USE (EFU) INDUSTRIAL (IND)

The purpose of this notice is to inform you about the proposal and decision, where you may receive more information, and the requirements if you wish to appeal the decision by the Director to the Coos County Hearings Body. Any person who is adversely affected or aggrieved or who is entitled to written notice may appeal the decision by filing a written appeal in the manner and within the time period as provided below pursuant to Coos County Zoning and Land Development Ordinance (CCZLDO) Article 5.8. If you are mailing any documents to the Coos County Planning Department the address is 250 N. Baxter, Coquille OR 97423. Mailing of this notice to you precludes an appeal directly to the Land Use Board of Appeals.

Mailed notices to owners of real property required by ORS 215 shall be deemed given to those owners named in an affidavit of mailing executed by the person designated by the governing body of a county to mail the notices. The failure of the governing body of a county to cause a notice to be mailed to an owner of a lot or parcel of property created or that has changed ownership since the last complete tax assessment roll was prepared shall not invalidate an ordinance.

The application, staff report and any conditions may be found at the following link: <https://www.co.coos.or.us/planning/page/land-use-applications-submitted> The application and all documents and evidence contained in the record, including the staff report and the applicable criteria, are available for inspection, at no cost, in the Planning Department located at 225 North Adams Street, Coquille, Oregon; however, an appointment is required to be setup for viewing purposes. Copies may be purchased at a cost of 50 cents per page. The decision is based on the application submittal and information on record. The name of the Coos County Planning Department representative to contact is Crystal Orr, Planner I and the telephone number where more information can be obtained is (541) 396-7770.

Failure of an issue to be raised in a hearing, in person or in writing, or failure to provide statements of evidence sufficient to afford the Approval Authority an opportunity to respond to the issue precludes raising the issue in an appeal to the Land Use Board of Appeals.

Reviewed by:  Date: Friday, July 09, 2021
Crystal Orr, Planner I

This decision is authorized by the Coos County Planning Director, Jill Rolfe based on the staff's analysis of the Findings of Fact, Conclusions, Conditions of approval, Application and all evidence associated as listed in the exhibits.

EXHIBITS

- Exhibit A: Conditions of Approval
- Exhibit B: Vicinity Map
- Exhibit C: Adjustment Map

The following exhibits are on file at the Coos County Planning Department and may be accessed by contacting the department. All noticeable decisions are posted on the website for viewing when possible.

- Exhibit D: PLA-21-006 Staff Report -**Findings of Fact and Conclusions**
- Exhibit E: Comments Received
- Exhibit F: Application

EXHIBIT "A"
CONDITIONS OF APPROVAL

The applicant shall comply with the following conditions of approval with the understanding that all costs associated with complying with the conditions are the responsibility of the applicants and that the applicants are not acting as an agent of the county. If the applicant fails to comply or maintain compliance with the conditions of approval the permit may be revoked as allowed by the Coos County Zoning and Land Development Ordinance. Please read the following conditions of approval and if you have any questions contact planning staff.

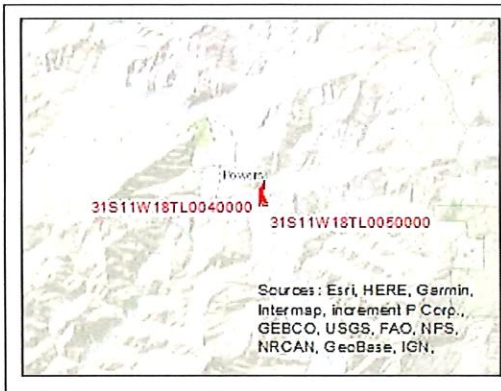
1. All applicable mapping and filing requirements shall be complied with as listed below. If a map is required it shall be submitted to the Surveyor's office with the deeds. The deeds shall not be filed and that map has the appropriate signatures. Copies of all recorded deeds shall be submitted as the final step in the process.
2. Map and Monuments Required:
 - a. For any resulting lot or parcel ten acres or less, a survey map that complies with ORS 209.250 shall be prepared; and
 - b. The survey map shall show all structures within ten (10) feet of the adjusted line; and
 - c. The survey shall establish monuments to mark the adjusted line; and
 - d. If a survey is required, the deed shall be recorded, and the Survey Map shall be filed simultaneously. The survey map, with the signature of the Coos County Planning Director shall be submitted to the County Surveyor along with the required filing fee. The survey map will be given a filing number which will be added to the Property Line Adjustment deed. The deed will then be recorded whereupon the recording number for said deed will be added to the face of the survey map. Said map will then be filed with the County Surveyor, completing the process.
3. Within one year from the date of tentative approval, the applicant shall prepare and submit to the Director any map required by Section 6.2.800(4) and Section 6.2.800(5) if a survey is required.
4. **Final approval** - The applicant shall submit proof that the requirements of the tentative approval have been met. Upon submittal by the applicant that all conditions of approval have been met along with the deed and map, if required, have been provided along with the recording fee to the Planning Director a final determination will be made. the Director shall advise the applicant in writing if the documents submitted are sufficient or if amendments are required.
 - a. **The following items shall be submitted to the Coos County Planning Department prior to one year of the tentative decision:**
 - i. A supplemental document explaining how all conditions of approval have been completed and the applicant is ready for a final determination; and
 - ii. The applicant or applicant's surveyor shall prepare and submit to the Planning Director any map required by Section 6.2.800(4) and Section 6.2.800(5) if a survey is required as explained under the Surveyor's comments; and
 - iii. A deed following the exact format found in Figure 1 of Section 6.3.175.
 - b. Once the required documents are received by the County Planning Department, they will be forwarded to the County Surveyor and Cartographer for final comments. If revisions are required, the applicant and/or representative will be notified as soon as the revisions are identified. If there are no revisions required Staff will sign the map and route the map and deed on the Surveyor's Office for completion and recording along with the recording fee. If there is no Survey Map required Planning Staff will submit the deed to the County Clerk's Office with the fee to be recorded.

**EXHIBIT "B"
VICINITY MAP**



COOS COUNTY PLANNING DEPARTMENT

Mailing Address: 225 N. Adams, Coquille, Oregon 97423
Physical Address: 60 E. Second, Coquille Oregon
Phone: (541) 396-7770
TDD (800) 735-2900



File: PLA-21-006

Owner:/
Owner: Ruby Lively/
 Weyerhaeuser Company

Date: July 7, 2021

Location: Township 31S Range 11W
 Section 18 TL 400 & 500

Proposal: Property Line Adjustment

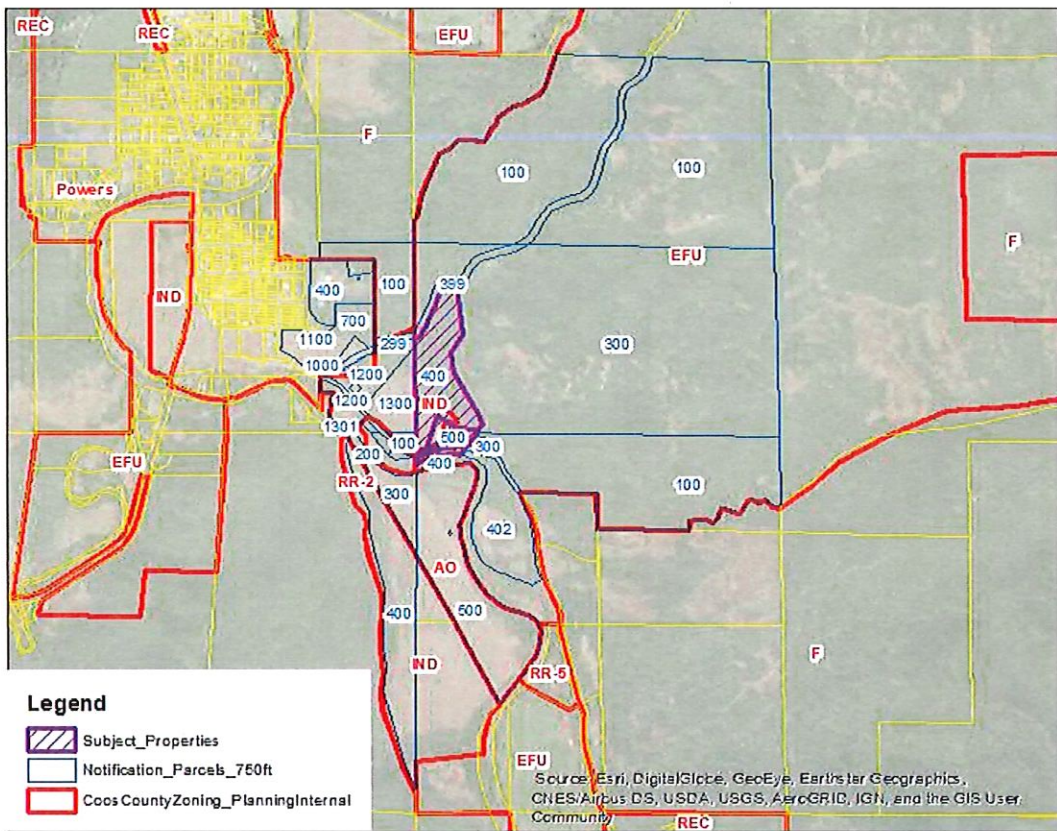


EXHIBIT "C"
BEFORE AND AFTER ADJUSTMENT MAPS
BEFORE:



AFTER:

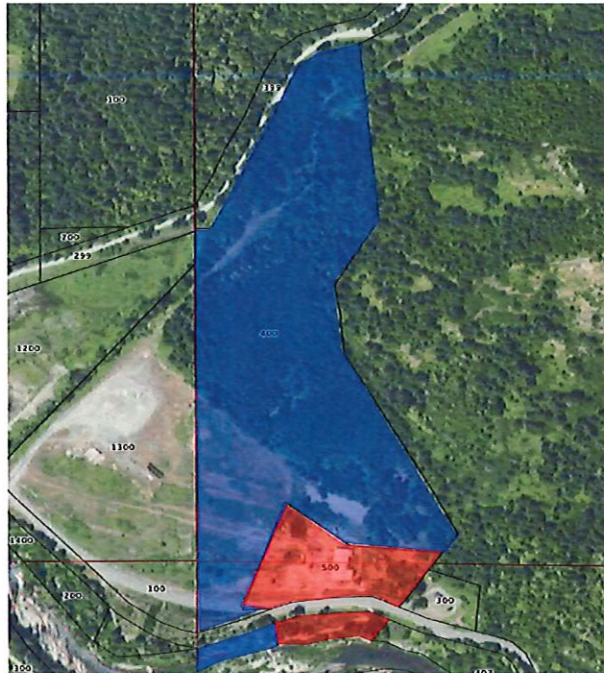


EXHIBIT "D"
STAFF REPORT
FINDINGS OF FACT AND CONCLUSIONS

I. PROPOSAL AND BACKGROUND/PROPERTY HISTORY INFORMATION:

A. Proposal: The proposal is a request for Planning Director Approval of a Property Line Adjustment between two lawful parcels to give tax lot 500 access to the Coquille River.

B. BACKGROUND INFORMATION:

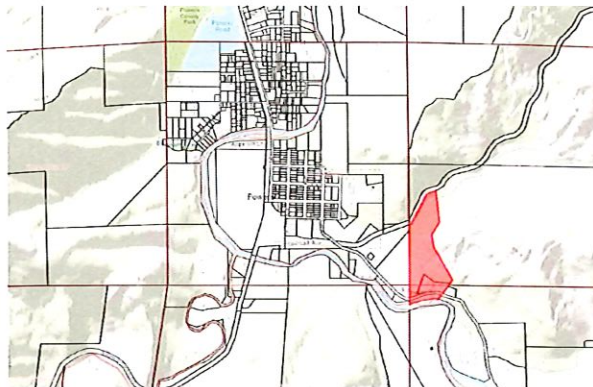
Tax lot 500 has a Wood Product Mill that is assessed as year built of 1966, which predates the Coos County Zoning and Land Development Ordinance (CCZLDO) and is considered lawfully sited. These tax lots were approved for a Property Line Adjustment in 2016 (PLA-16-003) that gave the parcels their current configuration.

C. COMPLIANCE PURSUANT TO SECTION 1.1.300: *It shall be unlawful for any person, firm, or corporation to cause, develop, permit, erect, construct, alter or use any building, structure or parcel of land contrary to the provisions of the district in which it is located. No permit for construction or alteration of any structure shall be issued unless the plans, specifications, and intended use of any structure or land conform in all respects with the provisions of this Ordinance.*

FINDINGS: There were no compliance issues discovered during the review of this proposal. The properties were created lawfully, and the one (1) structure sited on tax lot 500 predates the Coos County Zoning and Land Development Ordinance (CCZLDO). If other development exists beyond what is available from the county records or the aerial images, then it could be a compliance issue in the future. However, at the time of this report and with the information available staff finds that properties are compliant with the CCZLDO.

BASIC FINDINGS:

A. LOCATION: These units of land are accessed by South Powers Road located south to southeast of the City of Powers.



B. ZONING: Both parcels are split zoned Industrial (IND) and Exclusive Farm Use (EFU). The portion of property being adjusted is solely Exclusive Farm Use (EFU).

ARTICLE 4.2 – ZONING PURPOSE AND INTENT

Section 4.2.500 Resource Zones - Exclusive Farm Use (EFU)

These include all inventoried "agricultural lands" not otherwise found to be needed (excepted) for other uses. The purpose of the EFU district is to preserve the integrity and encourage the conservation of agricultural lands within Coos County and thereby comply with the provisions of ORS 215 and OAR 660. Division 33 to minimize conflicts between agricultural practices and non-farm uses by limiting any development to uses distinguished as dependent upon or accessory to supporting agricultural or forestry production and which qualify such farm lands for special

tax relief pursuant to the provisions of Oregon Revised Statutes. This zone is also for the cultivation and marketing of specialty crops, horticultural crops and other intensive farm uses.

C. SPECIAL DEVELOPMENT CONSIDERATIONS AND OVERLAYS:

- a. *SECTION 4.11.125 Special Development Considerations: The considerations are map overlays that show areas of concern such as hazards or protected sites. Each development consideration may further restrict a use. Development considerations play a very important role in determining where development should be allowed In the Balance of County zoning. The adopted plan maps and overlay maps have to be examined in order to determine how the inventory applies to the specific site.*
- b. *SECTION 4.11.200 Purpose: Overlay zones may be super-imposed over the primary zoning district and will either add further requirements or replace certain requirements of the underlying zoning district. The requirements of an overlay zone are fully described in the text of the overlay zone designations. An overlay zone is applicable to all Balance of County Zoning Districts and any zoning districts located within the Coos Bay Estuary Management Plans when the Estuary Policies directly reference this section.*

Staff reviewed the full policies and proposal does require any type land development; therefore, the Special Development Consideration and/or Overlay Zone are not applicable to this review.

D. SITE DESCRIPTION AND SURROUNDING USES:

Tax lot 400 currently consists of 41.05 acres, and tax lot 500 consists of 4.30 acres. Both parcels are Industrial (IND) and Exclusive Farm Use (EFU) zoned and are surrounded by like zoning. The surrounding parcels appear to be used for residential, industrial and timber production.

E. COMMENTS:

- a. **PUBLIC AGENCY:** The only comment received was from the Coos County Surveyor's office. Please see his comment at Exhibit E.
- b. **PUBLIC COMMENTS:** This application request did not require any request for comments prior to the release of the decision pursuant to notice of decision requirements found in Chapter V of the CCZLDO.
- c. **LOCAL TRIBE COMMENTS:** This application request did not require a request for comments prior to the release of the decision.

F. LAWFULLY CREATED UNIT OF LAND: All tax lots were lawfully created pursuant to 6.1.125.1.e by deeds prior to any Zoning and Land Development Ordinances (deed document numbers Tax lot 400:298/141 & Tax lot 500: 74-95912). These tax lots were approved for a Property Line Adjustment in 2016 (PLA-16-003) that gave the parcels their current configuration.

II. STAFF FINDINGS AND CONCLUSIONS:

a. SUMMARY OF PROPOSAL AND APPLICABLE REVIEW CRITERIA:

The proposal is for Planning Director Approval of a Single Property Line Adjustment between two lawfully created units of land. The proposal is subject to Coos County Zoning and Land Development (CCZLDO) Article 6.3 Property Line Adjustments.

b. Key definitions:

- *ACTIVITY: Any action taken either in conjunction with a use or to make a use possible. Activities do not in and of themselves result in a specific use. Several activities such as dredging, piling and fill may be undertaken for a single use such as a port facility. Most activities may take place in conjunction with a variety of uses.*

- *DEVELOP: To bring about growth or availability; to construct or alter a structure, to conduct a mining operation, to make a physical change in the use or appearance of land, to divide land into parcels, or to create or terminate rights to access.*
- *DEVELOPMENT: The act, process or result of developing.*
- *USE: The end to which a land or water area is ultimately employed. A use often involves the placement of structures or facilities for industry, commerce, habitation, or recreation.*
- *ZONING DISTRICT: A zoning designation in this Ordinance text and delineated on the zoning maps, in which requirements for the use of land or buildings and development standards are prescribed.*
- *Dwelling: Any building that contains one or more dwelling units used, intended, or designed to be built, used, rented, leased, let or hired out to be occupied, or that are occupied for living purposes.*

c. *Criteria and standards for Property Line Adjustments*

• **SECTION 6.3.125 PROCEDURE:**

1. *An application for a line adjustment or elimination shall be filed by the owners of all lots or parcels affected. The application shall be accompanied by an appropriate fee and contain the following information:*
 - a. *Reason for the line adjustment;*
 - b. *Vicinity map locating the proposed line adjustment or elimination in relation to adjacent subdivisions, partitions, other units of land and roadways;*
 - c. *A plot plan showing the existing boundary lines of the lots or parcels affected by the line adjustment and the approximate location for the proposed adjustment line. The plot plan shall also show the approximate location of all structures within ten (10) feet of the proposed adjusted line;*
 - d. *A current property report (less than 6 months old) indicating any taxes, assessment or other liens against the property, easements, restrictive covenants and rights-of-way, and ownerships of the property of the proposed development. A title report is acceptable. The Planning Director may waive any portion of this requirement if the property is large and does not have a lien holder.*
 - e. *A notice of application and decision will be provided to any and all lien holders of record for the property that will be affected by the proposed adjustment. Applicants should consult with any and all such lien holders prior to submittal of an application.*

FINDING: The reason for the property line adjustment is to reconfigure the lots to give tax lot 500 access to Coquille River. The application was received on March 9, 2021 and was deemed complete on April 6, 2021. A Vicinity Map showing the adjustment was submitted. A property report was waived as the property owner does not have a lien holder and did provide the appropriate deeds. There are no lien holders of record to provide notice or to consult with.

The application was receipted on March 9, 2021. The application was found to comply and include all required information, forms and fees as of April 6, 2021. This is within the 30 day as consistent with ORS 215.427 as codified in the CCZLDO Section 5.0.250. From the date the application was found to be complete and, given the zoning, Coos County is required to render a final action within 150 days for an application that requires a land use notice of decision. This decision has been rendered within 94 days. The tentative decision will become final when the appeal period has expired, and no appeals have been filed. The final approval of this request will be completed once the conditions of approval have been completed and the survey map has been filed with the County and the deed has been recorded.

Therefore, all criteria have been satisfied.

2. *A line adjustment is permitted only where an additional unit of land is not created and where the lot or parcel reduced in size by the adjustment complies with the requirements of the applicable zone except that a line adjustment for the purpose of exchange or transfer of land between resource land owners shall be allowed so long as:*
 - a. *No parcel is reduced in size contrary to a condition under which it was formed;*
 - b. *The resulting parcel sizes do not change the existing land use pattern (e.g. two conforming parcels must remain conforming); and*
 - c. *Two non-conforming parcels may remain non-conforming; and, two parcels, one conforming and one non-conforming, may remain as such regardless of which parcel is non-conforming after the exchange or transfer).*

FINDING: Both units of land were lawfully created by deed as explained earlier in this report. There were no requirements for size at the time they were created which complies with “a” above.

The zoning within this adjustment is Exclusive Farm Use (EFU) which is considered a resource zoning, the minimum lot size is 80 acres. In order for a parcel to be considered conforming it would need to meet the minimum lot size of 80 acres. Both tax lots are below the minimum lot size for the resource zoning districts. Tax lot 400 is a legal non-conforming parcel with 41.05 acres and tax lot 500 is a legal non-conforming parcel with 4.30 acres. The Property Line Adjustment will result in a reduction of acreage for Tax Lot 400 to 40.09 acres and tax lot 500 will gain acreage to 5.26 acres. This means that the adjustment will not change the conformance status of the parcels as both parcels will remain non-conforming.

Therefore, this request complies with the criteria under this section.

3. *An encroachment of existing or planned structures will not be created within required setbacks as a result of the line adjustment.*

FINDING: No encroachment will be created through this process and any future structures will be required to comply with the setback requirements in the applicable zoning district.

4. *A line adjustment for a lot or parcel that contains a dwelling, not on a public sanitation system, and is less than an acre before the adjustment and further reduced as a result of the adjustment shall obtain documentation from Department of Environmental Quality (DEQ) that the sanitation system will still meet their requirements.*

FINDING: According to the county records there are currently no dwellings involved in this property line adjustment. The change in the property line will result in units of land that exceed one (1) acre. Therefore, this condition does apply.

5. *In resource lands, a unit of land containing a dwelling, or approved for construction of a dwelling, cannot be adjusted with a vacant resource unit of land for the purpose of qualifying the vacant unit for a 160-acre dwelling.*
 - a. *A resource unit of land less than 160 acres and containing a (preexisting) dwelling, or approved for construction of a dwelling, cannot be adjusted with a vacant resource unit of land for the purpose of qualifying the vacant unit for a 160-acre dwelling;*

- b. *A resource unit of land 160 acres or greater and containing a (preexisting) dwelling, or approved for construction of a dwelling, cannot be adjusted below 160 acres with a vacant resource unit of land for the purpose of qualifying the vacant unit for a 160-acre dwelling;*
- c. *A resource unit of land 160 acres or greater and containing a dwelling approved as a 160-acre dwelling, or approved for construction of a 160-acre dwelling, cannot be reduced below 160 acres for the purpose of qualifying the vacant unit for a 160-acre dwelling.*

FINDING: This adjustment is not to qualify either unit of land for a dwelling. Therefore, this criterion does not apply.

- 6. *Same Designation: A line adjustment shall only be permitted where the sale or transfer of ownership is made between abutting owners of like designated lands, residential lands, commercial lands, industrial lands, resource lands, and estuary zoned lands unless an existing structure encroaches over an existing property boundary or the boundary line adjustment is required to comply with requirements of the State Department of Environmental Quality for a subsurface sewage system.*

FINDING: The parcels are both like zoned; therefore, this criterion has been met.

- ***SECTION 6.3.150 EASEMENTS AND ACCESS:***

A line adjustment shall have no effect on existing easements or access. Access shall not be eliminated through a property line adjustment process. If an access is potentially affected then an easement may be created for access to comply with this criterion.

FINDING: There will be no effect on existing easements. Therefore, this criterion has been met.

III. DECISION:

The proposed Property Line Adjustment meets the requirements of the Coos County Zoning and Land Development Ordinance, with conditions listed in Exhibit "A" of this report.

IV. EXPIRATION:

This is a tentative approval that is valid for up to one year. To finalize this decision the applicant shall comply with the approval and filing requirements found in the conditions of approval in Exhibit "A" of this report once the appeal period has expired and an appeal has not be filed.

V. NOTICE REQUIREMENTS:

A notice of decision will be provided to property owners within 750 feet of the subject properties and the following agencies, special district or parties:

A Notice of Decision and Staff Report will be provided to the following:

Applicants/Owners, Department of Land Conservation and Development, County Surveyor, County Assessor's Cartography Staff, Planning Commission and Board of Commissioners.

Adjacent property owners will receive a Notice of Decision and maps, but all other attachments can be found by contacting the Planning Department or visiting the website. If not found on the website the public may contact the department to view the official record.

Special districts to receive notice: There are no special districts that required notice for these units of land.

EXHIBIT "F"
COMMENTS RECEIVED



COOS COUNTY SURVEYOR
250 N. Baxter Street, Coquille, Oregon 97423

Michael L. Dado
541-396-7586
Email coosurvey@co.coos.or.us

March 11, 2021

PLA-21-006
Ruby Lively
31-11- 18, TL 500
Weyerhaeuser Company
31-11-18, TL400

Crystal,

I have no objections to this proposed Property Line Adjustment. The newly adjusted line will have to be surveyed and monumented.
I have no further comments at this time.

Very truly yours

A handwritten signature in black ink that reads "Michael L. Dado". The signature is written in a cursive style with a large initial "M" and a long horizontal stroke extending to the left.

Michael L. Dado

EXHIBIT "G"
APPLICATION

DocuSign Envelope ID: 3FAA469B-A462-4DCA-A4E4-949B6DCE0DE3



PROPERTY LINE ADJUSTMENT
SUBMIT TO COOS COUNTY PLANNING DEPT. AT 225 N. ADAMS STREET OR MAIL TO:
COOS COUNTY PLANNING 250 N. BAXTER, COQUILLE OR 97423. EMAIL
PLANNING@CO.COOS.OREG.US PHONE: 541-396-7770

FILE NUMBER: PLA-21-006

Date Received: 3/9/21 Receipt #: 90257947 Received by: MB
This application shall be filled out electronically. If you need assistance please contact staff. If the fee is not included the application will not be processed.
(If payment is received on line a file number is required prior to submittal)

LAND INFORMATION

A. Land Owner(s) Ruby Lively

Mailing address: 41737 South Powers Road, Powers, OR 97466

Phone: 541-439-4584 Email: NA

Township: 31S Range: 11W Section: 18 & 19 ¼ Section: Select 1/16 Section: Select Tax lot: 500

Tax Account Number(s): 1422902 Zone: Select Zone Exclusive Farm Use (EFU)

Acreage Prior to Adjustment: 4.30 Acreage After the Adjustment 5.26

B. Land Owner(s) Weyerhaeuser Company

Mailing address: 220 Occidental Avenue South, Seattle, WA 98401

Phone: 800-525-5440 Email: david.cutler@weyerhaeuser.com

Township: 31S Range: 11W Section: 18 & 19 ¼ Section: Select 1/16 Section: Select Tax lot: 400

Tax Account Number(s) 1422904 Zone Exclusive Farm Use (EFU)

Acreage Prior to Adjustment: 41.05 Acreage After the Adjustment 40.09

C. Surveyor Jerry Estabrook

Mailing Address 130 Hilltop Drive, Lakeside, OR 97449

Phone #: 541-294-6915 Email: estabrooksurveying@gmail.com

Any property information may be obtained from a tax statement or can be found on the County Assessor's webpage at the following links: [Map Information](#) Or [Account Information](#)

Was property one created through a land division? Yes No

Was property two created through a land division? Yes No

Are there structures on the property? Yes No

If there are structures please provide how far they are in feet from the adjusted boundary line:
200

Is there a sanitation system on the one or both properties, if so, please indicate the type of system

Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Onsite Septic System <input checked="" type="checkbox"/>	Public Sewer <input type="checkbox"/>

Is property one going to result in less than an acre and contain a dwelling? Yes No

Is property two going to result in less than an acre and contain a dwelling? Yes No

Is one or both properties zoned Exclusive Farm Use or Forest? Yes No

Will the property cross zone boundaries? If so, a variance request will be required. Yes No

Will the property line adjustment change the access point? Yes No

Acknowledgment Statement: I hereby declare that I am the legal owner of record or an agent having consent of the legal owner of record and I am authorized to obtain land use approvals. The statements within this form and submittal information provided are true and correct to the best of my knowledge and belief. I understand that any authorization for land use approval may be revoked if it is determined that it was issued based on false statements, misrepresentation or in error.

Property Owner Signatures

Bueloy & Lively, TRUSTEE

Designated by:
Jim Bunker
7E44NE270AE84CF
Land Asset Manager, Weyerhaeuser Company

Section 5.0.150 Application Requirements:

Applications for development (includes land divisions and relocation of property boundary) or land use actions shall be filled on forms prescribed by the County and shall include sufficient information and evidence necessary to demonstrate compliance with the applicable criteria and standards of this ordinance and be accompanied by the appropriate fee.

Please check off that all the required documents have been submitted with the application. Failure to submit documents will result in an incomplete application or denial.

Purpose of the Property Line Adjustment:

The purpose of the property line adjustment is to add property to TL 500 by taking property from TL 400. This will give the owners of TL 500 access to the South Coquille River.

A before and after vicinity map locating the proposed line adjustment or elimination in relocation to adjacent subdivisions, partitions, other units of land and roadways.

A plot plan showing the existing boundary lines of the lots or parcels affected by the line adjustment and the approximate location for the proposed adjustment line. The plot plan needs reflect structures as follows:
1. Within Farm and Forest at least within 30 feet of the property boundaries.
2. Within Rural Residential at least 10 feet of the property boundaries.
3. Within Controlled Development at least within 20 feet of the boundaries.
4. Within Estuary Zones at least within 10 feet of the boundaries.
5. Within Commercial and Industrial within 10 feet of the boundaries.

A current property report (less than 6 months old) indicating any taxes, assessment or liens against the property, easements, restrictive covenants and rights-of-way, and ownerships of the property. A title report is acceptable. *This shall be for both properties.* At the minimum a deed showing the current lien holders, reference to easements, covenants and ownership will be accepted for both properties. A notice will be provided to any lien holder as part of this process.

Please list all Lien Holders names and addresses:

Property 1: _____
Property 2: _____

Please answer the following:

Will the adjustment create an additional Unit of land?	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
Does property 1 currently meet the minimum parcel/lot size ?	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
Does property 2 currently meet the minimum parcel/lot size?	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>

MOULE & FRANK
LAWYERS
259 East Fifth Avenue, Suite 300B
Eugene, OR 97401

David Moule
Jay W. Frank

Tel: 541.485.1311
Fax: 541.485.0866
moulefrank@aol.com

AUTHORIZATION

January 29, 2021

I, Ruby E. Lively, trustee of the Ruby E. Lively Living Trust, hereby authorize my attorney, David Moule, to sign the Lot Line Adjustment Application with Weyrhauser Company on behalf of me as trustee.

Dated this 2 day of February, 2021

