

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON**

ORDINANCE NO. 1331

Amending MCC Chapter 39 (the Zoning Code) to add a Reference to Standards Applicable in the Significant Environmental Concern for Streams Overlay Zone and Declaring an Emergency.

(Language ~~stricken~~ is deleted; underlined language is new.)

The Multnomah County Board of Commissioners Finds:

- A. Periodically, there is a need to amend County land use policies or regulations to address a change in law or circumstance; to implement elements of the Multnomah County Comprehensive Plan; or to make technical corrections for, among other things, clarification and consistency (commonly referred to as “housekeeping amendments”). Having identified such need, the Multnomah County Planning Commission recommended the adoption of this ordinance to the Board of County Commissioners. The Planning Commission made such recommendation through adoption of the resolution described below and pursuant to its authority in MCC 39.1645, 38.0340 and in ORS 215.110.
- B. On November 21, 2024, the Board of County Commissioners adopted Ordinance 1330, which relates to amendments to the Significant Environmental Concerns regulations in the Zoning Code to ensure, among other things, clarity and consistency in the Code. Ordinance 1330 adopted recommendations made in Planning Commission Resolution PC-2024-0001 (Exhibit 1 to Ordinance 1330). Ordinance 1330 will take effect on December 21, 2024.
- C. Although PC-2024-0001 recommended a new section MCC 39.5550, relating to development impacting streams and riparian areas, that provision was inadvertently omitted from Ordinance 1330.
- D. This ordinance adopts new section MCC 39.5550, consistent with the Planning Commission’s recommendation in PC-2024-0001.
- E. No property is being “rezoned,” as that term is defined in ORS 215.503, and therefore no mailed notice to individual property owners is required (“Ballot Measure 56” notice). Notice was published in the Oregonian newspaper and on the Land Use Planning Program website. The Planning Commission held a public hearing on July 8, 2024 where all interested persons were given an opportunity to appear and be heard.
- F. The Planning Commission’s recommendation is sound and derives from the proper execution of its duties and authority. It is in the public interest to adopt this ordinance.

Multnomah County Ordains as Follows:

Section 1. MCC 39.5550 is added to MCC Chapter 39 as follows:

§ 39.5550 SEC-s PERMIT CRITERIA (SIGNIFICANT STREAMS)

An application for an SEC-s permit shall meet the requirements and approval criteria listed in MCC 39.5590.

Section 2. Under section 5.50 of the Charter of Multnomah County, an emergency is declared in that it is necessary for the health, safety and general welfare of the people of Multnomah County for this ordinance to take effect on December 21, 2024 to ensure consistency with the legislative intent of Planning Commission Resolution PC-2024-0001 and Ordinance 1330.

FIRST READING AND ADOPTION: December 19, 2024

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON



Jessica Vega Pederson

Jessica Vega Pederson, Chair

REVIEWED:
JENNY M. MADKOUR, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By *Katherine Thomas*
Katherine Thomas, Senior Assistant County Attorney

SUBMITTED BY: Margi Bradway, Director, Department of Community Services