

**CITY OF LINCOLN CITY  
CITY COUNCIL AGENDA**

**MONDAY APRIL 8, 2024, 6:00 PM**

**6:00 PM** - The Lincoln City Council will hold a regular meeting in the Council Chambers, 801 SW Highway 101 - 3rd Floor, Lincoln City, OR 97367.

If you wish to speak on an agenda or non-agenda item, please sign up on the sheet near the entrance door to the Council Chambers. You will be called to speak during the "Public Comment" section. Comments or testimony on agenda items listed under "public hearing/public comment" will be taken at that time.

Public comments can be submitted to [publiccomment@lincolncity.org](mailto:publiccomment@lincolncity.org), by attending the City Council meeting, or by telephone. Public comments submitted by email will be entered into the official record, distributed to the governing body, and summarized; however, due to personal privacy issues they are not generally published in the online agenda packet. **PUBLIC COMMENT VIA EMAIL WILL ONLY BE RECOGNIZED UPON RECEIPT OF AN EMAIL.**

Citizens requesting to give public comment via telephone must email [publiccomment@lincolncity.org](mailto:publiccomment@lincolncity.org) no later than noon on the meeting day. The request must include the person's name, the subject the person wishes to address, and the phone number the person intends to use for the meeting. Instructions will be sent to the person requesting prior to the meeting. Persons giving public comment via telephone will need to leave the microphone muted until the public comment portion of the meeting.

The meeting location is accessible to persons with disabilities. A request for an interpreter for the hearing impaired, for a hearing-impaired device, or for other accommodations for persons with disabilities, should be made at least 48 hours in advance of the meeting. To request information in an alternate format or other assistance, please contact the City's ADA Coordinator, Kevin Mattias, at [541-996-1013](tel:541-996-1013) or [kmattias@lincolncity.org](mailto:kmattias@lincolncity.org). Visit the [ADA Accessibility | City of Lincoln City, OR](#) webpage to view how the City continues to remain in compliance with Title II of the Americans with Disabilities Act regarding City programs, services, processes, and facilities.

The City Council reserves the right to add or delete items as needed, change the order of the agenda, and discuss any other business deemed necessary at the time of the meeting.

Agenda materials for this meeting are available at [www.lincolncity.org](http://www.lincolncity.org) under "Government", then select "Public Meeting Agendas, Packets & Videos". To stream the meeting in HD, please visit [www.lincolncity.org/government/streaming](http://www.lincolncity.org/government/streaming). This meeting will be televised live on Channel 4, and rebroadcast on Channel 4 multiple times a day.

- A. CALL TO ORDER**
- B. ROLL CALL**
- C. PLEDGE OF ALLEGIANCE**

**D. CONSENT AGENDA**

1. Regular Meeting – Minutes of Regular Meeting – March 25, 2024, 6:00 PM

**E. COUNCIL DELIBERATIONS**

**F. COMMENTS FROM CITIZENS PRESENT ON AGENDA/NON-AGENDA ITEMS**

Article I, Section 8, of the Oregon Constitution provides: No law shall be passed restraining the free expression of opinion, or restricting the right to speak, write, or print freely on any subject whatever; but every person shall be responsible for the abuse of this right. Be advised: Comments by citizens under this Public Comments Section of the Agenda or under Public Hearings are solely the opinions and statements of the speakers and are not statements by the City of Lincoln City and do not represent the opinions of the City of Lincoln City, its officers and employees.

**G. PRESENTATIONS**

2. Lincoln City Parks & Recreation Advisory Board Presentation
3. Lincoln County Shelter Update Presentation

**H. PUBLIC HEARING / ORDINANCE**

**I. PUBLIC HEARINGS / PUBLIC COMMENTS**

1. Ordinance 2024-03 Disabled Facilities
2. Ordinance 2024-04 Public Facilities

**J. ORDINANCES**

**K. RESOLUTIONS**

**L. SPECIAL ORDER OF BUSINESS**

3. Proclamation: Día de los Niños 2024

**M. CITY MANAGER/CITY ATTORNEY REPORTS**

**N. ACTIONS, IF ANY, BASED ON WORK SESSION, EXECUTIVE SESSION OR PUBLIC COMMENT**

**O. ADDITIONAL COMMENTS FROM CITIZENS PRESENT ON NON-AGENDA ITEMS**

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**P. ANNOUNCEMENTS OR COMMENTS BY CITY COUNCIL**

**Q. ADJOURNMENT**

CITY OF LINCOLN CITY

CITY COUNCIL MINUTES OF THE MEETING

March 25, 2024, 6:00 PM

The final minutes for this meeting are supplemented by an electronic recording of the meeting, which may be viewed online at [www.lincolncity.org](http://www.lincolncity.org) under the tab "Agendas, Packets, and Videos". The staff reports, resolutions, ordinances, and other documents related to this meeting are also available at the same location. This meeting is rebroadcast on Cable Channel 4. (See Channel 4 guide on the hour at <http://www2.lincolncity.org/program-guide/>).

**APPROVED BY CITY COUNCIL**

**DATE:**

**A. CALL TO ORDER**

Mayor Wahlke called the meeting to order at 6:02 PM.

**B. ROLL CALL**

Attendee Name	Title	Status	Arrived
Marci Baker	City Councilor	Present	
Todd Barker	City Councilor	Present	
Judy Casper	Councilor Ward 3	Present	
Riley Hoagland	Councilor Ward 2	Present	
Rick Mark	Councilor Ward 3	Present	
Mitch Parsons	Councilor Ward 1	Present	
Susan Wahlke	Mayor	Present	

Staff Present: Daphnee Legarza, City Manager; Chief Broderick, Lincoln City Police Department; Abigail Edwards, Human Resources Director; Richard Townsend, Planning and Community Development Director; Tony LaSoya, I.T. Director; Jamie Young, City Recorder.

**C. PLEDGE OF ALLEGIANCE**

Mayor Wahlke led The Pledge of Allegiance.

**D. CONSENT AGENDA**

<b>MOTION:</b>	<b>Consent Agenda</b>
<b>MOVER:</b>	<b>Rick Mark, Councilor Ward 3</b>
<b>SECONDER:</b>	<b>Todd Barker, Councilor Ward 1</b>
<b>AYES:</b>	Baker, Barker, Casper, Hoagland, Mark, Parsons, Wahlke
<b>RESULT:</b>	<b>Passed</b>

1. Regular Meeting – Minutes of Regular Meeting – March 11, 2024, 6:00 PM

**E. COUNCIL DELIBERATIONS**

*None*

**F. COMMENTS FROM CITIZENS PRESENT ON AGENDA/NON-AGENDA ITEMS**

*Ms. Legarza summarized one comment received via email regarding removing a judge, not being constitutional.*

*Vern Stockman spoke against the location of the County's homeless shelter on NE 14th Street. Mr. Stockman gave a copy of the letter received from the County to Council.*

*Chris Hefner spoke against the location of the County's homeless shelter on NE 14th Street.*

**G. PRESENTATIONS**

*None*

**H. PUBLIC HEARING / ORDINANCE**

*None*

**I. PUBLIC HEARINGS / PUBLIC COMMENTS**

*None*

**J. ORDINANCES**

1. Ordinance 2024-01 - Public Contracting Procurement Thresholds

<b>MOTION:</b>	<b>Motion to Approve First Reading of Ordinance 2024-01 - Public Contracting Procurement Thresholds</b>
<b>MOVER:</b>	<b>Rick Mark, Councilor Ward 3</b>
<b>SECONDER:</b>	<b>Judy Casper, Councilor Ward 3</b>
<b>AYES:</b>	Barker, Casper, Mark, Wahlke
<b>NAYS:</b>	Baker, Hoagland, Parsons
<b>RESULT:</b>	<b>Passed by Roll Call Vote</b>

2. Ordinance 2024-02 - Update Inspection Standards for Short Term Rentals

**MOTION:** Motion to Approve First Reading of Ordinance 2024-02 - Update Inspection Standards for Short-Term Rentals as Corrected  
**MOVER:** Marci Baker, Councilor Ward 2  
**SECONDER:** Rick Mark, Councilor Ward 3  
**AYES:** Baker, Barker, Casper, Hoagland, Mark, Parsons, Wahlke  
**RESULT:** Passed by Roll Call Vote

*Councilor Mark asked for a correction. Mr. Robinson had a correction as well. Chief Dahlman of North Lincoln Fire and Rescue spoke regarding the inspections being based on the Oregon Fire Code only.*

3.

**MOTION:** Motion to Approve Second Reading and Adoption of Ordinance 2024-02 - Update Inspection Standards for Short-Term Rentals  
**MOVER:** Judy Casper, Councilor Ward 3  
**SECONDER:** Mitch Parsons, Councilor Ward 1  
**AYES:** Baker, Barker, Casper, Hoagland, Mark, Parsons, Wahlke  
**RESULT:** Passed by Roll Call Vote

**K. RESOLUTIONS**

*None*

**L. SPECIAL ORDER OF BUSINESS**

4. Planning Commission Interview- Dunne/ Powell

**MOTION:** Motion to Approve Patrick Dunne and Margaret Powell to the Planning Commission with Terms Beginning 3/26/2024 and Expiring 12/31/2028  
**MOVER:** Mitch Parsons, Councilor Ward 1  
**SECONDER:** Marci Baker, Councilor Ward 2  
**AYES:** Baker, Barker, Casper, Hoagland, Mark, Parsons, Wahlke  
**RESULT:** Passed via Voice Vote

5. Budget Committee Interview - Stentz

**MOTION:** Motion to Appoint Kennedy Stentz to the Budget Committee for a Partial Term Beginning 3/26/2024 and Ending 12/31/26  
**MOVER:** Marci Baker, Councilor Ward 2  
**SECONDER:** Rick Mark, Councilor Ward 3  
**AYES:** Baker, Barker, Casper, Hoagland, Mark, Parsons, Wahlke  
**RESULT:** Passed via Voice Vote

6. Request for Appointment to Driftwood Public Library Board - Chester Noreikis

**MOTION:** Motion to Appoint Chester Noreikis to the Library Board with a Partial Term Beginning 3/26/2024 and Expiring 6/30/2025

**MOVER:** Rick Mark, Councilor Ward 3

**SECONDER:** Marci Baker, Councilor Ward 2

**AYES:** Baker, Barker, Casper, Hoagland, Mark, Parsons, Wahlke

**RESULT:** Passed via Voice Vote

7. Reappointment to the Boards and Committees Using the Abbreviated Process

**MOTION:** Motion to Approve the Abbreviated Reappointment Process to the Library Board for Townsend, Laspa, and Wilson

**MOVER:** Judy Casper, Councilor Ward 3

**SECONDER:** Rick Mark, Councilor Ward 3

**AYES:** Baker, Barker, Casper, Hoagland, Mark, Parsons, Wahlke

**RESULT:** Passed via Voice Vote

8. Appointment of Municipal Judge Pro Tem

**MOTION:** Motion to Allow the Municipal Judge Arnold Poole to Appoint Municipal Judges Pro Tem for Terms of Office Set by the Judge, to be Paid Under the Same Terms and Conditions of the Municipal Judge’s Contract as a Temporary Employee of the City Upon Notification to the Council

**MOVER:** Judy Casper, Councilor Ward 3

**SECONDER:** Mitch Parsons, Councilor Ward 1

**AYES:** Baker, Barker, Casper, Hoagland, Mark, Parsons, Wahlke

**RESULT:** Passed by Roll Call Vote

*Abigail Edwards, Human Resources Director, spoke to the Council regarding the possible motions. The Council and Staff had a discussion.*

**M. CITY MANAGER/CITY ATTORNEY REPORTS**

*Ms. Legarza gave an update on current events.*

**N. ACTIONS, IF ANY, BASED ON WORK SESSION, EXECUTIVE SESSION OR PUBLIC COMMENT**

9.

**MOTION:** Motion to Direct Staff to Proceed with Reference Checking in the City Attorney RFP Process for Proposal(s) Received and Reviewed in Executive Session.

**MOVER:** Mitch Parsons, Councilor Ward 1

**SECONDER:** Todd Barker, Councilor Ward 1

**AYES:** Baker, Barker, Casper, Mark, Parsons, Wahlke

**ABSTAIN:** Hoagland

**RESULT:** Passed by Voice Vote

10.

<b>MOTION:</b>	<b>Motion to Form an Ad Hoc Committee to Address City-wide Public Involvement Including Statewide Planning Goal One Requirements</b>
<b>MOVER:</b>	<b>Marci Baker, Councilor Ward 2</b>
<b>SECONDER:</b>	<b>Mitch Parsons, Councilor Ward 1</b>
<b>RESULT:</b>	<b>Withdrawn</b>

*Councilor Baker made her motion then Councilor Casper gave information regarding Resolution 94-33. Councilor Parsons made a second. Both Councilors withdrew their motion. Councilor Casper gave additional information about the committees.*

11.

<b>MOTION:</b>	<b>Motion to Direct Staff to Update Resolution 94-33 with Guidelines to Expand Participation in the "Citizen Involvement Programs" when Provided with the Required Staff, Time and Budget Allocation</b>
<b>MOVER:</b>	<b>Judy Casper, Councilor Ward 3</b>
<b>SECONDER:</b>	<b>Marci Baker, Councilor Ward 2</b>
<b>AYES:</b>	Baker, Barker, Casper, Hoagland, Mark, Parsons, Wahlke
<b>RESULT:</b>	<b>Passed by Voice Vote</b>

*The Council had a discussion regarding the motion. Councilor Mark asked for a work session regarding the motion.*

**O. ADDITIONAL COMMENTS FROM CITIZENS PRESENT ON NON-AGENDA ITEMS**

*None*

**P. ANNOUNCEMENTS OR COMMENTS BY CITY COUNCIL**

*Councilor Mark spoke about the concern about the warming shelter location and the escape room set up at the Cultural Center.*

*Councilor Barker asked Ms. Legarza about the follow-up for the flooding at 2nd Ct. Councilor Hoagland asked if this was addressed at Senator Wyden's town hall. The Council and Staff had a discussion.*

*Councilor Parsons asked about a follow-up with the STR enforcement and a few remaining items from a previous request.*

*Councilor Hoagland gave an update on current events. Councilor Hoagland asked about a 100-year party for the park. Councilor Hoagland spoke about completing the County's Citizen Academy and the items learned.*

*Councilor Baker spoke about the Economic Development Summit that she attended. Councilor Baker asked about traffic studies. Ms. Legarza is going to speak with Ms. Reid and will get back to the Council. Ms. Baker spoke about a possible loophole in the STR parking. Ms. Legarza will bring that up at the next code enforcement and get back to the Council. Councilor Baker asked about the City's Restroom Policy.*

*Councilor Casper spoke about a class that she attended. Councilor Casper spoke about parking and the signs at the beach accesses. Councilor Casper also spoke about the whales being here.*

*Mayor Wahlke gave an update on current events. Mayor Wahlke asked the Council to take a look at the Council rules.*

12.

<b>MOTION:</b>	<b>Motion to Direct Staff to Look at a Public Restroom Policy</b>
<b>MOVER:</b>	<b>Marci Baker, Councilor Ward 2</b>
<b>SECONDER:</b>	<b>Mitch Parsons, Councilor Ward 1</b>
<b>AYES:</b>	Baker, Barker, Casper, Hoagland, Mark, Parsons, Wahlke
<b>RESULT:</b>	<b>Passed by Voice Vote</b>

**Q. ADJOURNMENT**

*Mayor Wahlke adjourned the meeting at 8:08 PM*

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SUSAN WAHLKE, MAYOR

ATTEST:

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JAMIE YOUNG, CITY RECORDER

# Council Communication

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## Lincoln City Parks & Recreation Advisory Board Presentation

Meeting Date: April 8, 2024      Primary Staff Contact: Jeanne Sprague  
Department: Parks and Recreation      E-Mail: JSprague@lincolncity.org  
Secondary Dept:      Secondary Contacts:  
Approval: Daphnee Legarza      Estimated Time: 10 min

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Following City Council motion on March 11<sup>th</sup> for reconsideration of the name Memorial Park for the new park in Taft, with the LCP&R Advisory Board considering public input received and deciding on process for moving forward, the Lincoln City Parks and Recreation Board will present their recommendation to City Council.

## Council Communication

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### Lincoln County Shelter Update

Meeting Date:	April 8, 2024	Primary Staff Contact:	Daphnee Legarza
Department:	City Council	E-Mail:	DLegarza@lincolncity.org
Secondary Dept:		Secondary Contacts:	
Approval:	Daphnee Legarza	Estimated Time:	15 min

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Lincoln County representatives will report on its first season operating the Community Shelter and Resource Center winter shelter, including guest statistics and demographics, and request continued funding to operate the shelter during the upcoming 2024-25 winter season.

**Attachments:**

2024 Report to Community - Request for Continuation Funding Support (PDF)  
Shelter Debrief Report 2024 (PDF)

**Lincoln County Health and Human Services  
Community Shelter and Resource Center (Emergency Winter Shelter  
Program)  
Community Report and Funding Request**

The purpose of this report is two-fold: 1) To share with the community the activities and milestones of the emergency winter shelter program operated by Lincoln County Health and Human Services; and 2) to request new or continued funding for the operation of the emergency shelter program. A brief rationale for the continued operation of a winter shelter program is included as well.

### **Operational Report**

Lincoln County Health and Human Services has operated a no/low-barrier emergency winter shelter program, the Community Shelter and Resource Center, for houseless individuals and their companion animals in Lincoln County since October 4, 2023. The program will close for the winter on March 31, 2024. The program has operated in close partnership with the Housing Authority of Lincoln County.

Winter shelter operations started in Newport, initially in spaces provided at St Stephens Episcopal Church and First Presbyterian Community Church, then moving to its permanent location at 351 SW 7<sup>th</sup> Street in November of 2023. In January 2024, the program added winter sheltering in a hotel in Lincoln City. A hotel was used to fulfill the intent of operating in two locations after it became evident that an appropriate site could not be identified in Lincoln City in time to provide support during the winter months. Fortunately, Health and Human Services has recently purchased a facility located at 1516 NE 14th Street in Lincoln City, which will provide a more appropriate, permanent location for Lincoln City winter shelter operations starting October 1, 2024. Collectively, the two shelters are the Community Shelter and Resource Center, with Newport and Lincoln City locations.

Shelter operations are tightly managed with a focus on the safety of staff and guests, along with the provision of vital services to our unhoused guests. The shelters are fully staffed by employees with additional support provided by volunteers. Guests are checked in to the shelters at or around 6 p.m. (depending on location) and provided with dinner, beds, and access to showers and toilet facilities. Access to laundry, while initially a challenge, has been added to the Newport location and is planned for Lincoln City.

Once checked in, guests surrender personal belongings to secure storage and are only allowed out for supervised smoking breaks until check out the following morning. All our staff and volunteers are trained in conflict de-escalation, first aid, bloodborne pathogen control and Narcan administration.

Transportation vouchers have been distributed throughout the county so that individuals living outside of Newport and Lincoln City could travel to and from the shelters for overnight support.

A surprise in the operation of the shelter has been the large number of adults over the age of 50 who are houseless (42% of guests). Additionally, we have seen guests in their 60s, 70s, and 80s (37 in total), many of whom have serious health conditions.

Based on the needs of the guests using the shelter, Health and Human Services in January added a Houseless Navigational team to link individuals to available resources. Initially the thought was that shelter staff would be able to make these linkages. However, the demands of operating the shelter program did not allow for the type of foot work and daytime support needed to facilitate resource navigation.

**Utilization information for the shelter program, as of March 17, 2024, is as follows:**

- Unique Individuals: 224
- Total nights of stay: 4,990
- Nightly Census Range: 23 to 51, depending on weather conditions
- 16 unique animals were sheltered for 1,440 nights of stay

**Age ranges:**

- Age 0-5: 2
- Age 6-9: 1
- Age 10-17: 4
- Age 18-29: 19
- Age 30-39: 44
- Age 40-49: 61
- Age 50-59: 56
- Age 60-69: 27
- Age 70-79: 8
- Age 80-89: 2

**Location of Origin:**

- Newport: 58
- Lincoln City: 49
- Waldport: 16
- Depoe Bay: 5
- Yachats: 6
- Toledo: 5
- Siletz: 10
- Corvallis: 5
- Eugene: 8

- Other in state: 36
- Out of state: 26

### **Race Identification**

- Asian: 6
- American Indian: 35
- Black: 12
- Pacific Islander: 8
- White: 161
- Other – Romanian: 2

### **Ethnicity:**

- Hispanic: 20

### **Gender Identification:**

- Non-Binary: 5
- Female: 73
- Male: 138
- Transgender: 8

### **Milestones:**

- Twenty-eight volunteers were trained and provided support in the shelter, including many who continuously volunteered one or more days per week
- Thirty-three individuals/organizations donated services, food, clothing, goods, blankets or transportation. The Housing Authority of Lincoln County donated a van.
- Multiple Lincoln County departments provided direct support (Human Resources, the County Jail, Community Justice, Transportation, the Office of the Board of Commissioners, the Office of the County Administrator, Public Works/Facilities Division, and Health and Human Services).
- While many guests found their own way to the shelters, 28 were escorted by law enforcement officers, 15 came after discharge from an emergency department, and 11 came as afterhours crisis placements.
- Only one call for law enforcement was made (and that call was made by a hotel reception staff versus shelter staff immediately after the guest was dropped off by law enforcement).
- Housing referrals were made for 55 individuals, with 24 achieving placement in transitional settings and one finding permanent housing.
- Funding support was provided by Lincoln County, ARPA funds, InterCommunity Health Plans, Samaritan Health Services Coastal Social Accountability Program,

City of Newport, City of Lincoln City, City of Siletz, City of Depoe Bay, and City of Yachats (promised).

- A facility was purchased by the Housing Authority of Lincoln County for the operation of the Newport shelter.
- A facility was purchased by Lincoln County Health and Human Services for the future operation of the Lincoln City shelter.
- During the winter ice storm in Jan 2024, the Shelter program handled all calls from the community for the first 24 hours of the event and assisted the Newport Community Recreation Center during the balance of the storm.
- A houselessness navigator program consisting of two fulltime navigators was added to the HHS Behavioral Health Division in January. One individual came on board in mid – January. In the past two months, 13 referrals have been received from the shelter program, the one navigator is working with 28 unique individuals, 5 unique individuals have obtained transitional housing, 8 have been linked to mental health services, collaboration efforts are underway with senior and disability services, and 2 individuals are in the contemplation phase to enter Detox/SUD treatment.

Of Interest:

- Focus groups are underway with guests and volunteers to evaluate operations and explore strategies for improving operations. Exit interviews with temporary staff are being conducted by the county's Human Resources Department. A report from the first focus group is included as Attachment B.

### **Continuation Funding Needs**

Based on the expenses incurred to date and projected through the end of the shelter program, it is estimated that the operation of two shelters will cost approximately \$819,884. Staff costs are higher than anticipated in the original proposal because staff have had to be hired/contracted through a temporary agency, as opposed to the county, for faster processing. This has increased expenses significantly. Additionally, we have learned that a second county employed staff member is needed to assist with oversight of the operation of the second shelter, handle many “boots on the ground” activities that can only be handled by a county employee (e.g., driving a county car, ordering and paying for supplies), and step in to cover shifts when contracted workers call off.

The county is prepared to contribute \$446,790 towards the overall cost, leaving a balance of \$373,094. The county is requesting that all municipalities consider a contribution towards the operation of the 2024-25 emergency shelter operation and commit to a defined annual contribution for the ongoing operation of the program into the future. Given their larger numbers using the shelter, both Lincoln City and Newport are requested to contribute \$100,000 to the program. An exact amount is not requested from the remaining municipalities at this time. Rather, the county suggests considering the percent of the shelter population using the shelter from the respective municipalities, compared to the total number served, and then apply that percentage to the remaining

balance, to determine a contribution level. The county will also continue to look for funding opportunities from other community partners and grant sources to secure the balance of the funding. All contributions, regardless of the amount, are needed and welcomed.

Apart from the county's significant contribution to the continued operation of the winter shelter, it will also contribute partial ARPA funding support to the renovation of the Newport shelter facility. Additionally, the Health and Human Services department has funded the Houseless Navigational team, which is estimated to cost \$225,000 for two full-time staff.

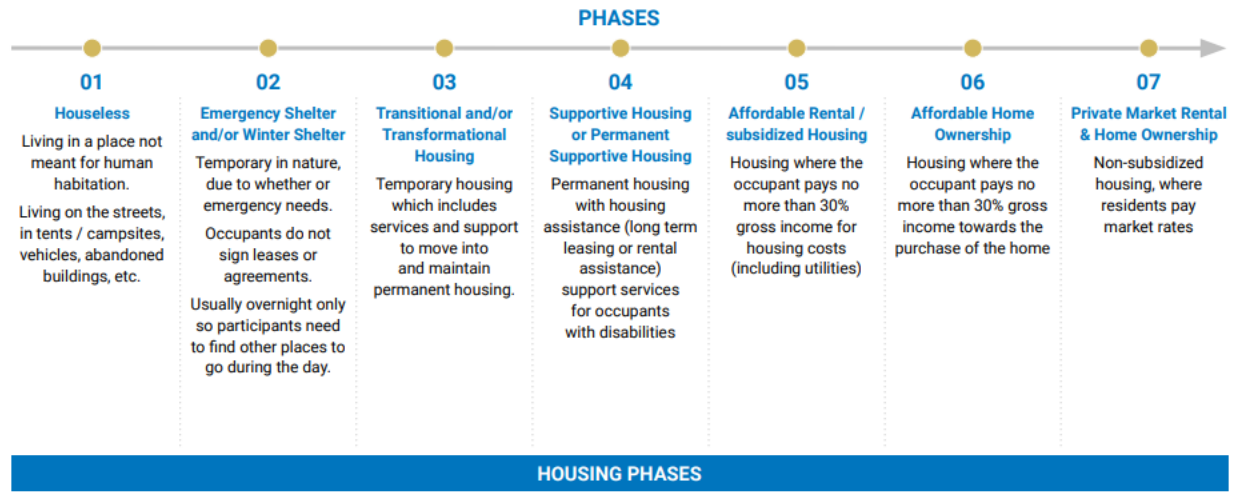
### **Brief Rationale for Continued Operation of the Emergency Shelter Winter Shelter Program**

Houselessness continues to be a massive issue in the nation, the state, and the county. Research and analysis of the scope of the problem in Lincoln County has been carried out and reported in the [Lincoln County, Oregon: Five-Year Strategic Plan to Provide a Regional, Coordinated Homelessness Response](#), March 1, 2024 (Lincoln County Homeless Advisory Board), and will not be restated herein for the sake of brevity other than to note its estimate of 2,000 unhoused residents, or 4% of the total county population.

It should be noted that the continuum of housing, beginning with living on the streets and ending with private market rental and home ownership, begins with "Emergency Shelter and/or Winter Shelter." See graph below for the full housing continuum.

While Lincoln County enjoys several well managed Transitional and/or Transformational Housing programs (number 03 in the graph below), it has just one Emergency Winter Shelter program. The low-barrier winter shelter program operated by Health and Human Services provides the first, essential step in the journey from the street to shelter and beyond. This funding request asks municipalities and community partners to contribute towards its continued operation.

## Applying the housing-first model gives us a basis for organizing services and economic supports



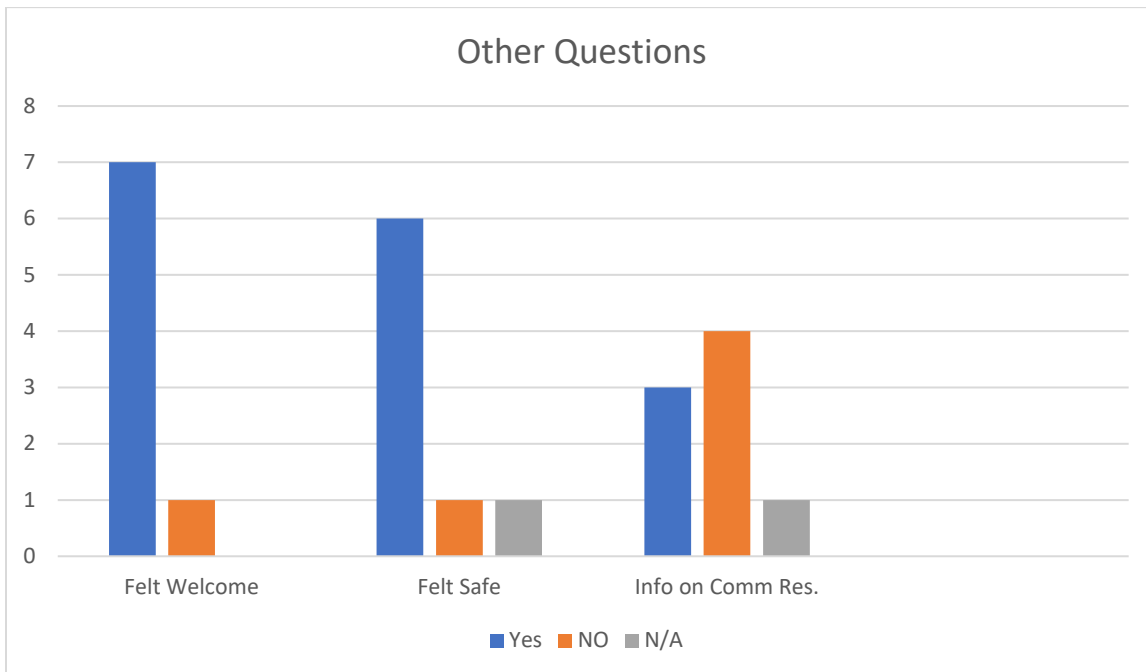
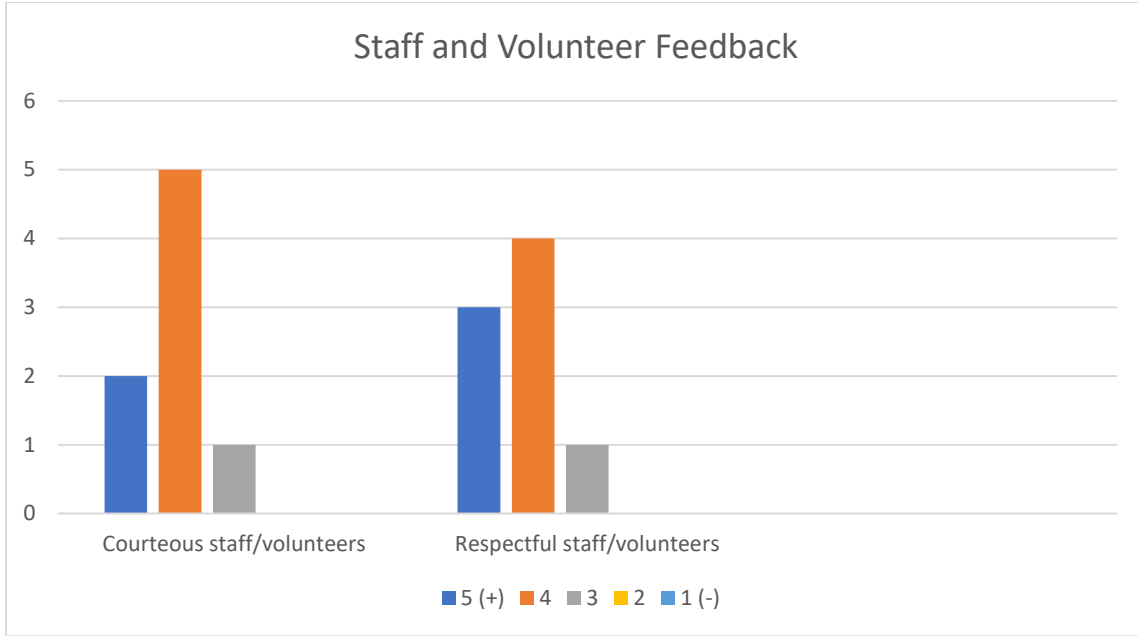
**Attachment A****ORGANIZATIONS & COMMUNITY MEMBERS THAT DONATED TO THE WINTER SHELTER**

Amy & Keith Amano  
Angell Job Corps  
Mindy Baxter  
Kate Boves  
City of Newport Parks & Recreation  
Melinda Clark  
Depoe Bakery  
Monique Doornick-Freil  
Barbara Doughery  
First Presbyterian church of Newport  
Food Share of Lincoln County  
K & K Toilet Express  
Lighthouse United Pentecostal Church  
Lincoln County Parole and Probation  
Lincoln County School District  
Doris MacDenalds  
Marine Resources Program  
Andrea Myhre  
Newport Elks Lodge  
Newport Senior Center  
News Times  
NOAA Marine Operations Center  
Joel & Vicki Norton  
Cheryl Oldenburg  
Ruby Pauton  
Heidi Rasmussen  
Fran Recht  
Red Octopus Theater Company  
Rustic Ridge Antique Mall  
Samaritan Hospital  
Tim Samples  
St. Stephens Episcopal Church  
TLC, a Division of Fibre Federal Credit Union

**Attachment A**

**INDIVIDUALS WHO DONATED TIME TO THE WINTER SHELTER**

Danielle Clark  
Claire Hall  
Jessica Hoffman  
Jamie Holm  
Mary Jacobs  
Kaety Jacobson  
Tim Johnson  
Shelby Johnston  
Kathleen Kellay  
Brandy Ketcher  
Melodie Kimball  
Kenneth Krenzler  
Lisa Krenzler  
Gary Lahman  
Kenneth Lipp  
Michelle Maresco  
Ann Martin  
Faleen McCay  
Diane Melendrez  
John O'Leary  
Brittany Pike  
Heidi Rasmussen  
Jeff Reed  
Anne Rooney  
Jane Russelle  
Kristina Schaffner  
Julia Stalcup  
Susan Trachsel



**Group Debrief Questions:**How did you hear about the shelter?

Chance, Connie, Sign Makers, Housing Authority

What worked well?

- “everything!”
- “Would recommend it to others.”
- Being able to leave some belongings in the room.
- 1 person in the hallway at a time
- Limited items with what you can carry/place in a tote, secured and documented
- Many consistent staff/volunteers, low turn over

What could we do to improve??

- Assigning a specialist/liaison/advocate/ case manager/point person to each occupant
  - The same person partnered with the occupant
  - Maybe this is a housing coordinator?
  - This person would help find jobs (day labor), be a resource guide and help connect to other services.
  - Getting help completing Social Security applications, getting a job, etc.
- Occupants did not like that they had to “turn out” their pockets upon entry.
- Group times to discuss resources
- Are there opportunities for occupants to also be volunteers?

**Tell us about your experience with:**The Facilities/space?

- The space was fine.
- Liked where there was an option for washing clothes

Access/Hours open?

- Quiet hours at 10pm was fine, people liked this and were able to follow this
- Would like to see a day shelter or warming shelter especially during colder/bad weather days
- Check in was usually between 6-7pm, would like to see this earlier if the weather was especially bad that day or if it is dark out.
- Check out was at 7am each morning, would like to see this extended to 8:30 or 9am. Other spaces open around 8am and this would provide a place for folks to go to get out of the rain/weather.

Cleanliness?

- Yes, the space was always clean when occupants come in, however it got “trashed” quickly as people came into shelter.

Items provided (cot/blanket)?

- Would like another blanket
- The air filters in the room were really nice, especially the light and the noise.

Meals:

- There was always enough food and no one ever went hungry.
- Breakfast was *really* great. Heidi and the guy who worked 4 mornings a week were amazing cooks!
- Would like warm tea, especially when they come in from the day to warm up.

Pets:

- Pets were well embraced by occupants.
- Several comments about how dogs/cats “helped mentally”
- Folks who brought in animals treated them well and didn’t have problems with them.
- Animals stayed in crates in the rooms, this worked well

Anything else you think we should know?

- Occupants liked how this shelter was ran compared to other local shelters
- Occupants would like to have more meetings like this where they meet the people who put the shelter on, they liked seeing the faces. They think it would be great to have more administration come for breakfast.

Other items mentioned:

- Depending on the weather, have a warming shelter
- Need more resources/connection to resources/poster board of resources/disappointed about not getting additional resources
- Would like clock & Calendar, fans in rooms
- Damp clothes and shoe dry zone
- I have been moved from room to room and bed to bed too many times to count.
- I get very little sleep from about 1am to 4am.

# Council Communication

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## Ordinance 2024-03 Disabled Facilities

Meeting Date:	April 8, 2024	Primary Staff Contact:	Andrea Riner
Department:	Planning Commission	E-Mail:	ARiner@lincolncity.org
Secondary Dept:		Secondary Contacts:	
Approval:	Daphnee Legarza	Estimated Time:	15 minutes

---

### Question:

Should the City Council approve the amendment to Lincoln City Municipal Code (LCMC) Title 17 to broaden the types of disabled access facilities allowed in required setback areas when added to an existing dwelling and to exclude such facilities when determining the amount of lot coverage?

### Staff Recommendation:

Staff recommends that City Council hold a public hearing, receive comments, and approve the ordinance amendment as written.

### Authority:

17.76.060.G. Public Hearing Procedure. The planning commission shall conduct the public hearing on Type IV applications in accordance with the procedures set forth in LCMC 17.76.160. In addition to the public hearing held by the planning commission, the city council shall also conduct a public hearing on Type IV applications.

17.76.060.H. Recommendation Authority.

1. Following receipt of testimony and deliberation at the public hearing held before the planning commission, the planning commission shall provide a recommendation to the City council for all Type IV applications. The planning commission shall recommend that the city council approve or deny the proposed amendments, with or without changes. The planning commission's recommendation shall be issued as a final recommendation, and shall include findings supporting the recommendation, based on public testimony and the application's success or failure to satisfy the applicable criteria.

2. Decision Authority. Upon receiving the planning commission's final recommendation, the city council shall hold a public hearing on the Type IV application.

**Background:**

Currently, the zoning code presents several obstacles to property owners wishing to retrofit existing residences to provide improved access for people with disabilities. Facilities such as ramps are already allowed within required setback areas. However, other facilities, such as elevators, wheelchair lifts, and stairway chair lifts are prohibited. In addition, these facilities are calculated as part of the maximum lot coverage. This amendment proposes to remove eliminate both of these barriers to access.

After conducting a duly noticed public hearing on March 19, 2024 the Planning Commission voted unanimously to recommend that the City Council adopt the proposed ordinance.

**Council Options**

1. Hold the public hearing.
2. Close or continue the public hearing; close the record or keep the record open.
3. Conduct and approve First and Second Reading and adopt the ordinance.
4. Continue Second Reading to the next available meeting.
5. Do not proceed with proposed ordinance.

**Potential Motions:**

*City Attorney:* [Conduct First Reading of Ordinance by Title only]

**AN ORDINANCE AMENDING THE LINCOLN CITY MUNICIPAL CODE, TITLE 17, (ZONING), AMENDING CHAPTER 17.52 (SUPPLEMENTARY REGULATIONS AND EXCEPTIONS), AMENDING SECTION 17.52.160 (REQUIRED SETBACKS - EXCEPTIONS) AND ADDING A NEW SECTION 17.52.061 (MAXIMUM LOT COVERAGE – EXCEPTIONS).**

*Council:* Motion to approve First Reading of Ordinance 2024-03.

*City Attorney:* [Conduct Second Reading of Ordinance by Title only]

**AN ORDINANCE AMENDING THE LINCOLN CITY MUNICIPAL CODE, TITLE 17, (ZONING), AMENDING CHAPTER 17.52 (SUPPLEMENTARY REGULATIONS AND EXCEPTIONS), AMENDING SECTION 17.52.160 (REQUIRED SETBACKS - EXCEPTIONS) AND ADDING A NEW SECTION 17.52.061 (MAXIMUM LOT COVERAGE – EXCEPTIONS)**

*Council:* Motion to approve Second Reading and adopt Ordinance 2024-03.

**Attachments:**

FR 2024-01 for ZOA 2024-02 Signed (PDF)

Ordinance 2024-03 for ZOA 2024-02 (PDF)

**LINCOLN CITY  
PLANNING COMMISSION**

**IN THE MATTER OF**

Amendment to Title 17, Zoning, ) Final Recommendation  
regarding disabled facilities ) 2024-01

**NATURE OF THE APPLICATION**

An ordinance amending the Lincoln City Municipal Code, Title 17, (Zoning), amending Chapter 17.52 Supplementary Regulations and Exceptions, amending Section 17.52.160 Required Setbacks—Exceptions, and adding Section 17.52.061 Maximum Lot Coverage—Exceptions.

**FINAL RECOMMENDATION**

Based on the evidence presented at the public hearing on March 19, 2024, including the staff report, the Planning Commission recommends on a 4-0 vote that the City Council approve the draft language (Exhibit A Findings follow). No written comments were received. No oral testimony was given.

APPROVED THIS 19<sup>th</sup> day of March, 2024



\_\_\_\_\_  
Kim Blackerby  
Planning Commission Chair

ATTEST:



\_\_\_\_\_  
Richard Townsend  
Planning & Community Development Director

ORDINANCE NO. 2024-03

AN ORDINANCE AMENDING THE LINCOLN CITY MUNICIPAL CODE, TITLE 17, (ZONING), AMENDING CHAPTER 17.52 (SUPPLEMENTARY REGULATIONS AND EXCEPTIONS), AMENDING SECTION 17.52.160 (REQUIRED SETBACKS - EXCEPTIONS) AND ADDING A NEW SECTION 17.52.061 (MAXIMUM LOT COVERAGE – EXCEPTIONS).

Annotated to show deletions and additions to the code sections being modified. Deletions are **~~lined through~~** and additions are **bold underlined**.

The City Council finds:

- A. The amendment to the Lincoln City Municipal Code is in conformance with the Statewide Planning Goals and Lincoln City Comprehensive Plan goals as addressed in attached Exhibit "A"; and
B. The amendment is in conformance with the Zoning Ordinance, including, but not limited to, required initiation, processing and noticing requirements; and
C. The City duly notified the Oregon Department of Land Conservation and Development pursuant to ORS 197.610, of its consideration of the proposed amendment on February 13, 2024; City staff determined that the amendment does not remove uses from any zone and accordingly did not require a city-wide mailing under ORS 227.186(4); and
D. The Planning Commission, on March 19, 2024, held a public hearing and considered the amendment contained within this ordinance. On March 19, 2024, the Planning Commission voted to transmit the amendment to the City Council with a recommendation that the ordinance be adopted; and
E. The City Council conducted the public hearing on April 8, 2024, closed the hearing, closed the record, and deliberated on the proposed amendment and directed that the ordinance be returned to Council for approval; and
F. All persons were given an opportunity to provide written and/or oral testimony on the proposed ordinance amendment.

THE CITY OF LINCOLN CITY ORDAINS AS FOLLOWS:

SECTION 1. Chapter 17.52 (Supplementary Regulations and Exceptions), Section 17.52.160 (Required Setbacks – Exceptions), Subsection 17.52.160.E. (Disabled Access Facilities) is hereby amended to read as follows:

1 E. Disabled Access Facilities. Disabled access facilities may be constructed in required setback  
2 areas as additions to existing buildings if they do not conflict with the clear vision requirements  
3 of LCMC 17.52.060. For purposes of this section disabled access facilities include ramps,  
4 elevators, wheelchair lifts, stairway chair lifts, sidewalks, curbing and entrances  
5 constructed for the purpose of making a building accessible to a disabled person. Disabled  
6 access facilities must be constructed in accordance with any applicable requirements of the  
7 building code in effect at the time of their construction. Disabled access facilities constructed as  
8 additions to a nonconforming structure shall not be considered an alteration or extension of  
9 the nonconforming structure.

10  
11 **SECTION 2.** Chapter 17.52 (Supplementary Regulations and Exceptions) is hereby amended by  
12 adding Section 17.52.161 (Maximum Lot Coverage – Exceptions) to read as follows:

13  
14 **17.52.161 Maximum Lot Coverage – Exceptions**

15  
16 **A. Disabled Access Facilities. Disabled access facilities may be constructed as additions to**  
17 **existing buildings without regard to maximum lot coverage restrictions if they do not**  
18 **conflict with the clear vision requirements of LCMC 17.52.060. For purposes of this**  
19 **section disabled access facilities include ramps, elevators, wheelchair lifts, stairway chair**  
20 **lifts, sidewalks, curbing and entrances constructed for the purpose of making a building**  
21 **accessible to a disabled person. Disabled access facilities must be constructed in**  
22 **accordance with any applicable requirements of the building code in effect at the time of**  
23 **their construction. Disabled access facilities constructed as additions to a**  
24 **nonconforming structure shall not be considered an alteration or extension of the**  
25 **nonconforming structure.**

26  
27  
28 **SECTION 3. Findings Adopted.** The findings contained in the Whereas Clauses of this  
29 ordinance, together with the Findings set forth in Exhibit A, as well as the competent substantial  
30 evidence in the whole record of this legislative proceeding are incorporated into this section by  
31 reference as if fully set forth herein, and are adopted in support of this legislative action.

32  
33 **SECTION 4. Severability.** The sections, subsections, paragraphs and clauses of this ordinance  
34 are severable. The invalidity of one section, subsection, paragraph, or clause shall not affect the  
35 validity of the remaining sections, subsections, paragraphs and clauses.

36  
37 **SECTION 5. Ordinance Effective Date.** Pursuant to Chapter IX, Section 9.3, this ordinance  
38 takes effect 30 days after the date of its adoption.

39  
40 **SECTION 6. Codification.** Provisions of this Ordinance shall be incorporated in the City of  
41 Lincoln City Municipal Code and the word "ordinance" may be changed to "code", "article",  
42 "section", "chapter" or another word, and the sections of this Ordinance may be renumbered, or  
43 re-lettered, provided that any Whereas clauses and boilerplate provisions need not be codified  
44 and the City Recorder is authorized to correct any cross-references and any typographical errors.

1  
2 The foregoing ordinance was distinctly read by title only in accordance with Chapter IX, Section  
3 9.2 of the City of Lincoln City Charter on the 8<sup>th</sup> of April 2024 (First Reading and Second  
4 Reading).

5  
6 PASSED AND ADOPTED by the City Council of the City of Lincoln City this \_\_\_\_\_ day of  
7 \_\_\_\_\_, 2024.

8  
9 \_\_\_\_\_  
10 SUSAN WAHLKE, MAYOR

11 ATTEST:  
12  
13 \_\_\_\_\_  
14 JAMIE YOUNG, CITY RECORDER

15 APPROVED AS TO FORM:  
16  
17 \_\_\_\_\_  
18

19  
20

## EXHIBIT A – FINDINGS FOR ORDINANCE 2024-03 (ZOA 2024-02)

### Procedural Posture:

The above-referenced proposed ordinance was properly noticed pursuant to ORS 197.610. Notice to DLCD was properly made on February 13, 2024. Notice for the public hearings before the Planning Commission on March 19, 2024, and the City Council on April 8, 2024, was published in the local newspaper on March 6, 2024, and March 13, 2024.

### Summary:

**Ordinance 2024-03** proposes amending the Lincoln City Municipal Code, Title 17, Zoning, by amending Chapter 17.52 (Supplementary Regulations and Exceptions), amending Section 17.52.160 (Required Setbacks – Exceptions), and adding a new section 17.52.061 (Maximum Lot Coverage – Exceptions) to add to the types of disabled access facilities allowed to be located in required setbacks, and to exempt them from maximum lot coverage restrictions.

### Applicable Criteria:

**LCMC 17.77.130 provides, (emphasis added):**

#### **17.77.130 Text amendment.**

A. Purpose. The text amendment process shall be used for legislative amendments to LCMC Title 16, this title, or the comprehensive plan. Such amendments are necessary to reflect changing community conditions, needs, and desires, to fulfill regional obligations, and to address changes in state law.

B. Procedure. Text amendments are subject to the Type IV procedure, as described in LCMC 17.76.060. However, the director is authorized to make typographical, grammatical and cross-referencing corrections as needed without initiating the text amendment process.

C. Submittal Requirements. Type IV application submittal requirements are set forth in LCMC 17.76.060.

**D. Approval Criteria. In order to approve a text amendment, the review authority shall make findings of fact, based on evidence provided, that the following criteria are satisfied:**

**1. The text amendment is consistent with relevant goals and policies of the comprehensive plan and any applicable adopted master plans; and**

**2. The text amendment is consistent with relevant provisions of the statewide planning goals, the Oregon Administrative Rules, and state statutes.**

E. Appeal of a Decision. Refer to LCMC 17.76.180.

F. Expiration of a Decision. Text amendments are not subject to expiration.

G. Extension of a Decision. Text amendments are not subject to extension.

**Staff analysis of Statewide Planning Goals and Comprehensive Plan provisions:**

A. Statewide Planning Goals

**Goal 1: Citizen Involvement**

*To develop a citizen involvement program that insures the opportunity for citizens to be involved in all phases of the planning process.*

All documents relating to the proposal (amendment) were made available for public review and/or purchase, and were posted on the city's website. Staff was available to interpret and explain the technical information. The local newspaper published hearing notices in accordance with notice requirements. The planning commission and city council each held a public hearing at which citizens were invited to participate.

Therefore, the amendment is consistent with Goal 1.

**Goal 2: Land Use Planning**

*To establish a land use planning process and policy framework as a basis for all decisions and actions related to use of land and to assure an adequate factual base for such decisions and actions.*

The City Council of Lincoln City adopted the Lincoln City Comprehensive Plan and its implementation measure, the Lincoln City Zoning Ordinance after public hearing and has reviewed them on a periodic cycle to take into account changing public policies and

circumstances. Citizens and affected governmental units had opportunities for review and comment during preparation, review, and revisions of the plan and implementing ordinances. The City Council considered the proposed amendments Municipal Code in accordance with the process and based on the criteria provided in the Municipal Code. Therefore, the amendment is consistent with Goal 2.

### **Goal 3: Agricultural Lands**

*To preserve and maintain agricultural lands.*

The area affected by the proposed amendment is located within the city's urban growth boundary. The city is currently designated and zoned for urban development. There is no agricultural land in Lincoln City. The amendment does not affect agricultural lands. Goal 3 is not applicable.

### **Goal 4: Forest Lands**

*To conserve forest lands by maintaining the forest land base and to protect the state's forest economy by making possible economically efficient forest practices that assure the continuous growing and harvesting of forest tree species as the leading use on forest land consistent with sound management of soil, air, water, and fish and wildlife resources and to provide for recreational opportunities and agriculture.*

The area affected by the proposed amendment is within the city's urban growth boundary. The affected area does not include any designated forest lands; therefore, Goal 4 is not applicable.

### **Goal 5: Natural Resources, Scenic and Historic Areas, and Open Spaces**

*To protect natural resources and conserve scenic and historic areas and open spaces.*

The amendment only affects areas intended for urban development. The amendment by itself does not permit development in any areas of protected natural resources, scenic or historic areas, or open spaces. The amendment is consistent with Goal 5.

### **Goal 6: Air, Water and Land Resources Quality**

*To maintain and improve the quality of the air, water and land resources of the state.*

The amendment will not adversely affect the quality of the air or water. The amendment by itself does not permit development that might affect water or air quality. The existing ordinances and plan requirements relating to water and air quality will continue to apply to all properties that might be affected. Therefore, the amendment is consistent with Goal 6.

**Goal 7: Areas Subject to Natural Disasters and Hazards**

*To protect people and property from natural hazards.*

The amendment by itself does not allow development within any natural hazard area. The existing ordinances and plan requirements relating to natural hazards will continue to apply to all properties that might be affected by natural hazards. Therefore, the amendment is consistent with Goal 7.

**Goal 8: Recreational Needs**

*To satisfy the recreational needs of the citizens of the state and visitors and, where appropriate, to provide for the siting of necessary recreational facilities, including destination resorts.*

The proposed ordinance amendment does not relate to recreation as that term is used in this goal and does not adversely affect the provision of or ability to site recreational areas in the city. The amendment is consistent with Goal 8.

**Goal 9: Economic Development**

*To provide adequate opportunities throughout the state for a variety of economic activities vital to the health, welfare, and prosperity of Oregon's citizens.*

The proposed ordinance amendment does not directly relate to economic development as that term is used in this goal and does not adversely affect the provision of or ability to site businesses in the city. The amendment is consistent with Goal 9.

**Goal 10: Housing**

*To provide for the housing needs of citizens of the state.*

The amendment would allow disabled access facilities to be added to existing houses in circumstances where the existing ordinance requirements would prohibit them. This would have the effect of preserving existing housing stock and also allow people to remain in their homes through adding disabled access facilities. The amendment is consistent with Goal 10.

**Goal 11: Public Facilities and Services**

*To plan and develop a timely, orderly and efficient arrangement of public facilities and services to serve as a framework for urban and rural development.*

The amendment does not relate directly to public facilities and services. Goal 11 is not applicable.

**Goal 12: Transportation**

*To provide and encourage a safe, convenient and economic transportation system.*

The amendment does not relate directly to the development of the city's transportation system. The amendment is consistent with Goal 12.

**Goal 13: Energy Conservation**

*To conserve energy.*

The amendment does not relate directly to energy conservation. Goal 13 is not applicable.

**Goal 14: Urbanization**

*To provide for an orderly and efficient transition from rural to urban land use, to accommodate urban population and urban employment inside urban growth boundaries, to ensure efficient use of land, and to provide for livable communities.*

The amendment does not directly relate or pertain to the urbanization of Lincoln City. Accordingly, Goal 14 is met or is not applicable.

**Goal 15: Willamette River Greenway**

*To protect, conserve, enhance and maintain the natural, scenic, historical, agricultural, economic and recreational qualities of lands along the Willamette River as the Willamette River Greenway.*

The affected area is not located within the Willamette River Greenway; therefore, Goal 15 is not applicable.

**Goal 16: Estuarine Resources**

*To recognize and protect the unique environmental, economic, and social values of each estuary and associated wetlands; and to protect, maintain, where appropriate develop, and where appropriate restore the long-term environmental, economic, and social values, diversity and benefits of Oregon's estuaries.*

The amendment on its own does not allow development in areas adjacent to the city's designated estuarine resource (i.e., Siletz Bay). All development in such areas is already

controlled by existing ordinances and comprehensive plan standards. The amendment, therefore, is consistent with Goal 16.

**Goal 17: Coastal Shorelands**

*"To conserve, protect, where appropriate, develop and where appropriate restore the resources and benefits of all coastal shorelands, recognizing their value for protection and maintenance of water quality, fish and wildlife habitat, water-dependent uses, economic resources and recreation and aesthetics. The management of these shoreland areas shall be compatible with the characteristics of the adjacent coastal waters; and to reduce the hazard to human life and property, and the adverse effects upon water quality and fish and wildlife habitat, resulting from the use and enjoyment of Oregon's coastal shorelands.*

The city's coastal shorelands include all land west of Highway 101, land within 500 feet of the ordinary high-water elevation of Devils Lake and Spring Lake, and land within 1,000 feet of the shoreline mean higher-high-water elevation of Schooner Creek, Drift Creek, and Siletz Bay estuaries. All development in such areas is controlled by existing ordinances and comprehensive plan standards. The amendment, therefore, is consistent with Goal 17.

**Goal 18: Beaches and Dunes**

*To conserve, protect, where appropriate develop, and where appropriate restore the resources and benefits of coastal beach and dune areas; and to reduce the hazard to human life and property from natural or man-induced actions associated with these areas.*

Lincoln City has a large amount of coastal beach. Inventory maps show active dunes and deflation plains on the Salishan spit, but not within Lincoln City, with the possible exception of a few isolated spots in Cutler City. For Roads End, inventory maps show older, stabilized dunes. The amendment does not, by itself, allow any development in or near beach and dune areas. All development in such areas is controlled by existing ordinances and comprehensive plan standards. The amendment is consistent with Goal 18.

**Goal 19: Ocean Resources**

*To conserve marine resources and ecological functions for the purpose of providing long-term ecological, economic, and social value and benefits to future generations.*

The amendment does not, on its own, affect an ocean resources. Therefore, the amendment is consistent with Goal 19.

## B. Comprehensive Plan Goals

### **Goal 1: Citizen Involvement.**

*Provide opportunities for all Lincoln City residents to learn about and be engaged in all phases of the land use planning process; ensure learning and engagement activities are accessible, equitable, and inclusive.*

The City Council of Lincoln City adopted the Lincoln City Comprehensive Plan and its implementation measure, the Lincoln City Zoning Ordinance, after public hearing and has reviewed it on a periodic cycle to take into account changing public policies and circumstances. The city provided opportunities for review and comment by residents and affected governmental units during preparation, review, and revision. Review of the proposed amendment was in accordance with the Lincoln City Comprehensive Plan and the applicable zoning ordinance provisions. Accordingly, the amendment is in conformance with this goal.

### **Goal 2: Housing.**

- +Ensure Lincoln City residents have affordable housing through community partnerships and progressive planning.*
- +Create and maintain a community that cares about those in need and works together to provide housing and sheltering options for all income levels and ages—especially for our most vulnerable populations.*
- +Enable creative redevelopment and/or rehabilitation of existing residential neighborhoods to make them more sustainable.*

These amendments are directed specifically to address needs of residents to be able to install necessary access facilities at their homes to enable them to remain in their homes even after becoming disabled. This amendment addresses this goal directly and is consistent with it.

### **Goal 3: Transportation.**

*Provide a safe, convenient, efficient, sustainable, and accessible multi-modal transportation system in and throughout Lincoln City to facilitate the movement of goods and people.*

These amendments do not relate directly to the city's transportation system. This goal is not applicable.

### **Goal 4: Public Facilities and Services.**

*To plan and develop a timely, orderly, and efficient arrangement of public facilities and services to serve as a framework for the city's urban development. Timely, orderly, and efficient refers to systems or plans that coordinate the type, locations, and delivery of*

*public facilities and services in a manner that best supports the existing and proposed land uses.*

These amendments do not relate directly to the city's public facilities and services. This goal is not applicable.

**Goal 5: Parks, Recreation, and Open Space.**

*Provide and maintain a comprehensive system of parks, trails, open space, and recreation amenities that is accessible to residents and visitors of all ages and abilities, enhances the environmental and visual quality of Lincoln City, is dispersed throughout the city, and supports health and wellness.*

These amendments do not relate directly to the city's system of parks, trails, open space, and recreation amenities. This goal is not applicable.

**Goal 6: Economic Development.**

*Support a balanced, diverse, and resilient local economy that reflects the social and environmental values of the Lincoln City community as the city grows to accommodate an urban population. Provide opportunities for a wide variety of economic activities vital to a high quality of life and the health, welfare, prosperity, and well-being of the citizens of Lincoln City.*

These amendments do not relate directly to economic development. This goal is not applicable.

**Goal 7: Natural, Scenic, and Historic Resources.**

*Proactively ensure that land use planning protects and preserves the community's significant natural, scenic, and historic resources in building for the future, addressing the elements of air, water, land, wildlife, and energy.*

These amendments do not relate directly to the city's significant natural, scenic, and historic resources and do not, by themselves, authorize any development in such areas. To the extent that disabled access facilities authorized by these amendments might be near such resources the existing controls found in the zoning ordinances and the building codes will protect and preserve them. This goal is not applicable.

**Goal 8: Coastal Resources.**

*Preserve, protect, and – where appropriate – restore or develop the coastal resources of our community. These resources include shorelands, beaches, dunes, the Siletz Bay Estuary, rivers, forests, and ocean resources. Their value is recognized for water quality,*

*fish and wildlife habitat, water-dependent uses, economic resources, recreation, and aesthetics.*

These amendments do not relate directly to shorelands, beaches, dunes, the Siletz Bay Estuary, rivers, forests, or ocean resources. They do not, by themselves, authorize any development in such areas. This goal is not applicable.

**Goal 9: Community Resiliency.**

*Ensure ongoing community resiliency by fostering a connected community that supports one another during crises and prioritizes access to essential resources. Protect human life, minimize damage to the natural and built environment, facilitate rapid recovery from natural disasters and hazards, and prepare for and mitigate the impacts of climate change.*

These amendments do not relate directly to community resiliency. This goal is not applicable.

**Goal 10: Land Use Planning.**

*Ensure that the rate, amount, type, location, and cost of development will enhance Lincoln City's quality of life by establishing a land use planning process and policy framework as a basis for all zoning and land use decision-making.*

These amendments do not relate directly to the city's land use planning process and policy framework except as demonstrated by the fact that they are going through the process including addressing the state's and city's land use planning policies as demonstrated in this document. The amendments are consistent with this goal.

# Council Communication

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## Ordinance 2024-04 Re: Public Facilities

Meeting Date:	April 8, 2024	Primary Staff Contact:	Andrea Riner
Department:	Planning Commission	E-Mail:	ARiner@lincolncity.org
Secondary Dept:		Secondary Contacts:	
Approval:	Daphnee Legarza	Estimated Time:	15

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### Question:

Should the City Council approve the amendment to Lincoln City Municipal Code (LCMC) by establishing Chapter 17.41 Public Facilities (PF) Zone. This zone will provide areas for public safety facilities, public cultural facilities, park and recreation facilities, schools and other municipal infrastructure facilities, including pump stations, wastewater and water treatment plants, stormwater facilities, water tanks and reservoirs, and radio towers.

### Staff Recommendation:

Staff recommends that City Council hold a public hearing, receive comments, and approve the ordinance amendment as written.

### Authority:

17.76.060.G. Public Hearing Procedure. The planning commission shall conduct the public hearing on Type IV applications in accordance with the procedures set forth in LCMC 17.76.160. In addition to the public hearing held by the planning commission, the city council shall also conduct a public hearing on Type IV applications.

17.76.060.H. Recommendation Authority.

1. Following receipt of testimony and deliberation at the public hearing held before the planning commission, the planning commission shall provide a recommendation to the City council for all Type IV applications. The planning commission shall recommend that the city council approve or deny the proposed amendments, with or without changes. The planning commission's recommendation shall be issued as a final recommendation, and shall include findings supporting the recommendation, based on public testimony and the application's success or failure to satisfy the applicable criteria.
2. Decision Authority. Upon receiving the planning commission's final recommendation, the city council shall hold a public hearing on the Type IV application.

**Background:**

The Lincoln City Comprehensive Plan 2043, adopted by the City Council on December 7, 2023, included a new land use designation, as follows:

Public Facilities (PF) The PF designation provides for park and recreational facilities and public facilities and waterways to ensure a safe and healthy community and to accommodate residential, commercial, and industrial growth. Lands containing municipal infrastructure facilities, including pump stations, wastewater and water treatment plants, stormwater facilities, water tanks and reservoirs, and radio towers, are included in the PF designation.

This amendment is intended to implement this part of the comprehensive plan.

After conducting a duly noticed public hearing on March 19, 2024 the Planning Commission voted unanimously to recommend that the City Council adopt the proposed ordinance.

**Council Options**

1. Hold the public hearing.
2. Close or continue the public hearing; close the record or keep the record open.
3. Conduct and approve First and Second Reading and adopt the ordinance.
4. Continue Second Reading to the next available meeting.
5. Do not proceed with proposed ordinance.

**Potential Motions:**

*City Attorney:* [Conduct First Reading of Ordinance by Title only]

**AN ORDINANCE AMENDING THE LINCOLN CITY MUNICIPAL CODE, TITLE 17, (ZONING),  
ADDING A NEW CHAPTER 17.41 PUBLIC FACILITIES (PF) ZONE.**

*Council:* Motion to approve First Reading of Ordinance 2024-04.

*City Attorney:* [Conduct Second Reading of Ordinance by Title only]

**AN ORDINANCE AMENDING THE LINCOLN CITY MUNICIPAL CODE, TITLE 17, (ZONING),  
ADDING A NEW CHAPTER 17.41 PUBLIC FACILITIES (PF) ZONE.**

*Council:* Motion to approve Second Reading and adopt Ordinance 2024-04.

**Attachments:**

FR 2024-02 for ZOA 2024-03 Public Facilities Signed (PDF)

Ordinance 2024-04 for ZOA 2024-03 Public Facilities (PDF)

LINCOLN CITY  
PLANNING COMMISSION

IN THE MATTER OF

Amendment to Title 17, Zoning, adding ) Final Recommendation  
a new chapter 17.41 Public Facilities ) 2024-02  
(PF) Zone

**NATURE OF THE APPLICATION**

An ordinance amending the Lincoln City Municipal Code, Title 17, (Zoning), adding a new chapter 17.41 Public Facilities (PF) Zone.

**FINAL RECOMMENDATION**

Based on the evidence presented at the public hearing on March 19, 2024, including the staff report, the Planning Commission recommends on a 4-0 vote that the City Council approve the draft language (Exhibit A Findings follow).

APPROVED THIS 19<sup>th</sup> day of March, 2024



\_\_\_\_\_  
Kim Blackerby  
Planning Commission Chair

ATTEST:



\_\_\_\_\_  
Richard Townsend,  
Planning & Community Development Director

**ORDINANCE NO. 2024-04**

**AN ORDINANCE AMENDING THE LINCOLN CITY MUNICIPAL CODE, TITLE 17, (ZONING),  
ADDING A NEW CHAPTER 17.41 PUBLIC FACILITIES (PF) ZONE.**

*Annotated to show deletions and additions to the code sections being modified. Deletions are **~~lined through~~** and additions are **bold underlined**.*

**The City Council finds:**

- A. The amendment to the Lincoln City Municipal Code is in conformance with the Statewide Planning Goals and Lincoln City Comprehensive Plan goals as addressed in attached Exhibit "A"; and
- B. The amendment is in conformance with the Zoning Ordinance, including, but not limited to, required initiation, processing and noticing requirements; and
- C. The City duly notified the Oregon Department of Land Conservation and Development pursuant to ORS 197.610, of its consideration of the proposed amendment on February 13, 2024; City staff determined that the amendment does not remove uses from any zone and accordingly did not require a city-wide mailing under ORS 227.186(4); and
- D. The Planning Commission, on March 19, 2024, held a public hearing and considered the amendment contained within this ordinance. On March 19, 2024, the Planning Commission voted to transmit the amendment to the City Council with a recommendation that the ordinance be adopted; and
- E. The City Council conducted the public hearing on April 8, 2024 closed the hearing, closed the record, and deliberated on the proposed amendment and directed that the ordinance be returned to Council for approval; and
- F. All persons were given an opportunity to provide written and/or oral testimony on the proposed ordinance amendment.

**THE CITY OF LINCOLN CITY ORDAINS AS FOLLOWS:**

**SECTION 1.** Chapter 17.41 (Public Facilities Zone), is hereby added to the Lincoln City Municipal Code to read as follows:

## Chapter 17.41 PUBLIC FACILITIES (PF) ZONE

Sections:

- 17.41.010 Purpose.**
- 17.41.020 Permitted uses.**
- 17.41.030 Conditional uses.**
- 17.41.040 Maximum building height.**
- 17.41.050 Setback requirements.**
- 17.41.060 Landscaping.**
- 17.41.070 Signs.**
- 17.41.080 Off-street parking and loading.**

### **17.41.010 Purpose.**

The PF zone provides areas for public safety facilities, public cultural facilities, park and recreational facilities, schools, and other public facilities to ensure a safe and healthy community and to support and accompany residential, commercial, and industrial growth. Lands containing municipal infrastructure facilities including pump stations, wastewater and water treatment plants, stormwater facilities, water tanks and reservoirs, and radio towers are included in the PF designation.

### **17.41.020 Permitted Uses.**

The following uses are permitted in the Public Facilities (PF) zone:

- A. Public safety facilities such as police, fire, and public or private ambulance facilities;
- B. Medical facilities such as hospitals, clinics, and medical office buildings;
- C. Public community centers, meeting buildings, and auditoriums;
- D. Municipal, state, and federal buildings such as City Hall, Division of Motor Vehicles, and social services offices;
- E. Public library;
- F. Public cultural facilities such as visual art centers, performing arts centers, and museums;
- G. Public parking facilities such as parking lots and parking structures;
- H. Visitor information centers;

- I. Uses permitted in the Park or Open Space zones;
- J. Community gardens;
- K. Public transportation uses, as defined in Chapter 17.08 LCMC;
- L. Emergency shelters, subject to LCMC 17.80.220 and as defined in LCMC 17.08.010;
- M. Temporary emergency operations uses pursuant to Chapter 2.72 LCMC;
- M. Essential emergency communications, early warning and associated emergency facilities;
- O. Accessory uses and accessory buildings and structures customarily appurtenant to a permitted use.

#### **17.41.030 Conditional Uses.**

The following conditional uses are permitted in the Public Facilities (PF) zone:

- A. Public schools including kindergartens or day care centers
- B. Public sewage treatment plants and pumping stations;
- C. Public water treatment plants, pumping stations, and storage reservoirs
- D. Public utility facilities such as vehicle maintenance facilities and equipment and materials storage facilities;
- E. Municipal, state, and federal facilities such as vehicle maintenance facilities and equipment and materials storage facilities;
- F. Stormwater detention and treatment facilities not accessory to uses allowed in this or other zones
- G. Publicly owned and operated jails, detention centers, and prisons;
- H. Conditional uses allowed in the Park or Open Space zones.

#### **17.41.040 Maximum Building Height.**

The maximum building height shall be 35 feet, except as provided in LCMC 17.52.190 and 17.52.200.

#### **17.41.050 Setback Requirements.**

A. Front Setback. None, except when the property line is abutting or across the street from a property in a residential zone and then the front setback shall be that required in the contiguous residential zone. However, the provisions of LCMC 17.52.060 shall apply.

B. Side, Street Side and Rear Setback. None, except when the side, street side or rear property line is abutting or across the street from a property in a residential zone, and then the side, street side or rear setback shall be a minimum of 10 feet. The required side, street side or rear setback shall be increased by one-half foot for each foot by which the building height exceeds 15 feet. However, the provisions of LCMC 17.52.060 shall apply.

**17.41.060 Landscaping.**

Landscaping shall be provided in accordance with Chapter 17.55 LCMC.

**17.41.070 Signs.**

Signs shall be allowed subject to the provisions of Chapters 9.34 and 17.72 LCMC.

**17.41.080 Off-street Parking and Loading.**

Off-street parking and loading shall be provided in accordance with Chapter 17.56 LCMC.

**SECTION 2. Findings Adopted.** The findings contained in the Whereas Clauses of this ordinance, together with the Findings set forth in Exhibit A, as well as the competent substantial evidence in the whole record of this legislative proceeding are incorporated into this section by reference as if fully set forth herein, and are adopted in support of this legislative action.

**SECTION 3. Severability.** The sections, subsections, paragraphs and clauses of this ordinance are severable. The invalidity of one section, subsection, paragraph, or clause shall not affect the validity of the remaining sections, subsections, paragraphs and clauses.

**SECTION 4. Ordinance Effective Date.** Pursuant to Chapter IX, Section 9.3, this ordinance takes effect 30 days after the date of its adoption.

**SECTION 5. Codification.** Provisions of this Ordinance shall be incorporated in the City of Lincoln City Municipal Code and the word "ordinance" may be changed to "code", "article", "section", "chapter" or another word, and the sections of this Ordinance may be renumbered, or re-lettered, provided that any Whereas clauses and boilerplate provisions need not be codified and the City Recorder is authorized to correct any cross-references and any typographical errors.

The foregoing ordinance was distinctly read by title only in accordance with Chapter IX, Section 9.2 of the City of Lincoln City Charter on the 8<sup>th</sup> of April, 2024 (First Reading and Second Reading).

PASSED AND ADOPTED by the City Council of the City of Lincoln City this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
SUSAN WAHLKE, MAYOR

ATTEST:

\_\_\_\_\_  
JAMIE YOUNG, CITY RECORDER

APPROVED AS TO FORM:

\_\_\_\_\_

## EXHIBIT A – FINDINGS FOR ORDINANCE 2024-04 (ZOA 2024-03)

### Procedural Posture:

The above-referenced proposed ordinance was properly noticed pursuant to ORS 197.610. Notice to DLCD was properly made on February 13, 2024. Notice for the public hearings before the Planning Commission on March 19, 2024, and the City Council on April 8, 2024, was published in the local newspaper on March 6, 2024, and March 13, 2024.

### Summary:

**Ordinance 2024-04** proposes amending the Lincoln City Municipal Code, Title 17, Zoning, by adding a new Chapter 17.41 Public Facilities (PF) Zone to provide areas for public safety facilities, public cultural facilities, park and recreational facilities, schools, and other public facilities to ensure a safe and healthy community and to support and accompany residential, commercial, and industrial growth. Lands containing municipal infrastructure facilities including pump stations, wastewater and water treatment plants, stormwater facilities, water tanks and reservoirs, and radio towers are included in the PF designation.

### Applicable Criteria:

#### **LCMC 17.77.130 provides, (emphasis added):**

##### **17.77.130 Text amendment.**

A. Purpose. The text amendment process shall be used for legislative amendments to LCMC Title 16, this title, or the comprehensive plan. Such amendments are necessary to reflect changing community conditions, needs, and desires, to fulfill regional obligations, and to address changes in state law.

B. Procedure. Text amendments are subject to the Type IV procedure, as described in LCMC 17.76.060. However, the director is authorized to make typographical, grammatical and cross-referencing corrections as needed without initiating the text amendment process.

C. Submittal Requirements. Type IV application submittal requirements are set forth in LCMC 17.76.060.

**D. Approval Criteria. In order to approve a text amendment, the review authority shall make findings of fact, based on evidence provided, that the following criteria are satisfied:**

**1. The text amendment is consistent with relevant goals and policies of the comprehensive plan and any applicable adopted master plans; and**

**2. The text amendment is consistent with relevant provisions of the statewide planning goals, the Oregon Administrative Rules, and state statutes.**

E. Appeal of a Decision. Refer to LCMC 17.76.180.

F. Expiration of a Decision. Text amendments are not subject to expiration.

G. Extension of a Decision. Text amendments are not subject to extension.

**Staff analysis of Statewide Planning Goals and Comprehensive Plan provisions:**

A. Statewide Planning Goals

**Goal 1: Citizen Involvement**

*To develop a citizen involvement program that insures the opportunity for citizens to be involved in all phases of the planning process.*

All documents relating to the amendment were made available for public review and/or purchase, and were posted on the city's website. Staff was available to interpret and explain the technical information. The local newspaper published hearing notices in accordance with notice requirements. The planning commission and city council each held a public hearing at which citizens were invited to participate. Therefore, the amendment is consistent with Goal 1.

**Goal 2: Land Use Planning**

*To establish a land use planning process and policy framework as a basis for all decisions and actions related to use of land and to assure an adequate factual base for such decisions and actions.*

The City Council of Lincoln City adopted the Lincoln City Comprehensive Plan and its implementation measure, the Lincoln City Zoning Ordinance after public hearing and has reviewed them on a periodic cycle to take into account changing public policies and

circumstances. Citizens and affected governmental units had opportunities for review and comment during preparation, review, and revisions of the plan and implementing ordinances. The City Council considered the proposed amendments Municipal Code in accordance with the process and based on the criteria provided in the Municipal Code. Therefore, the amendment is consistent with Goal 2.

### **Goal 3: Agricultural Lands**

*To preserve and maintain agricultural lands.*

The area affected by the proposed amendment is located within the city's urban growth boundary. The city is currently designated and zoned for urban development. There is no agricultural land in Lincoln City. The amendment does not affect agricultural lands. Goal 3 is not applicable.

### **Goal 4: Forest Lands**

*To conserve forest lands by maintaining the forest land base and to protect the state's forest economy by making possible economically efficient forest practices that assure the continuous growing and harvesting of forest tree species as the leading use on forest land consistent with sound management of soil, air, water, and fish and wildlife resources and to provide for recreational opportunities and agriculture.*

The area affected by the proposed amendment is within the city's urban growth boundary. The affected area does not include any designated forest lands; therefore, Goal 4 is not applicable.

### **Goal 5: Natural Resources, Scenic and Historic Areas, and Open Spaces**

*To protect natural resources and conserve scenic and historic areas and open spaces.*

The amendment only affects areas intended for urban development. The amendment by itself does not permit development in any areas of protected natural resources, scenic or historic areas, or open spaces. Areas zoned Park or Open Space would keep those designations and would not be developed beyond the limited uses already allowed in them. The amendment is consistent with Goal 5.

### **Goal 6: Air, Water and Land Resources Quality**

*To maintain and improve the quality of the air, water and land resources of the state.*

The amendment will not adversely affect the quality of the air or water. The amendment by itself does not permit development that might affect water or air quality. The existing ordinances and plan requirements relating to water and air quality will continue to apply

to all properties that might be affected. Therefore, the amendment is consistent with Goal 6.

### **Goal 7: Areas Subject to Natural Disasters and Hazards**

*To protect people and property from natural hazards.*

The amendment by itself does not allow development within any natural hazard area. The existing ordinances and plan requirements relating to natural hazards will continue to apply to all properties that might be affected by natural hazards. Therefore, the amendment is consistent with Goal 7.

### **Goal 8: Recreational Needs**

*To satisfy the recreational needs of the citizens of the state and visitors and, where appropriate, to provide for the siting of necessary recreational facilities, including destination resorts.*

The proposed ordinance amendment allows the siting of recreational areas beyond those in addition to those already allowed in the Park and Open Space zones. It does not adversely affect the provision of or ability to site recreational areas in the city. The amendment is consistent with Goal 8.

### **Goal 9: Economic Development**

*To provide adequate opportunities throughout the state for a variety of economic activities vital to the health, welfare, and prosperity of Oregon's citizens.*

The proposed ordinance amendment allows the siting of public facilities, such as infrastructure facilities including water treatment facilities, waste water treatment facilities, and stormwater facilities, that support economic development. The amendment is consistent with Goal 9.

### **Goal 10: Housing**

*To provide for the housing needs of citizens of the state.*

The proposed ordinance amendment allows the siting of public facilities, such as infrastructure facilities including water treatment facilities, waste water treatment facilities, and stormwater facilities, that support the provision of housing. The amendment is consistent with Goal 10.

### **Goal 11: Public Facilities and Services**

*To plan and develop a timely, orderly and efficient arrangement of public facilities and services to serve as a framework for urban and rural development.*

The amendment is directed specifically at providing public facilities and services. Goal 11 is not applicable.

**Goal 12: Transportation**

*To provide and encourage a safe, convenient and economic transportation system.*

The amendment does not relate directly to the development of the city's transportation system. The amendment is consistent with Goal 12.

**Goal 13: Energy Conservation**

*To conserve energy.*

The amendment does not relate directly to energy conservation. Goal 13 is not applicable.

**Goal 14: Urbanization**

*To provide for an orderly and efficient transition from rural to urban land use, to accommodate urban population and urban employment inside urban growth boundaries, to ensure efficient use of land, and to provide for livable communities.*

The amendment does not directly relate or pertain to the urbanization of Lincoln City. Accordingly, Goal 14 is met or is not applicable.

**Goal 15: Willamette River Greenway**

*To protect, conserve, enhance and maintain the natural, scenic, historical, agricultural, economic and recreational qualities of lands along the Willamette River as the Willamette River Greenway.*

The affected area is not located within the Willamette River Greenway; therefore, Goal 15 is not applicable.

**Goal 16: Estuarine Resources**

*To recognize and protect the unique environmental, economic, and social values of each estuary and associated wetlands; and to protect, maintain, where appropriate develop, and where appropriate restore the long-term environmental, economic, and social values, diversity and benefits of Oregon's estuaries.*

The amendment on its own does not allow development in areas adjacent to the city's designated estuarine resource (i.e., Siletz Bay). All development in such areas is already controlled by existing ordinances and comprehensive plan standards. The amendment, therefore, is consistent with Goal 16.

### **Goal 17: Coastal Shorelands**

*"To conserve, protect, where appropriate, develop and where appropriate restore the resources and benefits of all coastal shorelands, recognizing their value for protection and maintenance of water quality, fish and wildlife habitat, water-dependent uses, economic resources and recreation and aesthetics. The management of these shoreland areas shall be compatible with the characteristics of the adjacent coastal waters; and to reduce the hazard to human life and property, and the adverse effects upon water quality and fish and wildlife habitat, resulting from the use and enjoyment of Oregon's coastal shorelands.*

The city's coastal shorelands include all land west of Highway 101, land within 500 feet of the ordinary high-water elevation of Devils Lake and Spring Lake, and land within 1,000 feet of the shoreline mean higher-high-water elevation of Schooner Creek, Drift Creek, and Siletz Bay estuaries. All development in such areas is controlled by existing ordinances and comprehensive plan standards. The amendment, therefore, is consistent with Goal 17.

### **Goal 18: Beaches and Dunes**

*To conserve, protect, where appropriate develop, and where appropriate restore the resources and benefits of coastal beach and dune areas; and to reduce the hazard to human life and property from natural or man-induced actions associated with these areas.*

Lincoln City has a large amount of coastal beach. Inventory maps show active dunes and deflation plains on the Salishan spit, but not within Lincoln City, with the possible exception of a few isolated spots in Cutler City. For Roads End, inventory maps show older, stabilized dunes. The amendment does not, by itself, allow any development in or near beach and dune areas. All development in such areas is controlled by existing ordinances and comprehensive plan standards. The amendment is consistent with Goal 18.

### **Goal 19: Ocean Resources**

*To conserve marine resources and ecological functions for the purpose of providing long-term ecological, economic, and social value and benefits to future generations.*

The amendment does not, on its own, affect an ocean resources. Therefore, the amendment is consistent with Goal 19.

## B. Comprehensive Plan Goals

### **Goal 1: Citizen Involvement.**

*Provide opportunities for all Lincoln City residents to learn about and be engaged in all phases of the land use planning process; ensure learning and engagement activities are accessible, equitable, and inclusive.*

The City Council of Lincoln City adopted the Lincoln City Comprehensive Plan and its implementation measure, the Lincoln City Zoning Ordinance, after public hearing and has reviewed it on a periodic cycle to take into account changing public policies and circumstances. The city provided opportunities for review and comment by residents and affected governmental units during preparation, review, and revision. Review of the proposed amendment was in accordance with the Lincoln City Comprehensive Plan and the applicable zoning ordinance provisions. Accordingly, the amendment is in conformance with this goal.

### **Goal 2: Housing.**

- +Ensure Lincoln City residents have affordable housing through community partnerships and progressive planning.*
- +Create and maintain a community that cares about those in need and works together to provide housing and sheltering options for all income levels and ages—especially for our most vulnerable populations.*
- +Enable creative redevelopment and/or rehabilitation of existing residential neighborhoods to make them more sustainable.*

These amendments allow the siting of facilities ranging from infrastructure to cultural institutions support housing and the needs of people who live here in a caring community. This amendment is consistent with Goal 2.

### **Goal 3: Transportation.**

*Provide a safe, convenient, efficient, sustainable, and accessible multi-modal transportation system in and throughout Lincoln City to facilitate the movement of goods and people.*

These amendments do not relate directly to the city's transportation system. This goal is not applicable.

### **Goal 4: Public Facilities and Services.**

*To plan and develop a timely, orderly, and efficient arrangement of public facilities and services to serve as a framework for the city's urban development. Timely, orderly, and*

*efficient refers to systems or plans that coordinate the type, locations, and delivery of public facilities and services in a manner that best supports the existing and proposed land uses.*

This amendment directly supports this goal by allowing the siting of needed public facilities and services where needed. This amendment is consistent with Goal 4...

**Goal 5: Parks, Recreation, and Open Space.**

*Provide and maintain a comprehensive system of parks, trails, open space, and recreation amenities that is accessible to residents and visitors of all ages and abilities, enhances the environmental and visual quality of Lincoln City, is dispersed throughout the city, and supports health and wellness.*

The proposed ordinance amendment allows the siting of recreational areas beyond those in addition to those already allowed in the Park and Open Space zones. It does not adversely affect the provision of or ability to site recreational areas in the city. The amendment is consistent with this Goal.

**Goal 6: Economic Development.**

*Support a balanced, diverse, and resilient local economy that reflects the social and environmental values of the Lincoln City community as the city grows to accommodate an urban population. Provide opportunities for a wide variety of economic activities vital to a high quality of life and the health, welfare, prosperity, and well-being of the citizens of Lincoln City.*

The proposed ordinance amendment allows the siting of public facilities, such as infrastructure facilities including water treatment facilities, waste water treatment facilities, and stormwater facilities, that support economic development. The amendment is consistent with Goal.

**Goal 7: Natural, Scenic, and Historic Resources.**

*Proactively ensure that land use planning protects and preserves the community's significant natural, scenic, and historic resources in building for the future, addressing the elements of air, water, land, wildlife, and energy.*

This amendment does not relate directly to the city's significant natural, scenic, and historic resources and does not, by itself, authorize any development in such areas. To the extent that public facilities authorized by this amendments might be near such resources the existing controls found in the zoning ordinances and the building codes will protect and preserve them. This goal is not applicable.

**Goal 8: Coastal Resources.**

*Preserve, protect, and – where appropriate – restore or develop the coastal resources of our community. These resources include shorelands, beaches, dunes, the Siletz Bay Estuary, rivers, forests, and ocean resources. Their value is recognized for water quality, fish and wildlife habitat, water-dependent uses, economic resources, recreation, and aesthetics.*

This amendment does not relate directly to shorelands, beaches, dunes, the Siletz Bay Estuary, rivers, forests, or ocean resources. It does not, by itself, authorize any development in such areas. This goal is not applicable.

**Goal 9: Community Resiliency.**

*Ensure ongoing community resiliency by fostering a connected community that supports one another during crises and prioritizes access to essential resources. Protect human life, minimize damage to the natural and built environment, facilitate rapid recovery from natural disasters and hazards, and prepare for and mitigate the impacts of climate change.*

This amendment supports community resiliency by allowing the siting of facilities that directly address resiliency such as shelters and emergency response facilities. This goal is satisfied.

**Goal 10: Land Use Planning.**

*Ensure that the rate, amount, type, location, and cost of development will enhance Lincoln City's quality of life by establishing a land use planning process and policy framework as a basis for all zoning and land use decision-making.*

This amendment helps to ensure that the types and locations of public facilities are controlled in a way that will help to enhance the quality of life in Lincoln City. Moreover, the adoption of this amendment through the city's land use planning process and policy framework, including addressing the state's and city's land use planning policies, demonstrates that it is consistent with this goal.

## Council Communication

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### Proclamation: Día de los Niños 2024

Meeting Date:	April 8, 2024	Primary Staff Contact:	Kirsten Brodbeck-Kenney
Department:	Library	E-Mail:	kbrodbeck-kenney@lincolncity.org
Secondary Dept:		Secondary Contacts:	
Approval:	Daphnee Legarza	Estimated Time:	10

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The below proclamation concerns Día de los Niños, which will be celebrated at Driftwood Public Library on April 18<sup>th</sup>, 2024, from 12 PM – 4 PM.

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Whereas, Día de los Niños is an annual day set aside each year in Hispanic and Latino communities to celebrate and recognize children and their importance to society; and

Whereas, Día de los Niños is an important aspect of Mexican heritage, celebrated since 1925 throughout Mexico and other Latin American countries, and is a day that has evolved to support multiculturalism, bilingualism, and binational identity in children of Hispanic and Latino descent worldwide; and

Whereas, the City of Lincoln City, OR recognizes the significant contributions of its Hispanic and Latino community members; and

Whereas, the City of Lincoln City also recognizes the importance of investing and acknowledging ALL of its youngest community members and future generations; and

Whereas, families and communities play vital roles in supporting and protecting child education, safety, and overall welfare; and

Whereas, the Driftwood Public Library and Conexion Fenix, along with many other community partners, direct service providers, childcare and early learning centers work to reach the children and families of Lincoln City and Lincoln County through direct services, community engagement, advocacy, and policy; and

Whereas, Día de los Niños emphasizes the importance of meaningful advocacy for all children on this day and every day.

Now, therefore, I, Susan Wahlke, Lincoln City Mayor, do hereby proclaim the date of April 18, 2024 as Día de los Niños in the City of Lincoln City and invite all citizens to join in its celebration and in recognizing and commending parents, advocates, service providers and other child-

serving organizations in our region for providing their daily contribution and commitment to improving the lives of the children in this and every community.

Proclaimed this 8<sup>th</sup> day of April 2024.

---

Susan Wahlke, Mayor

**Attachments:**

Proclamation (PDF)

# Proclamation

Whereas, Día de los Niños is an annual day set aside each year in Hispanic and Latino communities to celebrate and recognize children and their importance to society; and

Whereas, Día de los Niños is an important aspect of Mexican heritage, celebrated since 1925 throughout Mexico and other Latin American countries, and is a day that has evolved to support multiculturalism, bilingualism, and binational identity in children of Hispanic and Latino descent worldwide; and

Whereas, the City of Lincoln City, OR recognizes the significant contributions of its Hispanic and Latino community members; and

Whereas, the City of Lincoln City also recognizes the importance of investing and acknowledging ALL of its youngest community members and future generations; and

Whereas, families and communities play vital roles in supporting and protecting child education, safety, and overall welfare; and

Whereas, the Driftwood Public Library and Conexion Fenix, along with many other community partners, direct service providers, childcare and early learning centers work to reach the children and families of Lincoln City and Lincoln County through direct services, community engagement, advocacy, and policy; and

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Proclaimed this 8<sup>th</sup> day of April 2024.

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Susan Wahlke, Mayor

