



Planning and Zoning
Department of Transportation and Development
 Development Services Building
 150 Beaver Creek Road | Oregon City, OR 97045
 503-742-4500 | zoninginfo@clackamas.us
 www.clackamas.us/planning

| | |
|-----------------------|--------------|
| STAFF USE ONLY | |
| | |
| Staff Initials: | File Number: |

Land use application for:

WILLAMETTE RIVER GREENWAY

Development, change of use, or intensification of use

Application Fee:
\$785 if > 150 feet, or \$960 if ≤ 150 feet, of river's mean low water level

| APPLICANT INFORMATION | | | |
|--|-----------------------|-----------------------|------|
| Applicant name: | Applicant email: | Applicant phone: | |
| Applicant mailing address: | City: | State: | ZIP: |
| Contact person name (if other than applicant): | Contact person email: | Contact person phone: | |
| Contact person mailing address: | City: | State: | ZIP: |

| PROPOSAL |
|--------------------------------|
| Brief description of proposal: |

| SITE INFORMATION | | |
|--|---------------------------------|------------------|
| Site address: | Comprehensive Plan designation: | Zoning district: |
| Map and tax lot #: <div style="margin-left: 20px;">Township: _____ Range: _____ Section: _____ Tax Lot: _____</div> <div style="margin-left: 20px;">Township: _____ Range: _____ Section: _____ Tax Lot: _____</div> <div style="margin-left: 20px;">Township: _____ Range: _____ Section: _____ Tax Lot: _____</div> | Land area: | |
| Adjacent properties under same ownership: <div style="margin-left: 20px;">Township: _____ Range: _____ Section: _____ Tax Lot: _____</div> <div style="margin-left: 20px;">Township: _____ Range: _____ Section: _____ Tax Lot: _____</div> | | |

| | | |
|---------------------------------------|------------------------------------|----------|
| Printed names of all property owners: | Signatures of all property owners: | Date(s): |
|---------------------------------------|------------------------------------|----------|

| | |
|---|-------|
| <i>I hereby certify that the statements contained herein, along with the evidence submitted, are in all respects true and correct to the best of my knowledge.</i> | |
| Applicant signature: | Date: |

A. Review applicable land use rules:

This application is subject to the provisions of [Section 705, Willamette River Greenway \(WRG\)](#) of the [Clackamas County Zoning and Development Ordinance](#) (ZDO).

It is also subject to the ZDO's definitions, procedures, and other general provisions, as well as to the specific rules of the subject property's zoning district and applicable development standards, as outlined in the ZDO.

B. Turn all of the following:

- Complete application form:** Respond to all the questions and requests in this application, and make sure all owners of the subject property sign the first page of this application. Applications without the signatures of *all* property owners are incomplete.
- Application fee:** The cost of this application is **\$785 if development is more than 150 feet from the mean low water level of the Willamette River** or **\$960 if it's 150 feet or closer to the river's mean low water level**. Payment can be made by cash, by check payable to "Clackamas County", or by credit/debit card with an additional card processing fee using the [Credit Card Authorization Form](#) available from the Planning and Zoning website. Payment is due when the application is submitted. Refer to the FAQs at the end of this form and to the adopted [Fee Schedule](#) for refund policies.
- Site plan:** Provide a site plan (also called a plot plan). A [Site Plan Sample](#) is available from the Planning and Zoning website. The site plan must be accurate and drawn to-scale on paper measuring no larger than 11 inches x 17 inches. It must illustrate all of the following (when applicable):
 - Lot lines, lot/parcel numbers, and acreage/square footage of lots;
 - Contiguous properties under the same ownership;
 - All existing and proposed structures, fences, roads, driveways, parking areas, and easements, each with identifying labels and dimensions;
 - Setbacks of all structures from lot lines and easements;
 - Distances between the proposed development and the *mean low water level* of the Willamette River;
 - Identification and location of existing vegetation (Note: photos may be submitted, with notes on the plot plan identifying where the photos were taken and the direction of view);
 - Significant natural features (rivers, streams, wetlands, slopes of 20% or greater, geologic hazards, mature trees or forested areas, drainage areas, etc.); and
 - All proposed tree cutting/removal activity that is just outside the footprint of any proposed structure or within the protected buffer or filter strip (Note: the services of a licensed professional land surveyor may be needed to delineate the required 100-150-foot setback); and
 - Location of utilities, wells, and all onsite wastewater treatment facilities (e.g., septic tanks, septic drainfield areas, replacement drainfield areas, drywells).
- Structure details:** Attach elevation drawings of all proposed structures. The drawings must be to-scale and must show each side of the structures, and include scaled measurements of their height and finished ground elevation at their foundation. Identify the type and color of siding and roofing for any proposed structure.
- Buffer or filter strip cross-sections:** Provide a cross-section drawing of any area within the vegetative buffer or filter strip where grading, filing, or excavating will occur.

C. Answer the following questions:

1. ZDO Section 705 has the following purposes:

- Protect, conserve, enhance, and maintain the natural, scenic, historical, agricultural, economic, and recreational qualities of lands along the Willamette River;
- Maintain the integrity of the Willamette River by minimizing erosion, promoting bank stability, and maintaining and enhancing water quality and fish and wildlife habitats; and
- Implement the Willamette River Design Plan set forth in [Chapter 3](#) of the County's [Comprehensive Plan](#).

Explain how your proposal is consistent with these purposes:

2. Explain how public access has been provided by appropriate legal means to and along the river, or why no such public access is necessary:

3. Explain how your request will provide the maximum possible landscaped area, open space, or vegetation between the activity and the river (*Note: The depth of this area need not exceed 150 feet*):

4. Your request must result in the preservation of a buffer or filter strip of natural vegetation along the river bank. The depth of this vegetative buffer or filter strip need not exceed 150 feet.

What is the minimum depth of your proposed natural 8vegetative buffer or filter strip?

Minimum depth: _____ feet

5. Explain how the depth of the proposed buffer or filter strip was determined by consideration of the character of the use or development; the width of the river; steepness of the terrain; type and stability of the soil; and the type and density of the existing vegetation:

6. Does this proposal include a residential lot of record or a water-dependent use that is not able to observe a minimum setback from the river of between 100 and 150 feet?

NO

YES, the proposal includes a residential lot of record.

YES, the proposal includes the following water-dependent uses:

7. If you answered YES in response to Question 6, explain why the setback requirement cannot be met:

D. Check if additional land use approvals are needed:

Depending on the location of the proposed development, you may need approval of one or more additional related land use applications. For example, development within the regulatory floodplain may also require a Floodplain Development Permit. Check with Planning and Zoning to see if additional land use approvals are required.

FAQs

When is a Willamette River Greenway permit required?

The Willamette River Greenway (WRG) is a mapped area along the banks of the Willamette River. Any development, change of use, or intensification of use, as defined in [Section 705](#) of the County's Zoning and Development Ordinance (ZDO), within the WRG requires a WRG permit, unless specifically exempted by Subsection 705.03.

What is the permit application process?

WRG permits are subject to a "Type II" land use application process, as provided for in [Section 1307](#) of the ZDO. Type II decisions include notice to owners of nearby land, the Community Planning Organization (if active), service providers (sewer, water, fire, etc.), and affected government agencies. If the application is approved, the applicant must comply with any conditions of approval identified in the decision. The Planning Director's decision can be appealed to the County Land Use Hearings Officer.

What is needed for the County to approve a land use permit?

Development, change of use, or intensification of use in the WRG *may* be permitted after an evaluation by the County of applicable standards of the ZDO. The applicant is responsible for providing evidence that their proposal does or can meet those standards. In order to address the standards, the information requested in this application should be as thorough and complete as possible. A permit will only be approved or denied after a complete application is received and reviewed. The County approves an application only if it finds that the proposal meets the standards or can meet the standards with conditions.

How long will it take the County to make a decision about an application?

The County makes every effort to issue a decision on a Type II land use application within 45 days of when we deem the application to be complete. State law generally requires a final County decision on a land use permit application in an urban area within 120 days of the application being deemed complete, and within 150 days for a land use permit in a rural area, although there are some exceptions.

If an application is submitted and then withdrawn, will a refund be given?

If a submitted Type II application is withdrawn before it is publicly noticed, 75% of the application fee paid will be refunded. If a submitted application is withdrawn after it is publicly noticed, but before a decision is issued, 50% of the application fee will be refunded. No refund will be given after a decision is issued.

Who can help answer additional questions?

For questions about the County's land use permit requirements and this application form, contact Planning and Zoning at **503-742-4500** or zoninginfo@clackamas.us. You can also find information online at the Planning and Zoning website: www.clackamas.us/planning.

Clackamas County is committed to providing meaningful access and will make reasonable accommodations, modifications, or provide translation, interpretation or other services upon request. Please contact us at 503-742-4545 or drenhard@clackamas.us.

503-742-4545: ¿Traducción e interpretación? | Требуется ли вам устный или письменный перевод?
翻译或口译? | Cần Biên dịch hoặc Phiên dịch? | 번역 또는 통역?