Tillamook County

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



1510 – B Third Street Tillamook, Oregon 97141 www.tillamook.or.us Building (503) 842-3407 Planning (503) 842-3409 Sanitation (503) 842-3409 FAX (503) 842-1819 Toll Free 1(800) 488-8280

Land of Cheese, Trees and Ocean Breeze

PARTITION REQUEST #851-21-000196-PLNG: NEHALEM POINT, INC.

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

NOTICE OF ADMINISTRATIVE REVIEW Date of Notice: July 9, 2021

Notice is hereby given that the Tillamook County Department of Community Development is considering the following:

#851-21-000196-PLNG: A Partition request to create two (2) parcels. Located at Tax Lot 201 of Section 34, Township 3 North, Range 10 West on a property zoned Nehalem Low-Density Residential (NH-RL), in addition to, Tillamook County Recreational Management Zone (RM) and Estuary Natural Zone (EN). The subject property is accessed via Nehalem Point Dr., a private road. The applicant and owner is Nehalem Point, Inc.

Written comments received by the Department of Community Development prior to 4:00p.m. on July 23, 2021, will be considered in rendering a decision. Comments should address the criteria upon which the Department must base its decision. A decision will be rendered no sooner than July 26, 2021.

Notice of the application, a map of the subject area, and the applicable criteria are being mailed to all property owners within 250-feet of the exterior boundaries of the subject parcel for which an application has been made and other appropriate agencies at least 14 days prior to this Department rendering a decision on the request.

A copy of the application, along with a map of the request area and the applicable criteria for review are available for inspection on the Tillamook County Department of Community Development website: https://www.co.tillamook.or.us/ and is also available for inspection at the Department of Community Development office located at: 1510-B Third Street, Tillamook, Oregon 97141.

If you have any questions about this application, please call the Department of Community Development at: 503-842-3408 x 3315 or email: arimoldi@co.tillamook.or.us

Sincerely,

Angela Rimoldi, Planning Permit Technician

Sarah Absher, CFM, Director

Included: Vicinity, Zoning and Assessor Maps Applicable Ordinance Criteria

REVIEW CRITERIA

TILLAMOOK COUNTY LAND DIVISION ORDINANCE

SECTION 070: PRELIMINARY PLAT APPROVAL CRITERIA

- (1) Approval Criteria. The Approval Authority (Director for partitions and Planning Commission for subdivisions) may approve, approve with conditions or deny a preliminary plat. The Approval Authority decision shall be based on findings of compliance with all of the following approval criteria:
 - (a) The land division application shall conform to the requirements of this ordinance;
 - (b) All proposed lots, blocks, and proposed land uses shall conform to the applicable provisions of the Land Use Ordinance Article 3 Zone Regulations and the standards in Section 150 of this ordinance;
 - (c) Access to individual lots, and public improvements necessary to serve the development, including but not limited to water, sewer and streets, shall conform to the standards in Sections 150 and 160 of this ordinance;
 - (d) The proposed plat name is not already recorded for another subdivision, does not bear a name similar to or pronounced the same as the name of any other subdivision within the County, unless the land platted is contiguous to and platted by the same party that platted the subdivision bearing that name or unless the party files and records the consent of the party that platted the contiguous subdivision bearing that name;
 - (e) The proposed streets, utilities, and surface water drainage facilities conform to Tillamook County's adopted master plans and applicable engineering standards and, within Unincorporated Community Boundaries, allow for transitions to existing and potential future development on adjacent lands. The preliminary plat shall identify all proposed public improvements and dedications;
 - (f) All proposed private common areas and improvements, if any, are identified on the preliminary plat and maintenance of such areas is assured through appropriate legal instrument;
 - (g) Provisions for access to and maintenance of off-right-of-way drainage, if any;
 - (h) Evidence that any required State and Federal permits, as applicable, have been obtained or can reasonably be obtained prior to development; and
 - (i) Evidence that improvements or conditions required by the road authority, Tillamook County, special districts, utilities, and/or other service providers, as applicable to the project, have been or can be met, including but not limited to:
 - (i) Water Department/Utility District Letter which states that the partition or subdivision is either entirely excluded from the district or is included within the district for purposes of receiving services and subjecting the partition or subdivision to the fees and other charges of the district.
 - (ii) Subsurface sewage permit(s) or site evaluation approval(s) from the appropriate agency.

NEHALEM, OR CODE OF ORDINANCES

CHAPTER 157 ZONING

City of Nehalem Zoning Ordinance 157.038 Low-Density Residential – RL Zone Standards:

- (a) The minimum lot size shall be 10,000 square feet, plus 7,500 square feet for an additional unit, except in an approved cluster or planned-unit development the overall project density may be reduced to the equivalent of 7,500 square feet for each unit.
- (b) The minimum lot width shall be 60 feet; except on a corner lot, it shall be 75 feet.
- (c) The minimum lot depth shall be 100 feet.
- i. Development shall be in accordance with the shoreline and aquatic development standards of § 157.271 of this chapter.

CHAPTER 156 SUBDIVISIONS

Minor Land Partitioning

156.065 MINIMUM STANDARDS.

156.066 INITIAL SUBMISSION.

156.067 INFORMATION ON MAP.

156.068 REVIEW AND APPROVAL.

Design Standards:

156.080 GENERAL REQUIREMENTS.

156.081 STREETS.

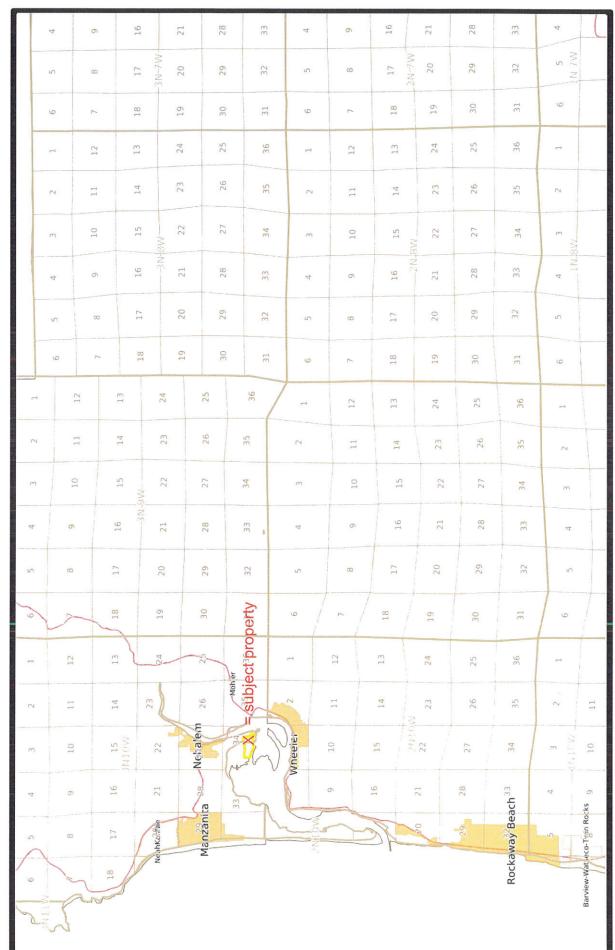
156.082 UTILITY EASEMENTS.

156.083 BUILDING SITES.

EXHIBIT A

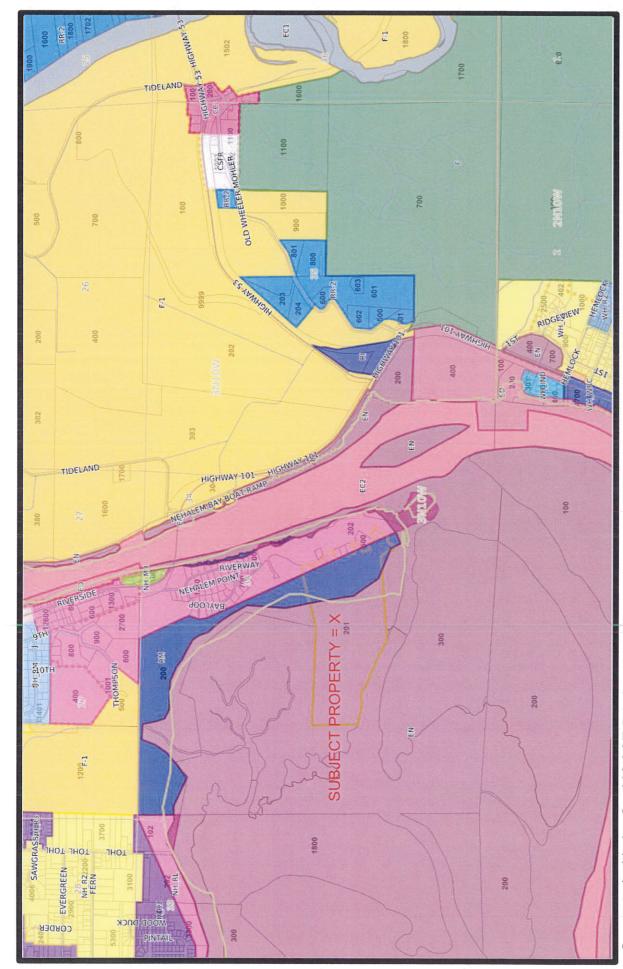
Map

Vicinity Map



Generated with the GeoMOOSE Printing Utilities

Map



Generated with the GeoMOOSE Printing Utilities

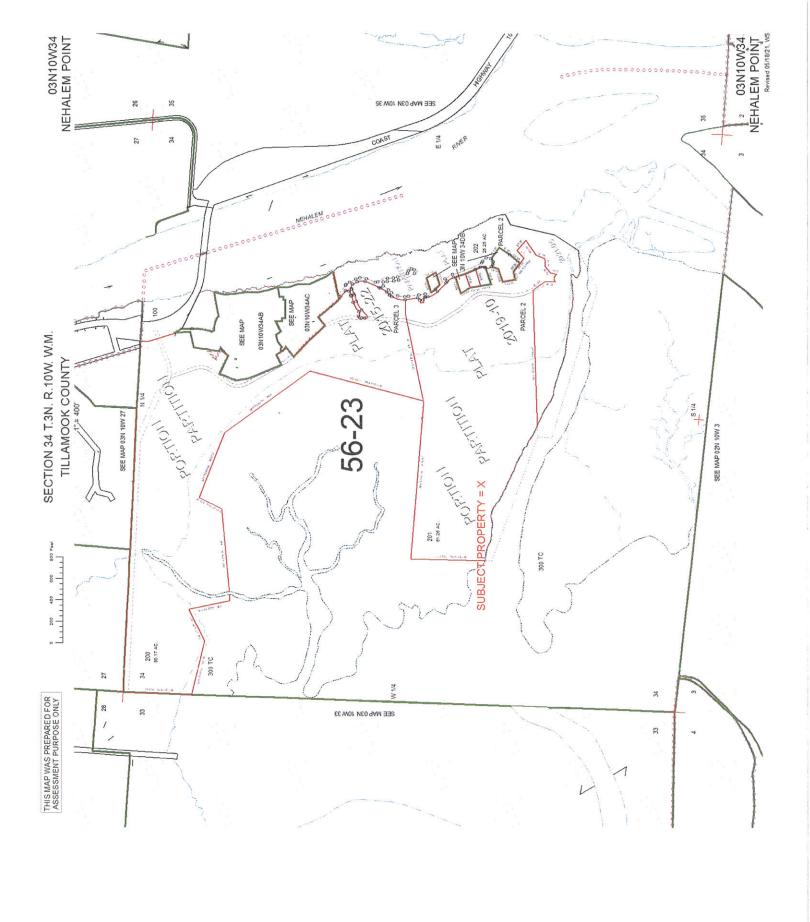


EXHIBIT B



Tillamook County Department of Community Development 1510-B Third Street. Tillamook, OR 97141 | Tel: 503-842-3408

www.co.tillamook.or.us

Fax: 503-842-1819

Date Stamp

OFFICE USE ONLY

RECEIVED

LAND DIVISION APPLICATION

			MAY 1 7 2021
Applicant \blacksquare (Check Box if So	E E E		BY: IXIL
Name:	Phone:		
Address:		***************************************	□ Approved □ Denied
City:	State: Zip:		Received by:
Email:			Receipt #: [W48]
Property Owner			1003.
Name: Nehalem Point, Inc.	Phone: 503-368-6363		Permit No: 851-21-00196-PLNG
Address: PO Box 86			OST V ()V-1 - Q-1 ENO
City: Nehalem	State: OR Zip: 9713	0	
Email: pacprop@nehalemtel.net	6		
	outh of Nehalem Point Drive		201
Map Number: 3N Township	10 Range	34 Section	201 Tax Lot(s)
TOWNSTIP	Renge	Section	Tax Loc(s)
1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 -	tition (Two or Three Lots, Type II) liminary Plat (Pages 1-2)	☐ Subdivision (Fo☐ Final Plat (Page	ur or More Lots, Type III) e 3)
☐ PRELIMINARY PLAT (LDO 0	60(1)(B))		
	General Informatio		
For subdivisions, the proposed	W-1979 65 67 67	rlays	☐ Fifteen (15) legible "to
■ Date, north arrow, scale of dra		on v	scale" hard copies
Location of the development	Clear identification of		☐ One digital copy
sufficient to development suff define its location, boundaries	20 00 00 00 00 00 00 00 00 00 00 00 00 0		n
legal description of the site.	s, and a Name and addresses of developer, and engine	0.50 5.50	
regar accompanies of the site.	Existing Conditions	AND A STATE OF THE	
Existing streets with names, ri	The state of the s		Other information:
way, pavement widths, access	***	t vertical	
Width, location and purpose of			
existing easements	shall be related to son		
☐ The location and present use of			
structures, and indication of a will remain after platting.	The location and eleva	(i) (ii)	
Location and identity of all uti			The second secon
and abutting the site. If water	the second secon		Noncomment
and sewers are not on site, sh			
distance to the nearest one ar	\$ 00 NASS		
they will be brought to standa			
Location of all existing subsurf sewerage systems, including	For any plat that is 5 a		
drainfields and associated eas			
	Flood Insurance Rate		
Land Division Permit Applica	tion <i>Rev. 9/11/15</i>		Page 1

location, names, right-of-way dedicated as public right-of-way or reserved as open space fixtures, as applicable street curves; and approximate finished street center line grades. All streets and tracts that are dedicated as public right-of-way or reserved as open space fixtures, as applicable Con slopes exceeding an average grade of 10%, as shown on a submitted topographic survey, the			velopment	
reservations and restrictions relating to private tracts identified demonstrating that future Location, width and purpose of all proposed easements development on lots demonstrating that future applicable road authority for proposed new street connection required setbacks and applicable	open space and park land (if any); location, names, right-of-way dimensions, approximate radius of street curves; and approximate finished street center line grades. All streets and tracts that are being held for private use and all reservations and restrictions relating to private tracts identified Location, width and purpose of all proposed easements Proposed deed restrictions, if any, in outline form Approximate dimensions, area calculation (in square feet), and identification numbers for all	including all area dedicated as pub or reserved as op On slopes exceed grade of 10%, as submitted topog preliminary locat development on demonstrating the development car required setback engineering designation of Preliminary utility water and storm	is proposed to be olic right-of-way oen space ding an average shown on a raphic survey, the cion of lots nat future in meet minimum is and applicable gin standards by plans for sewer, drainage when	identity of other utilities, including the locations of street lighting fixtures, as applicable Evidence of compliance with applicable overlay zones, including but not limited to the Flood Hazard Overlay (FH) zone Evidence of contact with the applicable road authority for proposed new street connections Certificates or letters from utility companies or districts stating that they are capable of providing service to the proposed
Additional Information Required for Subdivisions				
 □ Preliminary street layout of undivided portion of lot □ Special studies of areas which appear to be hazardous due to local geologic conditions □ Where the plat includes natural features subject to the conditions or requirements contained in the County's Land Use Ordinance, materials shall be provided to demonstrate that those conditions and/or requirements can be met □ Approximate center line profiles of streets, including extensions for a reasonable distance beyond the limits of the proposed Subdivision, showing the proposed finished grades and the nature and extent of construction □ Profiles of proposed drainage ways □ In areas subject to flooding, materials shall be submitted to demonstrate that the requirements of the Flood Hazard Overlay (FHO) zone of the County's Land Use Ordinance will be met □ If lot areas are to be graded, a plan showing the nature of cuts and fills, and information on the character of the soil □ Proposed method of financing the construction of common improvements such as street, drainage ways 	 □ Special studies of areas which appeadue to local geologic conditions □ Where the plat includes natural feat conditions or requirements contained Land Use Ordinance, materials shall demonstrate that those conditions are requirements can be met □ Approximate center line profiles of extensions for a reasonable distance of the proposed Subdivision, showing finished grades and the nature and design of the proposed subdivision. 	er to be hazardous cures subject to the ed in the County's be provided to and/or streets, including be beyond the limits og the proposed	□ In areas subject submitted to do the Flood Haza Land Use Ordint If lot areas are nature of cuts a character of the Proposed methodomeon improduced submitted in the Improposed submitted in the	t to flooding, materials shall be emonstrate that the requirements of ord Overlay (FHO) zone of the County's nance will be met to be graded, a plan showing the and fills, and information on the e soil nod of financing the construction of overments such as street, drainage

FINAL PLAT (LDO 090(1))	
☐ Date, scale, north arrow, legend, highways, and	Certificates:
railroads contiguous to the plat perimeter	☐ Title interest & consent ☐ Water
Description of the plat perimeter	☐ Dedication for public use ☐ Public Works
 The names and signatures of all interest holders in the land being platted, and the surveyor 	☐ Engineering/Survey
 Monuments of existing surveys identified, related to the plat by distances and bearings, and 	☐ Additional Information:
referenced to a document of record	
Exact location and width of all streets, pedestrian	
ways, easements, and any other rights-of-way Easements shall be denoted by fine dotted lines,	
and clearly identified as to their purpose	
Provisions for access to and maintenance of off-	
right-of-way drainage	
$\ \square$ Block and lot boundary lines, their bearings and	
lengths	
☐ Block numbers ☐ Lot numbers	
☐ The area, to the nearest hundredth of an acre, of	
each lot which is larger than one acre	
Identification of land parcels to be dedicated for	
any purpose, public or private, so as to be	
distinguishable from lots intended for sale	
Authorization	
This permit application does not assure permit appr	oval. The applicant and/or property owner shall be
responsible for obtaining any other necessary federal,	
review and approval, all final plats for land divisions	
except as required otherwise for the filing of a plat to	
The applicant verifies that the information submitte	
information submitted with this application.	
Nehalem Voit 140	5/6/21
Propesty Owner (*Required)	Date
and Carly, Vre	5/6/21
Applicant Signature	Date

Rev. 9/11/15

Page 3

Land Division Permit Application



Nehalem Bay Wastewater Agency SEWER AVAILABILITY

Date:	May 10, 202	1		
To:	Tillamook C	County Building Department (Fax#503-842-1819)		
From:	Nehalem Ba	y Wastewater Agency		
RE:	Sewer Availability			
As an Agent of Nehalem Bay Wastewater Agency, I confirm that sewer is				
available to the following lot within our service area boundary:				
3N 10 34DB TL201				
Owner of	Record:	Nehalem Point, Inc		
Project In	formation:	Proposed Partition		

This letter shall not create a liability on the part of Nehalem Bay Wastewater

Agency, or by an agent, or employee thereof, for the services described

Keri Scott, Executive Assistant Nehalem Bay Wastewater Agency

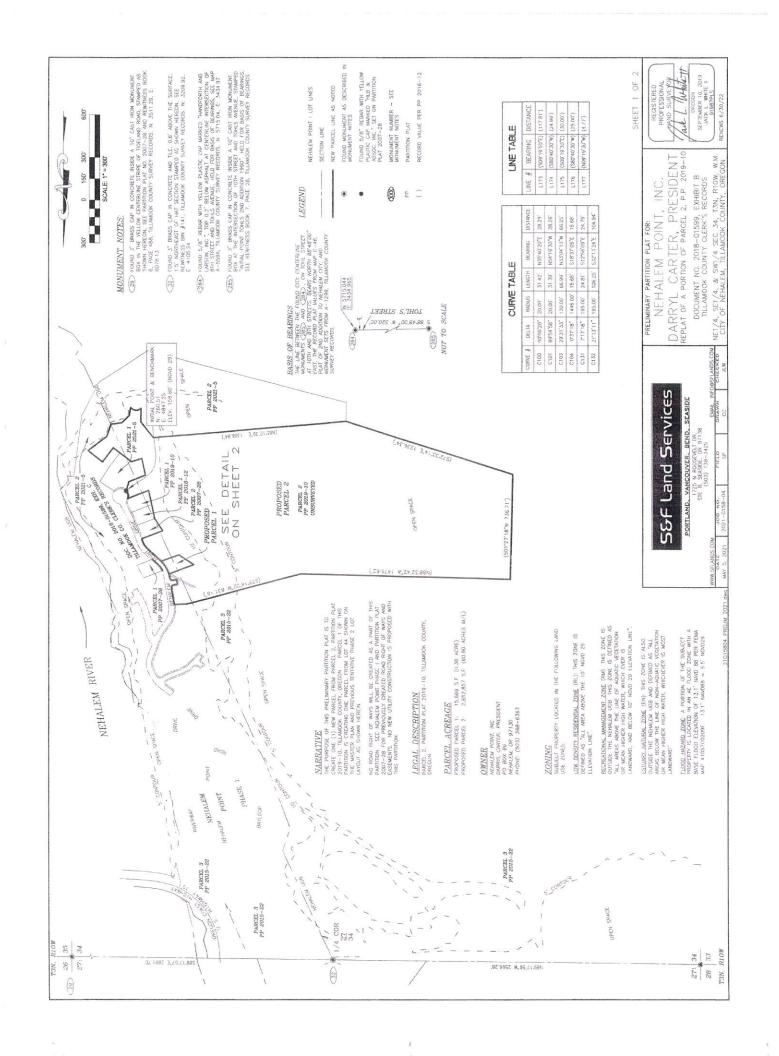
above.



Date: 5/11/2021

To: TILLAMOOK COUNTY BUILDING DEPARTMENT				
Re: WATER SERVICE AVAILABILITY				
Attn: Building Department				
I confirm that the property listed below is within the City's water service area, and may be served water through the City's Water System under the Terms and Conditions governed by the latest version of the City's Water Ordinance. Please note: This Water Service Availability letter does not certify, approve or acknowledge any specific development plans, water or other utility installations that may be necessary for the subject property to actually physically connect to the City's water system to receive service. This letter only certifies that the subject property may receive (or may already receive) water from the City's Water System.				
TOWNSHIP 3N RANGE 10 SECTION 34 TAX LOT(S) 201				
SITUS ADDRESS: Vacant Land South of Nehalem Point Drive				
NAME: Nehalem Point, Inc. PHONE	503-368-6363			
MAILING ADDRESS: PO Box 86				
Nehalem, OR 97130				
Single Family Duplex/Multi-Family Comments: Partition	Other			
Signed: Whitney Johnson Deputy City F	Recorder			

City of Nehalem • 35900 8th Street • PO Box 143 • Nehalem, Oregon 97131 • (503) 368-5627



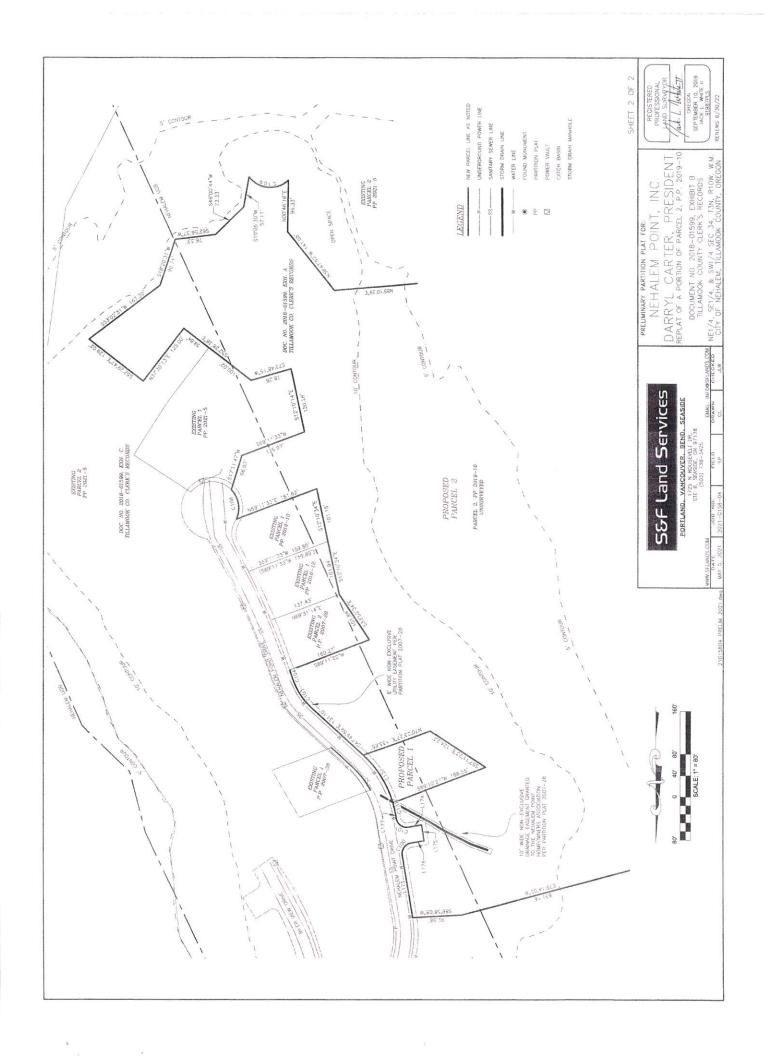


EXHIBIT C

AMENDED PLOT MAP

