## **Tillamook County**

# DEPARTMENT OF COMMUNITY DEVELOPMENT

BUILDING, PLANNING & ON-SITE SANITATION SECTIONS



1510 Third Street Suite B Tillamook, Oregon 97141 www.tillamookcounty.gov (503) 842-3408

Land of Cheese, Trees and Ocean Breeze

# PARTITION REQUEST #851-24-000278-PLNG: ROOS/RICE ADMINISTRATIVE DECISION & STAFF REPORT

**Decision:** Approved with Conditions

**Decision Date:** 

July 29, 2024

Report Prepared By: Angela Rimoldi, Planning Technician

## I. **GENERAL INFORMATION:**

Request:

Partition request to create three (3) residential parcels.

Location:

Located within the Community of Beaver, accessed via a private easement, Farnam

Street. The subject property is designated as Tax Lot 700 of Section 29CB, Township 3 South, Range 09 West of the Willamette Meridian, Tillamook County Oregon.

Zone:

Community Single-Family Residential (CSFR)

**Applicant:** 

Michael Rice, P.O. Box 521, Tillamook, OR. 97141

**Property Owner:** 

Alexis Roos, 20295 E Beaver Creek Rd., Cloverdale, OR. 97112

Description of Site and Vicinity: The subject property is accessed via a private easement, Farnam Street, which is reached via Blaine Road, a county-maintained road, is irregular in shape, holds no improvements, and is vegetated with grasses, shrubs, and trees (Exhibit A). The topography of the subject property varies, however, is generally sloped with some flat areas. The subject property is located within an area primarily devoted to residential, farm and forest use. The subject property is surrounded by properties also zoned CSFR to the north, south, east, and west; in addition, properties zoned Farm (F-1) to the southeast and properties zoned Forest (F) to the northeast (Exhibit A).

The subject property does not contain mapped wetlands or natural features as indicated on the Statewide Wetlands Inventory map and is located within Zone X an Area of Minimal Flood Hazard as depicted on FEMA Flood Insurance Rate Map FIRM 41057C0740F (Exhibit A).

The subject property is within an area of geologic Hazard (Exhibit A). A Condition of Approval has been made to require relevant standards of TCLUO Section 4.130: Development Requirements for Geologic Hazard Areas be adhered to at the time of development.

# II. <u>APPLICABLE ORDINANCE AND COMPREHENSIVE PLAN PROVISIONS:</u>

The request is governed through the following Sections of the Tillamook County Land Use Ordinance (TCLUO). The suitability of the proposed use, in light of these criteria, is discussed in Section III of this report:

- A. Land Division Ordinance Section 070: Preliminary Plat Approval Criteria
- B. TCLUO Section 3.011: Community Single Family Residential (CSFR) Zone
- C. Land Use Ordinance Section 4.130: Development Requirements for Geologic Hazard Areas

## III. ANALYSIS:

Notice of the request was mailed to property owners within 250 feet of the subject property and agencies on June 14, 2024. One comment was received from the Oregon Department of State Lands advising the unlikeliness of jurisdictional wetlands or waterways on the property (Exhibit C).

# A. 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;

**Findings:** The preliminary Partition Plat proposes the creation of three (3) parcels (Exhibit B). The applicability of the CSFR zone is addressed below. Plat and submitted supplemental information confirm the criteria above are met.

- (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;

**Findings:** The preliminary plat outlines access to the subject property, and subsequent parcels, from a private easement, Farnam Street, which is reached via Blaine Road, a county-maintained road (Exhibit B). Staff concludes the above standards have been met or can be met through the Conditions of Approval.

Land Division Ordinance Section 150 outlines development standards for partitions. Standards within this section either do not apply, evidence submitted by the Applicant confirms the standards are met or that the standards can be met through compliance with the Conditions of Approval.

Staff concludes the above standards and the standards in Sections 150 and 160 of the Land Division Ordinance have been met or can be met through the Conditions of Approval.

- (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.

Findings: The subject property is served by the Beaver Water District and on-site wastewater. A water availability letter from the Beaver Water District is included in the Applicant's submittal (Exhibit B). A notation can be placed on the plat stating that the allowance of the partition does not warrant that site evaluation approval is or will be available to the approved parcels if site evaluation approval has not yet been obtained.

The subject property is also served by the Nestucca Rural Fire Protection District, Tillamook County Sheriff's Office and the Tillamook County Public Works Department. Given the location of the property, and the availability of public services existing in the area, staff conclude these criteria have been met or can be met through compliance with the Conditions of Approval.

## B. TCLUO Section 3.011: Community Single Family Residential (CSFR) Zone

- (4) STANDARDS: Land divisions and development in the CSFR zone shall conform to the following standards, unless more restrictive supplemental regulations apply:
  - (a) The minimum lot size is 20,000 for permitted uses.
  - (b) The minimum lot width and depth shall both be 100 feet.
  - (c) The minimum front yard shall be 20 feet.
  - (d) The minimum side yard shall be 5 feet; on the street side of a corner lot, it shall be no less than 15 feet.
  - (e) The minimum rear yard shall be 20 feet; on a corner lot, it shall be no less than 5 feet.

**Findings:** The applicant has provided a preliminary plat confirming the three (3) parcels to be created by the partition meet the minimum requirements for lot size and dimensions as outlined above (Exhibit B). There are no improvements on any proposed parcels, therefore side yard setbacks do not currently apply (Exhibit B).

# C. Land Use Ordinance Section 4.130: Development Requirements for Geologic Hazard Areas

- (1) The following are GEOLOGIC HAZARD AREAS to which the standards of this Section apply:
  - (a) Active landslides identified in Oregon Department of Geology and Mineral Industries (DOGMI) Bulletins 74 and 79;
  - (b) Inactive landslides, landslide topography and mass movement topography identified in DOGMI bulletins 74 and 79 where slopes are greater than 19 percent;
- (2) A GEOLOGIC HAZARD report is required prior to approval of planned developments, coast resorts, subdivisions and partitions governed by the Land Division Ordinance, building permits, mobile home permits, sand mining, occurring in areas identified in (1) with the

## following exception:

(a) For building or mobile home or manufactured home permits in areas identified in (1)(b), reports are needed for lots 20,000 square feet or larger only where the proposed structure is to be situated on slopes greater than 29 percent or if (1) (f) applies

**Findings:** Future development of the subject property will be subject to development standards of the TCLUO Section 4.130: Development Requirements for Geologic Hazard Areas. A Condition of Approval has been outlined below in Section V.

# IV. <u>DECISION: APPROVED WITH CONDITIONS</u>

Staff concludes, based on the findings of fact and other relevant information in the record, the Applicant has satisfied or is able to satisfy the applicable ordinance requirements through the Conditions of Approval, and therefore, approves the request subject to the provisions in Section V below.

By accepting this approval, the applicants/property owners agree to indemnify, defend, save and hold harmless Tillamook County, and its officers, agents, and employees from any claim, suit, action or activity undertaken under this approval, including construction under a Building Permit approved subject to this approval. The applicants/property owners shall obtain all of the necessary local, state, and federal permits and comply with all applicable regulations for the proposed building site.

This decision may be appealed to the Tillamook County Planning Commission, who will hold a public hearing. Forms and fees must be filed in the office of this Department before 4:00 PM on August 12, 2024.

## V. <u>CONDITIONS OF APPROVAL:</u>

Failure to comply with the Conditions of Approval and ordinance provisions could result in nullification of this approval.

- 1. The applicant shall obtain all Federal, State, and Local permits, as applicable.
- 2. All easements necessary to serve the parcels for access and utilities shall be clearly identified on the Final Plat.
- 3. The applicant shall comply with all requirements of the Tillamook County Surveyor's Office.
- 4. The applicant shall record the Final Plat within two (2) years from the approval date of the Preliminary Plat or apply for an extension of time from this Department prior to expiration of Preliminary Plat approval.
- 5. The applicant shall record the Final Plat within ninety (90) days from the date of final signature of the partition plat.
- 6. Future development is subject to standards required by TCLUO Section 3.011: Community Single Family Residential (CSFR) Zone and TCLUO Section 4.130: Development Requirements for Geologic Hazard Areas

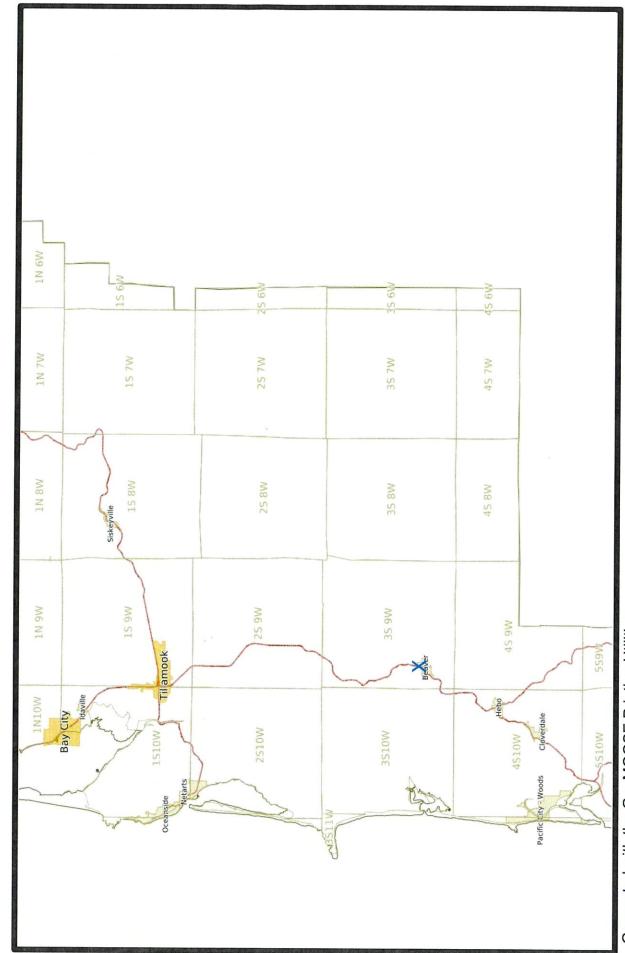
## VI. EXHIBITS:

All Exhibits referenced herein are, by this reference, made a part hereof:

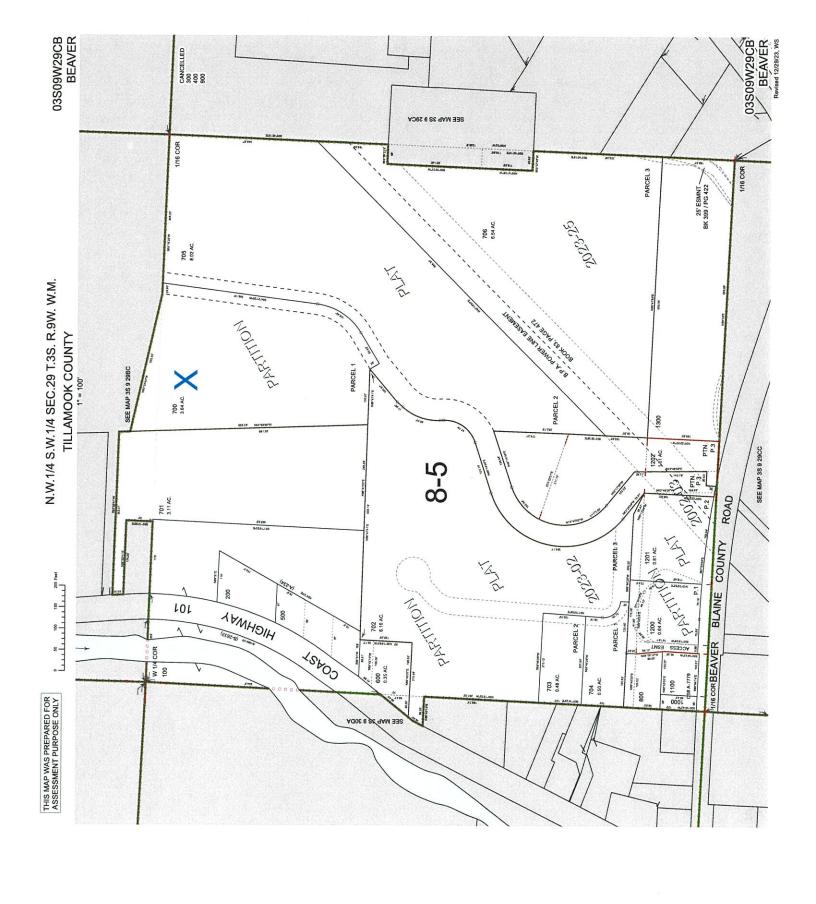
- A. Property identification maps and Assessor's Summary Report
- B. Applicant's submittal

# **EXHIBIT A**



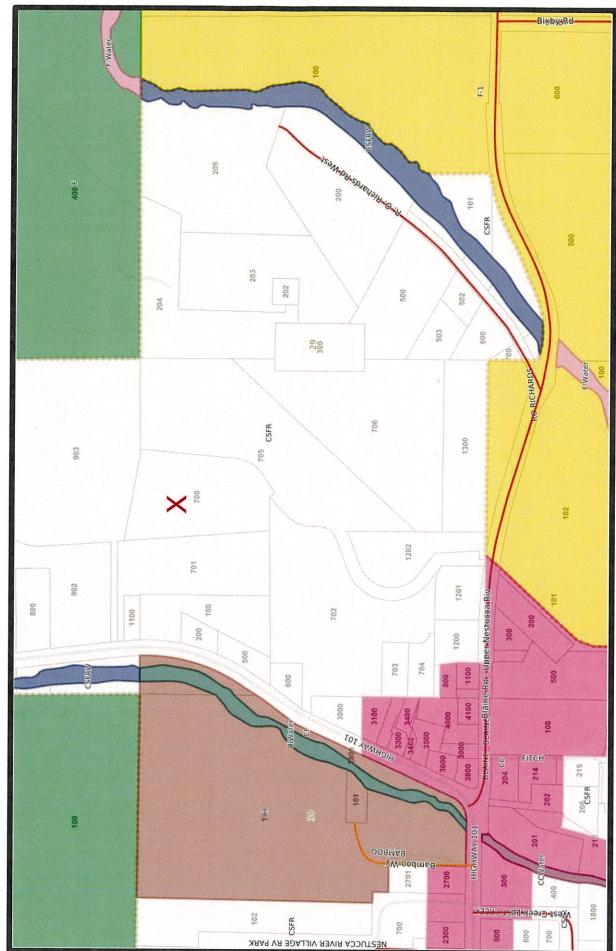


Generated with the GeoMOOSE Printing Utilities

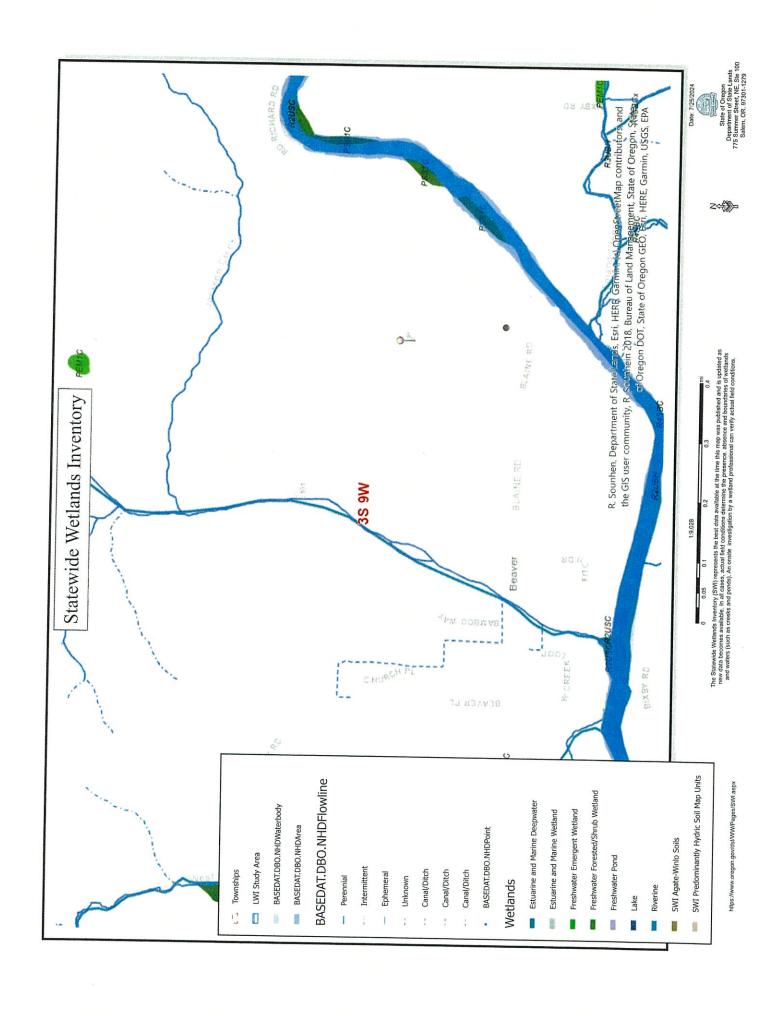


# Map





Generated with the GeoMOOSE Printing Utilities



# National Flood Hazard Layer FIRMette



OTHER AREAS OF FLOOD HAZARD OTHER AREAS 123°48'54"W 45°16'32"N 1:6,000 THE LAMOOK COUNTY 410196 AREA OF MINIMAL FLOOD HAZARD 86'1 FEET T03S R09W S29

# Legend

SEE FIS REPORT FOR DETAILED LEGEND AND INDEX MAP FOR FIRM PANEL LAYOUT

SPECIAL FLOOD HAZARD AREAS

With BFE or Depth Zone AE, AO, AH, VE, AR Without Base Flood Elevation (BFE) Regulatory Floodway

0.2% Annual Chance Flood Hazard, Area of 1% annual chance flood with average depth less than one foot or with drainage areas of less than one square mile zone x Future Conditions 1% Annual Chance Flood Hazard Zone X

Area with Flood Risk due to Levee Zone D Area with Reduced Flood Risk due to Levee. See Notes, Zone X

NO SCREEN Area of Minimal Flood Hazard Zone X

**Effective LOMRs** 

Area of Undetermined Flood Hazard Zone

Channel, Culvert, or Storm Sewer

STRUCTURES | 1111111 Levee, Dike, or Floodwall

Cross Sections with 1% Annual Chance Water Surface Elevation

Base Flood Elevation Line (BFE) Limit of Study www. 513 www

Jurisdiction Boundary

Coastal Transect Baseline Profile Baseline

OTHER

Hydrographic Feature

No Digital Data Available

Unmapped

MAP PANELS

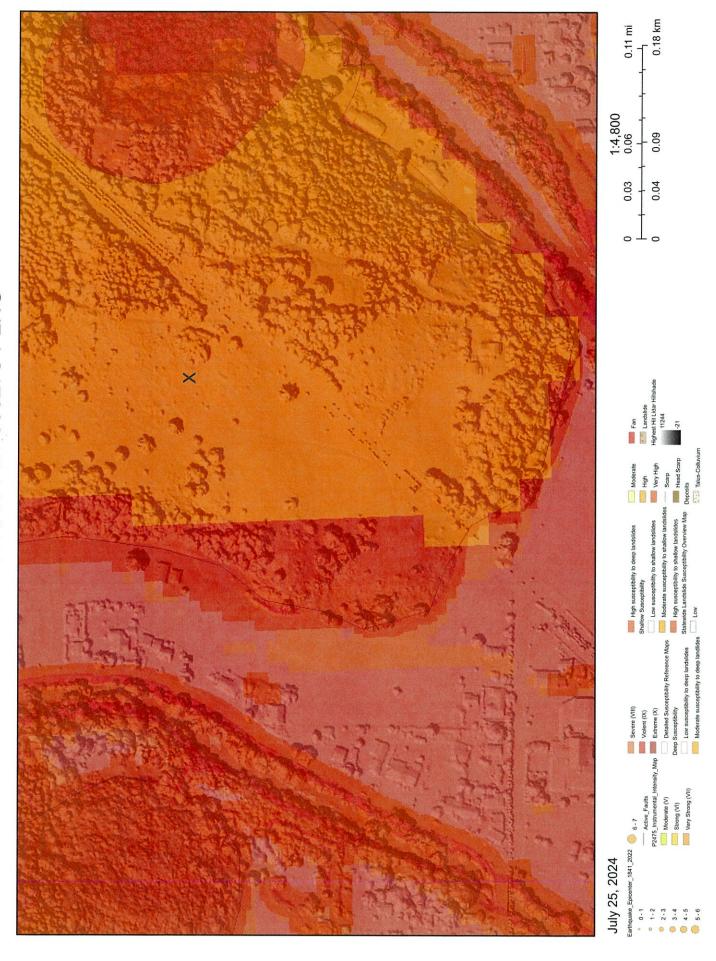
Digital Data Available

The pin displayed on the map is an approximate point selected by the user and does not represe an authoritative property location.

This map complies with FEMA's standards for the use of digital flood maps if it is not void as described below. The basemap shown complies with FEMA's basemap

authoritative NFHL web services provided by FEMA. This map reflect changes or amendments subsequent to this date and time. The NFHL and effective information may change or The flood hazard information is derived directly from the was exported on 7/25/2024 at 4:55 PM and does not become superseded by new data over time. This map image is void if the one or more of the following map elements do not appear: basemap imagery, flood zone labels, FIRM panel number, and FIRM effective date. Map images for legend, scale bar, map creation date, community identifiers, unmapped and unmodernized areas cannot be used for

# PARTITION #851-24-000278-PLNG



# EXHIBIT B



Tillamook County Department of Community Development

1510-B Third Street. Tillamook, OR 97141 | Tel: 503-842-3408

Fax: 503-842-1819

Date Stamp

**OFFICE USE ONLY** 

RECEIVED

www.co.tillamook.or.us

# LAND DIVISION APPLICATION

<b>Applicant</b> □ (Check Box if Same as		MAY 2 0 2024	
Name: Michael R. Rice, PLS P	hone: (503) 801-7901		
Address: P.O. Box 521			□Approved □Denied
City: Tillamook S	tate: OR Zip: 97141		Received by:
Email: ricesurveying@outlook.com			Receipt #:
Property Owner			Fees: 1155.
	hone: (503) 812-7865		Permit No:
Address: 20295 Beaver Creek Road	none: (666) 1.2.	-	851-24-000278-PLNG
	tate: OR Zip: 97112	. L	
Email: case.roos7@gmail.com	zip. or z		
Lilidii.			
Location:			
Site Address: Parcel 1, P.P. #202	23-25		
Map Number: 3S	9W	29CB	#700
Township	Range	Section	Tax Lot(s)
Land Division Type: Partition (Type:	wo or Three Lots, Type II)   Subdivis	ion (Fou	r or More Lots, Type III)
Section Control of the Control of th	1000 Table		
	Plat (Pages 1-2)	at (Page	3)
☐ PRELIMINARY PLAT (LDO 060(1)(B	))		
	General Information		
☐ For subdivisions, the proposed name.	☐ Parcel zoning and overlays		☐ Fifteen (15) legible "to
Date, north arrow, scale of drawing.	■ Title Block		scale" hard copies
■ Location of the development	Clear identification of the drawing	g as	☐ One digital copy
sufficient to development sufficient to	AND THE PERSON OF THE PERSON O	30	
define its location, boundaries, and a	Name and addresses of owner(s),	•	
legal description of the site.	developer, and engineer or survey	or	
	<b>Existing Conditions</b>		
Existing streets with names, right-of-	<ul> <li>Ground elevations shown by</li> </ul>		Other information:
way, pavement widths, access points.	contour lines at 2-foot vertical		
Width, location and purpose of	interval. Such ground elevations		
existing easements	shall be related to some established	ed	
The location and present use of all	benchmark or other datum		
structures, and indication of any that	approved by the County Surveyor  The location and elevation of the		
will remain after platting.	closest benchmark(s) within or		
Location and identity of all utilities on and abutting the site. If water mains	adjacent to the site		
and sewers are not on site, show	☐ Natural features such as drainage		
distance to the nearest one and how	ways, rock outcroppings, aquifer		
they will be brought to standards	recharge areas, wetlands, marshe	s	
Location of all existing subsurface	beaches, dunes and tide flats	-,	
sewerage systems, including	☐ For any plat that is 5 acres or large	er.	
drainfields and associated easements	the Base Flood Elevation, per FEM		
	Flood Insurance Rate Maps		
Land Division Permit Application	Rev. 9/11/15		Page 1
Land Division I Chill Application	1164. 0/ 11/10		1 450 1

		Proposed De	evelopment						
	Proposed lots, streets, tracts, 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 proposed lots and tracts	Proposed uses of including all area dedicated as pull or reserved as o  On slopes exceet grade of 10%, as submitted topogreliminary located development on demonstrating to development cal	of the property, as proposed to be blic right-of-way pen space ding an average s shown on a graphic survey, the tion of lots hat future n meet minimum as and applicable gn standards by plans for sewer, drainage when	<ul> <li>□ The approximate location and identity of other utilities, including the locations of street lighting fixtures, as applicable</li> <li>□ Evidence of compliance with applicable overlay zones, including but not limited to the Flood Hazard Overlay (FH) zone</li> <li>■ Evidence of contact with the applicable road authority for proposed new street connections</li> <li>■ Certificates or letters from utility companies or districts stating that they are capable of providing service to the proposed development</li> </ul>					
	Additional Information Required for Subdivisions								
	Preliminary street layout of undivided portion of lot		☐ Profiles of proposed drainage ways						
	☐ Special studies of areas which appear to be hazardous		☐ In areas subject to flooding, materials shall be						
	due to local geologic conditions			emonstrate that the requirements of					
	Where the plat includes natural featu	atures subject to the the Flood Haza		rd Overlay (FHO) zone of the County's					
conditions or requirements contained in the County's		Land Use Ordinance will be met							
	Land Use Ordinance, materials shall be provided to demonstrate that those conditions and/or		If lot areas are to be graded, a plan showing the						
	requirements can be met	ia/or	character of the	and fills, and information on the					
	Approximate center line profiles of sta	reets including		nod of financing the construction of					
	extensions for a reasonable distance t	able distance beyond the limits common imp		ovements such as street, drainage					
of the proposed Subdivision, showing the proposed			ways, sewer lines and water supply lines						

finished grades and the nature and extent of

construction

<ul> <li>□ FINAL PLAT (LDO 090(1))</li> <li>■ Date, scale, north arrow, legend, highways, and railroads contiguous to the plat perimeter</li> <li>■ Description of the plat perimeter</li> <li>■ The names and signatures of all interest holders in the land being platted, and the surveyor</li> <li>■ Monuments of existing surveys identified, related to the plat by distances and bearings, and referenced to a document of record</li> <li>■ Exact location and width of all streets, pedestrian ways, easements, and any other rights-of-way</li> <li>■ Easements shall be denoted by fine dotted lines, and clearly identified as to their purpose</li> <li>□ Provisions for access to and maintenance of off-right-of-way drainage</li> <li>■ Block and lot boundary lines, their bearings and lengths</li> <li>□ Block numbers</li> <li>□ Lot numbers</li> <li>□ The area, to the nearest hundredth of an acre, of each lot which is larger than one acre</li> <li>■ Identification of land parcels to be dedicated for any purpose, public or private, so as to be distinguishable from lots intended for sale</li> </ul>	Certificates:  Title interest & consent
Authorization  This permit application does not assure permit approve responsible for obtaining any other necessary federal, so review and approval, all final plats for land divisions sexcept as required otherwise for the filing of a plat to late the applicant verifies that the information submitted information submitted with this application.  Applicant Signature	tate, and local permits. Within two (2) years of final shall be filed and recorded with the County Clerk, awfully establish an unlawfully created unit of land.

Rev. 9/11/15

Land Division Permit Application

Page 3

# PARTITION PLAT PROPOSAL

REPLAT OF PARCEL 1, PARTITION PLAT #2023-25 LOCATED IN THE NW 1/4 AND THE SW 1/4 OF SECTION 29 T. 3 S., R. 9 W., W.M.

HIGHWAY 181 (60° N/W)

CVV USE

3EP-1672\*W 348 335

BASIS OF BEARINGS

TILLAMOOK COUNTY, OREGON MAY 15th, 2024

# BASIS OF BEARINGS:

THE BASIS OF BEARINGS FOR THIS PROPOSAL IS ACROSS FOUND, ORIGINAL PARTITION PLAT MONUMENTS BEING (84°53.58°19, ALONG THE WEST LINE OF PARCEL 1, PARTITION PLAT #2021-25 (P-1220), TILLAMOOK COUNTY SURVEY RECORDS.

# NARRATIVE:

THIS PROPOSAL WAS CONDUCTED AS A
DEPENDENT PRESURVEY OF THE SUBJECT
PROPERTY DESCRIBED AS PARCEL 1, PARTITION
PLAT #2023-25 AND RECORDED IN PLAT CABINET
B-1410 AND RECORDED AS INSTRUMENT
#2023-5151, TILLAMOOK COUNTY CLERK'S
RECORDS.

THE LINES WERE THEN PROPOSED AS DIRECTED BY THE LANDOWNER AND APPROVED BY TILL AMOOK COUNTY DEPARTMENT OF COMMUNITY DEVELOPMENT NO. XXX-XX-XXXXXX-PLNG.

NOTE: THIS PARTITION WILL NOT BE FINALIZED UNTIL THE PROPER PLATHAS BEEN RECORDED WITH THE TILLAMOOK COUNTY CLERK'S OFFICE.



# LEGEND:

PROPOSED SET MONUMENTS.

o

- FOUND MONUMENTS AS DESCRIBED IN PARTITION PLAT #2023-25, TILLAMOOK COUNTY SURVEY RECORDS.
- () RECORD PER PARTITION PLAT #2023-25 (P-1192), TILLAMOOK COUNTY SURVEY RECORDS.

NO () EQUALS MEASURED VALUE MEASURED EQUALS RECORD TILLAMOOK COUNTY SURVEY RECORDS UNLESS OTHERWISE NOTED.



REAVER-DIAZINE CO. NO. (ONE WANDES)

SEC.29

LANDS DESCRIBED IN THE NW 1/4 AND THE SW 1/4 OF SECTION 29,
T. 3 S., R. 9 W., W.M.
PARCEL 1, PARTITION PLAT #2023-25
INSTRUMENT #2023-5151
TILLAMOOK COUNTY CLERK'S RECORDS



RSC
RICE SURVEYING AND CONSULTING
RO. BOX 221
TILLAMOOK, OREGON 97141
CELL: (503) 801-7901

RENEWAL 12-31-2024

86926

DECEMBER 11, 2012 MICHAEL R. RICE

hus

PER INST. CODI-907

PROFESSIONAL LAND SURVEYOR

REGISTERED

AND LINE SELECTION

- Pro Se Ur MAPOSON (RECO

# Beaver Water District PO Box 306 Cloverdale, OR 97112 503-457-3570

beaverwaterdistrict@outlook.com

## WATER AVAILABILITY

			Date: 05/15/2024
To Whom it May C	oncern:		
This letter is to info	rm you that Water ser	rvice is available to the	following lot within our District:
Township: 3S	Range: 92	Section: 9CB	Tax Lot:00700
Physical Address:	ГВD		
According to our re-	cords the legal owner	is: Alexis Roos	
MILES TO SCHOOL OF THE SECOND STATES AND SECOND	TOTALE TIME! STATE STATE SHARE S	The state of the s	
		ted above for Water: \$ <u>^</u>	
System Developmen	nt Fees:	TOTTEN AT 1-10 AT THE SATE A PROBLEM PROBLEM AND	The state of the s
Water In District:	\$ <u>12,500.00</u>	Received By	;
		Acct. No.:	

Signature of Authorized Representative, Title

\*\*No connection shall be made to water lines without a written agreement between the Beaver Water District and owner of the property. Line and connection inspections are required by the Water Operator, fees may apply. All connections shall be made in accordance with State, County, DEQ, OHA, and current plumbing guidelines.

# DECLARATION:

KNOW ALL PLOPLE BY THESE PRESENT THAT ALEXIS ROOS, BEING THE OWNER OF THE LAND REPRESENTED HERON AND MORE PARTICLARLY DESCRIBED IN THE ACCORDANYING SURVEYOR'S CERTIFICATE, HAS CAUSED THE SAME TO BE PARTITIONED INTO THREE PARCELS AS SHOWN HEREON.

alexis Roll

# ACKNOWLEDGMENT:

STATE OF OREGON

COUNTY OF TILLAMOOK

>8.8.

PERSONALLY APELAED ALEXS ROOS, WHO BEING DULY SWORN, DID SAY THAT SHE WAS THE IDENTICAL PERSON NAMED ON THE POREGONG INSTRUMENT, AND THAT SAID INSTRUMENT WAS EXECUTED ON HER BEALF AND HER SIGNATURE ARE AFFIXED TO SAID INSTRUMENT AND IS OF HER VOLUNTARY ACT OR DEED. NNOW ALL PEOPLE BY THESE PRESENT, ON THIS TO DAY OF UCD CR. WAS STATE, DAY OF AUGUST AND STATE, PERSONALLY A PERSONAL A NOTARY PHELIC IN AND FOR SAID COUNTY AND STATE, PERSONALLY A PERSONAL A NOTARY PHELIC IN AND FOR SAID COUNTY AND STATE.

Allurian (March

0.11.2023 DATE

Allison Masu

NOTARY PUBLIC: DR. STATE COMMISSION NO. 10 814

MY COMMISSION EXPIRES: OCHOPEY, 31, 2025
FULL NAME OF MONTH, 2 DIGIT DATE, AND COMPLETE YEAR

# NARRATIVE:

THIS PARTHON BLAT WAS CONDUCTED AS A DEPENDENT RESURVEY OF THE SUBJECT TRACT DESCRIBED AS PARCE I. PARTHON PLAT 2522-A AND DESCRIBED A DEED NATURANT. PARCE 2522-A 671, THE ANY DESCRIBED A DESCRIBED A THE ANY DESCRIBED A THE ANY DESCRIBED A DESCRIBED A THE ANY DESCRIBED ANY ADDRESS OF THE AND A DESCRIBED ANY ADDRESS OF THE ANY DESCRIBED ANY ADDRESS OF THE AND A DESCRIBED ANY ADDRESS OF THE ANY DESCRIBED ANY ADDRESS OF THE A PARCEL INTO 3 PARCELS.

ALL FOUND MONUMENTS WERE HELD AS SHOWN HEREON FROM THE SUBJECT PARCEL PER PARTITION PLAT #2022-30, TILLAMOOK COUNTY CLERK'S RECORDS.

THE PARTITION POLNDARY LINES WERE THEN SET AS DIRECTED BY THE LANDOWNER AND APPROVED BY TILLAMOOK COUNTY DEPARTMENT OF COMMUNITY DEVELOPMENT AS \$1.32-001(6-PLNG).

# CERTIFICATE OF COUNTY CLERK:

STATE OF OREGON × × × × ×

COUNTY OF TILLAMOOK

L CHRISTY BIGGS DO HEREBY CERTHY THAT I ANTHE DIALLERS OF THA AROUND OBLOON AND THAT THIS COPY OF THE DRIGHNAL THAT OF SAME, AS RECORDED IN PLAT CABINET BE 141D. OF THE DRIGHNAL THAT OF SAME, AS RECORDED IN PLAT CABINET BE 141D. OF THE DRIGHNAL THAT OF SAME, AS RECORDED IN PLAT CABINET BE 141D. OF THE THE THE ORDER OF THAT AND AN COLVEY, SPECIAL ORDER.

AS INSTRUMENT NO 2623 - 5151

CALLERY BIGGS TILLAMOOK COUNTY CLERK

I, MICHAEL R. RICE, DO HEREBY CERTIFY THAT THIS IS A FULL, COMPLETE AND TRUE COPY OF THE ORIGINAL PLAT AS REFERENCED ABOVE.



# PARTITION PLAT NO. 2023-

# SW 1/4 OF THE NW 1/4 OF SECTION 29, T. 3 S., R. 9 W., W.M. LOCATED IN THE NW 1/4 OF THE SW 1/4 AND THE REPLAT OF PARCEL 1, PARTITION PLAT #2022-30

TILLAMOOK COUNTY, OREGON **SEPTEMBER 14th, 2023** 

# EASEMENTS OF RECORD:

ALSAEMENT FOR THE PURPOSE TO ERECT, MAINTAIN, REPAIR, REMOVE, REBUILD, OPERATE AND PATROL IN FAVOR US DEPARTMENT OF INTERIOR BONNEYILLE POWER ADMINISTRATION. RECORDED ON SEPTEMBER 9, 1921, 10 DEED BOOK SET, MOGE 427, TILLAMOOK COUNTY CLERK'S RECORDS, LOCATED BY TIES TO CENTER OF POWER LINES AS SHOWN HEREON.

THE WEST LIME OF SECTION 29, TOWNSHIP 3 SOUTH, RANGE 9 WEST, WILL AMETTE MERIDAN TO THE SOUTHWEST COOKER OF PRACEL 1. PARTITION PLAT 2022-39, TILLAMOOK COUNTY CLERK'S RECORDS AS SHOWN HERKON, BEING (NSP-462'5'E) FILED ON PLAT 9-50, TILLAMOOK COUNTY SURVEY RECORDS. THE BASIS OF BEARINGS FOR THIS PARTITION PLAT ARE BASED UPON THE FOUND MONUMENTS OF RECORD FROM THE SOUTH SIXTEENTH CORNER ON

BASIS OF BEARINGS:

SURVEYOR'S CERTIFICATE:

IF WIDE EASEMENT FOR THE PURPOSE OF A WATER LINE AND MAINTENANCE IN FAVOR OF BL.
BECKER, RECORDED ON JANUARY 24, 1946 IN DEED BOOK 93, PAGE 599 AND PAGE 540, TILLAMOOK,
COUNTY CLEEK'S RECORDED, ICACATED IN THE, "YM 140 FT HEE SW 140 FS ECTION 29, T.3 S., R. 9 W.,
WM." NO SPECIFIC LOCATION, MAY NOT AFFECT THIS PROPERTY.

EARSMENT FOR THE PURPOSE OF A SPRING AND WATER LINE AND MAINTENANCE IN FAVOR OF EDWARD O, KING AND MAIDE KING, RECORDED ON JUNE 10, 1947 IN DEED BOOK 106, PAGE 182, TILLAMOOK COUNTY CLEAK'S RECORDED, LOCATED "NW 144 OF THE SW 1/4 OF SECTION 29, T. J. S., R. P. W., W.M." MAY NOT AFFECT THIS PROPERTY.

TAMHE CAP MARKED, "A DUNCAN IS 797; SAID POINT BING HE NORTHEAST CORNER OF PARCEL 3, PARTITION PLAT #2002-03, TILLAMOON COUNTY CLERK'S RECORDS.

DATE DATE

L.PARTITION PLAT NO. 2022-039 IN
COUNTY CLERK'S RECORDS, LOCATED
WEST 1/4 AND THE SOUTHWEST 1/4 OF
DWNSHIP 3 SOUTH, RANGE 9 WEST,
POINT BEING A 5.8" IRON ROD WITH A

EASEMENT FOR THE PREPASE TO CONSTRUCT, OPERATE AND MAINTAIN TRANSMISSION LINES, IN FAVOR OF THLA MAD MAN FEDERAL 1991, NO BED BOOK, 109 PAGE 113, THLA MADON, COUNTY CLERK'S RECORDS, LOCATED IN THE, "SW. 14 OF SECTION DANN THE NW. 14 OF THE SW. 14 OF SECTION S. 17, 3 S., R. 9 W., M.M.". MO SPECIFIC LOCATION, SEE CLOP FOWERLAND, AS SHOWN THERON.

LIASEMBAT FOR THE PURPOSE TO CONSTRUCT, OPERATE AND MAINTAIN TRANSMISSION LINES, IN FAVOR OF TILLAMON, KEDALES UTLITY DISTRICT, RECORDED ON AUGUST 9, 1951, IN DEED BOOK. 129, MIGE 236, TILLAMONK COUNTY CLERKS RECORDS, LOCATED IN THE, 'SW 140 OF THE NW 14

4 WIDE, ACCESS ROAD IN AKOOR OF UNITED STATES DEPARTMENT OF INTERIOR / BONNEVILLE POWER, ADMINISTRATION, RECORDED ON AUGUST 26, 197 IN DEED BOOK 158, PAGE 511, TILLAMOOK, COUNTY CLERK'S RECORDS. LOCA, TELD IN THE, "YW 14 OF THE SW 14 OF SECTION 36, T. 3 S., R. 9 W., W.M." DOES NOT APPEAR TO AFFECT THIS PROPERTY.

I WIDE ACCESS ROAD IN FAVOR OF UNITED STATES DEPARTMENT OF INTERIOR / BONNEVILLE POWER ADMINISTRATION, RECORDED ON SEPTEMBER 27, 1957 IN DEED BOOK, 198, PAGE 193, TILLAMOOK COUNTY CLERX'S RECORDS, LOCATED IN THE, "NAW 14 OF THE SW 14 OF SECTION 29, T. 3.S., R. 9 W., W.M." DOES NOT APPEAR TO AFFECT THIS PROPERTY.

LEASMENT FOR THE PURPOSE OF MAINTAINING WATER PIPELINES IN FAVOR OF KEITH M. WOODS AND SHERYL WOODS, RECORDED ON APRIL 2, 1973 IN DEED BOOK 21, ENGE 399 AND IN FAVOR OF BL. BECKER, AND OLGA BECKER, RECORDED ON APRIL 5, 1973 IN DEED BOOK 31, IPAGE 46, TILLAMOOK COUNTY CLERK'S RECORDS, DOES NOT APPEAR TO AFFECT THIS PROPERTY.

IF WIDE WATERLING AND MAINTISMANCE EASEMENT IN FAVOR OF BEAVER WATER DISTRICT.
RECORDED ON DECIMERE 6, 1982 IN DIED BOOK 24, PMGF 742, TILLAMOOK COUNTY CLERK'S
RECORDS, DOE'S NOT APPEAR TO AFFECT THE PROPERTY.

ELSKEMENT POR THE PURPOSE OF OVERHEAD-UNDERGROUND L'ITLITES IN FAVOR OF TILLAMOOK PEOPLES UTILLTY DESTRUCT RECORDED ON IAULARY 17, 2001 IN DEED BOOK 422, PAGE 860. TILLAMOOK COUNTY CLERK'S RECORDS. DOES NOT APPEAR TO AFFECT THIS PROPERTY.

COVENANTS, CONDITIONS AND RESTRICTIONS DESCRIBED IN INSTRUMENT #2001-127822.
TILLAMOOK COUNTY CLERK'S RECORDS WERE EXTINGUISHED IN INSTRUMENT #2022-3666
TILLAMOOK COUNTY CLERK'S RECORDS.

ACCESS & UTILITY EASEMBLYS IN FRACOR OF THE SUBJECT TRACT AND OTHERS RECORDED IN INSTRUMENTS 2006-450%, 2004-15222, 2004-15223, 2010-997T AND ALL EASEMENTS AS INDUCTIED ON PARTITION PLAT 2022-30, TILLAMOOK COUNTY CLERK'S RECORDS, AS SHOWN HEREDN.

# APPROVALS:

APPROVED JULY 28th, 2023 AS 851-23-000166-PLNG.

man above

TILLMOOK COUNTY PLANNING DIRECTOR DATE
MATE: ALLOWANCE OF PARTITIES POES NOT WARRAUT SITE APPROVAL IS OR WILL BE AVAILABLE.

November 15, 2023

October 17, 2033

REGISTERED PROFESSIONAL LAND SURVEYOR

MICHAEL R. RICE 86926

VEMBER 21.203 DATE

# SHEET 1 OF 2



RSC
RICE SURVEYING AND CONSULTING
PO. BOX 521
TILLAMOOK, OREGON 97141
CELL: (503) 801-7901

# PARTITION PLAT FOR: **ALEXIS ROOS**

LANDS DESCRIBED IN NW 1/4 OF THE SW 1/4 AND THE SW 1/4 OF THE NW 1/4 OF SECTION 29, T. 3 S., R. 9 W., W.M. PARCEL I, PARTITION PLAT #2022-30 INSTRUMENT #2023-1671, TILLAMOOK COUNTY DEED RECORDS

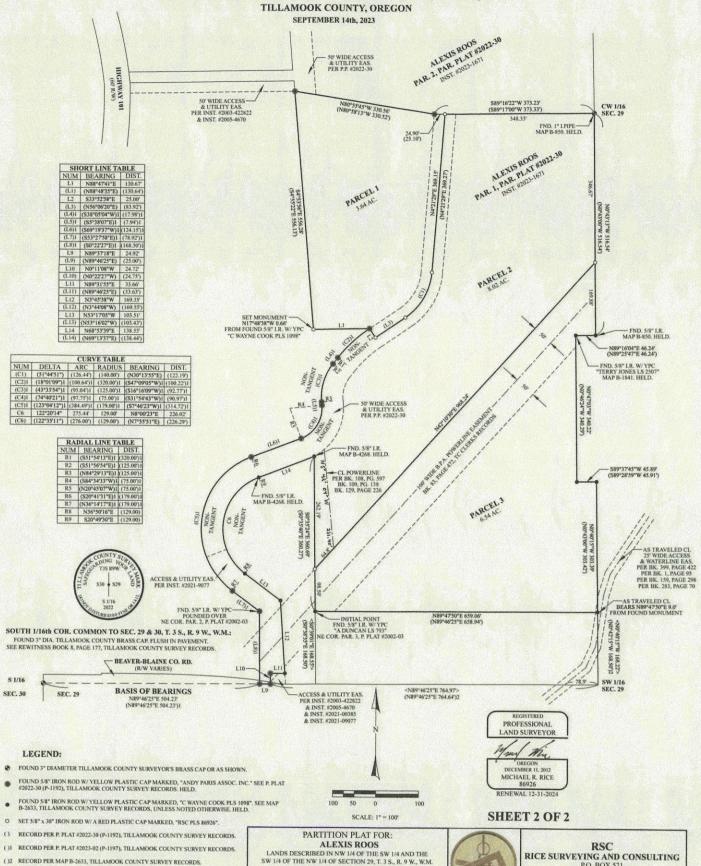
THLAMOOK COUNTY TAX COLLECTOR

TAXES HAVE BEEN PAID IN FULL TO JUNE 30, 2024.

LINCOLN COUNTY SURVEYOR

li I adam

## PARTITION PLAT NO. 2023- 25 REPLAT OF PARCEL 1, PARTITION PLAT #2022-30 LOCATED IN THE NW 1/4 OF THE SW 1/4 AND THE SW 1/4 OF THE NW 1/4 OF SECTION 29, T. 3 S., R. 9 W., W.M.



NO ( ) EQUALS MEASURED VALUE, <> EQUALS CALCULATED VALUE MEASURED EQUALS TILLAMOOK COUNTY SURVEY RECORDS UNLESS OTHERWISE NOTED.

LANDS DESCRIBED IN Nº 1/4 OF THE SW 1/4 AND THE SW 1/4 OF THE NW 1/4 OF SECTION 29, T. 3 S., R. 9 W., W.M. PARCEL 1, PARTITION PLAT #2022-30 INSTRUMENT #2023-1671, TILLAMOOK COUNTY DEED RECORDS



# RICE SURVEYING AND CONSULTING P.O. BOX 521 TILLAMOOK, OREGON 97141 CELL: (503) 801-7901

# EXHIBIT C



## **Wetland Land Use Notice Response**

# Response Page

Department of State Lands (DSL) WN#\*

WN2024-0429

# Responsible Jurisdiction

Staff Contact

Jurisdiction Type

Municipality

Angela Rimoldi

County

Tillamook

Local case file #

851-24-000277 & 278-PLNG

County

Tillamook

## **Activity Location**

Township

Range

Section

QQ section

Tax Lot(s)

035

09W

29

CB

700,705

Street Address

Farnam St

Address Line 2

City

State / Province / Region

Beaver

Country

OR

Postal / Zip Code

Tillamook

Latitude

Longitude

45.279483

-123.821184

# Wetland/Waterway/Other Water Features

It is unlikely that there are jurisdictional wetlands or waterways on the property based upon a review of wetland maps, the county soil survey and other available information.

## Your Activity

A state permit will not be required for the proposed project because, based on the submitted site plan, the project avoids impacts to jurisdictional wetlands, waterways, or other waters.

## **DSL Review**

## Wetland Ecologist Comments

Based on available information, the subject site does not have mapped wetlands or waters. No ground disturbance is proposed with these partitions. A state Removal-Fill permit is not likely required for this activity.

This is a preliminary jurisdictional determination and is advisory only.



This report is for the State Removal-Fill law only. City or County permits may be required for the proposed activity.

## **Contact Information**

- For information on permitting, use of a state-owned water, wetland determination or delineation report requirements
  please contact the respective DSL Aquatic Resource, Proprietary or Jurisdiction Coordinator for the site county. The
  current list is found at: http://www.oregon.gov/dsl/ww/pages/wwstaff.aspx
- The current Removal-Fill permit and/or Wetland Delineation report fee schedule is found at: https://www.oregon.gov/dsl/WW/Documents/Removal-FillFees.pdf

## Response Date

7/12/2024

Response by:

Response Phone:

Jessica Salgado

541-408-1892