



ORDINANCE NO. 5919

AN ORDINANCE AMENDING ORDINANCE NO. 4441, WHICH ADOPTED THE CITY OF ALBANY DEVELOPMENT CODE, BY AMENDING THE ALBANY DEVELOPMENT CODE TEXT AND ADOPTING FINDINGS AND DECLARING AN EMERGENCY

WHEREAS, on October 15, 2018, the Albany Planning Commission held a public hearing and deliberated on proposed text amendments to the Albany Development Code relating to the siting and design of accessory dwelling units (City of Albany Planning Files DC-04-18 & DC-05-18); and

WHEREAS, on October 15, 2018, the Planning Commission recommended that the City Council approve the proposed text amendments with modifications as identified in the October 30, 2018, staff memorandum to City Council. This recommendation was based on evidence presented in the staff report and consideration of public testimony during the public hearing; and

WHEREAS, the Albany City Council held a public hearing on the proposal on November 7, 2018, and reviewed the findings of fact and conclusions included in the staff report and testimony presented at the public hearing and then deliberated; and

WHEREAS, the text amendments to the Albany Development Code considered by the Planning Commission and City Council are presented as an attachment to this Ordinance as Exhibit A.

NOW, THEREFORE, THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1: The text of the Albany Development Code is hereby amended as shown in Exhibit A of this Ordinance.

Section 2: A copy of this Ordinance shall be filed in the Office of the City Clerk of the City of Albany and these changes shall be made in the official City of Albany Development Code.

Section 3: As applicable, a copy of this Ordinance shall be filed with the Linn and Benton County Assessors' Office within 90 days of the effective date of this Ordinance.

Section 4: In as much as this ordinance is necessary for the immediate preservation of the public peace, health, and safety of the City of Albany, or to facilitate the prompt and timely completion of important City business, an emergency is hereby declared to exist; and this ordinance shall take effect and be in full force and effect when signed by the Mayor.

Passed by the Council: _____

Approved by the Mayor: _____

Effective Date: _____

Mayor

ATTEST:

City Clerk

Revised



ALBANY CITY COUNCIL
MEETING SUMMARY

Wednesday, November 7, 2018

7:15 p.m.

Council Chambers, City Hall

333 Broadalbin Street SW

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. ROLL CALL
4. PROCLAMATION
 - a. Small Business Saturday. [Page 3]
Action: The Mayor read the proclamation.
5. SPECIAL PRESENTATION
 - a. Albany Fire Department Lifesaving Awards. [Verbal]
Action: Fire Chief John Bradner presented the awards.
6. SCHEDULED BUSINESS
 - a. Legislative Public Hearing
 - 1) Implementing amendments to the Albany Development Code related to accessory dwelling units. [Pages 4-6]
 - a) Amending Ordinance No. 4441 by amending the Albany Development Code, Accessory Dwelling Units, DC-04-18, to meet State minimum standards, and adopting findings. [Pages 7-100]
ORD. NO. N/A
 - b) Amending Ordinance No. 4441 by amending the Albany Development Code, Accessory Dwelling Units, DC-05-18, exercising local discretion, and adopting findings. [Pages 101-199]
ORD. NO. 5919Action: Motion to adopt Ordinance b) passed 4-2, with Olsen and Coburn voting no. However, the ordinance did not receive first and second readings in title only; therefore, it is not valid. It will come back to a future Council meeting.
 - b. Business from the Public
 - c. First Reading of Ordinances
 - 1) Removing annexed properties from Albany Rural Fire Protection District. [Page 200]
 - a) Approximately 8.41 acres located at 5188 Columbus Street SE. [Pages 201-203]
Action: Motion to read the ordinance for the second time in title only passed 6-0. Motion to adopt the ordinance passed 6-0. ORD. NO. 5920

b) Approximately 76.33 acres located south of the Albany and Eastern Railroad and west of Interstate 5. [Pages 204-206]

Action: Motion to read the ordinance for the second time in title only passed 6-0. Motion to adopt the ordinance passed 6-0. ORD. NO. 5921

d. Adoption of Resolutions

1) Authorizing the Fire Chief to enter into a contract to purchase self-contained breathing apparatus and associated equipment from Sea Western Fire Fighting Equipment, Inc. [Pages 207-2012]

9. RECONVENE

10. NEXT MEETING DATES

- Monday, December 3, 2018; 4:00 p.m. Work Session
- Wednesday, December 5, 2018; 7:15 p.m. Meeting

11. ADJOURNMENT

This summary has been prepared by City staff and is not final until the minutes have been formally approved by City Council.

f. Approval of Agreement

1) Entering into an intergovernmental agreement with Minnesota Multistate Alliance for Pharmacy for the purpose of cooperative purchasing for Fiscal Year 2018-2019. [Pages 229-232]

Action: Motion to approve the agreement passed 5-1, with Kellum voting no.

g. Award of Bid

1) WL-18-02, Pine Meadows water line replacement. [Pages 233-236]

Action: Motion to award the bid passed 6-0.

7. BUSINESS FROM THE COUNCIL

8. RECESS TO EXECUTIVE SESSION TO DISCUSS PENDING LITIGATION OR LITIGATION LIKELY TO BE FILED IN ACCORDANCE WITH ORS 192.660(2)(h).

9. RECONVENE

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