

ORDINANCE NO. 1363-13

AN ORDINANCE AMENDING THE TUALATIN DEVELOPMENT CODE (TDC) CHAPTER 40 LOW DENSITY RESIDENTIAL PLANNING DISTRICT (RL) TO INCLUDE CHICKEN KEEPING AS A PERMITTED USE; AND AMENDING TDC 40.020 (PTA-13-02)

WHEREAS upon the application of the Development Services Department, a public hearing was held before the City Council of the City of Tualatin on November 12, 2013, related to a Plan Text Amendment of the Tualatin Development Code (TDC); and amending TDC 40 (PTA-13-02); and

WHEREAS, the City provided notice of PTA-13-02 to the Oregon Department of Land Conservation and Development as provided under ORS 197.610; and

WHEREAS, notice of public hearing was given as required by Tualatin Development Code 1.031; and

WHEREAS, the Council conducted a public hearing on November 12, 2013, and heard and considered the testimony and evidence presented by the City staff and those appearing at the public hearing; and

WHEREAS, after the conclusion of the public hearing, the Council voted 6-1, with Councilor Truax opposed to approve the application.

NOW THEREFORE, THE CITY OF TUALATIN ORDAINS AS FOLLOWS:

**Section 1.** TDC 40.020 is amended to read as follows:

- (1) Single-family dwellings, including manufactured homes.
- (2) Agricultural uses of land, such as truck gardening, horticulture, but excluding commercial buildings or structures and excluding the raising of animals other than the following:
  - (a) Normal household pets
  - (b) Chickens as otherwise allowed by the Tualatin Municipal Code.
- (3) Home occupations as provided in TDC 34.030 to 34.050.
- (4) Public transit shelters.
- (5) Greenways and Natural Areas, including but not limited to bike and pedestrian paths and interpretive stations.
- (6) Residential homes.

(7) Residential facilities for up to 15 residents, not including staff.

(8) Family day care provider, provided that all exterior walls and outdoor play areas shall be a minimum distance of 400 feet from the exterior walls and pump islands of any automobile service station, irrespective of any structures in between.

(9) Sewer and water pump stations and pressure reading stations.

(10) Wireless communication facility attached, provided it is not on a single-family dwelling or its accessory structures.

(11) Accessory dwelling units as provided in TDC 34.300 to 34.310.

(12) Transportation facilities and improvements.

(13) Public park, public playground, and public recreation building.

**Section 2.** The City adopts as its findings the Findings and Analysis attached as Attachment A, which is incorporated herein.

ADOPTED this 9 Day of December, 2013.

CITY OF TUALATIN, OREGON

BY [Signature]  
Mayor

APPROVED AS TO LEGAL FORM

BY [Signature]  
City Attorney

ATTEST:  
BY [Signature]  
City Recorder