

REVIEWED

LEGAL COUNSEL

For Recording Stamp Only

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF DESCHUTES COUNTY, OREGON

An Ordinance Amending DCC Title 15 to Regulate Lighting Associated with Greenhouses and Declaring an Emergency. *
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ORDINANCE NO. 2016-014

WHEREAS, the Deschutes County Community Development Department (CDD) initiated amendments (Planning Division File No. 247-15-000253-TA) to the Deschutes County Code (DCC) Title 15, Chapter 15.10, Outdoor Lighting Control; and

WHEREAS, the Deschutes County Planning Commission held public hearings on November 5 and 12 2015, to review the amendments and recommended adoption; and

WHEREAS, the Board of County Commissioners considered this matter after a duly noticed public hearings on December 2, 2015, and May 2, 2016, and concluded that the public will benefit from the changes to Title 15; and

WHEREAS, the Board finds it in the public interest to adopt amendments to the DCC to define permit, and establish standards for Marijuana Related Businesses in conjunction with Deschutes County Code (Title 15, Chapter 15.10) and state law (including HB 3400, SB 1598, and ORS 30.395); ; now, therefore,

THE BOARD OF COUNTY COMMISSIONERS OF DESCHUTES COUNTY, OREGON, ORDAINS as follows:

Section 1. AMENDMENT. DCC 15.10.055, Definition-Outdoor and Greenhouse Light Fixtures, and 15.10.115, Defintion-Greenhouse, are amended to read as described in Exhibit “A,” attached and incorporated by reference herein, with new language underlined and deleted language set forth in ~~strike through~~.

Section 2. FINDINGS. The Board adopts as its findings in support of this decision attached to Ordinance 2016-015 as Exhibit “K” and incorporated by reference herein.

Section 3. EMERGENCY. This Ordinance being necessary for the public peace, health and safety, an emergency is declared to exist and this Ordinance takes effect _____.

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Dated this _____ of _____, 2016

BOARD OF COUNTY COMMISSIONERS
OF DESCHUTES COUNTY, OREGON

ALAN UNGER, Chair

TAMMY BANEY, Vice Chair

ATTEST:

Recording Secretary

ANTHONY DeBONE, Commissioner

Date of 1st Reading: _____ day of _____, 2016.

Date of 2nd Reading: _____ day of _____, 2016.

Record of Adoption Vote:

Commissioner	Yes	No	Abstained	Excused
Alan Unger	___	___	___	___
Tammy Baney	___	___	___	___
Anthony DeBone	___	___	___	___

Effective date: _____ day of _____, 2016.

“****” Denotes portions of this Section not amended by Ordinance 2016-014.

Chapter 15.10. OUTDOOR AND GREENHOUSE LIGHTING CONTROL

15.10.055. Definition-Outdoor and Greenhouse Light Fixtures.

"Outdoor light fixtures" means outdoor artificial illuminating devices, outdoor fixtures, lamps and other similar devices, permanently installed or portable, used for flood lighting, general illumination or advertisement. Such devices shall include, but are not limited to, search, spot, agricultural production/grow, and flood lights for:

1. Buildings and structures;
2. Recreational areas;
3. Parking lot lighting;
4. Landscape lighting;
5. Billboards and other signs (advertising or other);
6. Street lighting;
7. Product display area lighting;
8. Building overhangs and open canopies;
9. Holiday lighting;
10. Greenhouse interior lighting.

(Ord 2016-014 §1, 2016; Ord. 95-063 §1, 1995)

15.10.115 Definition-Greenhouse

“Greenhouse” means any building that is constructed of glass, plastic, or other transparent material in which plants are grown under climate controlled conditions, and includes hoop houses and other similar structures.

(Ord 2016-014 §1, 2016)