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## Chapter 670 LIMITED USE OVERLAY ZONE (LUOZ)

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### **670.01 Purpose.**

The purpose of this chapter is to specify the conditions of the Limited Use Overlay Zone, which may be applied to any zone in the County.

### **670.02 Applicability.**

In any zone(s) to which the Limited Use Overlay Zone is applied, the requirements and standards of this section shall apply in addition to those specified in this ordinance for the underlying zone(s). In the event of a conflict between the requirements and standards of this section and those of the underlying zones, the provisions of this section shall govern.

### **670.03 Purpose of the Limited Use Overlay Zone.**

1. The purpose of the Limited Use Overlay Zone is to limit the list of permitted uses and general activities allowed in the underlying zone, when a plan amendment and zone change rezones a parcel to that underlying zone through the taking of an exception to a statewide land use planning goal under ORS 197.732.
2. The Limited Use Overlay Zone is an overlay zone which may be applied,

where appropriate, to plan amendments/zone changes effected by either a “physically developed” exception under ORS 197.732(1)(a), an “irrevocably committed” exception under ORS 197.732(1)(b), or a “reasons” exception under ORS 197.732(1)(c).

3. The Limited Use Overlay Zone, when adopted, shall carry out the requirement of Oregon Administrative Rule 660-004-0018 that where a goal exception is taken, permitted uses shall be limited to those uses justified by the exception statement.

### **670.04 Limited Use Overlay Zone Requirements.**

When the Limited Use Overlay Zone is applied, the uses permitted in the underlying zone shall be limited to those uses and general activities specifically set forth in the ordinance adopting the underlying zone and the Limited Use Overlay Zone. Any change in those uses and general activities must be made through the plan/land use regulation amendment process outlined in Chapter 260.

### **670.05 Procedures.**

The Limited Use Overlay Zone shall be applied through the plan amendment and rezoning process at the time the underlying plan and/or zone designation is being changed.

### **670.06 Limitations on Uses.**

The following limitations shall apply to the underlying zone when the Limited Use Overlay Zone is applied. In all cases, the Hearings Body shall establish that:

- A. The uses and general activities subject to the rezoning are required to be limited to those uses and general activities justified in the goal exception taken.

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- B. A review of all zones in this Ordinance demonstrates that no existing zone adequately limits the uses and general activities. approval. Separate site plan approval shall not be required for any uses subject to a Conditional Use Permit as detailed in Chapter 210.
- C. The Limited Use Overlay Zone, when applied to the underlying zone, is consistent with the Comprehensive Plan and other applicable policies of the County.

## **670.07 Adoption.**

The ordinance adopting the underlying zone and the Limited Use Overlay Zone shall set forth those specific uses and general activities which will be permitted or conditional uses. The description of the permitted and conditional uses may be qualified as necessary to achieve the purpose of the Limited Use Overlay Zone.

## **670.08 Official Plan/Zoning Map.**

The official plan/zoning map shall be amended to show a Limited Use Overlay Zone suffix on any parcel where the Limited Use Overlay Zone has been applied.

## **670.09 Site Plan Requirement.**

- A. In addition to limiting the uses in the underlying zone where the Limited Use Overlay Zone is applied, the County may also require approval of the location of buildings, access, parking, screening and other site planning considerations in order to assure the compatibility of the permitted uses within the area.
- B. The process for reviewing the site plan shall be described at the time of the Limited Use Overlay Zone application. Site plan requirements may be added by specific reference in the Limited Use Overlay Zone adopting Ordinance. Specifications and standards of the underlying zones remain in effect unless specifically altered by the site plan