Coos County Land Use Permit Application SUBMIT TO COOS COUNTY PLANNING DEPT. AT 60 E. SECOND STREET OR MAIL TO: COOS COUNTY PLANNING 250 N. BAXTER, COQUILLE OR 97423. EMAIL PLANNING@CO.COOS.OR.US PHONE: 541-396-7770 DR-22-054 FILE NUMBER: $ACU-22-017$ Date Received: $54/22$ Receipt #: 231945 Received by: This application shall be filled out electronically. If you need assistance please contact staff.
If the fee is not included the application will not be processed. (If payment is received on line a file number is required prior to submittal)
LAND INFORMATION
A. Land Owner(s) <u>Ismael</u> Nunez Mailing address: <u>PO 1558</u> , <u>La Pine</u> , <u>DR 97739</u> Phone: <u>541-610-2458</u> Township: Range: Section: ¼ Section: 1/16 Section: Tax lots: Select 26 Select 12 Select 10 Select Select 10+1800
Select Select Select Select
Tax Account Number(s): <u>470511</u> Zone: Select Zone Please Select Tax Account Number(s) <u>Please Select</u> <u>Please Select</u> B. Applicant(s) <u>Same</u> Mailing address:
C. Consultant or Agent:
Mailing Address
Phone #: Email: Comp Plan Amendment Type of Application Requested Administrative Conditional Use Review - ACU Land Division - P, SUB or PUD Map - Rezone Administrative Conditional Use Review - ACU Land Division - P, SUB or PUD Water Service Type: Select type of Water Service Special Districts and Services Sewage Disposal Type: Select type of Sewage System School District: Select School District Fire District: Select Fire District
Please include the supplement application with request. If you need assistance with the application or supplemental application please contact staff. Staff is not able to provide legal advice. If you need help with findings please contact a land use attorney or contultant. Any property information may be obtained from a tax statement or can be found on the County Assessor's
webpage at the following links: <u>Map Information</u> Or <u>Account Information</u>

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D. ATTACHED WRITTEN STATEMENT. With all land use applications, the "burden of proof" is on the applicant. It is important that you provide information that clearly describes the nature of the request and indicates how the proposal complies with all of the applicable criteria within the Coos County Zoning and Land Development Ordinance (CCZLDO). You must address each of the Ordinance criteria on a point-by-point basis in order for this application to be deemed complete. A planner will explain which sections of the Ordinance pertain to your specific request. The information described below is required at the time you submit your application. The processing of your application does not begin until the application is determined to be complete. An incomplete application will postpone the decision, or may result in denial of the request. Please mark the items below to ensure your submittal is complete.

Application Check List: Please make off all steps as you complete them.

- A written statement of intent, attached to this application, with necessary supporting evidence which fully and factually describes the following:
 - 1. A complete explanation of how the request complies with the applicable provisions and criteria in the Zoning Ordinance. A planner will explain which sections of the Ordinance pertain to your specific request. You must address each of the Ordinance criteria on a point-by-point basis in order for this application to be deemed complete.
 - 2. A description of the property in question, including, but not limited to the following: size, vegetation, crops grown, access, existing buildings, topography, etc.
 - 3. X A complete description of the request, including any new structures proposed.
 - 4. If applicable, documentation from sewer and water district showing availability for connection.
- II. A plot plan (map) of the property. Please indicate the following on your plot plan: 1. X Location of all existing and proposed buildings and structures
 - 2. DExisting County Road, public right-of-way or other means of legal access
 - 3. Decation of any existing septic systems and designated repair areas
 - 4. Limits of 100-year floodplain elevation (if applicable)
 - 5. X Vegetation on the property

I.

- 6. Decation of any outstanding physical features
- 7. Location and description (paved, gravel, etc.) of vehicular access to the dwelling location
- III. A copy of the current deed, including the legal description, of the subject property. Copies may be obtained at the Coos County Clerk's Office.

I certify that this application and its related documents are accurate to the best of my knowledge. I am aware that there is an appeal period following the date of the Planning Director's decision on this land use action. I understand that the signature on this application authorizes representatives of the Coos County Planning Department to enter upon the subject property to gather information pertinent to this request. If the application is signed by an agent, the owner's written authorization must be attached.

If this application is refereed directly to a hearings officer or hearings body I understand that I am obligated to pay the additional fees incurred as part of the conditions of approval. I understand that I/we are not acting on the county's behalf and any fee that is a result of complying with any conditions of approval is the applicants/property owner responsibility. I understand that conditions of approval are required to be complied with at all time and an violation of such conditions may pesult in a revocation of this permit. Signatures required below for application processing.

Lung)

ACCESS INFORMATION

Name of Access: Daniel CreekRd,

The Coos County Road Department will be reviewing your proposal for safe access, driveway, road, and parking standards. There is a fee for this service. If you have questions about these services please contact the Road Department at 541-396-7660.

Property Address:

Type of Access: Select Private,

Is this property in the Urban Growth Boundary? Select A Is a new road created as part of this request? Select A

Required parking spaces are based on the use of the property. If this is for a residential use two spaces are required. Any other use will require a separate parking plan submitted that is required to have the following items:

- Current utilities and proposed utilities;
- Roadmaster may require drawings and specs from the Oregon Standards Specification Manual (OSSC) (current edition).
- The location and design of bicycle and pedestrian facilities shall be indicated on the site plan if this is a parking plan;
- Location of existing and proposed access point(s) on both sides of the road where applicable;
- Pedestrian access and circulation will be required if applicable. Internal pedestrian circulation shall be provided in new commercial, office, and multi-family residential developments through the clustering of buildings, construction of walkways, landscaping, accessways, or similar techniques;
- All plans (industrial and commercial) shall clearly show how the internal pedestrian and bicycle facilities of the site connect with external existing or planned facilities or systems;
- Distances to neighboring constructed access points, median openings (where applicable), traffic signals (where applicable), intersections, and other transportation features on both sides of the property;
- Number and direction of lanes to be constructed on the road plus striping plans;
- All planned transportation features (such as sidewalks, bikeways, auxiliary lanes, signals, etc.); and
- Parking and internal circulation plans including walkways and bikeways, in UGB's and UUC's.

Additional requirements that may apply depending on size of proposed development.

- a. Traffic Study completed by a registered traffic engineer.
- b. Access Analysis completed by a registered traffic engineer
- c. Sight Distance Certification from a registered traffic engineer.

Regulations regarding roads, driveways, access and parking standards can be found in Coos County Zoning and Land Development Ordinance (CCZLDO) Article 7.

By signing the application I am authorizing Coos County Roadmaster or designee to enter the property to determine compliance with Access, Parking, driveway and Road Standards. Inspections should be made by calling the Road Department at 541-396-7660

Roadmaster or	designee:			
Driveway	□ Parking	Access Bor	nded Date:	Receipt #
File Number:	DR-21-			

ADDRESS APPLICATION INFORMATION FILE NUMBER: AD-

NEW DRIVEWAY: 62304 Daniels Creek

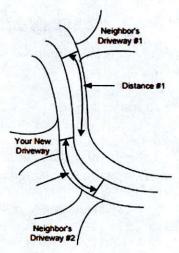
DISTANCE FROM DRIVEWAY #1 TO YOUR NEW DRIVEWAY: <u>Quarter Mile</u> Is this driveway on the same side of the road as your Driveway: Select

•

ADDRESS OF DRIVEWAY #2 CLOSEST TO YOUR NEW DRIVEWAY:

DISTANCE FROM DRIVEWAY #2 TO YOUR NEW DRIVEWAY: _____

Is this driveway on the same side of the road as your Driveway: Select



The distance information is important from your new driveway to the closest driveways on either side of you (doesn't matter which side of the road) and what the addresses are to those two driveways. This information is important to include in the formula used to calculate the correct address.

Staff from the County Road Department will place the stake and once the driveway stake has been placed, it must not be moved. If your stake is removed or damaged you may purchase replacements.

Additional Notes or directions:

This application is not required.

SANITATION INFORMATION

If this is a request for a recreational, commercial, industrial, vacation rental, manufactured home park, mass or small gathering Coos Health and Wellness, Environmental Health Staff will be reviewing the proposal to ensure the use meets environmental health standards for sanitation and water requirements to serve the facility. If the proposal indicates that you are using a community water system a review may be required. A fee is charged for this service and shall be submitted with the application \$83.00. If you have questions about regulations regarding environmental health services please call 541-266-6720. This form is required to be signed off for any type of subdivision, recreational, commercial, industrial, vacation rental, manufactured home park, mass or small gathering.

Water Service Type: Select

Sewage Disposal Type: Select

Please check if this request is for industrial, commercial, recreational or home base business use and complete the following questions:

• How many employees/vendors/patrons, total, will be on site?

• Will food be offered as part of the an on-site business?

- Will overnight accommodations be offered as part of an on-site business?
- What will be the hours of operation of the business?

Please check if the request is for a land division.

Coos County Environmental Health Use Only:

Staff Reviewing Application:

Staff Signature:

This application is found to be in compliance and will require no additional inspections

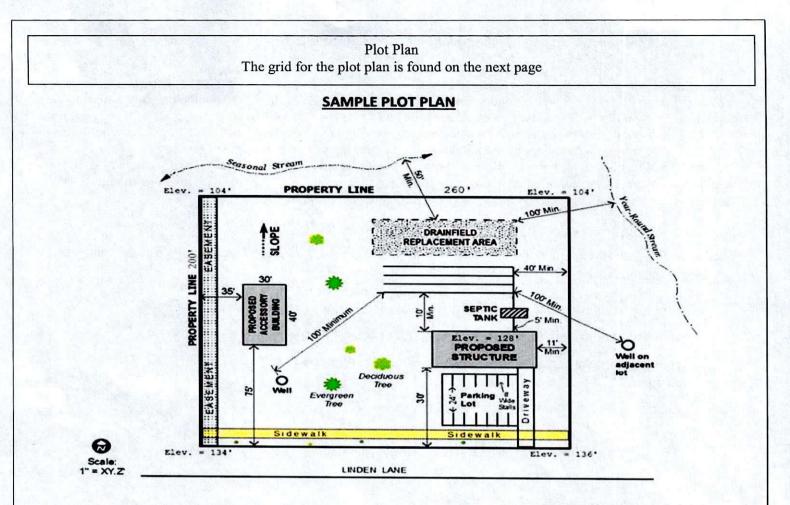
This application is found to be in compliance but will require future inspections

This application will require inspection prior to determining initial compliance. The applicant shall contact Coos Health and Wellness, Environmental Heath Division to make an appointment.

Additional Comments:

Water Master Susan Douthit For info on Water/Wells, creek, etc. 1-541-580-4961

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ITEMS THAT MUST BE ON THE PLOT PLAN:

At a minimum, the site plan should provide information on the following items:

- Existing and proposed lot lines, lot or parcel numbers, and acreage/square footage of lots.
- Dimensions of all illustrated features (i.e. all structures, septic systems, driveways, roads, etc.)
- Significant natural features (slopes greater than 20%, geologic hazards, wetlands, drainage ways, rivers, streams, and the general location of existing trees, etc.).
- Existing easements (access, storm drainage, utility, etc.).
- Existing and proposed (structures, outbuildings, septic, etc.) on site and on adjoining properties.
- Existing and proposed road locations including widths, curbs, and sidewalks.
- Existing and proposed driveway approach locations on site, existing driveway approaches on adjoining properties on the same side of the street, and existing driveway approaches across the street from the site.
- Contiguous properties under the same ownership.
- General predevelopment topographical information (minimum 10' contour intervals).
- Location of utilities.
- If redevelopment is viable in the future, a redevelopment plan should be included.
- Preliminary site utility plan.
- · Please add any additional Road or parking items from the parking form.

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ADDITIONAL DRIVEWAY, ROAD, PARKING STANDARDS DRIVEWAY STANDARDS DRAWING – SINGLE RESIDENCE

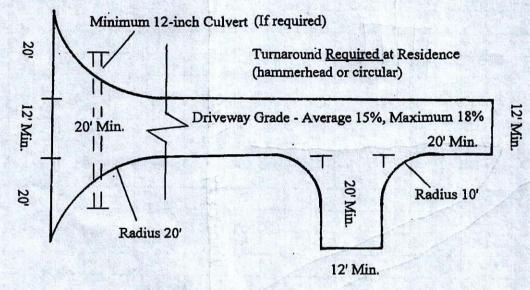
Sight Distance Requirements (at the approach entrance)

Speed less than 35 mph – 100' both directions

Speed greater than 35mph - 150' both directions

All Weather Surface - minimum 4 - inches aggregate base or as required by Roadmaster.

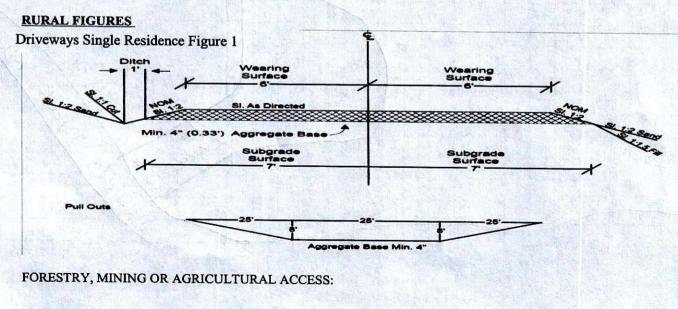
Figure 7.1.425



Construct appropriate ditches to prevent water runoff from discharging from the land onto a public road under county jurisdiction. Pursuant to ORS 368.256 the creation of a road hazard prohibited.

If driveway is over 1,000 ft., a pullout is required every 600 ft.

If a driveway cannot meet the maximum 18% grade then a legal agreement may be signed and recorded at the County Clerk's office releasing the County from any liability from such driveway development. This document must be referenced on the property deed to allow future purchasers know that the driveway does meet standard. A sign shall be placed at the bottom of the driveway to warn any users of the driveway that it is not built to standard. Proof must be filed with the Planning and Road Department that the documents have been filed and a sign has been placed. The form located on the following page must be completed, signed and recorded prior to any land use authorizations.



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A private road which is created to provide ingress or egress in conjunction with the use of land for forestry, mining or agricultural purposes shall not be required to meet minimum road, bridge or driveway standards set forth in this ordinance, nor are such resource-related roads, bridges or driveways reviewable by the County. However, all new and re-opened forestry, mining or agricultural roads shall meet the access standards listed in this section.

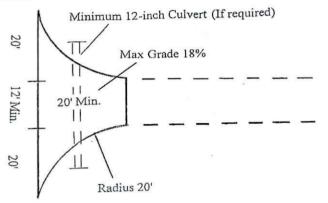
Forestry, Mining or Agricultural Access Standard drawing

Sight Distance Requirements (at the approach entrance)

- Speed less than 35 mph 100' both directions
- Speed greater than 35 mph 150' both directions

All Weather Surfaces – minimum aggregate base as required by the Roadmaster The access will be developed from the edge of the developed road.

Figure 7.1.450

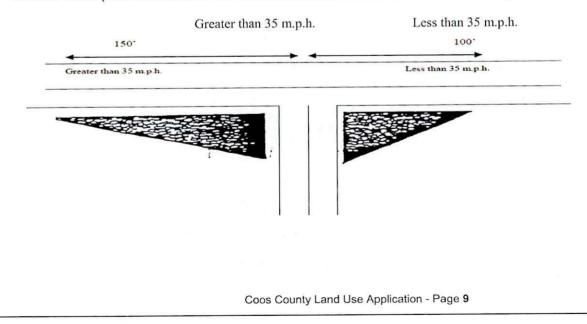


Construct appropriate ditches to prevent water runoff from discharging from the land onto a road under county jurisdiction. Pursuant to ORS 368.256 creation of a road hazard is prohibited.

VISION CLEARANCE TRIANGLE:

The following regulations shall apply to all intersections of streets and roads within all districts in order to provide adequate visibility for vehicular traffic. There shall be no visual obstructions over thirty-six (36) inches in height within the clear vision area established herein. In addition to street or road intersections, the provisions of this section shall also apply to mobile home park, recreational vehicle park, and campground accesses (entrances or exists).

The clear vision area shall extend along the right-of-way of the street for a minimum of 100 feet where the speed limit is less than 35 M.P.H.; and not less than 150 feet where the speed limit is greater than 35 m.p.h. The clear vision area shall be effective from a point in the center of the access not less than 25 feet back from the street right-of-way line.



USE PARKING STA	STANDARD		
Retail store and general commercial except as provided in subsection b. of this section.	1 space per 200 square feet of floor area, plus 1 space per employee. 1 Bicycle space		
Retail store handling bulky merchandise (furniture, appliances, automobiles, machinery, etc.)	1 space per 600 square feet of floor area, plus 1 space per employee. 1 Bicycle space		
Bank, general office, (except medical and dental).	 space per 600 square feet of floor area, plus space per employee. Bicycle space 		
Medical or dental clinic or office.	 ½ space per examination room plus space per employee. Bicycle space 		
Eating or drinking establishment.	 1 space per 200 square feet of floor area, plus 1 space fo every 4 seats. 1 Bicycle space 		
Bowling Alley	5 spaces per alley plus 1 space per 2 employees. 1 Bicycle space		
Dance hall, skating rink, lodge hall.	 1 space per 100 square feet of floor area plus 1 space per 2 employees. 1 Bicycle space 		
Stadium, arena, theater, race track	 1 space per 4 seats or every 8 feet of bench length or equivalent capacity if no seating is provided. 1 Bicycle space 		
Storage warehouse, manufacturing establishment, or trucking freight terminal	1 space per employee. 1 Bicycle space		
Wholesale establishment.	1 space per employee plus 1 space per 700 square feet of patron serving area. 1 Bicycle space		
Welfare or correctional institution	 1 space per 5 beds for patients or inmates, plus 1 space per employee. 1 Bicycle space 		
Convalescent hospital, nursing home, sanitarium, rest home, home for the aged.	 1 space per 5 beds for patients or residents, plus 1 space per employee. 1 Bicycle space 		
Church, mortuary, sports arena, theater.	 1 space for 4 seats or every 8 feet of bench length in the main auditorium. 1 Bicycle space 		
Library, reading room.	1 space per 400 square feet of floor area plus 1 space per employee. 1 Bicycle space		
Preschool nursery, kindergarten.	2 spaces per teacher; plus off-street loading and unloading facility. 1 Bicycle space per 20 students		
Elementary or junior high school.	 1 space per classroom plus 1 space per administrative employee or 1 space per 4 seats or every 8 feet of bench length in the auditorium or assembly room whichever is greater. 1 Bicycle space per 10 students 		
High school	 1 space per classroom plus 1 space per administrative employee plus 1 space for each 6 students or 1 space per 4 seats or 8 feet of bench length in the main Auditorium, whichever is greater. 1 Bicycle space per 20 students 		

Other auditorium, meeting room.	 space per 4 seats or every 8 feet of bench length. Bicycle space
Single-family dwelling.	2 spaces per dwelling unit.
Two-family or multi- family dwellings.	 ½ spaces per dwelling unit. bicycle space per unit for buildings with 4 or more units.
Motel, hotel, rooming or boarding house.	1 space per guest accommodation plus 1 space per employee.
Mobile home or RV park.	1 1/2 spaces per mobile home or RV site.

Parking lot standards – Use the table above along with the area available to calculate the number of spaces required and determine the type of parking lot that needs to be created. The table below explains the spacing and dimensions to be used.

Minimur	n Horizontal Pa	arking Widths	s for Standard	Automobiles	
	One-way Parallel	30 deg	45 deg	60 deg	90 deg
Figures	А	В	С	D	Е
Single row of Parking	and the second	and the second			
Parking Aisle	9'	20'	22'	23'	20'
Driving Aisle	12'	16'	17'	20'	24'
Minimum width of module (row and aisle)	21'	36'	39'	43'	44'
Figures #'s	F	G	Н	I	J
Two Rows of Parking					
Parking Aisle	18'	40'	44'	46'	40'
Driving Aisle	12'	16'	17'	20'	24'
Minimum width of module (row and aisle)	30'	56'	61'	66'	64'

For figures please see Coos County Zoning and Land Development Ordinance (CCZLDO) § 7.5.175.

Please note: If you are developing in any wetlands or floodplain please contact Department of State Lands to ensure you are not required to obtain a state permit.

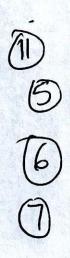
INSWC. D. LAUE -



() a house in the forest @ property 12.50 acres forest land Probably 3 acres flat Low Land House on higher ground.



(3) house in the forest house attache garage (4) NONE utilities excep electric



None

gravel

Trees, blackberries, grass

RECORDING REQUESTED BY:

201 Central Avenue Coos Bay, OR 97420

GRANTOR'S NAME: Karen MacLean Garrison

GRANTEE'S NAME:

AFTER RECORDING RETURN TO: Order No.: 360621037902-LS Ismael Nunez PO Box 1558 La Pine, OR 97739

SEND TAX STATEMENTS TO: Ismael Nunez PO Box 1558 La Pine, OR 97739

APN: 470511 Map: 26S-12W-10 TL 1800 Vacant Land, Coos Bay, OR 97420

Coos County, Oregon 2021-12513 \$96.00 Pgs=3 11/05/2021 02:56 PM eRecorded by: TICOR TITLE COOS BAY

Debbie Heller, CCC, Coos County Clerk

SPACE ABOVE THIS LINE FOR RECORDER'S USE

STATUTORY WARRANTY DEED

Karen MacLean Garrison, Grantor, conveys and warrants to Ismael Nunez, Grantee, the following described real property, free and clear of encumbrances except as specifically set forth below, situated in the County of Coos, State of Oregon:

ONLY THAT PORTION OF THE FOLLOWING DESCRIBED PROPERTY LYING WEST OF DANIELS CREEK ROAD, Coos County, Oregon:

A parcel of land located in the SW 1/4 of the NE 1/4 and the SE 1/4 of the NW 1/4 of Section 10, Township 26 South, Range 12 West of the Willamette Meridian, Coos County, Oregon, more particularly described as follows: Beginning at a point on the West boundary of the SE 1/4 of the NW 1/4 of said Section 10, said point of beginning also being North 0° 53' East 955.49 feet from the Southwest corner of said SE 1/4 of the NW 1/4; thence North 0° 53' East along said West boundary 352.67 feet to the Northwest corner of said SE 1/4 of the NW 1/4; thence North 88° 27' East along the North boundary of said SE 1/4 of the NW 1/4; 1358.84 feet to an iron rod pipe at the Northeast corner of said SE 1/4 of the NW 1/4; thence North 88° 04' East along the North boundary of the SW 1/4 of the NE 1/4 of said Section 10, 1344.79 feet to the Northeast corner of said SW 1/4 of the NE 1/4; thence South 1° 59' West along the East boundary of the SW 1/4 of the NE 1/4, 320.89 feet, more or less, to the North boundary of the property of Jack V. Kauffman and Jean Kauffman in deed recorded November 9, 1964, in Book 313, Page 447 Deed Records of Coos County, Oregon; thence following along the North boundary of the Daniels Creek County Road; thence continuing for an additional distance of 433.61 feet to an iron pipe on the West edge of the Daniels Creek bottom land; thence continuing for an additional distance of 1255.25 feet to the point of beainning.

Excepting any portion within the County Road.

THE TRUE AND ACTUAL CONSIDERATION FOR THIS CONVEYANCE IS FORTY-FIVE THOUSAND AND NO/100 DOLLARS (\$45,000.00). (See ORS 93.030).

Subject to:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

Deed (Statutory Warranty) Legal ORD1368.doc / Updated: 04.26.19

EXHIBIT "A" Exceptions

Subject to:

Rights of the public to any portion of the Land lying within the area commonly known as public streets, roads, alleys, highways.

Any adverse claim based on the assertion that any portion of the subject land has been removed from or brought within the subject land's boundaries by the process of accretion or reliction or any change in the location of Daniels Creek.

Any adverse claim based on the assertion that any portion of the subject land has been created by artificial means or has accreted to such portions so created, or based on the provisions of ORS 274.905 through 274.940.

Any adverse claim based on the assertion that any portion of the subject land is now or at any time has been below the ordinary high water line of Daniels Creek.

Rights of fishing, navigation, commerce, flood control, propagation of anadromous fish, and recreation, and other rights of the public, Indian tribes or governmental bodies in and to the waters of Daniels Creek.

Easement(s) for the purpose(s) shown below and rights incidental thereto, as granted in a document:

Granted to:	Blue Ridge Railway and Navigation Company
Recording Date:	May 5, 1900
Recording No:	Book 33 Page 181 Deed Records

Easement(s) for the purpose(s) shown below and rights incidental thereto, as granted in a document:

Granted to: Buehner Lumber Company Purpose: Recording Date: April 15, 1916 Recording No: Book 73 Page 207 Said interest was conveyed to: To: McStout Lumber Company of Oregon Recording Date: March 30, 1923 Recording No: Book 89 Page 238

Terms, provisions and conditions, including, but not limited to, maintenance provisions, and a covenant to share the costs of maintenance, contained in Access Easement & Maintenance Agreement

Recording Date: February 1, 2019 Recording No.: 2019-00884

STATUTORY WARRANTY DEED

(continued)

IN WITNESS WHEREOF, the undersigned have executed this document on the date(s) set forth below.

Dated: 10/26/2021

-

Karen Marlean Gari Karen MacLean Garrison

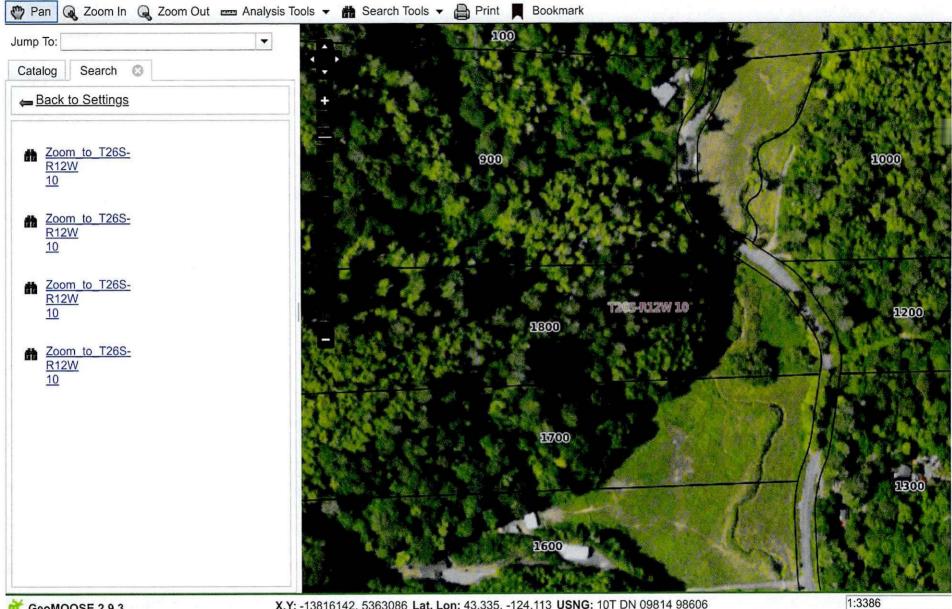
State of New Hurs County of StrAfford

This instrument was acknowledged before me on 10 - 26-2021 by Karen MacLean Garrison.

Notary Public - State of Gregon NA

My Commission Expires: 2-17- 2026





MOOSE 2.9.3

X,Y: -13816142, 5363086 Lat, Lon: 43.335, -124.113 USNG: 10T DN 09814 98606

5/11/2022

