

## ORDINANCE NO. 932

AN ORDINANCE ADOPTING THE GEARHART PARKS & RECREATION MASTER PLAN (PRMP) AND AMENDING THE CITY OF GEARHART COMPREHENSIVE PLAN, ZONING AND SUBDIVISION ORDINANCES TO IMPLEMENT THE PRMP.

WHEREAS the City Council finds there is a need to identify park and recreation deficiencies, improvement standards, funding sources and projects to plan for city park access to residents, park budgeting, operations and park maintenance; and

WHEREAS the City Council requested and received a grant from the Oregon Department of Parks and Recreation (OPRD) to prepare the plan and has done so in a timely matter; and

WHEREAS the development of the PRMP is based on extensive public meetings and public hearings by the Gearhart Parks Citizen Committee, the City Planning Commission and City Council; and

WHEREAS the Gearhart Parks and Recreation Master Plan and implementing policies and standards are in compliance with the Gearhart Comprehensive Plan and consistent with the Gearhart Transportation System Plan as described in the City Staff Report dated May 4, 2022;

NOW, THEREFORE the City of Gearhart ordains the Gearhart Comprehensive Plan, the Gearhart Zoning Ordinance and Subdivision Ordinances shall all be amended as follows:

### Amendments

1. Amends the City of Gearhart Comprehensive Plan
  - a. Adopts by reference the 2022 Gearhart Parks and Recreation Master Plan (Exhibit A).
  - b. Amends Chapter Goal 8 Recreation, Goal 10 Transportation and other relevant Plan sections to include a reference to and compliance with the Gearhart PRMP.
  - c. As crossed out, delete wording from Chapter 10 Transportation “Goal 4.2 Preserve and enhance the Ridge Path as a recreational asset for the city and a segment of the Oregon Coast Trail by establishing connections to the path, requiring appropriate access easements and maintaining path surface.”
  - d. Comprehensive Plan Background Report: the PRMP becomes an update to the original Comprehensive Plan Background 1994 report pages 34 – 37 Parks and Recreation.
2. Amends the Gearhart Zoning Ordinance

- a. Amends Section 3.9 Parks and Open Space P Zone by adding a cross reference to the plan that requires new development to comply with the Gearhart PRMP;
  - b. Amends Section 3.1240 B.A.D. Overlay Standards D. Pruning, Trimming and Removal of Vegetation and Trees by adding a new subsection (5) Mowing of Dune Grasses and Vegetation to Protect Nesting Birds. Mowing of dune areas shall only occur from August 1 through January 31. Re-number existing subsections (5), (6) and (7).
  - c. Adds the underlined standard to the Parks and Open Space Zone standards:  

From GZO Section R-1 Zone...All structures shall be setback fifty (50) feet from the Necanicum River Estuary unless direct water access is required in conjunction with a water dependent use in accordance with the A-2 Aquatic Conservation Zone. The setback shall be measured from the mean high-water line. Riparian vegetation within this setback shall be protected in accordance with the vegetation protection, revegetation and removal exceptions of GZO Section 6.070 5. Riparian Vegetation.

Tree Cutting, pruning, and trimming is subject to the provisions of Section 3.1240 Beaches and Dunes Zone subsection D. Pruning and Trimming of Vegetation.
  - d. Amends Section 4.080 Transportation and Pedestrian Access and Circulation
    1. Purpose section: Adds reference to the Gearhart PRMP pedestrian in relation to bicycle recreation trails and routes.
    2. Standards section: Adds reference to the Gearhart PRMP policies and planned improvements as they apply to existing and planned pedestrian and bicycle paths and connections.
3. Amends the Gearhart Subdivision and Land Partition Ordinance
- a. Adds underlined to Section 39 Recreation and Utility Easements:  
“Easements for such uses as...planned recreational bike and pedestrian trails in accordance with the Gearhart Transportation System Plan (TSP) and the Gearhart Parks and Recreation Master Plan (PRMP) shall be identified...
  - b. Adds underlined to Section 44 Land for Public Purposes: “The Planning Commission may require the reservation for public acquisitions of public park or recreation trails in accordance with the Gearhart PRMP”.

- c. Adds underlined to Section 37 Principals of Acceptability for a land division shall conform to any development plans including the Gearhart TSP and the Gearhart PRMP.

Passed by the Common Council of the City of Gearhart this 4<sup>th</sup> day of May 2022

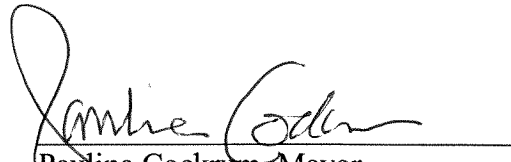
YEAS: 5

NAYS: 0


ABSENT: 0

ABSTAIN: 0

Signed and approved by the Mayor of the City of Gearhart this 4<sup>th</sup> day of May 2022

  
Paulina Cockrum, Mayor

ATTEST:

  
Chad Sweet, City Administrator  
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