

PORT OF ASTORIA WEST MOORING BASIN PLAN DISTRICT
Annotated Draft
7-5-19

Section 14.125, Parking” is Renumbered as 14.122.

(Annotate: The following is language from the East Basin Plan District in CGO that could be applied to the area currently occupied by Port of Astoria. This is a large area over five acres and proposed and existing limitation within the BVO could limit redevelopment of this area.)

14.124. PORT OF ASTORIA WEST MOORING BASIN PLAN DISTRICT.

The property situated approximately between Portway Avenue to the west, Bay Street to the east, the top of bank to the north, and West Marine Drive to the south, shall constitute a subarea within the Bridge Vista Overlay Zone. The purpose of this subarea is to permit adoption of development standards, known as a Plan District, not applicable to other properties in the Bridge Vista Overlay Zone. If approved under the criteria of Section 14.124.A the Plan District shall be known as the Port of Astoria West Mooring Basin Plan District.

A. Plan District Adoption Criteria.

A Plan District may be established if all the following adoption criteria are met:

1. The area proposed for the Plan District has special characteristics or problems of a natural, economic, historic, public facility, or transitional land use or development nature which are not common to other areas of the Bridge Vista Area. Economic viability of a project alone shall not be deemed as justification for the proposed modifications;

(Annotated: by adding economic viability alone as not justification, it should address the issue of “public” benefit rather than “developer” benefit.)

2. Existing base and overlay zone provisions limited to those identified in Section 14.124.D are inadequate to achieve a desired public benefit as identified by the City Council, and/or to address identified needs or problems in the area;
3. The proposed Plan District and regulations result from a Plan documenting the special characteristics or problems of the area and explain how a Plan District will best address relevant issues; and
4. The regulations of the Plan District conform with the Comprehensive Plan and do not prohibit, or limit uses or development allowed by the base zone without clear justification.

B. Review.

After adoption of Port of Astoria West Mooring Basin Plan District regulations, the Planning Commission shall ~~periodically~~ review the Port of Astoria West Mooring Basin Plan District and its regulations every five years to determine the impacts on development, the usefulness and usability of the regulations, and the public need for any amendments to the regulations.

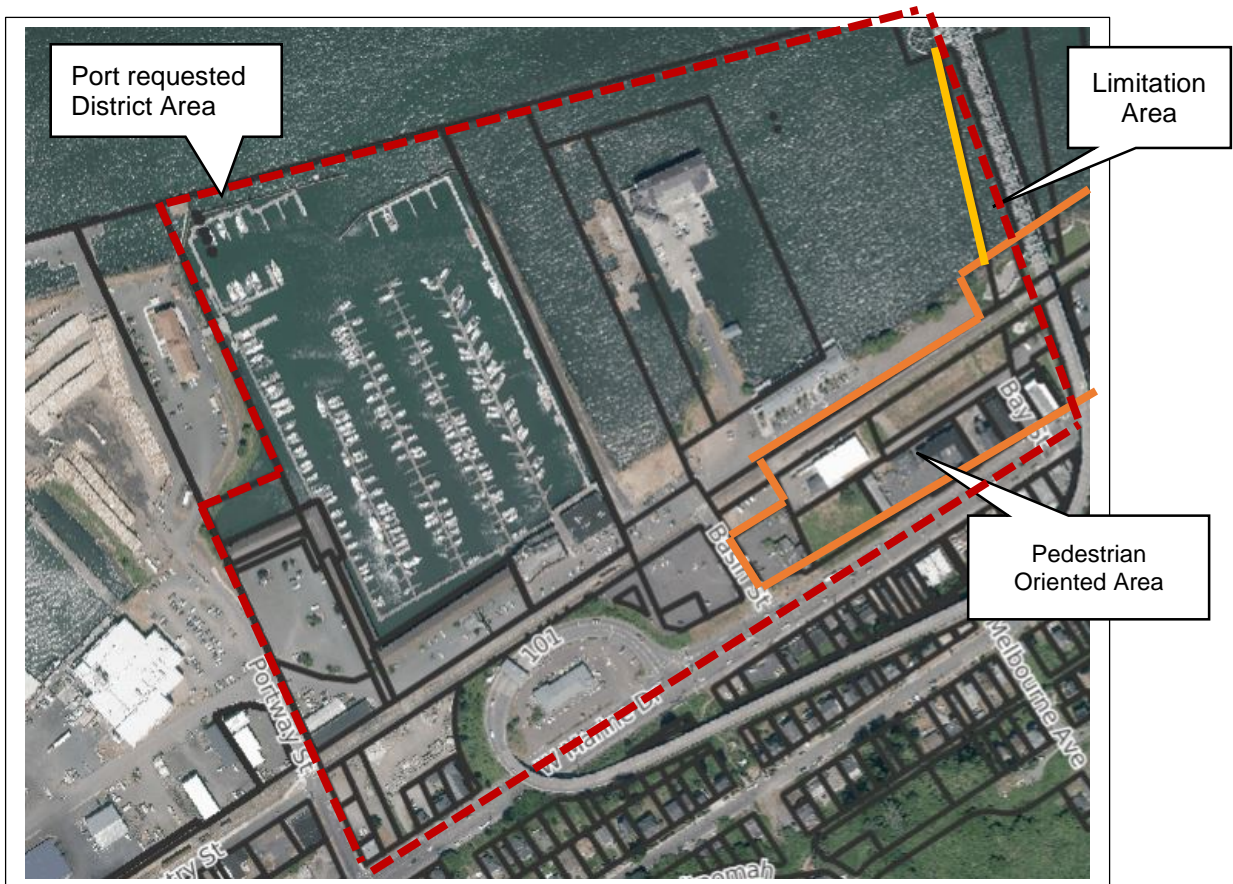
1. Sunset Clause.

Application to establish the Port of Astoria West Mooring Basin Plan District shall occur no later than January 1, 2025. If an application is not received by that date, the Planning Commission shall re-evaluate the appropriateness and/or need for a Plan District as noted in Sections 14.124 to 14.126. Any changes and/or the elimination of these sections shall be processed as a legislative text amendment in accordance with Development Code Articles 9 and 10.

(Annotated: APC indicated a desire for a sunset clause. The intro paragraph addresses periodic reviews once a Plan District is adopted. Section 1 would be applicable if the District is not adopted by a certain date. Five years was selected as it can take two to three years to identify a need and develop a Master Plan to be reviewed by the City.)

C. Mapping.

The boundaries of the Port of Astoria West Mooring Basin Plan District are illustrated on a map referenced below and generally are described as the land area north of West Marine Drive between Portway Avenue and Bay Street. The over-water area within the Plan District shall not be subject to changes from the approved Bridge Vista Overlay uses, standards, and/or requirements. The boundaries may be refined as part of the Plan District adoption or amendment.



(Annotated: The District could include the Port of Astoria area near the Maritime Memorial and Riverwalk Inn as well as the ODOT and Ocean Beauty properties these are large adjacent sites that could be developed as a larger project. The project boundary was reduced from what the Port requested as the parcel on the NW corner at Pier 1 is not within the BVO and governed by the base zoning and therefore does not need exceptions to the BVO standards for development.)

Figure 14.090-2, Pedestrian-Oriented District

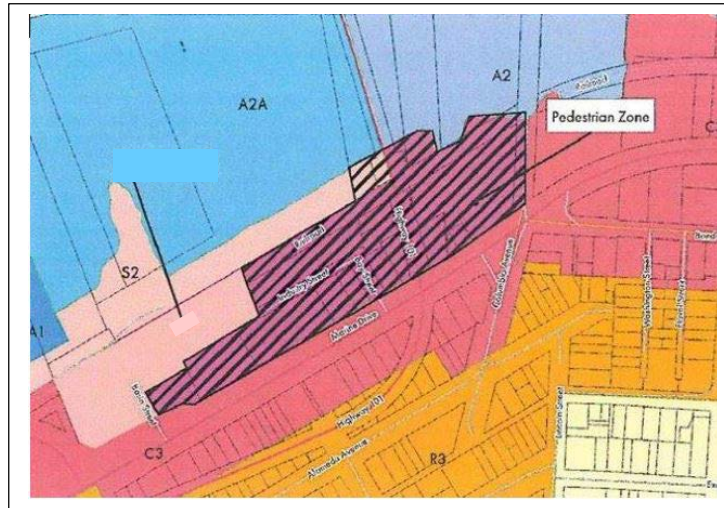
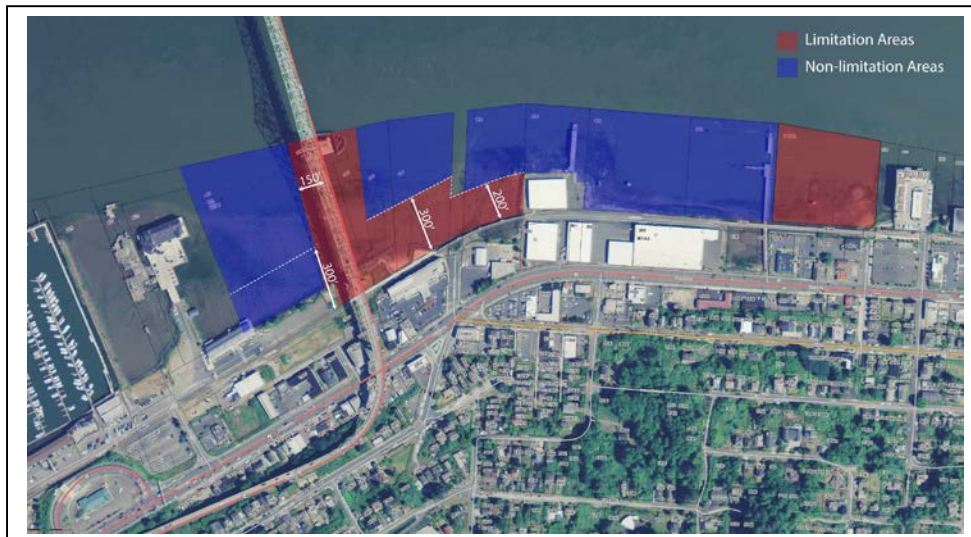


Figure 14.090-1: Limitation Area



D. Standards.

The standards for the on-land area within the Port of Astoria West Mooring Basin Plan District may expressly change and vary from those applicable under the Bridge Vista Overlay Zone and those of the base zone. The over-water area within the Plan District shall not be subject to changes from the approved Bridge Vista Overlay uses, standards, and/or requirements. Such on-land changes may include:

1. Adding uses; (BVO already has added uses beyond the base zone)
2. Changes to building height limits up to a maximum of 35' high;

3. ~~Setback or view corridor modifications.~~ No reduction in view corridors shall be allowed;

(Annotated: eliminated the view corridor modification to maintain the views of the River as intended by the BVO. Building size and footprint in Section 4 would allow a wider building. The requirement for on-land view corridors as proposed in an earlier draft has been eliminated, but the prohibition to reduce any required view corridors would include the right-of-way corridors and any others proposed in the future.)

4. Building size and permissible footprint.
5. "Limitation Areas" shall remain as "Limitation Areas" with the existing standards.
6. "Pedestrian Oriented Area" shall remain as "Pedestrian Oriented Area" with the existing standards.

(Annotated: Excluded the "Limitation Area" water area to continue with the intent of the BVO to protect some views in this area and prevent possible intensive over-water development contrary to Riverfront Vision Plan. Keep the "Pedestrian Oriented Area" designation to keep some limitations based on the original BVO.)

E. Application Procedure.

1. An application to establish the Port of Astoria West Mooring Basin Plan District shall be processed through the following procedures:
 - a. The City or Port of Astoria may apply to establish development regulations that affect one or more properties within the Port of Astoria West Mooring Basin Plan District.
 - b. An application to establish regulations that would govern development within the Port of Astoria West Mooring Basin Plan District is a legislative text amendment processed in accordance with the procedures established in Section 14.124 and in Development Code Articles 9 and 10.
 - c. An application to establish the boundaries of the Port of Astoria West Mooring Basin Plan District Overlay area is a legislative map amendment processed in accordance with the procedures established in Section 14.124 and in Development Code Articles 9 and 10 and may be processed concurrently with applications under subsection E.1.a.
 - d. The application shall include a master plan for the site along with written justification for the need to establish the Plan District and the specific proposed code modifications. Economic viability of a project alone shall not be deemed as justification for the proposed modifications.

(Annotated: added to clarify that the application must be based on a master plan for the area and include written justification, not just a desire to have the exceptions.)

2. An application to apply the Port of Astoria West Mooring Basin Plan District regulations to a specific project shall be processed through the following procedures:
 - a. The Port of Astoria shall be the applicant or co-applicant on all applications.
 - b. An application shall be processed as a quasi-judicial permit in accordance with the procedures established with the Plan District adoption and in accordance with the Development Code as applicable.

14.125 to 14.126. PORT OF ASTORIA WEST MOORING BASIN PLAN DISTRICT REGULATIONS.

(Reserved for codifying future Plan District regulations.)