



**UNITED STATES DEPARTMENT OF COMMERCE**  
**National Oceanic and Atmospheric Administration**  
NATIONAL OCEAN SERVICE  
OFFICE OF OCEAN AND COASTAL RESOURCE MANAGEMENT  
Silver Spring, Maryland 20910

Patty Snow  
Oregon Coastal Management Program  
Department of Land Conservation and Development  
635 Capitol Street, Suite 150  
Salem, OR 97301-2540

**JUL 10 2012**

Dear Ms. Snow:

Thank you for the Department of Land Conservation and Development's June 12, 2012, request that changes to the 2009 Curry County Comprehensive Plan and Curry County Zoning Ordinances be incorporated into the Oregon Coastal Management Program (CMP). You requested that the changes described below be incorporated as routine program changes (RPCs), pursuant to Coastal Zone Management Act (CZMA) regulations at 15 C.F.R. part 923, subpart H, and Office of Ocean and Coastal Resource Management (OCRM) Program Change Guidance (July 1996).

Based on our review of the submission, we concur that the changes are RPCs and approve the incorporation of the changes as enforceable and non-enforceable policies of the Oregon CMP. Federal consistency will apply to the approved changes to enforceable policies only after you publish notice of this approval pursuant to 15 C.F.R. § 923.84(b)(4). Please include in the public notice the list of changes provided in this letter, and please send a copy of the notice to OCRM.

### CHANGES APPROVED

See enclosed list of the changes incorporated into the Oregon CMP.

### QUALIFICATIONS

States may not incorporate enforceable policies by reference. If an approved enforceable policy refers to another regulation, policy, standard, guidance, or other such requirement or document (hereinafter "referenced policy"), the referenced policy itself must be submitted to and approved by OCRM as an enforceable policy in order to be applied under the federal consistency review provisions of the CZMA. Therefore, no requirement or document referenced in these approved enforceable policies may be applied for federal consistency unless that requirement or document has separately been approved by OCRM.



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**PUBLIC AND FEDERAL AGENCY COMMENTS**

OCRM received no comments on this RPC submission.

Thank you for your cooperation in this review. Please contact Bill O'Beirne at (301) 563-1160, if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Joelle Gore", with a horizontal line extending to the right.

Joelle Gore, Acting Chief  
Coastal Programs Division

Enclosure: Policies Approved and Incorporated into the Oregon CMP

Enclosure to OCRM's July 10, 2012, Approval of the Incorporation of Changes to  
the OREGON COASTAL MANAGEMENT PROGRAM

Changes marked with an asterisk (\*) are incorporated into the OREGON COASTAL MANAGEMENT PROGRAM, but do not contain enforceable policies that can be used for federal consistency.

Name/Description of State or Local Law/Regulation/Policy/Program Authority	State/Local Legal Citation	Date Adopted by State	Date Effective in State
<b>ADDED:</b>			
* DLCD seeks to incorporate the Curry County Comprehensive Plan (CCCP), Curry County Zoning Ordinance (CCZO), and Curry County Flood Damage Prevention Ordinance into the OCMF. However, DLCD only seeks to incorporate the provisions listed below as enforceable policies.	Curry County Comprehensive Plan and Zoning Ordinance*  Curry County Flood Damage Prevention Ordinance	1984-2010	2009 (Effective date for majority of plan and code is 2009; CCCP 8.7. and 8.8 effective 2010)
<b>COMPREHENSIVE PLAN</b>			
Destination Resorts	CCCP 8.7 (1-7)	1984-2010	6/2/2010
Plan Policies Regarding Recreation	CCCP 8.8 (16-18)	1984-2010	6/2/2010
Plan Policies Relating to Coastal Shorelands -- Beaches and Dunes	CCCP 15.10 (10-15)	1984-2009	1/30/2009
<b>ZONING</b>			
Definitions	CCZO 1.030	1984-2009	1/30/2009
<b>ZONE USES</b>			
Classification of Zones	CCZO 3.010	1984-2009	1/30/2009
Location of Zones	CCZO 3.020-3.030	1984-2009	1/30/2009
Timber Zone T	CCZO 3.040-3.049	1984-2009	1/30/2009
Forestry Grazing Zone FG	CCZO 3.050-3.059	1984-2009	1/30/2009
Agricultural Zone AFD	CCZO 3.061-3.068	1984-2009	1/30/2009
Exclusive Farm Zone EFU	CCZO 3.071-3.078	1984-2009	1/30/2009
Rural Residential Zone RR	CCZO 3.081-3.086	1984-2009	1/30/2009
Rural Community Residential Zone RCR	CCZO 3.091-3.096	1984-2009	1/30/2009
Residential-One Zone R-1	CCZO 3.101-3.106	1984-2009	1/30/2009
Residential-Two Zone R-2	CCZO 3.111-3.116	1984-2009	1/30/2009
Residential-Three Zone R-3	CCZO 3.121-3.126	1984-2009	1/30/2009
Rural Commercial Zone RC	CCZO 3.130-3.136	1984-2009	1/30/2009
Rural Resort Commercial Zone RRC	CCZO 3.141-3.146	1984-2009	1/30/2009
Light Commercial Zone C-1	CCZO 3.151-3.156	1984-2009	1/30/2009
Heavy Commercial Zone C-2	CCZO 3.161-3.166	1984-2009	1/30/2009
Rural Industrial Zone RI	CCZO 3.171-3.176	1984-2009	1/30/2009
Industrial Zone I	CCZO 3.181-3.186	1984-2009	1/30/2009
Marine Activity Zone MA	CCZO 3.191-3.196	1984-2009	1/30/2009

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Public Facilities Zone PF	CCZO 3.201-3.207	1984-2009	1/30/2009
Beaches and Dunes Conservation Zone CON	CCZO 3.211-3.216	1984-2009	1/30/2009
Estuary Resource Zone ER	CCZO 3.220-3.225 [Excepting 3.224]	1984-2009	1/30/2009
Scenic Waterway Areas Zone SW	CCZO 3.230-3.231	1984-2009	1/30/2009
Shoreland Overlay Zone	CCZO 3.241-3.245 [Excepting 3.243 and 2.244]	1984-2009	1/30/2009
Natural Hazard Overlay Zone NH	CCZO 3.250-3.253	1984-2009	1/30/2009
Archeological and Historical Sites Zone AH	CCZO 3.261-3.262	1984-2009	1/30/2009
Airport Related Areas Overlay Zone AR	CCZO 3.270-3.278 [Excepting 3.271]	1984-2009	1/30/2009
Riparian Corridor Buffer Overlay Zone RB	CCZO 3.281-3.284	1984-2009	1/30/2009
Harbor Bench Farm District Overlay Zone HBFO	CCZO 3.291-3.292	1984-2009	1/30/2009
Erosion Prevention and Sediment Control	CCZO 3.301-3.324 [Excepting 3.310 and 3.320]	1984-2009	1/30/2009
Storm and Surface Water Management Standards	CCZO 3.401-3.443	1984-2009	1/30/2009
SUPPLEMENTARY PROVISIONS			
Set-Back Requirements	CCZO 4.010	1984-2009	1/30/2009
Riparian Vegetation Setback	CCZO 4.011	1984-2009	1/30/2009
Off-Street Parking	CCZO 4.020	1984-2009	1/30/2009
Off-Street Loading	CCZO 4.021	1984-2009	1/30/2009
General provisions – Off-Street Parking and Loading	CCZO 4.022	1984-2009	1/30/2009
Maintenance of Minimum Ordinance Requirements	CCZO 4.030	1984-2009	1/30/2009
Zone Boundaries	CCZO 4.040	1984-2009	1/30/2009
Access Management	CCZO 4.050	1984-2009	1/30/2009
Height of Buildings	CCZO 4.060	1984-2009	1/30/2009
Requirements for manufactured Homes on Individual Lots or Parcels in the Residential One (R-1) Zone	CCZO 4.070	1984-2009	1/30/2009
EXCEPTIONS			
Projections from Buildings	CCZO 5.010	1984-2009	1/30/2009

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General Exception to Yard Requirements	CCZO 5.020	1984-2009	1/30/2009
General Exception to Lot Size Requirements	CCZO 5.030	1984-2009	1/30/2009
Waiver of Minimum Lot Size	CCZO 5.040	1984-2009	1/30/2009
General Exception to Building Height Limitations	CCZO 5.050	1984-2009	1/30/2009
Continuation and Alteration of Nonconforming Use or Structure	CCZO 5.060	1984-2009	1/30/2009
Nonconforming Structure	CCZO 5.061	1984-2009	1/30/2009
Standards for the Alteration of a Nonconforming Use or Structure	CCZO 5.0162	1984-2009	1/30/2009
Discontinuance of a Nonconforming Use	CCZO 5.063	1984-2009	1/30/2009
Authorization to Grant or Deny Reinstatement of a Discontinued Nonconforming Use	CCZO 5.064	1984-2009	1/30/2009
Unoccupied Buildings	CCZO 5.080	1984-2009	1/30/2009
<b>CONDITIONAL USES</b>			
Standards and Procedures Governing Conditional Uses	CCZO 7.040 (1)-(19)	1984-2009	1/30/2009
<b>VARIANCES</b>			
Authorization to Grant or Deny a Variance	CCZO 8.010	1984-2009	1/30/2009
Standards for Granting a Variance	CCZO 8.030	1984-2009	1/30/2009
<b>CURRY COUNTY FLOOD DAMAGE PREVENTION ORDINANCE</b>			
Definitions	Section 2	1984-2009	1/30/2009
General Provisions	Section 3 (3.1-3.2)	1984-2009	1/30/2009
Shallow Flooding Areas	Section 5 (5.1, 5.1.1)	1984-2009	1/30/2009
Floodplain Provisions	Section 6 (6.1, 6.1-1, 6.1-2)	1984-2009	1/30/2009
Floodway Provisions	Section 7 (7.1-7.1-4)	1984-2009	1/30/2009
Coastal High Hazard Areas	Section 8 (8.1-8.1-2)	1984-2009	1/30/2009
Provisions for Flood Hazard Reduction	Section 9 (9.1-9.2-5)	1984-2009	1/30/2009
<b>MODIFIED:</b>			
Curry County Estuary Plan (Chapter 16 of Curry County Comprehensive Plan)	Section 16.2 (Estuarine Resources Goal Requirements)	10/19/1998	10/19/1998
Curry County Estuary Plan	*Section 16.3.2 (Rogue Estuary Inventory)	2/27/2004	2/27/2004
Curry County Estuary Plan	Section 16.8 (County-wide estuarine Resources Goals and Policies)	10/19/1998	10/19/1998

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<b>DELETED:</b>			
Curry County Comprehensive Plan and Zoning Ordinance (1984)		1984	1984