

**VESTING DETERMINATION  
POLK COUNTY COMMUNITY DEVELOPMENT DEPARTMENT  
PLANNING DIVISION**

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Checked By: \_\_\_\_\_  
Received By: \_\_\_\_\_ FEE: \_\_\_\_\_  
Date Submitted: \_\_\_\_\_ Receipt # \_\_\_\_\_  
Fee Paid: \_\_\_\_\_ Measure 37 Order Number (attached) \_\_\_\_\_  
Application No.: \_\_\_\_\_ Measure 37 State Order (attached) \_\_\_\_\_

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Please type or print all information below. An incomplete application cannot be accepted.

**APPLICANT**

Name \_\_\_\_\_  
Address \_\_\_\_\_  
City \_\_\_\_\_  
State \_\_\_\_\_ Zip \_\_\_\_\_  
Phone: Home \_\_\_\_\_ Work \_\_\_\_\_  
Fax: \_\_\_\_\_ Mobile \_\_\_\_\_

**OWNER(S)**

Name \_\_\_\_\_  
Address \_\_\_\_\_  
City \_\_\_\_\_  
State \_\_\_\_\_ Zip \_\_\_\_\_  
Phone: Home \_\_\_\_\_ Work \_\_\_\_\_  
Fax: \_\_\_\_\_ Mobile \_\_\_\_\_

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**PROPERTY:**

Location or Address \_\_\_\_\_ Tax Acct. No. \_\_\_\_\_ Acreage \_\_\_\_\_  
Township \_\_\_\_\_; Range \_\_\_\_\_; Section(s) \_\_\_\_\_; Taxlot(s) \_\_\_\_\_  
Comp Plan Designation \_\_\_\_\_ Zone \_\_\_\_\_

Previous action(s) involving the subject property (For example, Measure 37 waivers, land use approvals, building permits, State and Federal agency permits etc.)

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

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**PUBLIC SERVICE AND UTILITIES INFORMATION:**

A. School District \_\_\_\_\_ B. Fire District \_\_\_\_\_  
C. Water Service Type \_\_\_\_\_ D. Sewage Disposal Type \_\_\_\_\_

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**Date of Acquisition by:**

Current Owner: \_\_\_\_\_ Book: \_\_\_\_\_ Page: \_\_\_\_\_ Date: \_\_\_\_\_

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## **VESTING DETERMINATION APPLICATION CHECKLIST**

**Pursuant to Polk County Code of Ordinances Chapter 49, the “burden of proof” is on the applicant. It is important that you provide information which clearly demonstrates the requisite common law vested right to complete and continue the use(s) described in your Measure 37 waiver(s).**

**The information requested 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.**

- A written statement of intent, attached to this application, with necessary supporting evidence which fully and factually describes how the subject use(s) is vested as required by Measure 49 (2007)(Chapter 424, Oregon Laws 2007).
- Copies of all post-Measure 37 (2004) land use approvals and other permits related to the subject use.
- Identification of expenditures made to establish the subject use and the dates of those expenditures.
- Copies of the Measure 37 waivers issued by Polk County and the State of Oregon.
- A plot plan of the property on a scale map. These maps and aerial photos are available from the Community Development Department. Indicate the following on your plot plan:
  - \_\_\_ Location of the subject use and all existing or proposed buildings and structures
  - \_\_\_ Existing County Road, public right-of-way or other means of legal access
  - \_\_\_ 100-year floodplain elevation (if applicable)
  - \_\_\_ Vegetation on the property
  - \_\_\_ Location of any outstanding physical features
- A current deed with legal description. Deed copies may be obtained at the Polk 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 a twelve (12) day appeal period following the date of the Planning Director's decision. I understand that the signature on this application authorizes representatives of the Polk County Community Development Department to enter upon the subject property to gather information pertinent to this request.**

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**Signatures of Owners that appear on deed**

**PLEASE NOTE: THIS APPLICATION MUST BE RETURNED IN PERSON. MAIL-IN APPLICATIONS CANNOT BE ACCEPTED.**