

**BEFORE THE PLANNING COMMISSION FOR
THE CITY OF BEAVERTON, OREGON**

IN THE MATTER OF A REQUEST FOR APPROVAL)	ORDER NO. 2768
OF A WIRELESS FACILITY, SPECIFICALLY A)	WF2020-0011 ORDER APPROVING
SMALL CELL FACILITY IN THE PUBLIC RIGHT-)	AT&T SMALL CELL AT SW NIMBUS AVENUE
OF-WAY ON SW NIMBUS AVENUE, J5)	
INFRASTRUCTURE PARTNERS FOR NEW)	
CINGULAR WIRELESS PCS, LLC, APPLICANT.	

The matter came before the Planning Commission on July 15, 2020, on a request for a Wireless Facility application to install a small cell facility in the public right-of-way on SW Nimbus Avenue. The site location is in the planter area of SW Nimbus adjacent to 9350 SW Nimbus Avenue.

Pursuant to Ordinance 2050 (Development Code) Section 50.45, the Planning Commission conducted a public hearing and considered testimony and exhibits on the subject proposal.

The Commission raised a question regarding the visual design of a PGE micro pad north of the small cell facility. The applicant clarified the micro pad would not be visible as it would be installed underground.

The Commission, after holding the public hearing and considering all oral and written testimony, adopts the Staff Report dated July 8, 2020, and the findings contained therein, as applicable to the approval criteria contained in Section 40.96.15.3.C of the Development Code.

Therefore, **IT IS HEREBY ORDERED** that **WF2020-0011** is APPROVED, based on the testimony, reports and exhibits, and evidence presented during the public hearing on the matter and based on the facts, findings, and conclusions found in the Staff Report, dated July 8, 2020, and this land use order, subject to the conditions of approval as follows:

1. In accordance with Section 50.90.1 of the Development Code, Wireless Facility Three land use approval shall expire after two (2) years from the date of approval unless prior to that time a construction permit has been issued and substantial construction has taken place, or an application for extension is filed pursuant to Section 50.93, or that authorized development has otherwise commenced in accordance with Section 50.90.3.B. All other expirations associated with the small cell application applies. (Planning/SK)
2. All construction shall be carried out in accordance with the site plan and elevations as approved by the Planning Commission, on file at City Hall. (Planning/SK)
3. Prior to issuance of the Small Cell Permit the applicant shall confirm noise-generating equipment shall be sound-buffered by means of baffling or structural barriers to reduce the sound level measured at the property line abutting Multiple Use zoning districts and shall meet the standards established by the State of Oregon Department of Environmental Quality.(Planning/SK)
4. Prior to issuance of the Small Cell Permit the applicant shall confirm the small cell facility does not create any odor or vibration impacts to the surrounding area.(Planning/SK)

Motion **CARRIED**, by the following vote:

AYES: Lawler, Winter, Nye, Overhage, Saldanha, Uba
NAYS: None.
ABSTAIN: None.
ABSENT: Brucker.

Dated this 16th day of July, 2020.

To appeal the decision of the Planning Commission, as articulated in Land Use Order No. 2768 an appeal must be filed on an Appeal form provided by the Director at the City of Beaverton Community Development Department's office by no later than 4:30 p.m. on Monday, July 27, 2020.

PLANNING COMMISSION
FOR BEAVERTON, OREGON

ATTEST:

APPROVED:

SAMBO KIRKMAN
Senior Planner

JENNIFER NYE
Chair



Digitally signed by Jennifer
Nye
Date: 2020.07.16
10:39:29-07'00'

JANA FOX
Current Planning Manager