



CITY OF BEAVERTON
Community Development Department
Planning Division
12725 SW Millikan Way
PO Box 4755
Beaverton, OR 97076
Tel: (503) 526-2420
Fax: (503) 526-3720
www.beavertonoregon.gov

RE-NOTICE OF PUBLIC HEARING

Hearing Date: **March 29, 2017**

Hearing Body: Planning Commission

| | |
|--------------------------------|--|
| Project Name: | Appeal of the Planning Director's Decision to approve the Partition at 10510 SW 155th Avenue |
| Case File Nos.: | APP2016-0002 and APP2016-0003 |
| Summary of Application: | The Planning Commission will hear the continued public hearing concerning the appeals as submitted by two appellants, Murrayhill Owner's Association (APP2016-0002) and Richard King (APP2016-0003). The three lot proposal has been modified by the applicant to show two lots, one which will retain the existing dwelling, the other intended for future home construction. The applicant has also submitted a request to withdrawal the Flexible Setback application. Both appeals are specific to the Planning Director's decision to approve three case files associated with the three lot partition proposal. These case files are: 1) LD2016-0002, an application to partition the existing lot, 2) TP2016-0003, to remove community trees from the subject lot, and 3) FS2016-0001, a request to reduce the rear setback of proposed lot 3. The existing subject site is approximately 0.75 acres, developed with one existing single family home. The modified proposal is available for review at City Hall. |
| Project Location: | 10510 SW 155 th Avenue. Washington County Tax Assessors Map 1S132DD Tax Lot 00100. |
| Zoning & NAC: | Residential Urban Standard Density (R5) / Neighbors Southwest NAC |
| Applicable Criteria: | Appeal of the Planning Director's decision is reviewed under Sections 50.65 (Appeal of a Type 2 Decision) and 50.80 through 50.83 of the Beaverton Development Code. Preliminary Partition approval criteria are identified in Section 40.45.15.4.C of the Beaverton Development Code. Tree Plan 2 approval criteria are identified in Section 40.90.15.2.C of the Beaverton Development Code. Facilities Review approval criteria are identified in Section 40.03. |
| Hearing Time and Place: | City Council Chambers, First Floor, Beaverton Building, 12725 SW Millikan Way, March 29, 2017, at 6:30pm or thereafter. |
| Staff Contact: | Elena Sasin (503) 526-2494 / esasin@BeavertonOregon.gov |

Mailed written comments to the Commission should be sent to the attention of Elena Sasin, Planning Division, PO Box 4755, Beaverton, OR 97076. To be made a part of the staff report, written correspondence is to be received by 4:30p.m. on **Wednesday, March 15, 2017**. Please reference the Case File Number(s) and Project Name in your written comments. If you decide to submit written comments or exhibits after March 15, or at the public hearing, no fewer than ten (10) complete copies of the materials will be necessary.

A copy of all documents and evidence submitted by or on behalf of the appellants, applicant, and applicable review criteria, are available for inspection at the Beaverton Planning Division, 4th floor, Beaverton Building, 12725 SW Millikan Way, between the hours of 7:30 a.m. and 4:30 p.m. Monday through Friday, except holidays. A copy of the staff report will be available for inspection at no cost seven (7) calendar days before the hearing. A copy of any or all materials will be provided at a reasonable cost. A copy of the staff report may also be viewed on-line at: www.beavertonoregon.gov/DevelopmentProjects

The Planning Commission shall conduct a concurrent hearing of both appeals in accordance with adopted rules of procedure and shall make a decision on the development application after the hearing closes. Failure to raise an issue in a hearing, by testifying in person or by letter, or failure to provide statements or evidence with sufficient specificity to afford the decision-making authority an opportunity to respond to such issue, may preclude appeal to the Land Use Board of Appeals on that issue. The decision by the Planning Commission is the final City decision on the subject applications for LD2016-0002, TP2016-0003 and FS2016-0001 SW 155th Avenue 3-Lot Partition.

Pursuant to Section 50.65.4 of the Development Code, the appeal hearing shall be *de novo*, which means any new evidence and arguments can be introduced in writing, orally or both. A *de novo* hearing does not limit participation to those who participated in the initial hearing process. The Director's decision is part of the record. The Planning Commission may affirm that decision, modify it or adopt its own decision based on its findings as to the relevant criteria for decision.

THIS INFORMATION IS AVAILABLE IN LARGE PRINT OR AUDIO TAPE UPON REQUEST. IN ADDITION, ASSISTED LISTENING DEVICES, SIGN LANGUAGE INTERPRETERS, OR QUALIFIED BILINGUAL INTERPRETERS WILL BE MADE AVAILABLE AT ANY PUBLIC MEETING OR PROGRAM WITH 72 HOURS ADVANCE NOTICE. TO REQUEST THESE SERVICES, PLEASE CALL 526-2222/VOICE/TDD.