



CITY OF BEAVERTON
Community Development Department
Planning Division
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NOTICE OF PUBLIC HEARING

Hearing Date: **April 12, 2023**

Hearing Body: **Planning Commission**

Project Name:	Appeal of Director’s Decisions to Approve Organic Milk Exchange (DR2022-0098)
Case File No.:	APP2023-0001
Summary of Application:	The Planning Commission will hold a public hearing on the appeal as filed by the appellant, Peter Grimm. The appeal is specific to the Director’s decision to approve casefile DR2022-0098, a Design Review Two application to redevelop an existing industrial site. Site improvements include a 5,910 square-foot addition to an existing industrial building, improvements to landscaping and pedestrian circulation areas, and improvements to vehicle parking, maneuvering, and circulation areas. The appeal has been filed to modify a condition of approval related to the timing of building permit issuance.
Project Location:	The site is located at 5051 SW Western Avenue, specifically identified as Tax Lots 200 and 300 on Washington County Tax Assessor’s Map 1S114CB.
Zoning & NAC:	Industrial (IND) / Denney Whitford Raleigh West NAC
Applicable Criteria:	Appeal of the Director’s decisions is reviewed under Development Code Sections 50.65 <i>Appeal of a Type 2 Decision</i> and 50.85 through 50.88. Design Review Two approval criteria are identified in Sections 40.03.1 and 40.20.15.2.C.
Hearing Time and Place:	City Council Chambers, First Floor, Beaverton Building, 12725 SW Millikan Way, beginning at 6:30 p.m. Note: Public Hearings are held remotely and can be viewed at the following link: https://www.beavertonoregon.gov/913/Agendas-Minutes
Staff Contact:	Aaron Harris, Senior Planner aharris@beavertonoregon.gov / 503-616-8453
How to Participate:	The City of Beaverton strongly encourages submitting written public testimony via email to the project planner. However, visitor comments and public hearing testimony can be provided in the following ways: <ul style="list-style-type: none">• <i>In writing via email to the project planner</i> aharris@beavertonoregon.gov• <i>In writing via mail to project planner to PO Box 4755, Beaverton, OR 97076</i>

- *In person on a video link. The Planning Commission meeting can be viewed and participated in via video meeting. Information on joining the meeting is located at the following website.*
<https://www.beavertonoregon.gov/913/Agendas-Minutes>

NOTE: The Community Development Department is currently open to the public on a limited basis, Monday through Thursday from 8:30 a.m. to 4:30 p.m. Please note that the Community Development Department is not open to the public on Fridays at this time. Staff recommends visiting <https://www.beavertonoregon.gov/183/Community-Development> for the most up-to-date information about in-person and virtual services.

Pursuant to Section 50.83 of the Beaverton Development Code, written comments or exhibits submitted prior to the hearing in order to be submitted by staff at the hearing must be received by the City Recorder or project planner no later than 4:30 p.m. on the day of the scheduled hearing. To be made a part of the written staff report, correspondence needs to be received by **March 31, 2023**. All written testimony provided prior to the meeting will be provided to the Planning Commission prior to their decision. Please reference the Case File Number and Project Name in your written comments. Comments are encouraged be provided via email to aharris@beavertonoregon.gov.

A copy of all documents and evidence submitted by or on behalf of the applicant and/or appellant and applicable review criteria, are available for inspection. Please contact the project planner for more information or to view documents electronically. A copy of the staff report will be available for inspection at no cost at least 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 online at: <https://apps2.beavertonoregon.gov/DevelopmentProjects/>.

Staff strongly encourages you to participate in the public process by reviewing documents online and viewing the public meeting at <https://www.beavertonoregon.gov/913/Agendas-Minutes> If you do not have the technology to view documents, watch, or participate in the meeting, please contact the project planner for additional support.

The Planning Commission shall conduct hearings 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, precludes appeal to the Land Use Board of Appeals on the issue. The decision by the Planning Commission is the final City decision on the subject application for DR2022-0098 Organic Milk Exchange.

Pursuant to Section 50.65.5 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 public testimony process. The Director's decision is part of the record. The Planning Commission may affirm the decision, modify the decision, or adopt its own decision based on its findings as to the relevant criteria for decision.

Accessibility information: *This information can be made available in large print or audio tape upon request. Assistive listening devices, sign language interpreters, or qualified bilingual interpreters can be made available at any public meeting or program with 72 hours advance notice. To request these services, contact Aaron Harris by calling 711-503-616-8453 or email aharris@beavertonoregon.gov.*

This document is available in other languages and formats upon request

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