

BEFORE THE CITY COUNCIL OF THE CITY OF GEARHART
COUNTY OF CLATSOP, STATE OF OREGON

In Regard to the Matter of:
(fill in application type and name)
**Appeal of Planning Commission
Decision - Ray Romine**

Case File No. 17-008P

AFFIDAVIT OF MAILING

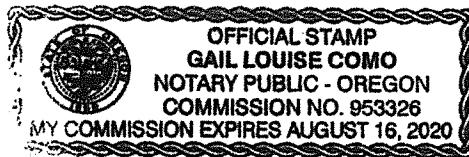
STATE OF OREGON)
) ss.
County of Clatsop)

I, Cheryl A. Lund being first duly sworn, depose and say that:

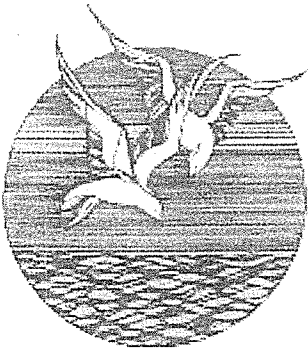
1. At all times herein I am, and have been, an employee of the City of Gearhart.
2. On 2.7.2018, and acting for the City of Gearhart, I caused a copy of the notice attached as Exhibit A to be placed in the U.S. Mail, first class postage prepaid, as further described herein.
3. The mailed notice described in Paragraph 2, above, was addressed to each property owner or other interested party that appears in the list attached as Exhibit B.
4. All persons having standing November 9, 2017
are listed in Exhibit B.

Cheryl A Lund
Print name: Cheryl A Lund

SUBSCRIBED AND SWORN to before me this 7th day of Feb 2018.



Gail Louise Como
NOTARY PUBLIC FOR OREGON
My Commission Expires: Aug 16, 2020



CITY OF GEARHART

698 PACIFIC WAY • P.O. BOX 2510 • GEARHART, OREGON 97138
(503) 738-5501 • (503) FAX 738-9385

February 7, 2018

PUBLIC NOTICE

Notice is hereby given that in accordance with Section 13.060 Appeals of the Gearhart Zoning Ordinance (GZO) the Gearhart City Council will hold a public hearing on Wednesday, February 28, 2018 at 7:00 p.m., Gearhart City Hall, 698 Pacific Way, Gearhart, Oregon on the following matter:

An Appeal submitted by Ray Romine appealing the decision of the Planning Commission denying Land Partition File #17-008P to partition one parcel of land into two (2) lots for property located on Hillila Road approximately 490' east of Highway 101 and further described as Assessors Plat 61003BD Tax Lot 3300.

Said hearing Scope of Review will be in accordance with Section 13.060 Appeals (4)(B) Limited to the presentation of additional evidence with specificity as to (1) "*what is required under state law, city code and Oregon Administrative Rules as far as pipe size to provide water to the dwellings and (2) the costs associated with installation of a 3" water pipe, a 6" water pipe and an 8' water pipe from Gearhart water to the 2 homes*". Approval of a Land Partition application must comply with GZO Section 3.1 Low Density Residential R-1, Sections 23-36 Land Partitioning, Sections 37-46 General Regulations and Design Standards, Sections 47-50 Improvements of the Gearhart Subdivision Ordinance and Article 13 Administrative Provisions.

A copy of the application, documents and evidence relied upon by the applicant, the applicable criteria pertinent to the request, and the record of the Planning Commission's decision are available for review at Gearhart City Hall at the office of Chad Sweet, 503-738-5501 and at the City of Gearhart website @ www.cityofgearhart.com. Copies may be obtained at a reasonable cost. The public hearing will be conducted in accordance with GZO Section 13.060(5) Appeals. Only persons having 'standing' on November 9, 2017 may restate their oral testimony consistent with previous argument but not introduce new evidence. Persons having standing on November 9, 2017 may appeal to the Oregon Land Use Board of Appeals LUBA by filing a notice of intent to appeal within 21 days of the date the final order is signed. In raising an issue, the relevant criteria to which the issue is directed must be specified. Failure to do so will preclude appeal on said issue.

Chad Sweet
City Administrator
City of Gearhart

Post/Mail 2/7/2018

Exhibit A

	A	B	C	D
1	#17-008P	Ray Romine	Appeal of Planning Commission Decision	Standing 11.9.2017
2				
3	Ray Romine		2170 Skyline Dr.	Seaside, OR 97138
4	Greg Hathaway	Hathaway Larson LLP	1331 NW Lovejoy St. #950	Portland, OR 97209
5	Dale Barrett	OTAK Inc.	4253A Hwy 101 N	Gearhart, OR 97138

Exhibit B