



Legislation Details (With Text)

File #: PC 19-124 **Version:** 1 **Name:**
Type: Land Use Item **Status:** Agenda Ready
File created: 11/9/2019 **In control:** Planning Commission
On agenda: 11/18/2019 **Final action:** 11/18/2019
Title: Planning Files GLUA 19-0006 / CI-19-00002: Code Interpretation for Multi-Family on Beaver Creek Road
Sponsors: Christina Robertson-Gardiner, Laura Terway

Indexes:

Code sections:

Attachments: 1. Commission Report, 2. Staff Report, 3. Exhibit 1: Applicant's Submittal, 4. Exhibit 2: SP 14-01 Notice of Decision, 5. Exhibit 3: AP 14-01 and AP 14-02 Notice of Decision, 6. Exhibit 4: LUBA 2015-013 Final Opinion and Order, 7. Exhibit 5: EX 17-01 Notice of Decision

Date	Ver.	Action By	Action	Result
11/18/2019	1	Planning Commission	approve	Pass

Planning Files GLUA 19-0006 / CI-19-00002: Code Interpretation for Multi-Family on Beaver Creek Road

RECOMMENDED ACTION (Motion):

Approval of Planning files GLUA 19-0006 & CI-19-00002 with condition.

BACKGROUND:

The purpose of this Code Interpretation is to determine if a Site Plan and Design Review application (Planning file SP 14-01) for the removal of a dwelling and accessory and construction of a 121-unit multi-family complex and 59 live-work units is valid. The applicant requested the Planning Commission make the following determinations:

1. For purposes of OCMC 17.50.200, a "demolition" permit is a "building" permit,
2. That the demolition/building permit issued by the City as BB-15-0154 had the effect of vesting the Approval such that the Applicant, or a subsequent owner of the subject property, may obtain other building permits and any other necessary approvals to develop the subject property according to the Approval, and
3. Any building permits necessary to construct the project as provided in the Approval cannot be disturbed by subsequent changes to the Municipal Code or the Oregon Structural Specialty Code.

If the Planning Commission finds that the Code Interpretation is approved, the approved development (Planning file SP 14-01) may proceed, but if the application is denied the 2014 approval becomes void and any development onsite would require a new review process for compliance with the existing Oregon City Municipal Code.

BUDGET IMPACT:

Amount:

FY(s):

Funding Source: