# ADAIR VILLAGE CITY COUNCIL-Final City Hall - 6030 Wm. R Carr Av.

\*\*\*\*Tuesday, February 20, 2018 - 6:00 pm\*\*\*\*

#### 1. ROLL CALL - Flag Salute

- 2. CONSENT CALENDAR: The following items are considered to be routine and will be enacted by one motion. There will be no separate discussion of these items unless a Council member so requests, in which case the item will be discussed before the Consent Calendar is considered. If any item involves a potential conflict of interest, Council members should so note before adoption of the Consent Calendar.
  - a. Minutes City Council Meeting January 2, 2018 (Attachment A)
  - b. Bills List through January 31, 2018 (Attachment B) \$68,821.65
- 3. PUBLIC COMMENT (Please limit comments to 3 minutes)
- 4. STAFF REPORTS:

a) Community Service Officer (CSO) Report (Attachment C)
b) Public Works (Attachment D)
c) City Administrator (Attachment E)
d) Sheriff's Report (Attachment F)
e) Financial Report-Through January 31, 2018 (Attachments G, G-1)
Pat Hare

- 5. OLD BUSINESS:
  - a) Easter Egg Hunt (Attachment H) Milt Donelson

    Action: Discussion/Decision
- 6. NEW BUSINESS:
  - a) Adair Village Market (Attachment I Staff Report)

    Action: Discussion

    Jim Jones/Paul Johal
  - b) Budget Officer/Budget Timeline/Budget Committee (Attachments J) Pat Hare
    Action: Discussion/Decision
  - c) Planned Development (Attachments K, K1, K2, K4, K5) Pat Hare/Brian Donne Action: Public Hearing/Decision
  - d) Economic Development (Attachments L,) Action: Discussion/Decision
  - e) Sweet Taste Bakery (Attachment M Staff Report)
    Action: Discussion/Decision

#### 7. ORDINANCES, RESOLUTIONS, AND PROCLAMATIONS:

a) N/A Pat Hare

Action: Decision

- 8. COUNCIL and MAYOR COMMENTS:
- 9. ADJOURNMENT:

Next meetings -

City Council—Tuesday, March 6, 2018 6:00 PM Planning Commission- Monday, March 19, 2018 6:00 PM

The Community Center is accessible to person with disabilities. A request for an interpreter for the hearing impaired or for other accommodations for persons with disabilities should be made at least 48 hours before the meeting by calling City Offices at 541-745-5507 or e-mail "kathy.edmaiston@adairvillage.org", or Oregon Relay Services by dialing 7-1-1. The City of Adair Village is an Equal Opportunity Employer.

The order in which items on the Agenda are addressed by the City Council may vary from the order shown on the Agenda.

#### ADAIR VILLAGE CITY COUNCIL MINUTES 6030 William R. Carr Avenue

\*\*\*\*Tuesday, January 2, 2018 – 6:00 PM\*\*\*\*

Agenda Item	Action
1. Roll Call: Councilors Real, Andrews, Canfield and Mayor Currier were present. CA (City Administrator) Hare was present. Minutes were taken by Utility Clerk Kathy Edmaiston. Councilor King arrived at 6:30 PM.	Mayor Currier called the meeting to order at 6:00 PM and led the flag salute
<b>2. Attachment F – Sheriff's Report</b> (Agenda Item 4d). Sgt. Randy Hiner of the Benton County Sheriff's Department presented the report.	Council received the report.
<b>3.</b> Attachment C – Community Services Officer (Agenda Item 4a). Jerry Jackson, CSO, presented the report.	Council received the report.
<b>4. Consent Calendar</b> (Agenda Item 2). Minutes of November 7, 2017 City Council Meeting and Minutes of December 27, 2017 City Council Meeting. Bills List through November 30, 2017, (\$77,308.19) and Bills List through December 31, 2017 (\$29,733.34), (\$107,041.53 total).	Councilor Andrews moved to approve the Consent Calendar as presented. Councilor Real seconded.  Unanimous Approval (4-0).
<b>5. Public Comment</b> (Agenda Item 3). Faye Abraham, 3122 NE Willamette Avenue. Asked about the City Administrator's performance evaluation, salary increase and days off. Asked if there will be public comment before decision?	
<b>6. Attachment D – Public Works Report</b> (Agenda Item 4b). CA Hare presented the report.	Council received the report.
7. Attachments K, K1 – Barracks Loan (Agenda Item 6b). CA Hare had sent out a Request seeking proposals to provide a five year loan to finance the City's barracks buildings improvements. The City received a response from US Bank. Debbie Smith-Wagar gave her recommendation to approve said loan as the response was within the parameters of the City's Request.	
<b>8.</b> Attachment M - Resolution 2018 - #01 - US Bank Loan (Agenda Item 7a). This Resolution authorizes the City Administrator to proceed with the execution of a contract between US Bank and the City.	Councilor King moved to approve Resolution 2018 - #01. Councilor Andrews seconded.  Unanimous Approval (5-0).

9. Attachment L, L1 – Planned Development (Agenda Item 6c). Planning Commission members Rowe, Ray and Officer were present.	
Ed Patton of Udell Engineering presented a preliminary review on behalf of the developer for a planned development on property located on William R. Carr Avenue.	
<b>10. Attachment G – Financial Report-</b> (Agenda Item 4e). CA Hare presented the report. Income is \$764,025.94 and expenses are \$537,341.30. The balance in the Local Government Investment Pool is approximately \$1,039,286.95, last year the balance was \$906,833.19.	Council received the report.
11. Attachment J, J1 – Adair Village Market (Agenda Item 6a). CA Hare informed the Council that the Lease for the store ended on December 31, 2017. Jim Jones, current Lessee of the Farm Foods restaurant was present and expressed his interest in possibly leasing the market.	
Council directed this matter be placed on the agenda for the next meeting with both Jim Jones and the owner of the store present to further discuss this matter.	
12. Attachment H – Community Service Officer Contract (Agenda Item 5a). CA Hare presented the Council with an updated Employment Agreement between the City and Jerry Jackson.	Councilor King moved to approve the Employment Agreement between the City of Adair Village and Jerry Jackson, "Contractor". Councilor Real seconded. Unanimous Approval (5-0).
<ul> <li>13. Attachment E – City Administrator Report (Agenda Item 4c). CA Hare presented the report.</li> <li>Administration</li> <li>Wastewater DRC – Eric Harvey now has enough time to apply and test for his wastewater treatment II certification.</li> <li>Planning – CA Hare is working with Philomath, Monroe and Benton County about the possibility of contracting an in house planner from the county.</li> <li>Property/Businesses</li> </ul>	Council received the report.
<ul> <li>Farm Foods – Jim Jones will be coming to the council to present his proposal.</li> <li>Major Projects/Engineering</li> <li>Wastewater/Leachate – CA Hare met with Republic Services and went over the final draft of an agreement. There were no major setbacks so they are going to send it through their legal department for review.</li> <li>Water Intake – The intake work is completed and is working well. ODFW has taken responsibility for any maintenance on the screen and intake canal.</li> </ul>	
Water Tanks – Engineering America is performing their last inspection on the inside of the west tank to see if there is any deficiency with the liner that was installed. They have given Civil	

West the final documents that we were waiting for. After review by Civil West, the final payment can be made less funds withheld for the leaks.  • Calloway – The pump station has been fixed. The roof being replaced is the last thing to be done.  Planning/Permits  • Brian Donne – He has purchased the residential portion of the ServPro property.  • ServPro – Tim McGinnis is hoping to be moving into the new facility in March.	
14. Attachments I, I1, I2 – City Administrator Contract (Agenda Item 5b). CA Hare is requesting a salary increase.	Councilor Real moved to increase CA Hare's monthly base salary to \$8,042.00 and to approve the City Administrator Employment Agreement, with the following three changes: Remove the word "three" in Section 3A; Change Section 3b to "the sum of \$16,084.00"; Remove Section 4B. Councilor King seconded. Approval (4-0, 1 abstained).
<ul> <li>13. Council and Mayor Comments (Agenda Item 8):</li> <li>Mayor Currier – None.</li> <li>Councilor Real – Have CA's evaluation placed on future agenda.</li> <li>Councilor Andrews – None.</li> <li>Councilor King – None.</li> <li>Councilor Canfield – None.</li> </ul>	
17 Adjournment: Next meeting- Council meeting on Tuesday, February 6, 2018 at 6:00 PM.	Mayor adjourned the meeting at 9:20 PM.
Mayor's Approval Date	

# City of Adair Village Unpaid Bills Detail

### As of January 2, 2018

Туре	Date	Num	<b>Due Date</b>	Aging	Open Balan	
Delapoer Kidd Atto	orneys at Law 1/2/2018	2 2 09 Invoic	7 1/12/2018		218.75	
Total Delapoer Kidd	Attorneys at Law				218.75	
Edge Analytical La Bill //3	boratories 1/2/2018	2 Z 09 Ref#1	8 1/12/2018		29.70	
Total Edge Analytica					29.70	
Harris, Aaron and I	Kate 1/2/2018	2 2 0 9 Utility	7 <i>9</i> 1/12/2018		63.25	
Total Harris, Aaron	and Kate	2210			63.25	
Ladd Hostick Bill //3	1/2/2018	Arnol	1/12/2018		720.00	
Total Ladd Hostick	2	2210	1		720.00	
NW Natural Bill 3 Total NW Natural	1/2/2018	12/28	1/12/2018		320.74 320.74	
TOTAL					1,352.44	
						21, 8

### City of Adair Village

# **Unpaid Bills Detail**

As of January 10, 2018

Type	Date	Num	Due Date	Aging	Open Balan
Al's Sweeping Service	22103 1/10/2018	Invoic	1/20/2018		750.00
Total Al's Sweeping Se		iiivoic	172072010		750.00
Architectural Associa					700.00
Bill 1/10	1/3/2018	Dece	1/13/2018		989.98
Total Architectural Asso	ociates				989.98
Bank of America Sill	1/10/2018	11/24	1/20/2018		1,707.41
Total Bank of America					1,707.41
Benton County Sherif Bill	f 22/06 1/10/2018	<i>2</i> 1/1/2	1/20/2018		7,822.25
Total Benton County SI	heriff				7,822.25
Century Link Bill //o	22107	12/25	1/13/2018		55.23
Total Century Link					55.23
Civil West Engineerin Bill	g Services, Inc 1/10/2018	22/ Dece	1/20/2018		2,523.65
Total Civil West Engine	ering Services,	Inc			2,523.65
Edge Analytical Labor Bill	ratories 2 1/10/2018	2/09 Dec/J	1/20/2018		228.60
Total Edge Analytical L	aboratories				228.60
HealthEquity 2 Bill	2 11 0 1/10/2018	xki7gvf	1/20/2018		6,800.00
Total HealthEquity					6,800.00
Merina & Company, L Bill	LP 2211 1/10/2018	! <b>/</b> 12/31	1/20/2018		4,350.00
Total Merina & Compar	ny, LLP				4,350.00
Oregon City/County N Bill 4/10	lanagement As 1/5/2018	sociation 2018	<i>22/12</i> 1/15/2018		179.65
Total Oregon City/Cour			n		179.65
Republic Services #45			4 (00 (00 4 0		20.00
Bill	1/10/2018	12/1	1/20/2018		63.90
Total Republic Services Security Alarm Corp.	2				63.90
Bill Bill	1/10/2018	Invoic	1/20/2018		311.00
Total Security Alarm Co					311.00
Simply Payroll Sill	<i>72 1/5</i> 1/10/2018	Invoic	1/20/2018		93.80
Total Simply Payroll					93.80
TAL					25,875.47
					THE 1

# City of Adair Village Unpaid Bills Detail

As of January 17, 2018

Туре	Date	Num	Due Date	Aging	Open Balan
American Business	Software, Inc 1/17/2018	22118 Invoic	1/27/2018		59.00
Total American Busin	ess Software, Inc	:			59.00
Brittany Kennedy Bill ///8	221 1/17/2018	/ <mark>9</mark> Jan 2	1/27/2018		123.52
Total Brittany Kenned					123.52
Cascade Columbia I	Distribution 1/17/2018	2 2 1 2° Invoic	3/18/2018		2,301.75
Total Cascade Colum					2,301.75
Century Link Bill 1/18	1/17/2018	1/11	1/27/2018		76.66
Total Century Link					76.66
Comcast Bill 1/18	22122	1/18	1/27/2018		102.85
Total Comcast					102.85
Cornerstone Janitor	ial 2212	3			
Bill 6/18	1/17/2018	Invoic	1/27/2018		245.11
Total Cornerstone Jar	nitorial				245.11
De Lage Landen Fin	ancial Services, 1/17/2018	Inc. 2.			131.00
Total De Lage Lander	n Financial Servic	es, Inc.			131.00
Edge Analytical Labo Bill	oratories 2 1/17/2018	2125 Refer	1/27/2018		37.80
Total Edge Analytical	Laboratories				37.80
Smith-Wagar Consu Bill	Iting 22/ 1/17/2018	26 Invoic	1/27/2018		400.00
Total Smith-Wagar Co	onsulting				400.00
Staples Credit Plan Bill	22/27 1/17/2018	12/15	1/27/2018		111.70
Total Staples Credit P	lan				111.70
USA Blue Book Bill	2 2/28 1/17/2018	Invoic	1/27/2018		700.24
Total USA Blue Book					700.24
Verizon 2	1/17/2018	Inv #9	1/27/2018		227.28
Total Verizon					227.28
TAL					4,516.91
					1/18/12

10:39 AM 01/18/18

### City of Adair Village

# **Unpaid Bills Detail**

As of January 18, 2018

Туре	Date	Num	<b>Due Date</b>	Aging	Open Balan
Holderman Pavin Bill	ng, LLC 22/3 1/18/2018	Bid #	1/28/2018		16,825.00
Total Holderman F	Paving, LLC				16,825.00
TOTAL					16,825.00

# City of Adair Village Unpaid Bills Detail

As of January 25, 2018

Туре	Date	Num	Due Date	Aging	Open Balan
Benton County, Orego	on 22/33 1/24/2018	Invoic	2/3/2018		4,513.25
Total Benton County, O	regon				4,513.25
Best Pots Inc 22					,
Bill	1/25/2018	1/16	2/4/2018		77.28
Total Best Pots Inc					77.28
Brittany Kennedy 2 Bill 1/25	2135 1/24/2018	Jan 2	2/3/2018		106.51
Total Brittany Kennedy					106.51
Century Link 22	1/25/2018	1/16	2/4/2018		81.70
Total Century Link					81.70
CIS TRUST 2 2	1/18/2018	Febru	1/28/2018		5,656.16
Total CIS TRUST					5,656.16
Consumers Power Inc	22133	}			
Bill	1/25/2018	ND	2/4/2018		3,063.34
Total Consumers Power					3,063.34
Edge Analytical Labor	atories 22	138	200000 20000 2000		
Bill 1/25 Bill 1/25	1/18/2018 1/24/2018	Ref # Refer	1/28/2018 2/3/2018		153.00 37.80
Total Edge Analytical La					190.80
	2140				
Bill	1/25/2018	Jan 2	2/4/2018		500.00
Total Eric Harvey (V)					500.00
Pacific Power/Pacific					
Bill	1/24/2018	12/4/	2/3/2018		2,764.88
Total Pacific Power/Pac		22	141		<del>-2,764.88</del>
State of Oregon Water Bill	Resources De 1/25/2018	pt Invoic	2/4/2018		100.00
Total State of Oregon W			2/4/2010		100.00
University Motor Pool					100.00
Bill	1/25/2018	Inv M	2/4/2018		75.50
Total University Motor P	Pool				75.50
USA Blue Book Bill	1/25/2018	Invoic	2/4/2018		431.54
Total USA Blue Book					431.54
OTAL					17,560.96
				C	710 1/20/13

# City of Adair Village Unpaid Bills Detail

As of January 31, 2018

Туре	Date	Num	<b>Due Date</b>	Aging	Open Balan
Bank of America Bill //3/	22145 1/30/2018	Janua	2/9/2018		396.42
Total Bank of Ameri	ca				396.42
Benton County, Ord Bill 1/3/	egon 22 144 1/30/2018	Invoic	2/9/2018		322.79
Total Benton County	, Oregon				322.79
City of Corvallis Bill 1/3/	22/4/7 1/25/2018	Invoic	2/24/2018		183.86
Total City of Corvalli					183.86
Edge Analytical La	boratories 2 1/30/2018	2148 Refer	2/9/2018		37.80
Total Edge Analytica	al Laboratories				37.80
Pacific Power/Paci Bill //3/		14/9 12/4/	2/3/2018		2,764.88
Total Pacific Power/	•				2,764.88
Willamette Valley F Bill //3 / Total Willamette Val	1/30/2018	Invoic	2/9/2018		1,750.00 1,750.00
TAL					5,455.75
					A. C.
					1/3: 18



# Willamette Valley Processors, LLC

End of Month 12/27/17 through 1/29/18

CSO	Jerry Jackson				
Hours Worked:	80.25				
Complaint Total:	Monthly Case Load Citizen Complaints 5				
	Grass/Vegetation Warnings - 0 Self-Initiated 15 <b>Total Calls 22</b>				
Cases	0 old cases, 22 new cases, 20 closed 2 open				

A17-122	12/27/17	3121 Willamette Ave – Over 4 days	RV Parked on the street - Closed
A17-123	12/27/17	8000 Block Barberry – Utility Trailer	Utility Trailer Parked on the street
A17-124	12/29/17	Farm Fresh Parking Lot	Abandoned Car - Towed
A17-125	12/29/17	8000 Block Barberry – Utility Trailer	Warning
A17-126	12/29/17	230 Azalea – Parked on sidewalk	Vehicle parked on sidewalk /Warning Issued - Closed
A17-127	12/29/17	Entire City	Put away cans
A18-001	1/2/18	8000 Block Barberry – Utility trailer Parked over 4 days	Warning
A18-002	1/2/18	118 Columbia – Parked in yellow	Warned Home Depot driver not to park in the yellow - Closed
A18-003	1/2/18	Harassment Complaint	Advised to contact BCSO
A18-004	1/3/18	211 Azalea – Parked in yellow	Verbal Warning
A18-005	1/8/18	8013 Barberry – Parked Utility trailer ove	Citation

		4 days.	
A18-006	1/8/18	Terry Bartlett complained at city hall	Advised to tell the judge
A18-007	1/8/18	4220 Laurel – illegal parking w/o parking pad	Scott Moore came to city hall to complain
A18-008	1/10/18	211 Azalea – parked in yellow	Verbal Warning
A18-009	1/10/18	Entire City	Put away cans
A18-010	1/12/18	116 Columbia – blocking sidewalk	Warning Issued - Closed
A18-011	1/17/18	Entire City	Put away cans
A18-012	1/22/18	211 Azalea – parked in yellow	Final Warning
A18-013	1/24/18	260 Azalea – parked on sidewalk	Warning issued - Closed
A18-014	1/24/18	Entire City	Put cans away
A18-015	1/26/18	211 Azalea	Citation
A18-016	1/26/18	Farm Fresh Parking Lot	Towed abandoned car

Parking Report Total 4Animal Control TotalWrong Way Driving 0Noise0On yellow curb 7Animal at large0Prohibited Parking 8Livestock Violations0

#### **Citizen Assist Total 4**

Trash Container 0 (still working on education)

Information/Paperwork/Letters 0

Vacation assist/ 0

**Animal Control:** Continue to work with the Sheriff's Office Animal Control Officer

**Parking:** Yellow zones will be painted this year.

**City Assist:** Putting away garbage cans weekly

- Taking correspondence courses with FEMA online
- Preparing for Ordinance update



### **PUBLIC WORKS**

#### OPERATIONS AND MAINTENANCE REPORT

PERIOD: 12/20/2017 TO 1/20/2018

# WATER USE / DISTRIBUTION REPORT WATER USE REPORT

Water Produced: 4,431,163 Million Gallons

Average Usage per Day 146k

#### WATER DISTRIBUTION REPORT

Maintenance Activity: One leak was reported on Willamette and was repaired. Staff changed out two failing meters with new units, repaired one leaking meter valve and replaced two broken meter lids.

Collected Monthly, Bacterial Sample: Results were clean.

Collected quarterly, Fourth quarter samples were good and first quarter samples have been taken and are waiting results.

#### WASTEWATER TREATMENT REPORT

Flows into the WWTP are low at the moment at the waste water plant. Staff have been busy taking the opportunity to do maintenance on the plant including removing fat from the intake and imhoff, removing solids from the secondary clarifier and chlorine contact chamber. Usually flow this time of year are too high to complete these tasks. Staff decided to take advantage of this and get a jump on the maintenance.

Total Monthly Influent: 4.9 Million Gallons

Discharged: Discharge from the holding pond continues along with increased winter sampling, all results have been excellent.

### STORM WATER COLLECTION SYSTEM REPORT

Maintenance Activity: Storm drains remain clear with no major issue to report. Staff have had the opportunity to clean out a few of the catch basins to improve storm drains.

#### STREETS MAINTENANCE REPORT

Maintenance Activity: Streets are in good shape. The stop sign at William R Carr and was run over and destroyed. Staff responded immediately and set up a temporary sign. I was able to order a new stop sign and street signs along with a new post that day. Staff replaced all signs the following day. The street sign on Newton was in need of replacing staff replaced it as well.

#### CITY HALL / PARKS AND WETLANDS

Maintenance Activity: Mowing has started early this year. All parks, baseball field, City Hall and the land across from city hall have been moved. Staff has removed all large branches as well that have fallen this winter.

#### WATER TREATMENT PLANT

Maintenance Activity: Staff have taken on maintenance of our chlorine injection equipment. In the past this was done by a contractor with an expense to the City. Staff rebuilt and replace all parts needed in the annual maintenance. Staff also did the annual maintenance on our chemical pumps as well.

#### WASTEWATER TREATMENT PLANT

Maintenance Activity: The wastewater treatment is running very well. As I explained above staff have been busy doing maintenance tasks and cleaning.

Completed by Matt Lydon, Public Works Supervisor



# CITY ADMINISTRATOR'S REPORT February 20, 2018 Council Meeting

#### Administration

- **Barbara Melton** I want to publicly thank Barbara for her contribution to the city over the last two years. Barbara has been an asset to the city and will be missed.
- **Brittany Kennedy** Brittany has agreed to help the city through the recruitment process until we fill the vacant position. Brittany is going to handle the financial duties and train the incoming person.
- **Finance/Administrative Assistant** The position will close on March 16<sup>th</sup> and hopefully we can have someone in before the end of March.

#### **Property/Businesses**

• **AVIS** – We are currently working with DEQ and our partners to come up with the mitigation plan. The city council will need to pass a resolution to state the intended use of an industrial site. This will help move the mitigation forward faster. I will prepare this for the March or April meeting.

#### Major Projects/Engineering

- Wastewater/Leachate Republic Service has been reviewing the agreement and we are meeting sometime in the next couple of weeks to discuss.
- Water Plant We are working with civil west to change the chlorine form from gas to liquid. This will be a lot safer and more cost effective.
- Water Tanks Engineering America has still not submitted all the necessary documentation that is required per the contract. This has put EAI three months past their extension. The city will be looking at damages again before their final payment.
- Calloway The city is working with a developer to look at the possibility of extending water service down Arboretum.

#### **Planning/Permits**

• **Planning Commission**— The city needs to fill one of the positions on planning commission, if you know anybody please let them know.

# ADAIR VILLAGE PATROL DECEMBER 25, 2017 - JANUARY 24, 2018

### **Benton County Sheriff's Office - Adair Patrol Activity Log**

Data		Total	- Chitt I	Deputy	Contacts	Tra	Γraffic		ests	Ord.	Others.	
Date	Case #	Time				Warn	Cite	Cite	e Cust	Viol.	Other	
25	4846	1.0	Swing	434	3	2	0	0	0	0	Deputy stopped 1 car for lighting and gave warning, also stopped and spoke with two home owners/renters.	
26	4857	1.0	Day	436	0	0	0	0	0	0	No activity 8:00am to 9:00am	
26	4862	1.0	Swing	416	0	0	0	0	0	0	Deputy worked radar near HWY 99 and Ryals. Patrolled streets and high school.	
27	4866	1.0	Day	417	0	0	0	0	0	0	No activity 9:28am to 10:30am.	
27	4880	5.0	Swing	416	1	0	0	0	1	0	Deputy was working traffic at HWY 99 and Frontage road, tried to stop a car that elduded him. Car drove to Lane County then Arreste	
28	4881	1.0	Swing	421	3	1	0	0	0	0	Deputy tried to settle a parking issue involving a person doing construction at a house on Azalea.	
29	4901	1.0	Swing	431	1	1	0	0	0	0	1 Warning for violation of basic rule from Deputy	
29	4902	1.0	Grave	445	0	0	0	0	0	0	No activity at 5:24am to 6:25am.	
29	4907	1.0	Swing	437	1	1	0	0	0	0	1 warning given for Failure to drive within lane at about 2:00pm	
30	4914	1.0	Day	448	4	0	0	0	0	0	Deputy stopped and spoke with 4 citizens while patrolling the streets.	
30	4921	1.0	Grave	441	0	0	0	0	0	0	No activity per Deputy at 11:55pm to 12:55am.	
31	4923	2.0	Day	438	7	6	0	0	0	0	Deputy stopped several cars and issued warnings for minor lighting violations.	
31	4924	1.0	Day	448	4	0	0	0	0	0	Deputy spoke with 4 locals while patrolling the city streets and parks.	
31	4927	0.5	Swing	428	0	0	0	0	0	0	No activity at 10:17pm to 10:47pm.	
31	4892	2.0	Day	443	0	0	0	0	0	0	1 citizen contact and no traffic stops.	
1	6	1.0	Day	419	3	3	0	0	0	0	3 stops with 3 warnings on Highway 99W around 8:30am.	
1	7	1.0	Day	418	3	3	0	0	0	0	3 traffic stops for minor violations.	
1	12	1.0	Swing	424	0	0	0	0	0	0	No activity at 7:30pm to 8:30pm.	
1	24	1.0	Swing	428	0	0	0	0	0	0		
2	15	2.0	Grave	434	0	0	0	0	0	0	0 All quiet at 3:00am.	
2	22	1.0	Day	448	2	0	2	0	0	0	Cited 2 people into Adair court on traffic violations.	
4	38	1.0	Day	436	2	2	0	0	0	0	Deputy stopped 2 cars with equipment violations and gave warnings.	
5	46	1.0	Swing	421	0	0	0	0	0	0	NO activity at 12:50am	
5	47	2.0	Grave	446	0	0	0	0	0	0	Deputy reported no activity at about 1:56am.	
5	55	0.5	Day	436	1	0	0	0	0	0	Deputy took a fraud call. An unknow subject tried to open a account on females account,	
5	56	0.5	Swing	437	4	2	1	0	0	0	Deputy issued one cite for Adair and gave 2 warnings.	
6	65	1.5	Day	448	5	1	0	0	0	0	Deputy spoke with 4 citizens and stopped one car for 64mph in a 55mph zone.	
7	67	1.0	Swing	428	0	0	0	0	0	0	No activity at mid night.	
8	79	1.0	Grave	441	0	0	0	0	0	0	No activity at 1:22am	
8	84	2.0	Day	419	5	0	0	0	0	0	Deputy stopped a bicyclist who ended up having a warrant arrest and then the Deputy found meth on him.	
7	77	1.0	Swing	424	1	0	0	0	0	0	Stopped and spoke with a resident outside.	
8	85	1.0	Day	418	2	1	0	0	0	0	Deputy had 1 traffic stop with warning and one street contact.	
9	92	1.0	Swing	440	0	0	0	0	0	0	No activity 12:00am to 1:00am.	
9	94	1.0	Day	438	0	0	0	0	0	0	9:00 am no activity	
9	99	1.0	Day	418	1	1	0	0	0	0	Warning for minor traffic infraction.	
9	104	2.0	Swing	428	2	1	0	0	0	0	One stop and one citizen contact.	
10	107	1.0	Grave	434	3	1	0	0	0	0	One stop and 2 citizen contacts	
10	119	1.0	Swing	423	8	0	0	0	0	0	Deputy attended the Santiam Christian High School basketball game with several contacts.	
11	124	1.0	Grave	444	0	0	0	0	0	0	1:00am to 2:00am with no activity	
12	159	1.0	Day	436	2	2	0	0	0	0	2 traffic stops with 2 warnings.	
14	175	1.0	Swing	424	0	0	0	0	0	0	No activity at 12:20 am	
14	185	1.0	Swing	428	0	0	0	0	0	0	No activity at 8:00pm to 9:00pm	
16	198	1.0	Grave	441	1	1	0	0	0	0	1 traffic stop with warning for speed at 12:28am.	

#### ADAIR VILLAGE PATROL

#### **DECEMBER 25, 2017 - JANUARY 24, 2018**

19	219	2.0	Grave	445	0	0	0	0	0	0	Deputy patrolled for two hours without any activity. 3:30am to 5:30 am
21	247	1.0	Grave	428	1	1	0	0	0	0	1 traffic stop for fail to maintane lane with warning.
21	249	1.0	Grave	424	0	0	0	0	0	0	No activity at 11:52 pm
22	251	1.0	Grave	441	2	0	0	0	0	0	Deputy stopped and spoke with 2 people walking.
		57.0			72	30	3	0	1	0	

#### City of Adair Village Profit Loss Budget v. Actual July 2017 Through June 2018

Attachment G-1 180220 CC Mtg.

TOTAL

**Total General Fund** 

	Jul '17 - Jun 18	Budget	\$ Over Budget	% of Budget	Jul '17 - Jun 18	Budget	\$ Over Budget	% of Budget
Income								
4001 · Property TaxesCurrent	107,533.94	115,000.00	-7,466.06	93.51%	107,533.94	115,000.00	-7,466.06	93.51%
4002 · Property Taxes - Prior Year	724.51	1,650.00	-925.49	43.91%	724.51	1,650.00	-925.49	43.91%
Total 4010 · Government Sources	199,477.12	659,450.00	-459,972.88	30.25%	9,581.06	24,450.00	-14,868.94	39.19%
Total 4020 · Rental Income	52,868.88	108,920.00	-56,051.12	48.54%	52,868.88	108,920.00	-56,051.12	48.54%
Total 4030 ⋅ Fees	491,412.78	763,195.00	-271,782.22	64.39%	22,454.57	4,000.00	18,454.57	561.36%
Total 4050 · Other Income	25,101.90	158,400.00	-133,298.10	15.85%	25,101.29	155,500.00	-130,398.71	16.14%
4060 · Interest	5,588.18	3,200.00	2,388.18	174.63%	5,588.18	3,200.00	2,388.18	174.63%
Total 4080 · Transfers In	0.00	95,497.00	-95,497.00	0.0%	0.00			
4090 · Beginning Fund Balance	0.00	867,082.00	-867,082.00	0.0%	0.00	160,000.00	-160,000.00	0.0%
Total Income	882,707.31	2,772,394.00	-1,889,686.69	31.84%	223,852.43	572,720.00	-348,867.57	39.09%
	882,707.31	2,772,394.00	-1,889,686.69	31.84%	223,852.43	572,720.00	-348,867.57	39.09%
Expense								
5000 · Personal Services								
5010 · City Administrator	39,236.00	75,500.00	-36,264.00	51.97%	13,398.60	26,425.00	-13,026.40	50.7%
5016 · Utility/Court Clerk	17,109.93	34,200.00	-17,090.07	50.03%	3,560.08	6,840.00	-3,279.92	52.05%
5018 · Finance Clerk	7,012.66	13,027.00	-6,014.34	53.83%	1,052.67	1,954.00	-901.33	53.87%
5025 · Summer Program Coordinator	3,417.12	12,904.00	-9,486.88	26.48%	3,417.12	12,904.00	-9,486.88	26.48%
5050 · Public Works Supervisor	26,676.19	53,352.00	-26,675.81	50.0%	0.00			
5054 · Utility Worker II	17,552.45	33,516.00	-15,963.55	52.37%	0.00			
5058 · Utility Worker I	3,899.98	6,396.00	-2,496.02	60.98%	1,170.00	1,919.00	-749.00	60.97%
5064 - Intern	1,217.19	6,396.00	-5,178.81	19.03%	1,217.19	6,396.00	-5,178.81	19.03%
5081 · Employee Health Ins Benefits	54,197.78	73,834.00	-19,636.22	73.41%	7,586.70	10,152.00	-2,565.30	74.73%
5082 · Retirement Benefits	25,855.33	45,175.00	-19,319.67	57.23%	5,919.14	10,836.00	-4,916.86	54.63%
5085 · Employment Taxes	12,335.01	32,516.00	-20,180.99	37.94%	1,360.87	7,800.00	-6,439.13	17.45%
Total 5000 · Personal Services	208,509.64	386,816.00	-178,306.36	53.9%	38,682.37	85,226.00	-46,543.63	45.39%
Total 5100 · Material & Services	328,045.18	1,141,100.00	-813,054.82	28.75%	117,977.69	209,450.00	-91,472.31	56.33%
Total 5300 · Capital Outlay	0.00	124,000.00	-124,000.00	0.0%	0.00	100,000.00	-100,000.00	0.0%
Total 5400 · Debt Service	97,455.66	235,327.00	-137,871.34	41.41%	0.00	11,279.00	-11,279.00	0.0%
Total 5500 · Transfers	0.00	95,497.00	-95,497.00	0.0%	0.00	65,210.00	-65,210.00	0.0%
5700 - Contingency	0.00	133,500.00	-133,500.00	0.0%	0.00	35,000.00	-35,000.00	0.0%
7777 · Unappropriated Fund Balance	0.00	656,154.00	-656,154.00	0.0%	0.00	66,555.00	-66,555.00	0.0%
Total Expense	634,010.48	2,772,394.00	-2,138,383.52	22.87%	156,660.06	572,720.00	-416,059.94	27.35%
	248,696.83	0.00	248,696.83	100.0%	67,192.37	0.00	67,192.37	100.0%

#### City of Adair Village Profit Loss Budget v. Actual July 2017 Through June 2018

		Drain Fund		Street Fund				
	Jul '17 - Jun 18	Budget	\$ Over Budget	% of Budget	Jul '17 - Jun 18	Budget	\$ Over Budget	% of Budget
Income								
4001 · Property TaxesCurrent	0.00				0.00			
4002 · Property Taxes - Prior Year	0.00				0.00			
Total 4010 · Government Sources	0.00				21,951.82	52,000.00	-30,048.18	42.22%
Total 4020 · Rental Income	0.00				0.00			
Total 4030 · Fees	10,543.14	18,000.00	-7,456.86	58.57%	0.00			
Total 4050 · Other Income	0.00	200.00	-200.00	0.0%	0.00	200.00	-200.00	0.0%
4060 · Interest	0.00				0.00			
Total 4080 · Transfers In	0.00				0.00			
4090 · Beginning Fund Balance	0.00	15,000.00	-15,000.00	0.0%	0.00	75,000.00	-75,000.00	0.0%
Total Income	10,543.14	33,200.00	-22,656.86	31.76%	21,951.82	127,200.00	-105,248.18	17.26%
	10,543.14	33,200.00	-22,656.86	31.76%	21,951.82	127,200.00	-105,248.18	17.26%
Expense								
5000 · Personal Services								
5010 · City Administrator	1,962.60	3,775.00	-1,812.40	51.99%	2,287.20	3,775.00	-1,487.80	60.59%
5016 · Utility/Court Clerk	717.40	1,710.00	-992.60	41.95%	0.00			
5018 · Finance Clerk	350.90	651.00	-300.10	53.9%	350.90	651.00	-300.10	53.9%
5025 · Summer Program Coordinator	0.00				0.00			
5050 · Public Works Supervisor	1,333.89	2,668.00	-1,334.11	50.0%	2,667.69	5,335.00	-2,667.31	50.0%
5054 · Utility Worker II	877.62	1,676.00	-798.38	52.36%	1,755.25	3,352.00	-1,596.75	52.36%
5058 · Utility Worker I	195.00	320.00	-125.00	60.94%	195.00	320.00	-125.00	60.94%
5064 · Intern	0.00				0.00			
5081 · Employee Health Ins Benefits	2,709.94	3,692.00	-982.06	73.4%	3,251.98	4,615.00	-1,363.02	70.47%
5082 · Retirement Benefits	1,290.17	2,073.00	-782.83	62.24%	1,556.21	2,579.00	-1,022.79	60.34%
5085 · Employment Taxes	611.27	1,492.00	-880.73	40.97%	869.49	1,856.00	-986.51	46.85%
Total 5000 · Personal Services	10,048.79	18,057.00	-8,008.21	55.65%	12,933.72	22,483.00	-9,549.28	57.53%
Total 5100 · Material & Services	1,597.74	6,500.00	-4,902.26	24.58%	10,458.11	29,450.00	-18,991.89	35.51%
Total 5300 · Capital Outlay	0.00				0.00	24,000.00	-24,000.00	0.0%
Total 5400 · Debt Service	0.00				0.00			
Total 5500 · Transfers	0.00	1,670.00	-1,670.00	0.0%	0.00	3,202.00	-3,202.00	0.0%
5700 · Contingency	0.00	4,500.00	-4,500.00	0.0%	0.00	15,000.00	-15,000.00	0.0%
7777 · Unappropriated Fund Balance	0.00	2,473.00	-2,473.00	0.0%	0.00	33,065.00	-33,065.00	0.0%
Total Expense	11,646.53	33,200.00	-21,553.47	35.08%	23,391.83	127,200.00	-103,808.17	18.39%

-1,103.39

-1,103.39

0.00

100.0%

-1,440.01

0.00

-1,440.01

100.0%

#### City of Adair Village Profit Loss Budget v. Actual July 2017 Through June 2018

		Wastewater Fund					Water Fund			
	Jul '17 - Jun 18	Budget	\$ Over Budget	% of Budget	Jul '17 - Jun 18	Budget	\$ Over Budget	% of Budget		
Income										
4001 · Property TaxesCurrent	0.00				0.00					
4002 · Property Taxes - Prior Year	0.00				0.00					
Total 4010 · Government Sources	0.00	33,000.00	-33,000.00	0.0%	167,944.24	550,000.00	-382,055.76	30.54%		
Total 4020 · Rental Income	0.00				0.00					
Total 4030 · Fees	116,459.52	206,395.00	-89,935.48	56.43%	341,955.55	534,800.00	-192,844.45	63.94%		
Total 4050 · Other Income	0.00	1,000.00	-1,000.00	0.0%	0.61	1,500.00	-1,499.39	0.04%		
4060 · Interest	0.00				0.00					
Total 4080 · Transfers In	0.00	15,000.00	-15,000.00	0.0%	0.00					
4090 · Beginning Fund Balance	0.00				0.00	315,000.00	-315,000.00	0.0%		
Total Income	116,459.52	255,395.00	-138,935.48	45.6%	509,900.40	1,401,300.00	-891,399.60	36.39%		
	116,459.52	255,395.00	-138,935.48	45.6%	509,900.40	1,401,300.00	-891,399.60	36.39%		
Expense										
5000 · Personal Services										
5010 · City Administrator	5,887.80	11,325.00	-5,437.20	51.99%	15,699.80	30,200.00	-14,500.20	51.99%		
5016 · Utility/Court Clerk	4,277.48	8,550.00	-4,272.52	50.03%	8,554.97	17,100.00	-8,545.03	50.03%		
5018 · Finance Clerk	2,105.29	3,908.00	-1,802.71	53.87%	3,152.90	5,863.00	-2,710.10	53.78%		
5025 · Summer Program Coordinator	0.00				0.00					
5050 · Public Works Supervisor	6,669.08	13,339.00	-6,669.92	50.0%	16,005.53	32,010.00	-16,004.47	50.0%		
5054 · Utility Worker II	5,265.73	10,055.00	-4,789.27	52.37%	9,653.85	18,433.00	-8,779.15	52.37%		
5058 · Utility Worker I	779.99	1,279.00	-499.01	60.98%	1,559.99	2,558.00	-998.01	60.99%		
5064 · Intern	0.00				0.00					
5081 · Employee Health Ins Benefits	13,549.73	17,535.00	-3,985.27	77.27%	27,099.43	37,840.00	-10,740.57	71.62%		
5082 · Retirement Benefits	5,574.36	9,303.00	-3,728.64	59.92%	11,515.45	20,384.00	-8,868.55	56.49%		
5085 · Employment Taxes	3,180.26	6,696.00	-3,515.74	47.5%	6,313.12	14,672.00	-8,358.88	43.03%		
Total 5000 · Personal Services	47,289.72	81,990.00	-34,700.28	57.68%	99,555.04	179,060.00	-79,504.96	55.6%		
Total 5100 · Material & Services	26,198.03	92,450.00	-66,251.97	28.34%	171,813.61	803,250.00	-631,436.39	21.39%		
Total 5300 ⋅ Capital Outlay	0.00				0.00					
Total 5400 · Debt Service	35,461.00	62,048.00	-26,587.00	57.15%	61,994.66	162,000.00	-100,005.34	38.27%		
Total 5500 · Transfers	0.00	8,059.00	-8,059.00	0.0%	0.00	17,356.00	-17,356.00	0.0%		
5700 · Contingency	0.00	4,000.00	-4,000.00	0.0%	0.00	75,000.00	-75,000.00	0.0%		
7777 · Unappropriated Fund Balance	0.00	6,848.00	-6,848.00	0.0%	0.00	164,634.00	-164,634.00	0.0%		
Total Expense	108,948.75	255,395.00	-146,446.25	42.66%	333,363.31	1,401,300.00	-1,067,936.69	23.79%		
	7,510.77	0.00	7,510.77	100.0%	176,537.09	0.00	176,537.09	100.0%		



### STAFF REPORT Attachment G – Financial Report

February 20, 2018 Council Meeting

Totals - Income shown for Fiscal Year 2018 is \$882,707.31. (31.84% of budget) and Expenses are \$634,010.48 (22.87% of budget), which shows a Net Income of \$248,693.83 for all funds.

Expenses	Percent of Budget
208,509.64	53.90
328,054.18	28.75
0.00	0.00
97,455.66	41.41
	208,509.64 328,054.18 0.00

Totals by Fund – Income and Expenses for each Fund (Reserve and System Development Charges funds are not included, because they are basically in stasis with no expenses) are shown below.

	Fund	Income	<b>Expenses</b>	Difference
•	General	223,852.43	117,977.69	67,192.37
•	Storm Drain	10,543.14	11,646.53	-1,103.39
•	Streets	21,951.82	23,391.83	-1,440.01
•	Wastewater	116,459.52	108,948.75	7,510.77
•	Water	509,900.40	333,363.31	176,537.09
•	<b>TOTAL</b>	\$764,025.94	\$537,341.30	\$226,684.64

We have approximately \$1,039,248.66 in the Local Government Investment Pool (LGIP). Last month we had \$1,039,286.95. Last year we had \$833,022.53.

# Annual Adair Egg Hunt WKi



# Saturday, March 31, 2018 Benton County Park in Adair Village

Registration opens at 9:00 AM Hunt starts promptly at 10:00 AM

All Adair Village Children, Friends & Special Guests are invited to hunt for plastic eggs filled with candy.

Age Categories: 0-3, 4-6, 7-9, 10-12

Each participant will receive a Free Book as a prize of participating this year.

For More Information, contact:
Milt Donelson, Kiwanis Club of Corvallis Sunrisers
(541) 738-2410 – Email: <a href="mailto:m.donelson@comcast.net">m.donelson@comcast.net</a>
www.kiwanissunrisers.org

Collaborative project support from:









#### **STAFF REPORT**

The Adair Village Market is currently on a month to month basis for their lease. Paul Johal has came to the city and expressed his desire to continue running the market. He has addressed some of the concerns the city has had with late rent and the overall look and operations of the store. Paul would like to have another chance to save his investment.

Jim Jones the owner of the restaurant Farm Foods has also expressed interest in taking the Market over. Jim would like to change the style of Market and the look.

They will both be present at the February 20<sup>th</sup> council meeting.

# Budget 2018-2019 Time Line & Process

<u>Date</u>	<u>Action</u>
Feb 20 <sup>th</sup>	Council Appoints Budget Officer
Feb & Mar	City Staff Prepares Budget by Fund
March 27 <sup>th</sup>	"Notice of Budget Committee Meeting" sent to each street address within city limits. Notice contains Date, Time, and Location of meeting. Committee will receive budget, hear budget message, and take questions and comments from the public.  • The first Budget Committee Meeting is set for April 17 <sup>th</sup>
April 10 <sup>th</sup>	Budget Officer Finalizes Draft Budget Document and forwards to Budget Committee Members for review
April 17 <sup>th</sup>	First Budget Committee Meeting – 6:30 p.m.
	<ul> <li>Elect Budget Committee Chair</li> <li>Discussion of Budget &amp; Budget Message</li> <li>Questions and Comments from Public</li> </ul>
May 1 <sup>st</sup>	Second Budget Committee Meeting – 6:00 p.m., before City Council meeting
	<ul> <li>Discussion of Budget Proposal</li> <li>Possible Uses for State Revenue Sharing</li> <li>Public Comment on State Revenue Sharing</li> <li>Approve Budget, Tax Rate &amp; Proposed Tax Levy</li> <li>Budget Committee Certifies Final Budget Document to Council</li> </ul>
May 15 <sup>th</sup>	Third Budget Committee Meeting – 6:30 p.monly if necessary
	<ul> <li>Discussion of Budget Proposal</li> <li>Approve Budget, Tax Rate &amp; Proposed Tax Levy</li> <li>Discussion of Proposed Uses for State Revenue Sharing</li> <li>Budget Committee Certifies Final Budget Document to Council</li> </ul>
May 25 <sup>th</sup>	Proposed Budget Published & Available to Public
May 29 <sup>th</sup>	Meeting Notice for June 5 <sup>th</sup> Council sent to each street address within city limits. Notice contains Date, Time, and Location of meeting and how to receive a copy of the Budget. Council will receive budget document recommendation from Budget Committee and take questions and comments from the public.
June 5 <sup>th</sup>	Budget Hearing at the regularly scheduled Council Meeting  • Resolutions to Enact:  1. Adopt Budget & State Revenue Sharing  2. Tax Rate  3. Proposed Tax Levy  Submit Tax Certification Documents to the County Assessor
June 19 <sup>th</sup>	Special City Council Meeting, if necessary to complete required work
July 15 <sup>th</sup>	Deadline for Filing Budget; and Deadline certify certain Resolutions

### **EXHIBIT A - PLANNED DEVELOPMENT & SUBDIVISION** APPLICATION NARRATIVE

#### WILLIAM R. CARR SUBDIVISION

#### PRELIMINARY DESIGN AND PROGRAM

#### GENERAL INFORMATION

**NATURE OF REQUEST:** This application is for a Planned Development and residential Subdivision on a 44,200 +/- square foot property and a variance for one driveway location.

> The application proposes a residential use on the strip of land located between the existing residences in the Adair Meadows neighborhood and the Highway 99 corridor. The subject property is on William R. Carr Avenue south of Laurel Drive. This proposal consists of residential zero-lot-line homes on individual Lots.

> This development proposal is a favorable addition to the neighborhood providing open area in the form of greater rear building setbacks and yards adjacent to existing residential properties. This open area between the proposed houses and existing residences is paired with an efficient use of the buildable area directly adjacent to and along William R. Carr Avenue. This in turn provides an effective buffer for existing residences from traffic noise on Highway 99W. Landscaping will be provided as required by City Code; however, front yards will include additional landscape features such as exposed aggregate driveways, beautiful drought resistant yards which will complement the attractive building architecture. Together, these special features provide an attractive street view to the City's Highway 99W entrance within close proximity to the core downtown area.

The project will provide houses presently expected to be priced at approximately \$195,000.

**APPLICANT:** Brian Donne

6079 NW Mountain View Drive

Corvallis, Oregon 97330

**OWNER:** Brian Donne

6079 NW Mountain View Drive

Corvallis, Oregon 97330

**PROPERTY** East of US Highway 99, on the east side of William R.

**LOCATION:** Carr Avenue south of Laurel Drive.

**COMP. PLAN** 

**DESIGNATION:** Residential (R-1)

**ZONING** 

**DESIGNATION:** Residential (R-1)

**CURRENT LAND USE:** Vacant

#### **BACKGROUND**

The subject property is residential zoned land bordering the west edge of the Urban Growth Boundary nearest the Highway 99 corridor. This vacant property is along the east side William R. Carr Avenue between Laurel Drive and the new Servpro Site. The Zoning designation for the property is R-1.

The subject property is a long somewhat narrow strip of land under the ownership of the applicant. The property size, shape, and location are well suited to be developed as a Planned Development of compatible uses under the requirements of the City of Adair Village Code. The land is bordered on the north, east, and south by lands with a Zoning designation of R-1. It is located just north of the Village Center Zone which includes land use provisions for several commercial and public uses.

The applicant is proposing to subdivide the subject property into zero-lot-line single-family Lots and building homes sequentially. The proposal complies with all code requirements except for lot size and density. Therefore, it is presented as a Planned Development per Section 7.200 of the City Code in accord with Sections 9.410 and 9.890 of the City Comprehensive Plan. The proposed lot areas vary from 2119 to 4464 square feet with a density of 16 homes per acre. The standard lot size for the R-1 Zone is 10,000 square feet which is a density of 4.3 homes per acre unless they are zero-lot duplexes which then are 5,000 square foot Parcels (8.6 homes per acre).

This application is for a Planned Development under the provisions of Sections 5.010 and 7.200, which allow the City to adjust standards to provide an efficient land division or a more efficient utilization of a property. Per Section 7.200, the City's PD standards are intended to be used to encourage the application of *new techniques that can achieve economies in land development* as we believe this proposal accomplishes. Zoning standards such as lot area, width, depth, and frontage width (Section 7.230(6)) and the community development standards of Section 4.100 may be modified through the Planned Development process. The proposed modifications from standards are only lot size (which is also density) and one driveway location.

This application is also for a Subdivision under the provisions of Section 2.320, which subdivides the property into Lots per ORS 92.

Lastly, an exception to Division 3 Section 3.2.8 of the City Public Infrastructure Design Standards Manual is request regarding one driveway which is located on Laurel Drive 22 feet from William R. Carr Avenue. This driveway is located per Code Sections 5.122(2)(e) and 5.122(3)(a). While this driveway location is not a deviation from Code, it varies from the approved location specified in the City Public Infrastructure Design Standards Manual. The City design standard requires driveways on a local street be located no closer than 10 feet "from the nearest curb return radius". Table 3.8.10 of the City design standards requires the curb return provide a 25-foot radius on local residential streets. The proposed driveway for Lot 2 is slightly over 5 feet from the curb return, approximately 4.95 feet closer to the curb return than design standards allow.

The public infrastructure required to provide City standard streets and utilities for the proposed development will be constructed by the applicant. The public infrastructure improvements include the following:

- ❖ An extension of public sidewalk along the north and west sides of the property fronting public streets.
- ❖ Required improvements to William R. Carr Avenue and Laurel Drive which may including street widening to provide completion of the adjacent streets with curb and gutter along the project frontage.
- Public storm drainage system improvements including onsite storm water detention to allow developed release rates to be limited to pre-developed conditions.
- ❖ Public water system that will be extended along William R. Carr Avenue from Laurel Drive to the south end of the project per Code Section 5.132(1)(a).
- ❖ Public sanitary sewer system that will be extended from Laurel Drive through the development along the east property line.
- ❖ Necessary franchised utility extensions (i.e. power, phone, TV cable and gas).

To facilitate home construction and prevent damage to new improvements, the private onsite infrastructure required for the project and adjacent sidewalk and driveways will be constructed by the home builder when each Lot is developed if approved by the City in accordance with Division 3 Section 3.9 of the City Public Infrastructure Design Standards Manual. The private onsite infrastructure improvements include driveways, storm water, sanitation, and utilities to support the buildings and associated parking and landscaping for each parcel.

#### REQUIRED REVIEW AND APPROVAL PROCESS

Pursuant to code Sections 2.500, and 7.200, the applicant is presenting sufficiently detailed information with the application to allow for review and a quasi-judicial public hearing before the Planning Commission per Sections 2.500, 3.510(3) and 7.220(4) which follows the Conditional Use process and may be a joint meeting with the City Council per Section 3.510(3). The purpose of the quasi-judicial public hearing is to consider the application and formal plan which was revised to address concerns identified during conceptual review. Per Code Section 2.500(4)(d), once approved by the Planning Commission the final decision shall become the Official Plan. However, Code Section 3.510(3) requires the Planning Commission make a recommendation to City Council.

### REQUIRED APPLICATION MATERIALS

Pursuant to code Sections 2.110-2.140, 2.321-2.328, 2.331, 2.500, and 7.200, the applicant is presenting the following detailed information to facilitate review of the land use application. Please see the following code citations (*in italics*) followed by land use application responses.

#### SECTION 2.110 PRE-APPLICATION STAFF CONSULTATION

An Applicant may request an informal review of a proposal prior to application to determine the general feasibility of the proposal. There are no fees for an informal review. The Applicant should submit a brief description and a sketch drawing of the proposed development to the City for preliminary consultation. The City will inform the Applicant of the procedural requirements and any conditions and polices of public agencies that may be pertinent to the proposal. The Applicant may proceed with an application or the City may suggest a pre-application conference with City Staff and affected agencies to assist the Applicant in preparing the application.

A pre-application Staff consultation provided an informal review in October.

SECTION 2.120 PRE-APPLICATION AGENCIES CONFERENCE Within 30 days after the pre-application consultation, the City Administrator may schedule a pre-application conference with the Applicant and representatives of the City and other affected public and private agencies to further clarify the conditions and requirements necessary in the preparation of the application.

An additional Planned Development Conceptual Plan presented January 2nd provided additional refinement of the proposed development.

#### SECTION 2.130 APPLICATION PROCEDURE

Following preliminary consultation and the pre-application conference, when applicable, the Applicant shall prepare an application together with other supplementary data required to clearly describe the proposed development and the decision requested of the City. Applications shall be submitted to the City 30 days prior to the review or hearing meeting.

- (1) Applications, Petitions and Appeals provided for in this Code shall be made on forms prescribed by the City. Forms are available at the Adair Village City Hall/Community Building, 6030 NE Wm. R. Carr Avenue, Adair Village, Oregon 97330, Telephone (541) 745-5507, Fax (541) 230-5219.
- (2) Applications shall include the application form, narrative descriptions, plans and drawings, together with all documents, evidence and supporting information relied upon by the Applicant including the applicable City Code sections that may apply to the request.

Ten copies of the application materials shall be provided by the Applicant for Planning Commission or City Council decisions and twenty copies shall be provided by the Applicant for decisions requiring both a Planning Commission and City Council decision. A Review or Hearing will be scheduled to comply with the applicable legal time frame from the date the Application is deemed complete.

- (3) A consolidated procedure shall be utilized by the City for applications that require more than one approval procedure for a development project. The City will identify and address all of the procedures concurrently and will utilize the most comprehensive procedure and decision process of those required in the application.
- (4) The Applicant may be requested to provide the City with a list of property owners of record within 100 feet of the property that is the subject of the review or hearing.
- (5) All Applications shall be submitted to the City 30 days prior to the decision meeting that usually occurs on the meeting dates of the Planning Commission or City Council. Applications will be available to the public at that time. Notifications will be mailed by the City twenty (20) days prior to the review or hearing meeting.
- (6) An application and review fee shall accompany the application request in accordance with the provisions of Section 1.190 and the City's Fee Resolution.
- (7) Staff reports used at the review or hearing shall be available at least seven (7)

days prior to the review or hearing.

- (8) The City shall comply with ORS 227.178 and take final action on an application, including resolution of all local appeals, within 120 days after the application is deemed complete. If an application is incomplete, the City shall notify the Applicant within 30 days of receipt of the application and allow the applicant to submit the missing information. The application shall be deemed complete if the Applicant supplies the missing information, or if the Applicant fails to submit the missing information, it shall be deemed complete on the 31st day after the application is received by the City.
- (9) If an application is complete when first submitted or if the Applicant submits the requested missing information within the 30 days, following notification from the City approval or denial of the application shall be based upon the standards and criteria that were applicable at the time the application was first submitted.
- (10) The 120-day period specified in subsection (8) may be extended for a reasonable time at the request of the Applicant.
- (11) The 120-day period specified in subsection (8) does not apply to an amendment to this Code or to other legislative actions.
- (12) The Applicant bears the responsibility and burden of proof for the requested action. The greater the potential impact, the more justification must be shown.
- (13) The Application and the decision of the City shall be maintained by the City in a Record File of the Application. Notice of Decision shall be given the Applicant and other participants in the proceedings as specified in Section 3.300.
- (14) Expiration. Approved applications shall be void 2 years after the date of approval unless a building permit has been issued and substantial construction pursuant thereto has taken place, unless a specific time period was specified as a condition of approval. However, upon written request prior to the expiration date, the City may extend the time period. Such extensions shall occur only upon findings that the request does not violate any current code and upon acceptance of reasons for the delay. After the expiration of the time period the application may be denied.
- (15) Limitation. No request for a land use application shall be considered by the City within one-year following denial of a request, except the City may consent to a new hearing; if in the opinion of the Deciding Body, new evidence or a change of circumstance warrant reconsideration.
- (16) The specific requirements and decision process for each application procedure are contained in the following Sections of this Article.

The applicant acknowledges his responsibilities outlined in this code section. A completed City application form and fee is provided with required copies of plans, narrative, and supporting information. The approval procedure identified by the City is outlined above in the "Required Review and Approval Process" portion of this narrative. Specific requirements for this application procedure are contained in this narrative and plans.

#### SECTION 2.140 APPLICATION SITE PLAN

Applications requiring a site plan shall include a Site Plan Drawing on an 11 by 17 inch or 8 1/2 by 11 inch sheet size for copying and distribution. Larger drawings may be submitted for presentation and City review. The Plan shall be drawn to scale. The scale shall be selected to fit the sheet size, but in all cases the scale selected shall be in even multiples of one (1) inch equals ten (10) feet (For example - 1''=20', 1''=30', 1''=100', etc.). The Application and Site Plan shall indicate clearly and with full dimensioning the following applicable information for all existing and proposed development. It is understood that some of the following requested information may not apply to every application. (X) out the number of non-applicable information.

- (1) The names of the Owner(s) and Applicant if different.
- (2) The property address or geographic location and the Assessor Map number and Tax Lot number.
- (3) The date, scale and northpoint.
- (4) A vicinity map showing properties within the notification area and roads. An Assessor Map, with all adjacent properties, is adequate.
- (5) A Site Plan with property dimensions.
- (6) The location, size, height and uses for all existing and proposed buildings.
- (7) Walkways, surfaced areas, yards, open space and areas to be landscaped.
- (8) Walls and fences: location, height and proposed materials.
- (9) Off-street parking: location, number of spaces, dimensions of parking area and internal circulation patterns.
- (10) Access: pedestrian, bicycle, vehicular and service locations and ingress and egress locations.
- (11) Signs: location, size, height and means of illumination.
- (12) Loading: location, dimension, number of spaces and internal circulation.
- (13) Lighting: location, type (pole, building, ground, etc) and shielding devices.
- (14) Existing and proposed streets including surface materials dedications and improvements.
- (15) Topographic features including existing and proposed grades, significant trees over 6 inches in diameter, and other significant vegetation.
- (16) Water systems, drainage systems, sewage disposal systems and utilities.
- (17) Drainage ways, water courses, flood plains, wetlands and riparian areas.
- (18) The estimated number of people that will occupy the site including family members, employees and customers.
- (19) The estimated number of generated trips per day from each mode of travel by type: employees, customers, shipping, receiving, etc. A Traffic Assessment and possibly a Traffic Impact Study may be required if warranted by the traffic impact.
- (20) The proposed time of operation, where appropriate. Including hours of operation, days of the week and number of work shifts.
- (21) Identification of the type and extent of anticipated emissions, potential hazards

or nuisance characteristics generated by the proposed use. Misrepresentation or omission of required data may be grounds for denial or termination of an Approval or Certificate of Occupancy.

Uses which possess nuisance characteristics or those potentially detrimental to the public health, safety and general welfare of the community including, but not limited to; noise, water quality, vibration, smoke, odor, fumes, dust, heat, glare or electromagnetic interference, may require additional safeguards or conditions of use applied by the City.

All uses shall meet all applicable standards and regulations of the Oregon State Board of Health, the Oregon Department of Environmental Quality, and any other public agency having appropriate regulatory jurisdiction. Prior to approval of a land use decision, evidence shall be submitted to the City indicating that the proposed activity has been approved by all applicable regulatory agencies.

- (22) A construction schedule and development phasing schedule.
- (23) Such other data as may be necessary to permit the Deciding Authority to make the required findings.

The application site plan contains the information required in each of the applicable items in this code section. Items 11, 12, 17, 20, and 21 do not seem to apply to the proposed application.

#### SECTION 2.321 SUBMISSION REQUIREMENTS

A land divider shall prepare a Tentative Plan together with improvement plans and other supplementary material as may be required to indicate the general idea and objectives of the project. The Applicant shall submit 10 copies of the Tentative Plan and supplementary data to the City Administrator 30 days prior to the decision authority meeting at which consideration of the Tentative Plan is desired or following preliminary consultation if requested as specified in Sections 2.110 and 2.120.

#### SECTION 2.322 FORM AND SCALE

The Tentative Plan shall be clearly and legibly presented on an 11 by 17 inch or 8 1/2 by 11 inch sheet size for review by the City unless a larger size is needed to present the required information. The final Plat size shall be as required by the County Surveyor, usually 18 by 24 inches in size. The Plan shall be drawn to a scale of 1 inch equals some multiple of 10 feet. (10 feet, 20 feet, 30 feet, 100 feet, 200 feet, etc.) The scale may be increased or decreased as necessary to fit the sheet size, but in all cases the scale to be used shall be in multiples of 1 inch equals 10 feet.

The required number of copies of the tentative plan providing all information required per Section 2.321 is provided to scale on paper sized per Section 2.322 together with other supporting information.

#### SECTION 2.323 GENERAL INFORMATION

The following information shall be provided on all Tentative Plans:

- (1) All information required by ORS 92 for a Tentative Plan including, but not limited to, the following.
- (2) No Tentative Plan shall be approved which bears a name using a word which is the same as, similar to or pronounced the same as a word in the name of any other land division in the same county, except for the words "town," "city," "place," "court," "addition," or similar words, unless the land Platted is contiguous to and Platted by the same party that Platted the land division bearing that name or unless the party files and records the consent of the party that Platted the land division bearing that name. All Plats must continue the lot and block numbers of the Plat of the same name last filed.

Land divisions submitted for final approval shall not use block numbers or letters unless such land division is a continued phase of a previously recorded land division, bearing the same name, that has previously used block numbers or letters.

- (3) Date, northpoint, scale of drawing.
- (4) Appropriate identification clearly stating the map is a subdivision or partition Tentative Plan.
- (5) Location of the land division by section, township and range sufficient to define the location and boundaries of the proposed land division.
- (6) Names and addresses of the owner, applicant and surveyor.
- (7) The approximate acreage of the tract being subdivided or partitioned, and the size of proposed lots or parcels.

The required tentative plan together with other supporting information provides all information required per Section 2.323.

#### SECTION 2.324 EXISTING CONDITIONS INFORMATION

- (1) A vicinity map with the names and addresses of all owners of property within 100 feet of the proposed land division.
- (2) The location, widths and names of both opened and unopened streets within or adjacent to the land division, together with easements, other rights-of-ways and other important locational information such as section lines, corners, city boundary lines and monuments.
- (3) The location of all existing sewers, septic tanks and drainfields, water lines, storm drains, culverts, ditches and utilities, together with elevational data, on the site and on adjoining property or streets.
- (4) The elevations of all points used to determine contours; said points given to true elevation above mean sea level as determined by the City. The base data used shall be clearly indicated and shall be compatible to City datum if bench marks are not adjacent. The following intervals are required:

Contour Intervals Ground Slope

One Foot Up to 5%

Two Feet Over 5% through 10%

Five Feet Over 10%

Exception: The Planning Commission may approve slope indications for partitions by means of arrows or other suitable symbols together with not less than four spot elevations per acre evenly distributed for slopes of less than five percent (5%).

- (5) The location of at least one bench mark control point within the tract boundaries.
- (6) The location and direction of all on-site and off-site drainage, drainage channels,

water courses and the location of all areas subject to flooding.

- (7) Natural features such as rock outcroppings, wetlands, wooded areas and isolated preservable trees. Lands that are wholly or partially within areas identified as wetlands on the State-wide Wetlands Inventory shall be clearly delineated for review and permit by the Division of State Lands.
- (8) Existing uses on and adjacent to the property, including the location of all existing structures to remain on the property after the land division.
- (9) Zoning on and adjacent to the property to be divided.

The required existing conditions plan together with other supporting information provides all information required per Section 2.324.

#### SECTION 2.325 PROPOSED PLAN INFORMATION

- (1) A vicinity map clearly showing the relationship and connections of the proposed land division to surrounding developments, streets, storm drainage, sewer, septic tank and drainfield, water and utility services.
- (2) The location, width, name and approximate grade and curve radii of proposed streets. The relationship of proposed streets to existing streets and any projected future streets shown on the City's Comprehensive Plan or Official Street Map.

Streets proposed for public dedication and streets held for private use shall be clearly indicated and all reservations or restrictions relating to such private streets shall be included in the statements specified in Section 2.326.

- (3) The location, width, and purpose of existing and proposed easements.
- (4) The total acreage and the proposed land use for the land division including sites for special purposes or those allocated for public use.
- (5) The location and approximate dimensions of lots or parcels and the proposed lot or parcel numbers. Where large property divisions are proposed that may be redivided in the future to smaller residential lots or parcels, the Applicant shall provide a sketch plan showing the redivision configuration.
- (6) An outline of the areas proposed for partial recording of a final Plat and a time

schedule for additional Platting if staged recording is proposed.

- (7) A general layout of all public utilities and facilities to be installed including provisions for connections and extensions beyond the proposed land division.
- (8) The proposed method of connection to all drainage channels located outside of the proposed land division and the proposed method of flood control (detention ponds, swales, etc.) and contamination protection (settling basins, separators, etc.).
- (9) Identification of all proposed public dedications including streets, pedestrian or bike ways, parks or open space areas.
- (10) Identification and layout of all special improvements. Special improvements may

include, but are not limited to, signs, lighting, benches, mail boxes, bus stops, greenways, bike or pedestrian paths.

The proposed plan required by this code section together with other supporting information provides all information required per Code Section 2.325.

#### SECTION 2.326 ACCOMPANYING STATEMENTS

The Tentative Plan shall be accompanied by written statements from the Applicant giving essential information regarding the following matters:

- (1) Identify the adequacy and source of water supply including:
- (a) Certification that water will be available to the lot line of each and every lot depicted on the Tentative Plan for a land division, or
- (b) A bond, contract or other assurance by the Applicant that a public water supply system will be installed by or on behalf of the Applicant to each and every lot or parcel depicted on the Tentative Plan. The amount of such bond, contract or other assurance shall be determined by the City Administrator with the concurrence of the City Council.
- (2) Identify the proposed method of sewage disposal including:
- (a) Certification that a sewage disposal system will be available to the lot line of each and every lot or parcel depicted on the Tentative Plan for a land division, or
- (b) A bond, contract or other assurance by the Applicant that a sewage disposal system will be installed by or on behalf of the Applicant to each and every lot depicted on the Tentative Plan. The amount of such bond, contract or other assurance shall be determined by the City Administrator with the concurrence of the City Council.
- (3) Protective covenants, conditions and deed restrictions (CC&R'S) to be recorded, if any.
- (4) Identify all proposed public dedications including streets, pedestrian or bike ways, parks or open space areas.
- (5) Identify all public improvements proposed to be installed, the approximate time

installation is anticipated and the proposed method of financing. Identify required improvements that are proposed to not be provided and the reason why they are not considered necessary for the proposed land division.

- (6) A statement that the declarations required by ORS 92.075 on the final Plat can be achieved by the fee owner, vendor and/or the mortgage or trust deed holder of the property.
- (7) Proposed staged subdivisions or serial partitions shall be clearly identified on the application. A time schedule for future Platting shall also be submitted. The decision authority may require a specific time schedule for approval. All future Plats shall conform to the adopted ordinance requirements applicable at the time of Platting.

Water supply and sewer disposal systems will be made available to the lot line of each and every lot of the proposed subdivision, or an acceptable form of assurance will be provided that a public water supply system will be installed to every proposed lot. This proposed plan includes a public water line extension to provide adequate water supply. This proposed plan also includes a public sanitary sewer line extension to provide sewer service to each proposed lot. No CC&R's are expected at this time. A public utility easement will be provided on the subdivision plat over the proposed sanitary sewer and storm drain lines along the eastern edge of the site as necessary to serve all proposed lots. Additional access will be provided between homes on Lots 10 and 11. All proposed public improvements are shown in the proposed plan. The declarations required by ORS 92.075 will be included on the Final Plat and in full compliance with this statute. A staged subdivision or serial partitioning is not proposed. The proposed plan required by this code section together with other supporting information provides all information required per Code Section 2.326.

#### SECTION 2.327 SUPPLEMENTAL INFORMATION

Any of the following may be required by the City to supplement the Tentative Plan.

- (1) Approximate center line profiles with extensions for a reasonable distance beyond the limits of the proposed land division showing the finished grade of streets and the nature and extent of street construction.
- (2) A detailed plan of the domestic water supply lines and related water service facilities.
- (3) A detailed plan of the sewage disposal, storm water drainage and flood control, including profiles of proposed drainage ways.
- (4) If lot areas are to be graded, a plan showing the nature of cuts and fill and information on the character of the soil.
- (5) Specifications and details of all proposed improvements.
- (6) Wetland delineation if identified as an existing condition in Section 2.324, Subsection (7).

Engineered plans will be prepared to provide detailed extensions of water sewer, storm, and street improvements as necessary for the proposed development. No wetlands have been identified on this site. The final design plans for the development as required by this code section together with other supporting information will provide all information required per Section 2.326.

### SECTION 2.328 DECISION CRITERIA

- A Tentative Plan may be approved by the decision authority. Approval shall be based upon compliance with the submittal requirements specified above and the following findings:
- (1) Any undeveloped portion of the proposed land division can be developed in accordance with City ordinances.
- (2) The proposed development and all adjoining land can be developed in accordance with this Code and City Ordinances.
- (3) The proposed street plan is in conformance with City standards and provides the most economic, safe and efficient circulation of traffic in relation to the existing City street system.
- (4) The proposed utility connections are available, adequate and provide the most efficient and convenient connections to the existing utility systems and the proposed utilities can be extended in the future to accommodate future growth beyond the proposed land division.
- (5) Special site features have been considered and utilized.
- (6) Drainageways are protected and required drainage facilities are provided in conformance with State erosion control regulations.
- (7) The extent of possible emission or nuisance characteristics are compatible with the land use zoning district, adjacent properties and the applicable standards of all regulatory agencies having jurisdiction.
- (8) Potential adverse impacts have been mitigated to the maximum extent possible.
  - (1) All portions of the site are proposed to be developed.
  - (2) The proposed development can be accomplished in accordance with City Ordinances. All adjoining land is developed.
  - (3) No new streets are proposed. Proposed improvements provide enhanced vehicular and pedestrian safety and ADA accessibility. All street improvements will comply with City standards.
  - (4) Existing public water, sewer, and storm utilities will be extended to fully serve the proposed development. The site is located at the west edge of the Urban Growth Boundary; no future development beyond this site is expected.
  - (5) The site is somewhat irregular in shape and encumbered by a storm utility easement through the southeast corner of the property. The site slopes east away from William R. Carr Avenue which may require placing drainage utilities along the rear yards. The proposed development accommodates these challenges.

- (6) There are no natural drainage ways on site. The existing storm drainage utility through the southeastern corner of the site will be protected. A NPDES 1200-C permit will be acquired from Oregon DEQ and erosion protection measures will be provided.
- (7) No commercial or industrial land uses are proposed. The proposed residential use is an extension of the existing residential developed land east and north the subject property. No incompatible nuisance characteristics are proposed.
- (8) Storm water run-off will be managed through site improvements to not exceed present run-off rates that historically flow onto adjacent property east of the subject property. No adverse impacts are proposed.

# SECTION 2.330 SUBDIVISION OR PARTITION PLAT SECTION 2.331 SUBMISSION REQUIREMENTS

The land divider shall cause the land division or any part thereof to be surveyed, monumented and a Plat prepared in conformance with the approved Tentative Plan. Any changes in the Tentative Plan shall be approved prior to preparation of the Plat. The land divider shall submit the exact duplicate transparency and five prints of the completed Plat to the City for review and approval by the City Administrator. The City may withhold approval of the final Plat until the Conditions of Approval have been complied with and construction requirements have been approved by the City.

The final plat will be surveyed and monumented in compliance with this code section and State law. No changes to the tentative plan will be made unless approved prior. The plat and required copies will be provided to the City per this code section.

### SECTION 2.400 SITE PLAN REVIEW

The purpose of the Site Plan Review procedures is to correlate the general code requirements with the specific site conditions and proposed uses through a comprehensive review process to assure that developments are in conformance with the City's applicable land use regulations.

The City Administrator shall be the Site Plan Review decision authority for structures less than 4,000 square feet and the Planning Commission shall be the Site Plan Review decision authority for structures greater than 4,000 square feet.

(1) Site Plan Review Application. An application for a use requiring a Site Plan Review shall be filed with the City together with a site plan and other supplementary data described in the Application, Section 2.130 and Section 2.140. The City Administrator may also request a Site Plan Review for any development proposal, in addition to those specifically required by this Code, if the site or proposed use possess any one of the following characteristics:

(a) Site is traversed by a natural drainage-way or has demonstrated drainage limitations.

(b) Site includes, or is adjacent to, Open Space and/or Greenway Areas

designated in the Comprehensive Plan.

- (c) Site is located in a hazard area.
- (d) Site contains unusual topographic features including hillside slopes exceeding 15% slopes.
- (e) Site or proposed buildings have unusual or special features requiring a decision by the City.
- (2) Decision Criteria. After an examination of the Site and prior to approval, the decision authority must make the following findings:
- (a) That the proposed development complies with the intent of City's Comprehensive Plan.
- (b) That there is compliance with City codes and ordinances.
- (c) That traffic congestion is avoided, pedestrian and vehicular safety are protected, and future street right-of-ways are protected.
- (d) That proposed signs or lighting will not, by size, location or color, interfere with traffic, limit visibility or impact on adjacent properties.
- (e) That adequate water, sewage disposal system and utilities for the proposed use are available.
- (f) That drainage-ways are protected and drainage facilities provided.
- (g) That the extent of emissions and potential nuisance characteristics are compatible with the land use zone, adjacent land uses, and the standards of all applicable regulatory agencies having jurisdiction.
- (h) That the characteristics of the proposed development are compatible with the land use zone, the surrounding area and potential impacts have been mitigated to the maximum extent possible.
- (3) Decision Process. The procedure for taking action on an application for a Site Plan Review shall be as follows:
- (a) A Site Plan Review requires a "Limited Land Use Review" by the City Administrator or Planning Commission in conformance with Section 3.400. A Limited Land Use Decision requires notification to owners of property within 100 Feet of the subject property with an opportunity to submit written comments prior to the review and decision by the decision authority.
- (b) The decision authority may approve, disapprove, or modify and approve the Site Plan and attach any reasonable conditions to approval of a site development plan.
- (c) The decision authority may also call for a public hearing to receive testimony if it determines that the proposed development may present possible adverse impacts on surrounding properties, the neighborhood or the City.
- (d) Once approved, the site plan submitted shall become the Official Plan. Building permits shall be issued only for plans that conform to the Official Plan and all construction shall conform to the Official Plan or a Certificate of Occupancy may be withheld until compliance.
- (e) All required elements of the approved site plan shall be installed and

maintained indefinitely by the owner, unless approval has been received for a revision or amendment.

- (f) Revisions or amendments to an approved site plan shall follow the same procedure as for adoption of a site development plan.
- (g) A written record of the findings and action of the decision authority shall be maintained by the City in a Record File of the Application as specified in Section 2.150. Notice of Decision shall be given the Applicant together with any conditions of approval for the proposed Site Plan as specified in Section 3.600.
  - (1) An application is provided with this proposal together with a site plan and other supplementary data described in the Application, Section 2.130, Section 2.140 and Section 7.200(1)(a) of the City code. The site does not have any natural drainage ways, open space or greenway areas designated in the Comprehensive Plan, is not known as a hazard area, is not located on a steep hillside, or other unusual existing features.
  - (2) The proposed development is presented in compliance with City code, Comprehensive Plan, and Ordinances we believe are applicable to the proposed Planned Development and Residential Subdivision. The traffic expected from the proposed development plan is expected to be normal for residential housing. All traffic control devises including required signage and pavement markings will be in compliance with the Manual on Uniform Traffic Control Devices and the Oregon supplement. Pedestrian safety and ADA accessibility will be improved via new sidewalks and ADA curb ramp proposed in the development plan. No dedications for future streets are anticipated through the subject property. No commercial signs are proposed, and site lighting will be normal porch lights associated with residential homes. Adequate water, sewer, and storm utilities will be constructed to serve the proposed development. No natural drainage ways exist on the subject property. No commercial or industrial land uses are proposed. The proposed residential use is an extension of the existing residential developed land east and north the subject property. No incompletable nuisance characteristics are proposed. Storm water run-off will be managed through site improvements to not exceed present run-off rates that historically flow onto adjacent property east of the subject property. No adverse impacts are proposed.
  - (3) The proposal is for a Subdivision per Section 2.320 which can follow the application and approval process outlined in the Limited Land Use Review code Section 3.400. However, the proposal is also for a Planned Development which is to follow the application and approval process outlined in the Conditional Use Code Section 2.500 which requires a quasi-judicial Hearing in conformance with Code Section 3.510 and also requires notification be provided to property owners within 100 feet of the subject property.

### SECTION 2.500 CONDITIONAL USES

A conditional use is a use of land or a structure that is normally appropriate in the district where it is permitted, but due to the specifics of that use could cause a potential nuisance, health or safety problem. It is the intent of this section to provide standards and procedures so that uses which are classified as conditional can fit into a particular zone in a manner that safeguards surrounding property, the neighborhood, and the City.

The City Administrator or the Planning Commission may also request a Conditional Use for any development proposal, in addition to those specifically required by this Code if the property, proposed development or use has unusual or special features that will not permit the development to fully comply with the standards of this Code or where the proposed development or use pose potential adverse impacts that may require mitigation or require a decision by the City.

- (1) Conditional Use Application. An application for a use requiring a Conditional Use must be filed with the City together with a site plan and other supplementary data using forms prescribed in Section 2.130 and Section 2.140.
- Uses existing prior to the effective date of this Code that are classified as a Conditional Use in this Code shall conform with the requirements for a conditional use if a change in use, lot area or an alteration is proposed.
- (2) Decision Criteria. Conditional uses listed in this Code may be permitted, altered, or enlarged upon authorization of the Planning Commission in accordance with the following findings:
- (a) That the applicable provisions of city codes and ordinances are complied with.
- (b) That traffic congestion is avoided, pedestrian and vehicular safety are protected, and future street right-of-way are protected.
- (c) That proposed signs or lighting will not, by size, location or color, interfere with traffic, limit visibility or impact on adjacent properties.
- (d) That adequate water, sewage disposal system and utilities for the proposed use are available.
- (e) That drainage-ways are protected and drainage facilities provided.
- (g) That the extent of emissions and potential nuisance characteristics are compatible with the land use zone, adjacent land uses, and the standards of all applicable regulatory agencies having jurisdiction.
- (h) That the characteristics of the proposed development is compatible with the land use zone, the surrounding area and potential impacts have been mitigated to the maximum extent possible.
- (3) Decision Conditions. In approving a Conditional Use application, the Planning Commission may require additional standards and conditions that the Planning Commission considers necessary to comply with the intent and purpose of the Comprehensive Plan and implementing codes or ordinances. These conditions may include, but are not limited to, the following:
- (a) Regulating the required lot size, lot width, or yard dimensions.

- (b) Regulating the height of buildings.
- (c) Controlling the location and number of vehicle access points.
- (d) Requiring dedication of additional street right-of-way or increasing the street width.
- (e) Increasing the number of required off-street parking or off-street loading spaces.
- (f) Requiring fencing, screening, landscaping or other facilities to protect adjacent or nearby property.
- (g) Limiting the number, size, location and lighting of signs.
- (h) Requiring ongoing maintenance of buildings and grounds.
- (i) Regulating emissions, potential hazards or nuisance characteristics caused by the proposed use which could have a negative impact on the surrounding area or the City as a whole.
- (j) Providing internal property improvements such as utilities, drainage facilities, streets, curbs, gutters, walkways, parking areas, landscaping, fencing, screening, or recreation areas in order to enhance the area and to protect adjacent or nearby property.
- (k) Regulating time periods for the conduct of certain activities.
- (l) Setting a time limit for Conditional Use standards or conditions.
- (m) Providing a performance bond or other security for the cost of improvements to guarantee compliance with the standards and conditions of approval.
- (n) Providing a contractual agreement with the City to assure that the Applicant will pay a fair share of the development costs for future public improvements.
- (4) Decision Process. The procedure for taking action on an application for a Conditional Use shall be as follows:
- (a) A Conditional Use requires a "Quasi-judicial Public Hearing" by the Planning Commission in conformance with Section 3.510. A Quasi-judicial Decision requires notification to property owners within 100 Feet of the subject property with an opportunity to submit written or oral comments at a public hearing prior to the close of the record and decision by the Planning Commission.
- (b) The Planning Commission may approve, deny, or approve conditionally the Conditional Use and attach any reasonable standards of development to attain compliance with the zone and city codes and ordinances.
- (c) If an application is denied, the action must be based on reasons related to non-compliance with the City Comprehensive Plan, Development Code or Ordinance requirements.
- (d) Once approved, the Conditional Use shall become the Official Plan. Building permits shall be issued only for plans which conform to the Official Plan and all construction shall conform to the official plan or a Certificate of Occupancy may be withheld until compliance.

- (e) All required elements of the approved Conditional Use shall be installed and maintained indefinitely by the owner unless approval has been received for a revision or amendment.
- (f) Revisions or amendments to an approved Conditional Use shall follow the same procedure as that utilized for approval.
- (g) A written record of the findings and action of the Planning Commission shall be maintained by the City in a Record File of the Application as specified in Section 2.150. Notice of Decision shall be given the Applicant together with any conditions of approval for the proposed Conditional Use as specified in Section 3.600.
- (1) A complete application for the proposed use together with a site plan and other supplementary information is provided.
- (2)(a) We have prepared this application in full compliance with City code and ordinances as outlined herein and shown on plans and supporting documents.
- (2)(b) The proposed site layout was prepared to follow City standards, comply with code, and will be designed to retrofit the existing street to be as safe as possible to pedestrians and traffic.
- (2)(c) No commercial signs are proposed, and site lighting will be normal porch lights associated with residential homes.
- (2)(d) City utilities are proposed to extended as necessary to serve the proposed development.
- (2)(e) No natural drainageways exists on the subject property. The existing drainage system will be protected and extended as necessary to serve the proposed development.
- (2)(f) No item (2)(f) is in code.
- (2)(g) No commercial or industrial land uses are proposed. No incompletable nuisance characteristics are proposed.
- (2)(h) The proposed residential use is an extension of the existing residential developed land east and north the subject property. Storm water run-off will be managed through site improvements to not exceed present run-off rates to prevent adverse impacts to any adjacent properties. No adverse impacts are proposed.

SECTION 7.200 PLANNED DEVELOPMENT AREA STANDARDS - PD

a mixed combination of land uses. Application procedures are as follows:

# The purpose of the Planned Development is to provide opportunities to create more desirable working or living environments by the application of new development standards applied under an approved plan and program that is professionally prepared. The PD Standards are intended to be used to encourage the application of new techniques and new technology to community development that can achieve economies in land development while providing building groupings, open spaces and circulation systems that enhance the working or living environment of the

inhabitants. A Planned Development may be residential, commercial or industrial or

- (1) Planned Development Application & Approval Process:
- (a) The City or a property owner may request a Planned Development in combination with any Primary Zone or other Area Standards in accordance with the application requirements of Sections 2.110 through 2.140 and the Conditional Use procedures of Section 2.500 and the requirements of Sections 7.200 contained herein.
- (b) Application for approval of a Planned Development requires a two-stage approach:
- 1. The Applicant shall first request a review for a PD Conceptual Plan and submit drawings and a written program that is presented in enough detail to clearly describe the proposed development. Fifteen (15) copies of the drawings and program shall be submitted to the City for review on 11 x 17 inch color or black & white reproducible paper for distribution and review by the City. Larger drawings may also be submitted for review and discussion.

An informal Pre-application review by City Staff and members of the Planning Commission and City Council will be scheduled in conformance with Sections 2.110 and 2.120 to determine if the requested PD conforms to the City's PD requirements and is conceptually compatible with the surrounding area and the City as a whole. The purpose of the Review is to determine if the requested PD can conform to City standards, including:

- a. The Planned Development regulations.
- b. The Adair Village Comprehensive Plan.
- c. The Development Standards of the City.
- d. Compatibility with the surrounding area.

This preliminary process is intended to save time and expense for the Applicant and to provide the City with an understanding of the intent.

2. After receiving approval to proceed the Applicant shall have a Planned Development plan prepared by a professional design team that contains drawings and a written program for a formal public hearing and decision by the City.

This application is for a Planned Development under the provisions code Section 7.200 and the General Development Standards of code Section 5.010, which allow the City to adjust standards to provide an efficient land division or a more efficient utilization of a property. Per Section 7.200, the PD standards are intended to be used to encourage the application of new techniques that can achieve economies in land development as we believe this proposal accomplishes.

### Section 7.200

- (1)(a) The proposed Planned Development is presented in combination with a proposed zero-lot-line residential Subdivision in conformance with code Sections 2.110-2.140, 2.500, and 7.200.
- (1)(b) All required applications and supporting documents including plans, tentative plat, and land use application narrative are provided for review and approval. The

informal pre-application review was scheduled for January 9, 2018. We believe the proposed plan conforms to the City standards and is compatible with the surrounding area.

(2) The drawings and supporting narrative was prepared by the professional design team of Udell Engineering and Land Surveying LLC located at 63 E. Ash Street in Lebanon, Oregon.

### SECTION 7.210 PD CONCEPTUAL PLAN REVIEW

- (1) An informal review with the Applicant and City Officials will be scheduled to determine if the proposed Planned Development can conform to City standards and is conceptually acceptable to City.
- (2) City Staff and members of the Planning Commission and City Council shall informally review the PD Conceptual Plan and may recommend preliminary approval to proceed in principle, with or without modifications, or denial. Such action shall be based upon compliance with the intent of City's Comprehensive Plan and development standards and the extent of deviation from City standards proposed in the Planned Development.
- (3) Approval in principle of the PD Conceptual Plan shall be limited to the preliminary acceptability of the land uses proposed and their interrelationships and shall not be construed to endorse the precise location of uses nor engineering feasibility.
- (4) The City may recommend expansion, additions, or modifications in the proposed Planned Development.
- (5) The City shall determine the extent of any environmental assessment or traffic analysis to be included with the Planned Development application.

  SECTION 7.220 PLANNED DEVELOPMENT APPLICATION
- (1) After receiving approval in principle of the PD Conceptual Plan, the Applicant shall have a Planned Development Plan prepared by a professional design team in such design-related fields as Architecture, Landscape Architecture, Urban Planning, and Civil Engineering.
- (2) An application for a Planned Development shall request a Conditional Use Hearing in conformance with Section 2.500. Submittal of 15 copies of the Approval drawings and program to the City for review on 11 x 17 inch color or black & white reproducible paper for distribution and review. Larger drawings may also be submitted for the public hearing and for detailed analysis by the City. The proposed Planned Development shall be submitted to the City at least 30 days prior to the date of the scheduled Public Hearing.
- (3) Upon receipt of the Planned Development, the Planning Commission shall hold a Public Hearing in accordance with the provisions of Section 3.510 and the Applicant shall present the proposed Plan.
- (4) A Public Hearing by the Adair Village Planning Commission shall be held in conformance with the Conditional Use procedures of Section 2.500. Following

the hearing and approval of the Plan together with any Conditions of Approval applied by the City shall be submitted to the City for inclusion in the Record File of the Application.

If the Conditions of Approval are not fully complied with and their inclusion cannot be resolved with the City Administrator, the Application shall be resubmitted to the Planning Commission as an Appeal Request.

The above processes are acknowledged, and the required supporting plans and documentation are provided.

### SECTION 7.230 PLANNED DEVELOPMENT STANDARDS

- (1) Minimum Site Size. A Planned Development shall not be established on less than 5 acres unless the City finds a smaller area is suitable by virtue of the proposed development characteristics or location.
- (2) Comprehensive Plan Compliance & Adjacent Property Protection.
- (a) The Planned Development plan and program shall present an organized arrangement of buildings, service facilities, open spaces and improvements in compliance with the intent of the Comprehensive Plan that also protects the property rights of adjacent property owners.
- (b) Yards and setbacks located on the periphery of a Planned Development shall be at least as deep as those required by the yard regulations of the underlying Zoning District unless the City finds that equal protection will be accorded through the specific design features of the approved plan.
- (3) Lot Coverage and Building Height. Lot coverage and building height shall be no greater than for the underlying Zoning District unless the City finds that an exception is warranted considering adjacent property protections and the amenities proposed in the total development.
- (4) Open Space. Open space in a Planned Development means the land area to be used for scenic or open recreational purposes within the development.
- (a) Open space does not include street right-of-way, driveways, parking areas, required setbacks, or public service easements unless these areas have some special recreational design or purpose.
- (b) Open space shall be adequate for the recreational and leisure use of the population occupying the Planned Development and shall be designed to enhance the development.
- (c) Landscaping shall be provided and the Planned Development shall utilize and maintain the natural features of the property to the maximum extent possible
- (5) Density. The average density shall be no greater than for the underlying Zoning District unless the City finds that an exception is warranted considering adjacent property protections and the amenities proposed in an approved Planned Development.
- (6) Subdivision Lot Sizes. Minimum area, width, depth and frontage requirements

for subdivision lots in a Planned Development may differ from the underlying Zone if approved in accordance with the approved Planned Development.

- (7) Development Standards. The City may modify the development standards of the underlying zone to conform to the approved Planned Development if adjacent property rights and the health, safety and welfare of the general public are protected. Additional standards and controls may include, but are not limited to, the following:
- (a) Establishing time limits for completion of all or any portion of the project, including, but not limited to utilities, drainage facilities, streets, curbs, gutters, sidewalks, parking areas, landscaping, fencing, screening, and recreation areas.
- (b) Requiring CC&R legal guarantees for the shared maintenance of common facilities and open space. Documents dedicating development rights and provisions for maintenance shall be approved by the City.
- (c) Requiring contractual agreements with the City to assure development of streets, sidewalks, drainage facilities, utilities, and other improvements in conformance with City Standards.
- (8) Phased Development. The Applicant may request approval to develop the site in successive stages as proposed in the Planned Development.
- (a) Each such stage shall be a substantially complete unit of development.
- (b) The City may require that development be done in stages if public facilities are not adequate to service the entire development initially.
- (9) Permitted Uses in Residential Planned Developments. The following uses and their accessory uses may be permitted in an approved Planned Development in a Residential District.
- (a) Residential use of land.
- (b) Supporting commercial uses when approved by the City.
- (c) Supporting community service uses when approved by the City.
- (d) Proposed standards or controls shall be specified in the Planned Development. Where applicable the requirements may be made part of deed CC&R's.
- (1) The site size is approximately 44,200 square feet which is slightly over 1 Acre of land. The subject property is a long somewhat narrow strip of land. The property size, shape, and location are well suited to be developed as a Planned Development of compatible uses under the requirements of the City of Adair Village Code.
- (2) The site is somewhat irregular in shape, and encumbered by a storm utility easement through the southeast corner of the property. The proposed residential use is an extension of the existing residential developed land east and north the subject property. The subject property is residential zoned land bordering the west edge of the Urban Growth Boundary nearest the Highway 99 corridor. This development proposal is a favorable addition to the neighborhood providing open area in the form of greater building setbacks and increased yards adjacent to existing residential properties. This

open area between the proposed houses and existing residences is paired with an efficient use of the buildable area directly adjacent to and along William R. Carr Avenue. This in turn provides an effective buffer from traffic noise on Highway 99 for existing residences. The Comprehensive Plan policies state it is to be broadly committed to provide conservation and development policies for the orderly and efficient development of community resources. The Housing chapter of the Comp Plan says Planned Developments are permitted that encourage the application of new techniques to achieve efficiencies in land development. All four New Housing Policies in the Comp Plan support efforts to provide a wide range of housing development types. Comp Plan New Growth Management Principle 9 is to ensure efficient urban development through compact development by reducing minimum lot sizes for a mix of housing types and lot sizes. The New Growth Management Section of the Comp Plan encourages compact site development such as zero-lot-line development. The Land Use Goals and Policies of the Comp Plan encourage higher density compact residential development to provide more efficient utilization of land and to reduce the cost of public facilities and services.

- (3) All proposed homes will not exceed the maximum vertical height limitation of 30 feet for the R-1 zone per Code Section 4.111(4)(g) unless otherwise approved. The proposed Lot coverage by buildings ranges from 38.7% to 19.9%. Rear and side yard setback distances exceed City standards. Front set back distances meet the 20-foot standard required by code.
- (4) Private open areas provided outside the normal rear yard setback areas of most southern 6 Lots is approximately 5530 square feet of land. A utility easement is expected to run through this area; however, no utility structures other than a ground level manhole lid will be visible. No utility improvements will impede the use as open space with ground cover or landscaping and other movable items such as picnic tables. This open area of each lot is proposed to be privately maintained and for leisure use by each Lot within each private rear yard. Additional rear yard setback areas along all other Lots will vary but exceed code requirements up to just over 11 additional feet to beyond normal 15-foot rear yards setbacks. Because the property is narrowest at the north end, some homes face north as they do not otherwise fit. The side yard of one north facing home is increased to just over 15 feet which is beyond the normal 5-foot setback required by code.
- (5) The average lot size proposed is approximately 3157 square feet per home with rear and side yard setback distances exceeding City standards. Front yard setbacks comply with the 20-foot required by Code in the R-1 Zone. The proposed subdivision is a Planned Development with exceptions outside the requirements of the R-1 zone for single family residential. The proposal complies with all code requirements except for lot size and density. Therefore, it is presented as a Planned Development per Section 7.200 of the City Code in accord with Sections 9.410 and 9.890 of the City Comprehensive Plan. The proposed lot areas vary from 2119 to 4464 square feet with a density of 16 homes per acre. The standard lot size for the R-1 Zone is 10,000 square

feet which is a density of 4.3 homes per acre unless they are zero-lot duplexes which then are 5,000 square foot Parcels (8.6 homes per acre).

- (6) The proposed Lot widths meet or exceed the 25-foot minimum required by Code Section 5.122(1). Yards/building setbacks comply with or exceed the minimums required by code for the R-1 Zone. Front exterior street yards comply with the 20-foot requirement of the Zone. Proposed street side yard exceeds the 10-foot required minimum by over 3 feet. Interior side yards comply with or exceed the 5-foot distance required within the R-1 Zone. Rear yards exceed the required 15-foot minimum on all Lots. All proposed Lots are smaller than the 10,000-square foot requirement for the R-1 Zone. The proposal complies with all code requirements except for lot size and density. The proposed lot areas vary from 2119 to 4464 square feet with a density of 16 homes per acre. The standard lot size for the R-1 Zone is 10,000 square feet which is a density of 4.3 homes per acre unless they are zero-lot duplexes which then are 5,000 square foot Parcels (8.6 homes per acre).
- All proposed Lots are single-family homes with private yards. Proposed driveways exceed the minimum 20-foot distance from the curb return along William R. Carr (collector street). However, an exception to to the City Public Infrastructure Design Standards Manual is request regarding one driveway which is located on Laurel Drive 22 feet from William R. Carr Avenue. This driveway is located per Code Sections 5.122(2)(e) and 5.122(3)(a). While this driveway location is not a deviation from Code, it varies from the approved location specified in the City Public Infrastructure Design Standards Manual. The City design standard requires driveways on a local street be located no closer than 10 feet "from the nearest curb return radius". Table 3.8.10 of the City design standards requires the curb return provide a 25-foot radius on local residential streets. The proposed driveway for Lot 2 is slightly over 5 feet from the curb return, approximately 4.95 feet closer to the curb return than design standards allow. No CC&R's or special maintenance agreements are proposed as no improvements are shared. To facilitate home construction and prevent damage to new improvements, the adjacent sidewalk and driveways will be constructed by the home builder when each Lot is developed if approved by the City in accordance with Division 3 Section 3.9 of the City Public Infrastructure Design Standards Manual. The required sidewalk and driveway for each pair of homes will be constructed with each pair of homes.
- (8) All required public improvements will be provided prior to subdividing per ORS 92. No phasing is proposed at this time.
- (9) No special uses are proposed. The proposed use is single family residential Lots.

### SECTION 7.240 PLANNED DEVELOPMENT ELEMENTS

In addition to the Application requirements of Sections 2.130 & 2.140 and the approved PD Conceptual Plan the Applicant shall address the following elements in the submitted Planned Development:

(1) A complete site development plan in general conformance with the approved

Conceptual Plan including a vicinity map showing location of streets and lots in the area within 300 feet of the proposed development.

- (2) Existing and proposed topographic contour map of the site to a scale commensurate with the size of the development.
- (3) Existing contiguous Land Uses.
- (4) Location, widths, and names of all existing or platted streets or other public ways, railroad and utility rights-of-way, parks, or other public open spaces and land uses within 300 feet of the development.
- (5) Existing sewers, water mains, and other underground facilities within and adjacent to the development and their certified capacities.
- (6) Existing utility locations.
- (7) Existing natural features such as trees, streams and topography.
- (8) Existing trees over six (6) inches in diameter and groves of trees shall be shown. Trees to be removed by the proposed development shall be so identified.
- (9) Proposed land use development plan including housing unit densities including number of units per acre, type of residences, neighborhood commercial facilities and community facilities such as schools or parks.
- (10) Proposed grading patterns and amended topographic map.
- (11) Proposed Preliminary architectural plans and elevations of buildings and structures, indicating the general height, bulk, appearance and number of dwelling units.
- (12) Proposed Areas to be dedicated or reserved for interior circulation, public parks,
- playgrounds, school sites, public buildings, or other uses dedicated or reserved to the public, if any.
- (13) Proposed location and dimensions of bikeways, pedestrian walkways, malls, trails, or easements.
- (14) Proposed Vehicular and pedestrian access and circulation patterns within and adjacent to the proposed development.
- (15) Proposed location, arrangement, number and dimensions of automobile garages
- and parking spaces and truck loading and unloading spaces, if any.
- (16) Proposed Open space that is to be maintained and controlled by the owners of the property or maintained and controlled by a Homeowners Association and the proposed uses thereof.
- (17) Proposed preliminary tree planting and landscaping plan.
- (18) Proposed landscaping plan showing, screening and fencing proposals and proposed preliminary tree planting.
- (19) Proposed method of solid waste disposal.
- (20) Proposed method for provisions of water supply and sewage disposal including location and capacity of proposed sanitary sewers or other disposal facilities, water mains and other underground utilities.
- (21) Proposed utilities for the project.

- (22) Proposed method of surface water drainage and proposed system for the management of storm drainage.
- (23) Street and open space lighting proposals.
- (24) Proposed stages, if any, of development construction. Such stages shall be clearly marked on the Submitted Plans.
- (25) Proposed Subdivision.
- (a) A Subdivision Tentative Plan in conformance with Section 2.300 may be presented for approval as part of the Planned Development request or may be submitted at a later date for approval.
- (1) The required site plan is provided with this application.
- (2) The existing conditions map provides contours indicating the property slopes east away from William R. Carr Avenue. The final grading will occur during home construction. Storm water run-off from impervious areas will be captured and carried to a flow control structure attached to a storm detention pond to store water from heavier storm events. Surface water run-off that has historically flowed onto adjacent properties from the site should be decreased with the proposed improvements.
- (3) Adjacent lands are shown in the plans provided.
- (4) All adjacent streets are indicated in the submitted plans including their widths.
- (5) All know utilities are indicated in the submitted plans. There are no know capacity limitations identified.
- (6) All know utilities are indicated in the submitted plans.
- (7) Existing features including trees are indicated in the submitted plans.
- (8) One dead tree and two Sweet Gum trees must be removed for home construction.
- (9) The plans and narrative indicate the proposed single-family residential development includes 16 homes per acre.
- (10) The existing conditions map provides contours indicating the property slopes east away from William R. Carr Avenue. The final grading will occur during home construction. Storm water run-off from impervious areas will be captured and carried to a flow control structure attached to a storm detention pond to store water from heavier storm events. Surface water run-off that has historically flowed onto adjacent properties from the site should be decreased with the proposed improvements.
- (11) Preliminary architectural renderings are included with this land use application.
- (12) The plans indicate proposed utility easements.
- (13) Sidewalk proposed is shown on the plans. Sidewalk adjacent to William R. Carr Avenue is 6 feet wide and sidewalk along Laurel Drive is 5 feet wide per the City standards. Proposed and existing utility easements are also shown in the plans submitted.
- (14) The proposed driveways area shown in the submitted plans.
- (15) Automobile garages will be large enough to house one vehicle for each home.
- (16) No share open space is proposed.

- (17) Required trees, landscaping, and fencing will be provided with each home during Lot development in compliance with City code.
- (18) Required trees, landscaping, and fencing will be provided with each home during Lot development in compliance with City code.
- (19) Individual solid waste containers will be provided by each resident.
- (20) The best information available at this time leads us to provide the proposed public utility extension shown in the submitted plans. An 8" public water line extension is planned to commence at NE Carment Place and continue southerly to a proposed fire hydrant at the south end of the subject property. The 8" public sanitary sewer line is planned to extend from Laurel Drive to the south end of the subject property through an easement. The public storm system is planned to extend along the downhill side of each Lot to capture run-off from impervious surfaces. Public storm extensions are also proposed to capture gutter drainage along the east side of William R. Carr Avenue.
- (21) Proposed utilities area shown on the submitted plans. Franchise utilities are all presently available from overhead lines. Natural gas is available along Laurel Drive only.
- (22) The existing conditions map provides contours indicating the property slopes east away from William R. Carr Avenue. The final grading will occur during home construction. Storm water run-off from impervious areas will be captured and carried to a flow control structure attached to a storm detention pond to store water from heavier storm events. Surface water run-off that has historically flowed onto adjacent properties from the site should be decreased with the proposed improvements. The public storm system is planned to extend along the downhill side of each Lot to capture run-off from impervious surfaces. Public storm extensions are also proposed to capture gutter drainage along the east side of William R. Carr Avenue.
- (23) A street light presently exists at the intersection of William R. Carr Avenue and Laurel Drive. All other proposed lights will be normal to home construction which usually include a small number of porch lights.
- (24) Public improvements will be provided for the subdivision plat per ORS 92. These public improvements include all public utility extensions, ADA curb ramp, City street and curbing, and associated traffic control devises. To facilitate home construction and prevent damage to new improvements, the adjacent sidewalk and driveways will be constructed by the home builder when each Lot is developed if approved by the City in accordance with Division 3 Section 3.9 of the City Public Infrastructure Design Standards Manual. The required sidewalk and driveway for each pair of homes will be constructed with each pair of homes.
- (25) The tentative plat is included in the submitted plans.

### SECTION 7.250 PLANNED DEVELOPMENT PROGRAM

- (1) Program Elements.
- (a) Narrative statement of the intent, purpose and proposed amenities to be

provided in the proposed Planned Development.

- (b) Proposed members of the Professional Design Team.
- (c) Proposed ownership pattern.
- (d) Operation and maintenance proposal, such as condominium, co-op, or Homeowners Association.
- (e) A development schedule including expected starting and completion dates indicting when roads, utilities and drainage facilities intended to serve the development are to be installed. If the development is to be constructed in stages, the intended schedule of events. Such stages shall be clearly marked on the proposed Planned Development.
- (f) Method of public improvements financing, if any.
- (g) Tables showing the total number of acres and the percentage of the total area that is proposed for each type of use including dwelling types, offstreet parking, streets, parks, playgrounds, schools, and open spaces as shown on the proposed development plan.
- (h) Tables showing the density of the proposed residential developments showing density by dwelling types including a comparison with the specified Code densities and an overall density for the proposed Planned Development.
- 1. Drafts of appropriate restrictive covenants and drafts of documents providing for the maintenance of any common open space, or required dedications or reservations of public open spaces and of any dedications of development rights.
- (1) All required information is provided in the submitted plans, application, and narrative. The required table is also included following this narrative for comparison with standards of the R-1 Zone and in compliance with this code section. No restrictive covenants or agreements for maintenance are proposed at this time.

### SECTION 7.260 APPROVAL

- (1) A Public Hearing by the Adair Village Planning Commission shall be held in conformance with the Conditional Use procedures of Section 2.500. Following the hearing and approval of the Planned Development, the Plan shall be resubmitted to the City containing any Conditions of Approval applied by the City.
- (2) Approval of the Planned Development includes approval of all attached drawings, the program and other submitted elements and all Conditions of Approval.

The approved plan together with any Conditions of Approval shall be titled "Approved Planned Development for (Name of the Development)" and shall be submitted for verification and acceptance by the City Administrator. Approval shall be noted and dated on the cover of the "Approved Planned Development

- for (Name of the Development)" and filed in the Record File of the Application. If the Conditions of Approval have not been fully complied with and their inclusion cannot be resolved with the City Administrator, the Application shall be resubmitted to the Planning commission for clarification.
- (3) The Subdivision procedures set forth in Section 2.320 shall be followed and included in the Record File if the property is to be divided or streets are to be dedicated unless private street exceptions have been approved by the City.
- (4) All public site dedications, development rights to open spaces or other dedications for the entire site or approved staged portion shall be certified and placed in the Record File prior to the issuance of any building permit.
- (5) Final copies of all approved articles governing operation and maintenance shall be placed in the Record File prior to the issuance of any building permit.
- (6) The Approved Planned Development shall be noted on the official zoning map. All building permits shall be issued only in conformance with the Approved Planned Development recorded in the Record File.
- (1) We acknowledge and will comply with requirements of this code section.

### SECTION 7.270 AGREEMENT & SECURITY

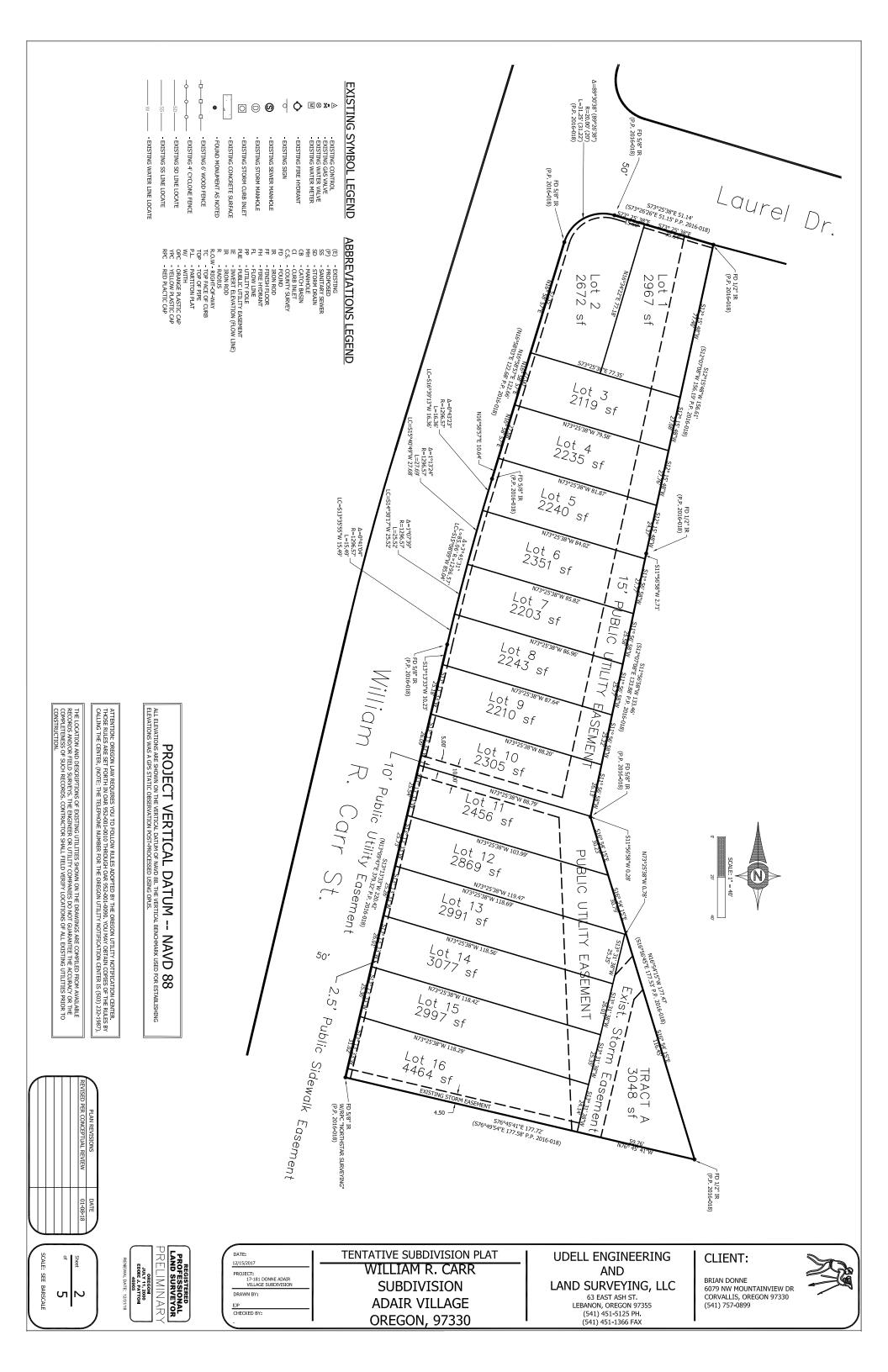
In accordance with Sections 8.510, 8.520 and 8.600 the owner of the Approved Planned Development shall file with the City an Agreement and Security between the Owner and the City to assure full and faithful performance of the Approved Planned Development. Such assurance of full and faithful performance shall be for a sum approved by the City as sufficient to cover all costs to complete the work and recover the City's full cost and expenses, together with court costs and attorney fees. The agreement shall also provide for reimbursement of the City's cost of inspection in accordance with Section 8.100 (5). If the Owner fails to carry out the provisions of the Agreement within the period specified and the City has costs or expenses resulting from such failure, the City shall call on the Security for reimbursement. If the Security exceeds the cost and expense incurred by the City, the City shall release the remainder. If the Security is less than the cost and expense incurred by the City, the Owner shall be liable to the City for the difference.

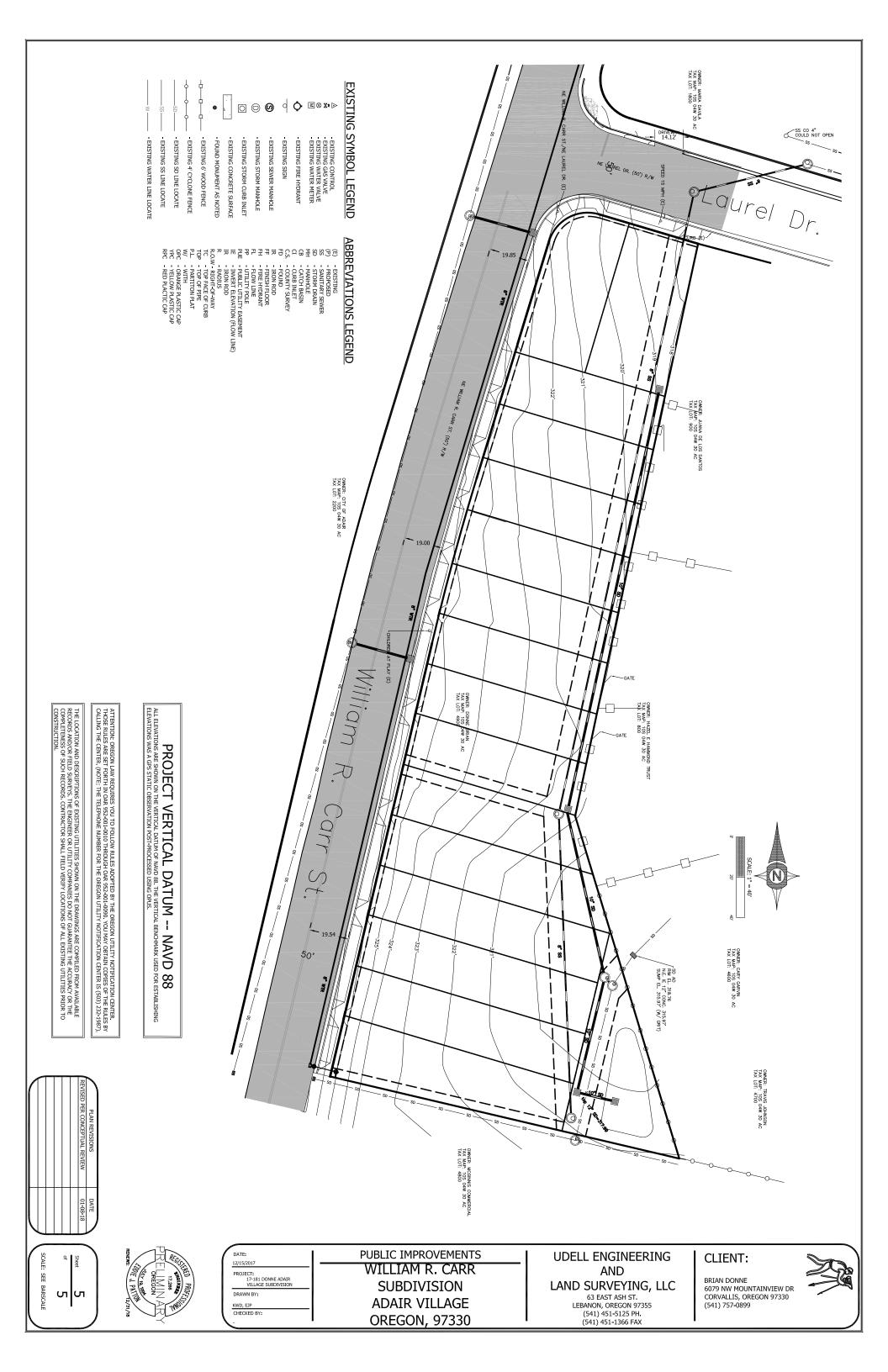
(1) We acknowledge and will comply with requirements of this code section.

### SECTION 7.280 CHANGES IN APPROVED DEVELOP PLAN

- (1) Major Changes: Major changes in the Approved Planned Development after it has been adopted shall be considered a new petition and shall comply with the procedures for adoption.
- (2) Minor Changes: Minor changes in the Approved Planned Development may be approved by the City Administrator, provided that such changes:
- (a) Do not change the character of the development or the density.
- (b) Do not change the boundaries of the PD Area.

- (c) Do not change any use, such as residential to commercial.
- (d) Do not change the development configuration or the total amount of land devoted to a specific land use.
- (e) Do not relax dimensional standards or other specific requirements established by the City as a Condition of Approval.
- (3) Expiration: If substantial construction or development has not taken place within the time requested in the Application or within two (2) years of the date of final acceptance of the Approved Development Plan, the City Administrator shall review the status with the owner and make a report on the findings to the Planning Commission with a recommendation on a time extension.
- (a) Upon abandonment of a particular Planned Development, or if its development has not been substantially completed within the time specified in the Approved Planned Development, the City may schedule public hearings to remove the Approved Planned Development designation unless a request to extend the time limit is approved.
- (b) The procedure for removal of an Approved Planned Development is essentially the same as for adoption. The decision shall be reviewed at a public hearing of the Planning Commission to determine whether or not continuation in whole or in part is in the public interest. The Planning Commission may maintain the Approved Planned Development, revoke the Approved Planned Development approval, or grant a time extension if it appears justifiable. If the Approved Planned Development is repealed, further use of the property and future structures thereon shall be in accordance with the existing Zoning.
- (1) We acknowledge and will comply with requirements of this code section.







# DONNE PLANNED DEVELOPMENT SUBDIVISION CITY COUNCIL HEARING PROCEDURE

February 20, 2018 6:00 pm

### 1. Announce the purpose of the public hearing.

The requested action is **Approval** of the **Donne Planned Development Subdivision Tentative Plan** prior to approval of the **Recorded Plat**.

The Applicant is requesting approval of a 16 Lot **Urban Planned Development Subdivision Tentative Plan** containing Lots with an average size 4,394 sq. ft.

# 2. Requests any member of the Hearing Body to announce and identify any potential, conflicts of interest or any ex parte contacts.

- (a) Place on the record the substance of any written or oral ex parte communications concerning the decision or action.
- (b) Make a public announcement of the content of the communication and of the parties' right to rebut the substance of the communication at the first hearing following said communication.

### 3. Make the following statements at the commencement of the hearing:

- (a) The applicable criteria is specified in the Staff Report.
- (b) Make a statement that testimony and evidence must be directed toward the criteria or other criteria contained in the Development Code or Comprehensive Plan that a person believes to apply to the decision.
- (c) State that failure to raise an issue with sufficient detail to afford the decision maker and the parties an opportunity to respond to the issue precludes appeal to the Land Use Board of Appeals (LUBA), based on that issue.

### 4. Staff Report.

Present a brief overview.

## 5. Request a Report from The Planning Commission.

Request testimony from other Governmental Agencies.

County, State and other affected agencies.

### 6. Testimony:

- (a) A person shall first stand and state his full name and address.
- (b) The presiding officer, members of the Hearing Body, or others, with the approval of the chair may question a witness.

### 7. Applicant Presentation is heard first:

- 8. Proponents Testimony in favor of the application:
- 9. Opponent's Testimony in opposition to the application:
- 10. Applicant's rebuttal to Opponent's testimony.
- 11. Close of hearing and deliberation by Hearing Body.

The Hearing Body may make its decision at the hearing or may continue its deliberation to a subsequent meeting time and place that shall be announced. The Hearing Record shall be held open for a minimum of 7 days if requested.



# DONNE PLANNED DEVELOPMENT SUBDIVISION CIY COUNCIL HEARING

FEBRUAY 20, 2018 6:00 PM

The Public Hearing will occur on February 20, 2018 at 6:00 pm. at the Adair Village City Hall.

**Requested Action:** Approval of a Planned Development Subdivision Tentative Plan

Owner/Applicant: Brian Donne

Property Location East of US Highway 99, east side of William R. Carr Street south of

**Laurel Drive** 

Assessor Maps 10S-4W-30AC-Tax Lot 4900

Area: 1.02 acres

Land Use Zone: Adair Village Residential Zone R-1

### AREA SUMMARY

THE SITE IS 1.02 ACRES – 44,431 SQUARE FEET THERE ARE 16 RESIDENTIAL SITES THERE IS AN AVERAGE OF 2,777 SQUARE FEET PER LOT LOTS SIZES AVERAGE 25+ FEET WIDE & 80+ FEET DEEP

THERE ARE 8 DUPLEX UNITS HOUSING 16 HOUSES – 1 HOUSE PER LOT EACH DUPLEX AVERAGES 40-46 FEET IN WIDTH & 42- 46 FEET IN DEPTH

THERE IS A PROPERTY LINE DIVIDING WALL BETWEEN EACH DUPLEX UNIT ELIMINATING THE NEED FOR TWO SIDE YARD SETBACKS OF FIVE FEET EACH. THIS PROVIDES AN ADDITIONAL FIVE FEET OF WIDTH FOR EACH HOUSING UNIT THAT ARE LOCATED ON NARROWW LOTS APPROXIMATELY 25 TO 27 FEET WIDE.

THERE ARE TWO HOUSING TYPES
HOUSE NUMBER 0216 IS 2,480 SQUARE FEET
HOUSE NUMBER 0414 IS 2,575 SQUARE FEET



### STAFF REPORT

Six rural cities in the region have applied for a grant from business Oregon to hire a full time economic development position through an organization known as RAIN. RAIN - they are a regional accelerator & innovation network who helps communities like ours find and support entrepreneurs & innovators by connecting them to people, programs and capital to help them launch or scale "traded sector" businesses (selling nationally and/or internationally, and bringing wealth and jobs to our community).

This position would focus on adventure catalysts looking to grow their businesses and find funding throughout the region. The six cities have asked Adair Village and Brownsville if we would like to join this group in seeking funding for this position and in turn receive some of the benefits of having this position. The breakdown would be as follows:

		Population	Pro-Rata of
City	Population	% to Total	\$20,000
Adair Village	850	2.2%	\$ 444.15
Brownsville	1,705	4.5%	\$ 890.92
Halsey	925	2.4%	\$ 483.34
Harrisburg	3,655	9.5%	\$ 1,909.86
Lebanon	16,720	43.7%	\$ 8,736.77
Monroe	620	1.6%	\$ 323.97
Philomath	4,710	12.3%	\$ 2,461.14
Sweet Home	9,090	23.7%	\$ 4,749.84
Totals	38,275	100.0%	\$20,000.00

It is my recommendation that we support these other cities and continue to grow the existing relationship[s we have. I also think that in the near future we could benefit from some of these services.



### **STAFF REPORT**

Linda at Sweet Taste Bakery is requesting for the next three months of rent to be forgiven due to a down turn in business and a few other issues that have arose. Linda does not want to shut down but is in a financial bind. Linda is going to use this opportunity to market with Santiam Christian, cut her expenses, and look at getting other contracts with businesses. Linda also expects to see an increase in business as the City is now starting to see development.

The financial impact to the City would be a total of \$1800.00.