



CITY OF MILWAUKIE

NOTICE OF PUBLIC HEARING

Date mailed: July 3, 2019

You are receiving this notice because an annexation has been proposed in your area. The proposal requires public hearings by the Milwaukie Planning Commission and City Council and notice to the property owner; applicant; and all property owners, residents, and neighborhood district association(s) within 400 feet of the annexation area. The proposal and information on how to respond to this notice are described below.

The Milwaukie Planning Commission will hold a public hearing on the proposal at a meeting beginning at 6:30 p.m. on Tuesday, July 23, 2019, at Milwaukie City Hall, 10722 SE Main Street.

The Milwaukie City Council will hold a public hearing on the proposal at a meeting beginning at 6:00 p.m. on Tuesday, August 20, 2019, at Milwaukie City Hall, 10722 SE Main Street.

File Number(s):	A-2019-002
Location:	Public right-of-way (ROW) on Lake Rd and Kuehn Rd near 4900 SE Lake Rd (no tax lots) <i>A map of the site is located on the last page of this notice.</i>
Proposal:	Annexation of the public ROW adjacent to the recent Cereghino Farms subdivision on Lake Rd at Kuehn Rd. (The new subdivision lots were annexed separately under file #A-2019-001.) This application is for annexation of the public ROW only and does not affect any private properties. Note: The approval process for this annexation includes a Planning Commission hearing on July 23, 2019 , with a final decision by the City Council on August 20, 2019 . No construction in the Lake Rd or Kuehn Rd ROW is proposed—construction of street improvements related to the Cereghino Farms subdivision has largely been completed.
Applicant:	City of Milwaukie
Primary Contact Person (staff contact):	Brett Kever, Associate Planner City of Milwaukie Planning Department 6101 SE Johnson Creek Blvd, Milwaukie, OR 97206 Tel. 503-786-7657; Email kelverb@milwaukieoregon.gov
Neighborhood District Association(s):	– Lake Road NDA (Milwaukie) – Oak Grove Community Council (unincorp. Clackamas County)
Applicable Criteria:	<ul style="list-style-type: none"> • MMC Section 19.1007 Type IV Review • MMC Chapter 19.1100 Annexations and Boundary Changes Copies of these criteria are available upon request and can also be found at www.qcode.us/codes/milwaukie/ .

Notice of Public Hearing—File #A-2019-002
Annexation of public ROW in Lake Rd & Kuehn Rd
Planning Commission hearing date: July 23, 2019
City Council hearing date: August 20, 2019

To learn more about a proposal: Call the staff contact assigned to the proposal or visit the project webpage at <http://www.milwaukieoregon.gov/planning/2019-002>. The initial staff report on the proposal will also be available for public viewing after 8 a.m. on **Wednesday, July 17, 2019**, at the following locations:

- Planning Department, Johnson Creek Facility, 6101 SE Johnson Creek Blvd (by appointment; open weekdays 8:00 a.m. to 5:00 p.m.)
- Ledding Library Temporary Location, 9600 SE Main St (call 503-786-7580 for current hours)
- City Hall, 10722 SE Main St (open weekdays 8:00 a.m. to 5:00 p.m.)
- City website, <http://www.milwaukieoregon.gov/meetings>

Copies of information in the file can be obtained for a reasonable fee. Copies of applicable City ordinances and the Comprehensive Plan are also available for review at the locations listed above.

To comment on a proposal: You are invited to attend this hearing or submit comments in writing before the meeting time. You may send written comments in advance to the staff contact listed above, or you may submit your comments in person at the hearing. If you want to present verbal testimony, either pro, con, or to raise questions, you will be invited to speak following the applicant's testimony. Testimony and comments at this hearing must be directed towards the criteria identified. If you submit a written comment or comment in person at the hearing, you will be sent a copy of the decision or recommendation. All written and verbal comments become part of the permanent record.

Recommendation: The Planning Commission will make a recommendation at the hearing. The recommendation will be forwarded to the City Council, who will issue a decision. The recommendation is considered by the City Council in issuing their decision. However, the recommendation is nonbinding and is not appealable.

To appeal a decision: The City Council's decision may be further appealed by a person with standing. In order to establish standing, you must do at least one of the following: submit written comments to the staff contact before the hearing date; attend the hearing and sign in; or attend the hearing, sign in, and make a verbal comment. Any issue that is intended to provide a basis for appeal must be raised in writing on or before the hearing date with sufficient specificity to afford the responsible parties an opportunity to respond to the issue. Failure to raise an issue with sufficient specificity, and accompanied by statements or evidence sufficient to afford the responsible parties an opportunity to respond to the issue, will preclude any appeal on that issue to the Land Use Board of Appeals (LUBA).

The City of Milwaukie is committed to providing equal access to information and public meetings per the Americans with Disabilities Act (ADA). If you need special accommodations, please call 503-786-7600 at least 48 hours prior to the meeting.

NOTICE TO MORTGAGEE, LIENHOLDER, VENDOR, OR SELLER:

THE MILWAUKIE MUNICIPAL CODE REQUIRES THAT IF YOU RECEIVE THIS NOTICE IT SHALL BE PROMPTLY FORWARDED TO THE PURCHASER.