



Land Use File(s): ZA-14-03

NOTICE OF DECISION

This is official notice of action taken by the Milwaukie City Council on January 20, 2015.

Applicant(s):	City of Milwaukie
Appellant (if applicable)	NA
Location(s):	9391, 9410, 9401, 9423, and 9435 SE 32nd Ave
Tax Lot(s):	1S1E25BD07700, 1S1E25CA01000, and 1S1E25DB01600
Application Type(s):	Zoning Ordinance Amendment
Decision:	Approval
Review Criteria:	<u>Milwaukie Zoning Ordinance:</u> <ul style="list-style-type: none">• MMC Section 19.902.5 Zoning Text Amendments• MMC Section 19.902.6 Zoning Map Amendments• MMC Section 19.1000 Review Procedures• MMC Section 19.1006 Type III Review• MMC Section 19.1008 Type V Review
Neighborhood(s):	Ardenwald-Johnson Creek

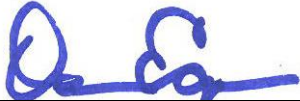
Appeal period closes: 5:00 p.m., February 4, 2015

This decision may be appealed by 5:00 p.m. on February 4, 2015, which is 15 days from the date of this decision. Only persons who submitted comments or made an appearance of record at the public hearing have standing to appeal the decision by filing a written appeal. An appeal of this decision would be heard by the Milwaukie City Council following the procedures of MMC Section 19.1010 Appeals. This decision will become final on the date above if no appeal is filed during the appeal period. Milwaukie Planning staff can provide information regarding forms, fees, and the appeal process at 503-786-7630 or planning@milwaukieoregon.gov.

This notice is issued in accordance with Milwaukie Municipal Code (MMC) Section 19.1006 Type III Review (for the map) and (MMC) Section 19.1008 Type V Review. The complete case file for this application is available for review between 8:00 a.m. and 5:00 p.m. on regular business days at the Planning Department, Johnson Creek Facility, 6101 SE Johnson Creek Blvd. Please contact Denny Egner, Planning Director, at 503-786-7654 or egnerd@milwaukieoregon.gov, if you wish to view this case file.

The amendments were adopted by Milwaukie City Council as Ordinance #2089 on **January 20, 2015**. The amendments add "eating establishments" to the list of permitted uses in the C-L Limited Commercial Zone on three commercial properties at the intersection of 32nd Avenue and Olsen St. A copy of the final ordinance, which includes the amendments and findings in support of approval, is available at <http://www.milwaukieoregon.gov/planning/za-14-03>.

Appeals of Type V decisions are handled by the Oregon Land Use Board of Appeals (LUBA) at: 550 Capitol Street NE, Suite 235, Salem, Oregon 97301-2552, 503-373-1265, <http://luba.state.or.us>. They can provide information regarding the timeline for filing an appeal and the proper forms and procedures.



Dennis Egner, AICP
Planning Director

cc: Property Owners and Occupants of 9391, 9401, and 9410 SE 32nd Ave
Planning Commission (*via e-mail*)
Steve Butler, Community Development Director (*via e-mail*)
Jason Rice, Engineering Director (*via e-mail*)
Samantha Vandagriff, Building Official (*via e-mail*)
Bonnie Lanz, Permit Specialist (*via e-mail*)
Mike Boumann and Matt Amos, CCFD#1
NDA(s): Ardenwald-Johnson Creek (*via e-mail*)
Interested Persons
Land Use File(s): ZA-14-03