

YAMHILL COUNTY PLANNING COMMISSION MINUTES

Thursday, December 5, 2002 @7:00 p.m.

Yamhill County Courthouse, Room 32

535 E 5th St.

McMinnville, Oregon 97128

Roll Call-Alan Halstead, Daryl Garrettson, Bernie Diefenderfer, Marjorie Ehry, Robert Smiley.
Absent: Gary Johnson, Brad Myers, Dean Brown, Sid Friedman. Staff: Ken Friday, Rick Sanai -
Legal Counsel

Bernie Diefenderfer moved to approve the **minutes** of November 7, 2002 as submitted.
Seconded by Robert Smiley. Approved unanimously.

CONTINUATION OF A QUASI-JUDICIAL PUBLIC HEARING:

DOCKET NO.: PAZ-05-02

REQUEST: Approval of a Comprehensive Plan amendment from Agriculture Forestry Large Holding to Quarry; a zone change from EF-40 Exclusive Farm Use to MR-2 Mineral Resource and adding approximately 68 acres of land to the Goal 5 aggregate inventory. Approval of this request would allow for expansion of the Anderson-A Quarry.

APPLICANT: Dayton Sand and Gravel Inc.

OWNER: Mr. and Mrs. Richard Sly

TAX LOT: 5423-1400 and 1403

LOCATION: 9365 SE Amity Road, Amity, Oregon

CRITERIA: Sections 402 and 404 of the Yamhill County Zoning Ordinance. Statewide Planning Goal 5. Oregon Administrative Rule (OAR) 660-023, in particular the section dealing with Mineral and Aggregate Resources of OAR 660-023-0180. Transportation Planning Rule of OAR 660-12-0060.

Vice-Chair Daryl Garrettson opened the hearing at staff recommendation.

Staff Recommendation: Ken Friday explained that the applicant requested additional time to meet with the surrounding property owners. Mr. Friday suggested a continuance schedule. Daryl Garrettson: Are we up against a time constraint? Ken Friday explained that a final decision needed to be reached within 180 days but the applicant has requested additional time. Mr. Friday said the 30 days would not count against the deadline. Alan Halstead: When does the 180 days end? Mr. Friday said he thought it was in March but now would be in April with the additional 30 days.

Daryl Garrettson asked staff if a motion is required to change the hearing date from the first Thursday of the month. Ken said yes. Daryl closed the public hearing. Daryl asked the audience if anyone had an objection to the Planning Commission continuing the hearing. No one in the audience objected.

MOTION: Alan Halstead moved to hold the January Planning Commission hearing on January 9, 2003 instead of the first Thursday which falls on January 2, 2003. Seconded by Marjorie Ehry. Approved unanimously by voice vote.

Daryl reopened the public hearing and called for a motion for a continuance.

MOTION: Robert Smiley moved to accept the staff recommendation for the continuance of Docket PAZ-05-02 to keep the record open until 5:00 p.m. on December 16th for all parties to submit additional evidence they wish to be part of the record, the evidence having to be in the Yamhill County Department of Planning and Development office by 5:00 p.m. The applicant will be given until December 23, 2002 at 5:00 p.m. to have any rebuttal materials to rebut any new evidence presented in the previous period to the Yamhill County Department of Planning and Development and that the matter be continued at the point of Staff recommendation at 7:00 p.m. on Thursday, January 9, 2003 in Rm 32 of the Yamhill County Courthouse. Alan Halstead asked if the applicant acknowledges the 30 day extension on the 180 day requirement? The applicant said that the acknowledgment was included in their letter. Seconded by Alan Halstead. Approved unanimous.

Election of Officers - Mr. Friday said that a sufficient number of ballots were not received for a clear majority so the results would be announced at a later date.

New Business: The Board voted to approve the majority of ordinance changes. The changes were reviewed.

The meeting was adjourned at 7:11 p.m.