



MINUTES
Planning Commission Meeting
Monday, June 10, 2019 City Hall- Council
Chambers, 39250 Pioneer Blvd., Sandy,
Oregon 97055 7:00 PM

COMMISSIONERS PRESENT: Don Carlton, Commissioner, Ron Lesowski, Commissioner, Hollis MacLean-Wenzel, Commissioner, John Logan, Commissioner, Chris Mayton, Commissioner, and Todd Mobley, Commissioner

COMMISSIONERS ABSENT: Jerry Crosby, Commissioner

STAFF PRESENT: Kelly O'Neill, Planning Director and James Cramer, Associate Planner

MEDIA PRESENT:

1. Roll Call
2. Requests From the Floor - Citizen Communication on Non- Agenda Items
3. OLD BUSINESS
4. NEW BUSINESS
 - 4.1. 18-046 DR/VAR Stow-A-Way Mini Storage

Staff Report - 0148

Vice-Chairman Carlton opened the public hearing on File No. 18-046 DR (Stow-A-Way storage facility) at 7:01 p.m. Carlton noted that this is a quasi-judicial public hearing. He called for any abstentions, conflicts of interest, ex-parte contact, challenges to the jurisdiction of the Planning Commission, or any challenges to any individual member of the Planning Commission. With no declarations noted, Vice-Chairman Carlton went over the public hearing procedures for a quasi-judicial public hearing and called for the staff report.

Staff Report: Planning & Building Director Kelly O'Neill Jr. provided a brief background of the continuance request from the applicant's representative, Mike Robinson. David Doughman explained additional details regarding the

public hearing and explained the potential options for Planning Commission regarding the staff report, applicant report, and public testimony.

Planning Commission discussed the options for the hearing and decided to hear an abbreviated presentation from staff, followed by the applicant presentation, and taking public testimony.

Associate Planner James Cramer summarized the staff report by presenting an abbreviated slide show as requested by the Commission.

Applicant Presentation: Mike Robinson, Attorney for Schwabe, Williamson, and Wyatt, 1211 SW 5 th Avenue, Suite 1900, Portland, OR 97204 Mr. Robinson provided a brief background on their written continuance request and that they would like to return to Planning staff with an improved application by the end of June. With the continuance Mr. Robinson said the 120-day rule clock will be tolled for 42 days.

Proponent Testimony: None 2

Opponent Testimony: Mark Benson, 16355 Champion Way, Sandy, OR 97055 Mr. Benson said he thinks the integrity on Planning Commission is great and then summarized an email exchange from 2016 he submitted for the record. Mr. Benson summarized his grievances and said that taxes are not being collected because the buildings were never approved and have not been added to the property assessment. Mr. Benson then claimed he is over \$300,000 into investment for the mini-storage facility. Mr. Benson stated the City should not grant the continuance and asked several Commissioners questions. Vice-Chairman Carlton gave Mr. Benson some insight into how the Planning Commission, applicant, and public should testify and that public testimony is not a question and answer session. Commissioner Lesowski stated the Planning Commission's role is to evaluate the land use proposal, not to issue business licenses or conduct administrative duties. Mr. Benson then stated he will soon be approaching City Council.

Staff Recap: Planning and Building Director Kelly O'Neill stated that by state law the City has to grant continuances if requested at the first evidentiary hearing and that City Council should be careful about communication with Mr. Benson or anyone else regarding Stow-A-Way as that will be ex parte contact if the Planning Commission decision is appealed.

Applicant Recap: Mike Robinson stated they do not want to present additional testimony and would rather wait until the continued hearing on July 22, 2019.

Moved by Ron Lesowski, seconded by Hollis MacLean-Wenzel

Staff Report - 0148

Motion: To continue the hearing to July 22, 2019 at 7:00 PM

Moved by: Commissioner Lesowski

Seconded by: Commissioner MacLean-Wenzel

Yes votes: All Ayes

No votes: None

Abstentions: None The motion passed.

CARRIED.

5. Items from Commission and Staff

5.1.

Planning and Building Director Kelly O'Neill Jr. provided information on upcoming meetings and why certain continuances were granted to certain scheduled meetings. Commissioner Lesowski said he wanted to state for the record that the last time he had contact with Mr. Benson regarding potential business was 7 or 8 years ago.

6. Adjourn

6.1.

Motion: To adjourn

Moved by: Commissioner Logan

Seconded by: Commissioner Mayton


Yes votes: All Ayes

No votes: None

Abstentions: None The motion passed.

Vice-Chairman Carlton adjourned the meeting at 7:34 p.m.


Co-Chair, Don Carlton


Staff, James Cramer