

ORDINANCE CB-0-171-92

STATE OF OREGON)
COUNTIES OF CLACKAMAS)
AND WASHINGTON)
CITY OF WILSONVILLE)

I, the undersigned, Assistant to the City Recorder of the City of Wilsonville, State of Oregon, being first duly sworn on oath depose and say:

On the 29th day of April, 1992, I caused to be posted copies An Ordinance Establishing Section 4.018 of the Wilsonville Code to Provide a City Council Call-Up Procedure of City Planning Commission or Design Review Board Approvals, and Setting a Public Hearing For May 4, 1992, in the following four public and conspicuous places of the City, to wit:

WILSONVILLE CITY HALL

WILSONVILLE POST OFFICE

LOWRIE'S FOOD MARKET

KOPPER KITCHEN

The notice remained posted for more than five (5) consecutive days prior to the time for said public hearing on the 4th day of May, 1992.

Diane M. Pankonin
DIANE M. PANKONIN
Assistant to the City Recorder

Subscribed and sworn to before me
this 11th day of May, 1992.

Vera A. Rojas
NOTARY PUBLIC, STATE OF OREGON

My Commission expires: 8-23-93

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Wilsonville City Council will hold a public hearing on Monday, May 4, 1992, at 7:00 p.m. at the Community Development Hearings Room, 8445 SW Elligsen Road, Wilsonville, Oregon, or to such other place to which the Council may adjourn.

The purpose of this hearing will be to consider Ordinance CB-0-171-92, An Ordinance Establishing Section 4.018 of the Wilsonville Code to Provide a City Council Call-Up Procedure of City Planning Commission or Design Review Board Approvals.

A complete copy of the ordinance is available for inspection at no cost. Copies may be provided at ten cents per page.

Inquiries pertaining to this hearing may be made by contacting Vera Rojas, City Recorder, or Michael E. Kohlhoff, City Attorney, at 682-1011. Public testimony, oral and written, regarding this ordinance will be accepted at the hearing. Written statements are encouraged and may be submitted prior to the hearing date.

ORDINANCE NO. 396

AN ORDINANCE ESTABLISHING SECTION 4.018 OF THE WILSONVILLE CODE TO PROVIDE A CITY COUNCIL CALL-UP PROCEDURE OF CITY PLANNING COMMISSION OR DESIGN REVIEW BOARD APPROVALS, AND SETTING A PUBLIC HEARING FOR MAY 4, 1992.

WHEREAS, from time to time final determinations on development approvals are made by the City Planning Commission or Design Review Board which may either, in whole or in part, effect matters of public concern and interest and/or Council adopted City policy, and the current appeals process does not provide an adequate process for City Council to review such matters. Therefore, the City Council finds there is a need for a City Council call-up procedure;

NOW, THEREFORE, THE CITY OF WILSONVILLE ORDAINS AS FOLLOWS:

4.018. City Council Call-Up

1. Within fifteen (15) calendar days of final action on any project, the City Council on its own motion, may call any final action taken by the Planning Commission or Design Review Board up for review by the Council. The call-up shall require the majority vote of the Council.

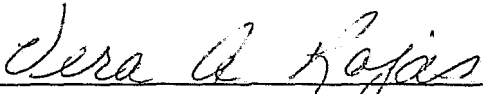
2. Notice of the call-up shall be provided to all parties who have testified or submitted written materials, the Planning Director, and the chairperson of the respective commission or board, and shall also be posted and published as provided in Wilsonville Code Section 4.011. The notice shall describe the property, set forth the nature of the action and state the time, place and date set for hearing and whether public testimony is to be received.

3. In calling a matter up, the Council shall define the issues to be called up and may limit any hearing to the record without taking public input at the hearing. The City Council shall act on the matter within thirty (30) days of the call-up, or the prior action is deemed approved.

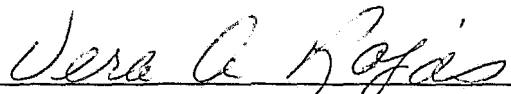
4. In the event the City Council votes to call-up an action taken by the Planning Commission or Design Review Board, any approvals granted by those entities shall be suspended until the Council has acted on the call-up.

5. Upon review, the Council may by resolution or order affirm, reverse or modify in whole or part a determination, condition or requirement, or remand with or without instructions, the decision or part thereof that has been called up.


SUBMITTED to the City Council and read for the first time at a regular meeting thereof on the 20th day of April, 1992, and scheduled for the second reading at a regular meeting of the Council on the 4th day of May, 1992, commencing at the hour of 7:00 P.M. at the Wilsonville Community Development Department office.


VERA A. ROJAS, CMC/AAE CITY RECORDER

ENACTED by the City Council on the 4th day of May, 1992, by the following votes: YEAS: 5 NAYS: 0.


VERA A. ROJAS, CMC/AAE, CITY RECORDER

DATED and signed by the Mayor this 5th day of May, 1992.


GERALD A. KRUMMEL, Mayor

SUMMARY of Votes:

Mayor Krummel	<u>AYE</u>
Council President Chandler	<u>AYE</u>
Councilor Carter	<u>AYE</u>
Councilor Lehan	<u>AYE</u>
Councilor Van Eck	<u>AYE</u>