

MINUTES

City of Brookings

SPECIAL COUNCIL MEETING

Brookings City Hall Council Chambers
898 Elk Drive, Brookings, Oregon 97415

Wednesday, February 25, 2009

Call to Order

Mayor Anderson called the meeting to order at 7:00pm.

Roll Call

Council Present: Mayor Larry Anderson, Councilors Hedenskog, Gordon, Kitchen and Pieper; a quorum present.

Staff Present: City Manager Gary Milliman, Planning Director Dianne Morris and City Recorder Joyce Heffington.

Other Present: Curry Coastal Pilot Reporter Arwyn Rice and approximately 13 public.

Public Hearings

Mayor Anderson opened the continuation of the quasi-judicial public hearing at **7:02pm** in the matter of File No. **APP-2-08**, an appeal of the Planning Commission's approval of a Detailed Development Plan (DDP) for Southwestern Oregon Community College (SWOCC), on a 10 acre site and a subdivision creating this 10 acre parcel and platting a street from an 80 acre parent parcel; located on the easterly side of Highway 101 approximately 1 mile north of its intersection with Carpenterville Road; Assessor's Map 40-14-00 Tax Lot 2400; zoned Master Plan Development (MPD); Oregon Shores and Catherine Wiley, appellants; CRAG, representative. Criteria used to decide this application can be found in Section 156-appeal to City Council; Section 70-Master Plan Development District (MPD); Section 100-Hazardous Building Site Protection; Section 176.060-Major Partitions and Subdivisions; and Section 172-Public Facilities, of the Brookings Land Development Code (ord.89-0-446). Reviewing the DDP (Detailed Development Plan) using these code sections is required by Chapter 70.110-MPD.

There were no site visits declared and Councilor Kitchen declared that he was originally hired by Curry General Hospital to consult in the construction of a clinic within the Borax project area, the offer made by the hospital having since been withdrawn. Councilor Kitchen further stated that although he is no longer conflicted, he would refrain from participating in the communication or the vote due to the perceived conflict.

Mayor Anderson entered Exhibits X, T and U submitted subsequent to the December 3rd, 2008 public hearing, announced that the public testimony portion of the hearing was closed on October 20, 2008, and reviewed the guidelines for the hearing.

Planning Director Morris generally stated that the City had received a letter from CRAG, representative for the appellant, requesting that the written record be reopened to accept their written comments. Director Morris stated that the applicant, the applicant's attorney and staff recommend that Council reopen the written record, accept the letter, and then close the written record again. Morris further stated that the applicant had indicated that they felt no need to respond to the comments made in the letter and waived their right to do so. Morris advised that once Council had accepted the letter, they could proceed to deliberations.

Mayor Anderson indicated that Council had already read the letter.

Councilor Hedenskog moved, a second followed and Council voted unanimously to open the written record and accept Exhibit V.

Director Morris reviewed the CRAG letter and addressed the specific issues cited.

Councilor Gordon moved, a second followed, and Council voted unanimously to close the written record.

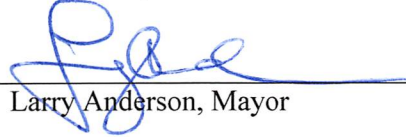
After some discussion, Council generally agreed that they were satisfied that the applicant had met the requirements.

Councilor Gordon moved, a second followed and Council voted unanimously to deny the appeal in the matter of APP-2-08/DDP-2-08, and support the Planning Commission's decision to approve the Detailed Development Plan (DDP) for Southwestern Oregon Community College (SWOCC), based on the findings and conclusions, staff report analysis, and oral and written evidence presented during this hearing, and direct staff to prepare the findings of fact and Final Order.

Adjournment

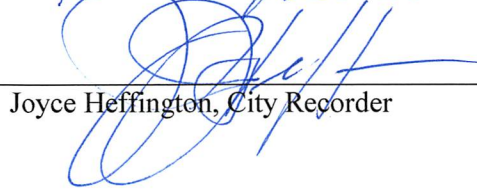
Councilor Hedenskog moved, a second followed and Council voted unanimously by voice vote to adjourn at 7:16pm.

Respectfully submitted:



Larry Anderson, Mayor

ATTESTED:
this 10th day of March 2009:



Joyce Heffington, City Recorder