

AGENDA
City of Brookings
Common Council Meeting
City Hall Council Chambers
898 Elk Drive
Brookings, OR 97415
June 11, 2001
7:00 p.m.



It's Happy Father's Day
June 17, 2001
in beautiful Brookings

agenda

CITY OF BROOKINGS
COMMON COUNCIL MEETING
Brookings City Hall Council Chambers
898 Elk Drive, Brookings, Oregon
June 11, 2001
7:00 p.m.

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

IV. CEREMONIES/APPOINTMENTS/ANNOUNCEMENTS

A. Proclamations

1. *Americanism Week - June 10 ~ 16, 1001, by the Brookings Emblem Club*
2. *State of Oregon Marine Corps League Weekend - June 23 and 24, 2001*

B. Appointments

1. *Appointment of City representative to the Curry County Recycling Committee*
2. *Appointment of City representative to the Southerwestern Oregon Community Action Council (SWOCAC)*

C. Announcements

1. *Letter of Appreciation to Brookings Police Department*

V. PUBLIC HEARING

A. 2001/2002 fiscal Year Budget

B. Proposed Uses of State Revenue Sharing Funds

C. In the matter of Planning Commission File No. ANX-1-01, application to annex into the city a 3.06 acre parcel of land located north of the existing city limits at the north end of Fifth Street; Assessor's Map 30-13-31D Tax Lots 102 and 104; Steve and Laura Salisbury, applicants; Jim Capp, Western Land Use Services, representative.

VI. SCHEDULED PUBLIC APPEARANCES

- A. *Lee E. Sparks, ODOT Assistant District 7 Manager*
- B. *Doug Johnson - American Red Cross South Coast Service Center*

VII. ORAL REQUESTS AND COMMUNICATIONS FROM THE AUDIENCE

- A. *Committee and Liaison reports*
 - 1. *Chamber of Commerce*
 - 2. *Port of Brookings-Harbor*
 - 3. *Council Liaisons*
- B. *Unscheduled*

VIII. STAFF REPORTS

- A. *City Manager*
 - 1. *Request to use alcohol on City property-Azalea Park for wedding reception - Steve Pomerleau*
 - 2. *Vietnam Veterans of America request for financial support as a sponsor of the July 4th fireworks display at the Port of Brookings-Harbor*
 - 3. *Status of Vietnam Veterans Memorial*
 - 4. *Report on vacation rentals*
 - 5. *Other*
- B. *Community Development Department*
 - 1. *Authorization to call for bids for seam repair on the Wastewater Treatment Plant trickling filter*

IX. CONSENT CALENDAR

- A. *Approval of Council Meeting Minutes*
 - 1. *Minutes of May 21, 2001, Regular Council Meeting*
- B. *Acceptance of Parks and Recreation Commission Minutes*
 - 1. *Minutes of April 26, 2001, regular Commission Meeting*
- C. *Acceptance of Planning Commission Minutes*
 - 1. *Minutes of May 1, 2001, Regular Commission Meeting*

D. *Approval of Vouchers (\$267,775.09)*
(end Consent Calendar)

X. ORDINANCES/RESOLUTIONS/FINAL ORDERS

A. *Ordinances*

1. *No. 01-O-537 - in the matter of an ordinance amending the zoning map of the City of Brookings by rezoning from R-1-6 (Single Family Residential, 6,000 sq. ft. minimum lot size) to R-2 (Two Family Residential) on that certain property located in the southeast corner of Ransom Avenue and Fourth Street*

B. *Resolutions*

1. *No. 01-R-692 - in the matter of a resolution declaring the City's election to receive State Revenues*
2. *No. 01-R-693 - in the matter of a resolution accepting a donation (gift) for the City's Skate Park in Bud Cross park*
3. *No. 01-R-694 - in the matter of a resolution adopting employer payment of employee's PERS contributions*
4. *No. 01-R-695 - in the matter of a resolution authorizing the purchase of real property*

C. *Final Orders*

1. *Final Order and Findings of Fact - in the matter of Planning commission File No. CZ-1-01; application for approval of a zone change; Nora L. Olson, applicant*

XI. REMARKS FROM MAYOR AND COUNCILORS

A. *Council*

B. *Mayor*

XII. ADJOURNMENT

JUNE 2001

PC: CC/FH/BPD + Media

JULY 2001

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
1:00pm AzPark Bndshl/Lawn: AMF Free Summer 2001 Concert-Buzzard Bros-Rock&Roll 60's & Beyond/SRIDens 469-2163	9:00am CC-VIPS/Volunteers in Police Service-BPalicki <u>7:00pm FH-FireTmg/ChShrp</u>	7:00pm CC-Planning Commssn	12:00pm Comntty Agencies mtg @ Chetco Sr.Center <u>7:00pm FH-PoliceReserves</u> 8:00am City Hall CLOSED - 4th of July Holiday.....	8:15am CC-CmtyDevDpt Staff mtg/L Lightle <u>9:00am CC-Crime Stoppers</u> 10:00am CC-Site Plann Com Mtg/LauraLee Gray <u>7:00am TV49-Coast Today</u> w/City Officials &/or Employees		
1:00pm AzPrk Bndshl/Lawn: OrLabBand-AMF FREE 2001 Summer Concert Series-Swing, Dixieland, Soft Rock/Coastal Youth	7:00pm FH-FireTmg/ChShrp <u>7:00pm CC-Council Mtg</u>	3:00pm CC-HOPE Mtg/ Tim Adsit-469-7443	Independence Day 7:00pm "Curry Govts" Mtg @ Gold Beach City Hall-2nd Wed of Nov, Jan, Mar, May, Jul, Sep, Nov, Jan 2:30pm FH-SafetyComMtg/ HTThmpson	7:00am TV49-Coast Today w/City Officials &/or Employees 8:15am CC-CmtyDevDpt Staff mtg/L Lightle 10:00am CC-Site Plann Com Mtg/LauraLee Gray	CITY'S 50TH BIRTHDAY CELEBRATION WEEKEND!	
CITY'S 50TH BIRTHDAY CELE 1:00pm AzPark Bndshl/Lawn: Camp Pendleton Marine Corp Band of the 1st Marine Division/AMF FREE 2001 Summer Concert Series CO	7:00pm FH-FireTmg/ChShrp 9:00am CC-Municipal Court/ JdgHarper 9:00am CC-VIPS/Volunteers in Police Service-BPalicki		5:00pm HOLD: AzPark Kidtown Picnic Area/BPD-Neighborhood Watch Picnic/JRogers 469-0450 6:00pm FH-Subrbn Fire Dist Mtg/RexAtwell	7:00am TV49-Coast Today w/City Officials &/or Employees 8:15am CC-CmtyDevDpt Staff mtg/L Lightle 10:00am CC-Site Plann Com Mtg/LauraLee Gray 2:00pm CC-Emerg Task Force w/CoCrdrtr-Chf Sharp/MArrell <u>6:30pm CC-Seabelt Class-PD/BPalicki</u>		AzPark & BudCross Sftbl Fields
AzPark & BudCross Sftbl Fields	7:00pm CC-Council Mtg <u>7:00pm FH-FireTmg/ChShrp</u>			7:00am TV49-Coast Today w/City Officials &/or Employees 8:15am CC-CmtyDevDpt Staff mtg/L Lightle 10:00am CC-Site Plann Com Mtg/LauraLee Gray 7:00pm CC-Parks & Rec Comm/ CMickelson		
1:00pm AzPark Bndshl/Lawn: Catishun - Ecuador Andean Mountain traditional music/ AMF FREE 2001 Summer Concert Series	7:00pm FH-FireTmg/ChShrp					
			JUNE 2001		AUGUST 2001	
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SEPTEMBER 2001

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY											
	9:00am CC-VIPS/Volunteers in Police Service-BPalicki 7:00pm FH-FireTmg/ChShrp 8:00am City Hall CLOSED - Labor Day Holiday.....	7:00pm CC-Planning Commssn	12:00pm Comnity Agencies mtg @ Chatco Sr.Center 7:00pm FH-PoliceReserves	7:00am TV49-Coast Today w/City Officials &/or Employees 8:15am CC-CmtyDevDpt Staff mtg/LLightle 9:00am CC-Crime Stoppers 10:00am CC-Site Plann Com Mtg/LauraLee Gray													
2	Labor Day	3	4	5	6	7											
1:00pm AzPark Bndshil/Lawn: Humboldt State Marching Lumberjacks - famous college band with Pop music selections/AMF FREE 2001 Summer Concert Series	7:00pm FH-FireTmg/ChShrp 7:00pm CC-Council Mtg	3:00pm CC-HOPE Mtg/ Tim Adsit-469-7443	7:00pm "Curry Govts" Mtg @ Gold Beach City Hall-2nd Wed of,Nov,Jan, Mar, May, Jul, Sep, Nov, Jan 2:30pm FH-SafetyComMtg/ HThmpson	7:00am TV49-Coast Today w/City Officials &/or Employees 8:00am CC-PERS DefrmdComp Grp Counseling/David Trip 503/6037797 8:15am CC-CmtyDevDpt Staff mtg/LLightle 10:00am FH-Site Plann Com Mtg/LauraLee Gray													
9	10	11	12	13	14	15											
National Emblem Club Wk 9/16-22/01	National Emblem Club Wk 9/16-22/01 9:00am CC-Municipal Cour/ JdgHarper 7:00pm FH-FireTmg/ChShrp 9:00am CC-VIPS/Volunteers in Police Service-BPalicki	National Emblem Club Wk 9/16-22/01	National Emblem Club Wk 9/16-22/01 6:00pm FH-Subrbn Fire Dist Mtg/RexAtwell	National Emblem Club Wk 9/16-22/01 7:00am TV49-Coast Today w/City Officials &/or Employees 8:15am CC-CmtyDevDpt Staff mtg/LLightle 10:00am CC-Site Plann Com Mtg/LauraLee Gray 6:30pm CC-Seatbelt Class-PD/BPalicki	National Emblem Club Wk 9/16-22/01	National Emblem Club Wk 9/16-22/01											
16	17	Rosh Hashana	18	19	20	21											
11:00am AzPk Bndshil,Gzbo,Lawn: Fmly Commnty Picnic-Girl Scts, Kwnlis, HOPE/Jill Mosier9-7431	7:00pm CC-Council Mtg 7:00pm FH-FireTmg/ChShrp		6:00pm CC-Victim's Impact Panel (247-2412) Curry Prevention Services/MLaird	7:00am TV49-Coast Today w/City Officials &/or Employees 8:15am CC-CmtyDevDpt Staff mtg/LLightle 10:00am CC-Site Plann Com Mtg/LauraLee Gray 7:00pm CC-Parks & Rec Comm/ CMickelson													
23	24	25	26	Yom Kippur	27	28											
			AUGUST 2001		OCTOBER 2001												
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			26	27	28	29	30	31			28	29	30	31			

BROOKINGS EMBLEM CLUB #265

**P. O. Box 200
Brookings, OR 97415**

OK per Mayor

March 31, 2001

Sharon Ridens
City of Brookings
898 Elk Drive
Brookings, OR 97415

Dear Ms. Ridens;

Each June the Supreme Emblem Club proclaims one week as "Americanism Week" and asks each individual club to promote this within their communities. In the past, Mayor Hagbom and his predecessors have graciously assisted us by issuing a proclamation declaring Emblem Americanism Week in Brookings.

This year Americanism week is June 10th through the 16th and once again we ask that an official proclamation be issued.

If at all possible we would like to attend the June 11th Council meeting to receive this year's proclamation. We also would like to be as early as possible on the agenda as we usually have the Pilot's photographer present.

Please direct your response to our Americanism Chair, Terry Clawson at the above address.

Sincerely,

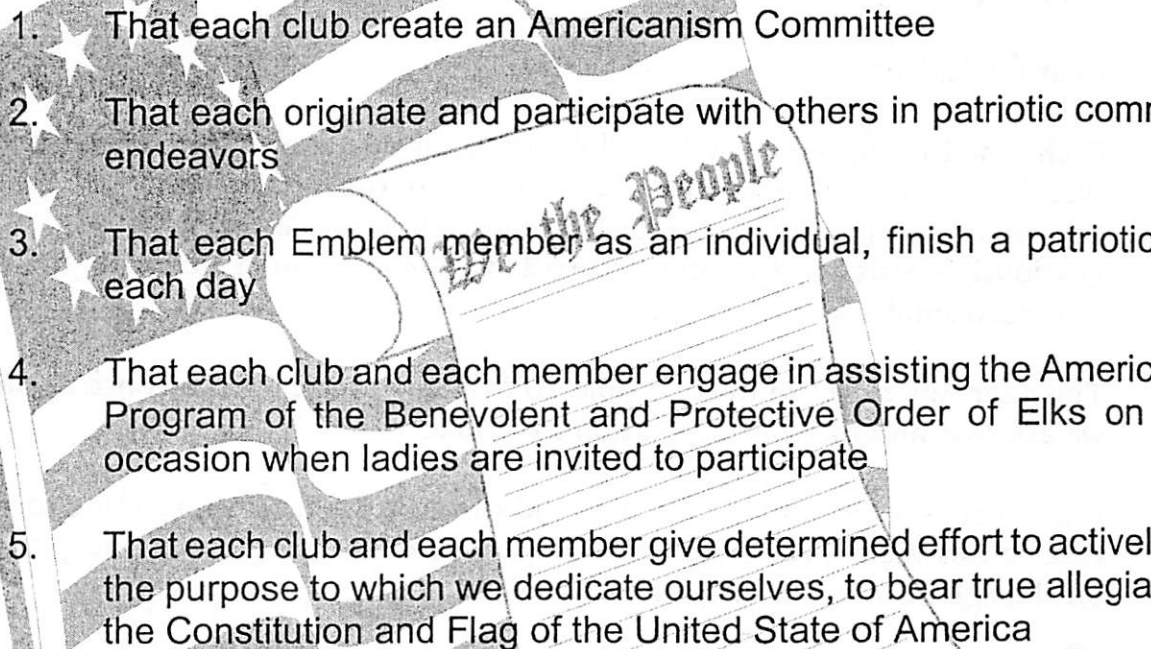
BROOKINGS EMBLEM CLUB #265

Phyllis Stanek
Phyllis Stanek, Corresponding Secretary

PROCLAMATION

WHEREAS, the Supreme President of the Supreme Emblem Club has stated that strengthening the Unity of the United States of America is vital, that there is a need to strengthen the American Heart of Emblem, that there is a need to strengthen the beliefs of each individual and each club, and has restated the Supreme Emblem Club Citizenship Principles; and

WHEREAS, THE SUPREME EMBLEM CLUB HAS RESOLVED:

- 
1. That each club create an Americanism Committee
 2. That each originate and participate with others in patriotic community endeavors
 3. That each Emblem member as an individual, finish a patriotic deed each day
 4. That each club and each member engage in assisting the Americanism Program of the Benevolent and Protective Order of Elks on every occasion when ladies are invited to participate
 5. That each club and each member give determined effort to actively fulfill the purpose to which we dedicate ourselves, to bear true allegiance to the Constitution and Flag of the United State of America

NOW, THEREFORE, I, Bob Hagbom, Mayor of the City of Brookings, Oregon do hereby proclaim the week of June 10th through June 16th, 2001, as

***“Supreme Emblem Club
Americanism Week in Brookings”***

Bob Hagbom
Mayor

PROCLAMATION

WHEREAS, the Marine Corps is an integral part of the defense of our nation's heritage and the State of Oregon Marine Corps League is part of that heritage; and

WHEREAS, present and former military people have achieved rightful recognition due to their service to our state and country; and

WHEREAS, the State of Oregon Marine Corps League is having their Annual convention in Brookings; and

WHEREAS, all enlisted and retired personnel share in our heritage through the State of Oregon Marine Corps League; and

WHEREAS, the City of Brookings extends a warm welcome to those attending the State of Oregon Marine Corps League and to all enlisted and retired personnel in this area.

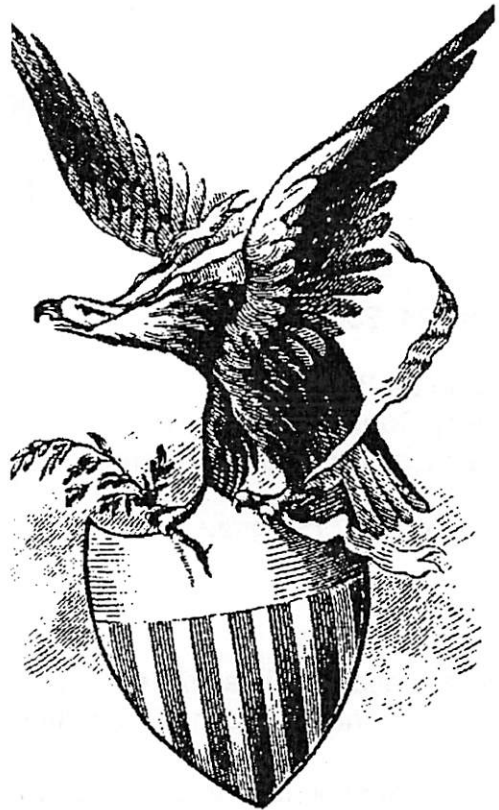
NOW, THEREFORE, I, Bog Hagbom, by virtue of the authority vested in me as Mayor of the City of Brookings, Oregon, do hereby proclaim June 23rd and 24th, 2001 as

STATE OF OREGON MARINE CORPS LEAGUE WEEKEND

and urge all of our citizens to give due recognition and thanks to this organization and all enlisted and retired personnel for their service to our nation.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of Brookings to be affixed this 11th day of June, 2001.

Bob Hagbom, Mayor
City of Brookings



9
: COPY

Ken and Bev Burns
P.O. Box 967
Brookings, Oregon 97415
(541) 469-4427
FAX 541-469-0647
bevandken@harborside.com

April 24, 2001

Lucie La Bonte'
Curry County Commissioner
Recycling Committee Representative
P.O. Box 746
Gold Beach, OR 97444

Dear Lucie:

Please accept this as my resignation as the City of Brookings representative to the Curry County Recycling Committee.

My resignation is precipitated by my family's upcoming move from Oregon in May 2001.

It has been my privilege to serve on this committee. Please accept my best wishes for the continued successful recycling efforts in Curry County.

Sincerely,

Ken Burns

Cc: Bob Hagbom, Mayor
City of Brookings

DEPARTMENT OF CORRECTIONS

PELICAN BAY STATE PRISON
5905 LAKE EARL DRIVE
P.O. BOX 7000
CRESCENT CITY, CA 95532-7000



June 1, 2001

Chris Wallace
Chief of Police
Brookings Police Department
898 Elk Drive
Brookings, OR 97415

Dear Chief Wallace:

LETTER OF APPRECIATION

I would like to express my appreciation to Officers Donny Dotson, John Bishop, Terry Murray, and Police Canine HoJe for assisting the Pelican Bay State Prison (PBSP) Security Squad in the search for contraband on the minimum security facility.

This search was a team effort and resulted in several charges being filed against inmates for dangerous contraband. The willingness to assist and make available the resources of the City of Brookings are highly appreciated. The professionalism displayed by the Officers of the Brookings Police Department was surpassed only by their desire to help in any way possible while at PBSP. I recognize you have a busy schedule and want you to know how much you and your staff are appreciated for your personal participation. Working together we can make our community a safer place for all.

We look forward to working with your group of professionals in the future. If you have any questions, please feel free to contact D. Loeffelholz, Correctional Sergeant, Security Squad, at (707) 465-9080.

Sincerely,


JOE MCGRATH
Warden

cc: Brookings City Council



Staff Report

To: Mayor Hagbom & City Council
Through: Leroy Blodgett, City Manager
From: Randy Reed, CMC, Finance Director *Randy*
Date: June 6, 2001
Re: **Public hearing for the 2001-2002 fiscal year budget**

INFORMATION

After the budget committee approves the budget, Oregon local budget law requires the governing body to hold a budget hearing. A summary of the budget approved by the budget committee and a notice of the budget hearing was published in the Curry Coastal Pilot on May 16, 2001 stating the budget hearing would be held at 7:00 P.M. on June 11, 2001. As required by law the summary was published between 5 to 30 days before the hearing.

The purpose of the hearing is to receive citizens' testimony on the budget approved by the budget committee.



Staff Report

To: Mayor Hagbom & City Council
Through: Leroy Blodgett, City Manager *LB*
From: Randy Reed, CMC, Finance Director *Randy*
Date: June 5, 2001
Re: **Public hearing on proposed uses of State Revenue Sharing Funds**

INFORMATION

State Revenue Sharing law, ORS 221.770, requires the city to conduct two public hearings on the use of state revenue sharing funds. The first public hearing was held before the budget committee on April 18, 2001 to discuss possible uses of the funds. The second public hearing is held before the city council on the proposed uses of the funds in relation to the entire budget. We anticipate receiving approximately \$24,200 in state revenue sharing funds next fiscal year. These funds are budgeted entirely in the general fund. The funds are not specified for any particular use; they just become part of the general-purpose revenue to the general fund.

SEE - Resolution No. 01-R-692

CITY OF BROOKINGS

898 Elk Drive
Brookings, Oregon 97415
Phone (541) 469-2163
Fax (541) 469-3650
cityhall@brookingsor.org

The Home of Winter Flowers



Legal Advertisement

PUBLISH DATE: June 2, 2001

PUBLIC NOTICE NOTICE OF PUBLIC HEARING


NOTICE IS HEREBY GIVEN that a public hearing will be held before the Brookings City Council on Monday, June 11, 2001, at 7:00 p.m. in the Council Chambers of Brookings City Hall, 898 Elk Drive, Brookings.

The purpose of the public hearing is to consider the following:

An application to annex into the city a 3.06 acre parcel of land located north of the existing city limits at the north end of Fifth Street; Assessor's Map 40-13-31D Tax Lots 102 and 104; Steve and Laura Salisbury, applicants; Jim Capp, Western Land Use Services, representative. File No. ANX-1-01. Criteria used to decide this case can be found in Section 148 of the Land Development Code. This is a quasi-judicial hearing and the City Council will make a decision on this request.

The public is invited to attend and participate in these public hearings. All persons wishing to address these matters will have an opportunity to do so in person at the hearing or can submit written evidence to the Brookings City Planning Director at the address above. Failure of an issue to be raised, either orally or by written evidence, or failure to provide statements or evidence sufficient to afford the City Council an opportunity to respond to the issue precludes appeal to the Oregon Land Use Board of Appeals on that issue. All applications, documents and applicable criteria may be viewed at no cost, or obtained at a reasonable cost, from the Planning Department. A copy of staff reports prepared for these cases will be available for inspection, at no cost, and provided at reasonable cost, seven days prior to the hearing. All documents and the staff report may be viewed or obtained at the Planning Department at Brookings City Hall or call John Bischoff at 469-2163, ext. 237.

If special accommodations are needed for the physically challenged, contact Linda Barker at 469-2163 ext. 203 or TDD 469-3118.



John C. Bischoff, Planning Director

Memorandum

TO: Mayor and City Council
FROM: John Bischoff, Planning Director
THROUGH: Leroy Blodgett, City Manager
DATE: June 5, 2001



Issue: A request to annex two parcels of land totaling 3.06 acres, located adjacent to the city limits at the north end of Fifth St.

Background: The Planning Commission heard this item at their May 1, 2001 meeting and recommended approval of this annexation. The Planning Commission Staff Report is attached along with the applicant's findings, exhibits and other pertinent materials

Recommendation: The Planning Commission and Staff recommend approval of this application.

CITY OF BROOKINGS PLANNING COMMISSION
STAFF AGENDA REPORT

SUBJECT: Annexation
FILE NO: ANX-1-01
HEARING DATE: May 1, 2001

REPORT DATE: April 18, 2001
ITEM NO: 8.2

GENERAL INFORMATION

APPLICANT: Steve and Laura Salisbury.

REPRESENTATIVE: Jim Capp, Western Land Use Services.

REQUEST: A request to annex 3.06 acres of land to the City of Brookings.

TOTAL LAND AREA: 3.06 acres.

LOCATION: At and east of the north end of Fifth Street adjacent to the northerly boundary of the city.

ASSESSOR'S NUMBER: 40-13-31D, Tax Lot 102 and 104.

ZONING / COMPREHENSIVE PLAN INFORMATION

EXISTING: County R-1 (Residential One) on Tax Lot 104 and R-2 (Residential 2) on Tax Lot 102.

PROPOSED: S-R (Suburban Residential, 20,000 sq. ft. minimum lot size). See text of this report below.

SURROUNDING: North and Immediate West—County R-2; Further West—City R-1-8 (Single Family Residential, 8,000 sq. ft. minimum lot size); East—County P-F (Public Facilities); South City R-1-6 and R-1-10 (Single Family Residential, 6,000 and 10,000 sq. ft. minimum lot size respectively).

COMP. PLAN: County—Residential.

PROPOSED: City—Residential.

LAND USE INFORMATION

EXISTING: One single family house and a detached garage.

PROPOSED: Residential development.

SURROUNDING: One single family house to the west and Ward Memorial Cemetery to the east, otherwise vacant in county area. Single family homes to the south in the city limits.

PUBLIC NOTICE: Mailed to all property owners within 250 feet of subject property and published in local news paper.

1. Conformance with the comprehensive plan, and applicable development standards of this code, and state and federal laws.
2. Development of any remainder of property under the same ownership, if any, can be accomplished in accordance with this code.
3. Adjoining property under separate ownership can either be developed or be provided access that will allow its development in accordance with this code.
4. The ability to take access from the frontage road pursuant to the provisions of Section 132.060 of this code.
5. Conditions necessary to satisfy the intent of the land development code and comprehensive plan can be satisfied prior to final approval.

The following is staff's analysis of the proposed partition in relation to the criteria cited above. Since all of the criteria relates to the requirements of the Land Development Code, the first criterion encompasses all of the others and will therefore be discussed after criterion number 5.

Criterion 2, Remainder Lots.

A remainder lot is defined as a lot that is at least twice the size of the minimum size allowed by the underlying zoning. In this case the minimum lot allowed by the county is 6,000 sq. ft. and both of the lots created by the proposed partition are less than 12,000 sq. ft. There are no remainder lots created by this partition.

Criterion 3, Surrounding Property.

All of the lots surrounding the proposed partition have frontage on a public street and can be accessed from that street. The proposed partition will not prevent any of the surrounding lots from being accessed or developed.

Criterion 4, Access.

Both of the lots created by the proposed partition have frontage on, and can take access from Titus Ln.

Criterion 5, Conditions of Approval.

There are no particular conditions recommended for this partition.

Criterion 1, Comprehensive Plan.

Compliance of this partition must be considered in relation to the provision of the county's Comprehensive Plan.

RECOMMENDATION

Staff recommends APPROVAL of Case File No. CR-S-1002, based on the findings and conclusions stated in the staff report and subject to the conditions of approval listed above.

- A. The proposed annexation is within the urban growth boundary and represents a logical, efficient and economical extension of the city boundaries and is found to be a necessary control for development form and standards of an area adjacent to the City.
- B. The proposed annexation will facilitate the functional and economic provisions of services within the Urban Growth Boundary without seriously impairing city services to existing portions of the city (direct responsibility for extension costs shall be addressed).
- C. The annexation represents a needed solution for existing problems resulting from inadequate or insufficient provisions for sanitation, water service or other related problems resulting from development with less than full urban services and facilities provided.
- D. The proposed annexation will add property to the city which is needed to provide an adequate supply of zoned lands for the uses projected on the comprehensive plan or will add property which has existing development in need of urban services.
- E. The lands within the boundaries of the proposed annexation are demonstrated to meet identified needs for urbanization and/or transportation networks.

The applicant's representative has presented an analysis that starts by examining the proposed annexation in regard to each of the goals of the Comprehensive Plan and then continues to address the above criteria. In this report, staff will comment on each of the applicant's statements in regard to their validity, completeness and, if necessary, may add to the statement.

Applicant's Submittal

Part 1 Policies of the Comprehensive Plan

Goal 1–Citizen Participation:

To provide a citizen involvement process that ensures the opportunity for citizens to be involved in all phases of the planning process.

The applicant describes the public notification process adopted by the city to provide notice of a quasi-judicial land use hearing and provides the necessary names, addresses, tax lot and assessor's map numbers.

Staff agrees with the applicant's findings and conclusions related to Goal 1.

Goal 2–Planning:

To establish a land use planning process and policy framework as a basis for all decision and actions related to use of land and to assure an adequate factual base for such.

This goal essentially establishes the basis for the city's planning process. The applicant does not address this goal because all of the other work submitted is a part of the planning process.

Goal 3–Agricultural Lands:

To cooperate with the County in the preservation and maintenance of agricultural lands, and

Goal 4–Forrest Lands:

To support and cooperate with the County in its efforts to protect forest land.

The applicant states that the subject property is not zoned for agriculture or forest use and is within the original urban growth boundary (UGB) and therefore Goals 3 and 4 do not apply.

Staff agrees with the applicant's findings and conclusions related to Goals 3 and 4.

Goal 5–Open Spaces, Scenic and Historic Area and Natural Resources

To conserve open space and protect natural and scenic resources and historic areas while providing for the orderly growth and development of the City.

Policy 1. It is the policy of the City of Brookings to protect natural and scenic resources by encouraging the conservation of ecologically and scientifically significant natural areas, scenic views and sites, historic areas, local energy sources, and mineral and aggregate resources.

Policy 3. It is the policy of the City of Brookings to preserve forest and agricultural lands which serve as valuable open space areas by focusing development within the City limits/Urban Growth Boundary.

The applicant states that the property is zoned by the county for residential use and is within the Brookings UGB and that there have been no Goal 5 resources identified on the property and therefore Goal 5 does not apply to this application.

Staff agrees with the applicant's findings and conclusions related to Goal 5.

Goal 6–Air, Water and Land Resources Quality:

To maintain and improve the quality of the air (including the control of noise pollution), water and land resources of the Brookings area.

Policy 3. It is the policy of the City of Brookings to utilize programs to manage land conservation and development activities in a manner that reflects the desires of the community for a quality environment and a healthy economy and is consistent with environmental quality statutes, rules, standards and implementation plans.

The applicant states that environmental quality statutes, rules, standards and implementation plans are applied through the development process. The applicant concludes that "....this proposal will be rendered consistent with environmental quality statutes, rules, standards, and implementation plans through the development permitting process utilized by the city.

Staff agrees with the applicant's findings and conclusions related to Goal 6.

Goal 7–Areas Subject To Natural Disasters and Hazards:

To protect life and property from natural disasters and hazards.

Policy 2. When development is planned in areas of identified hazards, the developer will be required to show that property development will not be endangered by the hazard and that appropriate safeguards will be taken.

The applicant has supplied a reproduction of a Geologic Hazard Map of Western Curry County showing that the subject property is not within an area of geologic hazard.

Staff agrees with the applicant's findings and conclusions related to Goal 7. Since the average slope across the subject property is greater than 15% development on the property will be subject to the provisions of Section 100, Hazardous Building Site Protection/Hillside Development Standards, of the Land Development Code.

Goal 8—Recreational Needs:

To satisfy the recreational needs of the citizens of the Brookings area, State and visitors.

Policy 1. It is the policy of the City of Brookings to encourage better utilization of existing recreational facilities and to plan for and develop new recreational facilities and opportunities.

Policy 2. The City of Brookings encourages the development of neighborhood parks to be coordinated with future expansion of residential areas.

The applicant discusses the spacial relationship between the subject property and the two major city parks, Azalea and Bud Cross Parks and the ease at which each can be reached from the subject property.

Staff agrees with the applicant's findings and conclusions related to Goal 8. The annexation of 3.06 acres of land into the city will not create a significant impact on the existing city parks and does not warrant development of additional park facility on the subject property.

Goal 9—Economy of the State:

To diversify and improve the economy of the Brookings area.

Policy 2. The City of Brookings will encourage the diversification of the City and the regional economy. The City wishes to create new employment opportunities while sustaining and expanding existing economic sectors.

The applicant discusses the economic conditions within the city both when the Comprehensive Plan was first adopted and today. The findings also state that even the annexation of smaller parcels of land will have a positive, affect the job market and economy of the city.

Staff agrees with the applicant's findings and conclusions related to Goal 9.

Goal 10—Housing:

Provision of varied housing which is safe, sanitary and adequate for all residents of the community.

Policy 1. City shall not unduly restrict land development thereby artificially inflating the cost of both new and existing housing, but rather provide land in suitable quantities and encourage the construction of new residential units to meet increased demand.

Policy 2. City shall provide for a variety of housing options and sites and plan for suitable locations. It is recognized the private sector will continue their leadership role in this function.

Policy 3. City shall advance where possible the evolution of safe and aesthetically pleasing

residential neighborhoods that are efficiently integrated with business and commercial property, schools, parks, public facilities and other urban development.

The applicant discusses the fact that the county currently has the subject property zoned for residential use and that due to its location a residential zoning is the most suitable if it is annexed.

Staff agrees with the applicants findings and conclusions in regard to Goal 10. Because of the steeper slopes on the subject property staff is recommending the city place the SR (Suburban Residential, 20,000 sq. ft. minimum lot size). This zoning designation is appropriate for the slopes on the property and will ensure that all development on the property will fall under the provisions of Section 100, Hazardous Building Site Protection/Hillside Development Standards, while still being consistent with the policies of Goal 10.

Goal 11--Public Facilities and Services:

To plan and develop a timely, orderly and efficient arrangement of public facilities and services to provide a framework for urban and rural development.

- A. Water treatment facilities will be maintained with the proper observation and planning to expand facilities on a timely basis to provide continued service to existing customers and projected growth.*
- B. Water distribution, pumping and storage construction will be constructed for new development by developers. The city council is presently reviewing methods of implementing a "pay as you go" development policy.*
- C. Wastewater treatment facility expansion programs will be funded through the most cost-effective methods utilizing all available federal, state and local funds.*
- D. All public works construction to serve newly developed areas will be on the "pay as you go" policy with developers designing and constructing new facilities in accordance with the city Standard Detail and Specifications adopted September, 1981.*

The applicant correctly states that the city's General Engineering Requirements and Standard Specifications will and ensure that all water, sewer, storm sewer, and streets, along with engineering review, will be installed correctly. It should be noted that the applicant's finding contains a typo in that these standards were adopted in 1988 and updated in 1998.

Staff agrees with the applicant's findings and conclusions in regard to Goal 11.

Goal 12--Transportation:

To provide and encourage a safe convenient and economic transportation system.

The applicant correctly states that the provisions of Goal 12 as it applies to the subject property will be through the street standards provided in Section 172, Public Facilities Improvement Standards and Criteria, of the Land Development Code at the time of development of the property.

Staff agrees with the applicant's findings and conclusions in regard to Goal 12.

Goal 13—Energy Conservation:

To conserve energy.

Policy 2. Brookings will encourage the infilling of undeveloped parcels of land within the City as well as the re-use of vacant land to the extent possible. The City will encourage land development practices which conserve energy as well as utilize renewable energy sources whenever possible. The City desires high density development to be located adjacent to major shopping areas and along major transportation routes, as appropriate.

The applicant states that the short distances involved in traveling from the subject property to the downtown shopping area and to the major transportation route, Highway 101, is an energy saving factor.

Staff agrees with the applicant's findings and conclusions in regard to Goal 13. It should also be noted that expanding the city through annexation of adjacent lands is a natural process the tends to increase travel distances from the new city limits to major use areas. This is offset, though, by the urban growth boundary concept that provides for urban densities in the area around the city limits, thus when property is annexed, development will be essentially the same, as will travel distances, etc. Annexation of, and the subsequent extension of services to the subject property will allow for more efficient use of the land which is also an energy saving process.

Goal 14—Urbanization:

To minimize the expansion of the urban service area outside of the city limits in order to provide for the efficient use of land, eliminate the unnecessary and uneconomical expansion of public facilities, and to conserve agricultural and forest lands outside of the City.

Policy 1. City shall maintain the livability of Brookings while providing appropriate land-use designation and adequate areas to accommodate expected growth.

Policy 2. City shall encourage the orderly outward growth of the community in order to maintain costs of construction, maintenance, and extension of streets, utilities and public facilities at the lowest level possible.

Policy 3. City shall annex lands that are contiguous to the city limits and continue to extend city services only to areas within the corporate limits. City shall continue to honor present agreement for provision of public services in areas presently outside the corporate limits.

The applicant discusses the proposed annexation in regard to each of the three policies stated above.

Staff agrees with the applicant's findings and conclusions in regard to Goal 14.

Goals 16, 17, 18: These goals deal with estuarine, coastal shore, beach, and dune areas and resources and do not apply to the proposed annexation.

Part 2 Land Development Code, Section 148, Annexations

148.020—Application Procedures.

An application for annexation may be filed with the City on a form prescribed by the City, accompanied by a filing fee in the amount established by general resolution of the City Council. No part of the filing fee is refundable. Said application shall contain the following information:

- A. Vicinity map.*
- B. Assessor's parcel maps.*
- C. Consent to annex forms.*
- D. Legal metes and bounds, or lot and block description.*
- E. Specific information:*
 - 1. Current assessed valuation as shown on the Curry County Assessor's tax rolls.*
 - 2. Acreage.*
 - 3. Map and tax lot number.*
 - 4. Owner or owners of record.*
- F. Addresses of all dwelling units and businesses within the territory proposed to be annexed.*
- G. Written findings of fact which address the following:*
 - 1. Existing land uses within the territory proposed to be annexed.*
 - 2. Existing zoning and comprehensive plan designations.*
 - 3. Existing improvements.*
 - 4. Special service districts, such as water, irrigation, fire, school, sanitary.*
 - 5. Urban services needed and necessary to service the territory proposed to be annexed.*
 - 6. Compliance with all applicable goals and policies of the Comprehensive Plan.*
 - 7. Compliance with any of the below listed criteria A through E of subsection 148.030.*

The applicant has submitted all of the materials and information required in Section 148.020. It should be noted that in the case of a single ownership annexation, the applicants signature on the application for suffices to show consent to annex and an annexation consent form is not needed. This form is required when multiple owners are involved and it is necessary to determine of a majority of the owners agree to the annexation.

Staff has reviewed the submitted materials and find them to comply with the above requirements.

148.030—Annexation criteria.

Proposed annexation petitions shall be determined to not represent a potential negative or adverse impact upon the citizens of Brookings, either financially or in terms of the livability of the community. Such determination shall be made by the evaluation and assessment of the proposed annexation in relation to the following considerations and criteria.

Criterion A.

The proposed annexation is within the urban growth boundary and represents a logical, efficient and economical extension of the city boundaries and is found to be a necessary control for development form and standards of an area adjacent to the City.

The applicant states that the subject property is within the city's UGB and the proposed annexation will represent the logical, efficient and economical extension of city boundaries.

Staff agrees with the applicant's findings and conclusions in regard to Criterion A.

Criterion B.

The proposed annexation will facilitate the functional and economic provisions of services within the Urban Growth Boundary without seriously impairing city services to existing portions of the city (direct responsibility for extension costs shall be addressed).

The applicant's states that the analysis used to establish the original city UGB included the ability to provide services to the areas brought into the boundary. The subject property being located adjacent to the city limits and adjacent to the intersection of Fifth St. with Brooke Ln. and Krista Ln., where water, sewer and storm drain facilities exist, facilitates the extension of services. The topography of the subject site places the low point of the property at the north end of Fifth St. providing for the gravity flow of storm water and sewage from the property to the existing system. All of these factors provide for the efficient and economic extension of services to the subject site.

Staff agrees with the applicant's findings and conclusions in regard to Criterion B.

Criterion C.

The annexation represents a needed solution for existing problems resulting from inadequate or insufficient provisions for sanitation, water service or other related problems resulting from development with less than full urban services and facilities provided.

The applicant states that although there are no particular problems on the site today, the fact that it is located within the UGB and currently contains only one house represents inefficient use of land that is primarily for urban densities. The annexation will allow the extension of water and sewer mains into the property, providing for further division of the land and thus more economical usage.

Staff agrees with the applicant's findings and conclusions in regard to Criterion C. Land included in the UGB is considered to be usable at urban densities. The subject property, if flat would provide roughly 17 lots with a new street, however, because of the steep topography, the site will probably yield only a total of 4 or 5 lots but still represents a greater efficiency of use. Because of the steepness of the Ransom Creek canyon directly north of the subject property, this area, although in the UGB will probably never annex to the city and thus it is not necessary to annex the subject property to provide a link to other annexable property. However, annexation will allow for a more efficient use of the property which is the primary goal of the UGB. Annexation will also provide an incremental increase in property tax revenue to the city. The property is currently within the Suburban Fire District which is served by the City Fire Department, thus annexation will not change the fire protection status of the property.

Criterion D.

The proposed annexation will add property to the city which is needed to provide an adequate supply of zoned lands for the uses projected on the comprehensive plan or will add property which has existing development in need of urban services.

The applicant states that the subject property is in the original UGB and by being included was considered to be a source of residential land needed for future growth.

Staff agrees with the applicant's findings and conclusions in regard to Criterion D.

Criterion E.

The lands within the boundaries of the proposed annexation are demonstrated to meet identified needs for urbanization and/or transportation networks.

The applicant uses the same argument in regard to this criterion as with Criterion D above.

Staff agrees with the applicant's findings and conclusions in regard to Criterion D.

148.040--Annexation Impact Analysis.

The comprehensive plan sets forth a program and direction for the future growth and development of the City of Brookings. Annexations are a means of implementing the goals and policies contained in the plan, recognizing that the city must plan for and provide extension of services to contiguous lands that will allow for development to densities as designated in the plan following annexation.

To assure that the Planning Commission and City Council, prior to acting upon a proposal for annexation, is fully informed as to the potential impacts of the annexation upon both the city and the territory proposed to be annexed, it shall be required that an impact analysis containing, but not limited to, the following information be prepared and submitted by the applicant(s) for consideration by the staff, advisory (Planning Commission) and approving authority (City Council).

Criterion A.

A statement of the municipal service needs, if any, of the territory proposed to be annexed, including police and fire protection; public sewer and water supply facilities; street improvement or construction, or both; and such other municipal services that may reasonably be required.

The applicant has described a worst case scenario and the impact it would have on fire and police service. Both the City Fire Chief and Police Chief have stated that the proposed annexation at this worst case level would not present a significant impact on their ability to serve the community.

The applicant's representative has discussed water and wastewater treatment with the City's Chief Operator and has been told that the proposed annexation will not have a significant impact on the water or wastewater treatment capacity.

Staff agrees with the applicant's findings and conclusions in regard to Criterion A. Another advantage of the proposed annexation is related to the location of the subject property. The property in question, Tax Lot 103 and the cemetery property comprise a small developed county area that is isolated from the rest of the county in terms of access. Any police call from those

properties would be answered by the County Sheriff's Department, which, to do so, must pass through the city. This annexation will bring a portion of that property into the city Police Department's response area and thus providing potentially faster and less confusing service.

Criterion B.

A statement of the projected methods and costs of supplying reasonably needed municipal services to the territory proposed to be annexed.

The applicant discusses the estimated cost range of extending streets, water, sewer, and storm drainage facilities into the subject property. The cost of extending these facilities would be borne by the developer of the property.

Staff agrees with the applicant's findings and conclusions in regard to Criterion B. Because the area to be annexed is in one owner ship extension of services is not a city contracted and financed project with property owner pay back, as was the case in the Dawson Tract where there were multiple owners.

Criterion C.

A statement of additional revenues, if any available to the city as a result of the annexation.

The applicant has described the various taxing entities within the city and their tax rates and compared them with the value of neighboring property within the city to provide an estimate of the tax revenue the city would receive from both a 3 lot partition and a 13 lot subdivision. A three lot partition would result in an annual tax revenue of approximately \$4,239. Additional revenue would be received through utility payments and new family would also contribute to the economy of the city.

Staff agrees with the applicant's findings and conclusions in regard to Criterion C.

Criterion D.

A statement of the foreseeable impact of the proposed annexation upon property within existing city limits, and upon property outside the city limits and contiguous to the property included within the proposed annexation.

The applicant's analysis indicates that there would be little or no impact on property within or outside of the existing city limits.

Staff agrees with the applicant's findings and conclusions in regard to Criterion D.

Criterion E.

A statement analyzing the impact of the annexation on the growth, development, and future of Brookings and its urban growth area, recognizing that even small-area annexations involve implicit policy decisions concerning long-range development and ultimate impacts.

Staff agrees with the applicant's findings and conclusions in regard to Criterion E.

Staff is satisfied that the material submitted by the applicant will support the annexation of the subject property. Although not required in the criteria for annexation, the applicant has been requested to provide, if possible, a preliminary map showing how the property can be divided and how access will be supplied to each proposed lot. If this map can be provided in time, it will be part of the presentation at the City Council hearing on this matter.

FINDINGS

The applicants findings are the primary findings in this matter and will be made a part of the Final Order if the annexation is approved. The following are general findings to show that all of the criteria have been meet.

1. The applicant has submitted findings addressing each of the goals of the city's Comprehensive Plan.
2. The applicant has submitted findings addressing the submittal required in Section 148.020, Annexations, of the Land Development Code.
3. The applicant has submitted findings addressing all of the criteria in Section 148.030.
4. The applicant has submitted findings addressing all of the criteria in Section 148.040.
5. The City of Brookings has identified a limited maximum capacity in its wastewater treatment plant. This land use approval does not constitute a representation or commitment that capacity will exist in the wastewater treatment system of the City of Brookings to serve the development proposed. The availability of connection approvals to the wastewater treatment system are on a first come-first serve basis and regulated under the provisions of Ordinance No. 88-0-430.

CONCLUSIONS

The materials submitted by the applicant are complete and satisfy all of the criteria presented in Section 148, Annexations, of the Land Development Code, to justify the proposed annexation.

RECOMMENDATION

Staff recommends **APPROVAL** of Case File No. ANX-1-01, based on the findings and conclusions stated in the staff report.

FINDINGS IN SUPPORT OF: ANNEXATION REQUEST

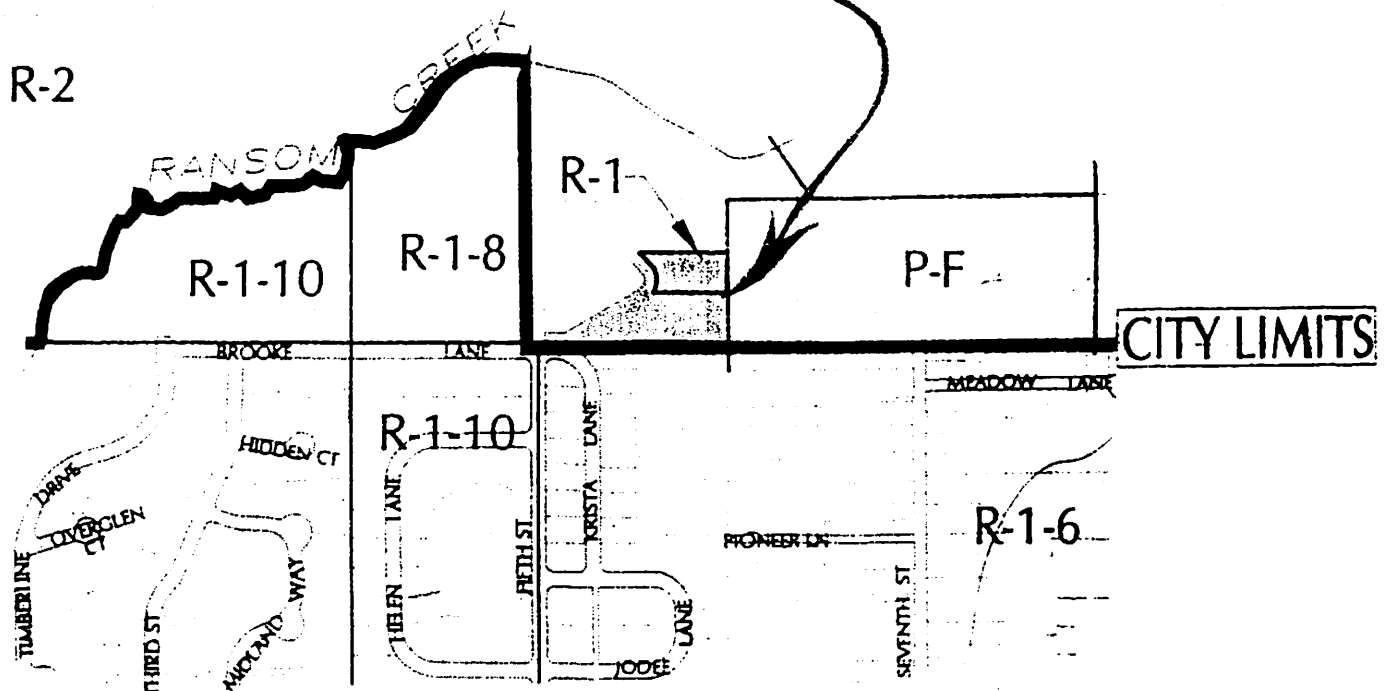
SUBMITTED TO: CITY OF BROOKINGS, OREGON.

NOTICE: This application has been developed for the specific applicant property identified herein. Use of this application or portions of this application for other property or persons without the written consent of Western Land Use Services is not authorized.

APPLICANT: Steve and Laura Le Salisbury
16919 Fifth Street
P.O. Box 730
Brookings, Oregon

AGENT: Jim Capp, Western Land Use Services
PO Box 2937
Harbor, OR. 97415

SUBJECT PROPERTY: Tax Lots 102 & 104
Map 40-13-31D



PROPOSAL: Request for annexation to the City of Brookings.

APPLICABLE CRITERIA:

Director of the City Planning Department indicates the criteria are found at Section 148 subsections 020, 030 and 040, regarding annexations. In this application we first quote the applicable criteria then each is followed by proposed findings of fact. The information contained in these Findings and Exhibits should be considered as evidence on the relevant criteria in support of this application.

EXHIBIT LIST:

1. Curry County Assessor Map 41-13-31D
2. Warranty Deed, dated August 25, 1992, Fallert to Salisbury, filed for record at Curry County Instrument 92.07766 on August 27, 1992
3. Warranty Deed, dated December 30, 1985, South Coast Lumber Co. to Salisbury, filed for record at Curry County Book of Records 117 Page 1015-1016 on January 3, 1986
4. Comprehensive Plan, Page 14-2, Residential Needs Analysis
5. Composit Zoning Map, City and County.

Part 1 Policies of the Comprehensive Plan

1. Statement of the Criterion:

Goal 1: To provide a citizen involvement process that ensures the opportunity for citizens to be involved in all phases of the planning process.

a. Finding on this criterion:

The City has adopted as part of its Land Development Code a requirement that it notify property owners within 250 feet of a proposed change of use. Applicants are required to provide the City a list of owners of property within that distance. The map below is a composite of Curry County Assessor Maps 40-13-31D, 40-13-31DC and 40-13-31DD upon which has been drawn the required 250 foot radius from the subject property exterior boundary. Figure 1, printed after the map, provides ownership information for all lots touched by or included within the 250 foot radius.

Citizen Involvement Property Owner Notification Map

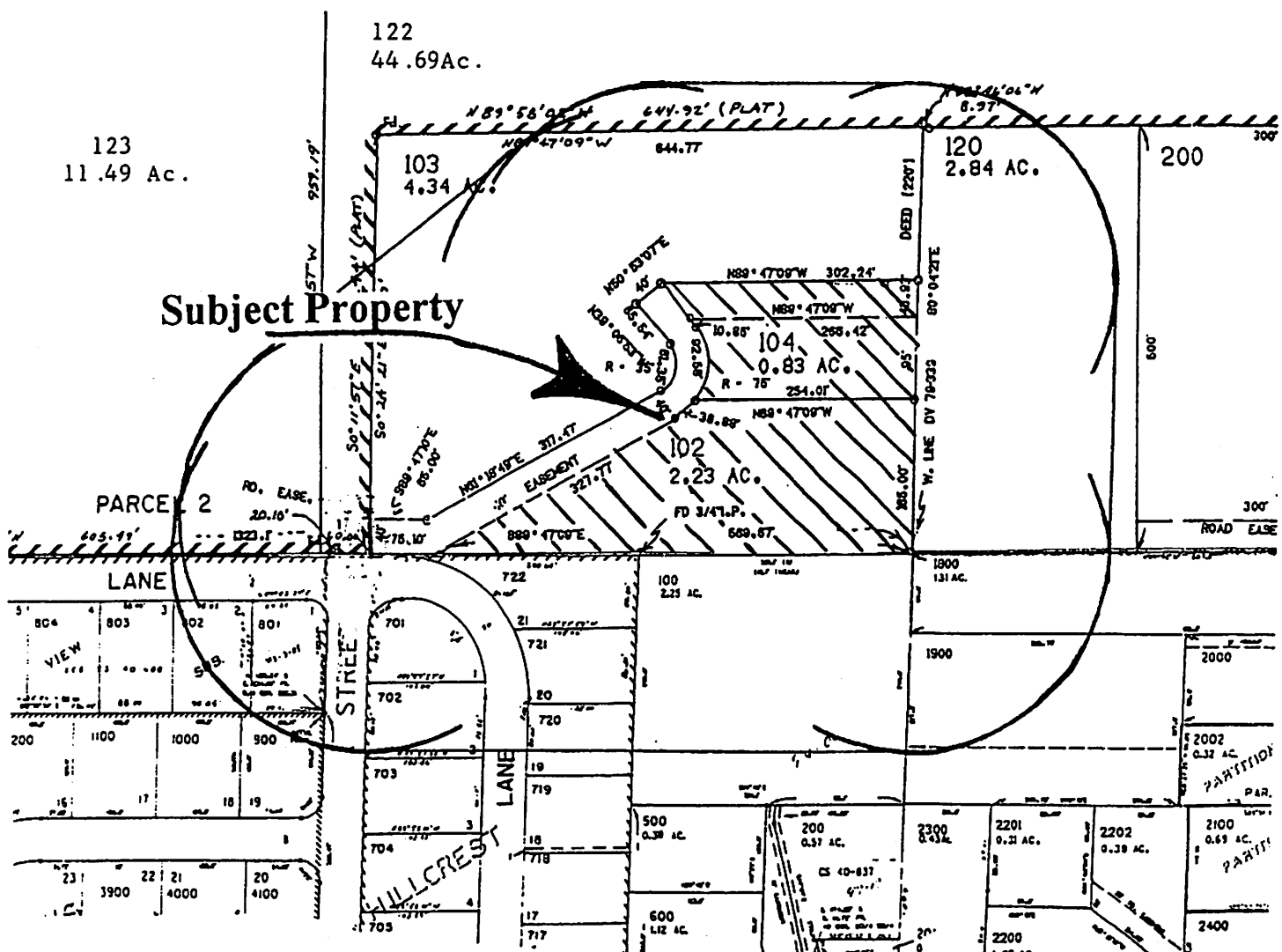


Figure 1
Property Owners Within 250'

Tax Lot Owner

On Map 40-13-31D

103 Lawrence & Michelle Fallert POBox 1508, Brookings 97415
120 Ward Memorial Cemetary
122 Lawrence & Michelle Fallert POBox 1508, Brookings 97415
123 Lawrence & Michelle Fallert POBox 1508, Brookings 97415
200 Ward Memorial Cemetary

On Map 40-13-31DC

100 Sandra Buckalew PO Box 1763, Brookings, 97415
701 Michael & Lisa George 997 Krista Ln, Brookings OR 97415
702 Lawrence & Sherline Standley 3640 Thorson Dr.
Placerville, CA. 95667
703 Rickey & Donna Young 2357 Stuart, Clovis, CA 93612
720 Clifford Weeks/Luanne Lee PO Box 7158 Brkgs, OR 97415
721 Vincent & Catherine Longo 994 Krista Ln Brkgs, OR 97415
722 George & Patricia Hall PO Box 1857, Brookings OR 97415
801 Cosmo & Marjorie Ungaro PO Box 1302, Brookings OR 97415
802 Samual Williams PO Box 849, Brookings OR 97415
803 Gerald E Combis 925 Brooke Ln, Brookings, OR. 97415
900 Dale & Jacqueline Rettke, 977 Helen Ln, Brookings OR 97415
1000 William & Barbara Cooper 973 Helen Ln, Brookings OR 97415

On Map 40-13-31DD

1800 Ward Memorial Cemetary
1900 Edmond & Marjorie Gran 1031 Seventh St Brookings OR 97415

b. Finding on this criterion:

Figure 1, was compiled from Curry County Assessment Department records of ownerships of all property within 250 feet of the subject. Once Tax Lots within the required distance were identified, ownership if each lot was determined from the tax rolls of the Department.

The City has determined requiring applicants to provide neighborhood ownership lists is an appropriate method of providing for citizen involvement in the implementation of the Land Development Code in the case of requests for small area annexations with zone change such as is sought here.

CONCLUSION ON THIS CRITERION:

We conclude provision of the neighboring property ownerships, provided here, demonstrates compliance with Goal 1.

2. Statement of the Criterion:

Goal 3: To cooperate with the County in the preservation and maintenance of agricultural lands:

and

Goal 4: To support and cooperate with the County in its efforts to protect Forest Lands.

a. Finding on this criterion:

The subject property is not zoned agriculture or forest land; is included in the area considered for urbanization under Goal 2 Exceptions criteria pursuant adopted Goal 14 findings; and, is located within the Urban Growth Boundary of Brookings.

CONCLUSION ON THIS CRITERION:

Goals 3 and 4 do not apply to this application.

3. Statement of the Criterion:

Goal 5: To conserve open space and protect natural and scenic resources and historic areas while providing for the orderly growth and development of the City.

Policy 1. It is the policy of the City of Brookings to protect natural and scenic resources by encouraging the conservation of ecologically and scientifically significant natural areas, scenic views and sites, historic areas, local energy sources, and mineral and aggregate resources.

Policy 3. It is the policy of the City of Brookings to preserve forest and agricultural lands which serve as a valuable open space areas by focusing development within the City limits/ Urban Growth Boundary.

a. Finding on this criterion:

Implementation measure 3. states "Brookings will use the Curry County zoning ordinance and the Comprehensive Plan to implement those policies which apply to areas within the Urban Growth Boundary Area..."

According to the Curry County Zoning map the subject property lies within the Brookings UGB and is zoned Residential. Tax Lot 104 is zoned R-1 and Tax Lot 102 is zoned R-2. The subject property is already slated for residential uses via County zoning although allowable density may differ under that ordinance from density which would be allowed upon annexation to Brookings. Therefore, both City and County land use ordinances project residential use for the subject and by annexing this property the City will be fulfilling the intent of the County Zoning Ordinance and Comprehensive Plan.

b. Finding on this criterion:

The Comprehensive Plan, Goal 5 Inventory does not identify any Goal 5 resources on the subject property. Additionally, policies 2 and 4 to Goal 5 do not apply because the subject property is not located within the Chetco River Estuary or the Harris Beach Bog as can be seen on the map at page 16.

CONCLUSION ON THIS CRITERION:

Goals 5 does not apply to this application.

4. Statement of the Criterion:

"Goal 6: To maintain and improve the quality of the air (including the control of noise pollution), water and land resources of the Brookings area.

Policy 3. It is the policy of the City of Brookings to utilize programs to manage land conservation and development activities in a manner that reflects the desires of the community for a quality environment and a healthy economy and is consistent with environmental quality statutes, rules, standards and implementation plans."

a. Finding on this criterion:

Environmental quality statutes, rules, standards and implementation plans are applied to development through implementation of measures such as safety and sanitation criteria of the state plumbing and building codes and standards and practices of transportation network design. These criteria are a facet of the permitting process which is required for development and they will be applied to development of the subject property upon approval of annexation and subsequent application for land division and building permits through the City.

CONCLUSION ON THIS CRITERION:

We conclude this proposal will be rendered consistent with environmental quality statutes, rules, standards and implementation plans through the development permitting process utilized by the City.

5. Statement of the Criterion:

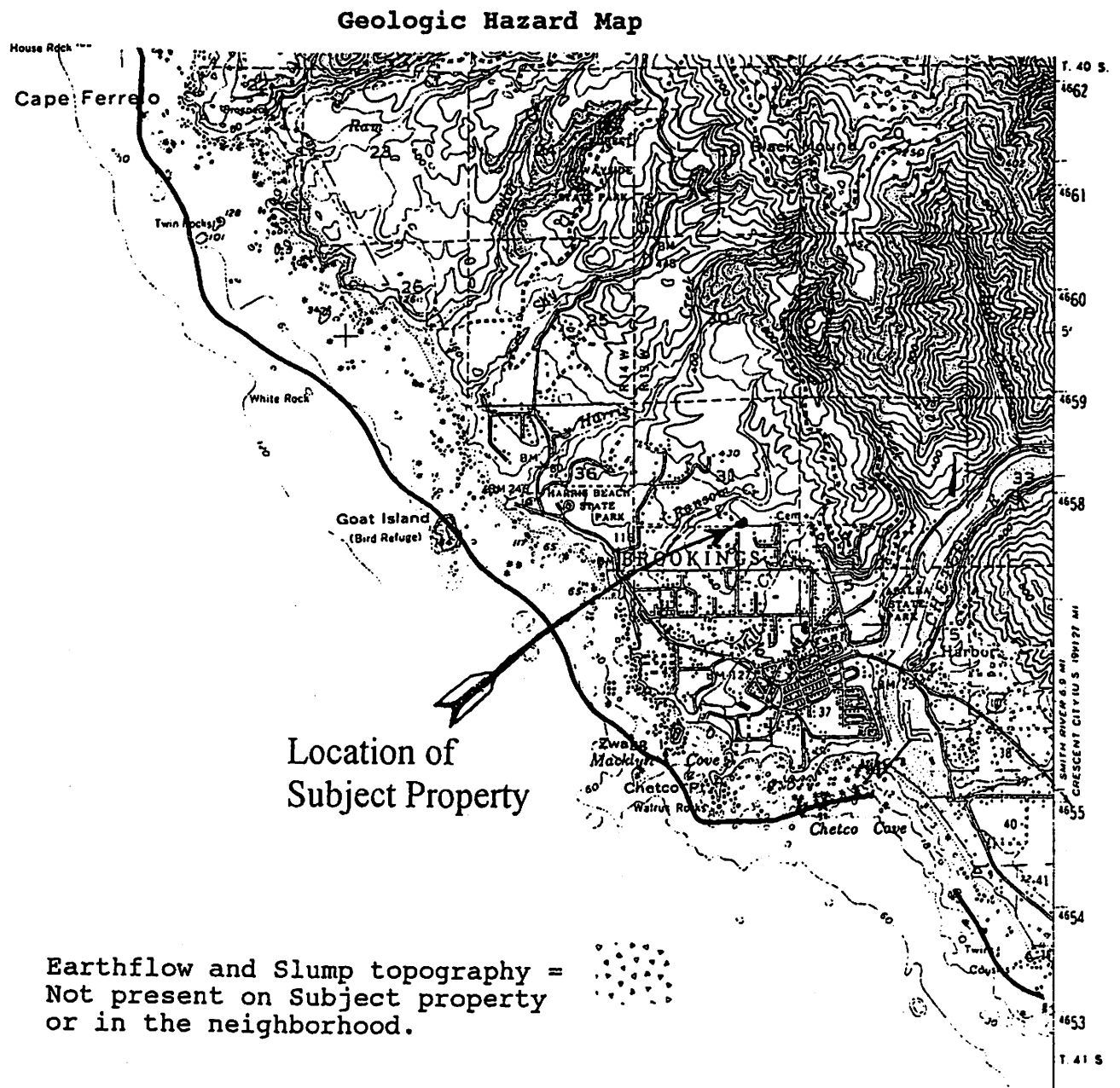
"Goal 7: To protect life and property from natural disasters and hazards..."

Policy 2. When development is planned in areas of identified hazards, the developer will be required to show that property development will not be endangered by the hazard and that appropriate safeguards will be taken..."

a. Finding on this criterion:

According to the Geologic Hazard Map of the Cape Ferrelo Quadrangle Oregon, published in Bulletin 90 Land-Use Geology of Western Curry County, Oregon 1976, the subject property is not located in an area of geologic hazard. This map shows the area of the subject as not color coded. It is shown in plain white [background paper colored]. Explanations on this map indicate slopes generally tend to be 0-5%; with slopes locally varying from 0% to 15%.

A copy of appropriate portion of this map is reproduced below. Color coding does not show in this black and white printing.



The geologic hazard of most concern throughout Curry County and the City of Brookings is that of Earthflow and Slump Topography. It is easy to understand why the concern for earthflow and slump topography is important to the City and the County by review of the description provided for that type of hazard on that hazard map. It reads:

"Earthflow and Slump Topography: (areas less than 20 acres not shown) Moderately sloping terrain with irregularities of slope, drainage, or soil distributing: recent movement shown by tension cracks, bowed trees and others: most extensive in sheared bedrock areas: greatest activity where coastal retreat, stream-bank erosion, or steep-gradient streams remove material from the toe; hazards associated with inactive areas include variable foundation strength, caving in excavations, poor drainage, and others: development possible locally, but generally may reactivate or accelerate sliding; may also initiate sliding in previously stable areas."

The nearest occurrence of slump topography indicated on this map is over two miles to the north on the north side of Black Mound; and, a very small area along the western edge of the Dawson Tract north of Harris Beach adjacent the ocean approximately one and one half miles distant to the northwest. It is notable no indication of earthflow and slump topography are shown anywhere in the neighborhood of the subject property on the Geologic Hazard map.

b. Finding on this criterion:

Preliminary review of topographic maps and on-site measurement of slope indicates portions of the subject property may exhibit slopes over fifteen percent (15%). Section 100 of the Brookings Development Code addresses potential hazardous conditions. That section requires areas in excess of 15% slope be subject to review by an engineering geologist when divisions of land are proposed. Given approval of this request for annexation, the intent is to continue with land division application. Therefore, if the land surface does prove to exhibit 15% or greater slope, applicant is aware of the requirement for review and report concerning geologic information to consider a potential steep slope hazard.

CONCLUSION ON THIS CRITERION:

We conclude the subject site is in compliance with Goal 7; or, can be brought into compliance with Goal 7 through review by a geologist if slope factors so dictate.

6. Statement of the Criterion:

Goal 8: To satisfy the recreational needs of the citizens of the Brookings area, State and visitors.

Policy 1. It is the policy of the City of Brookings to encourage better utilization of existing recreational facilities and to plan for and develop new recreational facilities and opportunities.

Policy 2. The City of Brookings encourages the development of neighborhood parks to be coordinated with future expansion of residential areas.

a. Finding on this criterion:

The Comprehensive Plan, Goal 8 Inventory identifies many recreational sites and facilities in Brookings and surrounding areas. Notable among those identified are Bud Cross Park and Azalea Park. The subject property is located between, but slightly north of, these two well developed City parks as seen on the map at page 16. Bud Cross Park is located perhaps six blocks from the subject to the southwest. This park contains the municipal swimming pool, restrooms, baseball and softball fields, two tennis courts and a paved basketball court. Azalea Park is located to the southwest approximately ten blocks distant. Azalea Park contains walking trails, native vegetation identification areas, picnic sites, restrooms, large play structure named Kid Town, an outdoor theater and softball fields.

Azalea Park and Bud Cross Park are existing parks. It can certainly be said that annexation and development of the subject property within the City limits encourages coordination between these recreational facilities and future expansion of residential areas because the subject lies between and in close proximity to each. These parks can easily be accessed and utilized by children or adults because they are within walking distance of the subject property. Development of additional residential area in close proximity to these two, existing recreational facilities will assist the City to better utilize these existing recreational facilities and coordinate the use of those facilities with future residential areas as proposed here. We conclude annexation of the subject property would serve to encourage better utilization of existing recreational facilities.

CONCLUSION ON THIS CRITERION:

We conclude proposed annexation is in accord with Goal 8.

7. Statement of the Criterion:

Goal 9: To diversify and improve the economy of the Brookings area.

Policy 2. The City of Brookings will encourage the diversification of the City and the regional economy. The City wishes to create new employment opportunities while sustaining and expanding existing economic sectors.

a. Finding on this criterion:

The findings provided under Goal 9 in the Comprehensive Plan indicate Brookings had a narrow economic base at the time the Plan was adopted. Finding one indicates as follows: "The economic base in the Brookings area is relatively narrow and mostly dependent on the timber industry. The lumber and wood products industry accounts for over 60% of the basic jobs in the County, and there has been a continuing decline in timber harvested in the County since 1959. When interest rates are high, as is the case presently, money for the construction of new houses becomes relatively unavailable. This decrease in housing starts has a negative effect on lumbering activity in the area. As a result, Brookings can expect periods of time with high unemployment rates."

Obviously times and economic conditions have changed since the Plan was written. Current and past economic data indicate interest rates have both risen and fallen since then. Times have changed but still the concern voiced in the Plan remains valid. Encouragement of housing starts can have a positive effect on lumbering activity in the Brookings area.

b. Finding on this criterion:

Small area development will not solve the problem of a narrow economic base for the local economy pointed out in Article 9 of the Plan. Policy 2 of that Comprehensive Plan Article comes closest of all to addressing any economic impacts of small developments in residential areas such as is proposed here. Where it indicates:

"The City of Brookings will encourage the diversification of the City and the regional economy..."

Policy 2 sets out the import of even small area residential development. Small developments such as proposed here, will provide both employment opportunities for those in the local home building and infrastructure construction industry and provide a boost to the local market for construction and building materials.

CONCLUSION ON THIS CRITERION:

We conclude the proposed annexation is in accord with Goal 9.

8. Statement of the Criterion:

Goal 10: Provision of varied housing which is safe, sanitary and adequate for all residents of the community. Policy 1. City shall not unduly restrict land development thereby artificially inflating the cost of both new and existing housing, but rather provide land in suitable quantities and encourage the construction of new residential units to meet increased demand.

Policy 2. City shall provide for a variety of housing options and sites and plan for suitable locations. It is recognized the private sector will continue their leadership role in this function.

Policy 3. City shall advance where possible the evolution of safe and aesthetically pleasing residential neighborhoods that are efficiently integrated with business and commercial property, schools, parks, public facilities and other urban development.

a. Finding on this criterion:

The subject property is currently located within the jurisdiction of Curry County. The County zoning applied to the subject is Residential as shown on the Zoning Map, Exhibit 5. Given approval of this request and upon annexation of the property City staff indicates the policy of the City is to provide zoning of like type; meaning the subject would have Residential zoning applied to it upon annexation to the City.

The City has, for many years, undertaken to adopt and implement an urban growth boundary which guides its growth and development. That process has been ongoing and is, hopefully, winding to a close. The subject property has been in the urban growth boundary and remains within that boundary and is therefore planned to be developed to urban standards and densities. Through mutual policy decisions which guide the implementation of the urban growth boundary, both the County and City have set out there intent the subject property is best utilized for residential development. The subject is located within a neighborhood of probable continued medium income housing and the goal is to continue to provide for growth (additional land for development) in that sector as it is to provide growth in other sectors.

Because the subject property is located adjacent an existing City street and all services, including sewer, water, power, telephone, cable TV and etc.; and, because it is located in close proximity to recreational and commercial services of the neighborhood and community, annexation of the subject property will assist the City in attaining its goal to provide for a variety of housing which is safe, sanitary and adequate for all residents of the community.

CONCLUSION ON THIS CRITERION:

We conclude this proposed annexation is in compliance with Goal 10.

9. Statement of the Criterion:

Goal 11: To Plan and develop a timely, orderly and efficient arrangement of public facilities and services to provide a framework for urban and rural development.

Public Works:

A. Water treatment facilities will be maintained with the proper observation and planning to expand facilities on a timely basis to provide continued service to existing customers and projected growth.

B. Water distribution, pumping and storage construction will be constructed for new development by developers. The city council is presently reviewing methods of implementing a "pay as you go" development policy.

C. Wastewater treatment facility expansion programs will be funded through the most cost-effective methods utilizing all available federal, state and local funds.

D. All public works construction to serve newly developed areas will be on the "pay as you go" policy with developers designing and constructing new facilities in accordance with the city Standard Detail and Specifications adopted September, 1981

a. Finding on this criterion:

The city "Standard Detail and Specifications" quoted in the Plan have, over time since adoption of the Plan, been updated and amended. According to City staff the current document is referred to as "General Engineering Requirements and Standard Specifications" and was adopted in August 1998. Those standards are applied to all development and will be applied to development which may result from this application. The framework of public facilities and services is guided by implementation of those standards through the land use permit process, including building and plumbing permits. In conjunction with long term land use decisions already made through residential zoning having been placed on the subject property, engineering standards and zoning together provide the framework for urban development of this property.

CONCLUSION ON THIS CRITERION:

This proposal for annexation is in accord with Goal 11.

10. Statement of the Criterion:

Goal 12 To provide and encourage a safe convenient and economic transportation system.

a. Finding on this criterion:

Goal 12 does not directly apply to this application and need not be specifically addressed here. This is because City design standards for roads and streets are long standing and apply to all new development. Standards for design and construction of streets and roads to serve new development are contained in City ordinances which were adopted in response to the Comprehensive Plan. Given approval of this request for annexation, a subsequent application for division and development of the subject property will be processed in accord with current City standards for streets and other public facilities.

CONCLUSION ON THIS CRITERION:

Future development of the subject property will become consistent with Goal 12 through implementation of the design standards contained in the Brookings Land Development Code.

11. Statement of the Criterion:

Goal 13 To conserve energy.

Policy 2. Brookings will encourage the infilling of undeveloped parcels of land within the City as well as the re-use of vacant land to the extent possible. The City will encourage land development practices which conserve energy as well as utilize renewable energy sources when-ever possible. The City desires high density development to be located adjacent to major shopping areas and along major transportation routes, as appropriate.

a. Finding on this criterion:

The major shopping area of the City is located along the corridor of Highway 101. The subject property is located at the north end of Fifth Street seven blocks from the intersection of Fifth and Highway 101. Such close proximity to the major shopping area and major transportation route places the subject in a position which will assist the City in its desire to develop residential uses in close proximity to these features.

b. Finding on this criterion:

Because the subject property is located approximately seven blocks from the major transportation route, Highway 101 which traverses through the County, annexation and subsequent development of the subject will result in short commute distances to this major traffic route. Similarly the close proximity of the subject to shopping, governmental and professional services tends to promote little travel in order for homeowners to travel to and from these services. Those services are five and six blocks distant south of the subject along 5th Street. The subject is within approximately one quarter mile of City parks and the public schools. All these locational factors will result in the desired situation whereby driving distances for normal family activities are kept short as intended. These factors will help bring about the desired savings of energy.

CONCLUSION ON THIS CRITERION:

For the above stated reasons, annexation and subsequent development of the subject property is a development practice which will conserve energy.

12. Statement of the Criterion:

Goal 14 Urbanization to minimize the expansion of the urban service area outside of the city limits in order to provide for the efficient use of land, eliminate the unnecessary and uneconomical expansion of public facilities, and to conserve agricultural and forest lands outside of the City.

Policy 1. City shall maintain the livability of Brookings while providing appropriate land-use designation and adequate areas to accommodate expected growth.

Policy 2. City shall encourage the orderly outward growth of the community in order to maintain costs of construction, maintenance, and extension of streets, utilities and public facilities at the lowest level possible.

Policy 3. City shall annex lands that are contiguous to the City limits and continue to extend City services only to areas within the corporate limits. City shall continue to honor present agreement for provision of public services in areas presently outside the corporate limits.

a. Finding on this criterion:

Based upon data included in the comprehensive plan and more recent data included in the amended urban growth boundary, the Brookings and Curry County long ago decided the subject property was needed for urban growth of the City and have maintained that conclusion and circumstance to the present. The subject was included within the urban growth boundary when the Brookings Comprehensive Plan was adopted in September, 1981. The subject property lies within the urban growth boundary amendments adopted by the City Council and Board of Commissioners on April 20, 1995. The subject property remains in the urban growth boundary at present and there has been no challenge to its urbanizable status throughout the eleven year process of the boundary amendment through Periodic Review procedure. The subject is and has been in the urban growth boundary and planned and zoned for residential development since the Plan was adopted. Therefore, the City has provided appropriate land-use designation and annexation of the subject property will assist in the stated desire to provide adequate areas to accommodate expected growth.

b. Finding on this criterion:

As demonstrated by the mapping contained in this application, the subject property is located adjacent the City Limit at the northerly most end of 5th Street. The City Limit extends north a short distance along neighboring property and then westerly approximately three quarter mile. The City Limit also extends easterly from the subject approximately three quarter mile. In this setting, the subject lies along a mile and a half long segment of the City Limit on the north edge of the City. Along this north edge there is but one way for the City to grow which is outward to the north. Since the subject property lies adjacent this portion of the City Limit, annexation of the

subject would constitute the orderly outward growth of the community.

c. Finding on this criterion:

The stated policy is to not extend City services until land is annexed within the corporate limits of the City. Upon annexation, extension of City services presently existing in the 5th Street neighborhood could then occur to the subject in accord with the stated desire to extend City services only to areas within the corporate limits.

CONCLUSION ON THIS CRITERION:

We conclude annexation of the subject property is in accord with policies of Goal 14.

13. Statement of the Criterion:

Goal 16 Estuarine Resources To recognize and protect the unique environmental, economic and social values of the Chetco River Estuary and its wetlands.

Goal To protect, maintain, and where appropriate restore or develop the long term environmental, economic, and social values, diversity and benefits of the Chetco River Estuary.

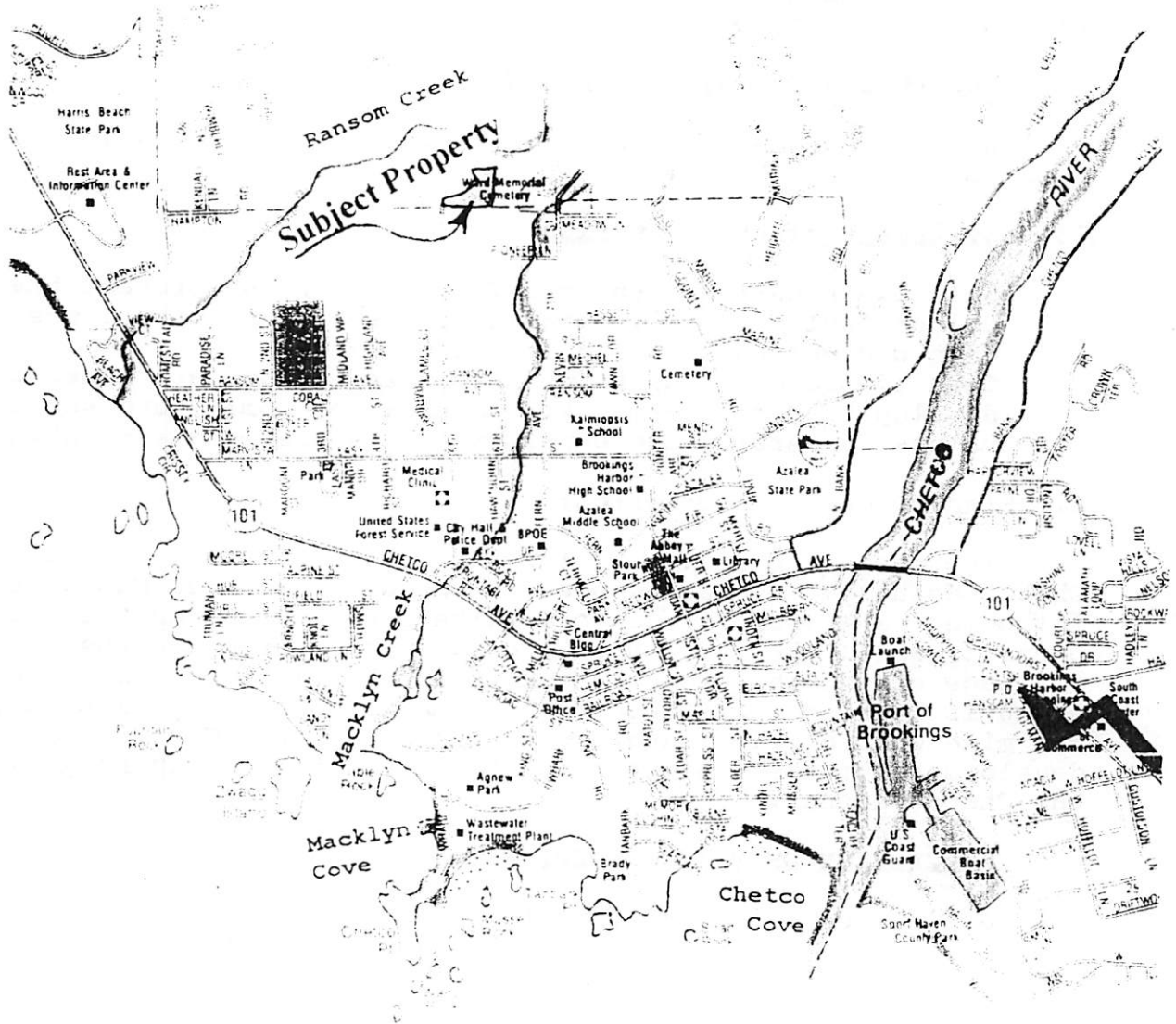
a. Finding on this criterion:

The Subject property is located more than one mile from the Chetco estuary. As can be seen on the Drainage Area Map on the following page, runoff from precipitation received on the subject property will likely drain to the Pacific Ocean along the natural drainage of Macklyn Creek. Macklyn Creek confluence with the Ocean is located near Table Rock at Macklyn Cove approximately one mile west of the mouth of the Chetco River. Therefore, development of the subject property will not significantly impact the Chetco estuary.

CONCLUSION ON THIS CRITERION:

Goal 16 does not apply to this application.

Drainage Area Map



14. Statement of the Criterion:

Goal 17 Coastal Shorelands

a. Finding on this criterion:

The subject property is located over one mile from any Ocean shoreland and on the north extremities of the City. The City lies between the subject and the ocean shoreland and resources.

CONCLUSION ON THIS CRITERION:

Goal 17 does not apply to this application and is not addressed here.

15. Statement of the Criterion:

Goal 18 Beaches and Dunes

a. Finding on this criterion:

The subject property is located on the north extremities of the City over one mile distant from any Ocean beach or dune. City development occupies that intervening distance between the ocean beaches and resources.

CONCLUSION ON THIS CRITERION:

Goal 18 does not apply to this application and is not addressed here.

Part 2 Land Development Code, Section 148

1. Statement of the Criterion:

148.020 Application procedures. An application for annexation may be filed with the city on a form prescribed by the city, accompanied by a filing fee in the amount established by general resolution of the city council. No part of the filing fee is refundable. Said application shall contain the following information:

A. Vicinity map drawn to scale of 1" = 1,000' identifying the proposed area of annexation and existing city limits.

a. Finding on this criterion:

The requisite vicinity map appears on page one of this application. Additionally, other maps appear throughout this application which show the subject property and its relationship to other property and features of the surrounding neighborhood. We conclude this application is in accord with this criterion.

2. Statement of the Criterion:

B. Assessor's parcel maps of the proposed annexation area, which maps shall indicate and identify those parcels which consents to annex have been signed by either electors or owners.

a. Finding on this criterion:

Assessor Map 40-13-31D is attached to this application as required. Tax Lots 104 and 102 are the subject of this Request for Annexation. Both of these lots are owned by applicants Salisbury. No other property or ownership is included in this request for annexation. This proposal complies with this criterion.

3. Statement of the Criterion:

C. Consent to annex forms completed and signed by all consenting property owners and electors within the contiguous territory proposed to be annexed.

a. Finding on this criterion:

Brookings Planning Director, Mr. Bischoff, indicates a singular ownership request for annexation does not require consent to annex forms be signed. The act of submitting application for annexation because it shows intent of the property owner replaces the need for the consent to annex form. Therefore, no consent to annex form is necessary with this application and none is submitted. This application is a

statement of intent and consent to annex and therefore is in compliance with this criterion.

4. Statement of the Criterion:

D. Legal metes and bounds, or lot and block description of the territory proposed to be annexed.

a. Finding on this criterion:

The Curry County Assessor Office indicates deeds for the subject Tax Lots 102 and 104 are recorded at Instrument 92-7766 and Book of Records 117 Page 1015 respectively. Those deeds contain descriptions of the subject property. Copies of the deeds are attached as Exhibits to this application.

b. Finding on this criterion:

The metes and bounds description of the subject property, reprinted from the deeds referenced for Tax Lots 102 and 104, is repeated below:

A Parcel of land lying in the City of Brookings, Curry County, Oregon, described as follows: Beginning at the southeast 1/16 Corner of Section 31, Township 40 South, Range 13 West, Willamette Meridian;

Thence following the 1/16 line North 89 47'09" West to the East Line of 5th Street;

Thence North 0 24'21" West 40 feet to the North right-of-way of a forty (40) foot wide private drive and utility easement;

Thence along said right of way South 89 47'10" East 65 feet, North 61 18'49" East 317.47 feet to the beginning of a tangent curve to the left having a radius of 35.00 feet and a central angle of 100 25'42"; along said curve an arc length of 61.35 feet; tangent to said curve North 39 06'53" West 65.54 feet; North 50 53'07" East 40.00 feet;

Thence South 89 47'09" East 302.24 feet;

Thence South 0 04'21" East 323.93 feet to the Point of Beginning

5. Statement of the Criterion:

E. Specific information on each parcel within the territory proposed to be annexed as follows:

1. Curry assessed valuation as shown on the Curry County Assessor's tax rolls.

2. Acreage.

3. Map and tax lot number.

4. Owner or owners of record and/or registered electors residing on the premises of the subject parcel.

a. Finding on this criterion:

The Curry County Assessor office indicates current real market value assessments as follows:

Tax Lot 104; Improvements \$304,000

Land 91,670

Total = \$395,670

Tax Lot 102 Land \$69,950

Acreages are: TL 102 = 2.23 Ac.,
TL 104 = 0.83 Ac.

Both of these parcels are located on Map 40-13-31D

Owners of Record:

Steve and Laura Le Salisbury

16919 Fifth Street

PO Box 730

Brookings, OR. 97415

The owners, Steve and Laura Salisbury are registered voters who reside in the dwelling located on Tax Lot 104.

6. Statement of the Criterion:

F. Addresses of all dwelling units and businesses within the territory proposed to be annexed.

a. Finding on this criterion:

There is one single family dwelling located on Tax Lot 104 which is the home of applicants, Salisbury. The address of that dwelling is 16919 Fifth Street, Brookings, Oregon 97415.

There is no dwelling or business located on Tax Lot 102. Tax Lot 102 is vacant of structures.

7. Statement of the Criterion:

G. Written findings of fact prepared by the petitioner(s) or petitioner(s) representatives which address the following:

1. Existing land uses within the territory proposed to be annexed.

2. existing zoning and comprehensive plan designations within the territory.

3. Existing improvements, such as water system, streets, sanitary sewer, storm drainage.

4. Special service districts within the territory proposed to be annexed, such as water, irrigation, fire, school, sanitary.

5. Urban services needed and necessary to service the territory proposed to be annexed, the availability of same relative to capacity, condition and cost of extension and/or improvement to urban standards.

6. Compliance with all applicable goals and policies of the comprehensive plan.

7. Compliance with any of the below listed criteria A through E of subsection 148.030.

a. Finding on this criterion:

Tax Lot 102 is vacant of structures. Tax Lot 104 is developed with one residence wherein applicants reside.

The subject property lies within the jurisdiction of Curry County. The County Comprehensive Plan designates the property as Residential and the County Zoning Ordinance indicates Tax Lot 102 is zoned Residential R2 and Tax Lot 104 is zoned Residential R1.

b. Finding on this criterion:

The dwelling located on Tax Lot 104 is served by its own water and subsurface sewage systems. Additionally, the dwelling is accessed by a paved drive way to 5th Street. Telephone, cable TV and electric lines also serve the dwelling.

According to Assessor Map 41-13-31D, the subject property is located in an area of Curry County assigned tax code area 17-7. Printed information distributed by the Assessors Office titled "Curry County 2000-01 Tax Roll Summary By Taxing Districts" the following special districts and other entities have taxing authority in this tax code area:

School District 17-C
Education Service District
South West Oregon Community College
Port of Brookings-Harbor
South Curry Cemetery District
Suburban Fire District
Chetco Library District
Coos Curry 4H & Extension
Curry County General
Curry Soil and Water Conservation

Based on this tax code area information there are no special districts providing municipal water or sewer services to the subject property or its vicinity.

c. Finding on this criterion:

A complete array of Brookings area urban services is anticipated and needed to serve area to be annexed to include: municipal sewer, water and storm drainage, Coos Curry Electric Cooperative electric service, Cable or Satellite TV, Police and Fire Protection.

Criteria Repeated:

6. Compliance with all applicable goals and policies of the comprehensive plan.

7. Compliance with any of the below listed criteria A through E of subsection 148.030.

d. Finding on this criterion:

Issues regarding compliance with all applicable goals and policies of the comprehensive plan are discussed in Part 1 of this application and those findings are made a part hereof by this reference.

Issues regarding compliance with criteria A through E of subsection 148.030 are dealt with in the remainder of this Part 2 of this application.

8. Statement of the Criterion:

148.030. Annexation criteria. Proposed annexation petitions shall be determined to not represent a potential negative or adverse impact upon the citizens of Brookings, either financially or in terms of the livability of the community. Such determination shall be made by the evaluation and assessment of the proposed annexation in relation to the following considerations and criteria.

A. The proposed annexation is within the urban growth boundary and represents a logical, efficient and economical extension of the city boundaries and is found to be a necessary control for development form and standards of an area adjacent to the city.

a. Finding on this criterion:

Through out the land use planning process cities and counties were to establish urban growth boundaries in response to Statewide Planning Goal 14. The subject property is within the Urban Growth Boundary adopted along with the City of Brookings 1981 Comprehensive Plan. Additionally, the subject property lies within the expanded Urban Growth Boundary adopted by the City of Brookings and Curry County in 1995. The subject property lies within the Urban Growth Boundary amendments resulting from Periodic Review work task evaluations concluded in 2000.

b. Finding on this criterion:

Goal 14 sets out seven factors local governments are to consider when establishing or changing urban growth boundaries. The City of Brookings and Curry County have worked during the past two and a half decades to first establish and then amend the Brookings Urban Growth Boundary in response to the charge of the seven factors of Goal 14. Inclusion of the subject property within the UGB has not been challenged and has not been an issue during the process.

Two of the seven factors address ... "orderly and economic provision of public facilities and services" ... and ... "Maximum efficiency of land uses within and on the fringe of the existing urban area...". Following the adoption of the 1981 Comprehensive Plan the Land Conservation and Development Commission acknowledged the Brookings Comprehensive Plan (and the included Urban Growth Boundary) as being in compliance with the Statewide Planning Goals.

Therefore, we conclude the proposed annexation is within the urban growth boundary and represents a logical, efficient and economical extension of the City boundaries. Further, annexation of the subject property is found to be a necessary control for development form and standards of an area adjacent to the City.

9. Statement of the Criterion:

B. The proposed annexation will facilitate the functional and economic provisions of services within the Urban Growth Boundary without seriously impairing city services to existing portions of the city (direct responsibility for extension costs shall be addressed).

a. Finding on this criterion:

As stated above the subject property was included within the UGB after consideration of the Goal 14 factors regarding economic provision of services and the Boundary was acknowledged by LCDC. The positive judgment regarding economic provisions of services to the subject property inherent in those decisions most probably resulted from its location. The southwest corner of the subject is located adjacent the intersection of 5th Street with Brooke Lane and Krista Lane. that is the apparent low elevation of the subject property. Water and sewer mains and storm drains are located within the rights-of-way of those City streets. Other services such as power, cable TV, telephone, etc. are also located along these rights-of-way and, of course, the City streets themselves.

b. Finding on this criterion:

Of paramount concern when developing urban areas with an eye toward "functional and economic provisions of services" is whether the area to be served drains down hill to the sewer plant. Put another way; will sewer lines be able to flow by gravity rather than having to rely on mechanical pumping stations to assist the flow of sewage to treatment facilities. The least expensive, and therefore the most economical, is normally gravity flow piping. Since the subject is located uphill from the existing sewer and storm lines in adjacent City streets, we conclude the proposed annexation will facilitate the functional and economic provision of services within the UGB.

c. Finding on this criterion:

City police and fire services and other services are in existence and use in the neighborhoods along 5th Street extending to the south of the subject property. These services will not be significantly impacted by annexation of the subject. The relatively small number of lots (minimum of 3 if by partition of TL102, maximum of 13 by subdivision) will not seriously impair City services to existing portions of the City. The discussions contained in this application regarding impact analysis of the

proposed annexation demonstrates the positive economic impact of the annexation. We conclude the proposed annexation will facilitate the functional and economic provisions of services within the Urban Growth Boundary without seriously impairing city services to existing portions of the city.

10. Statement of the Criterion:

C. the annexation represents a needed solution for existing problems resulting from inadequate or insufficient provisions for sanitation, water service or other related problems resulting from development with less than full urban services and facilities provided.

a. Finding on this criterion:

The subject property is currently developed with one residential unit. This residence is served by on-site subsurface sewage and water supply systems. There was a problem with the septic system serving the existing residence however this problem was solved through County issued permits. Although there currently are no known problems with these systems, long term use of individual systems (such as septic systems) is not generally considered appropriate or economically efficient in urban areas. The property is in the urbanizable area and lies immediately adjacent City limits and existing sewer, water and other urban services. Allowing a full array of the urban level services to proposed development on the subject property will provide a needed solution to potential problems of inefficient use of urban areas. In order to bring about the intent to urbanize the subject property inherent in City and County Comprehensive Plans, which depict the subject as urbanizable land; annexation must occur so that a full array of urban services may be extended thereby avoiding the problem of inefficient use of urban land.

11. Statement of the Criterion:

D. The proposed annexation will add property to the city which is needed to provide an adequate supply of zoned lands for the uses projected on the comprehensive plan or will add property which has existing development in need of urban services.

a. Finding on this criterion:

The Brookings Comprehensive Plan, dated September, 1981, sets out identified needs for urban residential land. The Plan indicated at that time there was a need for 673 dwelling units within the Urban Growth Area. The subject property, along with neighboring land, was included within that Urban Growth Boundary to accommodate a portion of that identified need. Whether minimum number of lots is created through partitioning the property; or a buildout of thirteen lots is achieved through subdivision of the property, either alternative would constitute a small portion of the identified need, this proposal will

provide a portion of the needed residential growth of the City as stipulated two decades ago in the Plan.

We conclude the proposed annexation will add property to the city which is needed to provide an adequate supply of zoned lands for the uses projected on the comprehensive plan.

12. Statement of the Criterion:

E. The lands within the boundaries of the proposed annexation are demonstrated to meet identified needs for urbanization and/or transportation networks.

a. Finding on this criterion:

As indicated above, the Brookings Comprehensive Plan of 1981 set out identified needs for urban residential land at that time for 673 dwelling units within the Urban Growth Area and the subject property was included within that boundary to supply a portion of that need.

b. Finding on this criterion:

Since adoption of the Plan in 1981 there have been two major amendments to the Urban Growth Boundary. The first of those amendments occurred in May 1995 after several years of study by the City and by outside consultants. The 1995 amendment to the boundary increased the size of the Urbanizable Area. Again in 2000 the City and County considered and prepared to adopt amendments to the UGB which were in response to Periodic Review work tasks. These amendments also verified the need for increased urbanisable area. Throughout this past decade of study and restudy of the Brookings Urban Growth Boundary there has been no question raised and no issue has developed over whether the subject property should remain within the Boundary and the urbanizable area. The needs analysis indicating greater needs for all classes of urban land help to underscore the original decision of the City the subject property is urbanizable, is needed for urban development and should be developed under and to urban development standards once annexed to the City. We conclude the lands within the boundaries of the proposed annexation are demonstrated to meet identified needs for urbanization and/or transportation networks.

13. Statement of the Criterion:

148.040 Annexation impact analysis. the comprehensive plan sets forth a program and direction for the future growth and development of the city of Brookings. Annexations are a means of implementing the goals and policies contained in the plan, recognizing that the city must plan for and provide extension of services to contiguous lands that will allow for development to densities as designated in the plan following annexation.

To assure that the planning commission and city council, prior to acting upon a proposal for annexation, is fully informed as to the potential impacts of the annexation upon both the city and the territory proposed to be annexed, it shall be required that an impact analysis containing, but not limited to, the following information be prepared and submitted by the applicant(s) for consideration by the staff, advisory (Planning Commission) and approving authority (City Council).

A. A statement of the municipal service needs, if any, of the territory proposed to be annexed, including police and fire protection; public sewer and water supply facilities; street improvement or construction, or both; and such other municipal services that may reasonably be required.

a. Finding on this criterion:

The number of lots which will result from annexation and then land division is not known at this time. Such factors as topography, access route, slopes and others will play a part in final design of development. Regardless the number of lots, whether it be 3 or 13, development of the site will require municipal police and fire protection. The July, 2000 population estimates for the City of Brookings as published by Portland State University Center for Population Research was 5,625 persons. The 1990 US Census reported 2.38 persons per household. Extrapolating from those figures results in 2,363 households within the City. An addition of a maximum of 13 dwelling units would be an increase in the number of households in the City equivalent to approximately one half percent (0.005) of the existing number of units. A one half percent increase in the number of dwelling units subject to police and fire coverage is not great; particularly so considering the Brookings Fire Department serves the Suburban Fire District which is a large area surrounding the City. The percentage of development the subject property would be of actual dwelling units served by the District and City combined is lowered to about one fourth of a percent (.0025 or 1/4%). Fire Chief Sharp and Acting Police Chief Chris Wallace have confirmed this level of development would not be a significant impact to police and fire services.

Municipal sewer, water supply and storm drainage will also be required by resulting development and, as indicated, these services are presently existing and in use in the 5th Street, Brooke Lane and Krista Lane neighborhood and will be extended by the applicant to serve the subject property. We contacted Mr. Iverson at the treatment plant for information regarding City water and sewer capacities as directed by Mr. Bischoff. Mr. Iverson indicates Although he has mild concern that 13 dwellings all coming on line this summer "might effect water capacity a little bit" if a drought occurs, he states even the maximum development of the property should not be a problem. He indicated placing three dwellings on the property this summer would not be a problem for water and sewer capacity and would only have minimal impact.

14. Statement of the Criterion:

B. A statement of the projected methods and costs of supplying reasonably needed municipal services to the territory proposed to be annexed.

a. Finding on this criterion:

The July, 2000 population estimates for the City of Brookings as published by Portland State University Center for Population Research was 5,625 persons. The 1990 U.S. Census reported an average of 2.38 persons per household. Accordingly, extrapolating from those figures results in 2,363 households within the City. Utilizing a maximum potential for perhaps 13 dwellings (depending on slope of the land and other factors) the resulting development would add approximately 30 persons. Thirteen dwelling units equates to approximately 1/2% (0.005) of existing households and 30 persons equates to approximately 1/2 % of the population. These are not great increases in existing conditions and these increases would not cause a great impact on municipal services.

b. Finding on this criterion:

The developer of the project will construct all streets and utilities necessary to develop the site. Richard Nored of HGE [Consulting Engineer for the City of Brookings] estimates costs for developing a street to City standards, including curbs, gutters and sidewalks on both side, would be in the range of \$200 to \$250 per lineal foot. The cost to provide utilities (sewer, water and storm drainage buried) will likely range from \$100 to \$150 per lineal foot. As stated elsewhere in this application, utilities and services are already in existence in the area. The developer will be responsible for extension of those services.

15. Statement of the Criterion:

C. A statement of the additional revenues, if any, available to the city as a result of the annexation.

a. Finding on this criterion:

The principal source of additional revenue to the City of Brookings will be property taxes. Assessor Map 40-13-31D depicts the property immediately south of and adjacent the subject and lying inside the City limit as being in Tax Rate Code area 17-1.

We assume tax district 17-1 will be applied upon annexation. The pamphlet "2000-01 Curry County Property Tax Rate Summary" reflects the following taxing authorities and rates.

TAX CODE AREA 17-1

School District 17-C	3.2494	
Education Service District	0.4432	
South West Oregon Community College	0.7017	
EDUCATION TOTAL	4.3943	4.3943
City of Brookings	3.7631	
Port of Brookings-Harbor	0.1249	
South Curry Cemetary District	0.0368	
Chetco Library District	0.4256	
Curry Co. 4H & Extension Service	0.1021	
Curry County General	0.5588	
TOTAL GOVERNMENT	5.0113	5.0113
City of Brookings (not subject to Mes 5)	0.2735	0.2735
Brookings Harbor Health	0	
Curry Soil and Water Conservation	0	
TOTAL CODE RATE	9.6791	9.6791

The total City tax rate in area 17-1 is 4.0366. Figure 2, below, reports the assessed value for land and improvements on the land of several neighborhood lots which are inside the City Limits.

Figure 2
Neighboring Property Value
10/20/00

<u>Tax Lot</u>	<u>Improvements</u>	<u>Land</u>	<u>Total Value</u>
On Map 40-13-31DC			
100	74,500	133,640	208,140
701	149,760	54,390	204,150
702	None	44,560	----
703	None	44,560	----
720	112,450	53,840	166,290
721	94,440	54,390	148,830
722	None	49,270	----
801	130,270	57,110	187,380
802	122,080	57,120	179,200
803	None	43,000	----
900	146,200	56,590	202,790
1000	134,980	54,950	<u>189,930</u>
Total Assessed Values =			1,558,710
Average Value (8 lots) =			194,838

As reported on Page 19 of this application, the total assessed value of the subject property and its dwelling is \$465,620. According to information from the Curry County Assessor Department, the current (2001) total tax rate for the City of Brookings in Tax Code Area 17-1 is 4.0366 per \$1000 assessed value. Utilizing the average value of the eight developed neighboring lots within the City (which carries the assumption development on the subject would equate to existing neighboring development), the following calculations of low and high

estimates of annual tax revenues potentially gained by the City through annexation of the subject property apply:

Existing land and Improvement value

\$465,620 X 4.0366 (tax rate) = \$1,880

A minimum development of 3 lots

3 lots X \$194,838 (ave value) X 4.0366 (tax rate) = 2,359

A maximum development of 13 lot subdivision

13 lots X \$194,838 (ave value) X 4.0366 (tax rate) = 10,224

Annexation plus a three lot development

would result in additional annual tax revenue of \$4,239.

Annexation plus a thirteen lot development

would result in additional annual tax revenue of \$12,104.

As stated the preference of the owner applicant is to partition TL 102 and develop the resulting three lots; therefore, annexation is likely to result in additional annual tax revenue of \$4,239.

b. Finding on this criterion:

Additional revenues would accrue the City from utility billings to new development. City staff estimates monthly utility bills within the neighborhoods in and around 5th Street probably average \$55 to \$60 per month. Potential low and high revenue projections can be estimated based on the average neighborhood utility billing factored by the number of dwellings added. The following calculations provide an estimate, given different development scenarios, of potential revenues from utility bill payments:

Given simple partition of Tax Lot 102, resulting in three additional lots with dwellings, the revenue from \$55 per month utility bills would produce an additional \$1,980 per year to the City. [\$55/Mo X 12 mo X 3 dwel = \$1,980]. It should be noted partition of TL 102 into three lots is the preferred option of the owner/applicant.

Given subdivision and development to the maximum density of the City R-2 zoning district would result in greater numbers of dwellings and therefore, more utility billing revenue to the City. Tax Lot 104 is currently developed with a large single family dwelling and would probably not be further divided or developed. Therefore, we base the calculation on the size of Tax Lot 102 alone. Tax Lot 102 is 2.23 acres. From that we subtract 20% of land area as an estimate of land area dedicated to streets and public facilities and services thus leaving 1.78 acres for lots. The minimum lot size of the R-2 zone is 6000 square feet. It should be NOTED some of the property may be over 15% slope thereby potentially raising minimum lot size and thereby reducing the number of lots which might be permitted. However, to continue the demonstration 1.78 acres equals 77,537 square feet (1.78 ac X 43,560 sqft). That area of land divided by 6,000 (square foot lots) yields 13 lots. The revenue derived from \$55 per month utility bills for 13 lots/dwellings would produce an

additional \$8,580 per year to the City. [\$55/Mo X 12 mo X 13 dwel = \$8,580].

c. Finding on this criterion:

New families occupying the residences will also contribute to the local economy through the purchase of goods and services from local businesses. Spending habits of individuals is a matter of conjecture, however, for the sake of discussion we conservatively assume here the average family of three will spend between \$300 and \$500 per month in the community for food, clothing, transportation, and other similar living expenses. Therefore, the following calculations apply:

Given partition of three lots with associated dwellings; an additional \$10,800 to \$18,000 per year would be spent in the community by inhabitant families on living expenses.

Assuming development would occur to the buildout of 26 lots, the resulting expenditures of 26 families would range between \$46,800 to \$78,000 per year within the community.

16. Statement of the Criterion:

D. A statement of the foreseeable impact of the proposed annexation upon property within existing city limits, and upon property outside the city limits and contiguous to property included within the proposed annexation.

a. Finding on this criterion:

Potential impacts to property within existing City limits and outside the City will be minimal. Some residents of the neighborhood who now have a view, however limited of the undeveloped slope will, after development, have a view of residential uses similar to their own and to the existing neighborhood in general. As stated earlier in this application, City street patterns, utility and other services and police and fire protection currently exist in the well developed vicinity. Extension of these services to development on the subject property will, as a result of this proposal, be accomplished as planned in the Comprehensive Plan and Urban Growth Boundary documents.

17. Statement of the Criterion:

E. a statement analyzing the impact of the annexation on the growth, development, and future of Brookings and its urban growth area, recognizing that even small-area annexations involve implicit policy decisions concerning long-range development and ultimate impacts.

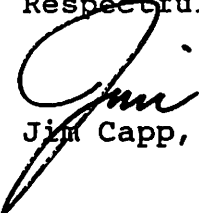
a. Finding on this criterion:

As reviewed in this Application, the proposed annexation is in compliance with the criteria for annexation contained in the Brookings Land Development Code. Long ago the City developed and published its projected growth patterns in the Comprehensive Plan and Urban Growth Boundary documents. Annexation of this small property will not bring about all of the plans and aspirations of the City. Annexation of the subject property will assist the City to reach its goals for residential growth and development as stated in the Plan. Because the subject lies adjacent existing City streets and other utilities and services, development of the subject property will occur in an efficient manner with little impact to existing services and neighborhoods.

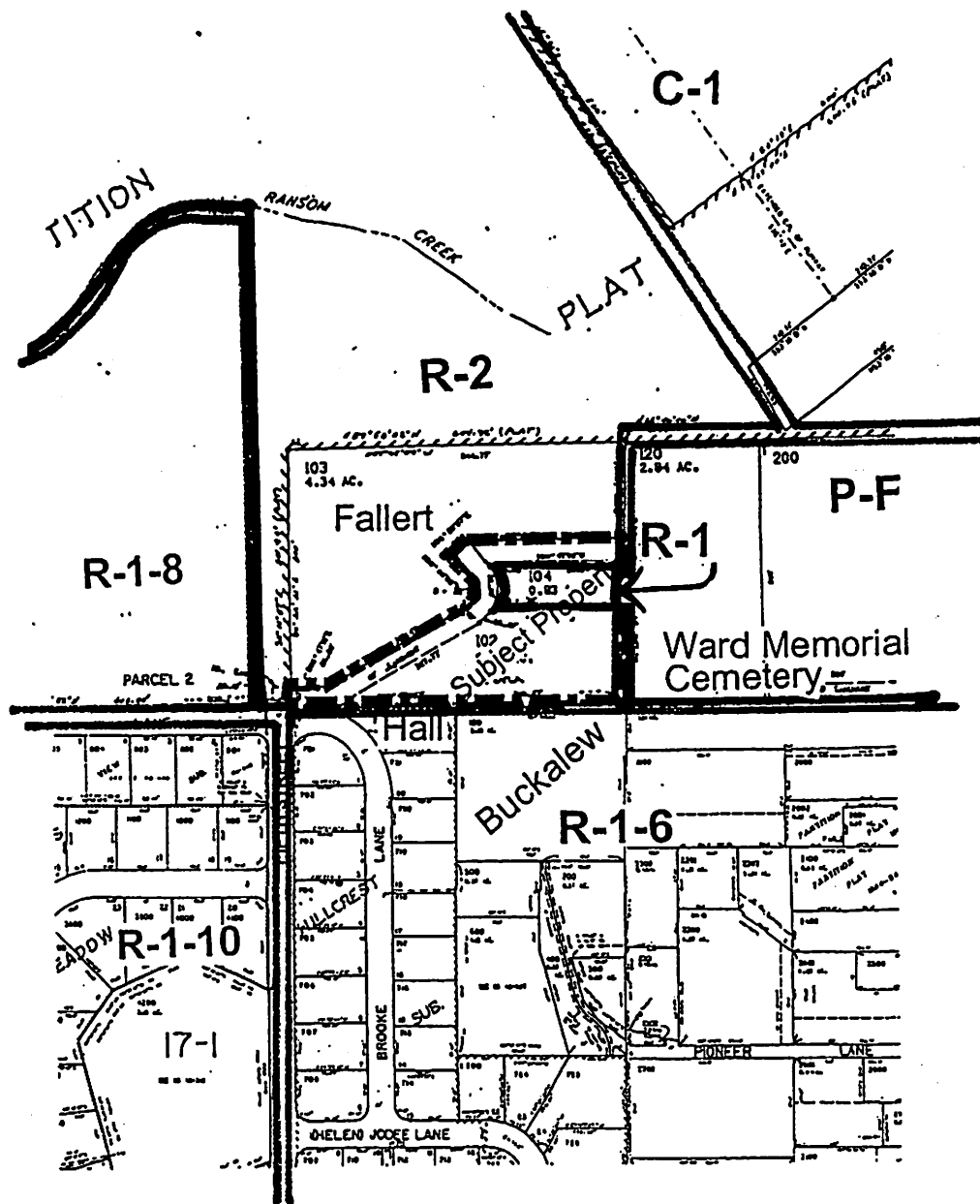
CONCLUSION:

Because the proposed annexation has been shown to comply with City Land Development Code provisions regulating annexations, We request approval of this application.

Respectfully submitted:



Jim Capp, Agent



APPLICANT: Steve and Laura Salisbury

ASSESSOR'S NO: 40-13-31 D Tax Lots 102, 104

LOCATION: north end of Fifth Street

SIZE: 3.06 acres

ZONE: Residential (County)



CITY OF BROOKINGS

POLICE DEPARTMENT



898 Elk Drive,
Brookings, Oregon 97415

Phone (541) 469-3118
Fax (541) 412-0253
police@brookingsor.org

To: John Bischoff

From: Interim Chief Chris Wallace

Date: 04-19-01

Subject: Salisbury Annexation

It is my opinion from information supplied to me by Jim Capp the **Salisbury Annexation Proposal** would have no significant impact on police services for the city of Brookings.

Interim Chief Chris Wallace

City of Brookings Memorandum

TO: John Bischoff
FROM: Joe Ingwersen- City of Brookings
SUBJECT: Salisbury Annexation-Jim Capp
DATE: 4-19-01



John,

In late March or early April, I received a telephone call from Jim Capp, Western Land Use Services, Harbor, OR. He is developing the Salisbury Annexation and needed to know if three or four houses would impact the treatment plants, Water & Wastewater. I reviewed it and they will not adversely effect or impact the Cities treatment plants. I also let him know that he needs to check with Public Works about water and sewer lines.

If you have any questions please call me at extension 315.

Thank you,

Joe

**I N T E R
O F F I C E**



MEMO

To: John Bischoff, City Planner
From: William J Sharp, Fire Chief
Subject: Annexation of Property at end of 5th St.
Date: 4-24-2001

John, per our conversation and my past conversation with Jim Capp, I have no major concerns about the possible annexation of the Salisbury property at the end of 5th Street. Since its annexation would involve the development of the property at City standards I would have no reason to be concerned.

William Sharp

A handwritten signature in black ink, appearing to be 'WJ Sharp', written over a horizontal line.

AMERICAN RED CROSS

SOUTH COAST SERVICE CENTER

The South Coast Service Center is part of the Lane County Chapter of the American Red Cross. It consists of all of Coos and Curry Counties, which were once chartered as the South Coast Chapter. Since November 1, 1999, the Lane County Chapter has assumed administrative control of Red Cross activities in these counties. The "Service Center" model is a new approach in the Red Cross for dealing with jurisdictions that have lost their charters. Administrative control, financial management and volunteer tracking are all housed in the Lane County Chapter in Eugene. The function of the Service Center is to ensure the delivery of Direct Services to residents of the South Coast area. The most important of these services is to help residents prepare for, respond to and recover from disasters.

LAST YEAR THE SOUTH COAST SERVICE CENTER

DISASTER SERVICES

Provided 552 emergency meals and 350 nights of emergency shelter to victims of fires and disasters in Coos and Curry Counties.

HEALTH & SAFETY

Trained over 4,600 community members in CPR and First Aid

AFES

Helped over 100 military personnel affected by death or illness in the family.

BLOOD DRIVES

Last year the communities of Brookings/Harbor donated 600 pints of blood.

SHELTERS

In the city of Brookings we have signed shelter agreements with seven facilities

One shelter has blankets

One shelter has a shelter kit/comfort kits.

In Harbor we have signed agreements for two shelters.

One shelter has blankets and shelter kit/comfort kits

STAFFING

All volunteers of the local Disaster Action Team have been trained in Mass Care and Shelter Operations. Two new members of our team, one is a Registered Nurse and a Mental Health person.

DAMAGE ASSESSMENT

The Survey/Damage Assessment gathers information upon which other disaster relief activities and functions base their efforts. Thus, the success of any Red Cross disaster relief effort, no matter how large or small, hinges on the speed, thoroughness, and accuracy of work performed by those responsible for survey and damage assessment.

All volunteers of the local Disaster Action Team have received training in Survey/Damage Assessment. Because the Red Cross does not have an office in the Brookings/Harbor area, we have a signed agreement with KURY Radio to use their conference room as a base operations center.

EMERGENCY ASSISTANCE TO FAMILIES

The volunteers of the local Disaster Action Team have received training in providing assistance to families. This includes temporary shelter, food, clothing, medicine, etc.

VENDORS

Motels
Port Orford (2)
Gold Beach (4)
Brookings (5)
Harbor (1)

Grocery Stores
Brookings (2)
Harbor (1)
Langlois (1)
Gold Beach (2)
Port Orford (1)

Restaurants
Gold Beach (3)
Brookings (3)
Harbor (1)

Clothing Stores
Brookings (1)
Harbor (1)

Pharmacy

Brookings (1)
Harbor (1)

CONTRIBUTIONS

Eight residences of the Brookings/Harbor area gave a total contribution of \$1,250.00 (\$50.00 to \$350.00)
Three businesses gave a total of \$300.00

At various times thru the year we placed Red Cross donation can at various merchants and our total income was about \$600.00

NOTE

The (DAT) has five volunteers that have been trained in the operation of the Red Cross ERV. The ERV is the mobile feeding unit and is stationed at the Red Cross Chapter in Eugene, Oregon.



APPLICATION TO POSSESS AND CONSUME ALCOHOLIC BEVERAGES ON CITY OF BROOKINGS PUBLIC PROPERTY

NOT RECEIVED 2-11-01
4-9-01 Certificate of Liability Ins in route. /m

- ◆ GROUP OR ORGANIZATION NAME Private Wedding
- ◆ CONTACT PERSON Helen or Steve Pomerleau
- ◆ DAYTIME PHONE NUMBER 541 412-0394
- ◆ ADDRESS 760 Old County Rd
- ◆ PUBLIC LOCATION REQUESTED Azalea Park
- ◆ DATE REQUESTED 8-18-01
- ◆ TIME REQUESTED 1:00 pm - 7 pm
- ◆ TYPE OF ALCOHOLIC BEVERAGES INVOLVED wine, beer
- ◆ PURPOSE OF GATHERING wedding - see attached
Park use form

As an official representative of the above named group I request a temporary permit to possess and consume alcoholic beverages on public premises in accordance with Brookings Ordinance No. 79-0-315, Sec. 4., which I have reviewed. I understand our organization must meet all State of Oregon requirements for serving alcohol and must provide insurance as shown on the attachment.

[Signature]
Representative Signature

4-3-01
Date Signed

FOR CITY PERSONNEL USE ONLY: Completed App. received: <u>4-24-01</u>	
Forwarded to: <u>WA</u> Date Sent - <u>4-24-01</u> to <u>X</u> Community Dev/PubWrks:	(circle one) <u>APPROVE</u> / DO NOT APPROVE - date/initials: <u>KAS</u>
Date Sent - <u>4-25-01</u> to <u>X</u> Chief of Police:	(circle one) <u>APPROVE</u> / DO NOT APPROVE - date/initials: <u>WBS</u>
Date Sent - <u>4-25-01</u> to <u>X</u> Fire Chief:	(circle one) <u>APPROVE</u> / DO NOT APPROVE - date/initials: <u>WBS</u>
Date Sent - <u>4-25-01</u> to <u>X</u> Finance Dept:	(circle one) <u>APPROVE</u> / DO NOT APPROVE - date/initials: <u>WBS</u>
Date Sent - _____ to <u>X</u> City Manager:	

DEPARTMENT HEADS: Please consider any applicable City ordinance requirements, initial, & date; PC's to follow after final approval.

As City Manager, I, Leroy Blodgett, having reviewed the aforementioned application do hereby X recommend / do not recommend to the common council of the City of Brookings approval of said application in the name of Helen or Steve Pomerleau for purposes of possessing and consuming alcoholic beverages on City property as provided on application.

[Signature]
City Manager

05-07-01
Date Signed

CITY COUNCIL: ☐ APPROVED ☐ DISAPPROVED on _____ day of _____, 20____

ORDINANCE NO. 79-O-315

AN ORDINANCE REGULATING THE CONSUMPTION AND POSSESSION OF ALCOHOLIC BEVERAGES ON PUBLIC PREMISES. [Effective June 19, 1979]

Sections:

Section 1.	Alcoholic liquor prohibited on public premises.
Section 2.	Definition of alcoholic liquor.
Section 3.	Definition of public premises.
Section 4.	Temporary permits.
Section 5.	Penalties for violation.
Section 6.	Emergency clause.

The City of Brookings ordains as follows:

Section 1. Alcoholic liquor prohibited on public premises. It shall be unlawful for any person to drink, consume, transport, carry, or possess any alcoholic liquor, except in the original package with the seal unbroken, on any public premises, except as permitted in Section 4 of this ordinance.

Section 2. Definition of alcoholic liquor. The term alcoholic liquor, as used in this ordinance, shall be construed to mean and include any liquid intended for human consumption containing more than one half of one percent by volume of alcohol.

Section 3. Definition of public premises. For the purpose of this ordinance, public premises shall include city parks, city buildings, city parking lots, and other premises under the control of the city, but shall not include public highways.

Section 4. Temporary permits. Upon written application to the common council of the City of Brookings, setting forth the time, the purpose, the location, the alcoholic beverages involved, and the group or organization involved, the council may grant temporary permits permitting the possession and consumption of alcoholic beverages on public premises. Such permits shall be for a specific period of time, shall contain such conditions as the council deems appropriate and shall be non-transferable.

Section 5. Penalties for violation. Any person violating any of the provisions of this ordinance shall, upon conviction thereof, be punished by a fine not exceeding \$500 or by imprisonment not exceeding 60 days, or by both such fine and imprisonment.

Section 6. [Emergency clause.]

Effective June 19, 1979



PARK USE APPLICATION FORM

The City of Brookings programs, service and activities are open to all persons without regard to race, age, sex, disability, religion, or national origin.

FOR CITY PERSONNEL USE ONLY: Completed App. received: _____
Forwarded to: Date Sent - 6-8-01 to ☒ Community Dev/PubWrks
Date Sent - _____ to ☐ Chief of Police
Date Sent - _____ to ☐ Fire Chief
Date Sent - _____ to ☐ Finance Dept
Date Sent - _____ to ☐ City Manager
APPROVAL ON BACK SIDE: Please consider any applicable City ordinance requirements; Make notations, sign & date; PC's to follow after final approval.

SPECIFIC PARK/LOCATION: (Circle One)

Azalea Park Bud Cross Park
Chetco Point Park Stout Park
Easy Manor Park Other: _____

SPECIFIC ACTIVITY AREA NEEDED: (Circle one or more)

Gazebo Barbecue Kidtown Picnic-Area
Lawn-ONLY Area: New Little League Field(s)
Softball/Soccer Field(s) Tennis Courts Other: _____

Event Date(s): 8-18-01 Time: From - 11:00 am To - 7:00 pm

Approximate Number expected to attend event (each day): 100

Nature of Event: Wedding - Laguard & Mittendorf

Name of Organization: _____

Contact Person: Steven Pomeroy Date of Birth: 12/16/55 DrLic#&State 1781096 OR

Mailing Address: 760 Old County Rd Phone: 412-0394 (Day/Night) Night

ANSWER YES OR NO TO ALL QUESTIONS (circle one):

Is this event free to the public? Yes No - If entry fee required/need City Reserve Police Officer(s)

Will there be dancing? Yes No

Will you be using amplification equipment? Yes No

Type of equipment? Minimal amplification

Will any merchandise be sold? Yes No

What? _____

Will alcohol be sold? Yes No

OR consumed? Yes No - SEE alcohol use permit/application information

→ THESE ACTIVITIES may require SPECIAL licenses/permits/applications! Contact City Hall ←

SPECIAL REQUESTS BY ORGANIZATION (Print or Type): be sure adequate garbage receptacles

LIABILITY STATEMENT/AGREEMENT

I/We agree to abide by all applicable federal, state, and local laws, regulations, and ordinances which pertain to the use of said property and agree to pay for any damage to same, as a result of use. I/We further agree to hold the city, its officials and employees, harmless from any liability resulting from use of said property.

THE CITY OF BROOKINGS ASSUMES NO RESPONSIBILITY OR LIABILITY FOR INCLEMENT WEATHER.

The undersigned user agrees to pay for any and all damages occurring during the reserved period. User agrees that the deposit paid herewith will be applied toward damages to the facility or its contents during the reserved period. Any of the deposit not applied to damages will be applied first to unpaid rental fees with any excess refunded to user. Normal wear and tear as determined by the City of Brookings shall not be considered damage.

Signature of person completing this application: Steven Pomeroy Date: 3-30-01

Print name of person completing this application: Steven Pomeroy REVIEW BACK PAGE

Serving Our Community With Pride



To: City of Brookings

The local Vietnam Veterans of America, chapter 757 is again proud to sponsor the July 4th fireworks display at the Port of Brookings- Harbor.

This will be the 17th year that Mike Moran and his pyrotechnic crew will fire the show.

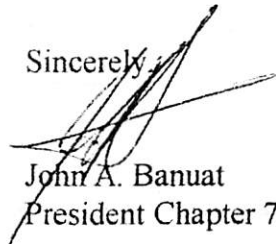
We ask for your help in this endeavor. Last year's "Millennium Madness" was a great success due to the support of the City of Brookings, the Chamber of Commerce, the businesses and private donations from those who felt that our country's independence day deserves the best celebration that we can offer. The crowd was great as was the show and the weather. I am sure that we can again expect a large influx of people coming to Brookings-Harbor to enjoy, hopefully, our beautiful weather and the sights and sounds of our unique area and businesses.

We are now proudly starting our second year of raising funds for the fourth of July fireworks display and ask for your generous donation again so we may all celebrate the feeling of pride in being Americans. This years theme is titled "Blast into the Millennium."

Your support is much needed and will be greatly appreciated. Donations can be made to the fireworks fund at "Chetco Federal Credit Union" or mailed to: Vietnam Veterans of America

Fireworks Fund
PO Box 4056
Brookings, OR 97415

Sincerely,


John A. Banuat
President Chapter 757

"Never again will one generation of veterans abandon another"

Vietnam Veterans Of America, Inc.

Brookings-Harbor Chapter 757 PO Box 4056 Brookings, OR. 97415 (541-469-6767 or 469-6724)

Please Print

Date

7/26/00

City of Brookings Parks and Recreation Department

Request for Site Development

Fill out form completely and submit to the City of Brookings for Parks and Recreation Commission review and City Council approval. Parks and Recreation Commission meets every fourth Wednesday at 7:00 p.m. in city hall. Approval from both the Parks and Recreation Commission and the City Council is required prior to any site development project commencement.

1. Organization/individual(s) name: Vietnam Veterans of America - Ch. 957
Address: _____
Contact person and telephone: Ernest Madden 469 4028
2. Park selected for site development:
☐ Bud Cross ☐ Azalea ☐ Richard Street
☐ Stout ☐ Easy Manor ☐ Other area next to fountain
3. Identify specific area within selected park: NEXT TO fountain + memorial
4. Development Proposal: 60' flag pole - anodized aluminum with secure lanyard - to raise + lower flag - w/ll with stand winds of 28 mph - fly barred flag - 10'x15' American flag - like flag elks club fly
5. Use back of form for sketch of development design
6. Parking space required: None
7. Development resources (i.e. funding, manpower, materials, etc.): local concrete contractor already committed to donating rebar + concrete work - Chapter has money to purchase pole \$4,850 + has one donated flag & will provide new flags as appropriate
8. Development supervisor: _____
Contact person and telephone: _____
9. Approximate annual maintenance cost: ?
10. Liability insurance carrier: Not applicable
Name: _____
Address: _____
Contact person and telephone: Bill Farrell 541-469-0179

For Official Use Only

Parks and Recreation Recommendation: Conceptual ☒ Approved ☐ Disliked Date: _____
Final ☒ Approved ☐ Disapproved Date: _____

Reasons: _____

City Council: Conceptual ☒ Approved ☐ Disapproved Date: _____
Final ☒ Approved ☐ Disapproved Date: _____

Reasons: _____

COPY

TO: Mayor, City Council

FROM: Leo Lightle, Community Development Director
Joe Ingwerson, Chief Treatment Plants Operator
LBX

THROUGH: Leroy Blodgett, City Manager

SUBJECT: repair of seams on trickling filter

DATE: June 1, 2001

Community Development Department



Memorandum

Recommendation: The City Council authorize the calling for bids for seam repair on the Wastewater Treatment Plant trickling filter estimated to cost \$10,000.

Background: There are seams leaking wastewater on the trickling filter at the Wastewater Treatment Plant. We are mandated by DEQ to repair the seams. Estimated repair area is 200 lineal feet. It is estimated to cost \$10,000 for repairs and the cost would be allocated to Wastewater System Replacement Fees.

If more than 200 lineal feet need repaired, the cost would raise in portion to the area needing to be repaired.

**CITY OF BROOKINGS
COMMON COUNCIL MEETING MINUTES
City Hall Council Chambers
898 Elk Drive, Brookings, OR 97415
May 21, 2001
7:00PM**

I. CALL TO ORDER

Mayor Bob Hagbom called the meeting to order at 7:05 p.m.

II. PLEDGE OF ALLEGIANCE

Led by Jeff St. Peter, new Curry Coastal Pilot Newspaper reporter

III. ROLL CALL

Council Present: Mayor Bob Hagbom, Council President Larry Curry, Councilors Frances Johns, Lorraine Kuhn, and Rick Dentino, a quorum present.

Council Absent: none

Staff Present: City Manager Leroy Blodgett, City Attorney John Trew, Police Chief Chris Wallace, City Planner John Bischoff, Fire Chief William Sharp, Finance Director Randy Reed, Detective John Bishop, Sgt. Wayne Sheffel, Sgt. Mike Cooper, Community Policing Officers Barbara Palicki, other Police Officers and Administrative Secretary Sharon Ridens

Media Present: Jeff St. Peter, Curry Coastal Pilot

Other: Chamber of Commerce Executive Director Les Cohen, CTR Mgr. Pete Smart, and approximately 21 other citizens

IV. CEREMONIES/APPOINTMENTS/ANNOUNCEMENTS

A. Ceremonies

1. Special Appreciation Awards to the Police Department

Mayor Hagbom made several special presentation to the police department beginning with his Mayor's Official Medal Award presented to Reserve Officer Al Bates for his dedication to duty and volunteer service to the

Brookings Police Department, while acting as the evidence officer donating countless hours of work and helping Brookings Police Officers make his community a better place to live. Next Mayor Hagbom bestowed the Meritorious Service Award to the following officers for their dedication to duty and determination in the investigation of the attempted murder, assault, and robbery of a 67 year old Brookings Business owner, which resulted in the arrest of the suspect on May 31, 2000, and his subsequent conviction. Those officers were: Gerald Kessler, Terry Murray, Detective John Bishop, Chief Chris Wallace. Hagbom then presented the special Gallantry Star Excellent Arrest Award to Officers Gerald Kessler, Terry Murray, Detective John Bishop, and Chief Chris Wallace for their dedication to duty and determination in the investigation into a male subject who wanted law enforcement to take his life while high on methamphetamine in the Fall 2000. This male subject even placed individual officers in fear and risk of their own lives. These officers while assisting other officers, were able to help resolve the situation peaceably without any injuries to the male subject or to any fellow officers. Mayor Hagbom ended his presentations with a peerless police unit award. The Meritorious Service Unit Citation Award was presented to the following officers for their dedication to duty and determination in the investigation of several bomb threats made to the 17C School District, by making the arrest and obtaining a conviction, going beyond the call of duty to help keep the community of Brookings/Harbor and our children safe from harm: Officers Terry Murray, Jess Oliver, Donny Dotson Gerald Kessler, Sam Dotson, Curt Fox, Community Policing Officer Barbara Palicki, Detectives John Bishop, Ron Plaster, Sgts. Mike Cooper and Wayne Sheffel, and Chief Chris Wallace. Mayor and audience gave these particular police officer a standing rounding applause of appreciation.

Police Chief Chris Wallace asked Council to accept his restructuring of the Police Department, which has been given considerable time and efforts, but has resulted in an excitement about the new direction of the department. Wallace reported the following changes: Detective John Bishop will take the position of Lieutenant as of June 1, 2001, helping in the day to day of the department management and keeping a hand in the detective division when necessary. Sgts. Wayne Sheffel and Mike Cooper will become full time patrol officers, with Cooper assisting during transition of the 911 system. Community Policing Officer Barbara Palicki move to the detective division as of June 1st, with Officer Curt Fox taking over her Community Policing position. Of course Fox will be assisted by Palicki during the transition phase. Chief Wallace stated this restructuring provides a better chain of command for personnel and the public they

serve, giving us better officers and coverage, including one additional patrol officer on the streets. Mayor Hagbom expressed his excitement over the changes and the caliber of people we have to make these new changes for a new direction.

B. Announcements

1. MDA "Fill the Boot" fund raiser

Fire Chief William Sharp and Fire Volunteer Lt. Steve Nagel were pleased to inform the Council and community of the upcoming MDA (Muscular Dystrophy Association) "Fill the Boot" fund raiser, a nationwide program put on by the association with the help of local fire departments. Chief Sharp stated his department was enthusiastic about the potential joint endeavor to be set for Memorial Day weekend during the parade, with a goal of more than \$400 - last year's collection

V. PUBLIC HEARING

A. *In the matter of Planning Commission File No. CZ-1-01, Application for approval of a change of zone from the existing R-1-6 (Single-family Residential, 6,000 sq. ft. Minimum lot size) to R-2 (Two-family Residential) to accommodate a 55 and older duplex and custom home community on a 3.74 acre parcel of land; located in the southeast corner of Ransom Avenue and Fourth Street, Nora L. Olson, applicant. This is a quasi-judicial hearing.*

Mayor Hagbom asked City Attorney John Trew to discuss the procedures of the quasi-judicial about to be heard. Trew did so.

Mayor Hagbom called the quasi judicial public hearing to order at 7:25p.m. on this date Monday, May 21, 2001. He advised the hearing was on an application requesting a zone change from the existing R-1-6 (Single Family Residential, 6,000 sq ft minimum lot size) to the R-2 (Two Family Residential) zone in the matter of Planning Commission File No. CZ-1-01, an application. Hagbom asked if any member of the Council had any actual personal bias or personal interest that would preclude their participation in this hearing. There was none. He asked if any member had a potential or active conflict of interest. There was none. He asked, if any member had an ex-parte contact including site visits to declare. Councilor Kuhn stated she had attended the Planning Commission meeting of which this had been part of the agenda. Site visits had been made by Councilors Dentino and Curry. Hagbom asked if anyone objected to the jurisdiction of the Council to hear this matter. There was no objection. He then asked City Attorney Trew to review the hearings procedures and guidelines. Trew complied.

Mayor Hagbom stated presentation of the evidence would be next, and asked City Planner John Bischoff to present the staff report. Bischoff complied and recommended the project to be denied based on the increase in traffic and incompatibility with surrounding residential uses. Council was given an opportunity for questions to Bischoff. Much discussion ensued regarding the traffic and the reminder that the decision was only regarding the zone change.

Mayor Hagbom asked Harbor resident Cari Early of 15589 Cedar Lane, representative of Nora L. Olson, the applicant, to present evidence in support of the application. She did so and discussed spot zoning, setbacks, her family's plans for this parcel of land - residential for 55 and older community, manufactured homes, custom homes, fencing, and requested the Council approve the application.

Council was asked if there were any further questions to applicant. There were no further questions. There were no questions from any representative of the Planning commission. There was no one to speak in support of the applicant and no questions by Council. Mayor Hagbom asked if anyone wished to speak in opposition to the application.

Citizen John Vincent of 815 Crestwood Place, Brookings opposed the zone change, but would like to see the property developed as designed by the R-1 zoning as it is. No questions from Council.

Citizen Pat Dodgen of 905 Barbara Lane, Brookings was mainly concerned about the set back conditions, easement on Easy Street, and higher density. No questions from Council.

Citizen Jeannie Bigley of 910 Barbara Lane spoke in opposition of the zone change, most specifically due to the increased traffic impact within the last six years. She stated she was not opposed to 55 and older community, but this zone change does not guarantee that's what will happen. No other questions from Council.

Mayor Hagbom asked if there were other interested parties or representative of public agencies that wished to testify. There were none as there were no further questions from the Council.

Cari Early offered rebuttal on the traffic issues, and argued for higher density in town and preferred large home on the out skirts of town - now that there is a large urban growth boundary. Minimal discussion ensued, including comments from the Planning Staff.

No participant requested the record remain open for an additional seven days in order to submit additional written evidence, argument or testimony.

Mayor Hagbom closed the public hearing on File No. CZ-1-01 at 8:16 p.m., May 21, 2001. The applicant waived an additional seven days to submit final written arguments in support of the application and asked for a decision be made this evening. Hagbom proceeded to Council for deliberation. There was minimal discussion. City Attorney John Trew reminded Council questions to staff had been closed.

Council President Curry moved, Councilor Johns seconded, and the Council voted to approve, with Councilor Dentino voting no, the application for a zone change from the existing R-1-6 (Single Family Residential, 6,000 sq. ft. minimum lot size) to the R-2 (Two Family Residential) zone in the matter of Planning Commission File No. CZ-1-01, and that a Final Order and an Ordinance be prepared for the next Council meeting.

- B. In the matter of Planning Commission File No. LDC-2-01, a city-initiated request to amend Section 52, General Commercial (C-3) District, of the Land Development Code to allow the display and sale of prefabricated storage sheds and outbuildings of 120 sq. ft. or less in size, as a conditional use on a paved and landscaped display area. This is a legislative hearing.*

Mayor Hagbom called the legislative public hearing to order at 8:27 p.m. on this date Monday, May 21, 2001. He proceeded to explain the reason for the hearing and asked if any member of the Council had any actual personal bias or personal interest that would preclude their participation this the hearing or if there was any potential or active conflict of interest. There was none. However, in regard to ex parte contact, Councilor Kuhn stated she had had a site visit. There was no other. With no one objecting to the jurisdiction of the Council to hear the matter, City Attorney Trew reviewed the procedures and guidelines and then stated the Council should proceed. Mayor Hagbom advised so and asked for the presentation of the evidence. A letter arriving this date from Seashore Real Estate, Inc. in opposition was given to Council (copy provided in these minutes).

City Planner John Bischoff presented his staff report along with staff recommendation that the City Council consider forming a committee to study the entire range of outdoor display of goods and then make recommended changes. There were a few questions from Council, of which Bischoff answered in total. No one spoke in support of the amendment.

Harbor resident Ken Simmons of PO Box 7555, a manufacturer of one of the items being sold in town, spoke in opposition of the amendment and mentioned various businesses working on unpaved lots. Questions were directed to Simmons by Council.

Chamber Executive Director Les Cohen reminded council a committee was formed to review the sign issues in the past. They put much time and efforts into the study, with not much results due to problems of enforcing the recommendations. He expressed the formation and exercise of such a committee would be futile, unless the Council is willing to enforce the decisions.

Council questions and deliberations pursued. Councilor Kuhn advised this issue was a conflict because of her position at the bank.

Harbor citizen/Brookings business owner Peter Spratt of 15480 Southwind Lane stated he was in the neutral category, but asked Council to consider declaring some moratorium of enforcement of those not in compliant. Council agreed.

Mayor Hagbom closed the legislative public hearing at 8:43 p.m., and discussed motion possibilities. City Manager Blodgett made a recommendation.

Councilor Dentino moved, Councilor Johns seconded, and the Council voted to accept the Planning Commission recommendation, with Councilor Kuhn abstaining, to take no action on this ordinance change, and that the Council form a committee to study the entire range of outdoor display of goods and then make recommended changes to Council.

VI. ORAL REQUESTS AND COMMUNICATIONS FROM THE AUDIENCE

A. Committee and Liaison reports

1. Chamber of Commerce

Executive Director Les Cohen, 324 So. Hazel, Brookings briefly told Council plans have been set for Azalea Festival weekend, including good weather for the parade on Saturday, a "flyover" at 11:00 a.m. on Memorial Day, and the Chamber mixer at Salmon Run Golf course on Friday.

Chamber President Peter Spratt asked for Council time and indulgence to discuss US Hwy 199 issues circulating regarding the delays people are experiencing, and no closings on weekends. He stated the Chamber Board of directors supports efforts being made to keep US Hwy 199 open and that the delays are effecting Curry County as well as Del Norte. Spratt asked Council to tell our friends in Del Norte County that the City of Brookings is behind them, so as to help our state and federal legislative

see the benefits in subsidizing air service between Crescent City and Medford.

2. *Port of Brookings-Harbor*

There was no report

City Manager Blodgett asked Council to consider a recent request from students of Azalea Middle School and Teacher Mike Gordon. (Staff report and letter from students provided in these minutes) He explained the request to close lower part of Old County Road for a middle school class project came in after the packet and agenda had been prepared. He detailed further, that Community Development Director Lightle and Police Chief Wallace had been contacted regarding any problems with this project idea. There was none. Azalea Middle School students Brianna Wilson of PO Box 6598, Brookings, Alex Deneau of 895 Midland, and Dani Rufner of 820 Midland Way were present to ask if their class (Teacher Mike Gordon's class) could test their soap box racers on the southern part of Old County Road in the middle of the second corner. There was limited council discussion, since this was done once before last year. Teacher Mike Gordon addressed any questions by the Council and other details.

Councilor Dentino moved, Councilor Kuhn seconded, and the Council voted unanimously to authorize the closing of Old County Road June 11 and 12, 2001, from approximately 8:40 a.m. to approximately 11:30 a.m. for this Azalea Middle School Class, subject to no called emergencies.

Councilor Curry Larry asked if Council would consider Agenda Item No. IX.A.1. Approval of Resolution No. 01-R-689, at this time, since Curry Transfer & Recycling (CTR) Manager Pete Smart was present and being so patient.

City Manager Blodgett asked Council to consider approving an increase in certain rates for sanitation services being charged by Curry Transfer and Recycling to customers in the City of Brookings. He and Pete Smart reviewed the background, including the fact that our solid waste franchise with CTR calls for them to receive a rate increase, based upon the CPI increase, every year. The CPI government rate increase allowed by contract for 2001 is a 3.4%. However, CTR has adjusted their rate by only 2.9%. The proposed resolution and exhibit reflect CTR's increase. Blodgett read Resolution No. 01-R-689, by title only. There was no discussion by Council. Staff's recommendation was to approve the resolution.

Councilor Johns moved, Councilor Curry seconded, and the Council voted unanimously to approve Resolution No. 01-R-689 and Exhibit "A" in the matter of approving rates for sanitation services to be charged by Curry

Transfer and Recycling to customers in the City of Brookings.

Councilor Kuhn moved, Councilor Johns seconded, and the Council voted unanimously to add the following agenda item: Request to waive the Brookings City sign ordinance for purposes of "the Spruce Street Market".

Councilor Kuhn moved, Councilor Johns seconded, and the Council voted unanimously to add Resolution No. 01-R-691 to the agenda, regarding a resolution declaring a State of Local Emergency arising out of a rock slide which necessitates daily, intermittent, prolonged closures of US Highway 199 for the months of May through August 2001.

Mayor Hagbom declared the Council meeting in recess at 9:04 p.m.

Hagbom reconvened the Council meeting at 9:08 p.m.

3. *Council Liaisons*

Since the last Council meeting, Councilor Dentino attended the Chamber of Commerce Business Conference, the telecommunications conference in Coos Bay, the Harbor Sanitary District meeting, the City's 50th Birthday Celebration meeting, the Port Commissioner's meeting, an American Music Festival meeting, and represented the City at a memorial for Ben Andreason. He also attended a Homebuilders Association meeting and met with the Skateboard Committee Chairperson.

Councilor Kuhn is now the secretary for HOPE (Healthy Opportunities for a Positive Environment). The 50th Birthday Celebration Committee has established their agenda for Friday night, sparsely set for Saturday. However, the next meeting will be May 23, at 7:00 p.m. in the Council Chambers for a final schedule print. Kuhn stated she did attend the Planning Commission meeting last month, and will be again this month.

Councilor Johns has been "playing" in Alaska, since the last Council meeting.

Councilor Curry attended the Community Agencies, at which the Chetco Senior Center asked for a Council Liaison to Curry Public Transit Transportation Commission. He provided a brief report from his attendance at the CCD Business Development Corporation. At the beginning of the month Crime Stoppers met and approved giving a reward to the person(s) furnishing information on the double homicide that may lead to arrest and conviction (pending) in the amount of \$1000.

B. Unscheduled

There was no unscheduled communications from the public.

VII. STAFF REPORTS

A. Finance Department

1. Approval of Codification services

City Manager Blodgett asked Finance Director Randy Reed to present his prepared codification report. Staff clarifications and recommendation were made, with discussion ensuing.

Councilor Curry moved, Councilor Johns seconded, and the Council voted unanimously to authorize staff to enter into an agreement with Code Publishing of Seattle, Washington in the amount of \$9,489.00, to conduct a legal review of the city's ordinances, codify the city's ordinances, provide folio views software and have the code set up to be displayed on the city's web site.

B. City Manager

1. Request for proposals for computer services

City Manager Blodgett provided the background for the need to request proposals to furnish computer service; not that the City is unhappy with the services of Amazing Computers. The contract expired in 1999, and staff feels it is the responsible thing to do - go out to bid. Blodgett asked Council to authorize an RFP.

Councilor Kuhn moved, Councilor Johns seconded, and the Council voted unanimously to authorize an RFP for computer support services as presented and directed the City Manager to begin distribution of the same.

2. Approval of Labor Agreement and O.T.E.T. Subscript Agreement

City Manager Blodgett advised Council that negotiations for the Teamsters Collective Bargaining Agreement had been completed and informed them of changes to be made from the prior term, listing the most significant ones. Blodgett recommended approval.

Councilor Dentino moved, Councilor Kuhn seconded, and the Council voted unanimously to approve the City of Brookings and Teamsters Local Union No. 223 Collective Bargaining Agreement for July 1, 2001 through June 30, 2004, which includes the seven changes listed in the staff report:

- **Changes the discretion of the form of compensation (cash or compensatory time off) for overtime worked from the employee to the City.**
- **Adds Martin Luther King Day and Veterans Day as paid holidays.**
- **Limits accrual of vacation time to 40 hours over the amount earned in one year.**
- **Increases the probationary period for all employees from six months to one year.**
- **Causes the City to pay the 6% employees contribution to Oregon Public Employees Retirement System.**
- **No base salary increases in 2001-2002.**
- **Includes a base salary increase 2002-2003 and 2003-2004 equal to the January-January CPI, but the increase shall not be less than 2.5% nor more than 5%.**

3. *Schedule work-session for Water Management Plan*

Council agreed on the date of May 23, 2001, at 10:00 a.m. in the City Hall Council Chambers for a Water Manage Plan work-session with HGE, Inc. facilitating.

Added to agenda: City Manager Blodgett presented the May 14, "2002" letter received from Thomas P. Bouley detailing and requesting Council to wave the Brookings City sign ordinance from 9:00 a.m. to 2:00 p.m. during the dates of the Spruce Street Market, now to be known as the "Farmers Market". (copy of letter provided in these minutes) Those dates being: June 16, July 7, 21, August 4, 18, September 1, 15, and 29, 2001. The market style will be the same as last year, but with no closure of Spruce Street. Staff recommended approval.

Councilor Dentino moved, Councilor Kuhn seconded, and the Council voted unanimously to approve the waiver of the sign ordinance (Section 88 - Sign Regulations, of City Ordinance No. 446) from 9:00 a.m.

to 2:00 p.m. during the dates of the Spruce Street Market, now to be known as the "Farmers Market". Those dates being: June 16, July 7, 21, August 4, 18, September 1, 15, and 29, 2001, with no closure of Spruce Street during those same times and dates.

4. *Reminder of no meeting on May 28, 2001 ~ Holiday*

Mayor Hagbom reminded Council the next meeting will be on June 11, 2001, due to the Memorial Day Holiday on Monday, May 28th.

5. *Other*

City Manager Blodgett informed Council we had received from the CCD Regional Investment Board a \$50,000 grant for downtown revitalization. At the same he applied for that grant, he had applied for the US Forestry Department grant, and found it had been approved to us for only \$30,000. Therefore, Blodgett contacted CCD Regional Investment Board and asked for only \$20,000 to toward the downtown revitalization and put that with the \$30,000 from the US Forestry Dept. He then asked CCD to use the balance of the original \$50,00 - which was \$30,000, for public parking, as the 1st stage of implementation of the Downtown master Plan. This was good news to the Council.

Blodgett reminded Council of the Azalea Parade on Saturday, and that Aqua Vista Limo Service is providing the vehicle (limo) for Mayor Hagbom and Council to ride in. Council is to meet at 9:00 a.m. at O'Holleran's Restaurant.

VIII. CONSENT CALENDAR

A. *Approval of Council Meeting Minutes*

1. *Minutes of April 23, 2001, regular Council Meeting*

B. *Acceptance of Parks and Recreation Commission Minutes*

1. *Minutes of March 22, 2001, regular Commission Meeting*

C. *Acceptance of Planning Commission Minutes*

1. *Minutes of April 3, 2001, regular Commission Meeting*

D. *Approval of Vouchers (\$189,854.83)*

(end Consent Calendar)

Councilor Johns moved, Councilor Curry seconded, and the Council voted unanimously to approve the consent calendar.

IX. ORDINANCES/RESOLUTIONS/FINAL ORDERS

A. Resolutions

1. *Approval of Resolution No. 01-R-689, for approving rates for sanitation services to be charged by Curry Transfer and Recycling to customers in the City of Brookings*
Earlier on the agenda (VI.A.2.) City Manager Blodgett reported on the rate adjustment presented by General Manager Pete Smart of Curry Transfer & Recycling and had recommended approval of the resolution. Council unanimously approved the resolution.
2. *Approval of Resolution No. 01-R-690, extending the City of Brookings' Workers' Compensation coverage to volunteers of the City of Brookings.*
City Manager Blodgett presented the staff report and resolution prepared and worked on by Finance Director Reed. Reed was present for questions, and advised Council this procedure is required each year by our insurance carrier. However, in years past, we were less specific on the form itself. Reed recommended approval of Resolution No. 01-R-690.

Councilor Kuhn moved, Councilor Dentino seconded, and Council voted unanimously to approve Resolution No. 01-R-690, extending the City of Brookings' Workers' Compensation coverage to volunteers of the City of Brookings.

3. *Previously added to agenda: Approval of Resolution No. 01-R-691, in the matter of a resolution declaring a State of Local Emergency arising out of a rock slide which necessitate daily, intermittent, prolonged closures of Highway 199 for the months of May through August 2001*
Printed resolution was provided to Council. (Copy included in these minutes)

Councilor Dentino moved, Councilor Kuhn seconded, and the Council voted unanimously to approve Resolution No. 01-R-691, in the matter of a resolution declaring a State of Local Emergency arising out of a rock slide which necessitate daily, intermittent, prolonged closures of Highway 199 for the months of May through August 2001.

X. REMARKS FROM MAYOR AND COUNCILORS

A. Council

B. Mayor

There were no additional remarks from Council or Mayor Hagbom.

XI. ADJOURNMENT

Council voted unanimously to adjourn the meeting at 9:40 p.m.

Respectfully submitted:

Bob Hagbom
Mayor

ATTEST by City Recorder this ____ day of June, 2001.

Randy Reed
City Recorder



Serving Oregon's Pacific Wonderland Since 1981

Handed oil
@ 5-21-01
C. M. J.

P.O. BOX 1416 • 1201 CHETCO AVENUE
BROOKINGS, OR 97415 • (541) 469-7457
FAX: (541) 469-9443
e-mail: seashore@wave.net

RECEIVED
MAY 21 2001

CITY OF BROOKINGS
COMMUNITY DEVELOPMENT

May 16, 2001

John Bischoff, Planning Director
City of Brookings
898 Elk Drive
Brookings, Oregon 97415

Dear John,

The purpose of this letter is to express my opposition to the proposed amendment affecting the sale of prefabricated buildings on certain commercially zoned lots. I respectfully ask that it be read into the minutes of the May 21st hearing.

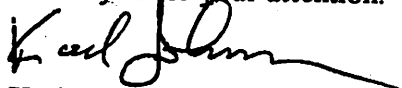
Unless I misunderstand the wording, this amendment seems to be specifically aimed at one businessman's right to conduct a perfectly legitimate business. It would allow him to conduct the activity on a lot which is paved but would prohibit the very same activity if the lot is not paved. If that is the case, it seems very unfair in that it denies the right of a citizen to conduct a legitimate business enterprise simply because he or she cannot afford to pay for paving.

What other purpose could there be? The buildings would have exactly the same appearance regardless of whether they are displayed on blacktop or gravel. By the same token, if the buildings are removed the unpaved lot will remain just as unpaved as it was when they were there.

I haven't made the count but I know there are other commercial lots without paving. My business is conducted on one and I know of a major hardware store which has been selling building materials from an unpaved lot for many, many years. Are you going to force other businesses to close down if they can't pave their lots?

Whatever the reasoning behind this proposal, I believe it discriminates very unfairly and would set a very bad precedent for our city.

Thank you for your attention.


Karl Johnson, Broker

Memorandum

Handled
out
@
5/21/01
mtg

TO: Mayor, City Council
FROM: City Manager Leroy Blodgett
DATE: May 21, 2001



Issue: Closing lower part of Old County Road for middle school class

- Background:**
1. (see attached letter from students of Azalea Middle School Teacher Mike Gordon)
This request came in after the packet and agenda had been prepared. Some of the students and a teacher will be at tonight's Council meeting.
 2. We have talked with Community Development Director Lightle and Police Chief Wallace about this request and we see no significant problem with closing this road for approximately three hours on June 11 and 12, 2001, beginning around 8:40AM. This would be from the intersection at Azalea Park Road and Old County Road to the intersection of old County Road an Constitution Way.
 3. Public Works will provide some barriers and the Police Department will, assuming nothing else in particular is happening, will send a patrol car to the area.
 4. The only inconvenience to anyone will be to those people who want to use this section of Old County Road at that time. They would have to use Oak Street, which shouldn't be a big deal.

Recommendation: We recommend you authorize the closing of Old County Road June 11 and 12, 2001, from approximately 8:40AM to approximately 11:30AM for this Azalea Middle School Class, subject to no called Emergencies.

pc: Community Development Director
Police Department
Public Works
Fire Department

(5/21/01 - 10:00 p.m. - Council approved the closure of the road as indicated above.)

To: Brookings City counsels
From: Breanna Wilson
Date: 5-17-2001
Re: Down Hill Racing

To Brookings City Council:

We wish to ask that we be placed on your agenda to discuss racing the down hill racers in Mr. Gordon's Technology Class. The sight will be the same as last years, which was at the bottom of Old County Road.

Thank you for your time

Breanna Wilson

469-7427 #200 Mr. Gordon

7/Date-

May 14, 2002

Leroy W. Blodgett
City of Brookings
898 Elk Dr.
Brookings, OR. 97415

Dear Leroy W. Blodgett:

SUBJECT: THE SPRUCE STREET MARKET

Due to the success of last years (2000) "Farmers Market", the organizers have asked me to communicate their desire to organize a 2001 "Farmers Market".

Much was learned from the first year. Due to the available space, it was determined that Spruce St. need not be blocked off and that it was more convenient for patrons to find close and available parking with the street left open to traffic. The organizers would like to thank the city for their permission to block the street off during the event and for supplying the barricades.

The location would also remain the same (grass lot across the street from Bernie Bishop) on Spruce St. Bernie Bishop Mazda has also agreed to let the Market patrons use their ancillary (gravel) parking lot to help alleviate any "Congestion" that may occur and provide easier access to the market for those "physically impaired".

The organizers feel that this year's market will be bigger than last years in that more venders are now aware of the markets existence.

Tentative dates for the 2001 Spruce Street Market are as follows:

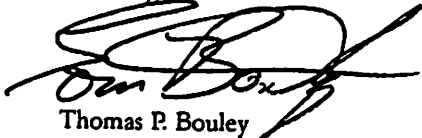
- June 16, 2001
- July 7, 2001
- July 21, 2001
- August 4, 2001
- August 18, 2001
- September 1, 2001
- September 15, 2001
- September 29, 2001

The organizers are requesting the waiver of the Brookings City sign ordinance from 9 am to 2 pm during the dates of the market. Approximately 25 to 35 signs would be placed along Chetco Avenue to direct potential patrons to the event. These signs would be the same type and size used in the previous year's market.

In closing, the organizers would like to express their sincere appreciation for the help and cooperation the City of Brookings has show to the *Spruce Street Market* in the past and look forward to your continued support.

For any comments or questions, please contact: Tim or Terry Patterson 541-469-4999

Sincerely,



Thomas P. Bouley

C.C.C.S
P.O. BOX 1837
BROOKINGS, OR. 97415
541-412-7010

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IN AND FOR THE CITY OF BROOKINGS
STATE OF OREGON

*In the matter of a resolution)
declaring a State of Local)
Emergency arising out of a rock)
slide which necessitates daily,)
intermittent, prolonged closures)
of Highway 199 for the months)
of May through August 2001)*

Resolution No. 01-R-691

WHEREAS, Highway 199 is one of two major access routes to Curry and Del Norte Counties, and since it serves Interstate traffic, has been designated as part of the National Highway System; and

WHEREAS, in response to a series of rock slides on Highway 199, CalTrans on April 16, 2001, initiated a project to remove rock along a portion of Highway 199 corridor to reduce the frequency and severity of rock slides in the area; and

WHEREAS, CalTrans' hillside stabilization project had an original proposed duration of approximately six weeks and an estimated cost of approximately \$400,000; and

WHEREAS, the hillside stabilization project, as a result of unanticipated rock fractures and failures, has dramatically expanded in scope and duration, resulting in a new estimated project cost of over \$2.5 million and a duration of over four months; and

WHEREAS, the nature of the expanded project now results in traffic delays of one to two hours four to five times each weekday between the hours of 7:00 a.m. and 7:00 p.m.; and

WHEREAS, the aforementioned traffic delays have resulted in a significant reduction in the number of automobiles visiting Curry County and Del Norte County throughout the entire week; and

WHEREAS, the loss of tourist traffic continues to have a devastating effect on all sectors of the economy of Curry County and Del Norte County, including not only all businesses along the Highway 199 corridor, but also the tourism, visitor-

servicing, service and retail industries county-wide; and

WHEREAS, Curry and Del Norte Counties are isolated communities which are served by only two highway routes, U.S. Highway 101 (which has historically experienced closures) and Highway 199, which is currently subject to closures for up to two hours; and

WHEREAS, Highway 199 is essential to the public health, safety and welfare of Curry and Del Norte Counties; and

WHEREAS, this closure is a result of a project undertaken by a public agency to repair and restore an existing highway damaged by land movement and/or landslide within one year of the damage occurring; and

WHEREAS, this emergency repair to Highway 199, a public facility, is necessary to maintain service essential to the public health, safety and/or welfare;

NOW, THEREFORE, BE IT RESOLVED THAT THE COMMON COUNCIL OF THE CITY OF BROOKINGS does hereby declare a State of Local Emergency and petition the State of Oregon and the Federal Government for any and all forms of assistance available.

PASSED by the Brookings Common Council and signed by the Mayor this _____ day of May 2001.

Bob Hagbom
Mayor

ATTEST by City Recorder this _____ day of May, 2001.

Randy Reed
City Recorder

PARK AND RECREATION COMMISSION MEETING

April 26, 2001

Roll Call

Present: Williams, Fritz, Canfield, Frost. **Excused:** Prevenas, Mickelson, Shute.
Welcome Dennis Barlow and Dave Lintz

Minutes

Corrections: The report of Commissioner Prevenas representing the Commission with get well greeting was incorrect. The minutes should read: Prevenas expressed concern over the recovery of Leo Lightle and will be representing the commission with get well greetings.

A motion was made and passed 6-0 to approve the minutes with corrections of March 22, 2001 meeting.

Public Appearances

Donica Richardson speaking for Dr. Wanner concerning use of Lundeen Field for soccer practice and games in May. Brookings Harbor Soccer League was represented by Rebecca Olsen and Olsen reported the league has insurance documentation filed with Sharon Ridens in the City Offices. Dave Lintz reported the fields were spoken for by Little League and adult softball with 7 days a week practices. Lintz also reported the grass was very tender and soccer would be hard on the grass. Richardson reported that the group did have permission to use the High School field but the field was 43' short and cannot be used for games. Richardson is asking for use of Lundeen Field on Sundays for 3-4 hours beginning in May through May 21. Commissioner Fritz responded and said he will continue this discussion with the City Manager and will advise the group of the results.

Stout Park: Commissioner Fritz reported the application for a \$9,000 grant for lighting. The Parks and Recreation has \$6,000. Expected to hear back July 1, 2001. Planning a July/August installation.

Chetco Point: Commissioner Fritz reported the meeting with city officials with no answers on systems development funds. The Porta Pot issue has been decided and the general fund will pay \$100 a month for the placement and upkeep.

Softball/Soccer Fields: No Report.

Park Master Plan: Commissioner Fritz reported the proposed survey questionnaire to be sent out to the public with the Curry Coastal Pilot newspaper has fallen-through. The Pilot responded there would not be enough reply form the public to warrant publishing this survey. Discussion included suggestions to send questionnaires to service groups, including Elks, Garden Club, and fraternal organizations. Commissioner Williams suggested printing a paid, one sheet insert into the Pilot with a survey to be returned directly to the Parks and Recreation Commission. Commissioner Fritz reported the Master Parks Plan Grant for \$50,000 was submitted and a reply to City Planner Blodgett was negative and they no longer issue grants for Master Parks. City Manager will continue to research other grant opportunities.

Skate Park: Commissioner Frost was instructed to read minutes from Skate Board Park meeting, April 19, in which Commissioner Fritz requested a letter of thanks to the donors be written and submitted to the Parks and Recreation Commission and to be forwarded on to the City Council. Frost then read the letter of thanks signed by Russ Johnson and Russ Fritz, to the donors. Commissioner Fritz displayed the enlarged check for \$6,000 from the Brookings Harbor Rotary for the Skateboard Park.

SAY: No Report

Liaison Reports:

Commissioner Williams reported the Azalea Park was looking beautiful. The deer have topped most of the tulips, however. Planting continues with addition of 750 cosmos and 750 petunias. Williams reported appearing before City Council and the announcement of May 12, 'Ben Andreason Day.' There will be a plaque mounted on the Jubilation Statue and from 2-5 p.m. there will be a community picnic and celebration of the life of the 'King of the Rhodies.'

**Parks and Recreations Minutes continued
April 26, 2001**

Staff Announcements:

Dennis Barlow reported the work on the volleyball area is stalled. The ground is too muddy and soft at this time. Dave Lintz reported preparation for landscaping at the Waste Water Plant and the entrance to Chetco Point. There are plans to work on the path to make them more presentable. The burn is not officially City's pathway as yet. Guest Buzz Hanson requested tables for the Rotary Club Shrimp Luncheon in the lower area of Azalea Park for the Saturday of Azalea Festival. Dave Lintz agreed to have tables there.

A. Financial: Passed out Financial Packet

B. Use Calendar Update: Passed out updated calendar

C. Rules and Regulations of City Parks: Discussion about a possible motion to strike the second sentence of item #14. Commissioner Canfield recommended to table the motion. Guests in the audience requested information and explanation of item #14. Commissioner Fritz will follow-up on this issue with City Manager.

Commissioner Comments

Commissioner Williams: Collins Grant, for the purpose of new restroom facilities in Azalea Park, has not been pursued as Williams is waiting to meet with City Manager for permission. Tim Adsit will help write the grant. Williams has the paperwork in her possession. Buzz Hanson will look into the cost of new restrooms and Williams will check with Russ Crabtree, at the port, for related costs and comparisons.

Commissioner Canfield: Reported Mr. Kent Russell of the garden Club has had the debris bagged from the triangle and there has not been a pick-up. Dave Lentz said they used to call and they would be glad to pick them up. Commissioner Canfield relayed a request made by Elmo Williams for a May Pole to be erected in Azalea Park. Commissioner Williams will get information to Dennis Barlow on the specifics of a May Pole.

Motion called to adjourn: passed

Respectfully submitted, D. Frost



**MINUTES
BROOKINGS PLANNING COMMISSION
REGULAR MEETING
May 1, 2001**

The regular meeting of the Brookings Planning Commission was called to order by Chair Richard Gyuro at 7:00 p.m. in the Council Chambers at Brookings City Hall on the above date with the following Commission members and staff in attendance.

Jim Collis	Richard Gyuro	John Bischoff, Planning Director
Randy Gorman	Judi Krebs	Linda Barker, Secretary
Ted Freeman, Jr.	Vikki Nuss	
Fred Howe		

CHAIRPERSON ANNOUNCEMENTS

A moment of silence was observed for Doug Bales, former Brookings Building Official, who passed away unexpectedly last week.

After the minutes of April 3, 2001, were considered Chair Gyuro remarked on a memo the Commission had been given covering procedures for making motions following Roberts Rules of Order. A short discussion followed with the consensus that the Planning Commission has been following these guidelines and would continue to do so.

MINUTES

By a 7-0 vote (motion: Commissioner Freeman, second: Commissioner Krebs) the Planning Commission approved the minutes of the April 3, 2001, regular meeting as written.

THE PLANNING COMMISSION TOOK THE FOLLOWING ACTION ON FINAL ORDERS

None

THE PLANNING COMMISSION TOOK THE FOLLOWING ACTION ON WRITTEN REQUESTS AND COMMUNICATIONS

None

THE PLANNING COMMISSION TOOK THE FOLLOWING ACTION IN THE PUBLIC HEARINGS

1. Chair Gyuro announced that Agenda Item 8.1, M3-4-01, a request for a minor partition to divide a 1.67 acre subject property into two lots on the west end of North Drive in Oceanside Estates had been withdrawn by the applicant and would not be heard this evening.
2. By a 7-0 vote (motion: Commissioner Krebs, second: Commission Nuss) the Planning Commission will send a favorable recommendation to the City Council regarding ANX-01-01, a request to annex 3.06 acres of land to the City of Brookings; located

at and east of the north end of Fifth Street adjacent to the northerly boundary of the city; Steve and Laura Salisbury, applicants; Jim Capp, Western Land Use Services, representative.

Before the Public Hearing started Commissioners Krebs, Collis, Gyuro, Nuss and Gorman declared ex parte contact due to a site visit. No Commissioner declared bias. There was no challenge from the audience as to the jurisdiction of the Commission to hear this request.

This action was taken following questions or comments regarding the request from the following:

Jim Capp

PO Box 2937

Harbor Oregon

The applicant waived his right to seven (7) additional days in which to submit written argument. The public hearing was closed at 7:45 p.m.

THE PLANNING COMMISSION TOOK THE FOLLOWING ACTION ON COUNTY REFERRALS

By a 7-0 vote (motion: Commissioner Krebs, second: Commission Collis) the Planning Commission will send a favorable recommendation to Curry County regarding CR-S-0102, a request for a replat of the Harbor View Subdivision to divide Lot 9 into two lots of 9,532.35 and 11,639.26 sq. ft. using a flag lot configuration and a variance to allow the existing house to be 5.68 feet from the new property line; located on the south side of Titus Lane approximately 512 feet west of West Hoffeldt Lane, more specifically 97848 Titus Lane; S. John and Linda Zia, applicants.

This action was taken following questions or comments regarding the request from the following:

John Zia

97848 Titus Lane

Brookings Oregon

UNSCHEDULED PUBLIC APPEARANCES

None

REPORT OF THE CITIZENS ADVISORY COMMITTEE

None

MESSAGES AND PAPERS FROM THE CITY MANAGER

None

MESSAGES AND PAPERS FROM THE MAYOR

None

REPORT OF THE PLANNING DIRECTOR

Several City and County officials will leave tomorrow afternoon to attend the LCDC hearing regarding the Urban Growth Boundary remand items.

Letters have been written to the Exxon service station regarding the landscaping on Alder and Spruce streets and to several business owners regarding portable signs they have displayed. Also Director Bischoff said he will be contacting the owner of a backhoe which has been parked along Chetco Avenue in the 1200 block.

PROPOSITIONS AND REMARKS FROM COMMISSION MEMBERS

A short discussion was held about the UGB remand hearing.

Chair Gyuro asked if the committee had been established to address the outdoor sales issue. Director Bischoff said this will be on the City Council agenda May 21.

Commissioner Nuss commented that Key Title has been closed for some time but their sign is still present. She asked about vacation rentals that had been discussed at the last City Council meeting and whether they need business licenses or pay transit room tax. Director Bischoff said there is presently no ordinance dealing with vacation rentals but if we allow them they would be subject to both business license and room tax ordinances. At this time City staff is comparing vacation rental ordinances from several cities. The City Council will give direction on whether an ordinance change will be made regarding these rentals.

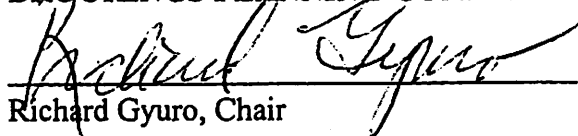
Commissioner Krebs asked about an ordinance regulating membrane structures in residential areas. Director Bischoff responded this will be considered by the Planning Commission at its June meeting.

ADJOURNMENT

There being no further business before the Planning Commission, the meeting was adjourned at 8:31 p.m.

Respectfully submitted,

BROOKINGS PLANNING COMMISSION


Richard Gyuro, Chair

Per	Date	Check No	Vendor No	Payee	Check GL Account Number	Amount
05/01	05/03/2001	40771	800	American Red Cross	10-00-2005	78.00
05/01	05/03/2001	40772	303	Associated Bag Company	10-00-2005	107.00
05/01	05/03/2001	40773	138	Becco, Inc	10-00-2005	96.85
05/01	05/03/2001	40774	148	B-H Chamber of Commerce	10-00-2005	2,204.81
05/01	05/03/2001	40775	313	Brookings Vol Firefighters	10-00-2005	2,083.33
05/01	05/03/2001	40776	1279	C Rausch	10-00-2005	25.57
05/01	05/03/2001	40777	178	Chetco Pharmacy & Gift	10-00-2005	3.39
05/01	05/03/2001	40778	182	Coos-Curry Electric	10-00-2005	12,127.04
05/01	05/03/2001	40779	566	Curry County Assessor	10-00-2005	75.00
05/01	05/03/2001	40780	173	Curry Equipment Company	10-00-2005	44.02
05/01	05/03/2001	40781	117	Dan's Photo & Cameras	10-00-2005	126.66
05/01	05/03/2001	40782	284	Day-Wireless Systems	10-00-2005	1,810.00
05/01	05/03/2001	40783	316	Donald & Roberta Chandler	10-00-2005	548.00
05/01	05/03/2001	40784	1278	Donald Irwin	10-00-2005	16.46
05/01	05/03/2001	40785	343	FNW Queen Pump	10-00-2005	75.52
05/01	05/03/2001	40786	119	Gall's Inc	10-00-2005	209.92
05/01	05/03/2001	40787	1066	GASB	10-00-2005	25.00
05/01	05/03/2001	40788	282	GFOA	10-00-2005	77.00
05/01	05/03/2001	40789	139	Harbor Logging Supply	10-00-2005	206.05
05/01	05/03/2001	40790	307	Industrial Steel & Supply Inc	10-00-2005	341.34
05/01	05/03/2001	40791	394	Internet Technologies Inc	10-00-2005	130.00
05/01	05/03/2001	40792	350	John Zia	10-00-2005	43.11
05/01	05/03/2001	40793		Information Only Check	10-00-2005	.00 V
05/01	05/03/2001	40794		Information Only Check	10-00-2005	.00 V
05/01	05/03/2001	40795	162	Kerr Hardware	10-00-2005	399.28
05/01	05/03/2001	40796	271	Larry Curry	10-00-2005	51.82
05/01	05/03/2001	40797	1015	Leroy Blodgett	10-00-2005	683.87
05/01	05/03/2001	40798		Information Only Check	10-00-2005	.00 V
05/01	05/03/2001	40799	155	Mory's	10-00-2005	982.51
05/01	05/03/2001	40800	911	Nancy Corrigan	10-00-2005	25.13
05/01	05/03/2001	40801	685	Neilson Research Corporation	10-00-2005	55.00
05/01	05/03/2001	40802	321	Ocean Title & Escrow	10-00-2005	7.20
05/01	05/03/2001	40803	860	Oregon Fire Chiefs Assn	10-00-2005	230.00
05/01	05/03/2001	40804	252	Paramount Pest Control	10-00-2005	35.00
05/01	05/03/2001	40805	322	Postmaster	10-00-2005	500.00
05/01	05/03/2001	40806	1211	Precision Ordnance Products	10-00-2005	450.00
05/01	05/03/2001	40807	187	Quality Fast Lube & Oil	10-00-2005	25.95
05/01	05/03/2001	40808	199	Richard Harper	10-00-2005	300.00
05/01	05/03/2001	40809	1275	SE-ME	10-00-2005	74.50
05/01	05/03/2001	40810	726	Set Point Process & Control	10-00-2005	1,035.33
05/01	05/03/2001	40811	1277	Shannon Lawhorn	10-00-2005	15.16
05/01	05/03/2001	40812	380	Stadelman Electric	10-00-2005	383.20
05/01	05/03/2001	40813	697	The Mallory Company	10-00-2005	82.10
05/01	05/03/2001	40814	680	TMT Pathway	10-00-2005	928.08
05/01	05/03/2001	40815	821	Toshiba America Info Systems	10-00-2005	310.00
05/01	05/03/2001	40816	295	Tsunami Computer Service	10-00-2005	19.95
05/01	05/03/2001	40817	587	U.S. Armor Corp	10-00-2005	338.75
05/01	05/03/2001	40818	136	United Pipe & Supply Co Inc	10-00-2005	350.00
05/01	05/03/2001	40819	1253	Western Burner Co	10-00-2005	643.50
05/01	05/03/2001	40820	269	WW Grainger	10-00-2005	175.68
05/01	05/03/2001	40821	1276	Yvonne Flynn	10-00-2005	14.98
05/01	05/10/2001	40822	882	Advanced Security Systems	10-00-2005	90.00
05/01	05/10/2001	40823	103	Amazing Computers	10-00-2005	566.25
05/01	05/10/2001	40824	167	American Sigma	10-00-2005	96.00
05/01	05/10/2001	40825	150	Any Time Coffee Service	10-00-2005	23.00
05/01	05/10/2001	40826	146	Bay West Supply, Inc	10-00-2005	225.65
05/01	05/10/2001	40827	715	Budge McHugh Supply	10-00-2005	216.56

M = Manual Check, V = Void Check

Per	Date	Check No	Vendor No	Payee	Check GL Account Number	Amount
05/01	05/10/2001	40828	149	Carpenter Auto Center	10-00-2005	240.43
05/01	05/10/2001	40829	528	Caselle, Inc	10-00-2005	1,607.00
05/01	05/10/2001	40830	193	Central Equipment Co, Inc	10-00-2005	77.10
05/01	05/10/2001	40831	820	CMI Business Systems	10-00-2005	65.00
05/01	05/10/2001	40832	183	Colvin Oil Company	10-00-2005	1,360.94
05/01	05/10/2001	40833	803	Commercial Landscape Supply	10-00-2005	275.55
05/01	05/10/2001	40834	182	Coos-Curry Electric	10-00-2005	880.95
05/01	05/10/2001	40835	151	Curry Coastal Pilot	10-00-2005	274.78
05/01	05/10/2001	40836		Information Only Check	10-00-2005	.00 V
05/01	05/10/2001	40837		Information Only Check	10-00-2005	.00 V
05/01	05/10/2001	40838	166	Dan's Auto & Marine Electric	10-00-2005	733.72
05/01	05/10/2001	40839	284	Day-Wireless Systems	10-00-2005	911.50
05/01	05/10/2001	40840	1282	Derrick & Shawnah Hatcher	10-00-2005	5.01
05/01	05/10/2001	40841	196	DHR Child Support Unit	10-00-2005	203.08
05/01	05/10/2001	40842	250	DHR Child Support Unit	10-00-2005	278.31
05/01	05/10/2001	40843	1285	Dick Guthrie	10-00-2005	14.51
05/01	05/10/2001	40844	105	First Impressions	10-00-2005	47.00
05/01	05/10/2001	40845	754	First Response	10-00-2005	125.00
05/01	05/10/2001	40846	113	Fred Meyer	10-00-2005	430.68
05/01	05/10/2001	40847	119	Gall's Inc	10-00-2005	49.08
05/01	05/10/2001	40848	198	Grants Pass Water Lab	10-00-2005	171.00
05/01	05/10/2001	40849	114	HPS Electrical Apparatus	10-00-2005	2,359.00
05/01	05/10/2001	40850	737	In The Line of Duty	10-00-2005	785.00
05/01	05/10/2001	40851	307	Industrial Steel & Supply Inc	10-00-2005	48.73
05/01	05/10/2001	40852	1283	James Dehoog	10-00-2005	7.99
05/01	05/10/2001	40853	1280	James E Harlan	10-00-2005	51.00
05/01	05/10/2001	40854	1038	Julie Watson	10-00-2005	175.00
05/01	05/10/2001	40855	1281	Juliet Hansen	10-00-2005	8.53
05/01	05/10/2001	40856	328	Les Schwab Tire Company	10-00-2005	30.58
05/01	05/10/2001	40857	706	Madglyn Yock	10-00-2005	77.62
05/01	05/10/2001	40858	583	Motor Vehicles Division	10-00-2005	6.50
05/01	05/10/2001	40859	424	Munnel & Sherrill	10-00-2005	20.34
05/01	05/10/2001	40860	809	OCZMA	10-00-2005	67.50
05/01	05/10/2001	40861	910	OR Department of Justice	10-00-2005	115.38
05/01	05/10/2001	40862	144	OR Teamster Employers Trust	10-00-2005	7,311.08
05/01	05/10/2001	40863	189	OR Teamster Employers Trust	10-00-2005	14,622.16
05/01	05/10/2001	40864	860	Oregon Fire Chiefs Assn	10-00-2005	69.00
05/01	05/10/2001	40865	205	PERS Retirement	10-00-2005	8,076.62
05/01	05/10/2001	40866	293	Petty Cash	10-00-2005	197.27
05/01	05/10/2001	40867		Information Only Check	10-00-2005	.00 V
05/01	05/10/2001	40868	1193	PRN Data Services, Inc	10-00-2005	3,325.00
05/01	05/10/2001	40869	187	Quality Fast Lube & Oil	10-00-2005	25.95
05/01	05/10/2001	40870		Information Only Check	10-00-2005	.00 V
05/01	05/10/2001	40871	207	Quill Corporation	10-00-2005	885.71
05/01	05/10/2001	40872	181	Ramcell of Oregon	10-00-2005	180.79
05/01	05/10/2001	40873	180	Ray's Food Place	10-00-2005	101.11
05/01	05/10/2001	40874	169	Roto Rooter of Curry County	10-00-2005	67.20
05/01	05/10/2001	40875	380	Stadelman Electric	10-00-2005	92.00
05/01	05/10/2001	40876	287	Steam Supply	10-00-2005	279.08
05/01	05/10/2001	40877	213	Teamsters Local Union 223	10-00-2005	543.00
05/01	05/10/2001	40878	797	Town & Country Animal Hospital	10-00-2005	77.25
05/01	05/10/2001	40879	179	Trew, Cyphers & Meynink	10-00-2005	1,968.00
05/01	05/10/2001	40880	978	U.S. Bank	10-00-2005	3,234.64
05/01	05/10/2001	40881	383	U.S. Bank Trust NA	10-00-2005	111,839.38
05/01	05/10/2001	40882	161	United Communications Inc	10-00-2005	571.99
05/01	05/10/2001	40883	268	US Filter Company	10-00-2005	132.07
05/01	05/10/2001	40884	991	Verizon Northwest	10-00-2005	1,487.92

Per	Date	Check No	Vendor No	Payee	Check GL Account Number	Amount
05/01	05/10/2001	40885		Information Only Check	10-00-2005	.00 V
05/01	05/10/2001	40886		Information Only Check	10-00-2005	.00 V
05/01	05/10/2001	40887		Information Only Check	10-00-2005	.00 V
05/01	05/10/2001	40888	157	Viking Office Products	10-00-2005	2,826.57
05/01	05/10/2001	40889	861	Village Express Mail Center	10-00-2005	12.93
05/01	05/10/2001	40890	269	WW Grainger	10-00-2005	586.74
05/01	05/25/2001	40891	280	ADS Equipment	10-00-2005	31.22
05/01	05/25/2001	40892	1284	Allied Electronics, Inc	10-00-2005	134.52
05/01	05/25/2001	40893	1304	Amy White	10-00-2005	11.81
05/01	05/25/2001	40894	150	Any Time Coffee Service	10-00-2005	21.00
05/01	05/25/2001	40895		Information Only Check	10-00-2005	.00 V
05/01	05/25/2001	40896	190	Bankcard Center	10-00-2005	991.94
05/01	05/25/2001	40897	174	Barbara Palicki	10-00-2005	174.04
05/01	05/25/2001	40898	200	Bob Hagbom	10-00-2005	102.11
05/01	05/25/2001	40899	147	Brookings Glass Inc	10-00-2005	366.00
05/01	05/25/2001	40900	192	Brown & Caldwell	10-00-2005	43,039.18
05/01	05/25/2001	40901	1290	Carlene Tascher	10-00-2005	20.86
05/01	05/25/2001	40902	822	Coast Auto Center	10-00-2005	25.15
05/01	05/25/2001	40903	183	Colvin Oil Company	10-00-2005	1,194.55
05/01	05/25/2001	40904	182	Coos-Curry Electric	10-00-2005	1,843.19
05/01	05/25/2001	40905	1289	David A White	10-00-2005	90.44
05/01	05/25/2001	40906	1301	Dennis Ward	10-00-2005	35.81
05/01	05/25/2001	40907	196	DHR Child Support Unit	10-00-2005	203.08
05/01	05/25/2001	40908	250	DHR Child Support Unit	10-00-2005	278.31
05/01	05/25/2001	40909	1274	Draphix Re-Print	10-00-2005	30.80
05/01	05/25/2001	40910	145	EBS Trust	10-00-2005	57.00
05/01	05/25/2001	40911	1306	Edward Turk	10-00-2005	9.82
05/01	05/25/2001	40912	346	Emerald Seed & Supply	10-00-2005	440.00
05/01	05/25/2001	40913	153	Ferreilgas	10-00-2005	354.41
05/01	05/25/2001	40914	119	Gall's Inc	10-00-2005	20.97
05/01	05/25/2001	40915	1288	Gayel Chew	10-00-2005	30.57
05/01	05/25/2001	40916	1297	Harlan Anderson	10-00-2005	16.39
05/01	05/25/2001	40917	1299	Hartley & Marilyn Badger	10-00-2005	18.90
05/01	05/25/2001	40918	1307	Hershel P. Fletcher	10-00-2005	22.89
05/01	05/25/2001	40919	131	HGE, Inc	10-00-2005	1,880.10
05/01	05/25/2001	40920	275	Industrial Lab Sales Inc	10-00-2005	43.00
05/01	05/25/2001	40921	307	Industrial Steel & Supply Inc	10-00-2005	468.37
05/01	05/25/2001	40922	1302	J. Patel	10-00-2005	21.58
05/01	05/25/2001	40923	1303	Kenneth & Beverly Burns	10-00-2005	15.83
05/01	05/25/2001	40924	262	Kim Hunnicutt Court Reporting	10-00-2005	242.40
05/01	05/25/2001	40925	121	Lane County RIS	10-00-2005	850.00
05/01	05/25/2001	40926	271	Larry Curry	10-00-2005	211.18
05/01	05/25/2001	40927	328	Les Schwab Tire Company	10-00-2005	5.00
05/01	05/25/2001	40928	1298	Linda Elfman	10-00-2005	20.36
05/01	05/25/2001	40929	1305	Lyle Cross	10-00-2005	1.41
05/01	05/25/2001	40930	1295	Margarito Olvera	10-00-2005	27.70
05/01	05/25/2001	40931	1291	Natalie Zachary	10-00-2005	23.92
05/01	05/25/2001	40932	1209	VOID	10-00-2005	.00
05/01	05/25/2001	40933	279	One Call Concepts, Inc	10-00-2005	42.30
05/01	05/25/2001	40934	910	OR Department of Justice	10-00-2005	115.38
05/01	05/25/2001	40935	375	OR Department of Revenue	10-00-2005	16.95
05/01	05/25/2001	40936	1287	Oregon Health Division	10-00-2005	80.00
05/01	05/25/2001	40937	1296	Paul Welch	10-00-2005	19.08
05/01	05/25/2001	40938	888	Paul's Floor Maintenance	10-00-2005	800.00
05/01	05/25/2001	40939	205	PERS Retirement	10-00-2005	8,285.85
05/01	05/25/2001	40940	293	Petty Cash	10-00-2005	25.00
05/01	05/25/2001	40941	206	Pitney Bowes, Inc	10-00-2005	250.25

M = Manual Check, V = Void Check

Per	Date	Check No	Vendor No	Payee	Check GL Account Number	Amount
05/01	05/25/2001	40942	187	Quality Fast Lube & Oil	10-00-2005	44.95
05/01	05/25/2001	40943	207	Quill Corporation	10-00-2005	60.33
05/01	05/25/2001	40944	1128	Randy Reed	10-00-2005	75.00
05/01	05/25/2001	40945	1300	Richard Wilson	10-00-2005	17.90
05/01	05/25/2001	40946	1286	Ritz's Repair	10-00-2005	523.60
05/01	05/25/2001	40947	324	Shirlee Sheffel	10-00-2005	121.44
05/01	05/25/2001	40948	755	Some's	10-00-2005	565.00
05/01	05/25/2001	40949	761	Soroptimist International	10-00-2005	75.00
05/01	05/25/2001	40950	380	Stadelman Electric	10-00-2005	781.01
05/01	05/25/2001	40951	1293	Tech Assistance for Employers	10-00-2005	22.50
05/01	05/25/2001	40952	142	Tidewater Contractors Inc	10-00-2005	412.07
05/01	05/25/2001	40953	430	TSR Corporation	10-00-2005	1,250.00
05/01	05/25/2001	40954	991	Verizon Northwest	10-00-2005	150.94
05/01	05/25/2001	40955	1294	Vianne Rice	10-00-2005	70.03
05/01	05/25/2001	40956	861	Village Express Mail Center	10-00-2005	157.70
05/01	05/25/2001	40957	212	White House Sales	10-00-2005	765.56
05/01	05/25/2001	40958	772	Willamette Valley Company	10-00-2005	65.75
Totals:						<u>267,775.09</u>

Memorandum

TO: Mayor and City Council
FROM: John Bischoff, Planning Director
THROUGH: Leroy Blodgett, City Manager
DATE: June 8, 2001



Issue: Final Order and Ordinance approval for approved zone change.

Background: At the May 21, 2001 meeting the Council approved a zone change from the existing R-1-6 (Single Family Residential, 6,000 sq. ft. minimum lot size) Zone to the R-2 (Two Family Residential) Zone, on a 3.74 acre parcel of land located in the southeast corner of Ransom Ave. and Fourth St. Attached is the Final Order completing the approval and Ordinance 01-O-537 changing the city's zoning map.

Recommendation: Approval of the Final Order and adoption of the Ordinance.

030899
MM

**IN AND FOR THE CITY OF BROOKINGS
STATE OF OREGON**

**In the Matter of an Ordinance amending)
the zoning map of the City of Brookings by)
rezoning from R-1-6 (Single Family) *ORDINANCE No. 01-O-537*
Residential, 6,000 sq. ft. minimum lot size))
to R-2 (Two Family Residential) on that)
certain property described below)**

Sections:

Introduction.

Section 1. Zoning Map to designate property as R-2.

WHEREAS, a public hearing was held on April 3, 2001 before the Brookings Planning Commission for the purpose of considering a request for a rezone from Single Family Residential, 6,000 sq. ft. minimum lot size (R-1-6) to Two-Family Residential (R-2), on 3.74 acres of property located in the southeast corner of Ransom Ave. and Fourth St.; (identified as Assessor's Map No. 41-13-6AB, Tax Lot1200.

WHEREAS, following closure of the public hearing after considerable evidence and testimony was presented by proponents and opponents, the Planning Commission, by a unanimous vote, directed the Planning Director to prepare a recommendation, with findings, to the City Council, for denial of the request for the rezoning from R-1-6 to R-2; and

WHEREAS, the Brookings City Council, at its meeting of May 21, 2001 did conduct a public hearing on this matter, during which hearing considerable testimony and evidence was presented by the applicant's representative, interested parties and recommendations were received from and presented by the Planning Director; and

WHEREAS, at the conclusion of said public hearing, after consideration and discussion, the Brookings City Council, upon a motion duly seconded, did vote in the majority to adopt a Final Order and Findings of Fact document

dated June 11, 2001 on its decision to grant the applicant's request;

The city of Brookings ordains as follows:

**Section 1. Amendment to the Zoning Map to designate property
Two Family Residential (R-2).**

The Zoning Map of the City of Brookings is amended to show that
the following described property is zoned Two Family Residential.
(See Attachment A)

First Reading: _____

Second Reading: _____

Passage: _____

Effective Date: _____

Signed by me in authentication of its passage this _____ day of
June, 2001.


Bob Hagbom,
Mayor

ATTEST by City Recorder this ____ day of June, 2001.

Randy Reed,
Finance Director/Recorder



Staff Report

To: Mayor Hagbom & City Council
Through: Leroy Blodgett, City Manager
From: Randy Reed, CMC, Finance Director 
Date: June 5, 2001
Re: **Resolution declaring the City's election to receive state revenues**

BACKGROUND

State Revenue Sharing law, ORS 221.770, requires the city to pass a resolution each year stating that we want to receive state revenue sharing money. The law also requires the City Recorder to certify that two required public hearings were held one before the budget committee and the other before the city council. State revenue sharing funds are a vital part of the City budget.

RECOMMENDATION

Staff recommends that City Council approve the resolution declaring the city's election to receive state revenues.

***In the matter of a resolution)
declaring the City's election to) Resolution No. 01-R-692
receive State Revenues)***

Bob Hagbom, Mayor

Page 1 of 1



Staff Report

To: Mayor Hagbom & City Council
Through: Leroy Blodgett, City Manager
From: Randy Reed, CMC, Finance Director *Randy*
Date: June 5, 2001
Re: **Resolution accepting donations for the City of Brookings
Skate Park in Bud Cross Park**

BACKGROUND

The Skate Park has been in the works for some time, however revenues were not anticipated until the next fiscal year. Donations were received and recorded into the general fund, actual expenditures in the next fiscal year will be made from the General Reserve Fund. The General Reserve Fund is not set up to receive revenues directly, only transfers from other funds. Staff discussed the situation with the new auditor. He prepared the resolution, which authorizes journal entries to transfer the Skate Park donations from the General Fund to the General Reserve Fund and adjusts the budget accordingly.

RECOMMENDATION

Staff recommends that City Council approve the resolution accepting donations for the city of Brookings Skate Park in Bud Cross Park.

In the matter of a resolution accepting a donation (gift) for the City of Brookings Skate Park in Bud Cross Park)
)
) ***RESOLUTION No. 01-R-693***

WHEREAS, the City hereby wishes to accept the donation revenue and appropriate the Operating Transfer Out within the 2000-2001 General Fund, in accordance with ORS 294.326 (3), as follows:

General Fund		
Resource:		
10-06-4135	Donations	\$ 116,328
Requirement:		
Parks & Recreation Department Expenditure:		
10-16-8560	Transfer Out – General Reserve Fund	\$ 116,328

WHEREAS, the City of Brookings intends and desires the gifted revenues to be transferred to the General Reserve Fund, from the General Fund, and to ultimately be expended from the General Reserve Fund for the specific purpose of the Skate Park's Construction and Improvement, the Common Council also hereby adopts the following resource and expenditure appropriation, under ORS 294.326 (3) within the 2000-2001 General Reserve Fund, as follows:

General Reserve Fund:			
Resource:			
Fund Transfer In:			
50-09-4505	Transfer In - General Fund	\$	116,328
Requirements:			
Expenditures:			
Capital Outlay:			
50-10-7005	Improvements	\$	10,000
50-10-7025	Construction		106,328
	Total Capital Outlay	\$	116,328

NOW, THEREFORE, BE IT FURTHER RESOLVED THAT:

1. The Common Council of the City of Brookings, accepts the donation.
2. Approves the related transfer expenditure appropriations.
3. And executes the \$116,328 transfer for the 2000-2001 fiscal year within the two funds.

PASSED by the Brookings Common Council and signed by the Mayor this _____ day of June, 2001.

Bob Hagbom
Mayor

ATTEST by City Recorder this _____ day of June, 2001.

Randy Reed
City Recorder



Staff Report

To: Mayor Hagbom & City Council
Through: Leroy Blodgett, City Manager
From: Randy Reed, CMC, Finance Director *Randy*
Date: June 5, 2001
Re: **Resolution adopting employer payment of employee's PERS Contributions**

BACKGROUND

The City recently completed contract negotiations with the Teamsters Union, which resulted the city agreeing to assume the employee contributions to PERS as allowed under Oregon Revised Statute 238.205. The "PERS pick-up" will be effective with the new fiscal year beginning July 1, 2001.

Before PERS will allow the city to "pick-up" the employees portion they must receive a resolution adopted by the city council stating the intent of the city of assume the employee contributions to PERS.

RECOMMENDATION

Staff recommends that City Council approve the resolution adopting employer payment of employee's PERS contributions.

In the matter of a resolution)
adopting employer payment of) ***Resolution No. 01-R-694***
employee's PERS contributions)

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Staff Report

To: Mayor Hagbom & City Councilors
From: Leroy Blodgett, City Manager
Date: June 7, 2001
Re: Property Acquisition

BACKGROUND

City Council authorized the City Manager to negotiate purchase of property located at 632 Chetco Avenue. The negotiated purchase price of the property is \$70,000 plus closing cost. There are adequate funds in the General Reserve Fund for the acquisition. According to the County Assessor's office, the Real Market Value of the property is \$70,200.

The purchaser of the property is to build a public parking lot. There are two buildings on the property, the old bookstore and an old metal building. The buildings will be removed to allow development of the public parking lot. The City has received approval of a \$30,000 grant from the Regional Investments Board for the parking lot. The goal is to remove the buildings this winter and construct the parking lot next spring.

RECOMMENDATION

Approve Resolution NO. 00-R-695, In the Matter of a Resolution Authorizing the Purchase of Real Property.

**IN AND FOR THE CITY OF BROOKINGS
STATE OF OREGON**

**In the Matter of a Resolution Authorizing)
the Purchase of Real Property)**

Resolution No. 00-R-695

WHEREAS, Oregon State Law and the Charter and ordinances of the City of Brookings grants the power to purchase and hold title to any property needed for public use, providing such property shall be used and continue to be used, for a public purpose by the governmental body in the State of Oregon; and

WHEREAS, the City of Brookings Common Council has proposed to purchase certain real property described as Assessors's Map 41-13-6DA, Tax Lot 1000, Lots 18 and 19, Block 12 of Brookings Plat, Brookings, Curry County, Oregon.

WHEREAS, the City of Brookings has agreed to purchase and accept the described real property and to use the property for a public purpose; and

WHEREAS, the Brookings Common Council finds that the property described is needed for City purposes;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF BROOKINGS THAT:

1. The City of Brookings purchase the property described herein for Seventy Thousand Dollars (\$70,000), plus closing costs, from Delbert and Margaret Weast.
2. The Mayor of the City of Brookings is authorized to sign all documents on behalf of the City of Brookings to finalize the purchase.

PASSED by the Brookings Common Council and signed by the Mayor this ____ day of June, 2001.

Bob Hagbom
Mayor

ATTEST by City Recorder this ____ day of June, 2001.

Randy Reed
Finance Director/City Recorder

**BEFORE THE PLANNING COMMISSION
CITY OF BROOKINGS, COUNTY OF CURRY
STATE OF OREGON**

In the matter of Planning Commission File No.)	Final ORDER
CZ-1-01; application for approval of a zone change;)	and Findings of
Nora L. Olson, applicant.)	Fact
<hr style="width:50%; margin-left:0;"/>		

ORDER approving an application for a zone change from R-1-6 (Single Family Residential, 6,000 sq. ft. minimum lot size) to R-2 (Two Family Residential) on a 3.74 acre parcel of land located in the southeast corner of Ransom Ave. and Fourth St.; Assessor's Map 41-13-6AB, Tax Lot 1200;

WHEREAS:

1. The Planning Commission duly accepted the application filed in accordance with Section 144, Amendments, of the Land Development Code; and,
2. The Brookings Planning Commission duly considered the above described application on the agenda of its regularly scheduled public hearing on April 3, 2001; and
3. Recommendations were presented by the Planning Director in the form of a written Staff Agenda Report dated March 21, 2001, and by oral presentation, and evidence and testimony was presented by the applicant and the public at the public hearing; and,
4. At the conclusion of said public hearing, after consideration and discussion of testimony and evidence presented in the public hearing, the Planning Commission, upon a motion duly seconded, accepted the Staff Agenda Report and recommended that the City Council deny the request, and
5. The Brookings City Council duly considered the above described application in a public hearing at a regularly scheduled public meeting held on May 21, 2001, and is a matter of record; and
6. At the conclusion of said public hearing, after consideration and discussion of testimony and evidence presented in the public hearing, the City Council, upon a motion duly seconded, rejected the Planning Commissions recommendation and approved the request; and

THEREFORE, LET IT BE HEREBY ORDERED that the application for an amendment on the subject parcel is approved. This approved is supported by the following findings and conclusions:

FINDINGS

1. The applicant is requesting a change of zone from R-1-6 (Single Family Residential, 6,000 sq. ft. minimum lot size) to R-2 (Two Family Residential) on a 3.74 acre parcel of land located in the southeast corner of Ransom Ave. and Fourth St.
2. The subject property is designated as Residential by the Comprehensive Plan.
3. The area surrounding the subject property is zoned R-1-6 or R-1-8 (8,000 sq. ft. minimum lot size). One tier of lots separate the subject property from the existing R-2 Zone on the east side.

4. The applicant has stated that the intended use of the property is to create a 16 lot subdivision and to then place 4 single family dwelling units along Ransom Ave. and 12 duplex units for seniors 55 years and older.
5. Single family and duplex dwelling units are allowed in the R-2 Zone which requires a 6,000 sq. ft. minimum lot size.
6. Under the existing R-1-6 Zone, the subject parcel could be subdivided into at least 20 lots.
7. Single family and duplex dwelling units are considered to generate 8 to 10 vehicular trips per day per unit.
8. Ransom Ave. is a paved travel way within a 40 foot wide right-of-way with no other improvements adjacent to the subject property.
9. Fourth St. is a paved travel way within a 45 foot wide right-of-way for 175 feet south of Ransom Ave. and then 40 feet to Easy St. with curb, gutter and sidewalk on the west side.
10. Goal 10, Housing, of the city's Comprehensive Plan contains policies that "City will provide for a variety of housing options and sites and plan for suitable locations."
11. There is a water and sewer main located in both Ransom Ave. and Fourth St. adjacent to the subject property, however, the City of Brookings has identified a limited maximum capacity in its wastewater treatment plant. This land use approval does not constitute a representation or commitment that capacity will exist in the wastewater treatment system of the City of Brookings to serve the development proposed. The availability of connection approvals to the wastewater treatment system are on a first come-first serve basis and regulated under the provisions of Ordinance No. 88-0-430.

CONCLUSIONS

1. Although the subject property is surrounded on all sides by the R-1-6 Zone, the size of the parcel removes the spot zone aspect of the proposed zone change. The applicant has stated that the next step would be a 16 lot subdivision with four lots fronting on Ransom Ave. and the remaining 12 lots fronting on new internal streets. The four lots fronting on Ransom Ave. would be developed with single family homes providing a buffer between the R-1-6 Zone to the north and the duplex units. The fact that the duplex units will front on internal streets will only expose the side of the units directly to Fourth St. and thus lessen the visual impact to the houses on the west side of Fourth St. The 55 years or older nature of the project will tend to make it more quiet than a general family complex. The project, as presented, will provide a compact internally oriented project that will have little or no visual impact on the surrounding neighborhood.
2. At a rate of 10 trips per day per dwelling unit, a 20 lot subdivision under the existing R-1-6 Zone will generate 200 vehicular trips per day. With the proposed change of zone and the related senior housing project, approximately 280 vehicular trips per day will be generated (40 for the four single family homes and 240 for the twelve duplex units). Both Ransom Ave. which is a local street, and Easy St., which is a collector street, to the south are currently operating at a Level of Service (LOS) of "A". By the year 2015 Ransom Ave. is projected to be still at a LOS of "A" but Easy St. will have dropped to a LOS of "C". There is no current or projected data for

Fourth St. but when at full standard it will have a 50 foot right-of-way which is the same as Ransom Ave. and most of the collector streets within the city. The design of the future subdivision is such that the traffic is diffused between two streets and ultimately three streets when the Easy St. connection is made. The additional 80 vehicular trips should not create a significant impact on the surrounding streets.

3. The proposed zone change and ultimate senior housing project is consistent with the policies of Goal 10, Housing, of the Comprehensive Plan, which state that the city will provide a variety of housing types and that the city will not place undue restrictions on the development of land within the city. The project is designed in a manner that should place minimum impact on the surrounding neighborhood and on the adjoining streets.

Dated this 11th day of June, 2001.

Bob Hagbom, Mayor

ATTEST:

John C. Bischoff, Planning Director

BUILDING DEPARTMENT ACTIVITIES SUMMARY

For Month of May, 2001

No.	Building	Permit Fee	Plan Check Fee	Surcharge	SDF's	Value Current Month	No. to Date	Total to Date	No. Last Yr	Total Last Year
8	Single Family Dwelling	\$4,859.00	\$3,158.37	\$0.00	\$35,736.00	\$1,355,686.00	19	\$3,711,941.00	18	\$2,275,055.50
2	Single Family Addition	\$744.50	\$483.93	\$52.12	\$0.00	\$166,817.00	12	\$363,413.00	7	\$151,261.12
4	Single Family Garage-Carport	\$334.00	\$217.12	\$23.38	\$4,467.00	\$39,044.00	11	\$114,012.80	4	\$44,805.24
3	Two Family Residential	\$2,856.50	\$1,856.73	\$199.96	\$29,360.00	\$920,410.00	5	\$1,292,316.00	1	\$161,216.00
0	Multi-Family Residential Apts	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0	\$0.00	1	\$209,334.00
0	Commercial New	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	1	\$329,448.00	1	\$99,987.36
3	Commercial Addition-Change	\$180.00	\$108.56	\$12.60	\$0.00	\$19,842.00	9	\$166,710.00	4	\$19,959.00
0	Churches	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	1	\$3,317.00	1	\$86.50
0	School Repair-Addition	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0	\$0.00	0	\$0.00
0	Building Removal	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0	\$0.00	5	\$0.00
1	Misc.-Retaining Wall-Fence	\$38.15	\$25.03	\$2.67	\$0.00	\$2,914.00	2	\$2,914.00	7	\$19,788.00
21	Total Building Permits	\$9,012.15	\$5,849.74	\$630.85	\$69,563.00	\$2,504,713.00	60	\$5,984,071.80	49	\$2,981,492.72

18	Mechanical Permits	\$491.30	N/A	\$34.39		N/A	44	N/A	32	N/A
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13	Plumbing Permits	\$761.60		\$53.31	\$0.00	N/A	31	N/A	24	N/A
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1	Manufactured Home Permits	\$160.00		\$11.20	\$4,467.00	N/A	3	N/A	1	N/A
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53	TOTAL PERMITS	\$10,425.05	\$5,849.74	\$729.75	\$74,030.00	\$2,504,713.00	138	\$5,984,071.80	106	\$2,981,492.72
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	Total Year to Date Calculated Fees	\$25,283.65	\$14,637.74	\$1,769.85	\$146,781.00					
	2000 YTD Calculated Fees	\$14,530.35	\$8,622.49	\$1,017.13	\$106,117.00					

In April, 2001 Harbor issued permits for 1.0 EDUs.

During the Month of May, 2001, Brookings issued permits for 15.40 new sewer connections. The City of Brookings now has 455.36 EDU Units connected to the Brookings Wastewater System since the signing of the MAO.

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CITY OF BROOKINGS
COUNCIL STUDY SESSION
to be held Saturday, June 23, 2001



PRESS RELEASE

The Brookings City Council will hold a study session on Saturday, June 23, 2001, at 10:00AM, in City Hall, in order to review the Water Management and Conservation Plan presented by HGE, Inc. Interested parties are encouraged to attend.

AGENDA

- I. **CALL TO ORDER**
- II. **PLEDGE OF ALLEGIANCE**
- III. **ROLL CALL**
- IV. **WATER MANAGEMENT AND CONSERVATION**
PLAN REVIEW - HGE, Inc., Architects Engineers Surveyors & Planners
- V. **OTHER**
- VI. **ADJOURNMENT**

NEWS MEDIA: FOR IMMEDIATE RELEASE - For further information on this release contact Sharon Ridens at Brookings City Hall at 469-2163, extension 204.

FAXED NOTICE SENT TO: Curry Coastal Pilot, KURY, KCRE, KPOD, KBSC-TV49, The World, The Triplicate, Curry County Reporter, Chetco Public Library, Port of Brookings-Harbor, Brookings-Harbor Chamber of Commerce, Brookings-Harbor School District, SWOCC, Brookings Police Department, City Council, Department Heads, and posted at City Hall.

DATED: 6/20/01