



**CITY of THE DALLES**

313 COURT STREET

THE DALLES, OREGON 97058

(541) 296-5481

**RESOLUTION NO. P.C. 420-01  
APPROVING CONDITIONAL USE PERMIT FOR CHENOWITH WATER P.U.D. TO  
CONSTRUCT WATER TREATMENT FACILITIES**

**I. RECITALS:**

- A. The Planning Commission of the City of The Dalles, has on June 7 and June 21, 2001 conducted a public hearing to consider the above request for property located at 2312 West 8<sup>th</sup> Street, Township 2 North, Range 13 East, Map 32DA Tax Lot, 1200.
- B. A staff report was presented, stating the findings of fact, conclusions of law, and a staff recommendation.
- C. Staffs report of Conditional Use Permit 120-01 and the minutes of the June 7 and June 21, 2001 Planning Commission meetings upon approval, provide the basis for this resolution and are incorporated herein by reference.

**II. RESOLUTION:**

Now, therefore, be it FOUND, DETERMINED, and RESOLVED by the Planning Commission of the City of The Dalles as follows:

- A. In all respects as set forth in Recitals, Part "I" of this resolution.
- B. Conditional Use Permit 120-01 is hereby approved with the following conditions:
  - 1. Signs will be applied for under a separate permit.
  - 2. All supplies, materials, and storage of any kind must be contained within the existing structures.
  - 3. The Director of Public Works shall approve the effluent discharge method. The applicant is responsible for submitting data suitable for making a determination on the quality and quantity of the discharge and it's possible impacts on our environment as well as the State Department of Environmental Quality permit application and approval. If any federal permits are required for this effluent, they will need to be obtained by Chenowith Water P.U.D. This may include a transfer of liability to and/or indemnification by the Chenowith PUD or another party, for the effects of

this discharge. Additionally, if environmental regulations become more restrictive in the future, this discharge shall be rerouted or treated at the Water P.U.D.'s expense to protect environmental quality.

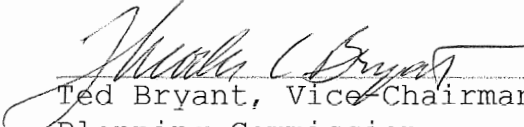
4. Building permit application shall include geohazard analysis in conformance with Chapter 8.
5. This approval is for pond location only. This is considered a non-technical submittal and the city shall be notified and be a participant in all environmental reviews conducted to approve the technical specifications of this water treatment facility.
6. If the settling pond is constructed, a barrier shall be erected to prohibit human, animal, and avian access.

### III. APPEALS, COMPLIANCE, AND PENALTIES

- A. Any party of record may appeal a decision of the Planning Commission to the City Council for review. Appeals must be made according to Section 3.020.080 of the Land Use and Development Ordinance, and must be filed with the City Clerk within ten (10) days of the date of resolution.
- B. Failure to exercise this approval within the time limits set either by resolution or by ordinance will invalidate this permit.
- C. All conditions of approval must be met within the time limits set by this resolution or by ordinance. Failure to meet any condition will prompt enforcement proceedings that can result in: 1) permit revocation; 2) fines of up to \$500.00 per day for the violation period; 3) a civil proceeding seeking injunctive relief.

The Secretary of the Commission shall (a) certify to the adoption of the Resolution; (b) transmit a copy of the Resolution along with a stamped approved/denied site plan or plat to the applicant.

APPROVED AND ADOPTED THIS 21<sup>st</sup> DAY OF JUNE 2001.

  
Ted Bryant, Vice Chairman  
Planning Commission

I, Bob Paul, Senior Planner of the City of The Dalles, hereby certify that the foregoing Resolution was adopted at the regular meeting of the City Planning Commission, held on the 21<sup>st</sup> day of June, 2001.

AYES: Jean Thomas, Ted Bryant, Ron Ahlberg, Mark Popoff

NOES: None

ABSENT: Bruce Lavier

ABSTAIN: None

ATTEST:    
Senior Planner, City of The Dalles