



PLANNING COMMISSION NOTICE OF DECISION

File: CU25-01/DR25-03/RD25-01 & FP25-01 – Type III Conditional Use Review

Location: 38-1W-10CC-3000; just north of Blue Heron Park

Land Use District: Bear Creek Greenway (BCG)

Date Notice Mailed: July 15, 2025

Date of Hearing: July 14, 2025

I. OWNER INFORMATION

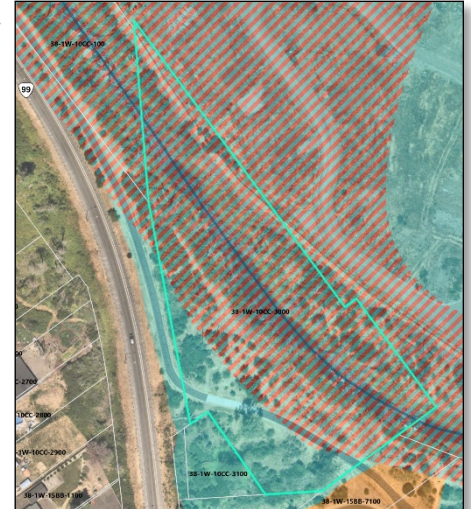
Oregon Department of Transportation
100 Antelope Rd
White City, OR 97503

II. APPLICANT

Rogue Basin Partnership
PO Box 1214
Medford, OR 97501

III. PROJECT INFORMATION

The Planning Commission has tentatively approved a Conditional Use permit to remove a berm abutting Highway 99 and situated on state land, to reconnect Blue Heron Creek to Bear Creek.



Copies of the Final Order, application, all documents and evidence submitted, and applicable criteria and standards are available for review at the Phoenix Community and Economic Development Department. Copies may be provided at the cost of 25 cents a page. Application materials and supporting documents can also be found at <http://phoenixoregon.gov/current-planning>

This decision may be appealed to the City Council if a Notice of Appeal is filed within 14 days of the date this notice was mailed and with the required fee in accordance with Chapter 4.1.5 (H) of the Phoenix Land Development Code. Appeals proceed according to the following procedures:

IV. APPEAL PROCESS

4.1.5 (H) Appeals.

Type III decisions may be appealed to the City Council as follows:

1. Notice of appeal. Any person with standing to appeal may appeal a Type III Decision by filing a Notice of Appeal according to the following procedures;
 - a. A Notice of Appeal shall be filed with the Planning Department within 14 days of the date the Notice of Decision was mailed;
 - b. The Notice of Appeal shall contain:
 - (1) An identification of the decision being appealed, including the date of the decision;
 - (2) A statement demonstrating the person filing the Notice of Appeal has standing to appeal;
 - (3) A statement explaining the specific issues raised on appeal;
 - (4) If the appellant is not the applicant, a statement demonstrating that the appeal issues were raised during the comment period;
 - (5) Filing fee.
2. Scope of appeal. The appeal of a Type III Decision by a person with standing shall be limited to the specific issues raised during the written comment period, unless the City Council allows additional evidence or testimony concerning any other relevant issue. The City Council may allow such additional evidence if it determines that such evidence is necessary to resolve the case;

Date Mailed: July 15, 2025. The appeal period will expire 14 days after the mailing of this notice; the decision will be final on July 29, 2025.

Please contact Jeff Wilcox, Senior Planner at jeff.wilcox@phoenixoregon.gov -or- 541-535-2050 Ext 318 with any questions pertaining to this Notice of Decision.