



City of Portland, Oregon

Bureau of Development Services

Land Use Services

FROM CONCEPT TO CONSTRUCTION

Charlie Hales, Mayor Paul L. Scarlett, Director Phone: (503) 823-7300 Fax: (503) 823-5630 TTY: (503) 823-6868 www.portlandoregon.gov/bds

Date: April 29, 2013 To: Interested Person

Staci Monroe, Land Use Services From:

503-823-0624 / staci.monroe@portlandoregon.gov

NOTICE OF A TYPE II PROPOSAL IN YOUR NEIGHBORHOOD

Development has been proposed in your neighborhood. The proposed development requires a land use review. The proposal, review process, and information on how to respond to this notice are described below. A copy of the site plan and zoning map is attached. I am the staff person handling the case. Please call me if you have questions regarding this proposal. Please contact the applicant if you have questions regarding any future development on the site.

Because we must publish our decision within 28 days, we need to receive your written comments by 5 p.m. on May 20, 2013. Please mail or deliver your comments to the address at the bottom of the page, and include the Case File Number, LU 13-123563 DZ, in your letter. It also is helpful to address your letter to me, Staci Monroe.

CASE FILE NUMBER: LU 13-123563 DZ -REPLACEMENT ANTENNAS & EQUIPMENT FOR AN EXISTING TELECOMMUNICATIONS FACILITY

Applicant: Mark Evenson, / General Dynamics Information Technology

8880 SW Nimbus Ave Suite B / Beaverton, OR 97008 / 503-672-0603

FMC Properties LLC Owners:

7524 SW Macadam Ave / Portland, OR 97219

City Of Portland (leased)

1120 SW 5th Ave #1302 / Portland, OR 97204-1912

Site Address: 7524 SW MACADAM AVE

TL 4500 0.91 ACRES, SECTION 22 1S 1E; TL 4600 0.43 ACRES, Legal Description:

SECTION 22 1S 1E

R991220470, R991220790 Tax Account No.:

State ID No.: 1S1E22AC 04500, 1S1E22AC 04600

Quarter Section:

Neighborhood: South Portland NA., contact Jim Gardner at 503-227-2096.

Business District: South Portland Business Association, contact Kevin Countryman at

503-750-2984.

District Coalition: Southwest Neighborhoods Inc., contact Leonard Gard at 503-823-4592.

Plan District: Macadam

CS, OSd, g, s, r - Commercial Storefront and Open Space zones with Zoning:

Design, Scenic and Greenway (River Recreational and River General)

overlay zones

DZ - Design Review Case Type:

Procedure: Type II, an administrative decision with appeal to the Design Commission.

Proposal:

The applicant seeks Design Review approval to remove and replace cellular antennas and associated equipment for an existing telecommunications facility on a 154' tall tower. The proposal includes the following:

- Remove all 6 panel antennas and replace with 3 new panel antennas in the same approximately 96' from the base of the tower.
- Remove 3 mechanical cabinets and replace with 1 new cabinet (for a total of 2) on the existing equipment platform located 25' above the base of the tower.

Exterior alterations to existing structures in a design overlay requires Design Review.

Relevant Approval Criteria:

In order to be approved, this proposal must comply with the approval criteria of Title 33 of the Portland Zoning Code. The relevant criteria are:

Macadam Corridor Design Guidelines

Zoning Code Section *33.700.080* states that Land Use Review applications are reviewed under the regulations in effect at the time the application was submitted, provided that the application is complete at the time of submittal, or complete within 180 days. This application was submitted on March 6, 2013 and determined to be complete on April 24, 2013.

DECISION MAKING PROCESS

The Bureau of Development Services will make a decision on this proposal. We will consider your comments, and

- Approve the proposal.
- Approve the proposal with conditions.
- Deny the proposal.

The neighborhood association listed on the first page of this notice may take a position on this application. They may also schedule an open meeting prior to making their recommendation to the Bureau of Development Services. Please contact the person listed as the neighborhood contact to determine the time and date of this meeting.

ORS 227.178 states the City must issue a final decision on Land Use Review applications within 120-days of the application being deemed complete. The 120-day review period may be extended at the request of the applicant.

The file and all evidence on this case are available for your review by appointment only. Please call the Request Line at our office, 1900 SW Fourth Avenue, Suite 5000, phone 503-823-7617, to schedule an appointment. I can provide some information over the phone. Copies of all information in the file can be obtained for a fee equal to the cost of services. Additional information about the City of Portland, city bureaus, and a digital copy of the Portland Zoning Code is available on the internet at www.portlandonline.com.

APPEAL PROCESS

If you disagree with the Bureau of Development Services administrative decision, you can appeal the decision to the Design Commission. This review body will hold a public hearing for the appeal. When the decision is mailed, the criteria used to make the decision and information on how to file an appeal will be included. If you do not send any comments, you can still appeal the decision. There is a 14-day deadline to file an appeal beginning on the day the decision is mailed. The reason for the appeal must be specifically defined in order for the review body to respond to the appeal. If an appeal is filed, you will be notified of the time and location of the appeal hearing.

There is a fee charged for appeals. Recognized neighborhood associations may qualify for an appeal fee waiver.

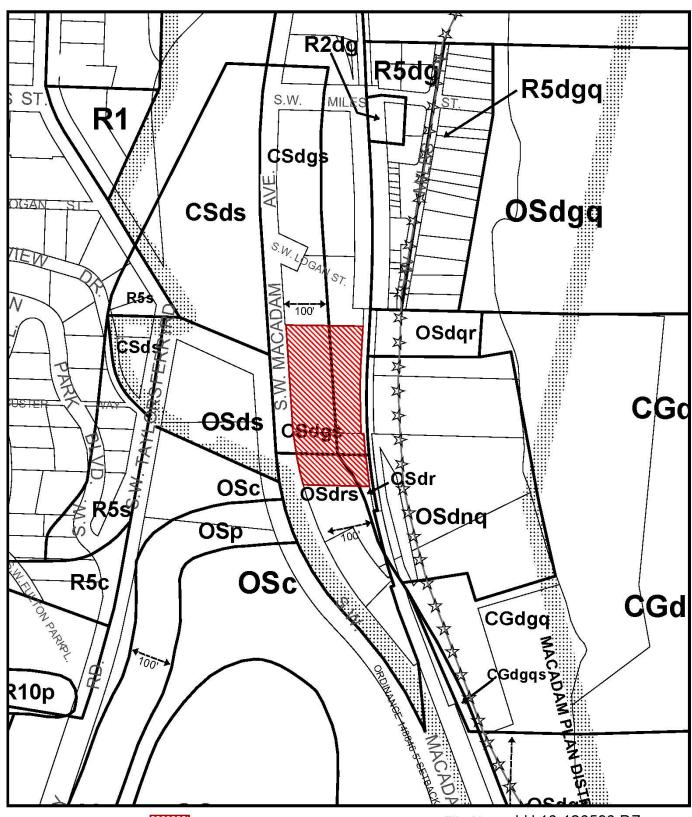
APPEAL OF THE FINAL CITY DECISION

After an appeal hearing, the review body decision may be appealed to the Oregon Land Use Board of Appeals (LUBA) at 550 Capitol St. NE, Suite 235, Salem, OR 97301. The phone number for LUBA is 1-503-373-1265. Issues that may provide the basis for an appeal to LUBA must be raised prior to the comment deadline or prior to the conclusion of the hearing if a local appeal is requested. If you do not raise an issue with enough specificity to give the Bureau of Development Services an opportunity to respond to it, that may also preclude an appeal to LUBA on that issue.

The Bureau of Development Services is committed to providing equal access to information and hearings. Please notify us no less than five business days prior to the event if you need special accommodations. Call 503-823-7300 (TTY 503-823-6868).

Enclosures:

Zoning Map Site Plan Elevations



ZONING

Site

File No. <u>LU 13-123563 DZ</u>

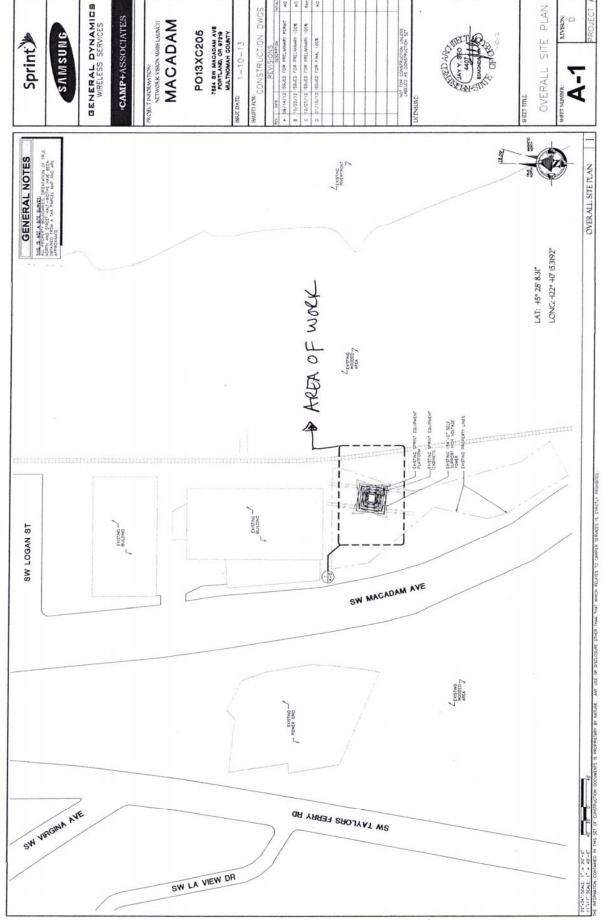
1/4 Section <u>3730</u>

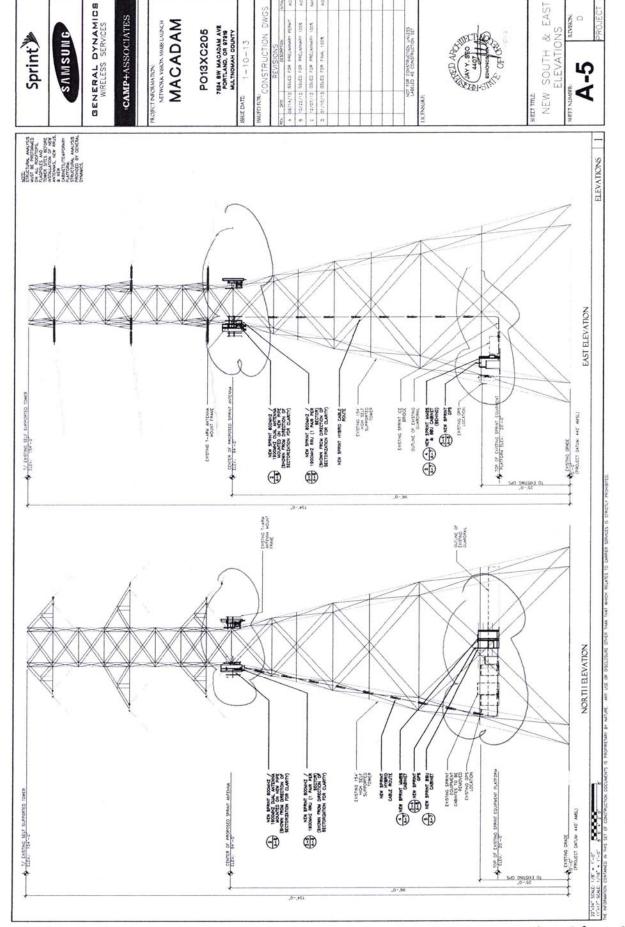
Scale <u>1 inch = 200 feet</u>

State_ld <u>1S1E22AC 4500</u>

Exhibit <u>B</u> (Mar 08,2013)







W 13-123563 AZ