



City of Portland, Oregon
Bureau of Development Services
Land Use Services
FROM CONCEPT TO CONSTRUCTION

Ted Wheeler, Mayor
Rebecca Esau, Director
Phone: (503) 823-7300
Fax: (503) 823-5630
TTY: (503) 823-6868
www.portlandoregon.gov/bds

Date: February 7, 2019
To: Interested Person
From: Hannah Bryant, Land Use Services
503-823-5353/Hannah.Bryant@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 February 28, 2020.** Please mail or deliver your comments to the address at the bottom of the page, and include the Case File Number, LU 20-107865 HR, in your letter. It also is helpful to address your letter to me, Hannah Bryant. You can also e-mail your comments to me at my e-mail address identified above. Please note that all correspondence received will become part of the public record.

CASE FILE NUMBER: LU 20-107865 HR

Owner: Raymond Francis Phelan & Nanette Marie Laufik
2221 SE Elliott Ave
Portland, OR 97214

Applicant: Justin Lee + Brion Wickstrom | Syncro Solar
2870 NE Hogan Dr, Ste E240
Gresham, OR 97030

Site Address: 2221 SE ELLIOTT AVE

Legal Description: BLOCK 5 LOT 25 SLY 20' OF LOT 28, LADDS ADD
Tax Account No.: R463301000
State ID No.: 1S1E02CD 06400
Quarter Section: 3231

Neighborhood: Hosford-Abernethy, contact Michael Wade at
wade.michael@comcast.net

Business District: Division-Clinton Business Association, contact at
info@divisionclinton.com

District Coalition: Southeast Uplift, contact Leah Fisher at 503-232-0010 x313

Plan District: None
Other Designations: Non-contributing accessory building behind contributing historic resource in the Ladd's Addition Historic District.

Zoning: R5, Residential 5,000
Case Type: HR, Historic Resource Review

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

Proposal:

The proposal is for thirteen solar panels to be installed on the southwest-facing gable of an Accessory Dwelling Unit (ADU) on an alley in Ladd’s Addition. The ADU is located behind a contributing-resource home. The ADU was approved through a previous historic resource review (LU 16-209787). The panels will not be visible from the SE Elliot Street right-of-way.

Historic Resource Review is required for non-exempt development in the Ladd’s Historic District.

Relevant Approval Criteria:

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

- *Ladd’s Addition Conservation District 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 January 21, 2020 and determined to be complete on February 4, 2020.

DECISION MAKING PROCESS

The Bureau of Development Services will make a decision on this proposal. After we consider your comments, we will do one of the following:

- Approve the proposal;
- Approve the proposal with conditions; or
- 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 by making a request online or contacting me.

- Please call the Request Line at our office, 1900 SW Fourth Avenue, Suite 5000, phone 503-823-7617, to schedule an appointment. Copies of all information in the file can be obtained for the cost of making copies during the appointment.
- If you would like to request a copy of the file online, please visit <https://www.portlandoregon.gov/bds/54732>. The fee for this service varies based on the size of the case file and how long it would take to scan or copy documents.
- I can provide some information over the phone or through email.

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.portlandoregon.gov.

APPEAL PROCESS

If you disagree with the Bureau of Development Services administrative decision, you can appeal the decision to the Landmarks 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.

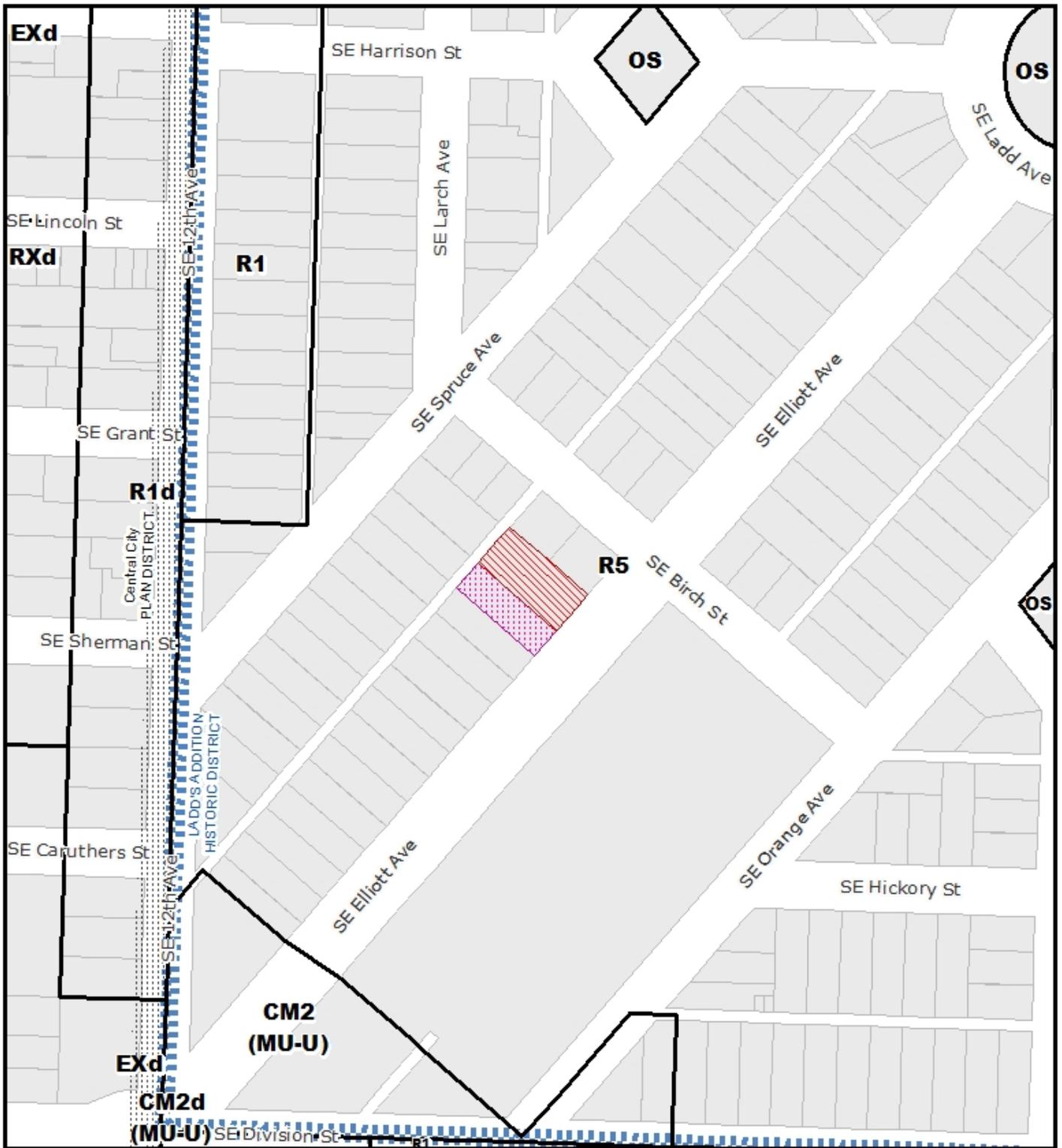
APPEAL OF THE FINAL CITY DECISION

After an appeal hearing, the review body decision may be appealed to the Oregon Land Use Board of Appeals (LUBA) at 775 Summer St NE, Suite 330, Salem, Oregon 97301-1283. 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



ZONING 
 NORTH
 LADD'S ADDITION HISTORIC DISTRICT

-  Site
-  Also Owned Parcels

File No.	LU 20 - 107865 HR
1/4 Section	3231
Scale	1 inch = 163 feet
State ID	1S1E02CD 6400
Exhibit	B Jan 24, 2020



1. SITE PLAN

Scale: 1" = 20'-0"

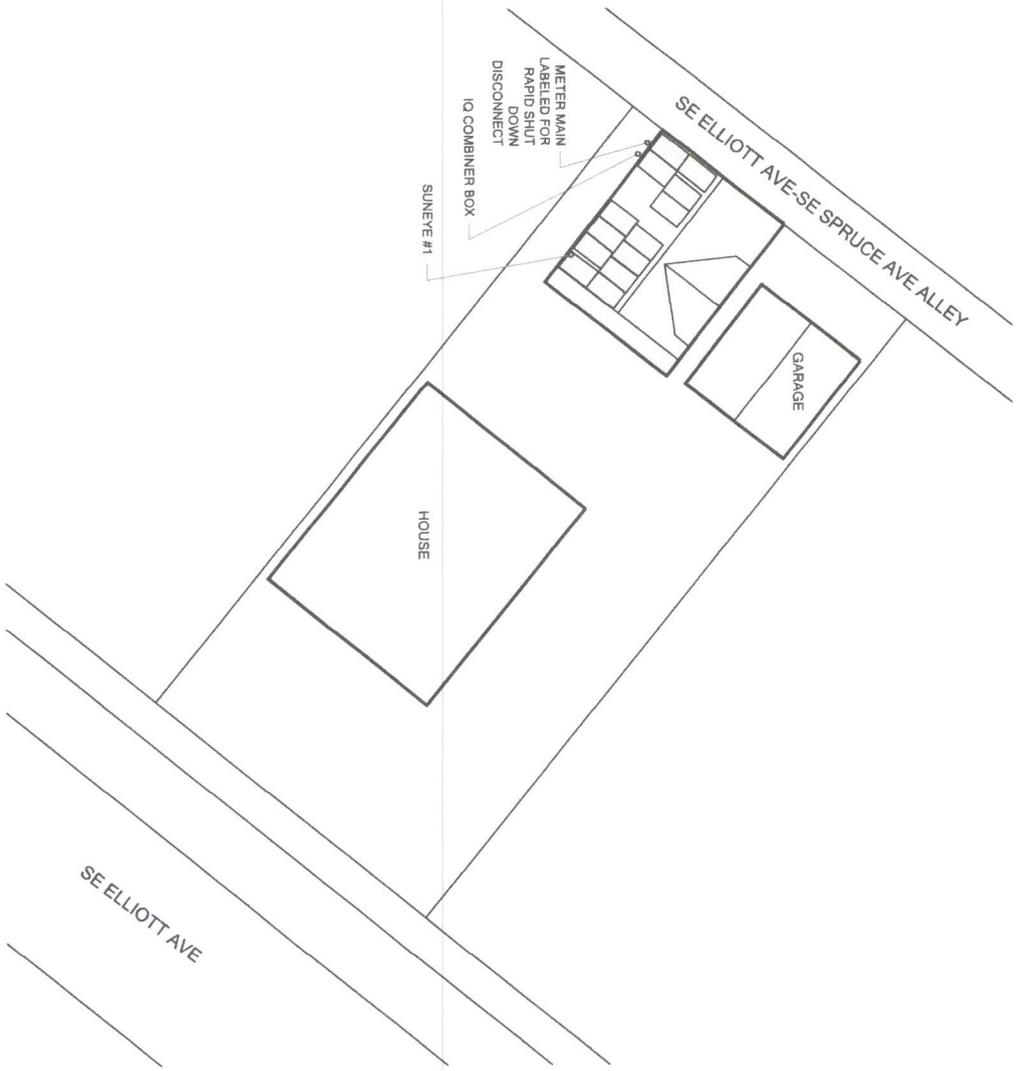
PROJECT NAME
PHELAN

SITE ADDRESS
2221 SE ELLIOTT AVE
PORTLAND, OR 97214

DATE
11-15-19

REVISION
1-9-20

Site Plan
D.02



NOTE:
THIS SITE PLAN IS NOT A SURVEY, AND IS
FOR INFORMATIONAL PURPOSES ONLY.
IT SHOULD NOT BE USED TO DETERMINE LOCATION OF
PROPERTY LINES.

LW 20-107865 HR