

Malheur County Planning Commission

The regular meeting of the Malheur County Planning Commission was held at the Malheur County Courthouse, 251 B Street West, Vale, Oregon, on January 24, 2019. Chairman Kathy Clarich called the meeting to order at 7:30 p.m.

MEMBERS PRESENT:

Kathy Clarich, Acting Chairman
Ed Anthony
Chad Gerulf

MEMBERS PRESENT BY TELEPHONE:

Linda Simmons
Rob Kindshey
Teresa Ballard
John Faw
Gary Pearson

STAFF MEMBERS:

Eric Evans, Planning Director

OLD BUSINESS:

Approval of November 2018 Planning Commission Meeting minutes:

Ed Anthony made a motion to accept the November 2018 Planning Commission Meeting minutes with corrections requested by Teresa Ballard. Chad Gerulf seconded the motion which was approved by the Commissioners present except Linda Simmons whom abstained from the vote as she was not at the November 2018 meeting.

ADOPTION OF FINDINGS AND DECISION:

Owner: Scott S. & Drenda Browen
789 Mendiola Road
Nyssa, Oregon 97913

Applicant: Same

Conditional Use Application for one Non-Farm Dwelling. Planning Department File #2018-10-012.

Director, Eric Evans, read changes to staff report.

There are a couple of changes that Stephanie made in this earlier today. One minor change, instead of saying ‘parcel or lot’ in this which we kind of use interchangeably, she called that a ‘property’ instead.

Also, on page 7, under County Code 6-6-7(2)(c), where it says, “ The dwelling will be sited on a lot or parcel created before January 1, 1993” I’m going to go ahead for the record and read through the change of that and what Stephanie changed this to as well.

It now says, “A property line adjustment established the current location/boundaries of the property, which was administratively approved on August 17, 2018. The property does not qualify for a non-farm dwelling under ORS 215.281. The property is not a lot or parcel as defined in ORS 215.010 or ORS 92.010 created before January 1, 1993.”

“Applicant’s reference to ORS 215.284(7) as authority in this matter is misplaced and does not apply. ORS 215.284(7) applies to partitions to site non-farm dwellings (not property line adjustments to site non-farm dwellings) in the exclusive farm use zone.”

See attached Staff Report.

Kathy Clarich – Any discussion from anybody on these findings?

NONE.

Kathy Clarich – If not we can go ahead with a motion.

Ed Anthony made a motion adopt the findings and facts as they are now written. Chad Gerulf seconded the motion which was approved by the Commissioners present except Linda Simmons whom abstained from the vote as she was not at the November 2018 meeting.

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Ed Anthony made a motion to deny the application as it is written. Chad Gerulf seconded the motion to deny the application as written which was approved by the Commissioners present except Linda Simmons whom abstained from the vote as she was not at the November 2018 meeting.

Conditional Use Application for one Non-Farm Dwelling, Planning Department File #2018-10-012, is denied.

There being no further business to come before the Malheur County Planning Commission, the meeting was adjourned at 7:40 P.M.

Respectfully submitted, Kelsey Sullivan.

Minutes approved by:

Name: Kathy Claunch Date: 4-25-2019