

RESOLUTION NO. 1808 NOT ADOPTED

A RESOLUTION GRANTING AN APPEAL IN 02DB11, ADOPTING FINDINGS AND CONDITIONS, DENYING SITE AND DESIGN PLANS FOR A 143,463 SF COMMERCIAL WAREHOUSE BUILDING, A 5,200 SF TIRE INSTALLATION BUILDING, A 16-PUMP FUELING STATION AND A MASTER SIGN PLAN FOR COSTCO WHOLESALE, CORPORATION, ARGYLE CAPITAL LLC/COSTCO WHOLESALE, CORPORATION, IN THE PLANNED DEVELOPMENT COMMERCIAL (PDC) ZONE. THE SITE IS LOCATED ON TAX LOTS 1500 AND 1503, SECTION 1, T3S-R1W, WASHINGTON COUNTY, AND TAX LOT 404, SECTION 12, T3S-R1W, CLACKAMAS COUNTY, OREGON.

WHEREAS, an application for the above referenced development was filed under the procedures set forth in Section 4.008 of the Wilsonville Code; and

WHEREAS, on July 22, 2002, the Development Review Board – Panel B conducted a public hearing on the matter; held the hearing open for fourteen days; and thereafter deliberated on the entire record, excluding submittals rejected by the Board; and

WHEREAS, the Development Review Board approved the application by Resolution No. 02DB11 on August 26, 2002; and

WHEREAS, an appeal of that decision was filed on September 12, 2002 by Wallace W. Lien for the Appellant, Citizens For Responsible Area Planning (CRP); and

WHEREAS, on September 16, 2002, the City Council determined to hear the appeal on the record; and

WHEREAS, on October 7, 2002, the date of the appeal hearing, the Applicant, CRP, and City Staff requested a continuance to give the Council and parties sufficient time to review a supplemental record, recently filed motions and the staff report; and

WHEREAS, the City Council continued the hearing to October 21, 2002, at which time it heard argument and tentatively decided to deny the appeal based upon the record and a portion of the issues raised by CRP in its appeal letter dated October 18, 2002; and

WHEREAS, in response to a request by the Applicant, the Council set and conducted a hearing on November 18, 2002 to receive testimony on all of the issues raised by CRP in its appeal letter dated October 18, 2002 and, following a period in which the record was held open for seven days (during which period no additional evidence or testimony was submitted), closed the record herein; and

WHEREAS, the City Council, having reviewed the entire record herein and being fully advised in this matter;

NOW, THEREFORE, THE CITY OF WILSONVILLE RESOLVES AS FOLLOWS:

Section 1. Findings. The City Council hereby adopts as findings and conclusions the staff report in this matter, as revised in that document attached as Exhibit A.

Section 2. Order. Based upon the forgoing findings and conclusions, the City Council hereby grants the appeal and denies the applications in Case No. 02DB11.

Section 3. Effective date. This resolution is effective upon adoption.

ADOPTED by the Wilsonville City Council at a regular meeting thereof this ____ day of December, 2002, and filed with the Wilsonville City Recorder this same date.

CHARLOTTE LEHAN, MAYOR

ATTEST:

Sandra C. King, CMC, City Recorder

SUMMARY of Votes:

Mayor Lehan	_____
Councilor Helser	_____
Councilor Barton	_____
Councilor Kirk	_____
Councilor Holt	_____