



## NOTICE OF LEGISLATIVE PUBLIC HEARING BEFORE THE PLANNING COMMISSION (LOC 50.07.003.16.d.iii)

---

### Hearing Date, Time, and Location:

Monday, October 8, 2018; 6:30 PM  
Council Chamber, 380 A Avenue  
Lake Oswego, Oregon

**Applicant:** City of Lake Oswego, 380 A Avenue, Lake Oswego, OR 97034

**Location of Property:** Citywide

**File Number:** LU 18-0035

### Nature of Proposal and Use or Uses Which Could be Authorized:

An ordinance amending Chapter 50 (Community Development Code) to clarify and update various provisions, including increasing setbacks on lots zoned high-density when they abut lots that will be zoned low-density upon annexation; updating Solar Code tree terminology; removing Solar Access Permit; and identifying exemptions from utility undergrounding.

### Explanation of Proposal:

The Annual Code Amendment project consists of 14 amendments, including both maintenance and policy amendments. The proposed amendments include provisions that will:

- Increase setbacks on lots zoned high-density (R-0, R-2 and R-3) when they abut lots that will be zoned low density (R-7.5, R-10 and R-15) upon annexation into the City
- Update all references of “exempt” and “non-exempt” vegetation to “solar friendly” and “solar unfriendly” vegetation, respectively, to be consistent with the Solar Friendly Trees Report in LOC Appendix 50.11.004-D (5)
- Delete the Solar Access Permit standard
- Amend the applicability of the Solar Access standard to apply to subdivisions, but not to partitions or lot line adjustments
- Identify appropriate exceptions to the utility undergrounding requirement

### Recommendation:

A final recommendation of the Planning Commission will be forwarded to the City Council. A final decision on this proposal will be made by the City Council.

**Staff Contact:** Leslie Hamilton, Senior Planner  
(503) 675-3731

**How to Testify:**

The public hearing process will begin with a presentation by staff. Testimony will then be received from the public. Individuals will be allowed up to 5 minutes. Recognized neighborhood associations, homeowner associations, government agencies or other incorporated public interest organizations will be allowed up to 10 minutes. The time limits will not include time taken up by questions from the Commission or responses to such questions. Testimony by attorneys, representatives, and witnesses on behalf of or which are part of the presentation by a person shall be counted within that person's time limit. Any person in attendance may cede his or her time for testimony to another person, but in no case shall any person's testimony be increased to greater than 10 minutes.

The Planning Commission previously conducted public work sessions on May 30 and July 23, 2018, to review concepts behind the proposed amendments and provide direction to staff. Comments submitted to the Planning Commission for a work session are not considered public testimony for purposes of the hearing. To have your written comments or testimony distributed to the Planning Commission for review prior to the hearing, they need to be received by 5 p.m. on Wednesday, October 5, 2018. Bring or mail written comments or testimony to:

Leslie Hamilton, Senior Planner  
Lake Oswego City Hall, Planning & Building Services  
380 A Avenue, Third Floor  
Post Office Box 369  
Lake Oswego, Oregon 97034  
E-Mail: [lhilton@lakeoswego.city](mailto:lhilton@lakeoswego.city)  
(503) 675-3731

Written testimony may also be submitted at the public hearing. Please provide twelve (12) copies for distribution to the Planning Commission and staff. For more information about the hearing procedures, please contact staff.

**How to Obtain Further Information:** The staff report and all evidence relied on by the applicant is available for review at the above address. Copies may be obtained at cost.

Information can also be obtained by visiting the City's website at:

<http://www.ci.oswego.or.us/projects>

**(Under "Search" enter LU 18-0035, then press "Submit")**

**Recommendation:** A final recommendation of the Planning Commission shall be forwarded to the City Council. A final decision on this proposal will be made by the City Council.