



## NOTICE OF QUASI-JUDICIAL PUBLIC HEARING BEFORE THE CITY COUNCIL

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**Hearing Date, Time, and Location:**

Tuesday, December 17, 2013; 7:00 PM  
Council Chamber, 380 A Avenue  
Lake Oswego, Oregon

**File Number:** LU 13-0012

**Applicant:** Mary Cadwell Wilmot Trust

**Appellant:** Mary Cadwell Wilmot Trust

**Description of Proposal:**

The appellant/applicant has filed an appeal to the Lake Oswego City Council of the Historic Resources Advisory Board's (HRAB) decision to deny the applicant's request pursuant to ORS 197.772 for removal of the historic landmark designation from the Carman House and property. The appellant/applicant contends that, because an earlier owner objected when the designation was imposed, state law requires the designation to be removed upon the request of the current owner.

**Location of Property / Site:** 3811 Carman Drive (Tax Lot 10600 of Tax Map 2 1E 05 CD)

**Staff Contact:** Leslie Hamilton, Senior Planner, phone: (503) 635-0292, email: [lhilton@ci.oswego.or.us](mailto:lhilton@ci.oswego.or.us) or Catherine Schneider, City Recorder, phone: (503) 675-3984, email [cschneider@ci.oswego.or.us](mailto:cschneider@ci.oswego.or.us)

**Conduct of Hearing:** Pursuant to LOC 50.07.003.7.k.i, only persons who testified either orally or in writing before HRAB are eligible to testify before the City Council. Per LOC 50.07.003.7.h.i, the City Council's review is limited to in the HRAB record. No issue may be raised before the City Council that was not raised before HRAB with sufficient specificity to enable the HRAB to respond. Testimony will begin with the applicant/appellant, then representatives of recognized neighborhood associations, followed by other eligible persons, and conclude with rebuttal by the applicant.

**How to Testify:** The appellant/applicant will have 15 minutes to testify, neighborhood associations and government or government agencies will each have 10 minutes, individuals will each have 5 minutes, and the appellant/applicant will be allowed 5 minutes for rebuttal. The time limits shall not include time taken for questions from the Council. Any person in attendance may cede his or her time for testimony to another eligible person, but in no case shall any person's testimony be increased to greater than 10 minutes. The Council may modify these time limits depending on the circumstances.

If those eligible to testify wish to have written testimony distributed to the Council in advance of the hearing, it must be received by 5:00 p.m. on *December 17, 2013*. Written testimony may also be submitted at the hearing. All eligible written testimony will be made part of the record.

Bring or mail written testimony to:

City of Lake Oswego  
Department of Planning & Building Services  
Attn: Leslie Hamilton  
380 A Avenue  
P.O. Box 369  
Lake Oswego, OR 97034

**How to Obtain Further Information:** The applicable approval criteria and all evidence relied upon by the applicant are available for review at the above address. The staff report will be available ten days prior to the date of the hearing at the above address. These documents may be inspected at no cost. Copies of may be obtained at reasonable cost. A copy of the staff report will also be available for review on the City's web site:

[http://www.ci.oswego.or.us/boc\\_hrab/lu-13-0012-removal-historic-landmark-carman-house-property](http://www.ci.oswego.or.us/boc_hrab/lu-13-0012-removal-historic-landmark-carman-house-property)

#### APPLICABLE CRITERIA

- A. ORS 197.772 (Consent for Designation as Historic Property)
- B. Previous Cases  
HR 7-90 (A) and (B)

Mailed: *December 3, 2013*