

## NOTICE OF PUBLIC HEARING DEVELOPMENT REVIEW COMMISSION

Date of Notice: August 15, 2012

On **Wednesday, September 5, 2012, at 6:00 p.m.**, the City of Lake Oswego Development Review Commission (DRC) will hold a public hearing in the Council Chamber at City Hall, 380 A Avenue, Lake Oswego, Oregon to consider the following tree removal application.

**File No.:** TR 499-12-00559 [AP 12-05]

**Owners/Applicants:** Rob and Angela Moneyhan,  
865 Ellis Ave, Lake Oswego, OR 97034

**Persons Requesting the Hearing:** Paden and Norma  
Prichard, 204 6<sup>th</sup> St., Lake Oswego, OR 97034

**Location of Property:** 865 Ellis Ave (Tax Lot 10500 of  
Tax Map 21E 3CD)

**Nature of Application:** A hearing before the DRC regarding the City Manager's decision to approve the applicants' request to remove a 48-inch Douglas fir tree.

**Applicable Approval Criteria:** Please see attached list.

**Conduct of the Hearing:** The Chair will open the public hearing and describe the hearing procedure, and staff will present the staff report. The Chair will then open the hearing for public testimony. Testimony begins with applicants, followed by persons in favor of the application, persons opposed to the application (beginning with the individuals requesting the hearing), and concludes with rebuttal by the applicants. The Chair will close public testimony and return the matter to the table for deliberation and decision. The DRC shall determine, based upon the evidence and testimony presented, whether or not the application complies with the criteria contained in LOC 55.02.080. The findings, conclusions, and order shall contain the DRC's reasons for approving, denying or modifying the permit.

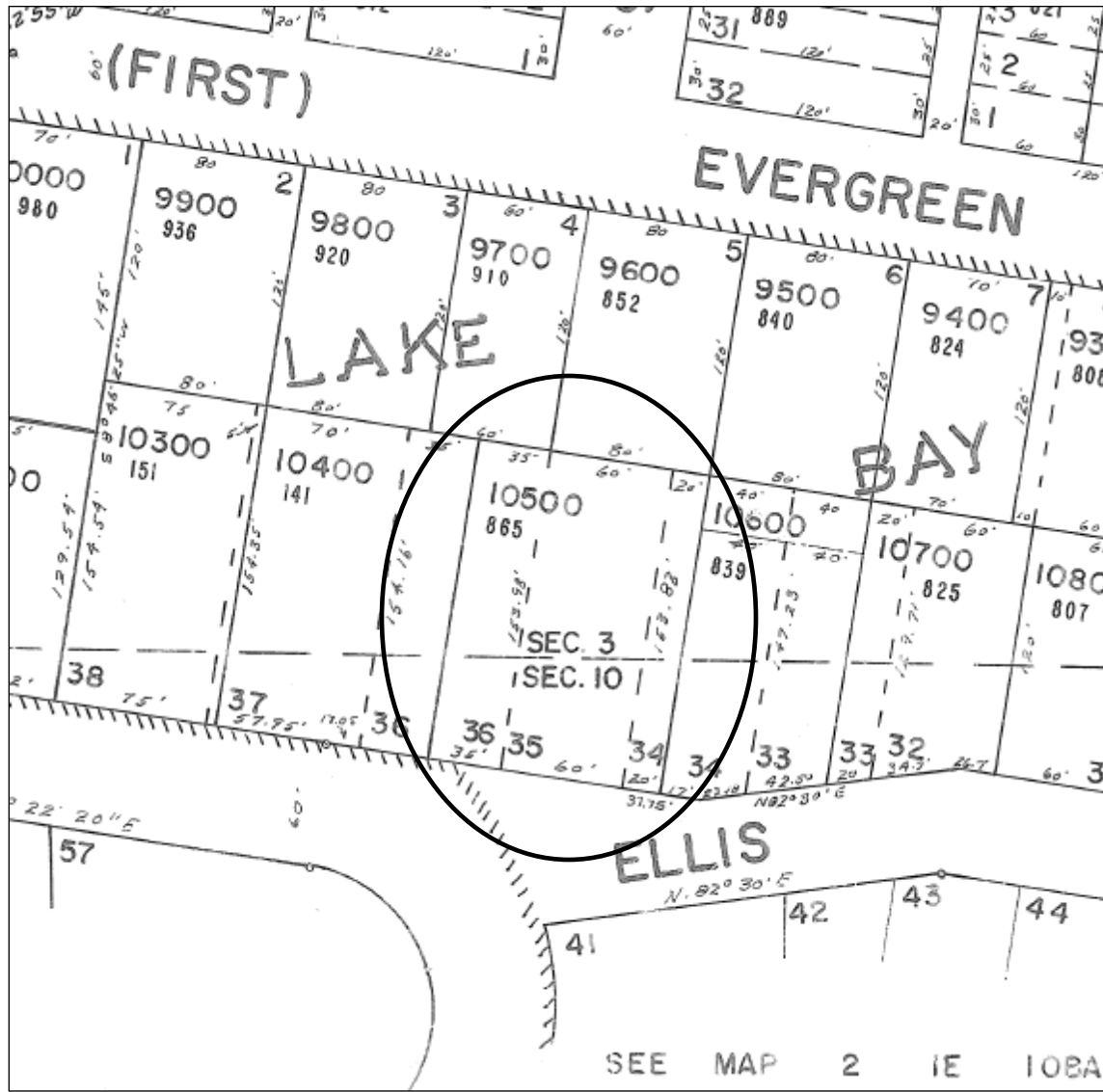
**How to Testify:** All interested persons are encouraged to appear and testify either orally or in writing. As a general rule, the applicant will have 20 minutes to testify, groups (such as neighborhood associations) will each have 10 minutes, individuals will each have 5 minutes, and the applicant will be given 5 minutes for rebuttal. The DRC may modify these time limits, however, depending on the circumstances. In order to be considered and become part of the record, written comments or testimony must be submitted to the DRC at the hearing or must be received by 5:00 p.m. on the date of the hearing at the following address:

Lake Oswego Planning and Building Services  
Department  
Lake Oswego City Hall  
P.O. Box 369  
380 "A" Avenue  
Lake Oswego, OR 97034

**How to Obtain Further Information:** The applicable approval criteria and all evidence relied on 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. Copies of all of these documents may be obtained at cost. The staff contact for this application is **Andy Gulizia, Associate Planner**, phone: 635-0290.

**NOTE: Failure to raise an issue in a hearing, in person or by letter, accompanied by statements or evidence sufficient to afford the DRC an opportunity to respond to the issue precludes appeal to the City Council based on that issue.**

**TAX MAP**



**APPLICABLE REGULATIONS**

City of Lake Oswego Tree Code (LOC Chapter 55)

- |               |   |
|---------------|---|
| LOC 55.02.080 | Criteria for Issuance of Type II Tree Cutting Permits       |
| LOC 55.02.084 | Mitigation Required   |
| LOC 55.02.085 | Request for Public Hearing on a Type II Tree Cutting Permit |
| LOC 55.02.094 | Conditions of Approval for Tree Cutting Permits             |