July 8, 2010

Tom Soppe Associate Planner City of West Linn 22500 Salamo Road West Linn, Oregon 97068

Re: Bella Flats Subdivision Approval Extension at 4111 Elmran Drive

Tom,

Please find attached three sets of the (4) four revised drawings, C1.0, C2.0, C6.0 and C6.1 addressing your comments in the incompleteness letter dated July 6th, 2010. In addition we have provided copies of the affidavit of mailing and affidavit of posting.

We look forward to being deemed complete and moving forward with the extension approval process.

Sincerely,

Canyon Development, LLC

Melynda Retallack, AIA, NCARB

Development Services

File: 100708.BellaFlats-IncompResponse.doc





telephone: (503) 657 0331

(503) 650 9041



July 6, 2010

Melynda Retallack/Garrin Royer Canyon Development 221 Molalla Ave., Ste. 220 Oregon City, OR 97045

SUBJECT: MIS-10-15- Extension for Bella Flats Subdivision approval

Dear Ms. Retallack and Mr. Royer:

You submitted this application on June 15, 2010. The Planning and Engineering departments find that this application is incomplete. You have 180 days from your submittal date (until December 12, 2010) to make this application complete.

Incomplete items per the Planning Department, as listed by their Community Development Code section, are as follows. Engineering's comment is at the end of this list.

Section 85.160(D)(3)

Put "tentative plan" on Site Dimension Plan.

Section 85.160(D)(5)

Put Redside Development information on tentative plan.

Section 85.160(E)(5)

Show requested tree information on tentative plan.

Section 85.160(E)(8)

Put zoning on tentative plan.

Section 85.160(E)(9)

Show location of structures on adjoining property on tentative plan.

Section 85.170(A)(7)

Show this table on tentative plan.

Engineering Comments

Show proposed crosswalk on site plan.

Please contact me at 503-742-8660, or at tsoppe@westlinnoregon.gov if you have any questions or comments, or if you wish to meet with Planning or Engineering staff regarding these issues.

Sincerely,

Tom Soppe Associate Planner C: Don Cushing, Don Cushing Associates, 4677 SE Pinehust Ave., Ste. 201, Milwaukie, OR 97267

p:/devrvw/projects folder/projects 2010/MIS-10-15/incompl-mis-10-15

AFFIDAVIT OF POSTING

I, <u>Carrin</u> W. <u>Royer</u> hereby affirm that my company, Canyonotice in two places on the property at 4111 Elmran Drive in West Linn. N 2010, the same day of mailing notice to the Robinwood Neighborhood Associated of the property and asking them to attend the next neighborhood as proposed extension application will be discussed.	otice was posted on May 17, ociation and the neighbors within
Signed: Date:	
ni Di C 6-28	-/0
Garrin Royer, Member	
Canyon Development, LLC	
State of OREGON	
County of Claukamas	
Signed and sworn to (or affirmed) before me on 6-28, 20 10 by	Garrin W. Royer
Notary Public – State of Oregon BRITT NOTARY COMM	FFICIAL SEAL NEY D MARBLE PUBLIC - OREGON ISSION NO. 424896 EXPIRES JAN. 25, 2012

AFFIDAVIT OF MAILING

I, Garn'n W. Loyer hereby affirm that my company, Canyon Development LLC mailed a copy of the letter briefly describing the nature and location of the proposed development, and inviting the association and interested persons to a meeting to discuss the proposal in more detail on May 17, 2010. This letter was mailed to the officers of the association and to property owners within 500 feet.
A copy of this letter, the list of neighbors and copies of the certified mail receipts are included with this application.
application.
*
Signed: Date:
hi w 7 6-28-10
Garrin Royer, Member
Canyon Development, LLC
State of OREGON
County of <u>Clarkamas</u>
Signed and sworn to (or affirmed) before me on <u>6-28</u> , 20 10 by Garrin W. Reyer. Notary Public - State of Oregon
A total of congon

BELLA FLATS 6-LOT SUBDIVISION

4111 ELMRAN DRIVE WEST LINN, OREGON

WEST LINN PLANNING COMMISSION FINAL DECISION NOTICE SUB 07-01

IN THE MATTER OF A PROPOSED SIX-LOT SUBDIVISION ON 1.7 ACRES LOCATED AT 4111 ELMRAN DRIVE

At their meeting of May 10, 2007 the West Linn Planning Commission held a public hearing to consider the request by Canyon Development (Gerin Royel) to approve development of as i.i.d. et subdivision on 1.7 areas 4411 Ill literate Dive. The site is located in the Robinwood Neighborhood of West Line, north of the intersection of Eliman and Cedarok Divere. The sportival criter is fine healthclaim explication are found within Chapter 85 of the West Line Community Development Code (CDC.) The healing was conducted pursuant to the provisions of CDC Chapter 95.

The hearing commenced with a staff report presented by Gordon Howard. The In nearing commercial with a staft report presented by Vertican newwar, the applicant's presentation was made by Garin Royer, that Hattie of Cogan Owens Cogan, and Civil Engineer Don Cushing. Alice Richmond and Tom Baker Istallied in support of the application. Providing neutral neitimony were the representative of the Robbinwood Neighborhood Association and Michael Berger. Written testimony was received from Mr. Berger, the Robbinwood Neighborhood Association, Creparry Mora, of Perry Million and Michael Regress of the Robbinwood Neighborhood Association, Creparry Mora, and Aume

At the conclusion of the public hearing, the Planning Commission adopted the findings provided by the applicant, as supplomented in the staff report, and made the following additional findings:

- A. The Planning Commission determined that the applicant's proposed "green street design on Upper Branza Drive was appropriate. The Planning Commission determined that design of the sever pathway for potentians should properly balance the need for a month surface to ensure safe access for all individuals with the need to reduce storm runoff from the additional pyord surface. The Planning Commission determined that the applicant should provide a paving surface that accommodates both needs, consistent with
- B. The Planning Commission determined that the prudent approach of city staff in requiring replacement of the subestos cencent water line under Elmran Drive in association with frontage street improvements was appropriate. The Commission was not presented evidence regarding the proportionality of the applicant's impact to the existing water system, nor specific findings related to the safety issues associated with trying to leave the existing water large water large in Joseph country grant country of the Commission determined that the precise share of the applicant vs. the city's costs of

SUB 07-01 Final Decision

replacement needed further city analysis. This could be accomplished by amending the relevant condition of approval to require such analysis.

- C. The Planning Commission determined that the staff-proposed condition to repave Lower Eliman Drive was not proportional to impacts caused by the applicant's proposed subdivision, since none of the proposed lost take access to Lower Eliman. Therefore, the Commission deleted this proposed condition of approval.
- D. The Planning Commission determined that the staff-recommended public stairway down the steep slope between Lots 3 and 4 to Upper Eliman Drive was unwise because 1) it would result in potentiate being deposited at the bottom of the stairway along Upper Eliman at a spot where walking in either direction from the end of the stairway would be on the sirect and unarker, and 2) the stairway would be on the sirect and unarker, and 2) the stairway would be on the sirect and unarker, and 2) the stairway would be require significant grading and creation of retaining walls, resulting it recurved of native vegetation, sixen, and on unsighed y placement of rege amounts of concrete along the bank.

The proposal of the Robinwood Neighborhood Association, agreed to by the applicant, would extend the pathway from Upper Elmran around the corner to Lower Elmran to a terminus near Tree 414 as shown on the site plan. At this point, pedestriam would have clear view up and down Lower Elmran, and could continue on the downhill (east) side of the street to Nkoon Avanue and the Willmante River. The Commission determined that the supplicant's proposed clearing of the existing right of way for the path and, clearing on the property tiest for placement of sterm drivings facilities, will help to improve site distance for both podestrians and vehicles at the intersection of Elmran and Coderosk Drives Additionally, the Flanning Commission determined that an additional "clear vision area" brother feet within the subject property was appropriate to maintain the property of the control of the

issues with traffic at the intersection of Cectora's and Elimane, the Commission did not believe that reguling this applicant to fix all existing problems at this intersection was justified by the proportionality of the applicant's additional traffic placed upon the existing alkalism of the intersection. The Commission urged the City Engineering Department to coordinate additional improvements that may be necessary at this intersection with those improvements required of the applicant.

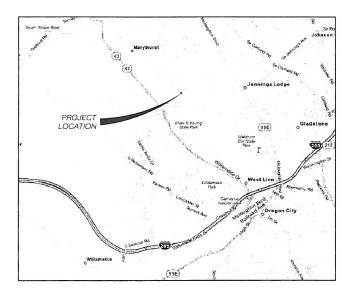
E. The Planning Commission determined that the staff's recommendations regarding trees 85 and 86 were essentially the same as the applicant's proposals for those trees, but amended the staff condition of approval to clarify that the applicant will be permitted to remove those trees if necessary to place an appropriate residential structure on Lot 1, and also if, upon further analysis, these two trees represent a hazard justifying runoval. In addition, the Commission accepted estimony that Thee 82, located on the north property line, should be further evaluated at the time of home construction on Lot 1 to determine if it constitutes a hazard and should also be removed.

F. The Planning Commission determined that the Robinwood Neighborhood Association's request to prohibit construction wholes from parking in the public street right of way during construction of the project was not perpropriat and unenforceable. However, the Commission exknowledged the narrow nature of the streets in the srea and terriffice associated with Cedarook School to the south, and included a condition of approval requiring the applicant to provide enough space on the site triaff during construction to accommisdua all vehicles associated with the construction.

Based upon the findings discussed above, a motion was made by Commissioner Koyash and seconded by Commissioner Wittenbrink to approve the proposed subdivision with the following conditions of approval.

- 3. The applicant shall extend the pedestrian pathway from Upper Elmran Drive around on Lower Elmran Drive to the point where the path meets the root zone for Tree #41 as shown on the site plan, a third point tie path shall end. The applicant shall also place an easement over that portion of the property within twelve feet of the Elmran Drive right of way between Tree #41 and Tree #42 as shown on the site plan that restricts all fences, structures, and vegetation to a maximum height of three foct.
- 4. The applicant's final storm drainage plan thall be approved by the City Engineer and be required to meet all requirements of the City's Storm Drainage detention and treatment requirements. The applicant shall place a public drainage extention and treatment requirements. The applicant shall place a public drainage extention and cleances to five proposed storm drainage system. The estimated that the specifically prohibit any landscaping, grading, or structures that would interfere with the storm drainage functions of these teams. The storm drainage functions of Calenda Coving of the intersection of Lower Eliman Drive, to the Filman Drive, and Calenda Coving shall also prohibit any speciation, grading, to other alternations of a rearrh sense over three feet in highly. The final storm drainage plan shall also include improvements to the existing open channel along the uptil sade of Lower Eliman Drive to slow the velocity of storm flows.

SUB 07-01 Final Decision



The applicant will be responsible for undergrounding (or fee in-lieu) all utilities along all property frontages.

- 6. Prior to commencement of any site development or construction work on the site, the applicant shall place anchored chain-link fracting around all tree designated as significant and to be protected, while locations of the foreing to be approved by the City Arboritt. The chain Insk fencing shall remain in place on each individual lot until all constructions orthits are complete on that lot.
- 7. Prior to commencement of any site development or construction work on the site, the applicant shall place anchored chain-link frencing around Trees #5 and #6 as shown on the Tensite yell, with location of the feming to be approved by the City Arborit. The ultimate faits of these trees, and tree #2 along the property's northern boundary, shall be determined at the time a building permit is inswel for this lot, and the trees may be removed if necessary to place a desired residence on Lot 1, or for safety reasons.
- The private street shown on the final plat shall not be placed into a separate tract, but will be divided among the adjacent lots, and subject to a reciprocal access easement
- As part of public improvement plans, the applicant shall provide an off-street se area on site during construction activities sufficient to park vehicles associated parking area on site during construction activities sufficient to park with project construction on the site, rather than on adjacent streets

The motion was approved, with three in favor (Kovash, Witterbrink Bonoff), and one opposed (Babbitt).

This decision will become effective I4 days from the date of mailing of this final decision as identified below. Those parties with stanting (i.e., those individuals who abundited letters into the record, provided on all or written testimony during the course of the hearing, or a signed in on the attendance sheet at the hearing, or who have contacted City Planning staff and made their identities known to staff may appeal this decision to the Wort Linn City Council within 14 days of the mailing of this decision pursuant to the provisions of Crapter 99 of the Community Development Code, Such appeals would require a fee of \$400 and a completed appeal application from together with the specific ground for appeal to the Planning Develop vision to the appeals the decision.

Michael LO 5/21/07

Mailed this \$2310 day of May Therefore, this decision becomes final at S p.m., June 6, 2007

SUB 07-01 Final Decision

PROJECT Map Data © 2007 NAVTEQ or TeleAllas

VICINITY MAP

	SHEET INDEX
Sheet Number	SHEET TITLE
C1.0	COVER SHEET
C1.1	GENERAL NOTES
C1.2	DEMOLITION AND TREE REMOVAL PLAN
C2.0	SITE DIMENSION PLAN
C3.0	EROSION CONTROL & TREE PROTECTION PLAN
C3.1	EROSION CONTROL DETAILS
C4.0	GRADING PLAN
C5.0	UTILITY MASTER PLAN
C6.0	PLAN & PROFILE - JACKSON COURT
C6.1	PLAN & PROFILE - ELMRAN DRIVE 9+00.00 - 13+66.26
C6.2	PLAN & PROFILE - ELMRAN DRIVE 13+66.26 - 17+50.00
C6.3	PLAN & PROFILE - ELMRAN DRIVE 17+50.00 - 19+50.00
C7.0	SITE DETAILS - SANITARY
C7.1	SITE DETAILS - SANITARY
C7.2	SITE DETAILS - WATER & STREET
C7.3	SITE DETAILS - WATER & STREET
C7.4	SITE DETAILS - MISC.
C7.5	SITE DETAILS - MISC.
V1.0	TOPOGRAPHIC SURVEY

PROJECT LOCATION 4111 ELMRAN DRIVE WEST LINN, OR 97068

PROPERTY DESCRIPTION: "PARTITION PLAT CEDAROAK PARK" SW 1/4 SEC 13, T 2 S, R 1 E, W. M.

BENCHMARK INFORMATION

THERE ARE NO AGENCY BENCHMARKS WITHIN 1/2 MILE OF THE SITE. THE VERTICAL DATUM IS NAVO '88 PER THE ONLINE POSITIONING LISER SERVICE

APPLICANT/OWNER

GARRIN ROYER REDSIDE DEVELOPMENT

IMPERVIO	US AREAS
EXISTING	13,806 sf
PROPOSED	22,874 SF

TOTAL SITE AREA = 69,125 sf TOTAL SLOPE EASEMENT AND TREE PRESERVATION AREA = 2,851 st

CITY PROJECT# PI-07-14

K/J 0591005.00 FOR CONSTRUCTION

7/8/10

FLATS SUBDIVISION ELMRAN DRIVE BELLA F

OPEGON

Į N

က် COVER

cushing

Don Cushing Asso Civil Engineers 4677 SE Pinchurst Ave

Suite 201 Milwaukie, OR 97267 Voice: (503) 387-5331 Fax: (360) 286-2164

ATE: 6/1/2010 CALE: NONE JOB: 06-011 C) COPYRIGHT DON CUSHING ASSOC

