

**AGENDA BILL 2013-01-28-02**

**Subject:** Public Hearing (continued): Conditional Use Permit Application for the Lake Oswego-Tigard Expansion of the Water Treatment Plant on Kenthorpe Way and the Conditional Use Permit for the Expansion of the Associated Waterlines. Hearing closed to public testimony.

**For Council:** January 28, 2013

**Land Use Case Number:** CUP-12-02 and CUP-12-04

**Public Hearing**

**Required:** X

**Optional:**

**City Manager's Initials** *CJ*

**Attachments:**

- All materials have been distributed previously with the exception of final written testimony. The Council left the record open for written testimony received prior to 10:00 am on January 22. The applicant may provide written rebuttal by 12:00 pm on January 25. These materials will be forwarded to the City Council under separate cover by January 25.

**Initiated by:**

- Appeal by the Lake Oswego-Tigard Water Partnership

**Budget Impact:****Sustainability Considerations:****Policy Question(s) for Council Consideration:**

- Does the Council wish to approve the Conditional Use Permits, or uphold the Planning Commission decision to deny both permits?

**Summary:**

- The public hearing on this subject was opened on January 14 and January 15. At the conclusion of testimony and applicant's rebuttal on January 25, Council continued the hearing until January 28 at 6:00 pm. The written record was held open in accordance with the terms described above.

**Staff Recommendation:** The Council should continue to solicit input through its questioning of staff and others at the hearing on January 28<sup>th</sup>, close the hearing, and deliberate toward a decision.