



CITY OF West Linn

WEST LINN PLANNING COMMISSION NOTICE OF FINAL DECISION FILE NO. VAR-23-01

At the May 17, 2023 meeting, the West Linn Planning Commission held a public hearing to consider the request by Tracy Peterson to approve a proposal for a Class II Variance at 2622 Marylhurst Drive and 18600, 18680, and 18690 Midhill Circle (Lots 2, and 15-20) of the 1926 Replat of Robinwood, Clackamas County Plat 541). The hearing was conducted pursuant to the provisions of CDC Chapter 99.

The Planning Commission denied the application, with four votes in favor of the denial and one opposed (4-1), for noncompliance with CDC Chapters 48.030 and 75.020.B.1(a). The decision was based on the facts, findings, and conclusions found in the record.

The Final Decision and Order and application are posted on the City's website, <https://westlinnoregon.gov/planning/2622-marylhurst-drive-class-2-variance-driveway-access>. Alternatively, the Final Decision and Order, complete application, and all documents or evidence are available for inspection at City Hall at no cost. Copies may be obtained at a reasonable cost.

Planning Commission decisions are final upon the date of the signature on the decision and effective 14 days from when the final, signed decision is mailed. If the fourteenth day falls on any legal holiday, Saturday, Sunday, or day that City Hall is closed, the effective date and time shall be at 5:00 p.m. on the next business day.

Persons who have established standing in this matter may appeal this decision to the West Linn City Council within 14 days of the Final Decision Notice mailing date pursuant to the provisions of CDC Chapter 99 and any other applicable rules and statutes.

Appeals must be filed with the West Linn Community Development Department with the \$400 appeal fee by 5:00 pm. An appeal must include:

- The \$400 appeal fee;
- A reference to the decision (project number) to be appealed;
- The name, address, and signature of the appellant; and
- A statement explaining how the petitioner qualifies as a party of standing, as provided by CDC 99.140.
- The appeal application may state the grounds for appeal.

Any questions should be directed to **Associate Planner John Floyd at 503-742-6058 or jfloyd@westlinnoregon.gov**.

This decision shall become effective at 5:00 p.m. on the fourteenth day from the date of mailing this notice of final decision, unless appealed.

Mailed May 31, 2023

Therefore, this decision becomes effective at 5 p.m., **June 14, 2023**