

## AGENDA BILL 09-01-26B

**Subject:** Appeal of Historic Review Board demolition permit's condition of approval

**For Council:** January 26, 2009

**Land Use Case Number:** AP-08-06

**Public Hearing:** Yes

**City Manager's Initials:** \_\_\_\_\_

### Attachments:

- Memorandum to City Manager
- Final decision of Historic Review Board (HRB)
- Minutes of Historic Review board (HRB)
- Staff reports to HRB and Exhibits
- Applicant's original submittal to HRB

### Initiated by:

- Tualatin Valley Fire and Rescue (TVFR) appeal

### Sustainability Impact:

- Amending HRB conditions of approval still allows for preservation of the landmark structure if it can be moved to a new location, and even if it is demolished, TVFR will make site available to public to salvage building materials.

### Policy Questions for Council Consideration:

- Does City Council agree with the HRB decision to approve the demolition of the landmark structure?
- Does City Council agree with TVF&R that the condition of approval to require another hearing is inappropriate given the HRB has already approved the demolition?

### Summary:

- Planning Commission approved design review and conditional use permit for TVFR fire station.
- HRB held hearing and unanimously approved, by a 4:0 vote, TVFR's application to demolish the historic landmark house at 1850 Buck Street.
- HRB imposed condition of approval that requires another hearing to decide if the demolition should be allowed if the house cannot be moved to a new location first.
- TVFR considers HRB condition of approval as contradictory to HRB's approval of the demolition.

### Recommended Action:

- Hold public hearing. Staff recommends affirming HRB demolition permit approval and amending condition of approval.

### Council Action Taken:

- Approved
- Denied
- Continued