



MEMORANDUM

TO: John Sonnen; Planning Director of West Linn

CC: Zach Pelz, Khoi Lee, Joel Komarek, Eric Eisemann, Pete Oveson

FROM: Eric Day; Lake Oswego Senior Planner

SUBJECT: Waiver Request for Inc. Items for the West Linn Pipeline Land Use Application

DATE: August 7, 2012

Mr. Sonnen,

I would like to formally request that you waive two separate items that were deemed to be missing from the Lake Oswego/Tigard pipeline land use application per the West Linn Inc. letter sent to me and dated July 30, 2012. The items we are requesting a waiver for are as follows:

1. CDC Sections 28, 55, 56 and 60 require the illustration of easements and access both on-site and on adjacent properties. We have submitted this information for the OPRD property where our HDD operations will occur but did not see the purpose of submitting this information for ROW adjacent properties along the entire route of our proposed pipeline. We do not believe that this information would be helpful in aiding in the review of the application by WL City staff. Additionally, the submittal of this information would only give very basic information about access impediments to neighboring properties. We have provided a much more thorough look into these issues in our Construction Management Plan which was submitted with this application. This plan looks at access concerns in all different types of situations and has input from TVF&R as well as our project designer.
2. CDC Section 55 requires developers to make necessary arrangements with utility companies concerning underground easements. We have had several meetings with associated utility companies over the past couple of years and spoken with them about our project to ascertain what, if any, concerns these companies may have. A brief history of these meetings is included in this email.

Additionally, WL staff has asked that we provide more information concerning what process will be followed, in the field, should a utility line be located in our proposed path. This information is also included in this email.

We are asking the Planning Director to waive the request by WL staff to provide a revised site plan with call outs of specific utilities to be moved. We cannot provide this information at this time as we do not know specific as-built locations of all utilities. As I am sure you know, many utility locations are changed in the field and are not property recorded. We may not know of these exact locations until we

are in the field and therefore we will not be able to provide accurate information at this time. We have provided a utility map showing the mapped location of all utilities along our project path with the land use application.

3. We are providing a revised map showing the OLW as an attachment to this email.

Thank you for your time and consideration of these requests and please let me know if you have any concerns or additional questions.

Eric Day
Senior Planner
Lake Oswego/Tigard Water Partnership
(503) 534.4238
eday@ci.oswego.or.us

