

**CITY OF PORT ORFORD
SPECIAL SESSION OF THE COMMON COUNCIL
HYBRID GABLE CHAMBERS
FRIDAY, AUGUST 12, 2022 AT 5:00P.M
AMENDED AGENDA**

Please join my meeting from your computer, tablet or smartphone.

<https://meet.goto.com/623482637>

You can also dial in using your phone.

United States (Toll Free): [1 877 309 2073](tel:18773092073)

United States: [+1 \(571\) 317-3129](tel:+15713173129)

Access Code: 623-482-637

1. Call to Order/Roll Call
2. Citizens' Concerns (Speak Only for Items on the Agenda)
3. UGB (Pg. 3-10)
4. Water Curtailment (pg. 11- 19)
5. Right-Of-Way- Coast Community Health (pg.20-23)
6. Right-Of-Way-1621 Jackson Street(pg. 24-25)
7. Adjourn
8. Executive Session per ORS 192.660 (2) (e) (h) Executive Sessions permitted on certain matters; procedures;news media representatives attendance; limits.
 - (2) The governing body of a public body may hold an executive session:
 - (e) To conduct deliberations with persons designated by the governing body to negotiate real property transactions.
 - (h) To consult with council concerning the legal rights and duties of a public body with regard to current litigations or litigation likely to be filed.

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City of Port Orford

CITY COUNCIL AGENDA DOCUMENTATION

Date: 08/12/2022

SUBJECT: UGB

ITEM NO: 3.

Based on the meeting that took place on Monday August 8th between the City Council and Curry County about the proposed code changes and the new proposed STR regulations, the City Council has elected to send a letter to the Curry County Board of Commissioners for the August 17th meeting. I have taken all the concerns that have been heard and created a draft letter for the City Council to review.

A few items that I have also attached is a copy of the map with the hydrology overlay of the City of Port Orford including the Urban Growth Boundary. According to the County's proposed additions for density for example 4plex's. They would need 5 acres of property to be able to build the 4plex. However, there are very few places that have 5 acres available. The biggest parcels on the east side of the UGB are owned by the City. Then on the north and farthest south side of the UGB are wetlands and you cannot build within 50 feet of them.

Finally the City Council would like to point out that the current Growth Area Management Plan between Curry County and The City of Port Orford that was drafted in 1978 is being followed by Curry County. The agreement states that the Port Orford Planning Commission be notified for zone changes. Curry County is implementing Oregon Statute 197.312 that was passed in 2020 which are code changes NOT zone changes.

Suggested Motions

Motion to Approve the draft letter

I move to approve the draft letter as is and for it to be sent to the Curry County Board of Commissioners for the August 17th meeting.

Motion to approve the draft letter with changes

I move to approve the draft letter with the proposed changes and for it to be sent to the Curry County Board of Commissioners for the August 17th meeting.

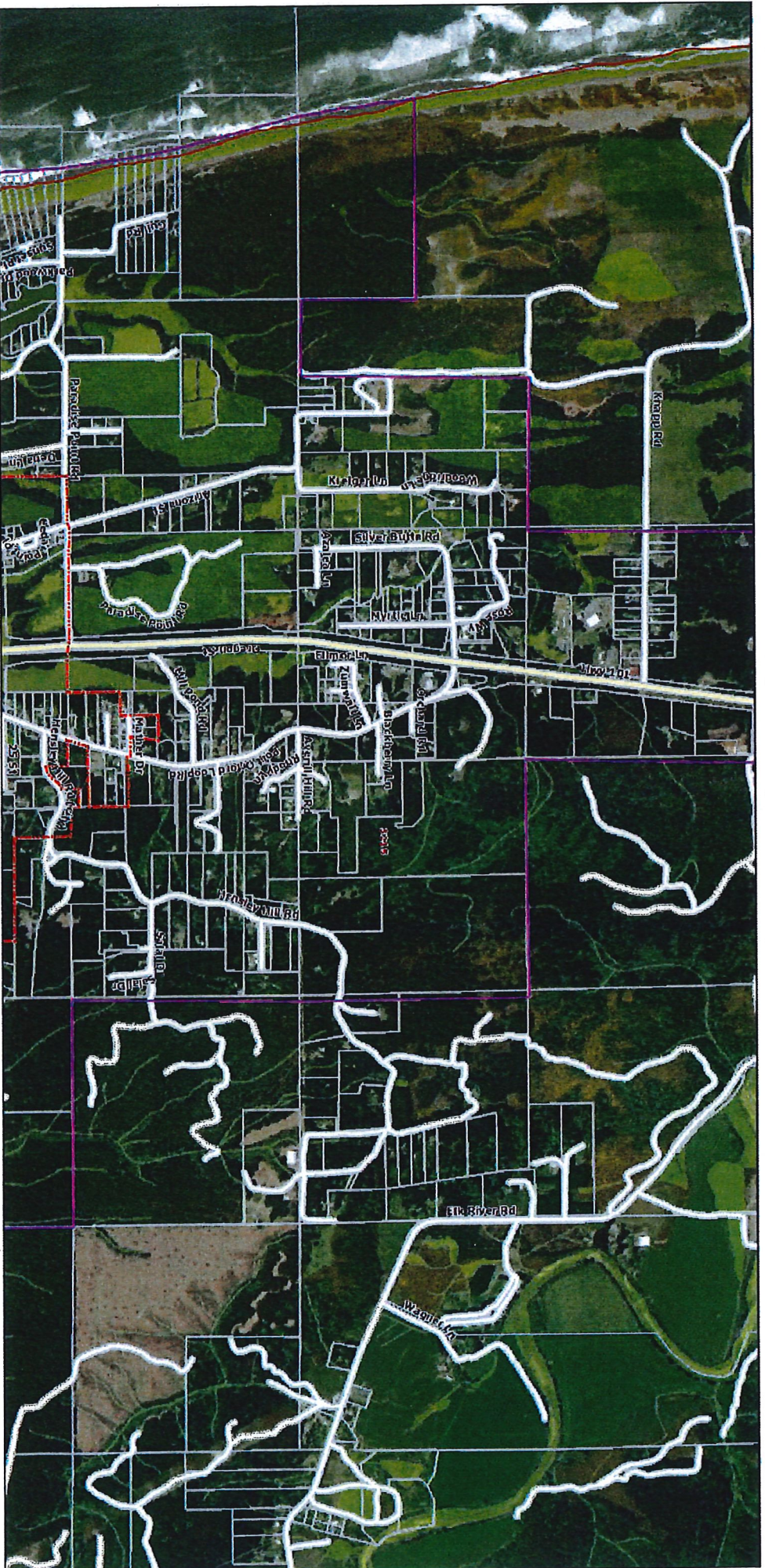
SUBMITTED BY:

Jessica Ginsburg

Jessica Ginsburg, City Administrator

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Curry County Web Map



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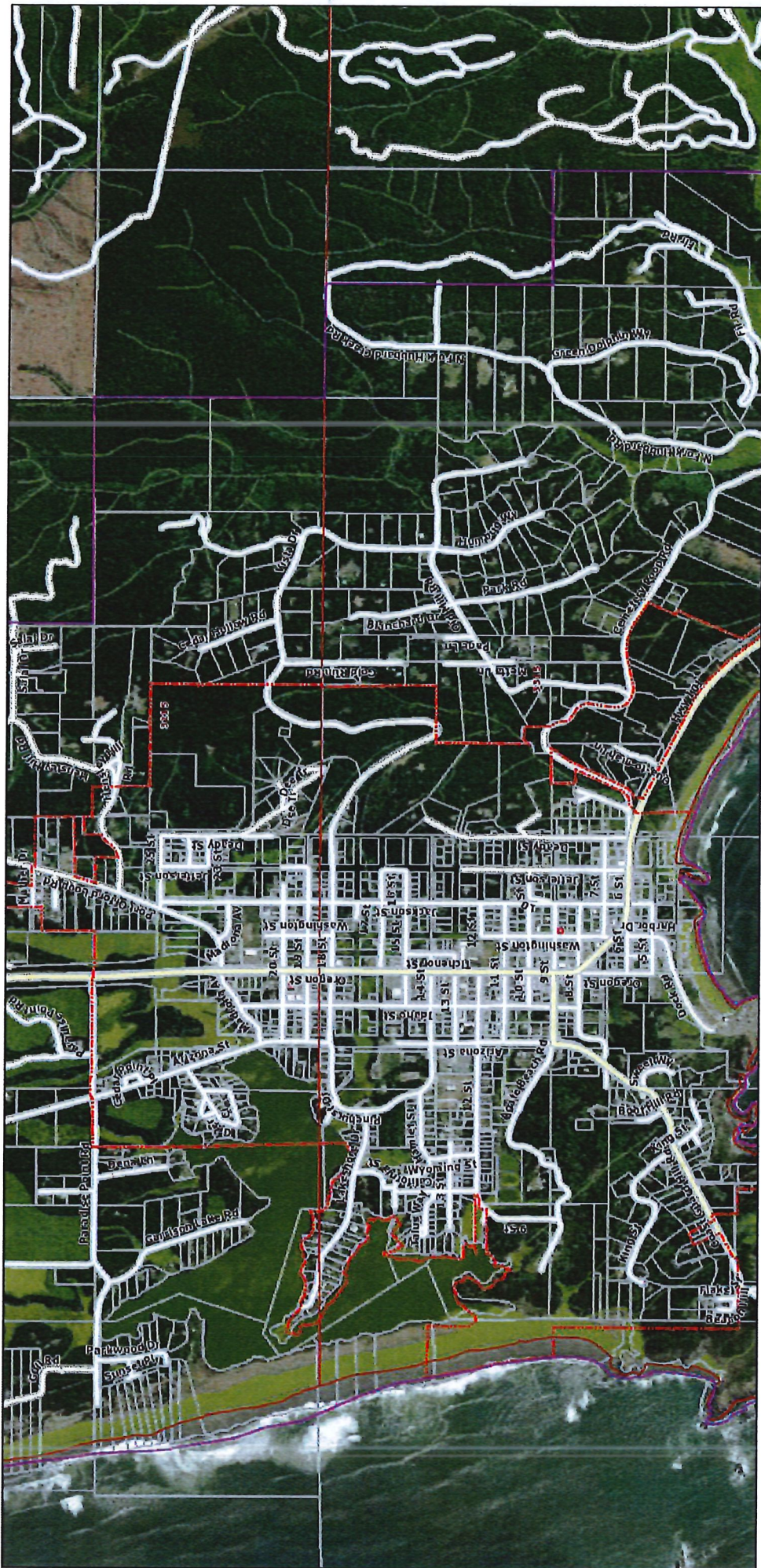
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- High Resolution 60cm Imagery
- High Resolution 30cm Imagery
- Citations
- 4.8m Resolution Metadata
- Highways (1)
- Townships
- Counties
- Wellands (NW)
- Parcels
- City Limits
- Urban Growth Boundary
- All Roads

The information on this map was derived from digital databases from the Curry County regional geographic information system by LCOG. Care was taken in the creation of this map, but is provided "as-is". Curry County and LCOG cannot accept any responsibility for errors, omissions or positional accuracy in the digital

Bureau of Land Management, State of Oregon, State of Oregon
 DOT, State of Oregon GEO, Esri Canada, Esri, HERE, Garmin,
 USGS, METNESA, EPA, USDA, Mexar

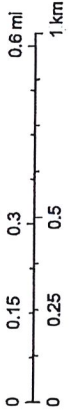
Created by LCOG for Curry County

Curry County Web Map



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- All Roads
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- Townships
- City Limits
- Urban Growth Boundary
- Counties
- Wetlands (NW)

Bureau of Land Management, State of Oregon, State of Oregon
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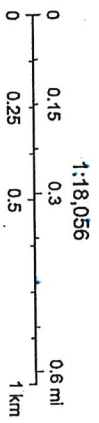
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Curry County Web Map



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- City Limits
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- Countries
- Wetlands (NWI)



Bureau of Land Management, State of Oregon, State of Oregon
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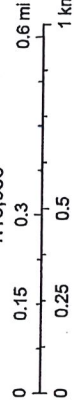
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Curry County Web Map



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- World Imagery
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- Citations
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- Highways (1)
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 Created by LCOG for Curry County



CITY OF PORT ORFORD

♦ 555 W. 20th St. ♦ P.O. Box 310, Port Orford, OR 97465 ♦ Ph: 541-366-4568 ♦ fx: 877-281-5307 ♦

August 12, 2022

Curry County Board Commissioners

Re: Port Orford Urban Growth Boundary Proposed Code Changes and Proposed STR Regulations

To whom it may concern:

Thank you for all the hard work in updating the land use regulations throughout the County. However, the City of Port Orford has concerns about the proposed code changes to the R-2 zone in the Urban Growth Boundary. Unlike Gold Beach and Brookings, Port Orford has an unusually large Urban Growth Boundary that actually 2 times larger than the City. Therefore, increasing the density in the Urban Growth Boundary will have significant strain on the City's resources. As an example, when new homes are constructed in the Urban Growth Boundary they usually go on well and septic services. However, even if they are on a well they are still pulling from essentially the same water source as the City, Hubbard Creek.

Additionally Port Orford's Urbanization policy states to add housing inside the City limits before expanding into the Urban Growth Boundary. If we fill in the City limits it will help provide more local housing and increase revenue throughout the City. Currently there are many empty lots and houses within City limits that would allow for increased density inside City limits before we expand to the Urban Growth Boundary.

As we are all aware Short Term Vacation rentals have been under the microscope the past few years and the City of Port Orford Planning Commission is in the process of setting regulations in place thru our Business License code instead of Land Use regulations like Curry County. A few of the regulations that the Planning Commission has suggested are:

- 1) Placing a Cap on the total number of Vacation rentals within the Urban Growth Boundary.

- a. The Port Orford Planning Commission is suggesting 1% of total
- 2) Business Licenses will be Non-transferable.
 - a. Currently in the Curry County proposed text amendments in section 4.340 Short Term Rental Permit Required item 6 states “The short-term rental land use permit is transferrable to a new owner.”
- 3) Vacation Rental Location Distance Limitations.
 - a. Coos County states the “Establishment of a vacation rental within 300 feet of an existing vacation rental is prohibited”.

Thank you for taking the time to review our concerns. The Port Orford City Council and residents of Port Orford are open for discussion and would appreciate the opportunity to work with the Curry County Board of Commissioners on any and all regulations that impact the City of Port Orford.

Sincerely,

DRAFT

City of Port Orford

CITY COUNCIL AGENDA DOCUMENTATION

Date: 08/12/2022

SUBJECT: Water Curtailment

ITEM NO: 4.

The Water Curtailment Ordinance was passed in the February 2022 meeting. There was a lot of discussions and research done before it took effect. However, we feel that there has been some misunderstanding about it, reasons for it and how the penalties are calculated.

In August of 2021 our dam started to leak at the Hubbard Creek impound. This leak was estimated to be about 100-200 gallons a minute and with the impound already low last year we needed to work on a fix. Besides getting estimates and parts we needed an additional way to save water. Therefore we looked and found that in our Water Master Plan from November 2014 a Water Curtailment plan is suggested to put into place. Also OAR 690-410-0060 policy states "This policy requires major water users and suppliers to prepare a water management and conservations plan". Having a curtailment plan in place could not only benefit the community in the long run but it could also help us with obtaining future grants and or possible bonds.

In order to calculate what the Average Annual Consumption by zone is we run a report that shows what the total meter consumption is and the total number of bills over that period and then we can calculate the average consumption per bill per zone. On page 13 I have copies of the last page of the report as an example. During the 12 months between July 2021 and July 2022 the average Residence in Port Orford Used 2,705 gallons per month. Then we multiple 2,705 by 2 which is 5,410. Therefore if the residence goes over the 5,410 gallons in that month penalties will be added to the bill.

It also states that the penalty rate is 2 times the normal rate. Therefore, the penalty rates are \$16.20, \$20.32, \$22.40 and \$24.46. As an Example someone used 5,980 gallons so they went over 570 gallons. The procedure to calculate the penalty is: $(570/1000)*16.20 = \$9.23$.

SUBMITTED BY:

Jessica Ginsburg

Jessica Ginsburg, City Administrator

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Consumption Summary Report

Average Summaries

City of Port Orford

Consumption Test Based on: Average Consumption

Consumption Period

From: 07/2021

Consumption To Use: Billed Consumption

To: 07/2022

Account Class Summaries

Account Class Code - Description	Total Billed Consumption	Total Meter Consumption	Number of Bills	Average Billed Cons.	Demand Consumption	Unbilled Consumption
Range 1 From: -999999999						
Range 1 To: 999999999						
12A - 12 UNIT APT	360490	360490	12	30041		0
14A - 14 UNIT APT	335090	335090	12	27924		0
3PX - 3-PLEX	420870	420870	47	8955		0
6AP - 6 UNIT APT	199740	199740	15	13316		0
CH - CHURCH	402950	402950	96	4197		0
COM - COMMERCIAL	5086150	5086150	622	8177		0
DUP - DUPLEX	331960	331960	86	3860		0
EAT - RESTAURANT	751511	751511	91	8258		0
NC - NO CHARGE CITY OWNED	1314700	1314700	122	10776		0
OUT - OUTSIDE CITY	334240	334240	120	2785		0
PRK - PARKS	9780	9780	13	752		0
RES - RESIDENTIAL	18552093	18552093	6859	2705		0
RV - RV PARKS	1350410	1350410	51	26479		0
SCH - SCHOOL	166280	166280	24	6928		0
Sub Totals for Range 1 -999999999 - 999999999:	29616264	29616264	8170	155154		0

ORDINANCE NUMBER 2022-04

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF PORT ORFORD

The Common Council of the City of Port Orford hereby ordains that the following Ordinance 2022-04 be adopted for Water Curtailment

CHAPTER 13.05

SECTIONS:

13.05.010	Title
13.05.020	Purpose
13.05.030	Definitions
13.05.040	Application of Procedure
13.05.050	Levels of Concern
13.05.060	Regulation of Water usage During Level of Concern Conditions
13.05.070	Nonessential Residential Water Use
13.05.080	Nonessential Commercial or Industrial Use
13.05.090	Gutter Flooding
13.05.100	Regulation of Applications for New Water Services
13.05.110	Penalty
13.05.120	Variances

This chapter, together with the any amendments codified in this chapter, shall be known and may be cited as the City of Port Orford Water Curtailment Code and will be referred to herein as "this code".

13.05.020 - Purpose:

The City hereby declares that water shortage emergency condition exists in the City of Port Orford when the Hubbard's Creek holding pond and/or treated water holding tank is below standards set by the Public Works Supervisor. City Administrator and the Public Works Supervisor acknowledges that during such times of low water supply the ordinary demands and requirements of water consumers cannot be satisfied without depleting the water supply of the City to the extent that there would be insufficient water for human consumption, sanitation, fire protection and aquatic life protection.

In order to conserve the water supply for the greatest public benefit with particular regards to domestic use, sanitation, fire protection, safety, and aquatic life protection, the City adopts the following regulations and restrictions on the delivery and consumption of water during drought conditions.

measures shall remain in effect until the stream flow has increased above trigger level for a continuous 24 hours as verified by the Public Works Supervisor and or City Administrator or the treated water tank is 15 feet or greater.

The Penalty provisions for the Ordinance will not be enforced unless and until public notice has been posted in at least three (3) public places or notice has been published in the local newspaper after the first confirmation of Second, Third or Fourth Level of concern conditions, evidenced by the measurement in Hubbard's Creek Holding Pond and the treated water holding tank. Notice shall be republished for each separate occurrence of Second, Third, or fourth level of concern conditions following a non-drought period.

13.05.050 –Levels of Concerns:

There are four levels of concern depending on the levels in Hubbards Creek and or the treated water tank.

13.05.060 – Regulation of Water usage During Level of Concern Conditions:

- 1) First Level of Concern: Conditions, persons and customers are requested to voluntarily reduce their water use. The City may issue a formal or informal request for such reduction, including a summary of the water level condition, the reason for the requested curtailment, and a warning that mandatory curtailment will be required if the voluntary measures do not sufficiently reduce water usage by 20% within 30 days.
- 2) Second Level of Concern: Conditions, no person or customers shall sprinkle, water or irrigate any shrubbery, trees, lawns, grass, ground covers, plants, vines, , flowers, or any other vegetation, except as follows:
 - a. Irrigation, sprinkling, and/or watering is only permitted by residences west of Hwy 101 on even numbered calendar days.
 - b. Irrigation, sprinkling, and or watering is only permitted by residences east of Hwy 101 on odd-numbered calendar days.
- 3) Third Level of Concern: Conditions, no person or customer shall sprinkle, water, or irrigate any shrubbery, trees, lawns, grass, ground covers, plants, vines, flowers or any other vegetation. Direct hand watering of food producing plants (herbs, fruit, and vegetable) shall be permitted.

- 4) Fourth Level of Concern: conditions, there is imposed on persons and customers a mandatory reduction in water usage as follows:
- a. No person or customer shall sprinkle, water, or irrigate any shrubbery, trees, lawns, grass, ground covers plants, vines, flowers or any other vegetation.
 - b. For residential customers, the City may issue a maximum daily allotment for water use per meter. A person or customer who exceeds the maximum daily allotment shall be subject to the penalty provisions of the Ordinance.
 - c. The City may require the use of shower flow restrictors, toilet damming devices, or other water conservation devices.
 - d. Bulk water sales shall be suspended.

13.05.070- Nonessential Residential Water Use: The following residential water uses are hereby determined to be nonessential and are prohibited during Second, Third and Fourth Level of Concern Conditions.

- 1) The use of water to wash any motor bike, motor vehicle, boat (excluding Commercial Fishing Vessels), trailer, or airplane, except when such water is used at a commercial washing facility;
- 2) The use of water to wash down any sidewalk, walkway, driveway, parking lot, tennis court or other hard-surfaced area, or any building or structure;
- 3) The use of water to fill, refill or add to any indoor or outdoor swimming pool, Jacuzzi pool, except for the following: neighborhood fire control purposes, where the pool has a recycling water system and evaporative cover, or where the use of the pool is required by a medical doctor's prescription; and
- 4) The use of water in a fountain or pond for aesthetic or scenic purposes, except where necessary to support aquatic life.

13.05.080 – Nonessential Commercial or Industrial Use: During Second, Third and Fourth level of concern conditions, the following commercial and/or industrial water uses are hereby determined to be nonessential and are prohibited:

- 1) Serving City water for drinking at a restaurant, hotel, café, cafeteria, or other public place where food is sold, served, or offered for sale, to any person unless requested by such person;
- 2) The use of water for scenic or recreational ponds and lakes, except for the minimum amount required to support aquatic life;
- 3) The use of water from hydrants for constructions purposes, fire drills, or any purpose other than fire-fighting;
- 4) The use of water for dust control.

13.05.090 – Gutter Flooding: No person or customer shall cause water to run to waste in any gutter or drain during a Second, Third, or Fourth level of concern.

13.05.100 – Regulation of Applications for New Water Services: No new, additional, further expanded or increased-in-size water services connections, meters, services lines, pipeline extensions, mains, or other water service facilities of any kind shall be allowed, approved or installed during a Second, Third, or Fourth Level of Concern.

13.05.110 - Penalty: The following penalty provisions apply to violations of this Ordinance:

- 1) Penalties for violating this Ordinance shall be cumulative in that they me be in additional to, not in lieu of, other penalties, remedies, or surcharges established by this chapter.
- 2) Second Level of Concern: Any Customers who exceed usage two (2) times the annual average of water usage in their designated zone shall pay a surcharge of two (2) times the rate for water delivered in excess of the average volume.
- 3) Third Level of Concern: Any customers who excess two to four (2-4) times the annual average of water usage in their deisgnated zone shall pay a surcharge of three (3) times the rate for water delivered excess of the average volume.

- 4) Fourth Level of Concern: Any Customers who exceeds four (4) and over the annual average of water usage in their designated zone shall pay a surcharge of four (4) times the rate for water delivered in excess of the average volume.

13.05.120 -Variances: The City Administrator may, in writing, grant temporary variances for prospective uses of water otherwise prohibited after determining that due to unusual circumstances, failure to grant such variances would cause an emergency condition affecting health, sanitation or fire protection.

The City Council shall ratify or revoke any such variance or adjustment as its next scheduled meeting. Any such variance or adjustment so ratified, may be revoked by later action of the City Council.

No such variance shall be retroactive or otherwise justify any violation of this Ordinance occurring prior to issuance of said temporary variance.

The foregoing ordinance was enacted by the Common Council of the City of Port Orford this 17th day of February 2022 and effective the _18th day of February 2022 by the following vote:

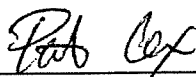
DATED :

Passed or Failed by the following Roll Call Vote

Yes: Garratt, Pogwizd, Burns, Tidey, Kessler and LaRoche

No: _____

Passed 6_____ Failed 0_____



Mayor Pat Cox

ATTEST:



Jessica Ginsburg, City Recorder

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City of Port Orford
CITY RIGHT-OF-WAY USAGE LICENSE
City Ordinance Chapter 12.21

Licensee Information: Date: 6-8-22
 Name: Coast Community Health Phone: 541-347-2529 (cell) 541-670-2248
 Address: 1010 SE 1st St Signature: [Signature]
 Parcel ID: 02-07111
 Property location: 1317 Tichenor Ave. P.O.

Assessor's Map#: _____ Lot#: _____

Description of Improvements: Asphalt Driveway / Street Overlay
Place 3' Compacted asphalt 10ft in gravel
Parking Area - 6' x 20' - Attach to Public Street on Tichenor Ave

Agreements:

1. Licensee confirms they are the owner of the property adjacent to the City's right of way.
2. Licensee agrees that this license is personal to the licensee, non-transferable and may be revoked by the City of Port Orford at any time and without cause in licensee's favor.
3. Licensee agrees that the use of the City's right of way is limited to the specific use authorized by this license.
4. Licensee shall notify in writing any purchaser of the property of this license.
5. Licensee shall have all utilities and property lines located and marked at the licensee's expense before submitting permits. (Utility locate service 1-800-487-2243)
6. The City of Port Orford reserves the right to modify, suspend, or terminate this license at any time without cause if the licensee fails to comply with the terms of the license or if the licensee fails to maintain the right of way in accordance with the City of Port Orford's standards. The City of Port Orford reserves the right to suspend or terminate this license if the licensee fails to maintain the right of way in accordance with the City of Port Orford's standards. The City of Port Orford reserves the right to suspend or terminate this license if the licensee fails to maintain the right of way in accordance with the City of Port Orford's standards.
7. HOUSING DEPARTMENT ADVICE: Licensee agrees to the following conditions: The license is valid for the duration of the license and may be renewed. The license is non-transferable. The license is subject to the City of Port Orford's standards and regulations. The license is subject to the City of Port Orford's standards and regulations. The license is subject to the City of Port Orford's standards and regulations.

City of Port Orford, 1000 13th St, Port Orford, OR 97130

John Isadore PW Super. approved
 If repairs to water line is needed, the city
 will not be responsible for asphalt repairs

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**KNIFE RIVER
MATERIALS**
AN MDU RESOURCES COMPANY
COAST OPERATIONS

PO BOX 1720, Coos Bay, OR 97420
Telephone (541) 269-1915 Fax (541) 269-5725

CCB #056603

July 12, 2022

Coast Community Health Center
Attn: Richard Gray
1010 1st Street SE #110
Bandon, OR. 97411

RE: Parking Lot Paving @ 1332 Tichenor St. Port Orford, OR.

Listed below is a description of the work and a price on the above noted project:

Prep and Pave (Base Bid)

Approx. 7,000 SF

- Mobilization of tools & equipment required to perform the work.
- Traffic Control.
- Excavate approx. 3" of the existing subbase to allow for the placement of asphalt. (approx. 65 CY)
- Finish grade and re-compact existing subgrade.
- Place 3" compacted asphalt lift (Approx. 140 Tons)

Total Price \$30,758.00

Additional Notes:

- Due to subbase being placed by Others, it is assumed after the prep for asphalt placement there will be a minimum of 6" of subbase still in place. Anything less than this could result in asphalt failure, which KRM is not responsible. If there is less than 6" of subbase and the Owner chooses to have the parking lot over excavate to a total depth of 9" and add the minimum 6" of aggregate base, add \$14,787.00 to the above price.

Exclusions:

- Private Utility Locates / relocations or repairs due to unidentified private utilities
- All permits that might need to be obtained from local, city, state and federal agencies.
- All testing requirements that may be required.
- Surveying and staking.
- Power, water, cable, and sewer utilities.
- Buy/Haul of any aggregate base.
- Over excavation of unsuitable materials.
- Weed prevention or control measures. Owner is responsible for all weed mitigation and removals and maintenance.
- Striping and signage
- Seal coat, sand sealing, blotter, etc.
- Drainage infrastructure of any kind.
- Landscape remediation or repair due to construction activities
- All concrete work

The ODOT Asphalt Oil Index for July 2022 is \$741.00 per ton. Knife River Materials reserves the right to increase or decrease the above price based on the ODOT Asphalt Oil Index for the month in which the Asphalt Mix is picked up at the Davis Slough Asphalt Plant. Listed below is the formula used to calculate the Asphalt Oil Escalation and the descriptions the factors.

$$\text{Asphalt Oil Escalation} = (\text{MACMP} - \text{Base Price}) \times 6.2\% \times (\text{Quantity Used})$$

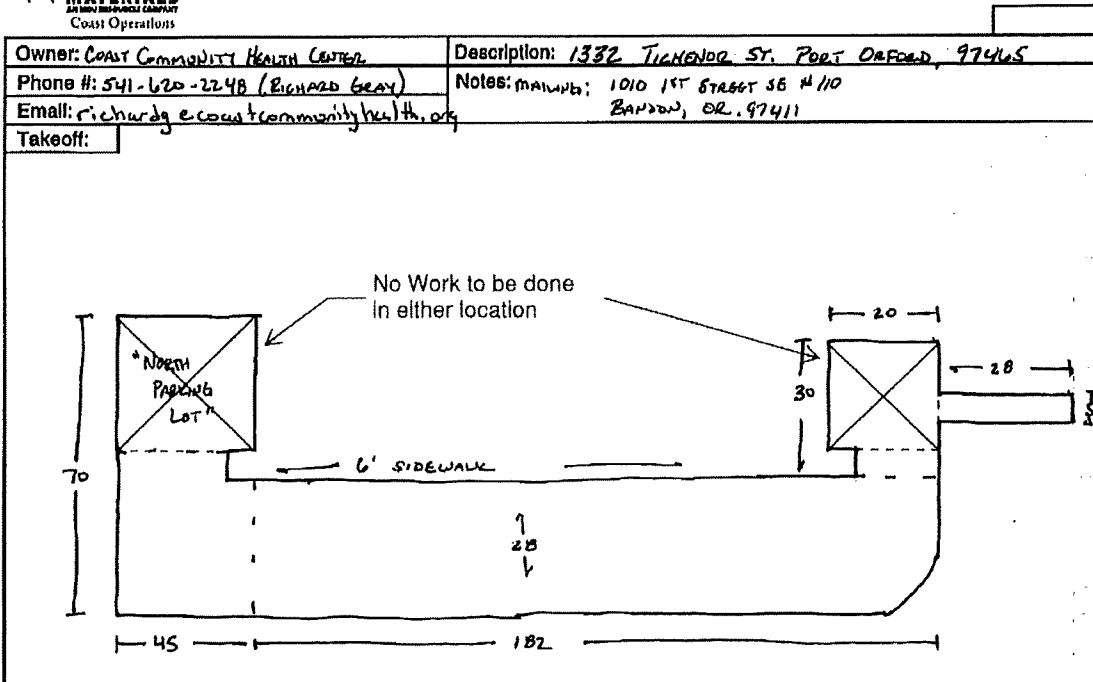
- *MACMP = Monthly Asphalt Cement Material Price*
- *Base Price = Liquid Asphalt Price for Month Project was Bid*
- *6.2% = Percent of Liquid Asphalt in Level 2 ODOT Mix Design*
- *Quantity = Actual quantity of Asphalt used on project in tons*

This quotation is valid for 30 days, in which a contract must be received and signed. If not received within 30 days from the quotation date, Knife River Materials reserves the right to adjust prices due to fuel/material, and equipment cost increases.

Credit terms: 50% down prior to beginning work, final payment for materials and services are due by the 10th day of the month following the month in which the material and services were made. If unpaid by the 25th of the month, the account is considered delinquent and Knife River Materials may take all steps necessary to collect the account. A monthly service charge of 1-1/2% per month (18% per annum) will be paid on balances which are past due. In the event any account is not fully paid when due, Buyer agrees to pay upon demand, expenses and fees reasonably incurred in collecting the balance due, whether or not a legal action is filed. Such expenses shall include, but are not limited to, attorney fees and other professional fees incurred in the collection process. If legal action is instituted, Buyer shall be liable for all fees, costs, and expenses awarded by the trial court or by any appellate court.

Knife River Materials would like to thank you for the opportunity to quote this project. If there are any questions regarding this proposal, please contact our office.

Thank you,
Cody Everetts
Small Jobs Estimator/Project Manager



City of Port Orford
P.O. Box 310, Port Orford, OR 97465
(541) 332-3681

CITY RIGHT-OF-WAY USAGE LICENSE

City Ordinance Chapter 12.24

Licensee Information:

Date: 7/7/22

Name: Michael Shields/Jess VanLevern Phone #: 240-205-9115/808-269-7894

Address: 1621 Jackson St. Signature: 

Property location:

Street location: 1621 Jackson St. Assessors Map: _____ Lot#: 331505AA02300

Description of Improvements: Attach Drawings / Plans if available:

We would like to build a 24ft long fence, about 6' off the road, in between our driveway and the street. Currently, pedestrians and drivers have a clear view from street level directly into our living room and bed room.

Agreements:

- Fence would be cedar boards with pressure treated posts and rails.
1. Licensee confirms they are the owner of the property adjacent to the City's right of way. Fence would be
 2. Licensee agrees that this license is personal to the licensee, non-transferable and may be revoked 7ft tall. by the City of Port Orford at any time and without notice to licensee.
 3. Licensee agrees that the use of the City's right of way is limited to the specific use authorized by this license.
 4. Licensee shall notify in writing any purchaser of the property of this revocable license.
 5. Licensee shall have all utilities and property lines located and marked at licensee's expense before submitting permit. (Utility locate service 1-800-332-2344)
 6. The City of Port Orford reserves the right to remove any ground cover, landscaping or structures without compensation to licensee/property owner for utility installation/repair, Street maintenance/repairs, Street widening, Sidewalk construction and/or any other Street improvements, Right-of-way maintenance or any other actions deemed necessary by the City of Port Orford.
 7. HOLD HARMLESS CLAUSE: The licensee agrees that their performance under this license is at their own sole risk and that they shall indemnify the City of Port Orford, its agents and employees and hold harmless from any and all liability for damages, costs, losses and expenses resulting from, arising out of, or in any way connected with this license and from any loss arising from the licensee's use of the property, or from the licensee's failure to perform fully hereunder, and the licensee further agrees to defend the City of Port Orford, its agents, and employees, against all suits, actions or proceedings brought by any third party against them for which the license holder would be liable hereunder.
 8. If applicant disagrees with the action of City Staff, an appeal may be filed with the City Council within 14 days of the action, or the decision becomes final.
 9. Criteria that will be used to evaluate proposed right of way use:
 - A. Potential impact on existing utilities (water, sewer, storm water, etc.) including potential future maintenance requirements for those utilities.
 - B. Will the proposed use negatively impact visibility for traffic on adjoining roadways?
 - C. Are there any other potential public safety concerns?
 - D. Will the proposed use be likely to create negative visual impact on adjoining properties?
 - E. Will the proposed use impact any other existing uses?
 - F. Is granting the ROW usage license in the public interest?

OFFICE USE ONLY

Public Works Review

Name: Sam Isadore Title: PW Super. Date: 8/9/2022

Recommendation: Approve: _____ Approve with conditions: _____ Deny: X

Conditions Fence need to be installed on property

Police Department Review

Name: _____ Title: _____ Date: _____

Recommendation: Approve: _____ Approve with conditions: _____ Deny: _____

Conditions: _____

City Administration Review and Final Decision

Name: _____ Title: _____ Date: _____

Recommendation: Approved: _____ Approved with conditions: _____ Denied: _____

Conditions: _____

If Applicant disagrees with City Administration Review and Final Decision, the matter may be appealed to the City Council. Appeals must be in writing and requested within 30 days of the final administrative decision, or the decision becomes final.

In order to have standing to appeal, you must be the applicant, an adjoining property owner, or and an adversely affected citizen of the City of Port Orford.