

Supplemental Memo



Memo Date: April 24, 2007

Hearing Date: May 15, 2007 (Continued from April 10, 2007)

TO: Board of County Commissioners

DEPARTMENT: Public Works Dept./Land Management Division

PRESENTED BY: BILL VANVACTOR, COUNTY ADMINISTRATOR
KENT HOWE, PLANNING DIRECTOR

AGENDA ITEM TITLE: In the Matter of Considering a Ballot Measure 37 Claim and Deciding Whether to Modify, Remove or Not Apply Restrictive Land Use Regulations in Lieu of Providing Just Compensation (PA06-7127, Defoe3)

BACKGROUND

Applicant: Mary E. Defoe Romans

Current Owner: Mary E. Defoe Romans

Agent: Ronald Major Defoe

Map and Tax lot(s): 16-04-34-500

Acreage: Approximately 30 acres

Current Zoning: E30 (Exclusive Farm Use), /FP (Floodplain Combining Zone), /CAS (Commercial Airport Safety Combining Zone)

Date Property Acquired: June 3, 1955 (WD #92282)

Date claim submitted: November 29, 2006

180-day deadline: April 10, 2007

Land Use Regulations in Effect at Date of Acquisition: Unzoned;

Restrictive County land use regulation: Minimum parcel size of thirty acres and limitations on new dwellings in the E30 (Exclusive Farm Use) zone (LC 16.212) as well as the regulations and standards found within the /FP (Floodplain Combining Zone) of LC 16.244, and the /CAS (Commercial Airport Safety Combining Zone) of LC 16.245.

This claim was originally heard on April 10, 2007. The Board continued the discussion of this claim to the May 15, 2007 public hearing in order to allow the claimants time to submit additional information and have the Board reconsider the recommendation. The Board requested all new information to be submitted to Lane County by April 24, 2007.

ANALYSIS

No supplemental evidence has been submitted into the record by the claimant since the public hearing on April 10, 2007.

CONCLUSION

There is insufficient evidence to determine the validity of this claim.

RECOMMENDATION

If additional information is not submitted at the continued hearing on May 15th, 2007; the County Administrator recommends the Board direct him to deny the claim.