

City of Milwaukie  
PLANNING COMMISSION MEETING

September 21, 1971

The regular meeting of the Milwaukie Planning Commission was held on the 21st day of September, 1971, in the Council Chambers. The meeting was called to order by Robert Kennedy, Vice-President, at 8:00 p.m.

Members present: Robert Kennedy Allan Jones Richard Nase  
John Foster Fred Liddell Evan Whitaker

Members absent: Dan Croft (excused)

Also present: Max Thompson, Ass't. City Mgr. Donald Graf, Mayor  
J. Wayne Daigle, Dir. Pub. Works Michelle Eaton, Secretary  
Roger Mundorff, City Attorney

IT WAS MOVED by Jones, seconded by Whitaker, to approve the minutes of August 17, 1971. MOTION CARRIED and so ordered.

VARIANCE REQUESTS

VR-71-5 Lester Paeper, applicant. Request to change portion of rear yard set back in R-7 (Single Family Residential) Zone at 1225 - 46th (Lot 4, Block 1, Martin Heights)

Staff report from Max Thompson was given. John F. Wright, 1225 - 46th Street, presented a petition signed by his neighbors stating they had no objection to the variance request. IT WAS MOVED by Liddell, seconded by Foster, to allow VR-71-5. MOTION CARRIED and so ordered.

VR-71-6 Cinderella Homes, applicant. Request to change front and rear yard set backs in R-7 (Single Family Residential) Zone at corner of 40th and Hazel (east 60 feet Lot 1, north 1/2 Lot 2, Block 4, Plimpton Tracts)

Mr. Nase asked to be excused while the Commission considered this variance request. Staff report from Max Thompson was given. The Commission directed questions to Mr. Nase concerning the acceptance of revisions of the variance request. IT WAS MOVED by Jones, seconded by Whitaker, to accept the request for variance with the adjustment of moving the building eastwardly to a front yard set back of 16 feet, thus granting a variance of 4 feet on the front yard and 4 feet on the rear yard, so long as a 20 foot driveway is maintained. MOTION CARRIED and so ordered. IT WAS MOVED by Foster, seconded by Liddell, to amend the motion to move the building 4 feet to the north, thus giving 16 foot yards on all sides. MOTION CARRIED and so ordered.

PUBLIC HEARINGS

C-71-10 Linda Lou Brinkman, applicant. Request for day nursery in R-7 (Single Family Residential) Zone at 436 - 36th Street (Tax Lot 900, T1S, R1E, Section 25DC).

Public hearing was opened at 8:40 p.m., with notices mailed as required. Staff report from Max Thompson was given.

Speaking in favor: Linda Lou Brinkman, applicant  
Mrs. Fred Rush, 435 - 36th

No person spoke in opposition. Hearing was declared closed at 8:45 p.m. There was discussion concerning parking, traffic, delivery area, toilet facilities, number of children to attend, length of sessions, and zoning. IT WAS MOVED by Whitaker to table this item until the regular October meeting, taking into consideration the health and safety aspects. MOTION DIED for lack of a second. IT WAS MOVED by Foster, seconded by Whitaker, to deny C-71-10. AYES: Whitaker, Foster, Nase. NOES: Jones, Liddell. MOTION CARRIED and so ordered. IT WAS MOVED by Foster, seconded by Whitaker, that staff submit an outline of standards for this type of operation and how other City codes may be affected at the next regular meeting. MOTION CARRIED and so ordered.

C-71-11 Lloyd L. Buttolph, applicant. Request for commercial recreation in C-L (Limited Commercial) Zone at 1039 S. E. McLoughlin (Tax Lot 2500, T1S, R1E, Section 35AA)

Public hearing was opened at 9:30 p.m., with notices mailed as required. Staff report from Max Thompson, recommending denial, was given.

Correspondence: Portland Traction Company, requesting notification of results.

Speaking in favor: Lloyd L. Buttolph, applicant

No person spoke in opposition. Hearing was declared closed at 9:45 p.m. IT WAS MOVED by Whitaker, seconded by Liddell, that C-71-11 be denied on the basis of traffic and parking problems, as recommended by staff. MOTION CARRIED and so ordered.

CONSIDERATION

Brod & McClung-Page Company. Request to build in Flood Hazard Zone.


Staff report from Max Thompson was given, recommending that the request be granted with the following stipulations: 1) building to be type not damaged by flood water; 2) use of building limited to storage of products and materials necessary to the businesses located on the property; 3) contents of building limited

to items not damaged by flood water unless kept one foot above the level of the 100 year flood elevation, and items which would not be a hazard to persons or property from floating away, contamination of air or water or otherwise be dangerous to health and safety. Tom McClung was present. IT WAS MOVED by Whitaker, seconded by Jones, to allow the request, taking into consideration the staff recommendation. MOTION CARRIED and so ordered.

The meeting was adjourned at 10:30 p.m.

  
Robert Kennedy, Vice President

ATTEST:

  
Michelle Eaton, Secretary