



# Josephine County, Oregon

Community Development – Planning Division

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April 20, 2017

## **NOTICE OF DE NOVO EVIDENTIARY APPEAL HEARING** **Before the Josephine County Board of Commissioners**

The Josephine County Board of Commissioners will conduct a de novo (*means completely new*) appeal hearing to review a application decision without a hearing. This hearing will be fully open to the public and anyone interested in testifying or submitting other kinds of evidence may do so. The hearing procedures are governed by Article 31, *Public Hearings*, of the Rural Land Development Code (RLDC). Anyone interested in participating in the hearing should examine or purchase a copy of Article 31 at the planning office (*the basic hearing format is described below*). A copy of the application, all documents and evidence relied upon by the applicant, and the applicable criteria may be inspected at the planning office during business hours without cost. Copies may be purchased. If a staff report is published, it will be available for inspection, without cost, at least seven days before the hearing. Copies of the staff report may also be purchased.

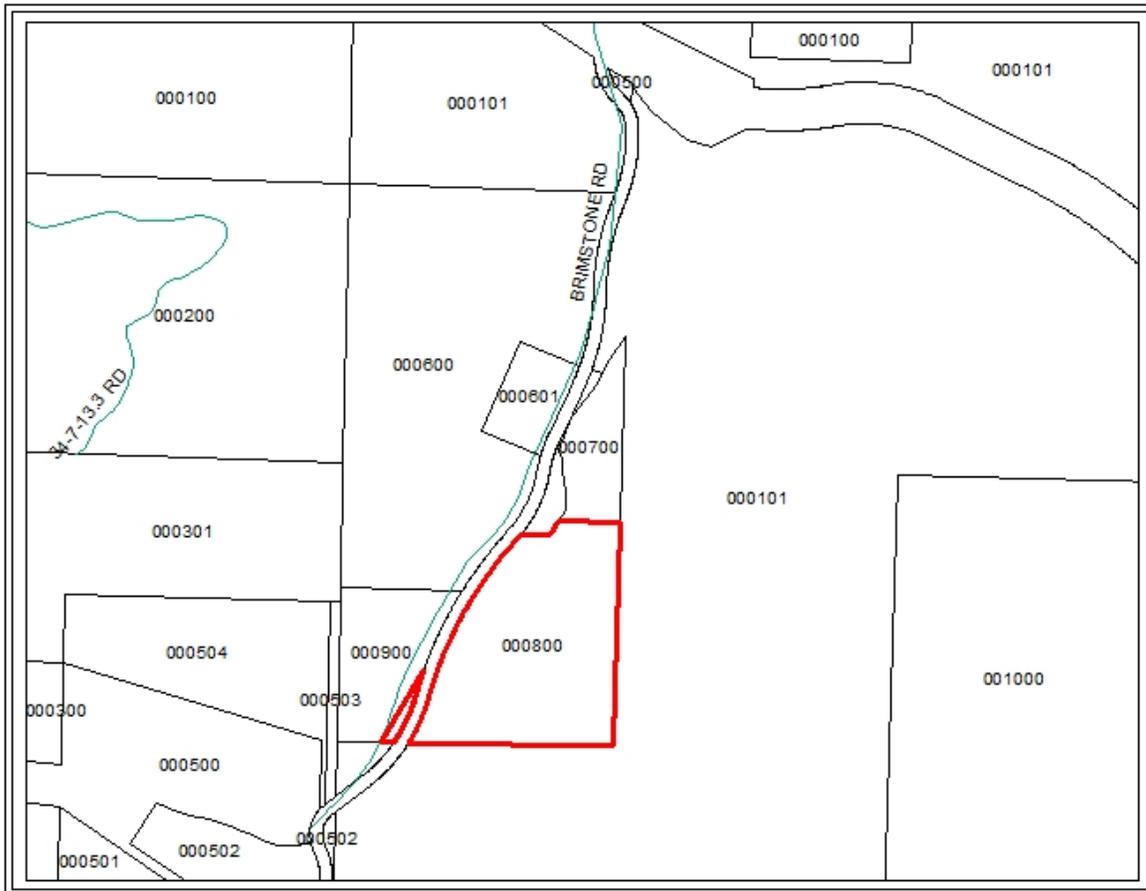
### **APPEAL & HEARING INFORMATION**

<b>APPELLANT:</b>	Brimstone Natural Resources Co.
<b>OWNER:</b>	Brimstone Natural Resources Co.
<b>PROPERTY LOCATION:</b>	Brimstone Gulch Road
<b>ASSESSOR'S LEGAL:</b>	34-06-08, Tax Lot (TL) 800
<b>ZONE:</b>	Forest Commercial (FC)
<b>REQUEST:</b>	Appeal to the Board of County Commissioners to authorize placer mining activities within the riparian corridor of Brimstone Gulch provided the conditions of approval are met and maintained.
<b>CRITERIA:</b>	The criteria ( <i>listed by citation and caption only</i> ) applicable to the request: <i>Rural Land Development Code</i> : Section 72.040.B.2 ~ (Ordinance 2006-001) Link to the Rural Land Development Code: <a href="http://www.co.josephine.or.us/Code.asp">http://www.co.josephine.or.us/Code.asp</a>

**DATE & TIME:** MONDAY, May 15, 2017 ~ 9:00 a.m.

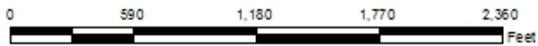
<b>PLACE:</b>	Anne Basker Auditorium Annex of the Courthouse, 600 NW 6 <sup>th</sup> Street, GPO
<b>HEARING:</b>	The hearing is conducted according to Article 31, <i>Public Hearings</i> , of the RLDC. The hearing uses the following format: [1] the Chair explains the hearing procedures; [2] a planner summarizes the request, identifies the applicable criteria and explains the issues; [3] the applicant makes a presentation; [4] others in favor may speak; [5] opponents may speak; [6] the applicant may offer rebuttal; [7] opponents, if allowed, may offer surrebuttal; [8] if requested by the Board, the planner summarizes the request, criteria, and evidence; [9] the Board may question participants and/or involved county staff ( <i>participants may question staff with the Board's permission</i> ); [10] the Board closes the hearing for deliberation and decision.
<b>CONTACT PERSON:</b>	The planner for the application is Jeff Page (541) 474-5420; Email: <a href="mailto:jpage@co.josephine.or.us">jpage@co.josephine.or.us</a> .
<b>APPEAL ISSUES:</b>	Failure to raise an issue at the hearing, in person or in writing, or failure to provide statements or evidence sufficient to afford the Board to respond to the issue, precludes a later appeal on that issue. It is important to clearly and accurately state your issue when you testify at the hearing.
<b>NOTICE:</b>	If you are a mortgagee, lienholder, vendor or seller, state law requires that you <i>promptly</i> forward this notice to the purchaser of the property. (ORS 215.513)
<b>DEADLINE:</b>	Comments to be submitted 'must be in writing' are due no later than <b>5PM May 3, 2017</b> , from the postmark date. If the deadline falls on a weekend, the deadline shall be extended to the following Monday.

# APPEAL



SUBJECT PROPERTY  
BRIMSTONE GULCH ROAD

Streets  
Taxlots



1:9,700



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Date: 4/20/2017