



Josephine County, Oregon

PLANNING

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September 29, 2014

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 decision made by the planning director 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

APPLICANT: Brimstone Natural Resource Co. & John West

LOCATIONS: 291 Dog Creek Road

LEGALS: 34-06-08, TL 101

ZONE: Forest Commercial (FC)

REQUEST: A request to: Approve an aggregate mine operation to crush mine trailing's left in the old Grave Creek channel in the 1930's.

CRITERIA: The criteria (*listed by citation and caption only*) applicable to the request: **Rural Land Development Code:** Section 42.050 ~ Site Plan Review Standards & Criteria; Section ~ 45.030 ~ Conditional Use Standards & Criteria; Section 65.030 ~ Conditional Uses, Mining & Processing of Aggregate; Section 65.060 ~ General Criteria for Conditional Use; Article 91 ~ Standards for Development of Mineral and Aggregate Operations; Section 65.095 ~ Property Development Standards. **County Goals and Policies:** Goal 2 ~ To Conserve and Develop the Forest Lands of Josephine County; Goal 7 ~ Preserve Valuable Limited Resources, Unique Natural areas and Historical Features. **Statewide Goals, Statute, Rules:** Goal 4 ~ Forest Lands; Goal 5 ~ Open Spaces and Historical Areas, and Natural Resources.

DATE & TIME: MONDAY, October 20, 2014 ~ 9:00 a.m.

PLACE: Anne Basker Auditorium Annex of the Courthouse, 604 NW 6th Street, GPO

HEARING: The hearing is conducted according to Article 31, *Public Hearings*, 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 (*participants may question staff with the Board's permission*); [10] the Board closes the hearing for deliberation and decision.

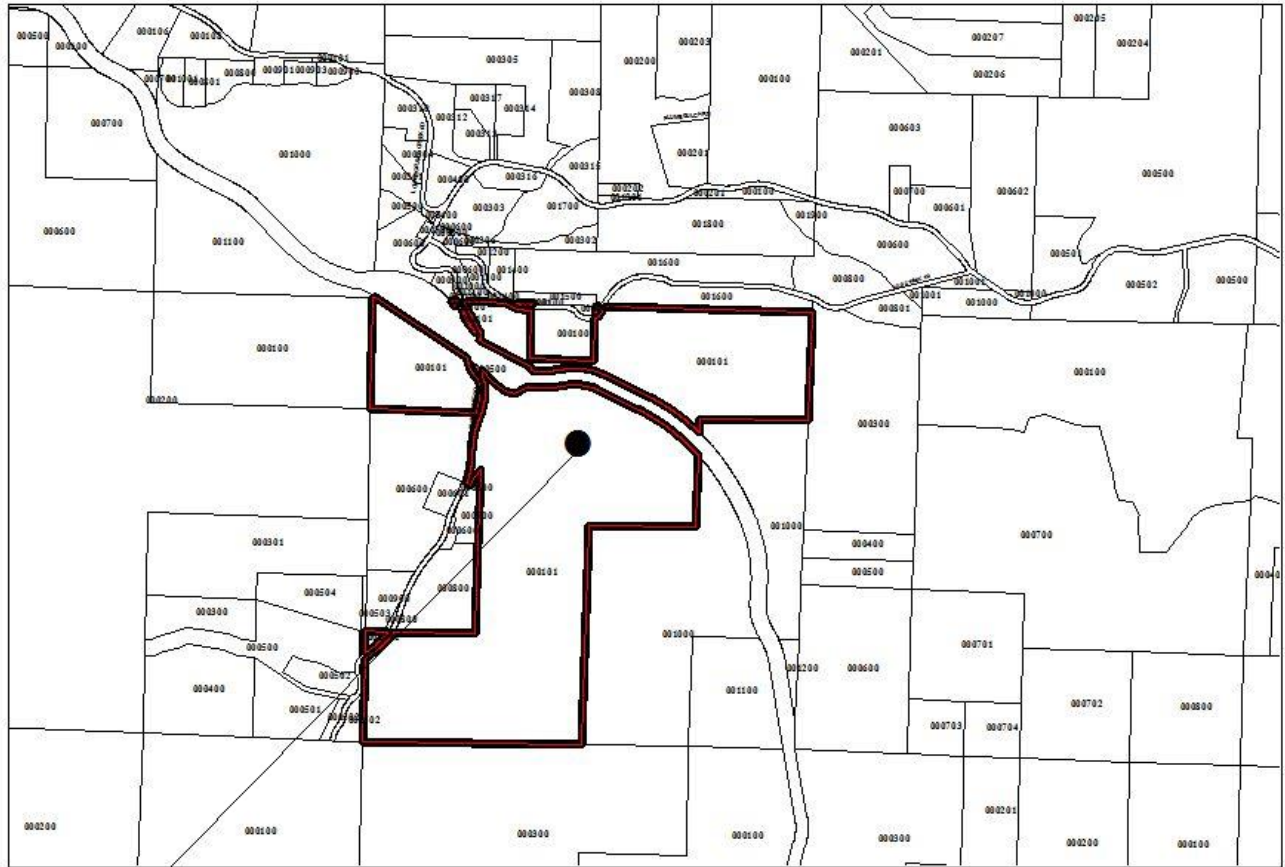
CONTACT PERSON: The planner for the application is Grace Zilverberg, (541) 474-5421, Extension 5427.

APPEAL ISSUES: 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.

NOTICE: If you are a mortgagee, lienholder, vendor or seller, state law requires that you *promptly* forward this notice to the purchaser of the property. (ORS 215.513)

DEADLINE: Comments are due no later than **5PM October 9, 2014.**

CONDITIONAL USE PERMIT TO MINE & CRUSH MINE TRAILING'S



● SUBJECT PROPERTY
291 DOG CREEK ROAD

