



City of Lyons  
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449 5<sup>th</sup> Street  
Lyons, Oregon 97358

**LYONS PLANNING COMMISSION MEETING**  
**May 19, 2009**

**OPEN MEETING 6:00 P.M.**

Mayor Pro-Tem Dan Burroughs, acting as Planning Chair Pro-Tem, called the Lyons Planning Commission Meeting to order at 6:00 P.M. Present were Planning Commissioners Clastine Ritchie and Steven Baldwin. City Manager Mary Mitchell and Assistant City Manager Audrey McNerney attended as staff.

**GUESTS**

Attending as guests were Ed Jones, Lon Conner and Darlene Walker.

Mayor Pro-Tem Burroughs asked that all stand for the Pledge of Allegiance.

**SWEARING IN & DRAWING OF TERMS FOR PLANNING COMMISSION MEMBERS**

Ed Jones and Lon Conner were sworn in as Planning Commissioners by Mitchell. They then drew for positions and terms. After the drawing the members of the City of Lyons Planning Commission, their positions and terms are as follows:

Steven Baldwin	Position #1 1 year, 12-31-09
Lon Conner	Position #2 2 year, 12-31-10
Vacant	Position #3 2 year, 12-31-09

Ed Jones

Position #4  
3 year, 12-31-10

Clastine Ritchie

Position #5  
3 year, 12-31-10

**OPEN HEARING – VARIANCE REQUEST – RAYMOND SINGLETON – 544 BIRCH STREET.**

Chair Pro-Tem Burroughs opened the hearing. McNerney advised Planning Commission that Raymond Singleton had requested a variance from LMC 18.20.010 E.2 which provides that each interior lot side yard for properties located in the SFR (Single Family Residential) Zone shall be a minimum of **5 feet** in depth. 544 Birch Street is located in the SFR Zone. The contactor who constructed the shop building on the above referenced property made an error and placed the power pole 12 inches too close to the property line. As a result the shop was built **4 feet** from the side yard property line which does not meet the City's side yard set back requirement for properties located in the SFR Zone. Because this construction is not in compliance with the City's set back requirement Linn County will not issue its final approval unless the City grants a variance from LMC 18.20.010.E.2. McNerney then presented the staff report setting forth the applicable decision making criteria for the granting of a variance, the relation of the proposal to the criteria, the facts and conclusions. Commissioners Ed Jones and Lon Conner commented that they had viewed the property in question and, after discussion, Chair Pro-Tem Burroughs closed the hearing.

**HEARING CLOSED.**

Jones made a motion to grant the requested variance reducing the side yard set back for 544 Birch Street, Lyons, OR 97358 to 4 feet. Conner seconded the motion. Voice vote. Motion carries.

**MINUTES.** Baldwin made a motion to approve the Minutes of the January 13, 2009 Planning Commission Meeting. Ritchie seconded the motion. Voice vote. Motion carries.

**NEW BUSINESS**

**Medical Hardship Bi-Annual Reviews.** McNerney advised Planning Commission that two years had passed since the following Medical Hardship Permits had been granted and, in accordance with LMC 18.30.103 these permits are up for bi-annual review. Each

of the applicants requesting that their permits for the placement of a temporary hardship manufactured dwelling on their property be extended have paid the required \$10 fee and have proven that the afflicted person(s) still require daily supervision and care.

- **1349 5<sup>th</sup> Street – Anderson.**
- **644 5<sup>th</sup> Street- Griffith.**
- **363 7<sup>th</sup> Street- Givens.**
- **343 Cedar Street – Gurule.**

After discussion Jones made a motion to grant an extension of each the above referenced Medical Hardship Permits for a period of two years. Conner seconded the motion. Voice vote. Motion carries.

There being no further business to come before the meeting. The meeting adjourned at 6:20PM.

Audrey McNerney, Assistant City Manager