



NOTICE OF DECISION AND ORDER
V-22-4

APPLICANT: Yelena Belinskiy

PROPERTY OWNER: Yelena Belinskiy

SUBJECT OF REVIEW: V-22-4, 2 ft reduction to the required 8ft side yard setback on the north side of 1180 S Main Avenue (Taxlot 81028AB00600)

APPLICATION DATE: October 31, 2022

APPLICATION COMPLETE: November 1, 2022

120-DAY DEADLINE: March 1, 2023

APPLICABLE CRITERIA: Warrenton Municipal Code Chapters :
[16.208.050 Type III Procedure \(Quasi-Judicial\).](#)
[16.272 VARIANCES](#)

HEARING AND RECORD: The Planning Commission held a public hearing on December 8, 2022, at which it reached a decision to approve the variance application subject to the following conditions of approval:

1. The containers will be 8 feet from the property line.

Type III decisions are final and effective one day after the appeal period expires. The appeal period is December 12, 2022 through December 26, 2022. **This decision is final and effective December 27, 2022.**

Copies of the complete application are available for review on the City of Warrenton website or by contacting the City of Warrenton: <https://www.ci.warrenton.or.us/ced/page/side-yard-setback-variance-v-22-4>

RIGHT TO APPEAL:

In accordance with Warrenton Municipal Code 16.208.050 2A any person with standing to appeal may appeal the Planning Commission’s Decision by filing a Notice of Appeal according to the following procedures.

1. Time for filing. A Notice of Appeal shall be filed with the Community Development Director within 14 days of the date the notice of decisions was mailed.
2. Content of Notice of Appeal: The notice of appeal shall contain:
 - A. An identification of the decision being appealed, including the date of the decision.
 - B. A statement demonstrating the person filing the notice of appeal has standing to appeal.
 - C. A statement explaining the specific issues raised on appeal.
 - D. If the appellant is not the applicant, a statement demonstrating that the appeal issues were raised during the comment period.
 - E. Filing fee.
3. Scope of Appeal. The appeal of a Type III quasi-judicial decision shall be limited to the specific issues raised during the written comment period or at the public hearing, as provided under Subsection 2D above, unless the City Commission allows additional evidence or testimony concerning any other relevant issue. The City Commission may allow such additional evidence if it determines that such evidence is necessary to resolve the case. Written or oral comments received during the comment period or public hearing will usually limit the scope of issues on appeal. Only in extraordinary circumstances should new issues be considered by the City Commission on appeal of a Type III Quasi-Judicial Decision.

For questions, please contact Jay Blake, Planning Director, City of Warrenton at (971) 286-0798 or cityplanner@ci.warrenton.or.us.


Chris Hayward, Chair
Warrenton Planning Commission

12/12/22
Date

Yelena Belinkiy
1180 S Main Avenue
Warrenton, OR 97146

Ron & Marcy Vellutini
P.O. Box 697
Warrenton, Or 97146

Verification on Oath or Affirmation for Mailed Land-Use Hearing Notices

(WMC 16.208.040.E.2, 16.208.050.C.1.b, 16.208.060.C.2.c.i)

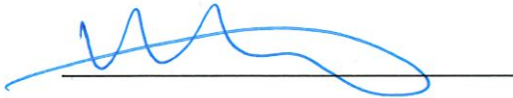
State of OREGON

County of CLATSOP

Signed and ~~sworn~~ to (or affirmed) before me on (date) December 13, 20 22

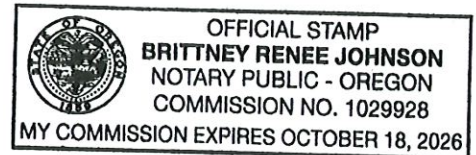
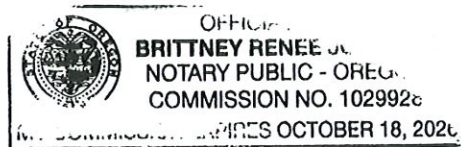
by (name(s) of individuals making statement) Rebecca Sprengeler

that on (date) December 12, 20 22 notice of an upcoming public hearing with the Planning Commission was posted on the property and mailed to the persons who must receive notice as listed in the attached document.



Notary Public – State of Oregon

Official Stamp



Document Description

This certificate is attached to page 3 of a Notice of Decision Order (title/type of document), dated Dec 12, 20 22, consisting of 3 ^{U-22-4} pages.