

MINUTES
FINAL SALEM PLANNING COMMISSION Reviewer: Eachus
November 15, 2022

COMMISSIONERS PRESENT

Ronald Eachus
Kaley Fought
Daisy Goebel
Chane Griggs, President
Lisa Heller
Ian Levin, Vice-President
Michael Slater
Robert Vieyra-Braendle

COMMISSIONERS ABSENT

Dan Augustyn, Excused

STAFF PRESENT

Lisa Anderson-Ogilvie,
Deputy CD Director and
Planning Administrator
Tory Banford, UD Program
Manager
Robert Chandler, Assistant PW
Director
Laurel Christian, PW Planner II
Thomas Cupani, Assistant City
Attorney
Milan Davis, Urban Forester
Seth Lenaerts, UD Program
Manager
Shelby Guizar, Admin Analyst

Note: All attendees were virtual.

1. CALL TO ORDER

President Chane Griggs called the meeting to order at 5:33 p.m.

2. ROLL CALL

Roll was taken and with quorum established, President Griggs proceeded with the meeting.

President Griggs asked for a motion to re-order the meeting.

Motion: Move to re-order the meeting to hear agenda item seven (7), information reports, prior to agenda item five (5), public hearings.

Motion by: Commissioner Levin
Seconded by: Commissioner Slater

Discussion on the motion: None

Vote: Aye: Eachus, Fought, Griggs, Heller, Levin, Slater, Vieyra-Braendle (7)
Nay: 0
Absent: Augustyn, Goebel (2)
Abstentions: 0

Action: Moved to re-order the meeting to hear agenda item 7, information reports, prior to agenda item 5, public hearings.

3. **PUBLIC COMMENT:** This time is available for interested citizens to comment on specific agenda items other than public hearings, deliberations and the merits of land use issues that are reviewable by the Planning Commission at public hearings. Each person's comments will be limited to three minutes.

- None

4. **CONSENT CALENDAR:**

4.1 Approval of Minutes: October 4, 2022 Minutes (Commissioner Levin)
Recommended Action: Approve

President Griggs asked Commissioner Slater if he reviewed the last meeting and if he is prepared to vote on the minutes, Commissioner Slater answered that he would be abstaining.

Motion: Move to approve the minutes.

Motion by: Commissioner Levin
Seconded by: Commissioner Fought

Discussion on the Motion: None

Vote: Aye: Eachus, Fought, Griggs, Heller, Levin, Vieyra-Braendle (6)
Nay: 0
Absent: Augustyn, Goebel (2)
Abstentions: Slater (1)

Action: Moved to approve the minutes.

VOTE:

Yes 6 No 0 Absent 2 (Augustyn, Goebel) Abstain 1 (Slater)

4.2 Resolutions: None

4.3 Action Item: None

7. **INFORMATION REPORTS:**

7.1 Minor Amendment to the West Salem Urban Renewal Area Plan; Seth Lenaerts, Urban Development, slenaerts@cityofsalem.net.

SUMMARY: Minor amendment to the West Salem Urban Renewal Area Plan to align with Oregon Revised Statutes.

Questions or Comments for Staff by Commissioners: None

5. PUBLIC HEARINGS:

Hearings begin no earlier than 5:30 p.m. unless otherwise noted.

5.1 Public Works Code Amendment Case No. CA22-03 for Proposed Amendments to SRC Chapter 86; Laurel Christian, LChristian@cityofsalem.net

President Griggs asked the Commissioners if anyone had ex-parte communications or any conflicts of interest to state into the record. No ex-parte communications or conflicts of interest were declared.

The recorder read the statement of criteria.

SUMMARY: Proposed amendments to Salem Revised Code (SRC) Chapter 86, titled Trees on City Owned Property, to address issues that have arisen after several years of experience with the code and based on feedback received from Council and the public.

Case Manager, Laurel Christian, entered the staff report, supplemental staff report, presentation, and comments into the record.

Commissioner Goebel arrived at 5:38 p.m.

Recommended Action: Adopt the facts and findings of this supplemental staff report with the recommendation that staff make necessary changes to clarify the approval process for removing a city owned tree in conjunction with land use approval and forward the ordinance bill to City Council for a first reading.

President Griggs asked Commissioner Goebel if she had ex-parte communications or any conflicts of interest to state into the record, Commissioner Goebel recused herself from this hearing due to the organization that she works for submitting comments.

Questions or Comments for Staff by Commissioners: Commissioners Eachus, Slater, Levin, Griggs

Testifying Parties: None

President Griggs closed the public hearing at 6:55 p.m.

Motion: Move to adopt the staff recommendation from the supplemental staff report, with inclusions and comments from the Commissioners before hearing at City Council.

Motion by: Commissioner Levin

Seconded by: Commissioner Slater

Discussion on Motion: Commissioners Levin, Griggs, Eachus, Slater

Vote: Aye: Eachus, Fought, Griggs, Heller, Levin, Slater, Vieyra-Braendle (7)

Nay: 0

Absent: Augustyn (1)

Abstentions: Goebel (1)

Action: Motion passes

5.2 Public Works Code Amendment Case No. CA22-04 for Proposed Amendments to SRC Chapters 77, 78, 200, and 803; Laurel Christian, LChristian@cityofsalem.net

President Griggs asked the Commissioners if anyone had ex-parte communications or any conflicts of interest to state into the record. No ex-parte communications or conflicts of interest were declared.

The recorder read the statement of criteria.

SUMMARY: Proposed amendments the Salem Revised Code (SRC) updating Chapters 77 (Permits and Street Improvements), 78 (Sidewalks), 200 (Urban Growth Management), and 803 (Streets and Right-of-Way Improvements) to address issues that have arisen based on experience with the code and based on feedback received from stakeholders involved in development projects and mitigating transportation impacts.

Case Manager, Laurel Christian, entered the staff report, supplemental staff report, presentation, and comments into the record.

Recommended Action: Adopt the facts and findings of this staff report and recommend that the City Council accept first reading of an ordinance bill to amend SRC Chapters 77, 78, 200, and 803.

Questions or Comments for Staff by Commissioners: Commissioners Slater, Fought, Goebel, Griggs, Heller, Eachus

Testifying Parties: None

President Griggs closed the public hearing at 7:42 p.m.

Motion: Move to continue the hearing the public hearing for CA22-04.

Motion by: Commissioner Levin

Seconded by: Commissioner Slater

Discussion on Motion: Commissioners Fought, Eachus, Goebel, Levin, Slater

Motion to Amend: Move to amend the original motion to adopt the staff recommendation without the SRC Chapter 200.

Motion by: Commissioner Slater

Seconded by: Commissioner Levin

Discussion on Motion to Amend: Commissioners Slater, Griggs, Goebel

Vote: Aye: 0

Nay: Eachus, Fought, Goebel, Griggs, Heller, Levin, Slater, Vieyra-Braendle (8)

Absent: Augustyn (1)

Abstentions: 0

Action: Motion fails

Motion to Amend: Move to amend the original motion to adopt the staff recommendation with the exception of the fee-in-lieu provision for staff to bring back to the Planning Commission.

Motion by: Commissioner Slater
Seconded by: Commissioner Levin

Discussion on Motion to Amend: Commissioners Geobel, Eachus, Levin, Slater

Vote: Aye: Fought, Griggs, Levin, Slater (4)
Nay: Eachus, Goebel, Heller, Vieyra-Braendle (4)
Absent: Augustyn (1)
Abstentions: 0

Action: Motion fails

Motion to Amend: Move to re-open the hearing to allow the hearing to be continued with the original motion.

Motion By: Commissioner Goebel
Seconded by: Commissioner Levin

Discussion on Motion to Amend: None

Vote: Aye: Eachus, Fought, Goebel, Griggs, Levin, Slater, Vieyra-Braendle (7)
Nay: Heller (1)
Absent: Augustyn (1)
Abstentions: 0

Action: Motion passes

Vote on Original Motion to continue the hearing:

Aye: Eachus, Fought, Goebel, Griggs, Levin, Slater, Vieyra-Braendle (7)
Nay: Heller (1)
Absent: Augustyn (1)
Abstentions: 0

Action: Motion passes

VOTE:

..... **Yes 7 No 1 (Heller) Absent 1 (Augustyn) Abstain 0**

6. SPECIAL ORDERS OF BUSINESS: None

8. PUBLIC COMMENT (other than agenda items): None

9. PLANNING ADMINISTRATOR'S REPORT:

- Planning Commission meeting on December 6th has no items so far, depending on when Public Works brings back CA22-04, this meeting might be cancelled.

- Normal Wright is no longer with the City of Salem and Lisa Anderson-Ogilvie is Interim Community Development Director
- Thomas Cupani will no longer be staffing the Planning Division, going back to staffing Public Works, and a new attorney Fred Wilson will be taking over and attending Planning Commission
- Working on getting back to in-person meetings, the options for public meetings are completely digital via Zoom or fully in person with a camera capturing the whole room versus individual cameras for each commissioner and being streamed to YouTube for people to view but not participate. Anyone who wishes to participate will have to come in-person to testify.
 - All commissioners indicated support of in-person or no preference.

10. COMMISSIONER COMMENTS FOR THE GOOD OF THE ORDER:

- Commissioner Levin brought up that it would be beneficial for teachers to be able to bring students to Planning Commission meetings for educational purposes. Also congratulated Commissioner Fought on opening her own architectural firm.
- President Griggs mentioned the special parking spots for commissioners for in-person meetings.
- Commissioner Eachus agreed with Commissioner Levin about getting students to see civil engagement. Also asked Ms. Anderson-Ogilvie about the Planning Palooza, to which she answered that it went well, with attendance from project applicants, some neighborhood association members, there were games related to Planning and we hope to do it again next year.

11. ADJOURNMENT: There being no further business for the record, the meeting was adjourned at 8:39 P.M.

SUBMITTED:



 Chane Griggs, President

ATTESTED:



 Lisa Anderson-Ogilvie, AICP
 Deputy Community Development Director and
 Planning Administrator