

RESOLUTION NO. 276

A RESOLUTION VARYING THE APPLICATION OF A CONDITION ATTACHED TO A ZONE CHANGE.

WHEREAS, as part of a Zone Change granted property at 840 Shaff Rd., Stayton, the City Council attached the condition that the square footage of "This Old House", a restaurant on the property, should not be increased, and;

WHEREAS, Kay Balenger, the owner of the property, requested permission to add forty-eight square feet to the building's restroom, and;

WHEREAS, a public hearing was held to consider the matter, the Planning Commission having recommended approval of the variance from the condition subject to the construction of a six-foot fence along the rear property line to the satisfaction of the abutting landowner to the rear, and;

WHEREAS, the City Council, upon reviewing the matter, takes well the Planning Commission recommendation, finding the increase in floor space does not involve the kind of impacts sought to be avoided by imposition of the condition,

NOW THEREFORE,

The Stayton City Council resolves to permit and recognize the addition to the restroom of This Old House, as depicted in the associated building permit, subject to the installation of a six-foot fence along the rear lot line of the property (Lots 11 and 12, Block 1, Heater's Addition to Stayton), which fence will be constructed within sixty days to the reasonable satisfaction of Mr. Damion Robl, the abutting neighbor.

APPROVED BY THE COMMON COUNCIL THIS 20th DAY OF October, 1980.

Signed by the Mayor this 27th day of October, 1980.

Henry A. Patten
Mayor

ATTEST:

Ellis Vandenberg
City Administrator