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## PUBLIC HEARING AND PLANNING COMMISSION MEETING MINUTES

Monday, November 24, 2014, 6:30 p.m.  
Council Chambers, Garibaldi Meeting Hall

### I. CALL TO ORDER

A Public Hearing called to order at 6:30 p.m. by Chair Eugene Tish. Present were Commissioners Joe Wrabek, Christie Zerfing, and Jeff Walters, City Planner Jay Sennewald, City Manager John O'Leary, Assistant City Manager Mary DeLoria.

### II. PUBLIC HEARING OF PROPOSED CONSTRUCTION OF FLOATING DEBRIS BARRIER BY US COAST GUARD

Chair Tish read the following statement: *"This is a quasi-judicial hearing regarding a conditional use application by the US Coast Guard for constructing a floating debris barrier in the Tillamook Bay Estuary."*

Chair Tish asked if there were any objections to the jurisdiction of the Planning Commission or its members to hear the matter at this time. Hearing no objections, Chair Tish asked if any commissioners declared conflict of interest or bias. Hearing none, Chair Tish asked if any commissioner had ex parte contacts to declare.

Chair Tish asked for the planner's staff report. Sennewald reported on the request and answered questions from the board. Sennewald noted the comments received from Oregon Fish and Wildlife and asked that the board leave imposition of the conditions up to Oregon Division of State Lands.

No other correspondence was received.

Chair Tish read aloud: *"The pertinent criteria are contained in the staff report. Testimony and evidence must be directed toward those criteria. Material produced during testimony must be submitted to the recorder. Failure to address a criterion precludes appeal based on that criterion. Any party may request that the hearing record remain open for at least seven days. This must be requested prior to the closing of the hearing. Persons who testify shall first receive recognition from the Chair, state their full name and address, and if appearing in a representative capacity, identify whom they represent."*

No opponents appeared to give testimony.

Having no public comment, Chair Tish asked the commissioners if they had any

further questions. None heard, Chair Tish asked the audience if the record needs to be held open for seven days. Hearing no affirmative response, other comments or questions from the commissioners or the public, Chair Tish closed the Public Hearing at 6:40 p.m.

Chair Tish convened the regular monthly meeting of the Planning Commission at 6:40 pm.

II. NEW BUSINESS

A. Conditional Use Application - US Coast Guard

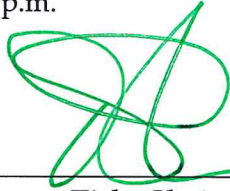
Discussion.

**MOTION Made by Cm Wrabek to approve the Conditional Use application by the US Coast Guard for construction of a floating debris barrier in the Tillamook Bay Estuary as presented with Conditions Nos. 1 through 5 within the findings contained within the City Planner's staff report. Seconded by Cm Walters. AYES: Tish, Wrabek, Zerfing, Walters. NAYS: None. Motion passed.**


B. Additional business: Discussion of evaluation of language in municipal code requiring land use complies with Federal law. Sennewald noted that medical and recreational dispensaries could be treated differently under the proposed land use code. Cm Tish requested that staff prepare a proposal for consideration at the December meeting.

III. ADJOURNMENT

Meeting adjourned by Chair Tish at 7:04 p.m.

  
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Eugene Tish, Chair

ATTEST:

  
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John O'Leary, City Manager