



**CITY COUNCIL AGENDA**

**April 8, 2019**

**Regular meeting 6:30PM**

CITY COUNCIL CHAMBERS, CITY HALL  
 29592 ELLENSBURG AVE  
 GOLD BEACH OR 97444

Call to order:                    Time: \_\_\_\_\_

- 1.     **The pledge of allegiance**
- 2.     **Roll Call:**

	<b>Present</b>	<b>Absent</b>
Mayor Karl Popoff		
<b>Council Position #1 Summer Matteson</b> <b>BEGINNING VOTE</b>		
Council Position #2 Larry Brennan		
Council Position #3 Anthony Pagano		
Council Position #4 Becky Campbell		
Council Position #5 Tamie Kaufman		
City Administrator Jodi Fritts		
Student Liaison Vacant		

- 3.     **Special Orders of Business:**
  - a.     Virginia Razzo, Curry Health Network CEO brief discussion on Health Network and Brookings ER status
  - b.     Video conference with Matt Hastie of Angelo Planning Group on Housing Needs Assessment Report – second Advisory Committee review on *Task 2: Housing Needs Projection, and Task 3: Buildable Lands Inventory*
  
- 4.     **Consent Calendar:**  
*None Scheduled*
  
- 5.     **Citizens Comments**  
*As presented to the Mayor at the beginning of the meeting*
  
- 6.     **Public Hearing**
  - a.     CTR annual rate increase request and cart recycling program
  
- 7.     **Citizen Requested Agenda Items**
  - a.     Wild Rivers Coast Mtn Bike Association (WRCMBA) request to serve alcohol in the park during biking event
  - b.     Tiffany Somers & Kelsey Esqueda, Rogue Credit Union, request to discuss digital community oriented sign (digital/electronic reader board)

*The City of Gold Beach is dedicated to enhancing quality of life, while promoting health, safety, and welfare of our citizens, businesses, and visitors in the most fiscally responsible manner. In doing this, the City will respect the past, respond to current concerns, and plan for the future, while maintaining environmental sensitivity in our beach oriented community*

- 8. **Public Contracts and Purchasing**  
*None Scheduled*
  
- 9. **Ordinances & Resolutions**
  - a. Resolution R1819-09 FY19-20 CTR Rates
  
- 10. **Miscellaneous Items (including policy discussions and determinations)**
  - a. Monthly report to Council from GBMS Coordinator, Ariel Kane
  - b. *Monthly Update of City Strategic Plan Goals –POSTPONED AGAIN THIS MONTH DUE TO ANOTHER HEAVY AGENDA*
  - c. Request to review a Planning Director determination of expiration of conditional use permit
  
- 11. **City Administrator’s Report**  
*To be presented at meeting*
  
- 12. **Mayor and Council Member Comments**
  - a. Mayor Karl Popoff
  - b. Councilors
    - 1) Summer Matteson
    - 2) Larry Brennan
    - 3) Anthony Pagano
    - 4) Becky Campbell
    - 5) Tamie Kaufman
  
- 13. **Citizens Comments**  
*As permitted by the Mayor*
  
- 14. **Executive Session**  
*None Scheduled*

The next regularly scheduled City Council meeting is **Monday, May 13, 2019 at 6:30PM** in the Council Chambers of City Hall, 29592 Ellensburg Avenue, Gold Beach, Oregon.

The Council will meet as the **Budget Committee on Wednesday, April 17, 2019 beginning at 5:30PM.**

- 15. **Adjourn**      **Time:** \_\_\_\_\_

*The City of Gold Beach is dedicated to enhancing quality of life, while promoting health, safety, and welfare of our citizens, businesses, and visitors in the most fiscally responsible manner. In doing this, the City will respect the past, respond to current concerns, and plan for the future, while maintaining environmental sensitivity in our beach oriented community*



# **SPECIAL ORDERS OF BUSINESS**



**SECTION 3.**

**Special Orders of Business**

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## **GOLD BEACH CITY COUNCIL AGENDA REPORT**

Agenda Item No. **3. a.**  
Council Meeting Date: April 8, 2019

### **TITLE: Curry Health Network CEO, Virginia Razzo**

#### **SUMMARY AND BACKGROUND:**

Staff received a councilor request to ask the Curry Health Network CEO, Virginia (Ginny) Razzo, if she could present info she recently presented the County Commissioners regarding the Health District and the status of the Brookings satellite ER.



**SECTION 3.  
Special Orders of Business**

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**GOLD BEACH CITY COUNCIL AGENDA REPORT**

Agenda Item No. **3. b.**  
Council Meeting Date: April 8, 2019

**TITLE: Second of Three Housing Needs Assessment & Buildable Lands Inventory reports to the Council**

**SUMMARY AND BACKGROUND:**

Last month the contractors preparing the Building Lands Inventory and Housing Needs Assessment presented their draft reports. This month they will join us via teleconference and go over changes to the reports since the last meeting.

**Attached to this report:**

- Revised Buildable Lands Inventory and Housing Needs Analysis Memo

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**REPRINT OF MARCH AGENDA REPORT:**

*Last fall staff submitted a request to the Department of Land Conservation & Development (DLCD) to assist the City with developing a Housing Needs Assessment. DLCD contracted with Angelo Planning Group to work with several small cities like Gold Beach. In addition to the Housing Needs Assessment they are also updating our Buildable Lands Inventory.*

*Tonight is their initial presentation to the Council of their draft documents. They will be back next month with revisions after our local input. There are scheduled to deliver the final reports to the City and DLCD by the end of June.*



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MEMORANDUM

## City of Gold Beach Residential Buildable Lands Inventory (BLI)

**DRAFT**

### Gold Beach Housing Needs Analysis

DATE April 4, 2019 (Revised)  
TO Gold Beach HNA PMT and TAC  
FROM Matt Hastie, Andrew Parish, Brandon Crawford, Angelo Planning Group  
CC File

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The purpose of this memo is to summarize the methodology and initial results of a Geographic Information Systems (GIS)-based Buildable Land Inventory (BLI) for the City of Gold Beach Housing Needs Analysis (HNA). The results are expected to inform the strategies and approaches that may be effective and appropriate for increasing the developability of residential land, which can lead to greater overall housing supply. The memo summarizes the methodology and key findings of the analysis, then presents the initial results in a series of tables and maps.

## METHODOLOGY

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### Step 1: Identify Residential Land

For the purposes of this analysis, residential land includes the following:

- Land with a comprehensive plan designation of “Residential”. Zoning designations for residential taxlots within Gold Beach city limits generally match comprehensive plan categories, with some small exceptions for lots with “Open Space” designations that have residential zoning. These are examined on a case-by-case basis.
- Land with a county residential zoning designation within the city’s urban growth boundary (UGB).

Other land (designated as open space, commercial, industrial, or airport) is excluded as it is generally intended for non-residential purposes and does not require residential uses.

Figure 1. Gold Beach UGB and City Limits

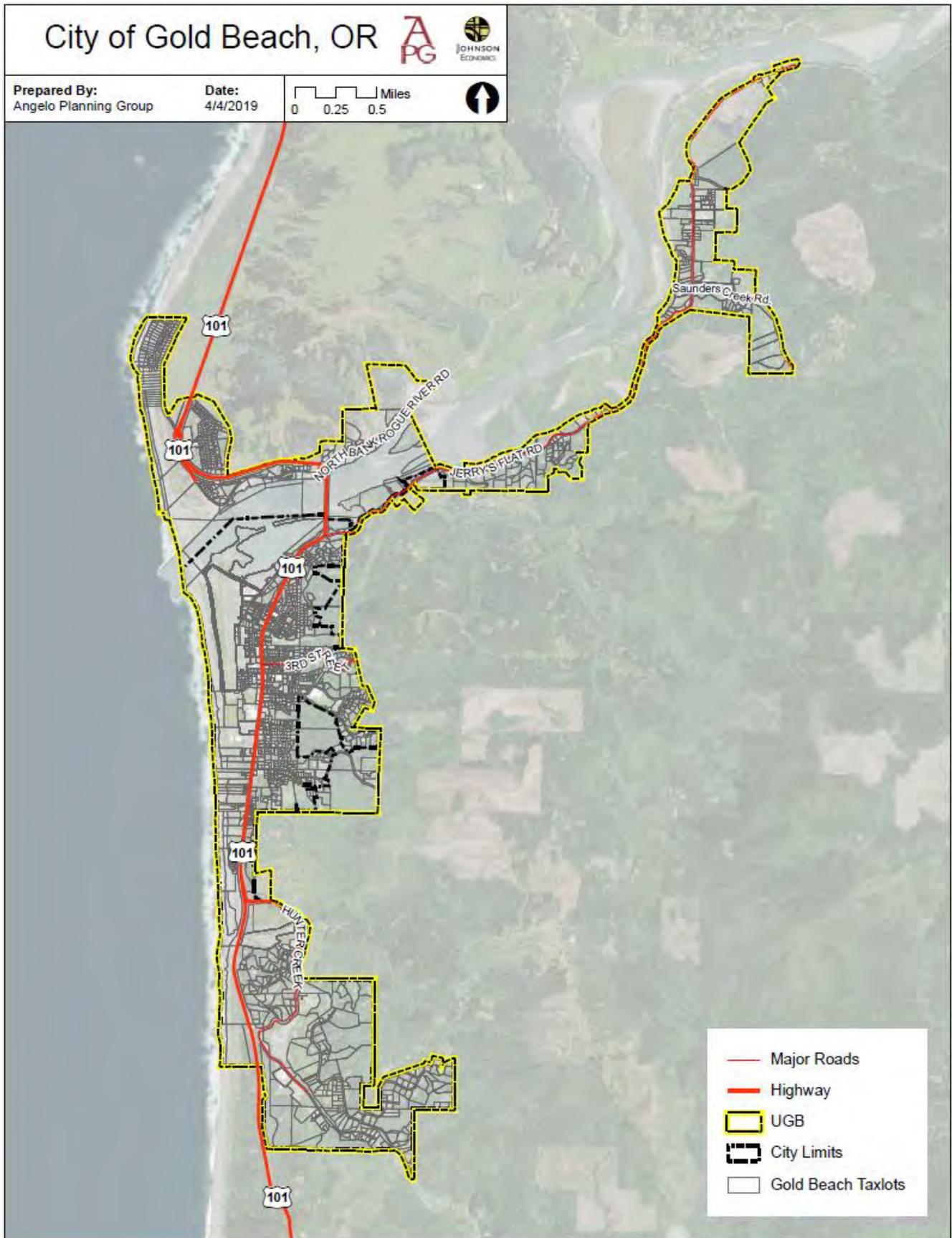


Figure 2. Gold Beach Zoning Designations

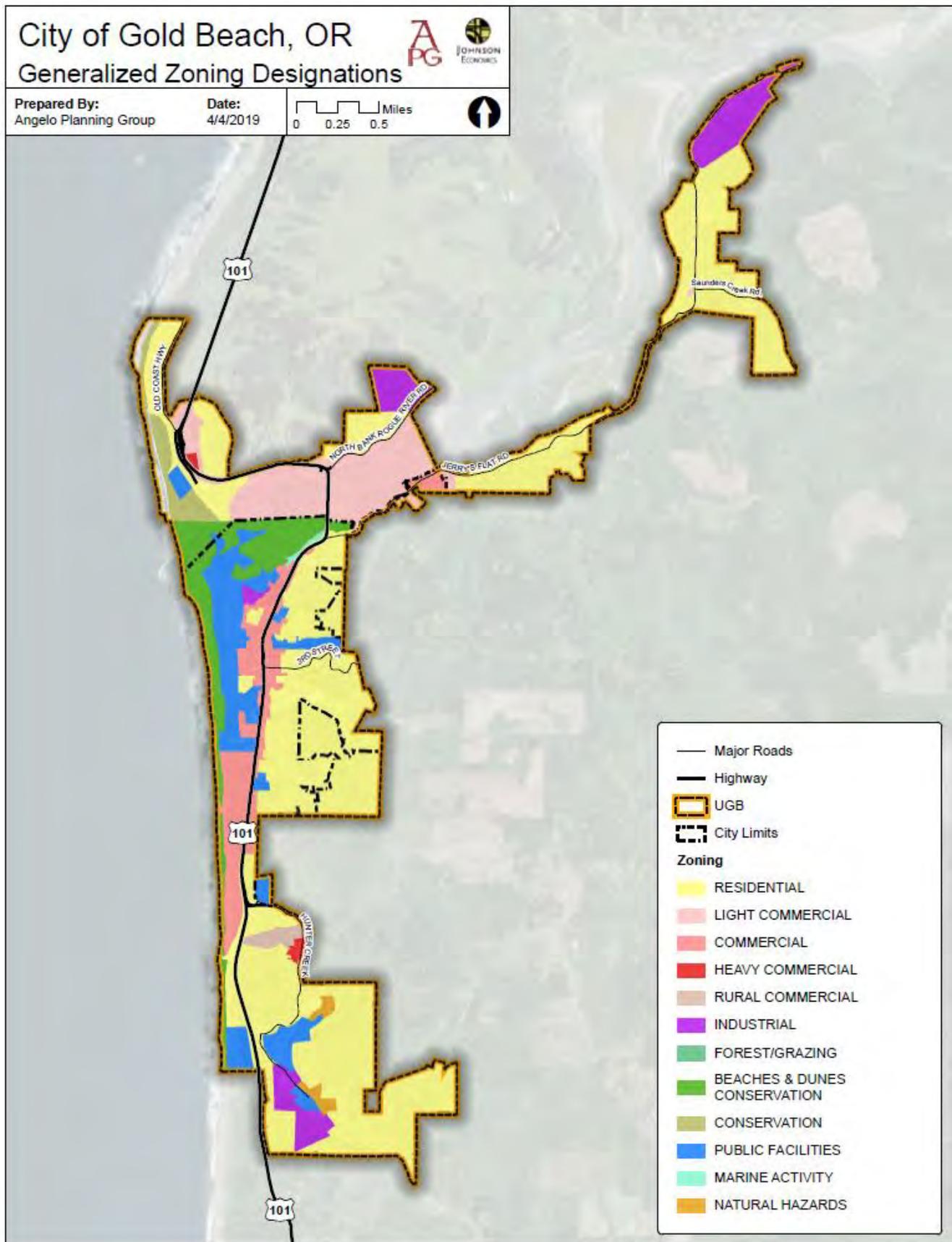
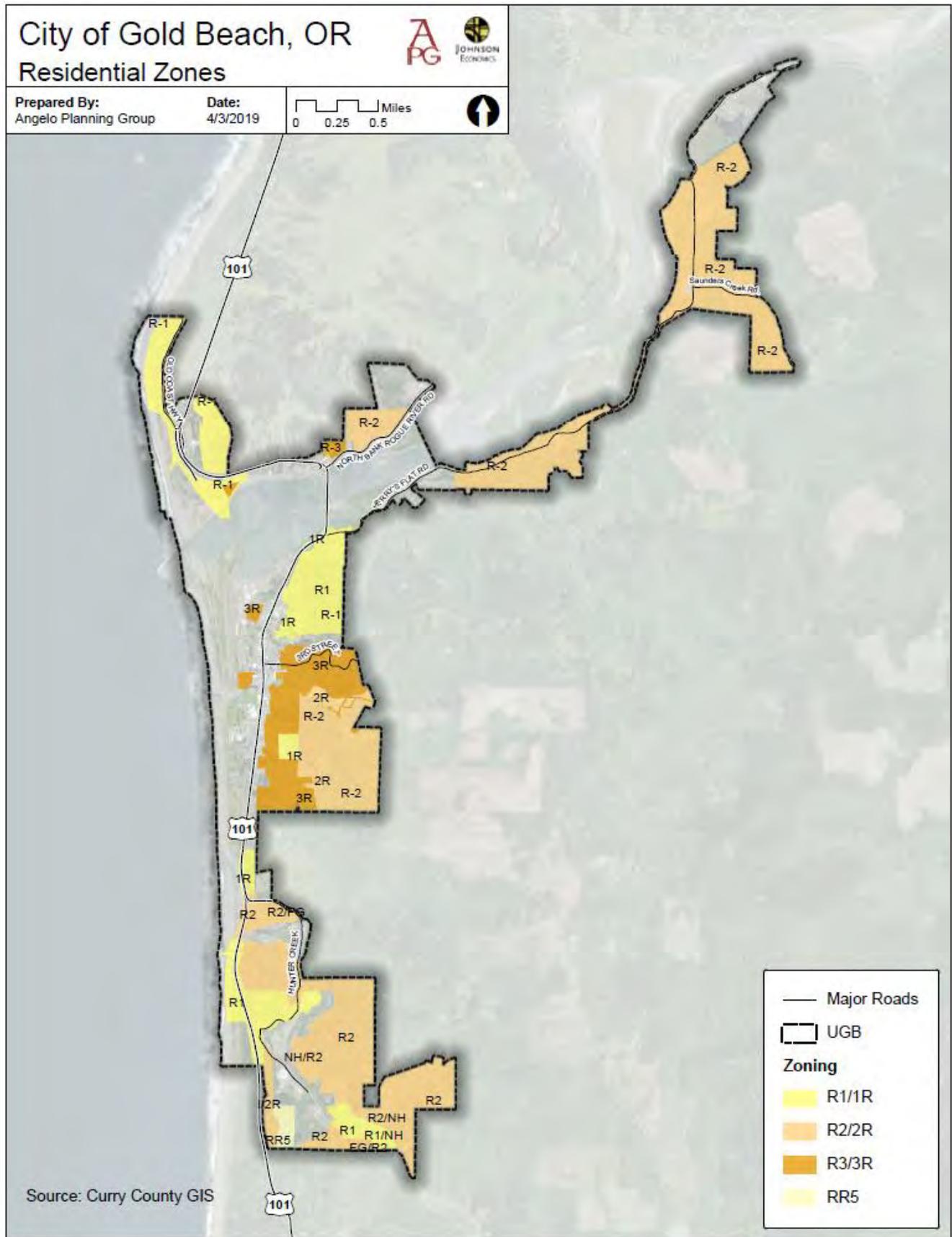


Figure 3. Residential Zones



## Step 2: Identify Environmental Constraints and Natural Hazards

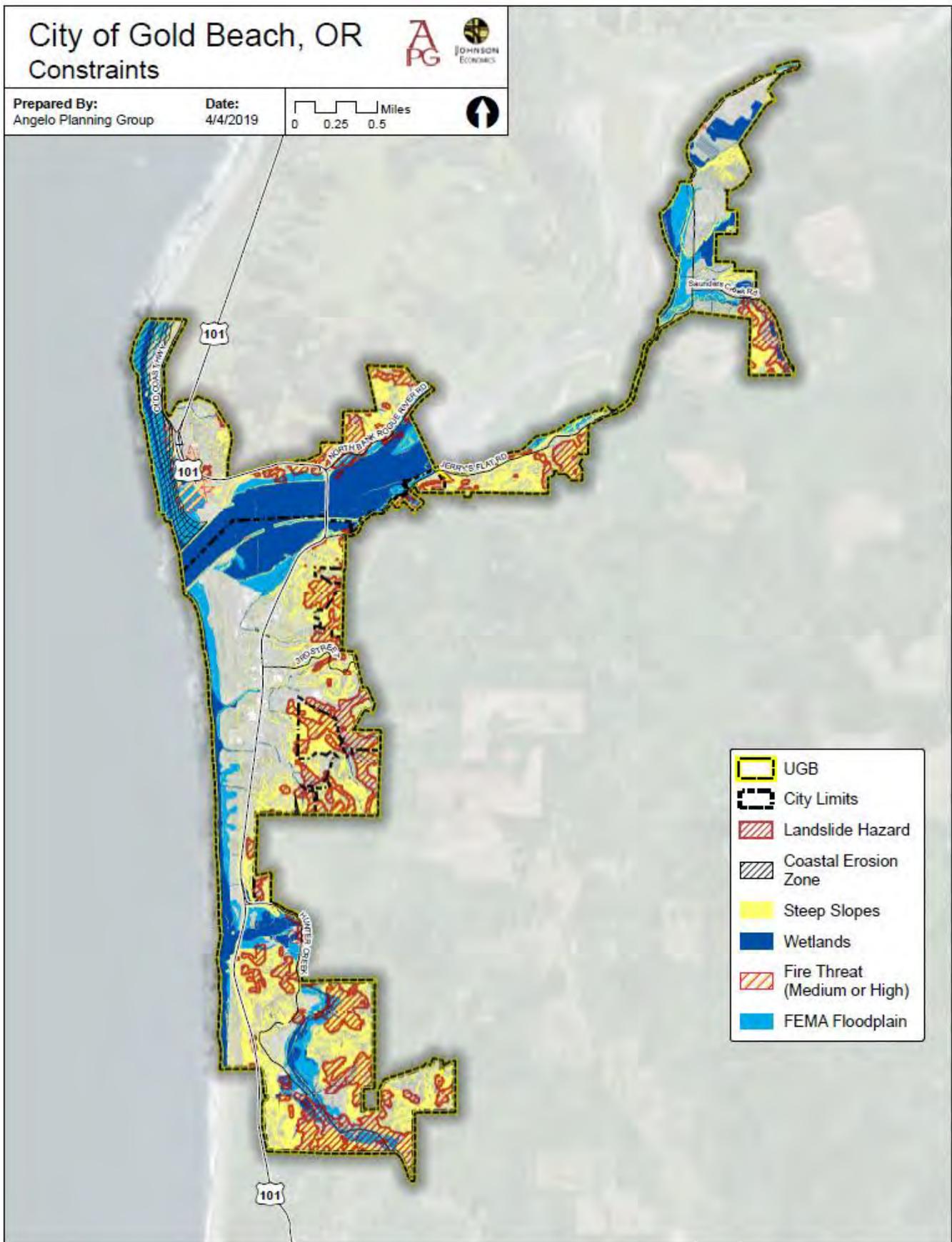
In order to estimate lands that may be buildable for residential uses, it is necessary to remove any lands where development is constrained or unfeasible due to environmental resources, hazards, or topography. GIS data on location of these constraints was obtained from multiple sources, including the State of Oregon, DOGAMI, and Curry County. The following items constraints been included in the BLI.

- Floodplains: Areas within the 100-year floodplain, based on the most recent version of FEMA floodplain maps released in 2012.
- Wetlands: Wetlands mapped in the City’s local wetland inventory (LWI).
- Steep Slopes: Data from the Department of Geological and Mineral Industries (DOGAMI) was used to estimate the amount of land that is unavailable for development due to slopes of over 25 percent. The amount of buildable land in each parcel was adjusted if it contains steep slopes.
- Coastal Erosion and Landslide Hazard Areas: Similarly, coastal erosion and landslide hazard areas were also derived from DOGAMI.
- Fire Threat Index (FTI): A methodology for determining the likelihood of an acre of forestland igniting. This data was derived from the Oregon Department of Forestry. Areas with an FTI of “medium” to “high” were mapped.

These constraints are shown in Figure 4.

The land that falls into one or more of the above constrained categories was combined with taxlots within the UGB to estimate the amount of land in each parcel where development is limited by environmental constraints. These constrained areas were deducted from the total area of the parcel to estimate the portion of the parcel that is potentially buildable.

Figure 4. Constraints and Natural Hazards



### Step 3 – Classify Parcels by Development Status

Each parcel in the City was classified based on its potential for accommodating new residential development. This classification is intended to separate parcels that have capacity for development from those that do not. The classification is based on the amount of potentially buildable area on the parcel and the valuation of improvements (buildings, other structures). While the analysis included every parcel in the City, the mapping and figures in this report are limited to residential zones only. Improvement values are sourced from Curry County Tax Assessor data. The following four categories were used to classify parcels:

- **Developed:** Parcels that have an improvement value of more than \$10,000, but do not meet the definition of Partially Vacant or Constrained. Manufactured home parks were also identified manually and categorized as “Developed.”
- **Constrained:** Parcels with less than 4,000 square feet of unconstrained land. These parcels are assumed to not be developable due to the small area on the lot that is potentially buildable. This figure is also the City’s smallest allowable residential lot size (zone 3R), therefore affirming the assumption that a single-family dwelling should need at least 4,000 square feet of unconstrained land to build, regardless of the zone.
- **Partially Vacant:** Parcels that meet the state definition as partially vacant under the “safe harbor” provisions for residential buildable land inventories.<sup>1</sup> These parcels are at least a half-acre in size, have an existing single-family dwelling, and have an improvement value greater than \$10,000. The amount of potentially buildable area on a parcel was estimated based on the type of structure, value of structure, and size of parcel, as follows:
  - A quarter-acre was removed from the unconstrained area of these parcels to account for the existing dwelling. If the remaining unconstrained area was less than a quarter-acre, then the parcel was classified as “Developed”.
  - Parcels with an improvement value to land value ratio of less than 0.75. Those with a ratio greater than 0.75 were classified as “Developed”.
- **Vacant:** These are vacant parcels with sufficient area for development. They must meet a minimum of 4,000 square feet of unconstrained land and:
  - An improvement value of less than \$10,000, OR;
  - Have a tax assessor property class code that identifies the parcel as residentially zoned and vacant.

The classification of each parcel will be reviewed by jurisdictional staff and the project Advisory Committee (City Council) and some parcels may be re-classified depending on the results of that review. Examination of aerial imagery with staff assistance also may contribute to identification of any remaining discrepancies among development status classifications.

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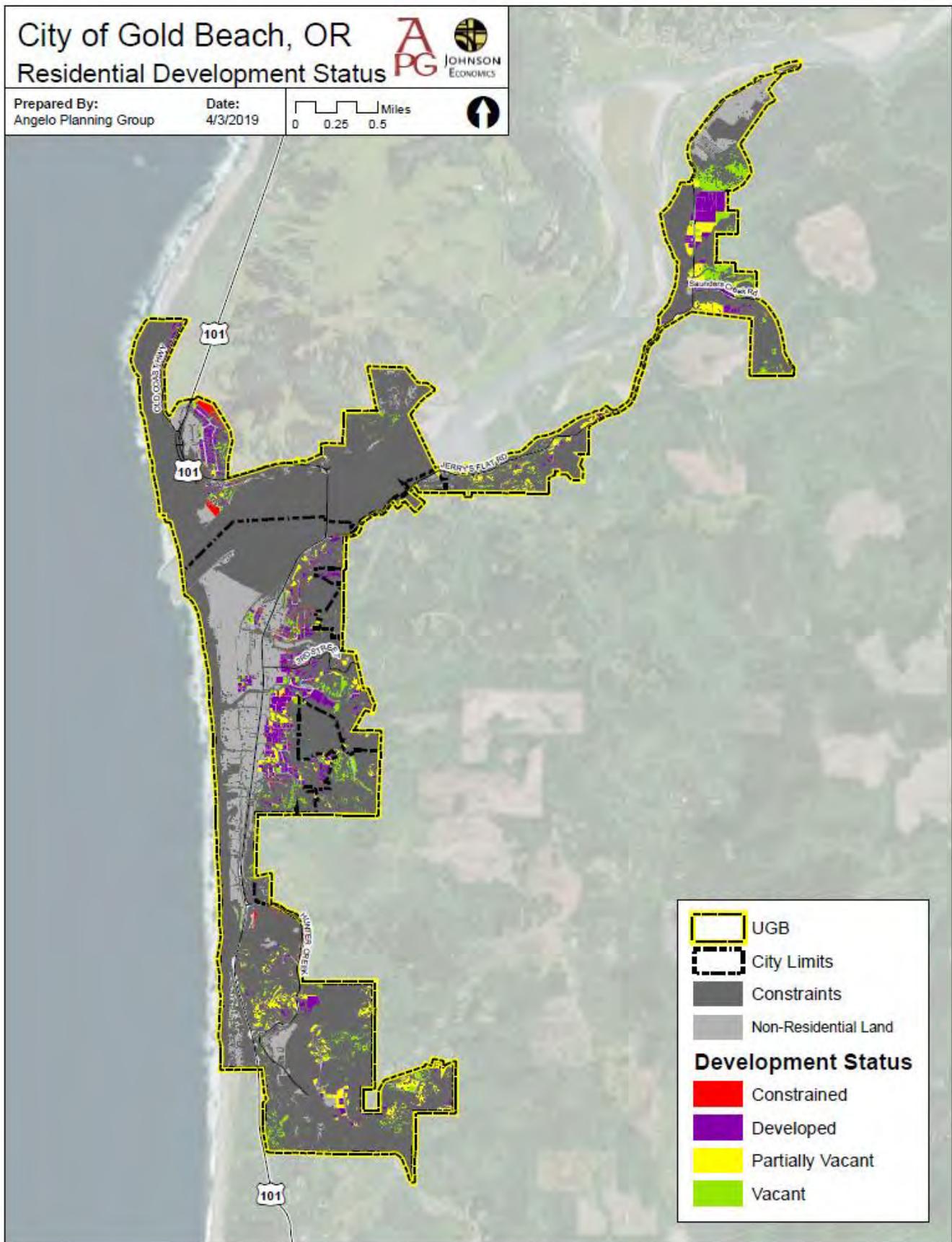
<sup>1</sup> OAR 660-024-0050, Land Inventory and Response to Deficiency

(2) As safe harbors, a local government, except a city with a population over 25,000 or a metropolitan service district described in ORS 197.015(13), may use the following assumptions to inventory the capacity of buildable lands to accommodate housing needs:

(a) The infill potential of developed residential lots or parcels of one-half acre or more may be determined by subtracting one-quarter acre (10,890 square feet) for the existing dwelling and assuming that the remainder is buildable land;

(b) Existing lots of less than one-half acre that are currently occupied by a residence may be assumed to be fully developed.

Figure 5. Development Status.



## Step 4 – Estimate Potentially Buildable Lands and Housing Unit Capacity

### *Assign parcels to zones*

Lands were classified by zone type (residential, commercial, etc.) to estimate the amount of land that is potentially developable that is zoned for residential uses. To do this, all City and County zoning designations were classified into generalized zone types, and each parcel was assigned a zone.

### *Estimate housing unit capacity based on zoning*

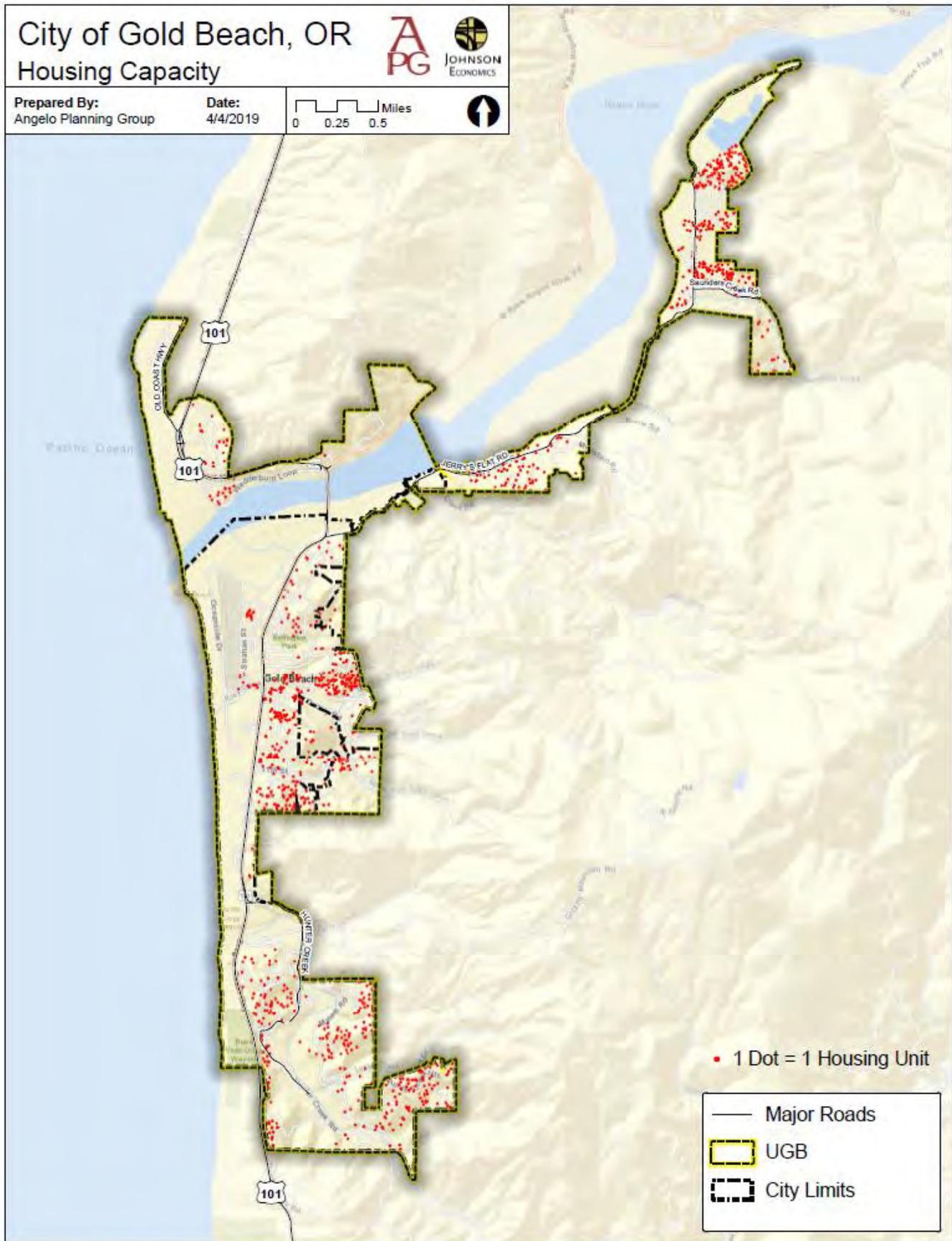
Next, the capacity for residential development on each parcel was estimated based on the density regulations of the zone. For each zone, a projected density (units per acre) was calculated based on the minimum lot size standards of the zone and the housing types (single-family, duplex, multi-family, etc.) that are permitted in the zone.

These assumptions for projected density are detailed in Table 3.

The projected density was applied to the buildable acres of each parcel to estimate the capacity for new housing units on that parcel. This calculation was applied to all residential parcels, however “developed” and “constrained” parcels were assigned a housing capacity of “0” by default. Finally, the housing unit capacity of each parcel was rounded down to a whole number to reflect the actual maximum allowable number of units that could be permitted.

Figure 6 shows where additional housing capacity is located in the Gold Beach UGB. Each yellow dot represents one potential housing unit based on this analysis, assigned to a random location within its taxlot (*note: the placement of this dot may be shown on top of a physical constraint such steep slopes, but represents one unit somewhere on the property*).

Figure 6. Gold Beach Housing Capacity



## KEY FINDINGS AND RESULTS

- Topography and floodplains affect a significant amount of the property in the Gold Beach UGB. This has implications for developability of land as well as the ability to provide services such as water and sewer at a reasonable cost.
- Land with a R-2 designation outside of the City Limits but within the UGB makes up the largest amount of developable acreage. Land designated 3R within the City Limits makes up the next largest amount of developable acreage. It may be worth evaluating the types and densities of allowed uses, development standards, and other characteristics of these zones as part of later work in this process to ensure that assumptions about development capacity are both realistic and consistent with allowed densities.

Table 1. Development Status

Parcel Status	Total Parcels	Total Acres	Constrained Acres	Vacant Acres (Gross)
Constrained	366	165	-	-
Developed	636	395	-	-
<i>Total Not Buildable</i>	<i>1,002</i>	<i>560</i>	<i>-</i>	<i>-</i>
Partially Vacant*	137	214	119	99
Vacant	190	462	328	135
<b>Total Potentially Buildable</b>	<b>327</b>	<b>676</b>	<b>447</b>	<b>234</b>

\* Partially Vacant properties are assumed to have .25 acres for an existing home, with the remaining area available for development. This is removed as part of the gross-to-net calculation of Table 2.

Table 2. Potentially Buildable Acres by Zoning Designation

Zoning Designation	Partially Vacant or Vacant Parcels	Gross Vacant Acres			Net Vacant Acres
		Partially Vacant	Vacant	Total	
1R – Residential One	35	2	9	11	<b>8.25</b>
2R – Residential Two	21	1	15	16	<b>12</b>
3R – Residential Three	89	10	24	34	<b>25.5</b>
R-1 – County Residential	51	12	16	28	<b>21</b>
R-2 – County Residential	129	43	72	115	<b>86.25</b>
R-3 – County Residential	0	0	0	0	<b>0</b>
<b>Subtotal</b>		<b>68</b>	<b>136</b>	<b>204</b>	
<b>Net Buildable Acres<sup>2</sup></b>		<b>51</b>	<b>102</b>	<b>153</b>	

<sup>2</sup> Subtracting 25% of acreage to account for public utilities and open space, as well as .25 acres for “partially vacant” properties.

Table 3. Development Assumptions for Gold Beach and Curry County Zoning Designations

Jurisdiction	Gold Beach Density Projections				Projected DU/Net Acre
	Zone	Min lot size	Max DU/Net Acre	Notes	
City of Gold Beach	1R	5000	8.7	Duplexes allowed	5
	2R	5000	8.7	Duplexes, mobile home parks allowed	7
	3R	4000	No max for MF	Attached housing, multifamily allowed but not required	15
Curry County <sup>3</sup>	R-1	6000	7.3	Larger lots required where services are absent	5
	R-2	6000	7.3	Mobile home parks allowed	7
	R-3	6000 or 2000 sf/unit	21.8	Multifamily allowed	15

Table 4. Housing Unit Capacity by Zone and Development Status, Residential Zones

Zoning Designation	Estimated Housing Unit Capacity		
	Net Vacant Acres	Projected DU/Net Acre	Projected Housing Capacity
1R – Residential One	8.25	5	46
2R – Residential Two	12	7	84
3R – Residential Three	25.5	15	345
R-1 – County Residential	21	5	102
R-2 – County Residential	86.25	7	558
R-3 – County Residential	0	15	1
<b>Total</b>	<b>153</b>	<b>--</b>	<b>1,136</b>

All residential parcels that were not constrained or developed were given at least one housing unit in capacity.

Housing units were rounded down to the nearest integer on a per-parcel basis.

<sup>3</sup> The assumed densities of development may not currently be feasible in areas that are not served by sanitary sewer systems and where septic systems are needed. However in the long-term (during the 20-year planning period), it is assumed that these properties ultimately will have city services and be capable of development at these urban densities.



# **PUBLIC HEARING**



**SECTION 6 & 9  
Public Hearing**

**Ordinances & Resolutions**

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**GOLD BEACH CITY COUNCIL AGENDA REPORT**

Agenda Item No. **6.a, 9. a.**  
Council Meeting Date: April 8, 2019

**TITLE: Public Hearing Curry Transfer & Recycling CPI adjustment Request**

**SUMMARY AND BACKGROUND:**

The City and Curry Transfer and Recycling (CTR) entered into a franchise agreement on March 24, 1997, enacted by Ordinance No. 533. The franchise agreement provides for annual Cost of Living Adjustments (COLA) subject to written request by CTR.

CTR has submitted a written request with supporting documentation and is requesting a rate adjustment of 2.50% based on the 2018 CPI. They are proposing a residential increase of \$0.57 to \$1.70 depending on the cart size. Also including this year, as discussed last year, is a new recycle cart program. The new recycle carts have the potential to reduce overall monthly wastes costs depending on the consumers recycle habits. CTR has provided a comparison of the recycle cart rates in relation to the waste cart rates. CTR Site Manager, Luke Pyke, will be present to explain the proposed recycle cart program. Information Mr. Pyke provided is included with the packet.

Attachments to this report:

- Annual CPI rate adjustment request
- Cart Recycling Size Reduction Potential Comparison
- Cart Recycling Proposal with info and FAQs

*During the public hearing portion of the meeting testimony will be taken on the CTR request for a CPI adjustment. In the Ordinances & Resolutions section of the meeting a resolution has been prepared for review and possible adoption.*

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**For the Ordinances and Resolutions section of the agenda:**

**SUGGESTED MOTION**

**I make the motion we adopt Resolution R1819-09, a resolution approving CTR rate adjustment and repealing Resolution R1718-22 and any other resolution that may be in conflict.**



**SECTION 6 & 9  
Public Hearing**

**Ordinances & Resolutions**

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*Copy from Ordinance 533 CTR FRANCHISE AGREEMENT:*

**C. COST OF LIVING ADJUSTMENT (COLA).** In addition to the rate adjustments described above, the portion of the rates for recycling, collection, transportation and disposal represented by specific dollar amounts listed on the rate sheets (Exhibit "A") shall be further adjusted upon written request of the Franchisee if Franchisee can demonstrate by a preponderance of the evidence, an increase in the CPI over the preceding calendar year. The adjustment shall be based upon the change in the CPI from December 31 of the current year, compared to the CPI as of December 31 of the prior year. The rates shall be subject to adjustment on or about the 1st day of April of each year thereafter (the "adjustment date") as follows:

1. The base for computing the adjustment is the CPI (U) National published by the United States Department of Labor, Bureau of Labor Statistics ("Index"), which is published for the month nearest the date of the commencement of the term of this Ordinance ("Beginning Index"). If the index published for the most recent month prior to the rate application ("Extension Index") has increased over the Beginning Index, the rates for the following year (until the next adjustment) shall be set by multiplying the rates by a fraction, the numerator which is the Extension Index and the denominator of which is the Beginning Index. After request for adjustment as provided herein, the parties shall act with all diligence to adjust the rates as set forth hereunder. For subsequent adjustments, the Beginning Index shall be the Extension used for the last previous cost of living adjustment.

2. If the CPI is changed so that the base year differs from that used as of the month immediately preceding the month in which the term commences, the CPI shall be converted in accordance with the conversion factor published by the United States Department of Labor, Bureau of Labor Statistics. If the CPI is discontinued or revised during the term, such other government index or computation with which it is replaced shall be used in order to obtain substantially the same result as would be obtained if the CPI had not been discontinued or revised.

3. The COLA adjustment provided for herein shall not be granted to Franchisee in any rate hearing where Franchisee is requesting a rate adjustment pursuant to Section 7 A 3 of this Agreement. Following a rate hearing in which Franchisee is granted an adjustment pursuant to Section 7 (A) (3), the Beginning Index shall be the Index published nearest that date on which the Section 7 (A) (3) adjustment was granted.

**D. RATE DISPUTES.** If the City rejects a rate adjustment requested by the Franchisee, grants an increase less than what was requested by Franchisee, or fails to act timely upon all or any part of the Franchisee's rate adjustment application, then the Franchisee may request binding arbitration of the matter as provided in Section 15 of this Ordinance.



17498 Carpenterville Rd, PO Box 4008, Brookings, OR 97415

(p) 800-826-9801 (f) 541-469-1048  
currytransferrecycling.com

March 27, 2019

City of Gold Beach  
29592 Ellensburg Ave.  
Gold Beach, OR 97444

RE: **2019** Rate Adjustment Request

Dear City Council:

Customarily, each year we request a rate adjustment based on the prior year's US CPI average. The CPI for 2018 was **2.50%**. This will result in a **\$0.57** per month adjustment for a basic 32 gallon cart service. Please use this notice and the other information enclosed to consider a rate adjustment effective **July 1, 2019**.

We appreciate the opportunity to serve the City of Gold Beach.

Sincerely,

Luke Pyke  
Site Manager

Enclosures:

**2019** Cart Recycling Proposal with CPI Rate Adjustment  
**2018** CPI Adjustment- Department of Labor

Bureau of Labor Statistics

<b>Series Title</b>	All items in U.S. city average, all urban consumers, not seasonally adjusted				
<b>Series ID</b>	CUUR0000SA0				
<b>Seasonality</b>	Not Seasonally Adjusted				
<b>Survey Name</b>	CPI-All Urban Consumers (Current Series)				
<b>Measure Data</b>					
<b>Type</b>	All items				
<b>Area</b>	U.S. city average				
<b>Item</b>	All items				
Year	Period	Label	Observation Value	12-Month Net Change	12-Month % Change
2018	M01	2018 Jan	247.867		2.1
2018	M02	2018 Feb	248.991		2.2
2018	M03	2018 Mar	249.554		2.4
2018	M04	2018 Apr	250.546		2.5
2018	M05	2018 May	251.588		2.8
2018	M06	2018 Jun	251.989		2.9
2018	M07	2018 Jul	252.006		2.9
2018	M08	2018 Aug	252.146		2.7
2018	M09	2018 Sep	252.439		2.3
2018	M10	2018 Oct	252.885		2.5
2018	M11	2018 Nov	252.038		2.2
2018	M12	2018 Dec	251.233		1.9
			<b>Annual Average CPI 2018</b>		<b>2.5</b>

City of Gold Beach Cart Recycling Size Reduction Potential Comparison

**Residential Service with Recycle Cart  
(without 2018 CPI adjustment)**

			<b>Current Rate</b>	<b>New Rate</b>	without annual CPI
21	gallon	per month	-	\$21.10	proposed new size offered
32	gallon	per month	\$22.69	\$26.44	
48	gallon	per month	\$34.05	\$37.80	
64	gallon	per month	\$45.39	\$49.14	
96	gallon	per month	\$68.08	\$71.83	

<b>Current Size</b>		<b>New Size</b>	<b>Reduction Savings</b>	
32	gallon	21.0	\$5.34	per month
48	gallon	32.0	\$11.36	per month
64	gallon	48.0	\$11.34	per month
96	gallon	64.0	\$22.69	per month

**Rate including with 2.5 % 2018 CPI adjustment**

<b>Current Size</b>			<b>Current Rate</b>	<b>CPI 2018 2.5%</b>	<b>Roll-Cart Program</b>	<b>July 1, 2019 Rate w/CPI</b>
21	gallon	per month	-			\$21.10
32	gallon	per month	\$22.69	\$0.57	\$3.75	\$ 27.01
48	gallon	per month	\$34.05	\$0.85	\$3.75	\$38.65
64	gallon	per month	\$45.39	\$1.14	\$3.75	\$50.28
96	gallon	per month	\$68.08	\$1.70	\$3.75	\$73.53



City Of Gold Beach  
RE: Cart Recycling Proposal

March 27, 2019

CTR is pleased to present you with the option of implementing a curbside cart recycling program for the City of Gold Beach. Cart recycling has become the norm in solid waste services and we feel the City of Gold Beach deserves the opportunity to participate in a modernized program. All areas in the City where we currently offer curbside recycle pick up would change to the new cart system.

Curry County is 6% below its goal for the State of Oregon's recycle recovery rate. Implementing a cart recycling program allows residents increased volume for material and promotes more opportunity to recycle. The top 15 Counties in Oregon by pounds of recycle per individual all provide cart recycling to the residents in the Cities and urban growth boundaries. By the City of Gold Beach to the program in which the City of Brookings is in, allows ample opportunity to increase the recovery rate and capture missing recyclables.

Below are key components to the cart recyclable program which I look forward to discussing.

#### Option 1 – 96gal/65gal Cart Recycling Program

- All participating customers will receive a roll cart
- Customers who utilize the cart may be able to downsize their trash service
- Customers will receive a 64 gal cart picked up every other week
- Customers upon request could receive a 96 gal cart picked up every other week
- Glass will be picked up in the 18 gal bins the same week as the recycle
- All customers will receive an educational brochure to explain the program
- This option would equate to a price increase of \$3.75 per month

## Benefits of a Cart Recycling Program

- **More Recycling:** With the implementation of a cart collection system it will allow customers two and a half more times the space than our current system. With the added space people are less likely to carelessly throw away items that could be recycled. According to the DEQ communities with cart recycling average 711 lbs. per household per year compared to 547 lbs. per year with 18 gal bins.
- **Downsizing:** Customers who utilize the full potential of the cart may be able to downsize their trash cart.
- **Cleanliness:** Use of a cart with a lid reduces the incidence of wind-blown litter resulting in cleaner streets and storm water drainage systems. Carts also help prevent animal scavenging.
- **Ease of Use:** Rolling a wheeled cart to the curb is easier than carrying a bin or, in many cases, multiple bins to the curb. The carts are well engineered with a low center of gravity for stability helping them stay upright during wind storms.
- **Safety:** Automated cart collection is safer for our workers. Distracted drivers today represent a major safety risk for workers in the public streets. Based on the Bureau of Labor Statistics, solid waste collection is the 6<sup>th</sup> most dangerous job in the nation with many of the accidents resulting from public traffic.

- **Space for the cart:** The perception of a larger cart is commonly misunderstood as people believe they don't have the space. Below illustrates the carts have a similar foot print of what we are currently using with the difference being in the height. The 96-gallon carts have a footprint of 5.8sq.ft; 65-gallon carts have a 4.3sq.ft. footprint and the current 18-gallon bins have a footprint of 2.95sq.ft. The new roll carts are larger than the 18 gallon bins but only by 2.85sq.ft. Please note, many residents have more than one bin and often leave larger recycling pieces outside of the bin for collection.





FAQ	Urban Growth County Residents-- Roll-Cart Recycling Program
Q--What do I need to do on my garbage day the week of --	<b>Date of recycle cart delivery to be announced</b>
A-	Place all your full and empty recycle bins at the curb. CTR will deliver your 64 gallon roll-cart (96g if larger one is needed). One bin will be left for glass only. Extra bins will be removed at that time.
Q- Will my recycle collection schedule change?	
A-	Yes. Your recycle pick-up will be every-other week beginning the week of <b>TBA</b> . A calendar, as well as a list of acceptable material, will accompany your new cart. Garbage pick-up will remain unchanged.
Q- Will I be charged for this service?	
A-	There will be an increase to your garbage service of \$3.75 per month.
Q- If I choose not to recycle will my rate still increase?	
A-	Yes. Recycle programs are typically funded by the garbage rates. The cost of the program and new rate has been approved by the County Commissioners. You always have the option to downsize your garbage container to lower your rate. Effective date <b>TBA</b> , 21 gallon carts will be available to urban growth County residents.
Q- Why are we changing from bins to roll-carts?	
A-	Roll-cart recycling collection was adopted by larger cities many years ago and has slowly been adopted by smaller rural communities over the last decade. It has been tested and proven to benefit communities by increasing recycle material volume, containing loose material and keeping streets cleaner, providing a safer method of collection for our drivers, and making it easier to roll your container to the curb.
Q- If I live in the City of Gold Beach or the City of Port Orford, can I participate in the program?	
A-	Not at this time. The program is running smoothly in the City of Brookings and CTR will meet with city officials to propose expanding the service. If you are interested in having the service we encourage you to contact your city representatives.
Q- What will happen if I continue to use my small bin after the program starts?	
A-	Only glass can be collected from the small bins. Your mixed paper, plastics, and cans will be serviced by an automated truck similar to the garbage truck. Only roll-carts provided by CTR can be used with the new collection system. The truck will have a separate compartment for glass only and will still be handled by your collector. Your collector will only be able to service your container if the recycle material is in the appropriate container.
Q- What if I don't have enough space to store the containers?	
A-	The footprint of your roll-cart is similar to your smaller glass bin.
Q- How will we know the difference between our garbage cart and our recycle cart?	
A-	Your recycle roll-cart will have a grey lid with a picture of acceptable recycle material laminated on the lid. Rinsed containers free from food content will minimize animal scavenging.
Q- Do I need to bag my recycle material like I bag my trash?	
A-	No. Leave your mixed recycle material loose in your cart. Our processor is unable to accept plastic bags.
Q- How do I handle boxes that are too large to fit in my cart? Can I flatten them and place the cardboard outside my cart?	
A-	First try to fit your cardboard into the cart making sure it does not wedge. Second choice—flatten the cardboard, place on top of cart then close lid on top of cardboard. The driver will still be able to lift the cardboard with the automatic arm. Last option is to place the flattened cardboard at the side of the cart.
Q- I want to recycle but I don't want a roll-cart. What are my options?	
A-	CTR accepts recycle material at four transfer-site locations in Curry County. Locations are listed at <a href="http://www.currytransferrecycling.com">www.currytransferrecycling.com</a>
Q- Why are you only accepting Plastics #1 & #2 and not #3 -7	
A-	China is the largest importer of recycle material. Recently China introduced stringent policies restricting low quality and contaminated material from entering the country. Once we collect the material we bale and truck it to a sorting facility in Portland. It is then sold to domestic or foreign markets. We are committed to accepting uncontaminated materials that have decent markets and have a reasonable chance to be recycled and not landfilled.

# RECYCLE

REDUCE  
REUSE  
RECYCLE

541-469-2425  
currytransferrecycling.com



#1 & #2 plastic ONLY



GLASS &  
JARS IN BIN

PLACE  
NEAR CART

 NO PLASTIC BAGS, #3-7 PLASTICS, GLASS, OR STYROFOAM

ALL MATERIALS TO CURB BY **6AM** ON YOUR SCHEDULED DAY

# City of Brookings Residents...

## Meet Your New Recycling Cart the Week of December 18th!



  ONLY



- On your garbage day the week of **December 18th**, place all your full and empty recycle bins at the curb.
- CTR will deliver your new roll-cart for cardboard, plastic, paper, and cans. One small bin will be left for glass only. Extra bins will be removed at that time.

- Your collection will be every-other-week on your garbage collection day starting the week of **January 1**. Instructions and a schedule will accompany your new cart.



CURRY TRANSFER & RECYCLING

For more information:  
visit [www.currytransferrecycling.com](http://www.currytransferrecycling.com) or call 800-826-9801



# Recycling & Trash Guidelines

Recycling Out by 6AM

Garbage Out Night Before by 9PM

## RECYCLE

## GLASS

## GARBAGE



**Plastic**  
Bottles & Jugs #1 & #2



**Paper**  
Newspapers, flattened cardboard, magazines, catalogs, scrap paper, cartons and egg cartons



**Metal**  
Aluminum cans, steel cans, foil and clean aluminum trays



**Glass Bottles & Jars**  
Mix all colors and shapes together. Labels are OK.

### Bin Placement



◀ 3 Feet ▶  
Space between recycle and garbage at curb

◀ 3 Feet ▶  
Space between garbage and glass at curb

Plus 5 feet from stationary objects such as vehicles and mailboxes



**Include ( Please Bag )**  
Paper plates, coffee cups, freezer boxes, takeout containers, wrappers, facial tissues, empty aerosol cans, painted or stained wood, plastic bags, plastic ware, and liquid or beverage cartons



**Must be Bagged**  
Pet waste, cat litter, diapers & hygiene products, sawdust, ashes, packaging peanuts and broken glass





# OOPS

KEEPING YOUR RECYCLE CONTAINER  
FREE FROM CONTAMINATION IS BETTER  
FOR THE ENVIRONMENT

- Your container was serviced today but had some contamination.
- Your container was not serviced today due to significant or continued contamination.

**Many items labeled "recycle" have insufficient or no markets. The following items are considered contamination and cannot be collected at curbside or recycling centers:**

- Styrofoam
- Plastic other than #1 & 2 bottles or jars
  - Plastic bags
  - Plastic tubs
  - Plant pots
  - Plastic toys
  - Plastic wrap
  - Plastic ware
  - Deli/food containers
- Trash
- Recyclable items NOT rinsed or clean
- Food contaminated items
- Paper tissue, cups, plates
- Light bulbs
- Aerosol cans
- Hazardous or medical waste
- Glass jars/bottles not separated or placed in glass only bin
- Metal other than tin or aluminum cans and pie pans, or clean foil.
- Beverage cartons
- Pet waste, cat litter, diapers, packaging peanuts, ash, hygiene products
- Other: \_\_\_\_\_

**Acceptable items include:**

- Plastic bottles & jugs #1 & 2 only
- Paper: Newspaper, flattened cardboard, magazines, catalogs, scrap paper, junk mail, box containers such as cereal or shoe boxes; egg cartons, paper bags
- Clean tin cans, aluminum cans, aluminum trays, clean foil
- Glass bottles and jars separated from all other material.

800-826-9801 [www.currytransferrecycling.com](http://www.currytransferrecycling.com)



# **CITIZEN REQUESTED AGENDA ITEMS**

# GOLD BEACH CITY COUNCIL AGENDA REPORT



Agenda Item No. 7. a.  
Council Hearing Date: April 8, 2019

## **TITLE: Request to consume/serve alcohol in the park**

### **SUMMARY AND BACKGROUND:**

City Code Section 5.705 requires written permission from the City Council to sell or consume alcoholic beverages in the City Park.

(23) Alcoholic Beverages. No alcoholic beverages shall be sold or consumed in the park without written permission from the City Council.

#### **5.705 Application for Written Permission.**

Any person required to obtain written permission from the City Council for any activity in a city park as described in Section 5.700 of this Code shall submit a request for said permission to the City Administrator and the City Administrator shall place said item on the agenda of the City Council for its next regularly scheduled Council meeting.

A written request has been made by the Wild Rivers Mtn Bike Association, to be allowed to serve and consume alcohol during a bike event hosted at Buffington Park during the 2<sup>nd</sup> Annual Joe Martin Memorial Bike Ride on May 4<sup>th</sup>, 2019. A copy of their request is attached.

### **REQUESTED MOTION/ACTION:**

**Approve/deny the request to consume alcohol in the park**

### **Suggested Motion:**

**I make the motion that the Council APPROVE/DENY the request by the Wild Rivers Mtn Bike Association to allow serving and consumption of alcohol in the park during their bike event on May 4<sup>th</sup>, 2019.**



Dear Karl Popoff and City Council Members,

On May 4, 2019, our local Wild Rivers Coast Mountain Bicycling Association (WRCMBA) will be hosting the 2nd Annual Joe Martin Memorial Bike Ride to honor Joe Martin for his positive impact on Gold Beach and surrounding communities. This will be a free event and open to the public.

Our event will begin at Buffington Park, where bicyclists will be shuttled to the starting line of the ride up Hunter Creek Road and begin their 26 mile or 13 mile course. Following the ride, bicyclists and other community members will gather for a potluck. Arch Rock Brewery has generously donated a keg for us to serve at the potluck. We will not charge for the microbrew, but will ask for donations.

We are writing this letter to ask once again for your approval of the Arch Rock brew to be served at this community potluck event, as it was last year. We will have volunteers serving the beer who have their OLCC permits.

Thank you for taking the time to consider this request, and we hope to see you on May 4th.

For more information about this event, please visit the following link below and click on 'events':  
<https://www.facebook.com/WildRiversCoastMTB/>

You may also contact me with any questions.

Kind regards,

Bonnie Ell, WRCMBA Member  
971.219.9949  
Bonnie.Elizabeth.Ell@gmail.com



**SECTION 7.**

**CITY REQUESTED AGENDA ITEMS**

**GOLD BEACH CITY COUNCIL AGENDA REPORT**

Agenda Item No. 7. b.  
Council Meeting Date: April 8, 2019

**TITLE: Request to Address Council**  
Tiffany Somers & Kelsey Esqueda, Rogue Credit Union  
Discuss Sign Code regarding Digital Community Oriented Sign

**SUMMARY AND BACKGROUND:**

Ms. Somers & Ms. Esqueda have asked to address the Council regarding the City Sign Code prohibition on digital/electronic reader boards and video signs.

This matter has been discussed by the Council in the past. I pulled the report for the last time (December 2014) and it is attached. Part of that report included in informal survey by staff of other coastal cities' sign codes regarding digital/electronic/video reader signs. Staff updated that informal sign code survey below:

**2019 Updated READER BOARD/ELECTRONIC SIGN STANDARDS FOR COASTAL TOWNS**

Unofficial online survey by review of sign codes - 16 Codes reviewed

<b>PROHIBITED OUTRIGHT</b>	<b>8</b>
<b>ALLOWED</b>	<b>3</b>
<b>LIMITED USE</b>	<b>5</b>

<b>TOWN</b>	<b>ALLOWED</b>	<b>PROHIBITED</b>	<b>LIMITED OR NOT CLEAR</b>
<b>Brookings</b>	C. One permitted sign for each property may contain elements that may change (blinking or moving text, symbols, and/or characters) no more frequently than every two seconds. There is no time limit on changes to text for scrolling or crawling signs.		



**SECTION 7.**

**CITY REQUESTED AGENDA ITEMS**

<b>TOWN</b>	<b>ALLOWED</b>	<b>PROHIBITED</b>	<b>LIMITED OR NOT CLEAR</b>
<b>Gold Beach</b>		Prohibited	
<b>Port Orford</b>	Allowed in certain Commercial zones (although their Dark Sky ordinance prohibits blinking and/or flashing lights)		
<b>Bandon</b>		Prohibited	
<b>Coos Bay</b>	Code Not Clear - Does not specifically call out reader board or electronic signs		Signs interfering with traffic which includes position, shape, color or animation Prohibited in Medical Park and Residential/Professional zones
<b>North Bend</b>	Reader Board, but not animated		No sign may contain lighting that will distract operators of motor vehicles or aircraft, including but not limited to rotating or animated signs, motion (video) picture, strobe, or zip lights, rotary beacons, flashing lights, search lights, festoons of lights, strings of twirlers or propellers or flares
<b>Reedsport</b>		Prohibited	
<b>Florence</b>		Prohibited	
<b>Yachats</b>		Prohibited	
<b>Waldport</b>	One sign per business Change from one message to another may not be more frequent than every 15 seconds No flashing lights Must be equipped with light sensor that adjusts intensity of sign according to ambient light		
<b>Newport</b>		Prohibited	



**SECTION 7.**

**CITY REQUESTED AGENDA ITEMS**

<b>TOWN</b>	<b>ALLOWED</b>	<b>PROHIBITED</b>	<b>LIMITED OR NOT CLEAR</b>
<b>Lincoln City</b>		Prohibited	
<b>Tillamook County</b>			Not real clear, but no flashing signs permitted
<b>Cannon Beach</b>		Prohibited	
<b>Seaside</b>	Not clear, but Definitions sections contains: Electronic Reader Board This sign may be changed at intervals no less than one and one-half seconds and may contain only one screen of text or graphic display. No Flashing		
<b>Warrenton</b>		Scrolling electronic reader board signs prohibited in downtown area	No flashing or animated
<b>Astoria</b>	Changeable text permitted (like High School sign)	Animated prohibited	

# **GOLD BEACH CITY COUNCIL AGENDA REPORT**



Agenda Item No. **10. b.**  
Council Hearing Date: December 8, 2014

## **TITLE: Electronic Reader Board Discussion & 2013 Draft Sign Code**

### **SUMMARY AND BACKGROUND:**

The subject of electronic reader board/video signs has come up several times in the past few years. The issue at hand is the current sign code prohibits electronic signs like reader boards or video signs. The sign at the high school always comes up as part of the discussion and I get asked about it a few times a year. I researched it several years back and I can't say how the sign was allowed. There is no permit or file on the sign. The sign code has prohibited electronic reader boards and similar blinking signs since 1989—I don't think the high school sign is that old.

For this discussion again, I did a very unscientific survey of other coastal communities and electronic signs. 16 coastal towns have their municipal codes online. Of the 16 I reviewed, 3 allow the signs, 1 allows just the high school type—not video signs, and 12 prohibit them—I have attached my table for your review.

The City of Medford has been in the news recently for review of video signs in their town. I have attached 2 recent Mail Tribune articles about the signs.

Councilor Brand has been an advocate of the electronic video signs and provided us with marketing materials from Daktronics signs last year. I will bring those catalogs to the meeting Monday.

As a separate attachment I am sending the draft sign code I provided to the council in the spring of 2013. In the draft code amended by the planning commission electronic reader/video signs are prohibited.

### **REQUESTED MOTION/ACTION:**

**Discussion and direction to staff on how to proceed.**

**READER BOARD/ELECTRONIC SIGN STANDARDS FOR COASTAL TOWNS**

<b>TOWN</b>	<b>ALLOWED</b>	<b>PROHIBITED</b>	<b>NOT REGULATED IN CODE</b>
<b>Brookings</b>	C. One permitted sign for each property may contain elements that may change (blinking or moving text, symbols, and/or characters) no more frequently than every two seconds. There is no time limit on changes to text for scrolling or crawling signs.		
<b>Gold Beach</b>		Prohibited	
<b>Port Orford</b>	Allowed in certain Commercial zones (although their Dark Sky ordinance prohibits blinking and/or flashing lights)		
<b>Bandon</b>		Prohibited	
<b>Coos Bay</b>	Allowed in certain Commercial zones		
<b>North Bend</b>		Prohibited	
<b>Reedsport</b>		Prohibited	
<b>Florence</b>		Prohibited	
<b>Yachats</b>		Prohibited	
<b>Waldport</b>		Prohibited	
<b>Newport</b>		Prohibited	
<b>Lincoln City</b>		Prohibited	
<b>Tillamook</b>		Prohibited	
<b>Cannon Beach</b>		Prohibited	
<b>Seaside</b>		Prohibited	
<b>Astoria</b>	Changeable text permitted (like High School sign)	Animated prohibited	

# Medford glares at electronic signs

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More rules proposed to control 'blinky boards'



A reader board ad for Southern Oregon Spine Care inside the People's Bank building greets motorists waiting for a light at the corner of Barnett Road and Highland Drive. Mail Tribune / Bob Pennell

- **By Damian Mann**  
**Mail Tribune**

Posted Nov. 19, 2014 @ 12:42 am

Eye-popping images of fireworks exploding on electronic signs would be banned in Medford under a proposal the City Council will review on Thursday.

Reacting to complaints from residents, the council will consider recommendations from the Planning Department and Planning Commission that would limit the amount of animation and the intensity of illumination from electronic signs to make Medford look a little less like Las Vegas.

The council will hold a public hearing on the sign ordinance at 7 p.m. Thursday at City Hall, 411 W. Eighth St.

Flickering, scintillating and flashing signs would become a thing of the past if Medford moves to put more controls on signs that resemble oversized flat-screen TVs. Greater setbacks from streets will also be considered, particularly at major intersections. Ken Troutman of People's Bank said he doesn't see much of an issue with the reader board signs in Medford, noting he has one at his Barnett Road store and is considering putting one at his Biddle Road store.

"The Planning Department is trying to solve a problem that doesn't exist," he said.

Troutman said he is disappointed that the city didn't reach out to the business community as it considers changes to its ordinance. He said he didn't hear about an earlier public hearing until just a few days before it occurred, and he heard about it from a business associate, not the city of Medford.

"My biggest complaint is the (city) staff tried to sneak the whole thing through," he said.

"To me, it's been disappointing to slip things by with a minimum amount of comment." Troutman said he has one reader board at his Barnett location that advertises the three businesses inside the building. He said he preferred to install one modest-sized electronic sign at a cost in excess of \$60,000 rather than erect three business signs on the property.

Occasionally the reader board does community service notices, such as applauding the graduating class, Troutman said.

Firework images flashed on reader boards could be distracting, acknowledged Troutman, but he doesn't agree with increasing the time interval for images to change from two seconds to five, as recommended by planning officials.

"That's way too long," he said.

Councilor Daniel Bunn said he disagrees with the claim that the city hasn't reached out to the community over this issue.

"Absolutely, we want to hear from people," he said. "I don't think we've been trying to sneak this through."

The city has published agendas and has noticed the Chamber of Medford/Jackson County about the issue, Bunn said. In addition, the city has had numerous meetings and discussions over more than a year. The issue also has been well publicized by local media.

Bunn said he hopes local residents speak up at the public hearing to let the City Council know how they feel about electronic signs.

"I know there is a lot of worry in the business community," he said.

The code changes were prompted by citizen complaints that increased after the large electronic sign board was installed at the Verizon store across from the Rogue Valley Mall, Bunn said.

He said there is also some police data to show the signs are a distraction for motorists.

"We couldn't just ignore the complaints we've been receiving from the community," Bunn said.

Chris Cheeley, president of Phones Plus, which operates 13 Verizon stores in Oregon, Idaho and Washington, said he has several large signs in Idaho that feature full-motion video and he rarely gets any complaints.

"The reality is that, at first, it's a big shock," he said. "I understand that people don't want their towns to look like Las Vegas."

As residents get accustomed to the signs, the complaints typically die off, he said. In Medford, Cheeley said he'd received complaints initially but doesn't recall any recently. He said his signs have an auto-dimming feature, which drops down to 6 percent of its brightness level at night. After midnight, the signs go dark, he said.

In addition to advertising the Verizon store, the electronic sign near the Rogue Valley Mall also provides public service announcements, Cheeley said.

He said he agrees that Medford is looking for a solution to a problem that doesn't exist, and he hopes the council takes some time to listen to all sides.

"What I hope they are doing is not coming to a hasty decision," he said.

## **Medford council dims impact of electronic signs**

**By Damian Mann**

**Mail Tribune**

Posted Dec. 4, 2014 @ 6:03 pm

Flashy electronic signs in Medford will be somewhat more subdued after the City Council Thursday increased the interval between images from two to five seconds.

"We will slow down the signs," Mayor Gary Wheeler said.

The council backed away from a more extensive rewrite of the city ordinance to place even more limits on electronic signs, including the intensity of illumination and the spacing between signs on streets.

Without a more comprehensive approach, Councilor Tim Jackle said he couldn't support the more limited ordinance.

"I would rather vote 'no,'" he said.

Councilor John Michaels said the city has looked at this issue for a long time.

"A lot of people have put a lot of work into this," he said. "We sort of shortchanged this."

The council did agree to bring the matter up at a later date to see whether it could come to consensus over some of the recommendations from the Planning Department and Planning Commission.

Michaels, who was inclined to vote "no" on the more limited ordinance, joined a majority of councilors in approving the interval change.

"I'm a little divided," Michaels said. "I would have liked to have looked at the overall piece."

Only Jackle voted against it.

Wheeler said it's better for the council to at least nibble off a little piece of the electronic sign ordinance, particularly a piece that is fairly straightforward.

Councilor Eli Matthews said he could support the interval change with the understanding that the council will look at a more comprehensive ordinance in the future.

The code changes were prompted by citizen complaints that increased after the large electronic sign board was installed at the Verizon store across from the Rogue Valley Mall. In particular, motorists complained the signs were a distraction.



# **ORDINANCES & RESOLUTIONS**

**RESOLUTION R1819-09**

**A RESOLUTION APPROVING CURRY TRANSFER AND RECYCLING  
(CTR) RATE ADJUSTMENT AND REPEALING RESOLUTION R1718-22 AND ANY OTHER  
RESOLUTIONS THAT MAY BE IN CONFLICT**

- WHEREAS:** The City of Gold Beach and Curry Transfer and Recycling (CTR) entered into a Solid Waste Franchise agreement on March 24, 1997; and
- WHEREAS:** Ordinance No. 533 sets the franchise terms; and
- WHEREAS:** SECTION 7 of Ordinance No. 533 provides for solid waste collection and service rate review and adjustment; and
- WHEREAS:** Curry Transfer and Recycling, pursuant to SECTION 7 (C) COST OF LIVING ADJUSTMENT (COLA), has requested an adjustment of 2.50% based on the Bureau of Labor Statistics annual CPI and a rate increase from the Oregon Department of Environmental Quality; and
- WHEREAS:** The proposed FY19-20 rate structure includes a new cart recycling program to encourage increased citizen participation in curbside recycling and increase the recovery rate and capture missing recyclables within the City.

**NOW THEREFORE, BE IT RESOLVED:** the City Council of the City of Gold Beach approves the requested CPI adjustment and rate schedule which are attached as EXHIBIT A to this resolution effective July 1, 2019.

PASSED BY THE CITY COUNCIL OF THE CITY OF GOLD BEACH, COUNTY OF CURRY, STATE OF OREGON, and EFFECTIVE THIS 8<sup>th</sup> DAY OF APRIL, 2019.

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Karl Popoff, Mayor

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Jodi Fritts, City Administrator/City Recorder



# **MISC. ITEMS**

**(Including policy discussions and determinations)**



**SECTION 10.**

**MISC. ITEMS (including policy discussions and determinations)**

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**GOLD BEACH CITY COUNCIL AGENDA REPORT**

Agenda Item No. **10. a.**  
Council Meeting Date: April 8, 2019

**TITLE: Monthly GBMS Report Out**

**SUMMARY AND BACKGROUND:**

Ariel Kane will be reporting on the activities of the city-sponsored RARE participant and GBMS activities as they relate to the city and Urban Renewal.

**COUNCIL ACTION NEEDED:**

No action needed FYI only



**SECTION 10.**

**MISC. ITEMS (including policy discussions and determinations)**

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**Memorandum**

To: Gold Beach City Council  
From: Ariel Kane, Community Coordinator, Gold Beach Main Street  
Date: 4/1/2019  
Re: Housing the Unhoused, National Main Street Workshop

The purpose of this memo is to share resources acquired from the Housing the Unhoused Mobile Workshop which I attended with the support of the City of Gold Beach at the National Main Street: Main Street NOW conference in Seattle, Washington on March 24<sup>th</sup>. The tour was facilitated by the Downtown Alliance of Olympia's downtown district. While Olympia is a larger city, there are many similarities which can be drawn between their downtown and our main street. To name a few, they are the county seat, a substantial portion of their homeless population is located in their business corridor and many health and community services are located in their business center as well. While their community is larger, their services and efforts are scaled to their population and resources. Keeping this in mind, it is easy to see how some of their solutions and ongoing problem-solving could be applied to Gold Beach, modified or adopted in a way that suits our unique community assets and needs.

In this memo I'll discuss community partnerships, housing "pipeline" solutions, sources of funding and additional resources and contact information.

**Community Partnerships:**

It would be impossible to talk about the tour of Downtown Olympia, the efforts made and approaches implemented to address the issues of homelessness in their community without addressing the importance of the partnerships that have been developed in order to implement best practices. The partnerships are a mix of public and private investment and services, ranging from the city of Olympia and their "Main Street" equivalent, the Downtown Alliance, to the service providers housed in the downtown area and advocates for the vulnerable members of their community. Partnerships have increased the safety of downtown, decreased number of preventable emergency visits, increased housing available in downtown across income levels and spurred development.

Partnerships were forged between the following: Downtown Alliance, City of Olympia, , Port of Olympia, developers of market-rate and workforce housing, such as Urban Olympia 4, LLC and last but not least, Providence and other health service providers and faith-based



## SECTION 10.

### **MISC. ITEMS (including policy discussions and determinations)**

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entities, [Interfaith Works](#), [SideWalk](#), [Olympia Free Clinic](#), [Home and Community Services](#), [Safeplace](#), [Housing and Essential Needs \(DSHS HEN\) Program](#), [Behavioral Health Resources](#), [Sea Mar Community Health Centers](#), [Community Youth Services](#)

For an overview of the partnerships coordinated by the healthcare providers and other services providers, I recommend this video from the Providence Community Care Center located in the heart of Downtown Olympia: <https://washington.providence.org/locations-directory/p/providence-community-care-center>

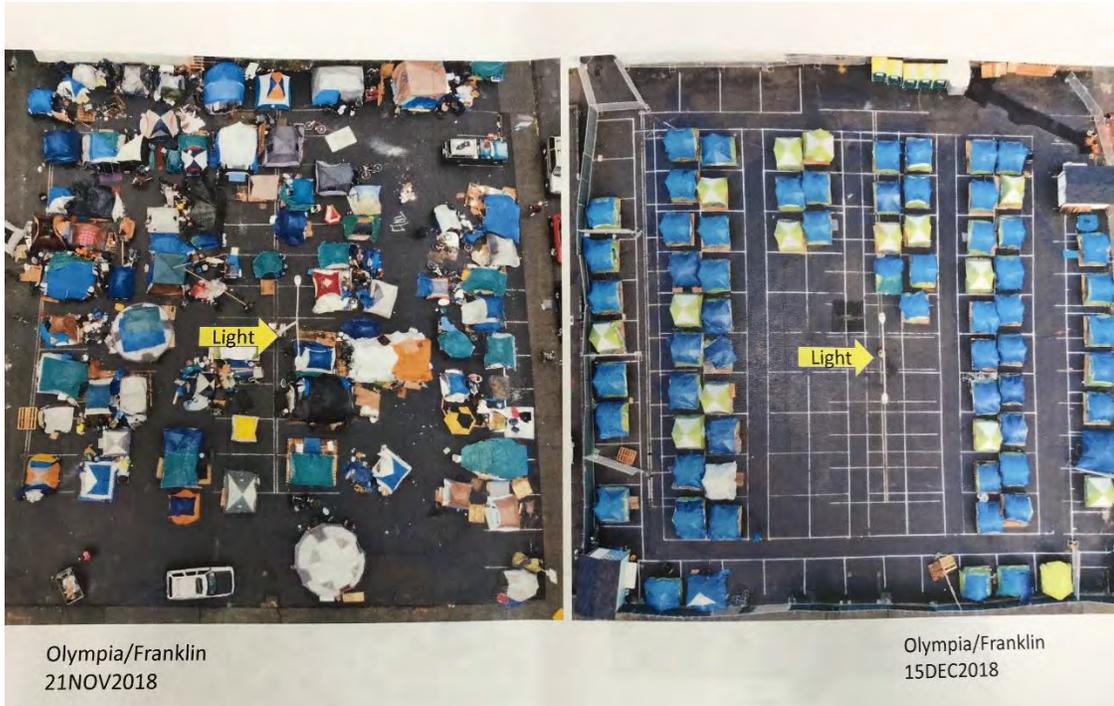
#### **Housing “pipeline”**

The partnerships forged between these different entities has led to a number of temporary, permanent and supportive housing solutions for the currently unhoused as well as ongoing development for market-rate housing in the downtown corridor. The UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT ruling in *Martin V. City of Boise* has had far reaching affects on local governments that continue to face a housing crisis. the ruling states that “as long as there is no option of sleeping indoors, the government cannot criminalize indigent, homeless people for sleeping outdoors, on public property, on the false premise they had a choice in the matter.” Therefore, the City of Olympia, believed a managed solution would be better than what they were currently observing.

The first solution they designed were [temporary mitigation sites](#). These sites were already being used for encampments, but unmanaged posed numerous health risks to the campers and the greater public. The mitigation sites are for known local adult residents, have restrictions on drugs, alcohol and weapons require a possession restriction, and a self-governance code of conduct agreement. The mitigation site works with the port of Olympia, knowing possession restrictions can be burdensome, the port maintains a storage facility, where folks can store a small container and gain access during a set period of time. Additionally, the mitigation site is in the downtown core, highly visible and highly accessible for safety officers or medical assistance if necessary. the mitigation site has restrooms but no showers, laundry or open-fire kitchen access. These needs can be met at nearby service centers. The Olympia approach to mitigation sites, can be read about in more detail [here](#).

*Public parking lot pre-mitigation site management and post-formalized mitigation site:*

**MISC. ITEMS (including policy discussions and determinations)**



Olympia/Franklin  
21NOV2018

Olympia/Franklin  
15DEC2018

These mitigation sites are not intended to be permanent, they are reviewed every six months, with the hope that more residents will be referred to other housing in the pipeline. One of the next options for this could be temporary residence at the Plum Street Tiny Homes project, also near the downtown core. Residents are referred by the mitigation site hosts and workers and when moving to the Plum Street Tiny Homes, also adhere to a set of guidelines and community rules. Plum Street has been open only for a few months, but has already seen residents from Plum Street move into permanent housing, secure jobs and attend school. The site has more amenities for residents, which helps manage time. It can be difficult for folks who are without shelter to get needs met while also trying to find permanent housing if they must travel across town to shower, then to another location to do laundry and another to use a computer to do a job search.

*Photos of Plum Street tiny home village:*

**MISC. ITEMS (including policy discussions and determinations)**

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Picture 1: Showers and laundry services and additional storage



Picture 2: Tiny homes





## SECTION 10.

### **MISC. ITEMS (including policy discussions and determinations)**

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Other opportunities in the pipeline, aside from the traditional shelter model, are supportive housing project developments such as [Fleetwood Apartments](#), a low-income housing development with reserved units for homeless veterans, and the [Billy Frank Jr Place](#), another downtown supportive housing development. Both have 43 units available, and provide on-site case management and other services to support folks with great need, either regarding mental health, physical health, substance abuse or trauma counseling. These units do not have a high emphasis on moving residents on to another spot in the pipeline. For some, these will be semi-permanent housing situations as they get access to the support they need to live healthy lives.

#### **Sources of funding**

Other sources of funding used by the Downtown Alliance and City of Olympia to find projects outside of traditional grants and private investment.

#### **Community Development Block Grant Program:**

From the [Department of Housing and Urban Development website](#), “The CDBG program works to ensure decent affordable housing, to provide services to the most vulnerable in our communities, and to create jobs through the expansion and retention of businesses. CDBG is an important tool for helping local governments tackle serious challenges facing their communities. The CDBG program has made a difference in the lives of millions of people and their communities across the Nation.

The annual CDBG appropriation is allocated between States and local jurisdictions called "non-entitlement" and "entitlement" communities respectively. Entitlement communities are comprised of central cities of Metropolitan Statistical Areas (MSAs); metropolitan cities with populations of at least 50,000; and qualified urban counties with a population of 200,000 or more (excluding the populations of entitlement cities). States distribute CDBG funds to non-entitlement localities not qualified as entitlement communities.

HUD determines the amount of each grant by using a formula comprised of several measures of community need, including the extent of poverty, population, housing overcrowding, age of housing, and population growth lag in relationship to other metropolitan areas.”

#### **[Olympia Home Fund](#)**

.01% sales tax increase directed for development or operations and services in the downtown area or to serve households at 60% AMI or below. 60% of the funds are



## SECTION 10.

### **MISC. ITEMS (including policy discussions and determinations)**

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required to be used to construct affordable housing, mental or behavior health related facilities, or fund operations related to housing or housing services programs.

#### **Community Investment Partnership (CIP):**

The County (Thurston County) has set up the CIP, a public-nonprofit partnership to govern the management of \$3 to 4 million annually in federal, state and local government funds along with United Way charitable funding, CIP funds are dispersed for various programs and projects, including those that address homelessness by providing provide affordable and transitional housing, rental assistance, shelter, prevention and other supportive services.

#### **Additional Resources:**

##### **Olympia Downtown Strategy Homelessness chapter:**

<http://olympiawa.gov/~media/Files/CPD/Planning/Downtown/Downtown%20Strategy%202017/Chapters/DTS-Homelessness-Chapter.pdf?la=en>

**Rapid Rehousing Approach:** <https://youtu.be/HcukB3ZkWIO>

**Low Income Housing Institutes Urban Rest Stops:** <https://lihi.org/urban-rest-stops/>



**SECTION 10.**

**MISC. ITEMS (including policy discussions and determinations)**

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**Appendix 1:**

Presentation from the Providence Community Care Center



## Olympia's Homeless: Establishing a service and care model for the poor and vulnerable

### Providence Community Care Center

Sue Beall, Director, Behavioral Health Services

Angela Maki, Director, Communication & External Affairs



The basic building blocks for healthy living are well known:

- **Food**
- **Shelter**
- **Mental and physical health care**
- **Emotional validation**

... all leading to educational, economic, and job opportunities.



## Building a Culture of Recovery ...

The Providence Community Care Center is a collaborative partnership of social service and health care providers doing coordinated outreach for the most vulnerable in our community.

Offering:

- Hygiene Services
- Mental Health Counseling
- Medication Management
- Physical Health Care
- Substance Use Counseling
- Housing Services

## Partners | Services



### Mental health



### Housing / Shelters



### Coordination / Development



### Primary Care



### Funding



# Building

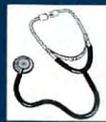


## Location:

225 State St.  
Olympia, WA 98501



## Amenities:



2 exam rooms



3 showers



2 washer / dryers



5 toilets



WiFi



4 - 1:1 consult rooms





## Providence Services



- Short-term (bridge) medication management
- Behavioral health case management
- Mental health risk assessments
- Mental health treatment
- Substance use disorder assessments
- Crisis intervention
- Crisis stabilization

## Latest Statistics – January 2019



### Total Guests in January: 2,203

- New Guests: 195
- Average Guests Per Day: 71
- Enrolled in Coordinated Entry: 96
- Housed/Placements: 3
- Mental Health Services: 42 unique contacts, 215 total contacts
- Physical Health Services: 127 unique contacts, 149 total contacts
- Showers: 877
- Laundry Loads: 320
- Bags Checked: 1,292



*Thank you!*

*For more information and for video go to:  
[www.providence.org/provccc](http://www.providence.org/provccc)*



**SECTION 10.**

**MISC. ITEMS (including policy discussions and determinations)**

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**Appendix 2:**

**Olympia Police Department Programs**



# Familiar Faces



Creating a safe, healthy & vibrant City for every Olympia community member

### Why Familiar Faces

- Almost 42% of OPD officers replied that they encountered a high utilizer in crisis 15 or more times during a typical work week
- Over 63% indicated the cause of crisis as a combination of mental illness, substance use disorder, poverty and homelessness
- The most immediate need indicated by 60% of officers was mental health counseling

### Who's in The Program:

 We identify individuals who have...

- Complex health and behavioral problems
- Frequent and persistent contact with OPD Walking Patrol
- 15-20 of the most vulnerable individuals in Downtown who are most resistant to services and resources

### Peer Navigators:

 The program will utilize peer navigators to provide...

- A shared life experience
- Non-judgmental and unconditional support
- Motivational interviewing skills

Peers are recognized by DBHR or can obtain PEER Specialist status within 3 months

### Familiar Services Will Provide:

- Mental health and substance use disorder treatment integrated with primary health care and life skills development
- Motivational interviewing
- Permanent supportive housing
- Assertive Outreach/Engagement
- Trauma-Informed Care
- Harm Reduction Integrated Care and Care Coordination
- Culturally Responsive Service

### Starting January 2019:

- Peer Navigators are working closely with participants
- Weekly Partner Group staffs client's caseloads
- Identification of barriers and create strategies to address needs

### Have Questions:

Contact Anna Larson, OPD Outreach Services Coordinator



# Crisis Response Unit

A partnership between the Olympia Police Department and Recovery Innovations International to provide free, confidential, voluntary crisis response assistance.

### Program Based off Eugene model/CAHOOTS:

Trained professionals address issues of mental illness and substance use with the goal of; connecting individuals in crisis to social services and divert from jail or hospital.

### Core Principles:

- Street Outreach
- Harm Reduction
- Trauma Informed Care
- Cultural Competency (Client-centered, consistent, positive, free of judgment or discrimination, effective communication and verbal de-escalation)

### Services:

- Crisis Counseling
- Conflict Resolution and Mediation
- Grief and Loss
- Substance Abuse
- Housing Crisis
- Harm Reduction
- First Aid and Non Emergency Medical Care/Connections
- Resource Connections and Referrals
- Transportation to Services

Services will NOT include: Restraining people against their will. Violating confidentiality (with exception of mandatory reporting). Providing transportation home.

### CRU Program Will:

- Increase our ability to provide outreach services to those in crisis
- Identify the individual's life circumstances and needs
- Help identify individuals with chronic mental health disorders, substance abuse and co-occurring disorders.

### Hours of Operation:

7 days a week, day-shift only (start time tentatively set for 7:30 am), with a phased-in approach

- Phase 1 - Downtown Olympia
- Phase 2 - Citywide

o provide free, confidential, voluntary crisis response assistance.



Meet the Olympia Police Department's

# Walking Patrol

The Olympia Police Department is pleased to present your new Downtown Walking Patrol team. The Public Safety Levy passed by the Olympia community in November of 2017 funds this team.

The team will work diligently to build relationships; be visible and accessible; participate in Downtown activities and events; and address criminal activity.

**The Walking Patrol Team:** Effective June 1, 2018 the team consists of one Team Sergeant and 6 Officers. Please take a few minutes to say hi when you see us on the street.

### Sergeant Amy King

- |                    |                    |                    |
|--------------------|--------------------|--------------------|
| Officer S. O'Brien | Officer. E. Tomsik | Officer. J. Theis  |
| Officer J. Reisher | Officer. J. Sola   | Officer. P. Hutnik |



**Availability:** To provide the best expanded services to Downtown, the team is split into two shifts with swing shift working into the early hours on Friday and Saturday.

### Day Shift

7-days a week  
7:00 am – 5:00 pm

### Swing Shift

Wednesday & Thursday 1:00 pm – 11:00 pm  
Friday & Saturday 4:30 pm – 2:30 am

APRIL 5, 2019 COUNCIL PACKET

You can contact the Walking Patrol team via the Police non-emergency



**SECTION 10.**

**MISC. ITEMS (including policy discussions and determinations)**

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**Appendix 3:**

**Olympia's 2018 Homeless Snapshot**

## 2018 Homeless Snapshot

Thurston County funds an annual "Point-in-Time-Census" to capture how many individuals are homeless and when possible, how they came to be in that situation.



The January 2018 census identified 835 homeless persons, including 320 individuals, families, and unaccompanied youth without access to shelter of any kind. Stay connected to receive the 2019 data.



In November 2018, the City counted approximately 310 individuals sleeping outdoors or in tents in Downtown.

The annual Point-in-Time Census provides critical information to help identify response strategies, apply for funding, prioritize work efforts, and measure the impact of our community's response to homelessness.



### Stay Connected



Sign up for our newsletter at [olympiawa.gov/subscribe](http://olympiawa.gov/subscribe)



Email us at [homelessness@ci.olympia.wa.us](mailto:homelessness@ci.olympia.wa.us)



Visit us online at [olympiawa.gov/homelessness](http://olympiawa.gov/homelessness)



Last Updated 02.05.19

## Homelessness Response

Increasing homelessness in Olympia and throughout Thurston County is an issue of significant public concern. Like many cities across the country and particularly on the west coast, the City of Olympia is challenged to respond. In 2018, the City developed a new line of programs to address homeless related issues and their impacts, and hired its first Homeless Response Coordinator.

**Regional and community partnerships are critical to developing an effective response to this crisis.**

### Home Fund

In 2018, voters approved a sales tax increase to fund building permanent supportive housing for the most vulnerable members of our community. It will be several years before we see completed projects, so in the interim the City is partnering with others to take more immediate action.



Homelessness Response  
[olympiawa.gov/homelessness](http://olympiawa.gov/homelessness)



## Supporting the Move to a 24/7 Shelter System

The City is providing funding to move two existing shelters to a 24/7 operation. In addition to providing overnight shelter, Community Youth Services (CYS) Rosie's Place will open its doors to youth during the day. The Salvation Army will expand their overnight shelter beds by upgrading their building to provide a safe, comfortable place during daytime hours.

## Supporting a Vibrant Downtown

The City of Olympia is committed to our community's vision for a vibrant Downtown, which includes effective and compassionate ways to address the impact of homelessness.

### Clean Team

Responsible for general upkeep, repair, painting, trash pickup and cleaning in public spaces in Downtown.

### Crisis Response

A partnership initiated by the Police Department to provide free, confidential, voluntary crisis response assistance.

### DT Ambassadors

A vital front line delivery system to help promote and ensure Downtown is a vibrant and attractive urban destination.

### Familiar Faces

Two peer navigators who assist individuals with complex health and behavioral problems.

### Secure Storage

A partnership to create storage facilities to keep personal belongings safe and dry, while minimizing sidewalk debris.

### Walking Patrol

A highly visible and accessible 7-member team dedicated to serving, connecting with our Downtown community.

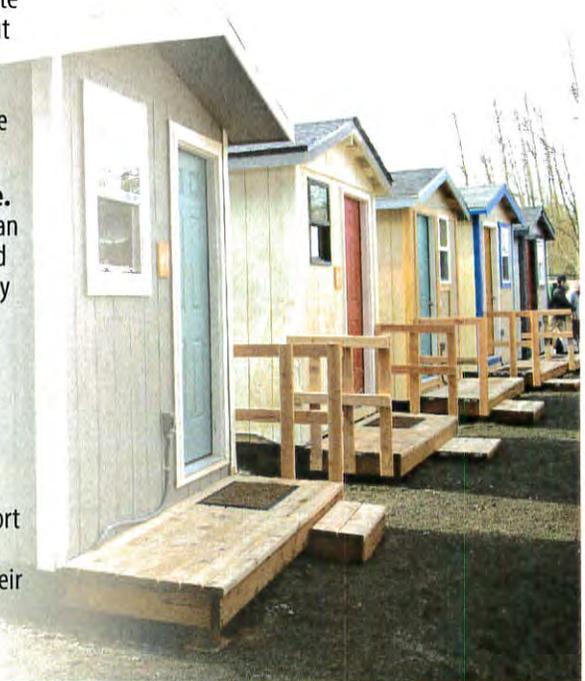
## The Mitigation Site

- **As a first step** to manage the growing, unsustainable and immediate situation of Downtown encampments, a temporary sanctioned campsite was set up on a City-owned parking lot at Olympia and Franklin. This site will include basic hygiene services, orderly setup, safety protocols, a code of conduct and on-site host(s).
- **This is not a permanent end state.** This step will facilitate safety, public health, dignity, along with improved enforcement of camping and behaviors in the downtown core and other areas. The City is currently looking to establish a second mitigation site outside of Downtown for temporary and safe camping.



## Fostering Emergency Housing Partnerships

- **Plum Street Village.** A new tiny home village has 40+ individuals on-site. The units are secure and private for individuals and couples without children. The site is equipped with a hygiene trailer and services tailored to the specific needs of the residents.
- **Emergency Housing Ordinance.** In 2018, the City Council adopted an emergency ordinance that allowed for the establishment of temporary emergency shelter site on faith-based, non-profit, or government property, subject to a permit.
- **Faith Community & City Tiny House Pilot Partnership.** The City is partnering with several faith-based communities to support the establishment of additional emergency housing villages on their properties.



## Developing Strategies and a Plan

Beginning in March of 2019, the City will host a process to determine how we, as a community, will respond to long-term impacts of homelessness. This process will engage citizens, non-profits, private sector, and government agencies from throughout the region in a dialogue to identify together the most effective, impactful, and sustainable solutions to addressing homelessness and its impacts.

### How to Get Involved

Sign up for our homelessness e-newsletter to get the most up-to-date information on what is happening related to homelessness, including how you can get involved in developing a long-term strategy. Go to [olympiawa.gov/subscribe](http://olympiawa.gov/subscribe) to sign up.



**SECTION 10.**

**MISC. ITEMS (including policy discussions and determinations)**

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**Appendix 4:**

**Downtown Olympia Development**

## Underway or Completed

- 123 4th Ave:** 138 new apartment units with 7,000 sf of ground floor retail. Currently leasing. Former Parking Lot
- 222 Market:** A Euro-style local artisan market, that includes a distillery, oyster bar, florist and more.
- 321 Lofts:** 36 apartments (two two-bedroom apartments; four studio apartments; and seven one-bedroom apartments on each floor.) Currently leasing. Former Parking Lot
- Annie's Artist Flats:** Rehab of existing Montgomery Ward building into an artists' space with 11 studios, open gallery space, 18 residential units with common areas. A new building with 48 mid-level rent units will replace the surface parking lot on 5th. Former Parking Lot
- Billy Frank Jr Place:** 43 affordable housing units for homeless veterans and young adults, and the disabled. Opened June 2017. Former Parking Lot
- Campus Lofts:** 43 units that include both apartment and town-home options located close to the Capital Campus.
- Columbia Place:** 7-story mixed use building approximately 300,000 sq. ft. Includes street level retail, office, 115 residential units and parking. Former Parking Lot
- Legion Square Remodel:** Conversion of ground floor offices into retail space, with an awning and other pedestrian improvements along the Adams Street frontage.
- Mud Bay:** New location for Downtown Corporate Headquarters.
- Providence Community Care Center:** Several agencies under one roof to serve people who need treatment for mental illness, health conditions, drug abuse and personal trauma.
- State's 1063 Building:** 5-story state office building at 11th and Capitol.
- The Olympian:** The 6800 sq. ft building at 522 Franklin St is re-purposed for commercial use.
- Views on 5<sup>th</sup>:** Conversion of existing 9-story structure into mixed use with apartments, amenities and a restaurant/café. Demolition of a blighted 1-story structure for a new 3-story building with apartments and structured parking. Overall would have 140 residential units and structured parking.
- Well 80 Brewing Company:** Redevelopment of the former Olympia Fireplace Warehouse (destroyed by fire in 2011) into a 6000 sq. ft. brewery café.
- Westman Mill:** A 5-story mixed use with 74 apartment and 12 town-home units, 8,500 sq. feet of retail and a public walkway. Former Parking Lot
- Laurana Flats:** A redo of the former Les Schwab buildings to 3-story mixed use with 44 apartment units over 8,100 square feet of retail, including an outdoor restaurant on the water.



## Potential Projects

- 18. Condominium at Columbia:** A 7-story building with five stories including 28 units over two stories of parking. Former Parking Lot
- 19. Market Flats:** Mixed Use redevelopment to include office/residential entry on the ground floor with 5 stories of apartments above and two levels of covered interior parking. Former Parking Lot
- 20. Family Clinic:** 2-story, 10,218 sq. ft. medical clinic with on-site vehicle parking (115 Legion)
- 21. Olympia Federal Savings Block Redevelopment:** Future block redevelopment of former Schoenfeld site.
- 22. State & Water Mixed Use:** 5-story building with retail on ground floor and 60 residential units above, and parking for 40

**23. NP Devices:** Headquarters for a medical prosthetics manufacture.

**24. Mixed Use:** The City has acquired 112 & 116 4th Ave adjacent to a city-owned parking lot, for a potential mixed use building that could include structured parking, civic, commercial and/or residential uses.

## Sites Not Yet Determined

**Thurston County Courthouse:** Thurston County is exploring options for a new court complex, including a possible Downtown location.

## Key

- City or State Park
- State Capitol Campus
- Downtown Projects
- Prior to development this property was a **surface parking lot**
- Last updated 03.25.2019
- Updated since last version



**MISC ITEMS** (including policy discussions & determinations)

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**GOLD BEACH CITY COUNCIL AGENDA REPORT**

Agenda Item No. **10. c.**  
Council Meeting Date: April 8, 2019

**TITLE: Request To Review Planning Director Determination of Expiration of Conditional Use Permit**

**SUMMARY AND BACKGROUND:**

After several contentious land use hearings in 2017 before both the Planning Commission and the City Council, La Mota LLC-Aaron Mitchell was granted conditional land use authorization on October 16, 2017, to operate a marijuana retail sales and production business at 29846 Ellensburg Avenue. Typically conditional use permits (CUP) are valid for one (1) year from the date of issuance unless “substantial construction” has taken place. Substantial construction is defined in the code as:

*Substantial construction, in this case, means obtaining all necessary permits required by governmental agencies to commence construction of any structures or to commence the principal activity permitted by the conditional use permit.*

On January 29<sup>th</sup> of this year staff notified La Mota that their CUP had expired. By January of 2019, they failed to pay their water/sewer utility bill for over 6 months and the water meter was removed at the location which triggered a review of their CUP. *(They have since brought their account current and paid to have the meter reinstalled)* While they had applied for a building permit in the summer of 2018, which was issued by Curry County, no construction had commenced. As of January 29<sup>th</sup> they were not licensed through OLCC as a recreational marijuana retailer, producer, or wholesaler at this location. As a result, staff made the determination that they failed to meet substantial construction within one (1) year of the issuance of their CUP, and therefore it officially expired on October 17<sup>th</sup>, 2018.

After receiving the expiration letter, agents for La Mota contacted staff and asked what their options were. Generally in land use actions when a permit expires the process must start again—meaning, new application and hearing for a new permit. They asked if there were any other options. As Planning Director, I feel that legally, NO, there are no other options. Expiration of a permit is akin to a death—once the threshold has been crossed no amount of CPR is going to revive a victim that has expired. Their CUP expired without substantial

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**MISC ITEMS** (including policy discussions & determinations)

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construction, therefore they have no valid permit. I did tell them I would bring the matter to the Council—because the approval was issued by the Council—and they could plead their case to the Council. I advised them they should have someone present to speak to the Council in person.

As of April 5<sup>th</sup> La Mota has no valid OLCC license to operate a recreational marijuana facility at this location.

Attached to this report are the following:

- Current list of Curry County MJ business from OLCC database
- Copy of the January 29<sup>th</sup> letter
- Copy of the building permit land use clearance
- Copy of the Decision Notice for the CUP

**REQUESTED ACTION**

Determine if the Planning Director determination of not meeting substantial construction should be affirmed or overturned. Either decision will require citation to evidence in the record since this is a land use action.

## OREGON LIQUOR CONTROL COMMISSION

Marijuana Business Licenses Approved as of 4/5/2019

LICENSE NUMBER	LICENSEE NAME	BUSINESS NAME	LICENSE TYPE	ACTIVE	COUNTY	Retail Delivery	Medical Grade	Hemp
050 10011855BAC	High Tide Wellness Center, LLC	High Tide Wellness Center	Recreational Retailer	Yes	Curry	Yes	Yes	
020 1003033593A	Rogue Coast Growers, LLC	Rogue Coast Growers	Recreational Producer	Yes	Curry			
050 1003493E0C7	Sockeye Farms, LLC	Club Sockeye	Recreational Retailer	Yes	Curry	Yes	Yes	
020 10036798B31	Christopher Swick / Thayne Groff	Top of the Mountain	Recreational Producer	Yes	Curry			
020 100418847B7	Prospector Gardens LLC	Prospector Gardens LLC	Recreational Producer	Yes	Curry			
050 10047520A20	Smart Choice Investments LLC	World Famous Top Shelf Cannabis	Recreational Retailer	Yes	Curry	Yes		
050 1005050D2DA	West Coast Organics LLC	West Coast Organics	Recreational Retailer	Yes	Curry	Yes	Yes	
050 10052669AAA	Stateline Cannabis LLC	Stateline Cannabis	Recreational Retailer	Yes	Curry	Yes	Yes	
050 1005289B539	Buddha's Wellness Center LLC	Buddha's Wellness Center LLC	Recreational Retailer	Yes	Curry		Yes	
020 1005293A96A	SeaWeedz LLC	SeaWeedz	Recreational Producer	Yes	Curry			
050 10054414005	BUD BROS LLC	BUD BROS LLC	Recreational Retailer	Yes	Curry	Yes	Yes	
020 10055014202	Madden Butte Farm LLC	Madden Butte Farm LLC	Recreational Producer	Yes	Curry			
020 10059989D5E	William Huston / Enelda Huston	Coastal Highs	Recreational Producer	Yes	Curry			
020 100666035F9	Jasmine Dansby	Wonderland Producers	Recreational Producer	Yes	Curry			
050 10067366FA8	Stateline Cannabis LLC	BudMart	Recreational Retailer	Yes	Curry	Yes	Yes	
050 10068296AF9	Tryke City, LLC	Tryke City, LLC	Recreational Retailer	Yes	Curry			
050 100825128A0	South Coast Dispensaries and More LLC	South Coast Dispensaries and More	Recreational Retailer	Yes	Curry	Yes		
030 1008960079A	Chris Swick/Adam Ashworth	Chetco Distilling Company	Recreational Processor	Yes	Curry			

\*Applicants on this list have been approved for a recreational marijuana license, but will not be issued a license until the license fee is paid.

The recreational marijuana statutes passed by the Oregon Legislature make many documents exempt from disclosure, including the address of a premises for which a Producer, Processor, or Wholesaler license has been issued or for which an application is proposed to be licensed (2016 HB4014, Section 22).

## OREGON LIQUOR CONTROL COMMISSION

### Active Marijuana Retail Licenses Approved as of 4/5/2019

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TRADE NAME	POSTAL CITY	COUNTY	STREET ADDRESS	ZIP	Med Grade	Delivery
BUD BROS LLC	BROOKINGS	CURRY	1240 CHETCO AVE., STE E, F	97415	Yes	
HIGH TIDE WELLNESS CENTER	BROOKINGS	CURRY	15957 US-101 SUITE #4	97415	Yes	Yes
SOUTH COAST DISPENSARIES AND MORE	BROOKINGS	CURRY	1025 CHETCO AVE #4	97415		Yes
STATELINE CANNABIS	BROOKINGS	CURRY	14377 HIGHWAY 101 S., UNIT B	97415		Yes
TRYKE CITY, LLC	BROOKINGS	CURRY	407 OAK ST. UNIT B	97415		
WEST COAST ORGANICS	BROOKINGS	CURRY	855 RAILROAD STREET STE. C	97415	Yes	Yes
WORLD FAMOUS TOP SHELF CANNABIS	BROOKINGS	CURRY	704 CHETCO AVE SUITE A	97415		Yes
CLUB SOCKEYE	GOLD BEACH	CURRY	94253 N. BANK ROGUE RIVER RD.	97444	Yes	Yes
BUDMART	HARBOR	CURRY	97900 SHOPPING CENTER AVE. SUITE #37	97415	Yes	Yes
BUDDHA'S WELLNESS CENTER LLC	PORT ORFORD	CURRY	264 6TH ST SUITE D	97465	Yes	

\*Licensees with an \* will be active once notice of their Oregon Medical Marijuana Program registration has been surrendered and received by the OLCC.



# City of Gold Beach

29592 Ellensburg Avenue • Gold Beach, OR 97444

Administration: 541-247-7029 • Police: 541-247-6671 • [www.goldbeachoregon.gov](http://www.goldbeachoregon.gov)

Visitor Center: 541-247-7526 • [www.visitgoldbeach.com](http://www.visitgoldbeach.com)

Tuesday, January 29, 2019

LA MOTA GOLD BEACH LLC  
Aaron Mitchell  
7435 SE 52<sup>nd</sup> Ave  
Portland, OR 97206

**RE: Expiration of conditional use permit GBC-1701  
Assessor Map 3615-36DA tax lot 1900, 29846 Ellensburg Avenue**

Dear Mr. Mitchell:

I am writing to make you aware of the expiration of the conditional use permit referenced above. Typically we do not get in touch with property owners about their permits—it's up to the owner to keep track of valid authorizations and other regulatory requirements such as licenses and permits. However, we were forced to remove the water service at this location this month due to non-payment of the utility services. That triggered a departmental review of other outstanding issues.

The time limit for conditional use permits is generally one year unless substantial construction has taken place. For our code, that translates to obtaining all necessary structural permits and other governmental agency authorizations for the principal activity. I checked with the Curry County Building Department and you have obtained a building permit for the remodel, but not construction has taken place. I checked with the OLLC and there is no valid Marijuana Retail or Business License for the shop. Because substantial construction has not taken place, the City's conditional use authorization (GBC-1701) for the shop with retail sales and production lapsed as of October 17, 2018.

I am attaching the following information to this letter:

- Copies of the water utility non-payment correspondence
- A copy of the GBC-1701 Final Order
- A copy of the Code section regarding Time Limit on Permit for Conditional Use
- A copy of the OLCC registry as of January 18<sup>th</sup> (most recent available online today)

Please contact me if you wish to reapply for the conditional use authorization.

Sincerely,

  
Jodi Fritts, City Administrator  
[jfritts@goldbeachoregon.gov](mailto:jfritts@goldbeachoregon.gov)

*The City of Gold Beach is dedicated to enhancing quality of life, while promoting the health, safety, and welfare of our citizens, businesses, and visitors in the most fiscally responsible manner. In doing this, the City will respect the past, respond to current concerns, and plan for the future, while maintaining environmental sensitivity in our beach oriented community.*



# City of Gold Beach

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Thursday, December 13, 2018

La Mota  
Rosa Cazares  
7435 SE 52<sup>nd</sup>  
Portland, OR 97209

Re: 29844 Ellensburg Avenue, Gold Beach, OR  
Account #1429.02

Dear Ms. Cazares,

This letter is in follow-up to my November 30, 2018, letter regarding your water/sewer account being in arrears and that if payment was received by December 10, 2018, the water meter would be removed. We removed that meter on December 12, 2018. We have applied your deposit to the outstanding balance and we will be filing a lien on your property.

Sincerely yours,

Kim Hunnicutt  
Utilities Clerk

*The City of Gold Beach is dedicated to enhancing quality of life, while promoting the health, safety, and welfare of our citizens, businesses, and visitors in the most fiscally responsible manner. In doing this, the City will respect the past, respond to current concerns, and plan for the future, while maintaining environmental sensitivity in our beach oriented community.*



# City of Gold Beach

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Visitor Center: 541-247-7526 • [www.visitgoldbeach.com](http://www.visitgoldbeach.com)

Friday, November 30, 2018

La Mota  
Rosa Cazares  
7435 SE 52<sup>nd</sup>  
Portland, OR 97209

Re: 29844 Ellensburg Avenue, Gold Beach, OR  
Account #1429.02

Dear Ms. Cazares,

Your water/sewer account is in arrears. If we do not receive payment by Monday, December 10, 2018, the water meter will be removed. There is a charge of \$3,416 to put the meter in again.

If you have any questions, please feel free to contact me.

Sincerely yours,

Kim Hunnicutt  
Utilities Clerk

*The City of Gold Beach is dedicated to enhancing quality of life, while promoting the health, safety, and welfare of our citizens, businesses, and visitors in the most fiscally responsible manner. In doing this, the City will respect the past, respond to current concerns, and plan for the future, while maintaining environmental sensitivity in our beach oriented community.*

La Mota

4/30/18 Called + L/m re: shutoff notice +  
over due ~~bill~~ bill

11/1/18 Called Rosa + L/m about past due

11/15/18 Called Rosa + L/m about pulling  
meter + new SDC charges to put back

Report Criteria:  
Customer: Customer number = 142902

1429.02 La Mota - Lien Account 29844 Ellensburg Ave

Account Summary:

Period	Water	WtrRes	Sewer	Shutoff	Late Fee	Billings	Billing Adjustments	Payments	Other	Balance
10/31/2017	-	-	-	-	-	-	-	-	-	-
11/30/2017	66.78	4.00	100.66	-	-	171.44	-	-	-	171.44
12/31/2017	87.58	4.00	100.66	30.00	17.14	239.38	-	380.82	-	30.00
01/31/2018	86.18	4.00	100.66	-	3.00	193.84	-	-	-	223.84
02/28/2018	82.78	4.00	100.66	30.00	22.38	239.82	-	-	-	463.66
03/31/2018	65.38	4.00	100.66	-	-	170.04	-	463.66	-	170.04
04/30/2018	79.78	4.00	100.66	30.00	17.00	231.44	-	217.04	-	184.44
05/31/2018	100.98	4.00	100.66	30.00	18.44	254.08	-	-	-	438.52
06/30/2018	48.58	4.00	100.66	-	43.85	197.09	-	482.37	-	153.24
07/31/2018	31.78	4.00	100.66	30.00	15.32	181.76	-	-	-	335.00
08/31/2018	31.78	4.00	100.66	-	33.50	199.94	-	-	-	534.94
09/30/2018	31.78	4.00	100.66	30.00	53.49	189.93	-	-	-	724.87
10/31/2018	31.78	4.00	100.66	-	72.49	208.93	-	-	-	933.80
11/30/2018	12.30	1.55	38.96	-	93.38	146.19	-	60.00	-	619.99
12/31/2018	-	-	-	-	-	-	-	-	-	52.81
01/31/2019	-	-	-	-	-	-	-	567.18	-	-
Totals:	757.46	49.55	1,246.88	180.00	389.99	2,623.88	60.00	2,111.07	400.00	-

The \$400 deposit  
is their deposit.  
\$60 was for the  
last 2 shut off  
fees that you  
asked me to  
take off.

Maptaxlot: 3615-36DA-01900-00  
PropertyID: R11542

Owner Information:  
MITCHELL, AARON  
7435 SE 52ND AVE  
PORTLAND, OR 97206

Situs Address:  
29846 ELLENSBURG AV  
GOLD BEACH, OR 97444

P\_class: 201  
Co\_Prop\_Cls: 211  
Code Area: CA:31UR  
Exemptions:  
Current Exempt Value: \$0  
Roll Land Market: \$100,150  
Roll Total Improvement: \$370,170  
Roll\_Rmv\_Value: \$470,320  
Roll Use Value: \$0  
Roll Assessed Value: \$433,470  
Current Year Levy: \$4,872.48  
Ca\_rate: 11.24  
Year Built:  
Living Area: 6,418  
Account Acres: 0.13  
Sale Date: 11/6/2017  
Sale Price: \$376,650  
Current Sale Deed: 17-4722  
Neighborhood Code: 3-1301

### Business Name Search

<a href="#">New Search</a>		<a href="#">Printer Friendly</a>		Business Entity Data			01-29-2019 18:16
Registry Nbr	Entity Type	Entity Status	Jurisdiction	Registry Date	Next Renewal Date	Renewal Due?	
1329825-96	DLLC	ACT	OREGON	06-01-2017	06-01-2019		
Entity Name	LA MOTA GOLD BEACH LLC						
Foreign Name							

<a href="#">New Search</a>		<a href="#">Printer Friendly</a>		Associated Names			
Type	PPB	PRINCIPAL PLACE OF BUSINESS					
Addr 1	7435 SE 52ND AVE						
Addr 2							
CSZ	PORTLAND	OR	97206	Country	UNITED STATES OF AMERICA		

Please click [here](#) for general information about registered agents and service of process.

Type	AGT	REGISTERED AGENT		Start Date	10-18-2018	Resign Date	
Of Record	<a href="#">086012-96</a>	TT ADMINISTRATIVE SERVICES, LLC					
Addr 1	888 SW FIFTH AVE STE 1600						
Addr 2							
CSZ	PORTLAND	OR	97204	Country	UNITED STATES OF AMERICA		

Type	MAL	MAILING ADDRESS					
Of Record	<a href="#">086012-96</a>	TT ADMINISTRATIVE SERVICES, LLC					
Addr 1	888 SW FIFTH AVE STE 1600						
Addr 2							
CSZ	PORTLAND	OR	97204	Country	UNITED STATES OF AMERICA		

Type	MEM	MEMBER			Resign Date		
Name	AARON	R	MITCHELL				
Addr 1	7435 SE 52ND AVE						
Addr 2							
CSZ	PORTLAND	OR	97206	Country	UNITED STATES OF AMERICA		

<a href="#">New Search</a>		<a href="#">Printer Friendly</a>		Name History			
Business Entity Name				Name Type	Name Status	Start Date	End Date
LA MOTA GOLD BEACH LLC				EN	CUR	06-01-2017	

Please [read](#) before ordering [Copies](#).

<a href="#">New Search</a>		<a href="#">Printer Friendly</a>		Summary History			
Image Available	Action	Transaction Date	Effective Date	Status	Name/Agent Change	Dissolved By	
	AMNDMT TO ANNUAL RPT/INFO STATEMENT	10-18-2018		FI	Agent		
	AMENDED ANNUAL REPORT	06-04-2018		FI			
	ARTICLES OF ORGANIZATION	06-01-2017		FI	Agent		

**THE CITY COUNCIL OF THE CITY OF GOLD BEACH  
COUNTY OF CURRY, STATE OF OREGON**

<b>IN THE MATTER OF THE REQUEST )</b>	<b>FINAL ORDER &amp;</b>
<b>FOR CONDITIONAL USE APPROVAL )</b>	<b>FINDINGS OF FACT</b>
<b>TO OPERATE A MARIJUANA )</b>	
<b>RETAIL SALES BUSINESS AND )</b>	
<b>RECREATIONAL MARIJUANA )</b>	
<b>PRODUCTION OPERATION IN )</b>	
<b>THE COMMERCIAL (4-C) ZONE )</b>	

**ORDER IN THE APPROVAL** of application GBC-1701, a request for conditional use approval to authorize a MARIJUANA RETAIL SALES AND RECREATIONAL MARIJUANA PRODUCTION business within the Commercial (4-C) zone. The subject property is identified as Assessor Map No. 3615-36DA tax lot 1900. The application was filed by LA MOTA LLC.

**WHEREAS:**

This matter came before the Gold Beach Planning Commission as an application for a conditional use permit for a MARIJUANA RETAIL SALES AND RECREATIONAL MARIJUANA PRODUCTION (Show and Grow) business within the Commercial (4-C) zone.

A hearing was held before the Planning Commission after giving public notice as required by City ordinance and ORS 197.763. The initial public hearing was held on Monday, July 24, 2017. After receiving the staff report and public testimony the hearing was continued until August 16, 2017, for the following purposes:

The meeting was continued until Wednesday, August 16, 2017 at 6pm to allow sufficient time for the applicant to submit a parking plan and for staff to gather the following requested information:

- information from law enforcement regarding calls for service related to marijuana facilities; and
- information from the Public Works Superintendent regarding possible regulation of wastewater discharge related to the marijuana grow and production facilities; and
- staff to consult with OLCC about whether there are any limitations on marijuana facility locations in relation to their proximity to public parks.

The hearing was resumed on August 16, 2017 at which time the applicant was not prepared to present any information related to parking and requested that the Planning Commission

continue the hearing to allow additional time. The hearing was continued to September 18, 2017.

At the September 18<sup>th</sup> hearing the applicants provided parking information and other information related to the proposed business interior layout and the retail sales and Show and Grow operations.

At the September 18<sup>th</sup> hearing, a procedural question was raised by one of the parties in opposition to the application regarding whether the Planning Commission members present constituted a legal quorum to discuss and decide the matter. Staff had received a legal opinion prior to the hearing that stated the quorum was legal and the Planning Commission could conduct business that evening. However, due to the statutory application processing timeline, staff recommended that the Commission refer the matter to the City Council for decision since an excessive amount of time had lapsed since the initial receipt of the application.

Prior to the conclusion of the September 18<sup>th</sup> hearing, the Planning Commission voted to refer the matter to the City Council for final disposition. A subsequent written notice was sent to all affected parties advising them of the Commission referral and the hearing to be held before the City Council on October 16, 2017.

At the public hearings before both the Planning Commission and the City Council evidence and testimony were presented by administrative staff in the form of a staff report and exhibits. The hearings were conducted according to the rules of procedure and conduct of hearings on land use matters as set forth in the Gold Beach Zoning Ordinance. The Planning Commission and City Council received oral and written testimony concerning the application.

At the October 16<sup>th</sup> referral hearing, the City Council after debate and deliberation, and upon a motion duly made and seconded, voted to APPROVE the request as set forth above based on the decision criteria, findings of fact, and conclusions of law as set forth in this order.

**DECISION CRITERIA:**

**Commercial (4-C) Zone**

**Section 2.330 Conditional Uses Permitted**

**9. Recreational Marijuana Wholesaler or Retailer**

**10. Medical or Recreational Marijuana Producer (grower) provided the entire growing operation and accessory uses are conducted within a legally constructed building. No outside growing or storage is permitted.**

**Section 6.042 Specific Conditional Use Standards**

**10. Medical or Recreational Marijuana Uses (a-f)**

**FINDINGS OF FACT:**

The City Council based their approval on the staff reports prepared for the Planning Commission hearings and for the October 16<sup>th</sup> City Council referral hearing, written findings from the applicant, and oral testimony received at the referral hearing.

The Council made the specific finding that the proposed use was congruent with GBZO Section 3.035 (1). The utilization and size of the proposed retail sales match current retail uses of the structure, and are less intensive than the former use of the structure as a coffee shop and café.

While not a formal condition of approval, the Council concurred with the Planning Commission desire to retain the apartment on the second story of the structure due to the shortage of available housing units within the City. The Commission and Council encourage the applicants to continue the residential use of the upper story.

**CONCLUSIONS OF LAW:**

The burden of proof is upon the applicant in providing the proposal fully complies with applicable criteria. The City Council finds that, based on the evidence within the written record for the Planning Commission and City Council hearings and testimony presented at the City Council hearing, that the applicant has sufficiently met the burden of proof needed to approve the conditional use permit request.

**NOW THEREFORE LET IT BE ORDERED** that application **GBC-1701**, a request for conditional use approval to authorize a MARIJUANA RETAIL SALES AND RECREATIONAL MARIJUANA PRODUCTION business within the Commercial (4-C) zone on the subject property is identified as Assessor Map No. 3615-36DA tax lot 1900 is APPROVED subject to the following conditions:

**CONDITIONS OF APPROVAL – GBC-1701**

CONDITION #1: To minimize conflicts with the adjacent church facility, retail store operations open to the public are prohibited prior to 1:00pm on Sundays.

CONDITION #2: Pursuant to Section 6.042 (10)(b) The facility must be located entirely within a permanent building and may not be located in a trailer, cargo container, motor or recreational vehicle.

CONDITION #3: Pursuant to Section 6.042 (10)(c) Outside storage of merchandise, raw materials, or other materials associated with the facility is prohibited.

CONDITION #4: Pursuant to Section 6.042 (10)(d) Drive-up or walk-up window use or similar exchange of goods through a portal to the exterior of the retail establishment is prohibited.

CONDITION #5: Pursuant to Section 6.042(10)(e) No remnants or by-products shall be placed in the facility's exterior refuse containers. Disposal of marijuana remnants and by-products will comply with OLCC best practice standards.

CONDITION #6: Pursuant to Section 6.042 (10)(f) Production of oil based products or distilling of oil is not permitted within the Commercial (4-C) zone.

CONDITION #7: Review, inspection, and approval of the facility and proposed uses by the Planning Director, Public Works Superintendent, Police Chief, and Fire Chief shall be required prior to the commencement of business.

CONDITION #8: If complaints regarding the business are received by City staff, and are found to be valid, the Planning Director will refer the matter back to the City Council for further review and action.

CONDITION #9: Cellular (or other similar wireless) backup system of the landline autocall for security alarm call-outs shall be provided.

CONDITION #10: Provide filtration of the facility so that no noticeable marijuana odor leaves the building.

CONDITION #11: Meet or exceed the sewer discharge requirements per City utility code specification. The discharge compliance will be confirmed by the Public Works Superintendent or their designee.

CONDITION #12: The operation of the business and facility shall at all times comply with the Oregon Liquor Control Commission (OLCC) security standards for recreational marijuana retail sales and production businesses.

**Pursuant to the authorization of the City Council, Councilor Tamie Kaufman reviewed this Final Order for compliance with the Council's oral decision on this matter prior to the Mayor's approval signature.**

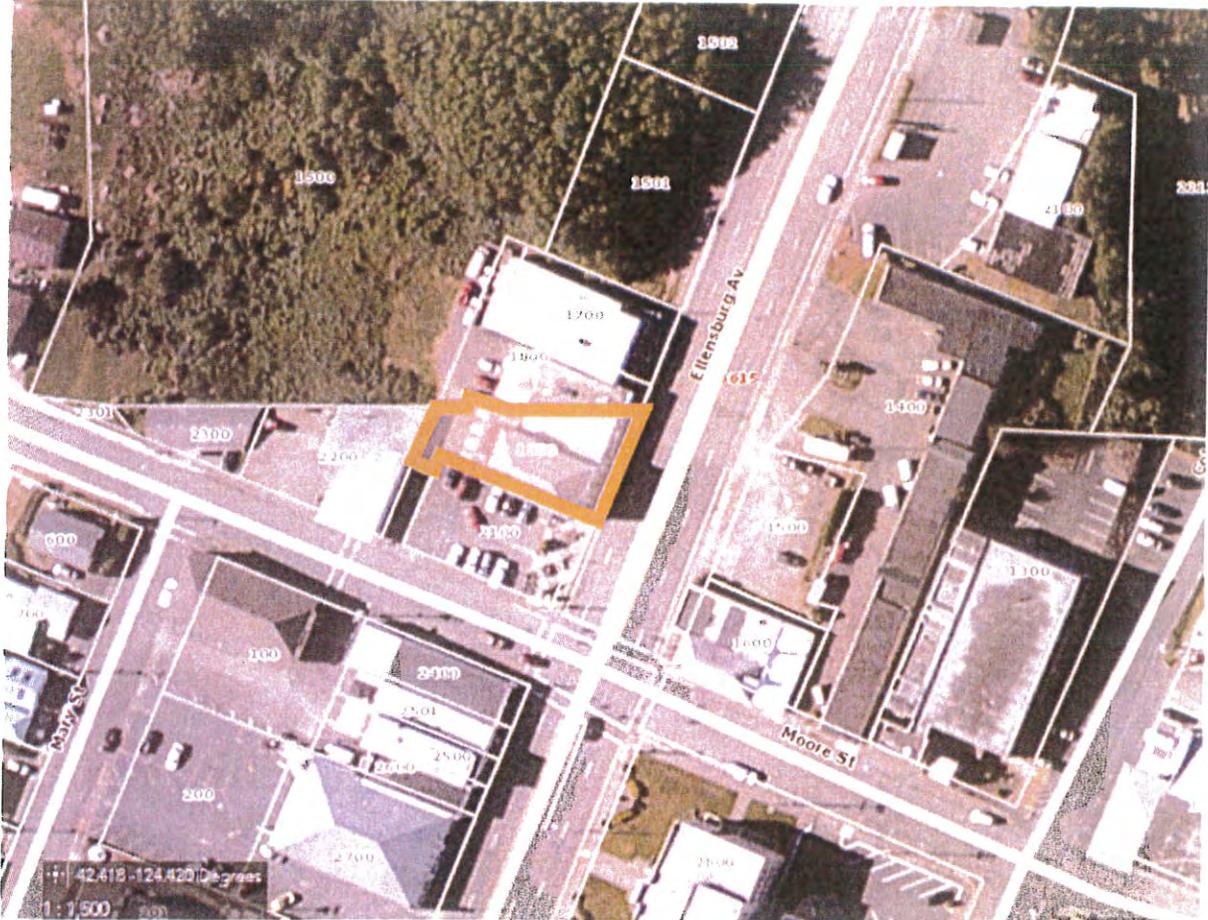
APPROVED BY:

  
\_\_\_\_\_  
Mayor Karl Popoff

ATTEST:

  
\_\_\_\_\_  
Jodi Fritts, City Administrator/Planning Director

SUBJECT PARCEL: Assessor Map No. 3615-36DA tax lot 1900  
AND SURROUNDING AREA



Section 6.060. Time Limit on Permit for Conditional Use.

1. Authorization of a conditional use shall be void after one year or such lesser time as the authorization may specify unless substantial construction has taken place. Substantial construction, in this case, means obtaining all necessary permits required by governmental agencies to commence construction of any structures or to commence the principal activity permitted by the conditional use permit.
2. Once the construction of the structure or facility specified in the conditional use permit is completed the conditional use permit is considered to be issued on a permanent basis.
3. The Planning Commission may at its discretion issue conditional use permits which must be periodically reviewed to ascertain that the conditions of the permit are being complied with on a continuing basis.
4. The Planning Commission may grant an extension if:
  - a) An applicant makes a written request for an extension of the development approval period;
  - b) The request is submitted to the Planning Commission prior to the expiration of the approval period;
  - c) The applicant states reasons that prevented the applicant from beginning development within the approval period; and
  - d) The Planning Commission determines that the applicant was unable to begin development during the approval period for reasons for which the applicant was not responsible.

The Planning Commission may extend authorization for an additional period not to exceed one year, upon written application to the Planning Commission.

## OREGON LIQUOR CONTROL COMMISSION

### Active Marijuana Retail Licenses Approved as of 1/18/2019

---

TRADE NAME	POSTAL CITY	COUNTY	STREET ADDRESS	ZIP	Med Grade	Delivery
BUD BROS LLC	BROOKINGS	CURRY	1240 CHETCO AVE., STE E, F	97415	Yes	
HIGH TIDE WELLNESS CENTER	BROOKINGS	CURRY	15957 US-101 SUITE #4	97415	Yes	Yes
SOUTH COAST DISPENSARIES AND MORE	BROOKINGS	CURRY	1025 CHETCO AVE #4	97415		Yes
STATELINE CANNABIS	BROOKINGS	CURRY	14377 HIGHWAY 101 S., UNIT B	97415		Yes
TRYKE CITY, LLC	BROOKINGS	CURRY	407 OAK ST. UNIT B	97415		
WEST COAST ORGANICS	BROOKINGS	CURRY	855 RAILROAD STREET STE. C	97415	Yes	Yes
WORLD FAMOUS TOP SHELF CANNABIS	BROOKINGS	CURRY	704 CHETCO AVE SUITE A	97415		Yes
CLUB SOCKEYE	GOLD BEACH	CURRY	94253 N. BANK ROGUE RIVER RD.	97444	Yes	Yes
BUDMART	HARBOR	CURRY	97900 SHOPPING CENTER AVE. SUITE #37	97415	Yes	Yes
BUDDHA'S WELLNESS CENTER LLC	PORT ORFORD	CURRY	264 6TH ST SUITE D	97465	Yes	

\*Licensees with an \* will be active once notice of their Oregon Medical Marijuana Program registration has been surrendered and received by the OLCC.

## OREGON LIQUOR CONTROL COMMISSION

Marijuana Business Licenses Approved as of 1/18/2019

LICENSE NUMBER	LICENSEE NAME	BUSINESS NAME	LICENSE TYPE	ACTIVE	COUNTY	Retail Delivery	Medical Grade	Hemp
050 10011855BAC	High Tide Wellness Center, LLC	High Tide Wellness Center	Recreational Retailer	Yes	Curry	Yes	Yes	
020 1003033593A	Rogue Coast Growers, LLC	Rogue Coast Growers	Recreational Producer	Yes	Curry			
050 1003493E0C7	Sockeye Farms, LLC	Club Sockeye	Recreational Retailer	Yes	Curry	Yes	Yes	
020 10036798B31	Christopher Swick / Thayne Groff	Top of the Mountain	Recreational Producer	Yes	Curry			
020 100418847B7	Prospector Gardens LLC	Prospector Gardens LLC	Recreational Producer	Yes	Curry			
050 10047520A20	Smart Choice Investments LLC	World Famous Top Shelf Cannabis	Recreational Retailer	Yes	Curry	Yes		
050 1005050D2DA	West Coast Organics LLC	West Coast Organics	Recreational Retailer	Yes	Curry	Yes	Yes	
050 10052669AAA	Stateline Cannabis LLC	Stateline Cannabis	Recreational Retailer	Yes	Curry	Yes	Yes	
050 1005289B539	Buddha's Wellness Center LLC	Buddha's Wellness Center LLC	Recreational Retailer	Yes	Curry		Yes	
020 1005293A96A	SeaWeedz LLC	SeaWeedz	Recreational Producer	Yes	Curry			
050 10054414005	BUD BROS LLC	BUD BROS LLC	Recreational Retailer	Yes	Curry	Yes	Yes	
020 10055014202	Madden Butte Farm LLC	Madden Butte Farm LLC	Recreational Producer	Yes	Curry			
020 10059989D5E	William Huston / Enelda Huston	Coastal Highs	Recreational Producer	Yes	Curry			
020 100666035F9	Jasmine Dansby	Wonderland Producers	Recreational Producer	Yes	Curry			
050 10067366FA8	Stateline Cannabis LLC	BudMart	Recreational Retailer	Yes	Curry	Yes	Yes	
050 10068296AF9	Tryke City, LLC	Tryke City, LLC	Recreational Retailer	Yes	Curry			
050 100825128A0	South Coast Dispensaries and More LLC	South Coast Dispensaries and More	Recreational Retailer	Yes	Curry	Yes		
030 1008960079A	Chris Swick/Adam Ashworth	Chetco Distilling Company	Recreational Processor	Yes	Curry			

\*Applicants on this list have been approved for a recreational marijuana license, but will not be issued a license until the license fee is paid. The recreational marijuana statutes passed by the Oregon Legislature make many documents exempt from disclosure, including the address of a premises for which a Producer, Processor, or Wholesaler license has been issued or for which an application is proposed to be licensed (2016 HB4014, Section 22).



# City of Gold Beach

29592 Ellensburg Avenue • Gold Beach, OR 97444

Administration: 541-247-7029 • Police: 541-247-6671 • [www.goldbeachoregon.gov](http://www.goldbeachoregon.gov)

Visitor Center: 541-247-7526 • [www.visitgoldbeach.com](http://www.visitgoldbeach.com)

Wednesday, June 13, 2018

## PLANNING CLEARANCE CONDITIONS

Planning clearance is for interior modification of an existing commercial building for a recreational marijuana retail business. Attached are the conditional use permit conditions of approval.

Please note: condition #9 requires cellular backup auto-calling for security purposes which is OVER AND ABOVE any requirements of the OLCC. The applicants state they intend to comply with OLCC standards—*this City standard is a higher requirement.*

**PRIOR TO THE COMMENCEMENT OF BUSINESS OPERATIONS TO THE PUBLIC ALL NECESSARY CITY INSPECTIONS (Planning, Public Works, Police and Fire) MUST BE COMPLETED AND APPROVED. PLEASE CALL CITY HALL (number above) FOR CITY INSPECTIONS. STRUCTURAL BUILDING INSPECTIONS RELATED TO THE BUILDING PERMIT ISSUANCE ARE THROUGH CURRY COUNTY.**

Jodi Fritts  
City Administrator/Planning Director  
[jfritts@goldbeachoregon.gov](mailto:jfritts@goldbeachoregon.gov)

*The City of Gold Beach is dedicated to enhancing quality of life, while promoting the health, safety, and welfare of our citizens, businesses, and visitors in the most fiscally responsible manner. In doing this, the City will respect the past, respond to current concerns, and plan for the future, while maintaining environmental sensitivity in our beach oriented community.*





**PLANNING CLEARANCE FORM**

City of Gold Beach  
29592 Ellensburg Ave  
Gold Beach OR 97444  
541-247-7029

Email: [jfritts@goldbeachoregon.gov](mailto:jfritts@goldbeachoregon.gov)

Use this form for the following permit or utility applications:

- Building Permit (Residential or Commercial)
- Sign Permit
- Backyard Chicken Permit
- Backyard Beehive Permit
- New Water or Sewer service (SDC paid)
- PW Facility Permit (road, driveway, sidewalk, curb cut, etc.)
- Other (specify) \_\_\_\_\_

**PROPOSED DEVELOPMENT OR IMPROVEMENT**

- Residential
- Commercial

What are you proposing to build/construct/place?

Painting exterior dark charcoal grey, adding wood accents to exterior of building, building interior walls some of which will have a viewing window placed within wall

**YOU MUST SUBMIT A SITE PLAN WITH YOUR PROPOSAL.** A sample site plan is on the back of this form. Complete your site plan on this inside section of this form.

**PROPERTY INFORMATION**

Job Site Street Address (or location if no address issued yet):

29846 Ellensburg Ave, Gold Beach, OR 97444

Assessor Map/TL#: \_\_\_\_\_

**OWNER INFORMATION**

Property Owner Name: Aaron Mitchell

MAILING Address: 3443 SE Cesar Estrada Chavez Blvd

City, State, Zip: Portland, OR 97202

Daytime Phone: 503-901-6284

**AGENT OR CONTRACTOR INFO**

*If same as Property Owner no need to complete this section*

Property Owner Name: Jessica Quenneville

MAILING Address: 3443 SE Cesar Estrada Chavez Blvd

City, State, Zip: Portland, OR 97202

Daytime Phone: 386-675-8398

**COOS-CURRY ELECTRIC COOPERATIVE COORDINATION**

A separate form accompanies this application that must be completed by representatives of Coos-Curry and submitted with this Planning Clearance Form. Failure to submit the Coos-Curry sign off will delay processing of your application.

**APPLICANT/OWNER CERTIFICATION**

By my signature, I certify that I am the owner, or have the owner's consent/authorization to apply for a permit(s) on the above referenced property. By my signature I certify that the information provided herein is correct. I certify that all provisions of laws and ordinances governing this type of work will be complied with whether specified herein or not. By signing this application form I acknowledge that I am granting the City of Gold Beach staff or their agent(s) authorization to enter onto the subject property for the purposes related to this application proposal.

                      May 14, 2018  
Signature of Applicant/Owner                      Date

Jessica Quenneville  
Please print name legibly

*Please note that the granting of a permit by the City does not authorize or presume to give authority to the applicant to violate or cancel the provisions of any other local, state, or federal laws that may be applicable to this development proposal.*



City of Gold Beach  
 29592 Ellensburg Ave  
 Gold Beach, OR 97444  
 541-247-7029

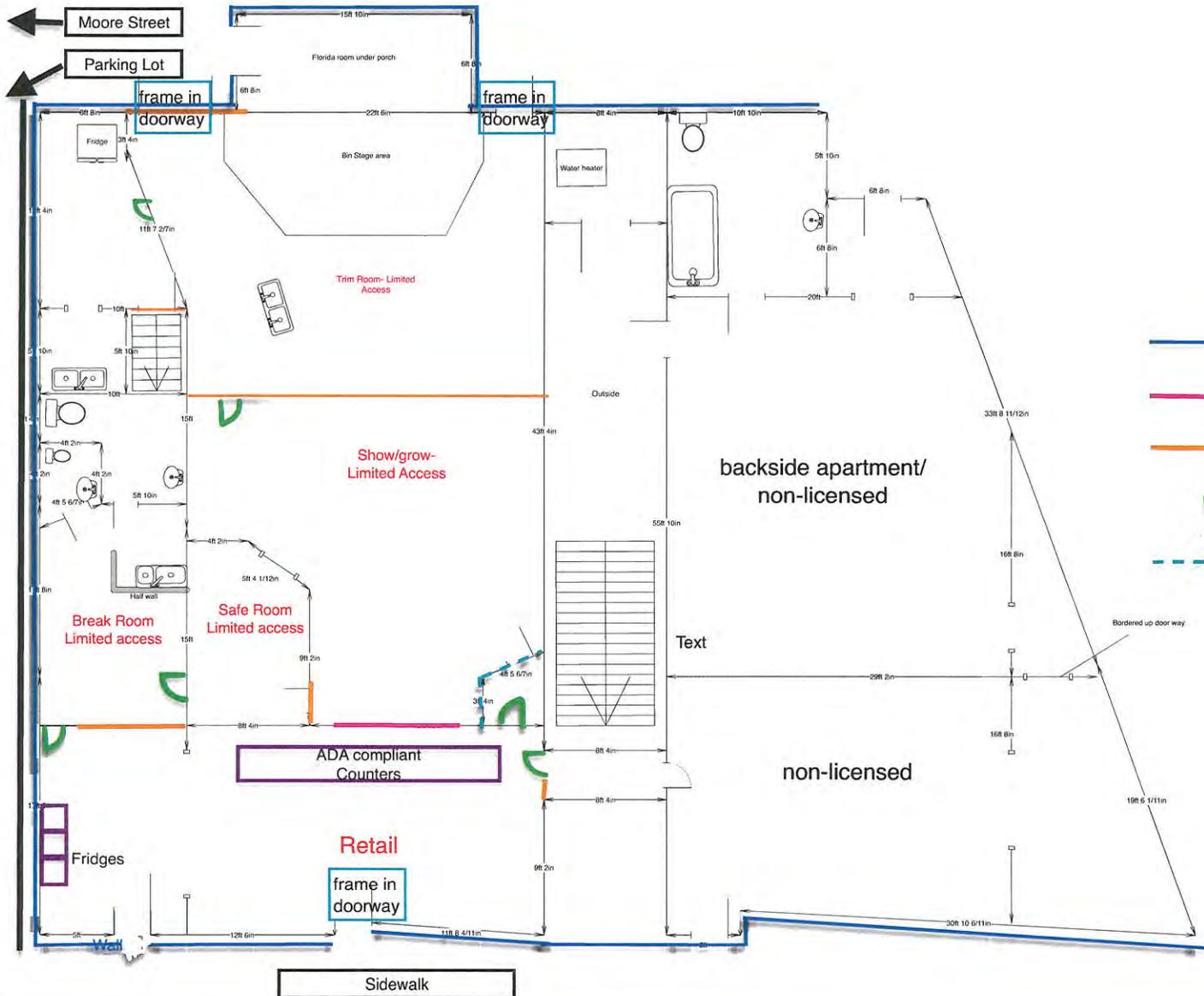
XBP Confirmation Number: 44526375

▶ Transaction detail for payment to City of Gold Beach.		Date: 06/01/2018 - 5:12:47 PM	
Transaction Number: 85595455PT Discover — XXXX-XXXX-XXXX-7147 Status: Successful			
Account #	Item	Quantity	Item Amount
Planning Clearance	MISC-ANY NOT LISTED	1	\$100.00
Notes: Form - La Mota			

**TOTAL: \$100.00**

**Billing Information**  
 DILLAN WILLIAMS  
 , 32744  
 lamotaprojectmanager@gmail.com

Transaction taken by: kim



- New Exterior Paint with wood accents
- Viewing window
- New Interior Wall
- New Door Frame
- - - Removal of interior wall

**Subject:** CONDITIONS - LA MOTA  
**From:** "Sylvia Ivers" <[sylvialamota@gmail.com](mailto:sylvialamota@gmail.com)>  
**Sent:** 6/5/2018 11:26:14 AM  
**To:** "Jodi Fritts" <[jfritts@goldbeachoregon.gov](mailto:jfritts@goldbeachoregon.gov)>;

Good morning Jodi,

I hope you are keeping well. I was passed along a letter from our Project Manager that had a list of conditions and how we would meet them.

Here I have gone through them. Let me know if there is anything else that you may need.

**CONDITION #1**

- La Mota will begin operating at 1:00pm. on Sunday's.

**CONDITION #2**

- The entire facility is indoor and will not be located outside.

**CONDITION #3**

- We will not have any outdoor storage of any kind on the property. All storage of materials will be located in a secure location on the premises.

**CONDITIONS #4**

- There is no drive-up or walk-up window at the property.

**CONDITIONS #5**

- There will be no by-products or marijuana remnants placed in refuse containers.

**CONDITIONS #6**

- There will be no production of oil based products.

**CONDITIONS #7**

- All required Inspections will be done prior to opening the facility.

**CONDITIONS #9**

- We will have the required Security System and Alarms which is regulated by the OLCC.

**CONDITIONS #10**

- There will be a filtration system on the property. This will help with any odor that may be present within the building.

**CONDITIONS #11**

- All City conditions will be met prior to opening.

**CONDITIONS #12**

- Operation times for La Mota will be Mon - Sat 8:00am - 10:00pm and Sun 1:00pm - 10:00pm

Regards,

--

**Sylvia J Ivers**  
Executive Assistant

**LA MOTA LLC**

3443 SE Cesar Chavez  
Portland, OR 97202

**Direct:** 503- 409-4341

**Email:** [sylvialamota@gmail.com](mailto:sylvialamota@gmail.com)

THE CITY COUNCIL OF THE CITY OF GOLD BEACH  
COUNTY OF CURRY, STATE OF OREGON

IN THE MATTER OF THE REQUEST )  
FOR CONDITIONAL USE APPROVAL )  
TO OPERATE A MARIJUANA )  
RETAIL SALES BUSINESS AND )  
RECREATIONAL MARIJUANA )  
PRODUCTION OPERATION IN )  
THE COMMERCIAL (4-C) ZONE )

FINAL ORDER &  
FINDINGS OF FACT

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- information from law enforcement regarding calls for service related to marijuana facilities; and
- information from the Public Works Superintendent regarding possible regulation of wastewater discharge related to the marijuana grow and production facilities; and
- staff to consult with OLCC about whether there are any limitations on marijuana facility locations in relation to their proximity to public parks.

The hearing was resumed on August 16, 2017 at which time the applicant was not prepared to present any information related to parking and requested that the Planning Commission

continue the hearing to allow additional time. The hearing was continued to September 18, 2017.

At the September 18<sup>th</sup> hearing the applicants provided parking information and other information related to the proposed business interior layout and the retail sales and Show and Grow operations.

At the September 18<sup>th</sup> hearing, a procedural question was raised by one of the parties in opposition to the application regarding whether the Planning Commission members present constituted a legal quorum to discuss and decide the matter. Staff had received a legal opinion prior to the hearing that stated the quorum was legal and the Planning Commission could conduct business that evening. However, due to the statutory application processing timeline, staff recommended that the Commission refer the matter to the City Council for decision since an excessive amount of time had lapsed since the initial receipt of the application.

Prior to the conclusion of the September 18<sup>th</sup> hearing, the Planning Commission voted to refer the matter to the City Council for final disposition. A subsequent written notice was sent to all affected parties advising them of the Commission referral and the hearing to be held before the City Council on October 16, 2017.

At the public hearings before both the Planning Commission and the City Council evidence and testimony were presented by administrative staff in the form of a staff report and exhibits. The hearings were conducted according to the rules of procedure and conduct of hearings on land use matters as set forth in the Gold Beach Zoning Ordinance. The Planning Commission and City Council received oral and written testimony concerning the application.

At the October 16<sup>th</sup> referral hearing, the City Council after debate and deliberation, and upon a motion duly made and seconded, voted to APPROVE the request as set forth above based on the decision criteria, findings of fact, and conclusions of law as set forth in this order.

**DECISION CRITERIA:**

**Commercial (4-C) Zone**

**Section 2.330 Conditional Uses Permitted**

**9. Recreational Marijuana Wholesaler or Retailer**

**10. Medical or Recreational Marijuana Producer (grower) provided the entire growing operation and accessory uses are conducted within a legally constructed building. No outside growing or storage is permitted.**

**Section 6.042 Specific Conditional Use Standards**

**10. Medical or Recreational Marijuana Uses (a-f)**

**FINDINGS OF FACT:**

The City Council based their approval on the staff reports prepared for the Planning Commission hearings and for the October 16<sup>th</sup> City Council referral hearing, written findings from the applicant, and oral testimony received at the referral hearing.

The Council made the specific finding that the proposed use was congruent with GBZO Section 3.035 (1). The utilization and size of the proposed retail sales match current retail uses of the structure, and are less intensive than the former use of the structure as a coffee shop and café.

While not a formal condition of approval, the Council concurred with the Planning Commission desire to retain the apartment on the second story of the structure due to the shortage of available housing units within the City. The Commission and Council encourage the applicants to continue the residential use of the upper story.

**CONCLUSIONS OF LAW:**

The burden of proof is upon the applicant in providing the proposal fully complies with applicable criteria. The City Council finds that, based on the evidence within the written record for the Planning Commission and City Council hearings and testimony presented at the City Council hearing, that the applicant has sufficiently met the burden of proof needed to approve the conditional use permit request.

**NOW THEREFORE LET IT BE ORDERED** that application **GBC-1701**, a request for conditional use approval to authorize a MARIJUANA RETAIL SALES AND RECREATIONAL MARIJUANA PRODUCTION business within the Commercial (4-C) zone on the subject property is identified as Assessor Map No. 3615-36DA tax lot 1900 is APPROVED subject to the following conditions:

**CONDITIONS OF APPROVAL – GBC-1701**

CONDITION #1: To minimize conflicts with the adjacent church facility, retail store operations open to the public are prohibited prior to 1:00pm on Sundays.

CONDITION #2: Pursuant to Section 6.042 (10)(b) The facility must be located entirely within a permanent building and may not be located in a trailer, cargo container, motor or recreational vehicle.

CONDITION #3: Pursuant to Section 6.042 (10)(c) Outside storage of merchandise, raw materials, or other materials associated with the facility is prohibited.

CONDITION #4: Pursuant to Section 6.042 (10)(d) Drive-up or walk-up window use or similar exchange of goods through a portal to the exterior of the retail establishment is prohibited.

CONDITION #5: Pursuant to Section 6.042(10)(e) No remnants or by-products shall be placed in the facility's exterior refuse containers. Disposal of marijuana remnants and by-products will comply with OLCC best practice standards.

CONDITION #6: Pursuant to Section 6.042 (10)(f) Production of oil based products or distilling of oil in not permitted within the Commercial (4-C) zone.

CONDITION #7: Review, inspection, and approval of the facility and proposed uses by the Planning Director, Public Works Superintendent, Police Chief, and Fire Chief shall be required prior to the commencement of business.

CONDITION #8: If complaints regarding the business are received by City staff, and are found to be valid, the Planning Director will refer the matter back to the City Council for further review and action.

CONDITION #9: Cellular (or other similar wireless) backup system of the landline autocall for security alarm call-outs shall be provided.

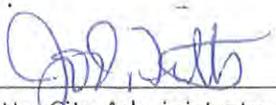
CONDITION #10: Provide filtration of the facility so that no noticeable marijuana odor leaves the building.

CONDITION #11: Meet or exceed the sewer discharge requirements per City utility code specification. The discharge compliance will be confirmed by the Public Works Superintendent or their designee.

CONDITION #12: The operation of the business and facility shall at all times comply with the Oregon Liquor Control Commission (OLCC) security standards for recreational marijuana retail sales and production businesses.

**Pursuant to the authorization of the City Council, Councilor Tamie Kaufman reviewed this Final Order for compliance with the Council's oral decision on this matter prior to the Mayor's approval signature.**

APPROVED BY:  
  
\_\_\_\_\_  
Mayor Karl Popoff

ATTEST:  
  
\_\_\_\_\_  
Jodi Fritts, City Administrator/Planning Director

SUBJECT PARCEL: Assessor Map No. 3615-36DA tax lot 1900  
AND SURROUNDING AREA



CITY OF GOLD BEACH CITY COUNCIL  
NOTICE OF DECISION  
GBC-1701



Decision Notice Date: October 23, 2017

**LUBA Appeal Period Expiration: 5PM November 13, 2017**

OWNER: MEREDITH, LAURIE JEAN ETAL AGENT: LA MOTA LLC

**NATURE OF DECISION**

**GBC-1701 Map: 3615-36DA tax lot 1900**

**ORDER IN THE APPROVAL** of a Referral from the Planning Commission to the City Council to decide the request for a conditional use permit to operate a Recreational Marijuana retail sales and grow site within an existing commercial building located in the Commercial (4-C) zone. The Planning Commission referred this matter to the Council on September 18, 2017. The City Council referral hearing was held October 16, 2017.

**Applicable Criteria - Citation of criteria applicable to this application:**

**Gold Beach Zoning Ordinance**

**Commercial (4-C) Zone**

Section 2.330 Conditional Uses Permitted

9. Recreational Marijuana Wholesaler or Retailer (subject to specific conditional use standards of Section 6.042(10))

(subject to specific conditional use standards of Section 6.042(10))

10. Medical or Recreational Marijuana producer (grower) provided the entire growing operation and accessory uses are conducted within a legally constructed building. No outside growing or storage is permitted (subject to specific conditional use standards of Section 6.042(10))

**ARTICLE VI. Conditional Uses**

Section 6.042 Specific Conditional Use Standards

10. Medical or Recreational Marijuana Uses

**Applicants and Subject Properties:**

**GBC-1701**

Property Owner: MEREDITH, LAURIE JEAN ETAL

Applicant: Aaron Mitchell, La Mota LLC

Location: The subject property is located at 29846 Ellensburg Avenue

Assessor Map Number: 3615-36DA tax lot 1900

**CONDITIONS OF THE CITY COUNCIL APPROVAL**

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CONDITION #11: Meet or exceed the sewer discharge requirements per City utility code specification. The discharge compliance will be confirmed by the Public Works Superintendent or their designee.

CONDITION #12: The operation of the business and facility shall at all times comply with the Oregon Liquor Control Commission (OLCC) security standards for recreational marijuana retail sales and production businesses.

#### **REQUIRED STATUTORY NOTICE**

All local appeals have been exhausted on this matter. Further appeals must be to the state Land Use Board of Appeals (LUBA). Any person who is adversely affected or aggrieved by this decision, or who is entitled to written notice of this land use action, may appeal this decision to the LUBA. Such an appeal must be initiated by filing a LUBA specific "Notice of Intent to Appeal" prior to the

