

183694

BEFORE THE LAND USE BOARD OF APPEALS  
OF THE STATE OF OREGON

GUNDERSON, LLC, )  
)  
Petitioner, )  
)  
v. ) LUBA No. 2010-039  
)  
CITY OF PORTLAND, )  
)  
Respondent. )

AUDITOR 05/12/10 PM 4:46

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**NOTICE OF CORRECTION**

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With respect to the Notice of Intent to Appeal ("NITA") filed by Gunderson, LLC on May 10, 2010, please take notice that the correct address for the following individual listed in Paragraph IV of the NITA is as follows:

David Jolma  
1115 NE 135th Avenue  
Portland, OR 97230

DATED: May 12, 2010

  
Joseph S. Voboril, OSB No. 733106  
Steven D. Olson, OSB No. 003410  
Robyn Ridler Aoyagi, OSB No. 000168  
Tonkon Torp LLP  
888 SW Fifth Avenue, Suite 1600  
Portland, OR 97204-2099  
503-221-1440

Attorneys for Petitioner

**CERTIFICATE OF FILING AND SERVICE**

I hereby certify that on May 12, 2010, I filed the original of this **NOTICE OF CORRECTION** on the following via first class mail:

Land Use Board of Appeals  
550 Capitol Street NE, Suite 235  
Salem, Oregon 97301-2552

I also certify that on May 12, 2010, I served a true and correct copy of this **NOTICE OF CORRECTION** on the following via hand delivery and first class mail:


City of Portland  
1221 SW Fourth Avenue  
Portland, OR 97204

Linda Meng  
City Attorney (City of Portland)  
1221 SW Fourth Avenue, Room 430  
Portland, OR 97204

I also certify that on May 12, 2010, I served true and correct copies of this **NOTICE OF CORRECTION** and the **NOTICE OF INTENT TO APPEAL** by first class mail on the person listed below:

David Jolma  
1115 NE 135th Avenue  
Portland, OR 97230

DATED: May 12, 2010

  
Joseph S. Voboril, OSB No. 733106  
Steven D. Olson, OSB No. 003410  
Robyn Ridler Aoyagi, OSB No. 000168  
Tonkon Torp LLP  
888 SW Fifth Avenue, Suite 1600  
Portland, OR 97204-2099  
503-221-1440  
Attorneys for Petitioner

2209879

**BEFORE THE LAND USE BOARD OF APPEALS  
OF THE STATE OF OREGON**

GUNDERSON, LLC,	)	
	)	
Petitioner,	)	
	)	
v.	)	LUBA No.
	)	
CITY OF PORTLAND,	)	
	)	
Respondent.	)	
	)	

AUDITOR 05/12/10 PM 4:46

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**NOTICE OF INTENT TO APPEAL**

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I.

Notice is hereby given that petitioner intends to appeal that final land use decision of respondent entitled River Plan / North Reach, adopted by City of Portland Ordinance No. 183694, which became final on April 21, 2010. A copy of the notice of decision is attached hereto as Exhibit 1.

II.

Petitioner Gunderson, LLC is represented by Joseph S. Voboril, Steven D. Olson, and Robyn Ridler Aoyagi, Tonkon Torp LLP, 1600 Pioneer Tower, 888 SW Fifth Avenue, Portland, Oregon 97204-2099, telephone 503-221-1440.

III.

Respondent, the City of Portland, has as its mailing address and phone number: 1221 SW Fourth Avenue, Portland, Oregon 97204, telephone 503-823-4000; and has as its legal counsel: Linda Meng, City Attorney, 1221 SW Fourth Avenue, Room 430, Portland, Oregon 97204, telephone 503-823-4047.

IV.

Other persons mailed written notice of the land use decision by the City of Portland, as indicated by its records in this matter, include:

DAN ROHLF	10015 SW TERWILLIGER BLVD. PORTLAND, OR 97219
MEGAN WALSETH	BALL JANIK LLP 101 SW MAIN ST., SUITE 1100 PORTLAND, OR 97204-3228
RENEE FRANCE	BALL JANIK LLP 101 SW MAIN ST., SUITE 1100 PORTLAND, OR 97204-3228
BEVERLY BOOKIN	COMMERCIAL REAL ESTATE ECONOMIC COALITION 1020 SW TAYLOR SUITE 760 PORTLAND, OR 97215
EDWARD JONES	LINNTON NEIGHBORHOOD ASSOCIATION 10250 NW 110TH AVE. PORTLAND, OR 97231-1025
JAN SECUNDA	LINNTON ENVIRONMENTAL GROUP 10505 NW SAINT HELENS RD. PORTLAND, OR 97231
GORDON HUNTSMAN	LINNTON NEIGHBORHOOD ASSOCIATION 10614 NW SAINT HELENS RD. PORTLAND, OR 97231

MEL STOUT	MEL STOUT LANDSCAPE ARCHITECTURE 10667 SW LANCASTER RD. PORTLAND, OR 97219-6403
MARA GROSS	COALITION FOR A LIVABLE FUTURE 107 SE WASHINGTON ST., SUITE 239 PORTLAND, OR 97214
JOHN MULLIN	COALITION FOR A LIVABLE FUTURE 107 SE WASHINGTON ST., SUITE 239 PORTLAND, OR 97214
STEVE BERLINER	FRIENDS OF KELLOGG & MT. SCOTT CREEKS WATERSHED 10824 SE OAK ST., UNIT 311 MILWAUKIE, OR 97222
LYNN HERRING	1090 CHANDLER RD. LAKE OSWEGO, OR 97034-2874
WAYNE KINGSLEY	PORTLAND SPIRIT 110 SE CARUTHERS ST. PORTLAND, OR 97214-4513
NORMAN R. EDER	MANUFACTURING 21 COALITION 1100 SW SIXTH AVE., SUITE 1425 PORTLAND, OR 97204
PHIL GRILLO	MILLER NASH 111 SW 5TH AVE., STE. 3500 PORTLAND, OR 97204-3604
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LINDA ROBINSON	1115 NE 135TH AVE PORTLAND, OR 97230
STEVE PFEIFFER	PERKINS COIE 1120 NW COUCH ST., FL 10 PORTLAND, OR 97209-4114

VERONICA KELLY	1221 NW 11TH AVE. PORTLAND, OR 97209
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ART WAGNER	12941 NW NEWBERRY RD. PORTLAND, OR 97231-2210
PAT WAGNER	12941 NW NEWBERRY RD. PORTLAND, OR 97231-2210
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JERRY GROSSNICKLE	BERNET BARGE LINES 13510 NW OLD GERMANTOWN RD. PORTLAND, OR 97231
GLENN DOLLAR	ASH GROVE CEMENT COMPANY 13939 N RIVERGATE BLVD PORTLAND, OR 97203
MIKE WELLS	PANATTONI DEVELOPMENT COMPANY 1400 SW 5TH AVE., STE. 810 PORTLAND, OR 97201-5502
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ROBERT PIATT	JR SIMPLOT 14003 N RIVERGATE BLVD. PORTLAND, OR 97203-6514
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JULIE MORRIS	1616 N TERRY ST. PORTLAND, OR 97217-6541
MEG RUBY	1807 NE 52ND AVE. PORTLAND, OR 97213
PAM ARDEN	NP GREENWAY 1817 N WINCHELL ST. PORTLAND, OR 97217-6560
FRANCIE ROYCE	NP GREENWAY 1854 NW ASPEN AVE. PORTLAND, OR 97210-1211

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JAMES MALE	3926 NE 32ND AVE. PORTLAND, OR 97212-1701
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DAVID HARVEY	GUNDERSON, INC. 4350 NW FRONT AVE. PORTLAND, OR 97210

DAVID HARVEY	THE GREENBRIER COMPANIES, INC. 4350 NW FRONT AVE. PORTLAND, OR 97210
NORMAN TOLONEN	4406 SE HULL AVE. MILWAUKIE, OR 97267
LENNY ANDERSON	SWAN ISLAND BA - TMA 4567 N CHANNEL AVE. PORTLAND, OR 97217-7649
LENNY ANDERSON	SWAN ISLAND BICYCLE COMMUTERS GROUP 4567 N CHANNEL AVE. PORTLAND, OR 97217
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MERYL REDISCH	AUDUBON SOCIETY OF PORTLAND 5151 NW CORNELL RD. PORTLAND, OR 97210-1081
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DAVID THOMPSON	6233 SW 39TH AVE. PORTLAND, OR 97221
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BRIAN PERLEBERG	NUSTAR ENERGY LP 9420 NW SAINT HELENS RD. PORTLAND, OR 97231
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MICHELLE BICKLEY	9847 N IVANHOE PORTLAND, OR 97203
SALLY HOOD	9912 N DECATUR ST. PORTLAND, OR 97203
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GEORGE WEBB	HARMER STEEL PRODUCTS COMPANY 9933 NW 107TH AVE. PORTLAND, OR 97231

MICHAEL KARNOSH	CONFEDERATED TRIBES OF THE GRAND RONDE COMMUNITY IN OREGON P.O. BOX 10 GRAND RONDE, OR 97347
DON HAMAKER	SCHNITZER STEEL INDUSTRIES, INC. P.O. BOX 10047 PORTLAND, OR 97296-0047
JAMES WILSON	SCHNITZER STEEL INDUSTRIES, INC. P.O. BOX 10047 PORTLAND, OR 97296-0047
JEFF SWANSON	SCHNITZER STEEL INDUSTRIES, INC. P.O. BOX 10047 PORTLAND, OR 97296-0047
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KRISTA KOEHL	PORT OF PORTLAND P.O. BOX 3529 PORTLAND, OR 97208
SAM RUDA	PORT OF PORTLAND P.O. BOX 3529 PORTLAND, OR 97208
SUSIE LAHSENE	PORT OF PORTLAND P.O. BOX 3529 PORTLAND, OR 97208
BILL WYATT	PORT OF PORTLAND P.O. BOX 3529 PORTLAND, OR 97208
MARLA HARRISON	PORT OF PORTLAND P.O. BOX 3529 PORTLAND, OR 97208

SEBASTIAN DEGENS	PORT OF PORTLAND P.O. BOX 3529 PORTLAND, OR 97208
STEVE ENGEL	ANIMAL TRACKS BY STEVE P.O. BOX 4164 PORTLAND, OR 97208-4164
DAVE PANCHOT	SWAN ISLAND BUSINESS ASSOCIATION P.O. BOX 4773 PORTLAND, OR 97208
CORKY COLLIER	COLUMBIA CORRIDOR ASSOCIATION P.O. BOX 55651 PORTLAND, OR 97238
DEE BURCH	ADVANCED AMERICAN CONSTRUCTION P.O. BOX 83599 PORTLAND, OR 97283
MARY ANNE CASSIN	METRO – MAIN 600 NE GRAND AVE. PORTLAND, OR 97232-2736
TIM OBRIEN	METRO – MAIN 600 NE GRAND AVE. PORTLAND, OR 97232-2736
KEVIN JOHNSON	PDC 222 NW FIFTH AVE. PORTLAND, OR 97209-3859
PAUL SLYMAN	PDC 222 NW FIFTH AVE. PORTLAND, OR 97209-3859
PLAN AMENDMENTS SPECIALIST	DEPT. OF LAND CONSERVATION & DEVELOPMENT 635 CAPITOL STREET, SUITE 150 SALEM, OR 97301-2540



STUART FARMER	MULTNOMAH COUNTY LAND USE PLANNING 1600 SE 190TH, SUITE 116 PORTLAND, OR 97233
PLANNING MANAGER	METRO PLANNING DEPARTMENT COMMUNITY DEVELOPMENT 600 NE GRAND AVENUE PORTLAND, OR 97232-2736

NOTICE:

Anyone designated in paragraph IV of this Notice who desires to participate as a party in this case before the Land Use Board of Appeals must file with the Board a Motion to Intervene in this proceeding as required by OAR 661-010-050.

DATED: May 10, 2010

*Robyn Ridler Aoyagi*

Joseph S. Voboril, OSB No. 733106  
Steven D. Olson, OSB No. 003410  
Robyn Ridler Aoyagi, OSB No. 000168  
Tonkon Torp LLP  
888 SW Fifth Avenue, Suite 1600  
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503-221-1440

Attorneys for Petitioner



City of Portland  
Bureau of

# Planning and Sustainability

Sam Adams, Mayor  
Susan Anderson, Director

## Planning

1900 S.W. 4th Ave., Ste. 7100  
Portland, OR 97201-5350

Phone 503-823-7700  
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TTY 503-823-6868

## Sustainability

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[www.portlandonline.com/bps](http://www.portlandonline.com/bps)

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April 21, 2010

Dear River Plan / North Reach participant,

On April 15, 2010, the City Council unanimously approved Ordinance No. 183694 which amends the comprehensive plan policies, amends the zoning code in several places and changes zoning maps in the project area. The Council specifically directed the following actions related to the various volumes of the River Plan / North Reach Recommended Draft:

- a. Adopt Volume 1A: Policies, Objectives, and Recommendation (excluding Appendix A and The Future of the North Reach).
- b. Amend Title 33, Planning and Zoning, of the Municipal Code of the City of Portland, as shown in Volume 1B: Code Amendments and Zoning Maps. Adopt the commentary in Volume 1B as legislative intent and further findings.
- c. Amend the Portland Comprehensive Plan Policy 2.7, The Willamette Greenway Plan, and Policy 8.11, Special Areas, as shown in Volume 1B.
- d. Amend the Zoning Maps as shown in Volume 1B.
- e. Change the Portland Comprehensive Plan map designation on the McCormick and Baxter site (located at 6900 N. Edgewater Street).
- f. Adopt Volume 3A and 3B (The Willamette River Natural Resource Inventory).
- g. Adopt Volume 3C: Economic, Social, Environmental and Energy Analysis and Recommendation for Riparian Corridors and Wildlife Habitat.
- h. Adopt the Findings Report as findings of fact.
- i. Adopt replacement zoning map 1/4 sections 2221, 2321 and 2322 if a development agreement between Siltronic Corporation and the City of Portland is approved by the City Council.

The Ordinance is scheduled to be in full force and effect on January 1, 2011.

The final adopted River Plan included a significant number of amendments from the proposed draft. These include:

- The River Environmental Overlay Zone was amended to add additional exemptions and standards.
- The vegetation requirements were amended.
- Regulations for removal and remediation of hazardous substances were revised to clarify that the the requirements apply to all clean up actions.
- The River Review mitigation approval criteria was amended.
- In the St Johns area the prohibition on housing in EG2 was deleted and a height limitation and an Industrial Impacts disclosure statement were added.
- The greenway trail alignment was modified in the Linnton area.
- Amendments to the protection, conservation and river environmental overlay zone boundaries were made to respond to refinements to the Natural Resource Inventory.

If you are interested in filing an appeal, you should file your request with the Land Use Board of Appeals (LUBA) within 21 days of the date of this letter. The filing requirements are set out in Oregon Revised Statute (ORS) 197.830. Among other things, ORS 197.830 requires that a petitioner at LUBA must have participated orally or in writing in the proceedings leading to the City Council's adoption of Ordinance No. 183694. You may call LUBA at (503) 373-1265 for further information on filing an appeal.

If you would like a copy of the ordinance adopted by the City Council, you can find it on our website [www.portlandonline.com/bps/riverplan](http://www.portlandonline.com/bps/riverplan) or we can mail or email it to you. If you want to look at any of the reports or other documents, you may also call Sallie Edmunds or come to our office. Her phone number is 503-823-6950.

### CERTIFICATE OF FILING AND SERVICE

I hereby certify that on May 10, 2010, I filed the original of this NOTICE OF INTENT TO APPEAL, together with two true and correct copies, with the Land Use Board of Appeals, 550 Capitol Street NE, Suite 235, Salem, Oregon 97301-2552, by messenger.

I also certify that on May 10, 2010, I served a true and correct copy of this Notice of Intent to Appeal by first class mail on the persons listed below:

DAN ROHLF 10015 SW TERWILLIGER BLVD. PORTLAND, OR 97219	JAMES MALE 3926 NE 32ND AVE. PORTLAND, OR 97212-1701
MEGAN WALSETH BALL JANIK LLP 101 SW MAIN ST., SUITE 1100 PORTLAND, OR 97204-3228	DAVID HASSIN TERRAFIRMA BUILDING, INC. 4303 N ALBINA AVE. PORTLAND, OR 97217
RENEE FRANCE BALL JANIK LLP 101 SW MAIN ST., SUITE 1100 PORTLAND, OR 97204-3228	A. CHARLES STEINWANDEL ROSS ISLAND SAND & GRAVEL COMPANY 4315 SE MCLOUGHLIN BLVD PORTLAND, OR 97282-0249
DAVID HARVEY GUNDERSON, INC. 4350 NW FRONT AVE. PORTLAND, OR 97210	DAVID HARVEY THE GREENBRIER COMPANIES, INC. 4350 NW FRONT AVE. PORTLAND, OR 97210
BEVERLY BOOKIN COMMERCIAL REAL ESTATE ECONOMIC COALITION 1020 SW TAYLOR SUITE 760 PORTLAND, OR 97215	NORMAN TOLONEN 4406 SE HULL AVE. MILWAUKIE, OR 97267

<p>EDWARD JONES  LINNTON NEIGHBORHOOD  ASSOCIATION  10250 NW 110TH AVE.  PORTLAND, OR 97231-1025</p>	<p>LENNY ANDERSON  SWAN ISLAND BA - TMA  4567 N CHANNEL AVE.  PORTLAND, OR 97217-7649</p>
<p>JAN SECUNDA  LINNTON ENVIRONMENTAL GROUP  10505 NW SAINT HELENS RD.  PORTLAND, OR 97231</p>	<p>LENNY ANDERSON  SWAN ISLAND BICYCLE COMMUTERS  GROUP  4567 N CHANNEL AVE.  PORTLAND, OR 97217</p>
<p>GORDON HUNTSMAN  LINNTON NEIGHBORHOOD  ASSOCIATION  10614 NW SAINT HELENS RD.  PORTLAND, OR 97231</p>	<p>KERRIE STANDLEE  DALY-STANDLEE AND ASSOCIATES  4900 SW GRIFFITH DR., STE. 216  BEAVERTON, OR 97005-2924</p>
<p>MEL STOUT  MEL STOUT LANDSCAPE  ARCHITECTURE  10667 SW LANCASTER RD.  PORTLAND, OR 97219-6403</p>	<p>JIM KUFFNER  UNIVERSITY OF PORTLAND  5000 N WILLAMETTE BLVD.  PORTLAND, OR 97203-5743</p>
<p>MARA GROSS  COALITION FOR A LIVABLE FUTURE  107 SE WASHINGTON ST., SUITE 239  PORTLAND, OR 97214</p>	<p>ROBERT STUELPNAGEL  UNIVERSITY OF PORTLAND  5000 N WILLAMETTE BLVD.  PORTLAND, OR 97203-5743</p>
<p>JOHN MULLIN  COALITION FOR A LIVABLE FUTURE  107 SE WASHINGTON ST., SUITE 239  PORTLAND, OR 97214</p>	<p>JEFF COGEN  COMMISSIONER  MULTNOMAH COUNTY OREGON  501 SE HAWTHORNE, SUITE 600  PORTLAND, OR 97214</p>
<p>STEVE BERLINER  FRIENDS OF KELLOGG &amp; MT. SCOTT  CREEKS WATERSHED  10824 SE OAK ST., UNIT 311  MILWAUKIE, OR 97222</p>	<p>JAMES KYSELA  SWAN ISLAND BICYCLE COMMUTERS  GROUP  5115 N LAGOON AVE.  PORTLAND, OR 97217</p>

<p>LYNN HERRING  1090 CHANDLER RD.  LAKE OSWEGO, OR 97034-2874</p>	<p>BOB SALLINGER  AUDUBON SOCIETY OF PORTLAND  5151 NW CORNELL RD.  PORTLAND, OR 97210-1081</p>
<p>WAYNE KINGSLEY  PORTLAND SPIRIT  110 SE CARUTHERS ST.  PORTLAND, OR 97214-4513</p>	<p>MERYL REDISCH  AUDUBON SOCIETY OF PORTLAND  5151 NW CORNELL RD.  PORTLAND, OR 97210-1081</p>
<p>NORMAN R. EDER  MANUFACTURING 21 COALITION  1100 SW SIXTH AVE., SUITE 1425  PORTLAND, OR 97204</p>	<p>BROCK NELSON  PORTLAND WESTERN RAILROADS-  UNION PACIFIC RAILROADS  5424 SE MCLOUGHLIN BLVD.  PORTLAND, OR 97202</p>
<p>PHIL GRILLO  MILLER NASH  111 SW 5TH AVE., STE. 3500  PORTLAND, OR 97204-3604</p>	<p>ALAN SPROTT  VIGOR INDUSTRIAL LLC  5555 N CHANNEL AVE.  PORTLAND, OR 97217-7655</p>
<p>DAVID JOLMA  MILLER NASH  111 SW 5TH AVE., STE. 3500  PORTLAND, OR 97204-3604</p>	<p>ROB MATHERS  KINDER MORGAN  5880 NW SAINT HELENS RD.  PORTLAND, OR 97210</p>
<p>LINDA ROBINSON  1115 NE 135TH AVE  PORTLAND, OR 97230</p>	<p>MEG EASTMAN AND DAVID  THOMPSON  6233 SW 39TH AVE.  PORTLAND, OR 97221-3316</p>
<p>STEVE PFEIFFER  PERKINS COIE  1120 NW COUCH ST., FL 10  PORTLAND, OR 97209-4114</p>	<p>DAVID THOMPSON  6233 SW 39TH AVE.  PORTLAND, OR 97221</p>
<p>VERONICA KELLY  1221 NW 11TH AVE.  PORTLAND, OR 97209</p>	<p>ALAN HORTON  THE FRESHWATER TRUST  65 SW YAMHILL, UNIT 200  PORTLAND, OR 97204</p>

DEANNA MUELLER-CRISPIN 1221 SW 10TH AVE. UNIT 1013 PORTLAND, OR 97205	ED AND LYNN STOVER 6615 N WILBUR AVE. PORTLAND, OR 97217
SUE MARSHALL TUALATIN RIVERKEEPERS 12360 SW MAIN ST. TIGARD, OR 97223	JAMES BARNAS 6810 N BALTIMORE AVE. PORTLAND, OR 97203-5304
ART WAGNER 12941 NW NEWBERRY RD. PORTLAND, OR 97231-2210	CURT SCHNEIDER 6904 N CHARLESTON AVE. PORTLAND, OR 97203
PAT WAGNER 12941 NW NEWBERRY RD. PORTLAND, OR 97231-2210	CATHY HUME 6904 N CHARLESTON AVE. PORTLAND, OR 97203
CHRISTE WHITE UNIVERSITY OF PORTLAND 1308 NW EVERETT ST. PORTLAND, OR 97209	ELISABETH MINTHORN AUDUBON SOCIETY OF PORTLAND 6930 SW VERMONT CT PORTLAND, OR 97223-7540
LINDA BRADEN BNSF - BURLINGTON NORTHERN SANTA FE RAILWAY 1313 W 11TH ST. VANCOUVER, WA 98660-3000	SUMNER SHARPE PARAMETRIX 700 NE MULTNOMAH ST., STE. 1160 PORTLAND, OR 97232-2131
JERRY GROSSNICKLE BERNET BARGE LINES 13510 NW OLD GERMANTOWN RD. PORTLAND, OR 97231	RICK WILLIAMS LLOYD TRANSPORTATION MANAGEMENT ASSOC. 700 NE MULTNOMAH ST., SUITE 340 PORTLAND, OR 97232-2131
GLENN DOLLAR ASH GROVE CEMENT COMPANY 13939 N RIVERGATE BLVD PORTLAND, OR 97203	JEANNE GALICH 7005 SW VIRGINIA PORTLAND, OR 97219

<p>MIKE WELLS  PANATTONI DEVELOPMENT  COMPANY  1400 SW 5TH AVE., STE. 810  PORTLAND, OR 97201-5502</p>	<p>BARBARA QUINN  FRIENDS OF CATHEDRAL PARK NA  7034 N CHARLESTON AVE.  PORTLAND, OR 97203-4820</p>
<p>JENNIFER WEAHUNT  JR SIMPLOT  14003 N RIVERGATE BLVD  PORTLAND, OR 97203-6514</p>	<p>STEVE DURRANT  ALTA PLANNING + DESIGN  711 SE GRAND AVE.  PORTLAND, OR 07214</p>
<p>ROBERT PIATT  JR SIMPLOT  14003 N RIVERGATE BLVD.  PORTLAND, OR 97203-6514</p>	<p>NEIL NELSON  SILTRONIC CORPORATION  7200 NW FRONT AVE.  PORTLAND, OR 97210-3676</p>
<p>DEBBIE DEETZ-SILVA  OREGON STEEL MILLS  14400 N RIVERGATE BLVD.  PORTLAND, OR 97203-6612</p>	<p>TIM RAMIS  SILTRONIC CORPORATION  7200 NW FRONT AVE.  PORTLAND, OR 97210-3676</p>
<p>STEPHEN HATFIELD  THE FOREST PARK CONSERVANCY  1505 NW 23RD AVE.  PORTLAND, OR 97210</p>	<p>TOM FAHEY  SILTRONIC CORPORATION  7200 NW FRONT AVE.  PORTLAND, OR 97210-3676</p>
<p>KATE ROSS  WILLAMETTE RIVERKEEPER  1515 SE WATER AVE., STE. 102  PORTLAND, OR 97214</p>	<p>RAY PILTZ  7209 N BUCHANAN AVE.  PORTLAND, OR 97203-3901</p>
<p>TRAVIS WILLIAMS  WILLAMETTE RIVERKEEPER  1515 SE WATER AVE., STE. 102  PORTLAND, OR 97214</p>	<p>PAUL MARESH  7425 N PORTSMOUTH AVE.  PORTLAND, OR 97203-4242</p>
<p>COREY LARNER  SPRINGWATER DEVELOPMENT  1527 SW 57TH AVE.  PORTLAND, OR 97221-2513</p>	<p>KIM KRATZ  NATIONAL MARINE FISHERIES  SERVICE - NORTHWEST REGION  7600 SAND POINT NE WAY, BLDG 1  SEATTLE WA 98115-6349</p>



JEFF JORGENSON SPRINGWATER DEVELOPMENT 1527 SW 57TH AVE. PORTLAND, OR 97221-2513	JENNIFER PARKS 7706 SW BARNES RD., UNIT C PORTLAND, OR 97225
JULIE MORRIS 1616 N TERRY ST. PORTLAND, OR 97217-6541	ROBERT THOMPSON 772 SW BROADWAY DR., APT 3 PORTLAND, OR 97201-3104
MEG RUBY 1807 NE 52ND AVE. PORTLAND, OR 97213	ERIK PALMER 8207 N EDISON ST. PORTLAND, OR 97203-4911
PAM ARDEN NP GREENWAY 1817 N WINCHELL ST. PORTLAND, OR 97217-6560	SIMONE STREETER 8225 N EDISON ST. PORTLAND, OR 97203
FRANCIE ROYCE NP GREENWAY 1854 NW ASPEN AVE. PORTLAND, OR 97210-1211	NICHOLAS THORP 9016 N EDISON ST. PORTLAND, OR 97203-2909
DONNA MATRAZZO SAUVIE ISLAND CONSERVANCY 19300 NW SAUVIE ISLAND RD. PORTLAND, OR 97231	DARISE WELLER PORTLAND HARBOR SUPERFUND-PHS 9259 NW GERMANTOWN RD. PORTLAND, OR 97231-2725
PAUL ZALEC PORTLAND AND WESTERN RAILROAD 200 HAWTHORNE SE AVE., STE. C-320 SALEM, OR 97301	GABRIEL SHERIDAN 9315 NORTH EDISON ST. PORTLAND, OR 97203
RONALD G. RUSS PORTLAND AND WESTERN RAILROAD 200 HAWTHORNE SE AVE., STE. C-320 SALEM, OR 97301	BRIAN PERLEBERG NUSTAR ENERGY LP 9420 NW SAINT HELENS RD. PORTLAND, OR 97231

<p>BERNIE BOTTOMLY  PORTLAND BUSINESS ALLIANCE  200 SW MARKET ST., SUITE 150  PORTLAND, OR 97201</p>	<p>JOHN SOARES  9539 N DECATUR ST.  PORTLAND, OR 97203-2821</p>
<p>RON GOUGUET  WINDWARD ENVIRONMENTAL LLC  200 W MERCER ST., SUITE 401  SEATTLE WA 98119-3958</p>	<p>MICHELLE BICKLEY  9847 N IVANHOE  PORTLAND, OR 97203</p>
<p>KEITH JOHNSON  DEQ  2020 SW 4TH AVE., STE. 400  PORTLAND, OR 97201-4953</p>	<p>SALLY HOOD  9912 N DECATUR ST.  PORTLAND, OR 97203</p>
<p>PETER FINLEY-FRY  COLUMBIA PACIFIC PLANNING  2153 SW MAIN ST., STE. 105  PORTLAND, OR 97205-1124</p>	<p>DARLENE BETAT  9913 SW QUAIL POST. RD.  PORTLAND, OR 97219</p>
<p>JULIE GARVER  INNOVATIVE HOUSING INC.  219 NW 2ND AVE.  PORTLAND, OR 97209-3905</p>	<p>GEORGE WEBB  HARMER STEEL PRODUCTS COMPANY  9933 NW 107TH AVE.  PORTLAND, OR 97231</p>
<p>SARAH STEVENSON  INNOVATIVE HOUSING INC.  219 NW 2ND AVE.  PORTLAND, OR 97209-3905</p>	<p>MICHAEL KARNOSH  CONFEDERATED TRIBES OF THE  GRAND RONDE COMMUNITY IN  OREGON  P.O. BOX 10  GRAND RONDE, OR 97347</p>
<p>JANIS MCDONALD  NPNS  2209 N SCHOFIELD ST.  PORTLAND, OR 97217</p>	<p>DON HAMAKER  SCHNITZER STEEL INDUSTRIES, INC.  P.O. BOX 10047  PORTLAND, OR 97296-0047</p>
<p>ANITA BIGELOW  2215 N SKIDMORE CT  PORTLAND, OR 97217-3441</p>	<p>JAMES WILSON  SCHNITZER STEEL INDUSTRIES, INC.  P.O. BOX 10047  PORTLAND, OR 97296-0047</p>

<p>TERESA HUNTSINGER  OREGON ENVIRONMENTAL COUNCIL  222 NW DAVIS ST., SUITE 309  PORTLAND, OR 97209-3900</p>	<p>JEFF SWANSON  SCHNITZER STEEL INDUSTRIES, INC.  P.O. BOX 10047  PORTLAND, OR 97296-0047</p>
<p>TODD ROLL  PEDAL BICYCLE TOURS  2249 N WILLIAMS AVE.  PORTLAND, OR 97227-1933</p>	<p>GREG THEISEN  PORT OF PORTLAND  P.O. BOX 3529  PORTLAND, OR 97208</p>
<p>LEAH GOLDSTONE-SCHULLER  NINA - NORTHWEST INDUSTRIAL NA  2257 NW RALEIGH ST.  PORTLAND, OR 97210-2630</p>	<p>KRISTA KOEHL  PORT OF PORTLAND  P.O. BOX 3529  PORTLAND, OR 97208</p>
<p>MIKE HOUCK  URBAN GREENSPACES INSTITUTE  2433 NW QUIMBY ST.  PORTLAND, OR 97210-2644</p>	<p>SAM RUDA  PORT OF PORTLAND  P.O. BOX 3529  PORTLAND, OR 97208</p>
<p>JEFF SMITH  ILW LOCAL 8  2435 NW FRONT AVE.  PORTLAND, OR 97209-1825</p>	<p>SUSIE LAHSENE  PORT OF PORTLAND  P.O. BOX 3529  PORTLAND, OR 97208</p>
<p>BRUCE HOLTE  ILWU 2435 NW FRONT AVE.  PORTLAND, OR 97209</p>	<p>BILL WYATT  PORT OF PORTLAND  P.O. BOX 3529  PORTLAND, OR 97208</p>
<p>TERRY FINN  BNSF  2454 OCCIDENTAL AVE., BLDG 1A  SEATTLE WA 98134-1430</p>	<p>MARLA HARRISON  PORT OF PORTLAND  P.O. BOX 3529  PORTLAND, OR 97208</p>
<p>MIKE NEALE  BROTHERHOOD OF LOCOMOTIVE  ENGINEERS AND TRAINMEN,  DIV 416  2509 NE 83RD WAY  VANCOUVER, WA 98665</p>	<p>SEBASTIAN DEGENS  PORT OF PORTLAND  P.O. BOX 3529  PORTLAND, OR 97208</p>

<p>COREY LARNER 2625 SW PATTON RD. PORTLAND, OR 97201-1648</p>	<p>STEVE ENGEL ANIMAL TRACKS BY STEVE P.O. BOX 4164 PORTLAND, OR 97208-4164</p>
<p>LINDSAY PARKS 2700 NE THOMPSON PORTLAND, OR 97212</p>	<p>DAVE PANCHOT SWAN ISLAND BUSINESS ASSOCIATION P.O. BOX 4773 PORTLAND, OR 97208</p>
<p>DICK SPRINGER WMSWCD - WEST MULTNOMAH SOIL AND WATER CONSERVATION DISTRICT 2701 NW VAUGHN ST., STE. 450 PORTLAND, OR 97210-5311</p>	<p>CORKY COLLIER COLUMBIA CORRIDOR ASSOCIATION P.O. BOX 55651 PORTLAND, OR 97238</p>
<p>PETER TENEAU 2715 N TERRY ST. PORTLAND, OR 97217</p>	<p>DEE BURCH ADVANCED AMERICAN CONSTRUCTION P.O. BOX 83599 PORTLAND, OR 97283</p>
<p>KRISTINA RAUM 2905 SE ASH ST. PORTLAND, OR 97214</p>	<p>MARY ANNE CASSIN METRO – MAIN 600 NE GRAND AVE. PORTLAND, OR 97232-2736</p>
<p>KATHLEEN ANDERSON 2916 N WILLAMETTE BLVD. PORTLAND, OR 97217-4073</p>	<p>TIM OBRIEN METRO – MAIN 600 NE GRAND AVE. PORTLAND, OR 97232-2736</p>
<p>ANN GARDNER SCHNITZER STEEL 3200 NW YEON AVE. PORTLAND, OR 97210-1524</p>	<p>KEVIN JOHNSON PDC 222 NW FIFTH AVE. PORTLAND, OR 97209-3859</p>


**SUPPLEMENTAL CERTIFICATE OF SERVICE**

I hereby certify that on May 12, 2010, I served the Notice of Intent to Appeal  
on the following via hand delivery and first class mail:

City of Portland  
1221 SW Fourth Avenue  
Portland, OR 97204

Linda Meng  
City Attorney (City of Portland)  
1221 SW Fourth Avenue, Room 430  
Portland, OR 97204

DATED: May 12, 2010

  
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