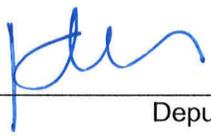


Agenda No.
REPORT NO.

Tentatively deny with modifications Title and uphold

Appeal of Cottonwood Capital Property Management LLC, Frank Fleck and Gary Gossett against Hearings Officer's decision to approve with conditions the application of Recology Oregon Material Recovery, Inc. for a conditional use to establish a waste-related use that accepts and processes food waste that is blended with yard debris, within a fully enclosed building at 6400 SE 101st Avenue (Hearing; LU 10-194818 CU AD)

Findings; Previous Agenda 11/14/0;

INTRODUCED BY Commissioner/Auditor:	CLERK USE: DATE FILED <u>JUL 8 2011</u>
COMMISSIONER APPROVAL	LaVonne Griffin-Valade Auditor of the City of Portland
Mayor—Finance and Administration - Adams	By:  Deputy
Position 1/Utilities - Fritz	
Position 2/Works - Fish	
Position 3/Affairs - Saltzman	
Position 4/Safety - Leonard	
BUREAU APPROVAL	ACTION TAKEN:
Bureau:	JUL 13 2011 CONTINUED TO AUG 31 2011 2:00 PM TIME CERTAIN
Bureau Head:	AUG 31 2011 RESCHEDULED TO SEP 08 2011 2:00 PM TIME CERTAIN
Prepared by: T Anderson Date Prepared: 7/7/2011	SEP 08 2011 CONTINUED TO OCT 05 2011 2:00 PM TIME CERTAIN
Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/>	OCT 05 2011 TENTATIVELY DENY APPEAL AND UPHOLD HEARINGS OFFICER'S DECISION WITH MODIFICATIONS; PREPARE FINDINGS FOR NOV 02 2011 AT 11:00 AM TIME CERTAIN.
Council Meeting Date July 13, 2011	NOV 02 2011 RESCHEDULED TO NOV 16 2011 10:00 AM Time Certain
City Attorney Approval	NOV 16 2011 RESCHEDULED TO NOV 30 2011 10:45 Time Certain
	OCT 05 2011 Motion to amend Hearings Officer's decision with additional conditions concerning odor, insect pest management, good neighbor agreement and no commercial waste: Moved by Commissioner Fritz and seconded by Mayor Adams. (Y-4; N-1 Leonard)

AGENDA
TIME CERTAIN <input checked="" type="checkbox"/> Start time: <u>3:15 PM</u>
Total amount of time needed: 2 hrs (for presentation, testimony and discussion)
CONSENT <input type="checkbox"/>
REGULAR <input type="checkbox"/> Total amount of time needed: _____ (for presentation, testimony and discussion)

10-05-11. Motion to tentatively deny appeal and uphold Hearings Officer's decision with modifications (above); prepare findings for Nov 2 at 2pm Time Certain: Moved by Adams and seconded by Fish	11-30-11 Motion to deny the appeal and adopt the findings: Moved by Mayor Adams and seconded by Commissioner Fish.							
		<table border="1"> <tr> <td></td> <td style="text-align: center;">YEAS</td> <td style="text-align: center;">NAYS</td> </tr> <tr> <td style="text-align: center;">YEAS</td> <td style="text-align: center;">NAYS</td> <td></td> </tr> </table>		YEAS	NAYS	YEAS	NAYS	
	YEAS	NAYS						
YEAS	NAYS							
1. Fritz	✓	1. Fritz						
2. Fish	✓	2. Fish						
3. Saltzman	✓	3. Saltzman						
4. Leonard	✓	4. Leonard						
Adams	✓	Adams						