



LINN COUNTY PLANNING AND BUILDING DEPARTMENT

Steve Michaels, Director

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NOTICE OF PENDING MEASURE 49 VESTING RIGHT DETERMINATION

The following request has been submitted for review by this Department. Any comments you wish to provide must be received by 5:00 p.m., April 22, 2008. The Linn County Code requires that written comments specify which application criteria apply to submitted testimony.

APPLICANT'S NAME: Tony Silbernagel

FILE NUMBER: VR08-004

LOCATION OF PROPERTY: T9S, R1W, Section 28, Tax Lots 400, 1500, 1600, 1700, 1800, and 1900; north side of Mertz Drive about 1100 feet of its intersection with Stayton-Scio Road and about 3 1/2 miles south of Stayton

SUMMARY OF REQUEST: The applicant received a Measure 37 approval (M37-008-04) from Linn County in March 2005 and from the State of Oregon (M122091) in July 2006. He has subdivided (PD05-0113) and platted the property into six lots of 5.89 acres (tax lot 400), 8.05 acres (tax lot 1500), 9.22 acres (tax lot 1600), 5.71 acres (tax lot 1700), 5.71 acres (tax lot 1800), and 7.18 acres (tax lot 1900). The lots are partially developed. A dwelling has been constructed on tax lot 1600 and on tax lot 1900, and permits for dwellings have been issued for tax lots 400 and 1500. The dwelling on tax lot 400 is under construction. A sewage disposal system has been installed on tax lots 1500, 1600, 1700, and 1900. The applicant is requesting a vesting right determination for the six lots he has created through the subdivision of the original 42.35 acres. The purpose of this notice is to solicit comments and input from surrounding property owners regarding the applicable decision criteria (attached) so that the Department may make a final vesting right determination.

COMMENTS: [Multiple horizontal lines for handwritten input]

BY \_\_\_\_\_ DATE \_\_\_\_\_
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**STAFF CONTACT PERSON:** Deborah J. Pinkerton; (541)967-3816, ext.2367