

BEFORE THE CITY COUNCIL OF THE CITY OF SALEM

IN THE MATTER OF AFFIRMING)	ORDER NO. 2007-10-HDR
THE DECISION OF THE HISTORIC)	
LANDMARKS AND DESIGN)	HISTORIC DESIGN REVIEW CASE
REVIEW CASE NO. 07-3 FOR)	NO. 07-03
PROPERTY LOCATED AT 985)	
HIGH STREET, SE, SALEM OR)	

This matter coming regularly for hearing before the City Council of the City of Salem, Oregon, at its August 13, 2007 meeting, and the City Council, having received evidence and heard testimony, makes the following Findings, and adopts the following Order, in affirming the decision of the Historic Landmarks & Design Review Commission Historic Review Case No. 07-3.

FINDINGS:

- (a) a historic design review application was filed by Ron Steiner and Caren Ann Jackson for certain real property located at 985 High Street SE (the "subject property") on December 26, 2006; and
- (b) a public hearing was held before the City of Salem Historic Landmarks & Design Review Commission ("Commission") on January 25, 2007, and a decision was issued that denied the applicant's request to change the majority of the windows in the house to new, double-hung vinyl windows because the proposed new windows did not match the existing historic windows as required by the Guidelines in the *Development Design Handbook*;
- (c) on February 15, 2007, the applicant submitted an appeal of the Commission decision, but requested the hearing before the City Council occur after May 14, 2007; and
- (d) on August 13, 2007, after due notice was given, the City Council held a public hearing to take testimony and evidence on Historic Design Review Case No. 07-3, as required by SRC 114.200; and
- (e) after receiving evidence and hearing testimony, and upon consideration of staff report and recommendation, and being fully advised, the City Council finds that the Commission's decision in Historic Design Review Case No. 07-3 complies with the relevant provisions of SRC Chapter 120A; and
- (f) The Facts and Findings contained in the staff report dated January 25, 2007 as adopted by the Commission and the Facts and Findings contained in the staff report dated August 13, 2007 are hereby adopted as findings for affirming the Historic Landmarks & Design Review Commission decision.

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ORDER:

The City of Salem Historic Landmarks & Design Review Commission decision on application Historic Design Review Case No. 07-3, as proposed and with conditions of approval, is hereby affirmed.

This order constitutes the final land use decision on historic design review and any appeal hereof must be filed with the Oregon Land Use Board of Appeals within 21 days of the date of that notice of this decision is mailed to persons with standing to appeal.

ADOPTED by the Council this _____ day of _____, 2007.

ATTEST:

City Recorder

His 07-3 ORDER affirming HLDRC decision__2.wpd