



OFFICE OF THE CITY MANAGER  
City of Newport, Oregon  
169 S.W. Coast Hwy.  
Newport, OR 97365  
541-574-0603  
s.nebel@newportoregon.gov

## MEMO

DATE: December 20, 2022  
TO: Mayor and City Council  
FROM: Spencer Nebel, City Manager

SUBJECT: Status Report for the Six-week Period Ending Friday, December 9, 2022

It's hard to believe that the 2022 is rapidly coming to an end. The past six weeks have been used to catch up on several issues as we wrap up the year.

I would like to congratulate Mayor Sawyer and Councilors Parker, Hall and Kaplan on their re-election to the City Council on November 8. I think the Council will be well served by having experienced Councilors serving on the Council during this next two-year period. This will also correspond when Council will likely be looking for my successor as City Manager. While it is a little anti-climatic to win an election in which you are unopposed, I do think it speaks well for the faith that the community has in the leadership of the City Council and City organization since nobody was motivated to run as a challenger. If perceptions were different, there would likely be several challengers who would be running, as there was in a few of our neighboring communities. I look forward to working with the Council over the next two years.

### Highlights of activities over the last six weeks include the following:

- Met with Department Head staff to finalize our workplace values and develop a work place strategic plan.
- Held the first negotiation session with the IAFF (Firefighters) union. We are starting negotiations earlier in the hope of concluding negotiations prior to the expiration of the contract on June 30, 2023.
- Held bi-monthly meetings with Derrick Tokos, David Powell and Barb James to discuss departmental issues.
- Derrick Tokos, Lance Vanderbeck, Peggy Hawker, David Allen and I met to discuss questions regarding the responsibility for maintaining aprons to individual airport hangars. The way the leases are structured, the Lessee leases only the property the hangar is sitting on. This does not include the apron connecting the hangar with the taxiway to the runways. As a result, it is the City Attorney's opinion that the City is responsible for any maintenance to the aprons running between the taxiway and the hangars. The leases also allow the City Council to add fees to maintain the aprons and taxiways. We will be reviewing the development of a fee schedule for

this purpose. David Allen is working with Airport Committee member, Ralph Busby, on various aspects regarding the hangar leases.

- Mayor Sawyer, Jason Malloy, Peggy Hawker, Jovita Ballentine, and I met to discuss the arrival of Team Long Road walking US Highway 20 from Boston to Newport. Planning efforts were put into place to recognize this significant accomplishment for their arrival on Saturday, December 17. The Team Long Road walked as a benefit to bring greater awareness to those soldiers who are missing in action. We encouraged folks to line the street from the American Legion to Don and Ann Davis Park for the completion of their walk. There was a spaghetti dinner on Sunday, December 18 from 4 to 7 PM at the Armory as a fundraiser for this cause, and over \$3,400 was donated to benefit the History Flight, Inc. An equal amount was raised from the American Legion.
- I participated, along with staff members, in a CIS Learning Center class on supervisor training that was held in the City Council Chambers. There was a full house for the session, including several members from other cities, along with the City of Newport.
  - During the session, Tamara Russell and Sharon Harris talked about the importance of employee culture within organizations. It is important to maintain civility in relationships with employees. The value of being polite, saying good morning with employees, and offering respect for who they are and what they do is very critical in minimizing situations where the employees are feeling left out or unappreciated. Grievances, sick leave use, and other items are indicators that internal issues may exist within a department. The following is part of the presentation:
  - Bias is related to how we were raised and the cultural influences that help develop our internal thoughts. Today there are generational and political differences that create additional stresses in work place situations. Bias is how we all process information and react to certain situations that we encounter in life. There is conscious bias of things that we are aware of and unconscious bias, which is in automatic response which can often be incompatible with our conscious bias. It is very important to watch what you do and think before you speak. It is also important to recognize that we all feel comfortable when we are within our own group of like-minded individuals. Unfortunately, that creates the "out" groups where folks are left out of decisions and activities in the work force. It's a natural habit to share differently between a group you are comfortable with and with individuals outside of that group. It is also important to be careful when considering how an applicant may fit in a team. This evaluation is based, in part, on our own biases. Supervisors need to be aware of micro-messages which can be received in many ways by individual people. As supervisors, there's an obligation to interrupt inappropriate expressions that may be deemed derogatory for any protected class. By not doing this, a culture of tolerance of inappropriate actions can be created.

Employers cannot force individuals to use FMLA or OFLA leave. It is important to follow consistent policies as how employees are treated when they fall into this situation. Consistency needs to be implemented when

requesting to return to work practices. Particularly with doctors' releases and other activities.

Overall, it was a good overview of the practices to avoid inappropriate actions that can lead to litigation.

- Held a bi-monthly meeting with Richard Dutton to discuss various IT issues.
- Met at the Fire Station with Fire Shift "C" to discuss the series of meetings that I held with Fire personnel this year regarding various departmental concerns and issues. It is amazing to meet with these groups with the new members outnumbering our veteran firefighters on each shift. These meetings have been a good chance to talk about department operations, concerns for the city, and other issues that the employees want to bring up.
- I met with Barb James and Aaron Collette regarding request for special accommodations for an employee that's part of the Newport Employees Association.
- Barb James and I met with Tamara Russell, Legal Counsel for CIS, on several employee issues we currently have. We appreciate Tamara's accessibility and clear recommendations on ways to handle various situations.
- Peggy Hawker, Barb James, Erik Glover and I met to discuss the training process for the new Deputy City Recorder, Liz Gallagher. We are very pleased to have Liz with us filling that position. I think Liz will be doing a very solid job in this capacity.
- Derrick Tokos, David Allen and I have met to discuss questions from a property owner who lives just outside the city. The questions were about a City-owned easement near the Yaquina Heights water tank. Derrick did some detailed sleuthing to unravel the issues regarding this property. The property owner thought she owned a piece of property next to her property line. In reviewing the property documents, it's clear that when this property owner acquired her property, the other small piece of property had already been deeded to the City of Newport for a water easement, and she did not acquire that piece of property. I put together a letter to the individual to outline the historical evolution of ownership of this property. I have not heard back from her, so hopefully this helped resolve her questions.
- Prepared agenda items for the November 7 Council meetings.
- Held a routine Department Head meeting.
- Participated with the City Council on a work session that included the Library annual report; report on building the capacity of the volunteer firefighters; draft request for proposals for Bayfront parking; and, review of the City Manager and City Attorney employee evaluations.
- Participated in the November 7 regular City Council meeting.
- Held bi-monthly meetings with Jason Malloy and Rob Murphy to discuss departmental issues.
- Participated in the COG's Coastal/Valley Managers' combined meeting in Toledo. We discussed the homelessness pilot project as provided for in House Bill 4123; discussed common legislative issues for the 2023 legislative session; discussed the role of the Council of Governments in aggregating things such as public franchise agreements, shared utility pricing, and changes to the Cascades West Area Commission Transportation membership. There is concern that many of the

communities will not be represented based on the model that is currently being reviewed by the COG and ODOT.

- Met with the resident who had concerns that the City had an easement on land that was owned by this property owner. As indicated earlier, a detailed letter was sent after the meeting to explain the various property transactions that occurred prior to her purchase of the property. Based on information collected, she never owned the property in which an easement was conveyed to the City of Newport.
- I met with a citizen who lives above the middle school who has been sorting out access issues with a next-door neighbor. The neighbor indicated to the citizen that they can trespass onto her property to access the back part of their own property, which is otherwise challenging to reach due to topography issues on their own land. A temporary fence was placed by the citizen, which then was removed by the neighbors. The neighbors cited the “good neighbor policy” stating that the citizen needed to give them access to the back of her property to access their land. In reviewing this with Derrick Tokos and David Allen, there is no such provision in the City Code or in State Statute that would require the citizen to give access of the property to the neighbors. This was communicated back to the citizen.
- Participated in the HB 4123 Advisory Committee meeting held at City Hall. In working with my counterparts in Lincoln City and Toledo, we have taken the lead to pull together the IGA. Along with the County, all Cities of the county would be asked to enter into this IGA through the HB 4123 pilot project. This project is to develop a five-year strategic plan and consolidate the County office on homelessness.
- Interviewed Derrick Tokos on KNPT Newport Today radio show.
- Erik Glover and I met with the Traci Flowers from Grace Wins regarding a winter warming shelter and car camping. Grace Wins is in the process of obtaining the required liability insurance to run these two programs. This has taken longer than expected. As was done last year, I have authorized an agreement with Grace Wins for emergency winter housing through the 22 - 23 winter. Lincoln County has likewise provided funding to support Grace Wins for this purpose. I am hoping this is up and running soon.
- Participated in the Vision 2040 Advisory Committee meeting. The Committee is working on preparing an annual report for the City Council. The Committee has also been discussing its future role in providing oversight for the 2040 Vision to the City Council. It will also be recommending that the City Council consider appropriate funding in the 23-24 budget to refresh the Vision document.
- The City offices were closed on Friday, November 11, in observation of Veterans Day.
- Participated in the League of Oregon Cities conference call that was set up for the eight pilot projects utilizing HB 4123 funding for homelessness. These have been beneficial to understand how the eight regions are approaching their pilot projects.
- Participated in an update on the emergency water storage project to provide emergency water for Samaritan Hospital in the event of a major emergency. This includes the construction of a water tank that would provide a gravity feed to the hospital in the event of a major seismic event, or other disruption to the water system. The water in the storage tank would be specifically preserved to provide the hospital with a source of water to address the various medical emergencies that would accompany a major disaster. The Health District (District) has applied

for a grant from FEMA to assist with this work. The District has retained Dig Deep Research to help secure funding for this project. There may be a revolving drinking water loan through the City that the District could support without the grant, if necessary. We will be holding a work session on this in January.

- Participated in our internal Emergency Preparedness Committee meeting. One thing that will be coming before Council is an ordinance establishing certain requirements for hotels/motels relating to the tsunami threat in the community. This is a project that was initiated when Regina Martinez was our coordinator. We held off moving forward with this during COVID-19, but Del Lockwood has picked up this effort to bring it to the hotel/motel businesses, as well as ultimately to the City Council for their consideration.
- We requested CIS provide an employee assistance program (EAP) presentation to employees of the City of Newport. The City, through CIS, provides a wide-ranging program that can provide employees with assistance for everything from mental health, addiction, financial advice, assistance in finding things such as extended care facilities for family members, and many other services. The primary message is that if you have a need, call EAP and they will help work through that issue with the employee. it was a very good presentation. We had about 30 employees in attendance.
- Along with Counselor Jacobi and Derrick Tokos, I participated in an orientation meeting on the selection of a consultant for the TGM City Center/US 20 redevelopment plan. This project will review the economic conditions of these two corridors, and identify specific ways to redevelop these two critical areas in the City of Newport. This includes looking at zoning provisions to determine what the feasible uses are for the properties and aligning these corridors to provide a recommendation to either pursue a couplet on US 101, or look at other alternatives to handle traffic capacity through City Center. We also need to look at how to make this area more pedestrian friendly and improve the economic viability of the properties along this corridor. The City will participate with ODOT in selecting a consultant for this work.
- Held bi-monthly meetings with Derrick Tokos, Dave Powell, Aaron Collette and Barb James to discuss various departmental issues.
- Rob Murphy, Tom Sakaris, Barb James and I have met with Mark Wolf on internal discussions on IAFF negotiations. This information was presented to the Council at an executive session.
- Attended my final (unless I become past president for a third consecutive year) OCCMA Board retreat on Thursday, November 17 and Friday, November 18 in Silverton.
- Prepared agenda items for the November 21 City Council meetings.
- Held a regular Department Head meeting.
- Participated in a work session on November 21 where the following was discussed: the use of a trolley to move visitors around the city; an update of a pest management plan policy; and, a report on the LOC's annual conference.
- Participated in the regular City Council meeting on Monday, November 21 at 6 PM.
- Held a bi-monthly meeting with Jason Malloy to discuss Police Department matters.
- Met with Barb James and Aaron Collette on an employee matter.

- Mayor Sawyer and Council President Jacobi met with David Allen and I to discuss the evaluation process for the City Manager and City Attorney.
- Participated in a Zoom meeting with Daphnee Legarza and Judy Richter to hammer out provisions of the intergovernmental agreement will be put into place as part of the HP 4123 pilot homelessness project.
- Aaron Collette and I participated with our Dam consultants, HDR, regarding the status of the right-of-way acquisition for the Big Creek Dam road. Before our right-of-way consultant can pursue a specific easement, they will need to have the preliminary design of the road completed. This will outline the alignment to provide access to the existing upper Dam, as well as the new Dam when it is constructed.
- Derrick Tokos, Jason Malloy and I met to discuss the complaint received on the noise levels coming from South Beach Church. We followed up with the South Beach Church on this matter, and Police Chief Malloy made an unannounced visit to the neighborhood on Sunday, when services were being held, to monitor sound levels of this location. During the time he was there, the sound levels never reached 60 decibels at the property line which is the threshold for noise complaints. We have instructed the property owners to contact the Police at any point when they believe the sound levels are exceeding appropriate thresholds from this location.
- Fire Chief Murphy, Assistant Chief Sakaris, Barb James and I met to discuss accommodations for an employee who is on restricted duty due to health issues. We will be extending that accommodation until we know if/when he will be returning to full duty in the Fire Department.
- City of Newport offices were closed Thursday, November 24 and Friday, November 25 in observation of the Thanksgiving holiday.
- Steve Baugher and I have put together the budget preparation schedule to develop a budget for the fiscal year beginning July 1, 2023. The schedule was presented to the City Council at the December 5 Council meeting.
- David Allen and I met with Sian Zander regarding various issues that have occurred in the past with the Performing Arts Center and the Oregon Coast Council for the Arts.
- Mayor Sawyer held a meeting for Team Long Road in preparation for their arrival to Newport on December 17. This meeting included representatives from the National Guard, American Legion, as well as City staff.
- Met with a consultant working for the League of Oregon Cities who is developing a one-page summary on the impact of homelessness on cities across the State of Oregon. This will be part of a funding lobbying package for the Oregon Mayors Association (Association) to provide direct funding to rural municipalities for both operational and capital costs to address homelessness at the local level. The Association deserves a lot of credit for rolling out a statewide initiative to provide equal treatment to all communities across the state relating to funding to address these critical issues.
- Prepared agenda materials for the December 5 City Council meetings.
- Councilor Jacobi, Derrick Tokos and I participated in the selection process for the Newport City Center consultant selection. Each member of the team had to rank the consultants based on the schedule provided in the initial request for proposals issued by ODOT. A recommendation was sent to ODOT on proceeding with this selection process. Unfortunately, ODOT indicated that initial start time for this work

will probably not be until late spring to get through the various contracting steps required of ODOT for these types of agreements. We are all anxious to get going with this project!

- Attended a meeting of the Vision 2040 Committee. The group is discussing the format of the report that will be provided to the City Council in January. I indicated since the Goal Setting session was delayed to January 30, the Vision 2040 Committee could wait until the January 17 Council meeting to give their report. The intent is to provide the support prior to the Council Goal Setting session. This will allow a little more time to finalize this work of this Committee.
- Met with the Interim Finance Director, Steve Baugher, to review his work as Interim Finance Director. I really appreciate the effort Steve made, not only doing the Finance Director's job, but also the job of the Assistant Finance Director. He indicated that going through the audit process was a learning experience for him, since Mike handled many aspects of this in the past. He is getting familiar with GASB requirements. I have since named Steve Baugher as Finance Director. We have initiated the process to fill the Assistant Finance Director's position.
- Participated in a League of Oregon Cities HB 4123 statewide meeting of the various pilot projects.
- Steve Bagher, Aaron Collette and I met to discuss several financial issues relating to the Big Creek Dam, including establishing a new capital project that will correspond with spending of the state funding of 14 million for Dam design. This project has gotten a bit muddled with the various funds that have come in and gone out for work completed over the last 10 years. We will close out the initial capital project and start with funding for a new capital project for this significant project.
- Rob Murphy, Tom Sakaris, Mark Wolf and I met in negotiations with the firefighters on the contract that will be initiated in July 1, 2023.
- Held a regular Department Head meeting.
- Met with the Council in a work session to discuss Council stipend.
- Participated in the regular December 5 City Council meeting.
- Participated in an Urban Renewal meeting in which the Council scheduled in executive session to discuss land transactions.
- Met with Councilor Jacobi, Erik Glover, and Mike Cavanaugh to discuss the meeting on childcare held at City Hall Tuesday, December 13. The City Council had a goal of meeting with various stakeholders regarding childcare issues. This meeting was to hear an update of initiatives that are ongoing, and determine where gaps exist in childcare issues in the Greater Newport Area.
- Met with Aaron Collette and David Powell regarding management of various capital projects between Engineering and Public Works going forward in this next year. We will be evaluating the capacity we have to undertake these projects as we move forward with the budgeting process.
- Held bi-monthly meetings with both David Powell and Aaron Colette to discuss various departmental issues.
- Barb James, Steve Baugher, John DuBois and I met to discuss the calculation of the final average compensation for firefighters. The City has had a cap in place since 2000 that limits the amount of overtime to 500 hours a year for calculating PERS retirement benefits for firefighters. This issue was raised by the IAFF union. We are trying to determine what the origination of this policy was. Unfortunately,

working with PERS can be very challenging when requesting information. Hopefully, we will be able to better unravel this the issue to help clarify what City policy is with the IAFF. We have forwarded specific questions to PERS to get further clarification of the policy regarding the final average compensation.

- Erik Glover, Peggy Hawker, Liz Gallagher and I met to review public records software that would help facilitate our responses to various requests for public records. The software helps automate the various responses necessary to respond to these requests on a timely basis. It helps direct inquiries to the various departments that may be impacted by the requests, and provides for the compilation of information that would be provided to individuals requesting this. This is currently a manual process, and it is very easy to get tripped up in time limits in providing adequate responses to folks requesting these records. Erik is to review this with IT and other departments, particularly Police and Fire, who receive a significant number of these types of requests.
- I participated in a YBEF meeting. Laura Anderson reported on the work that is being done to create a seafood hub for the Greater Newport Area. Laura is creating a nonprofit entity that would help to encourage processing and value-added activities for seafood in Newport. Laura Anderson has purchased a building that's being used partially by Local Ocean, but is set up to provide entrepreneurial space for small operations as part of a food hub in Lincoln County.
- I interviewed Peggy Hawker on the KNPT Radio Show. Peggy and I talked about issues ranging from the Styrofoam ban to the Council's upcoming Goal Setting session, and several other things during our half-hour show.
- Lance Vanderbeck, Derrick Tokos and I met to discuss the Oregon Military's interest in selling their airport parcel to the City. This is an issue that we did pursue several years ago, however, the Oregon Military Department opted not to sell the property for the amount it was appraised. We will see if their interest has changed, and whether they will sell for the appraised amount. I will be following up with them on this matter. The property falls in the protected approach area on the south end of the main runway.
- Rob Murphy, Tom Sakaris and I met with the IAFF representatives, Andy Parker and Chris Rampley, in our quarterly labor-management meetings. This has been a good opportunity to discuss several operational issues that are occurring at the Fire Department.
- Held a bi-monthly meeting with Steve Baugher to discuss Finance Department operations.
- Met with David Powell and Barb James on the medical leave status of one of our City employees.
- Met with Jason Holland from the OCCA on several issues. I discussed the meeting that David Allen and I had with Sian Zander regarding operations at the Performing Arts Center. We are also in the process of getting bids out for the improvements at the Performing Arts Center. We also discussed concerns regarding lack of air conditioning as part of the PAC's HVAC system. This has particularly been problematic during the Jazz Festival where we had unseasonably high temperatures, with the Performing Arts Center becoming uncomfortably hot during performances. I received a letter from a person who attended the Jazz Festival and suffered from heat stroke. I suggested that Jason get a quote to us as part of the budgeting process, so we can review ways to address this issue.



- Erik Glover, Barb James and I have met with the regional Risk Management Consultant, Katie Durfee. She has been recently assigned to Newport. Our previous representative retired with health issues. This division will periodically tour and review various operations and risks in the City and provide recommendations for trying to mitigate some of those risks.

#### **Upcoming Events:**

- City offices will be closed half day on Friday, December 23, and all day on Monday, December 26, in celebration of the Christmas holiday.
- City Hall will be closed on Monday, January 2, 2023, in observation of the New Year's holiday. The organizational meeting for Council will be scheduled for 5 PM on Tuesday, January 3, 2023, followed by a brief congratulatory reception for those being sworn in for new terms of office. A regular meeting will follow.
- City offices will be closed on Monday, January 16, in observation of the Martin Luther King Jr. Day. The Council meetings will be held on Tuesday, January 17.
- I will be on vacation from Friday, January 20, through Friday, January 27. Peggy Hawker will be Acting City Manager during this time.
- The annual Goal Setting session will be on January 30 from 9 AM to 3 PM.
- On February 13 we will be conducting a tour of City facilities for Council. This will be a full day event. Food will be provided.
- City offices will be closed Monday, February 20 in observation of Presidents' Day. The Council meetings will be held Tuesday, February 21.
- The Newport Seafood and Wine will take place from Thursday, February 23 through Sunday, February 26.
- The preliminary budget meeting is February 28 at 6 PM.
- I plan to attend the NW Regional City Manager Conference in Fairbanks, Alaska on Tuesday, March 28 through Thursday, March 30. This event is usually held in western Oregon but Alaska offered to participate in the rotation this year.
- The LOC Spring Conference will be held in Seaside from April 25 through April 27. Please contact Peggy if you plan to attend.
- The first Budget Committee meeting is May 2 at 5 PM.
- The second Budget Committee meeting is May 23 at 5 PM.
- City offices will be closed May 29 in observation of Memorial Day.
- The final Budget Committee meeting is May 30 at 6 PM.
- City offices will be closed Tuesday, July 4, in observation of Independence Day.
- I plan to attend the OCCMA Annual Conference taking place in Pendleton from Tuesday, July 18, to Friday, July 21.
- City offices will be closed Monday, September 4, in observation of Labor Day.
- I plan to attend the ICMA Annual Conference in Austin, Texas, from Saturday, September 30 through Wednesday, October 4.
- The LOC Annual Conference will be held in Eugene from Wednesday, October 11 through Friday, October 13. Please contact Peggy if you plan to attend.
- City offices will be closed Friday, November 10, in observation of Veterans' Day.
- City offices will be closed Thursday and Friday, November 24 and 25, in observation of Thanksgiving.

- City offices will be closed a half day on Friday, December 22 and a full day on Monday, December 26 in observation of Christmas Eve and Christmas day.

**Attachments:**

- Attached is A Notice of a land use decision from Lincoln County regarding the equality nature preserve.
- Attached is an article from the Oregon Mayors Association newsletter regarding the 2022 Oregon Mayors Association meeting held in Newport.

I wish everyone the best during this holiday season. The 2022 year has been the year of creating a new “normal” following two years of the COVID-19 pandemic. I look forward to working with everyone to continue moving the City of Newport forward in 2023.

Respectfully submitted,

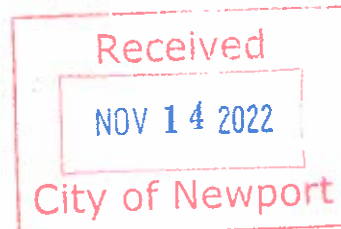
A handwritten signature in blue ink, appearing to read "S. Nebel".

Spencer R. Nebel, City Manager

cc: Department Heads



## DEPARTMENT OF PLANNING AND DEVELOPMENT



210 SW 2nd St  
Newport, OR 97365  
(541) 265-4192  
Fax (541) 265-6945

# NOTICE OF LAND USE DECISION

**FROM:** Lincoln County Planning Department  
**DATE:** 11/08/2022  
**APPLICANT:** Yakona Nature Preserve (Agent: JoAnn Barton)  
**CASE FILE:** 08-C-ADM-22  
**TYPE:** Conditional Use Permit

**NOTICE OF DECISION:** *You are receiving this notice because records from the Lincoln County Assessor's Office indicate that you are the applicant or own land within 750 feet of the subject property.*

**LOCATION:** The subject property is located on the south side of Yaquina Bay in timber conversation-zoned lands (a mile or two) upriver across the bay from the City of Newport, Oregon. Access to the subject property is gained from a logging road—which is gated to restrict public access—and originates at the border of the City of Newport in the Wilder Subdivision Development. The subject property contains the following parcels:

11-11-21-00-00300-00	11-11-22-C0-01800-00	11-11-22-C0-01900-00	11-11-22-C0-02800-00
11-11-21-00-00100-00	11-11-22-C0-01700-00	11-11-22-C0-02100-00	11-11-22-C0-02700-00
11-11-21-00-00200-00	11-11-22-C0-01600-00	11-11-22-C0-02200-00	11-11-22-C0-03600-00
11-11-21-00-00400-00	11-11-22-C0-01500-00	11-11-22-C0-02400-00	11-11-22-C0-03700-00
11-11-21-00-01000-00	11-11-22-C0-01100-00	11-11-22-C0-02000-00	11-11-22-C0-03800-00
11-11-21-00-00800-00	11-11-22-C0-00202-00	11-11-22-C0-00200-00	11-11-22-C0-04000-00
11-11-21-00-01100-00	11-11-22-C0-00100-00	11-11-22-C0-00201-00	11-11-22-C0-04100-00
11-11-22-B0-00100-00	11-11-22-C0-00900-00	11-11-22-C0-03500-00	11-11-22-C0-04300-00
11-11-22-B0-00200-00	11-11-22-C0-00800-00	11-11-22-C0-03400-00	11-11-27-00-03200-00
11-11-22-B0-00400-00	11-11-22-C0-00600-00	11-11-22-C0-03401-00	
11-11-22-B0-00300-00	11-11-22-C0-01501-00	11-11-22-C0-03000-00	

**REQUEST:** The applicant is requesting a conditional use permit to establish a “private park” called the Yakona Nature Preserve under Lincoln County Code (LCC) 1.1375. The purpose of the private park will be to establish a day-use learning center featuring educational, recreational, conservation, and stewardship activities appropriate in a forest environment.

**DECISION:** The Lincoln County Planning Division hereby approves the request for a conditional

use permit to establish a private day-use educational park as proposed. This approval is granted subject to the following conditions:

1. Approval is based upon the submitted plans. Any substantial change in plans will require application for a new conditional use permit.
2. Applicant shall obtain building permits from the Lincoln County Building Division prior to the erection of structures requiring a building permit.
3. Applicant shall submit a copy of a written statement recorded with the deed or written contract with the county or its equivalent, executed by the landowner, recognizing the rights of adjacent and nearby landowners to conduct forest operations consistent with the Forest Practices Act and rules (LCC 1.1375(3)(c)).
4. Applicant shall secure permits from the Lincoln County Onsite Waste Management Division for restroom facilities at the subject property.

**APPLICABLE CRITERIA: LINCOLN COUNTY CODE (LCC)**

1. Lincoln County Code (LCC) 1.1115, Definitions
2. LCC 1.1375, Timber Conservation Zone (T-C)
3. LCC 1.1630(1), Standards and Procedures Governing Conditional Uses
4. LCC 1.1375 (3), Limitations on Conditional Uses
5. LCC 1.1630 (23), Standards for parks and campgrounds in the A-C and T-C zones
6. LCC 1.11375 (8), Fire Safety Design Standards for Roads
7. LCC 1.1405, Sign Requirements
8. LCC 1.1415, Off-Street Parking and Off-Street Loading Requirements
9. LCC 1.1615, Building Permit for an Approved Conditional Use
10. LCC 1.1620, Time Limit on a Conditional Use Approval

**APPLICATION MATERIALS / REPORTS:** Copies of the staff report for this case file are available for inspection or may be purchased at the Lincoln County Planning Department, 210 SW 2nd Street, Newport, Oregon 97365. Application materials are also available for inspection or may be purchased at the Planning Department Office.

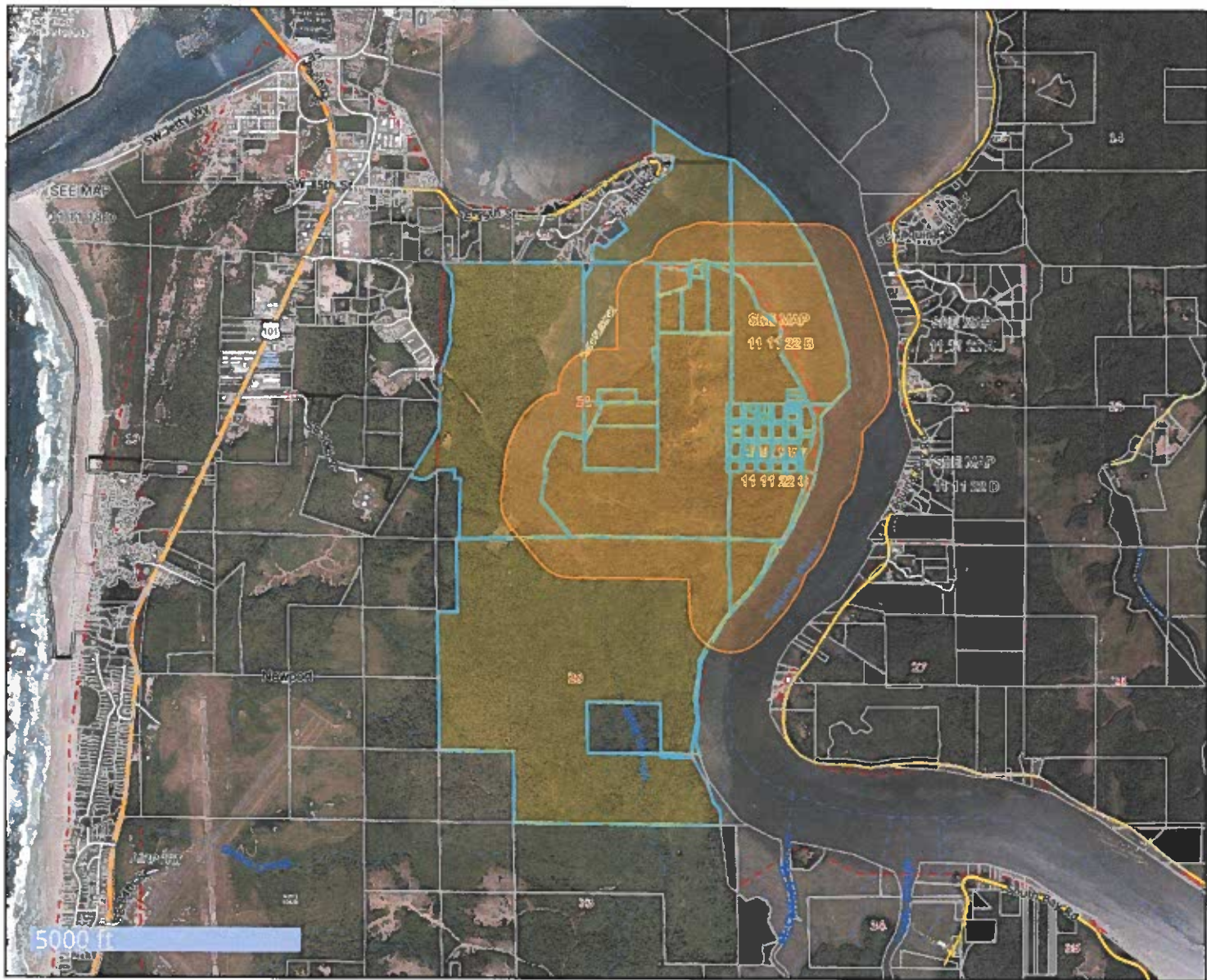
**APPEALS:** If you believe this approval or the conditions imposed fail to meet the Applicable Criteria standards listed above; you have the right to appeal this decision to the Lincoln County Planning Commission. To appeal, contact the Lincoln County Planning Division no later than, **November 24, 2022 at 5:00 p.m.** An appeal fee of \$310.00 must accompany your written statement explaining your reasons for an appeal as it relates to the Applicable Criteria.

**CONTACT:** Onno Husing, Lincoln County Director of Planning & Development, (541) 265-4192

Lincoln County Department  
of Planning Development

	BRETT ESTES
	N COAST REGIONAL REP
	DLCD/OREGON COASTAL MGMT
11-11-22-C0-01000-00	BLAIKIE RACHEL & WERON KYLEE
11-11-21-00-01190-00	
11-11-22-C0-04200-00	
11-11-27-00-03100-00	CITY OF NEWPORT % CITY MANAGER
11-11-28-00-00201-00	
11-11-21-00-00900-00	CLARK RICHARD C TSTEE & CLARK MOLLY J TSTEE
11-11-28-00-00400-00	
11-11-21-00-00700-00	EMERY INVESTMENTS INC
11-11-22-C0-01502-00	HERINCK JEFFREY & HERINCK JULIA
11-11-15-00-01400-00	
11-11-16-00-00200-00	KINGS ESTUARY SHELLFISH LLC
11-11-21-00-00500-00	
11-11-21-00-01200-00	KINGS FOREST LLC
11-11-22-C0-02300-00	LARSON MARK L
11-11-22-C0-00500-00	LAWRENCE TARAZA & DOWNING JOHN A
11-11-22-C0-00300-00	RUEGG ROBERT G & RUEGG EVELYN K
11-11-22-C0-00400-00	SMITH DOUGLAS C & SHARI ANN & SMITH DERRICK D & NANCY L
11-11-21-00-00599-00	
11-11-21-00-00199-00	UNION PACIFIC RAILROAD PROPERTY TAX DEPT
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11-11-22-C0-04300-00	
11-11-27-00-03200-00	
11-11-21-00-00600-00	YAQUINA BAY KINGS SHELLFISH LLC





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Printed on 10 / 28 / 2022

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# 2022 OMA Summer Conference

*By Meadow Martell, Cave Junction Mayor and OMA Board Member*



The 2022 Oregon Mayor's Association was held this year in Newport, at Agate Beach Inn. This was my first OMA conference, and I was looking forward to being at the coast, having an opportunity to meet other mayors around

the state, share experiences, and maybe pick up some new tricks. I was not disappointed. The cooler weather, after a spate of high temperatures in southern Oregon was appreciated and the proximity to historic Nye Beach was refreshing. That was just the beginning.

OMA staff worked with the city of Newport to put together a showcase of optional activities including a golf tournament, nature walk, the Great Amazing Race Scavenger Hunt, a Marine Discovery Tour, and Newport city tours highlighting Urban Renewal Districts and a working bayfront including Newport's marine science industry and the Hatfield Marine Science Center.

The conference started with a social gathering at the Oregon Coast Aquarium, a delightful and interesting place to hang out, meet, and greet. The highlight was a silent auction featuring gift baskets brought by mayors from all over the state. Funds raised went to the OMA scholarship fund.



Let me assure you, an OMA conference is not all play and no work. The conference was well balanced with a mix of statewide mayor updates, a keynote address from Mayor Jake Spano from St. Louis Park, Minnesota and a session previewing some expected initiatives in the 2023 legislative session. Break out sessions to choose from included using social media effectively, how to successfully impact State and Federal legislators, responding to the homelessness crisis, bringing city councils together, barriers to serving as a local government leader, opportunities and



limitations of financing city programs and services, and how the Oregon Army and Air National Guard can help communities respond to natural disasters, pandemics, civic unrest, emergencies, and much more. There were round table opportunities to meet with mayors from small, medium, and large cities and plenty of time during breaks, luncheons, and dinners to socialize and meet new friends. It was stimulating and exciting to be with over 100 mayors from around the state. I brought a collection of new ideas and connections back home with me.

One of my most inspirational and inspiring experiences was the luncheon for the 2021-2022 statewide "If I Were Mayor..." contest winners. It was moving to meet the winners and see their entries. Depending on the age group there was a poster, a written piece, or a digital media submission. They remarkably captured the best of what it means to be a mayor.

All in all, the conference was a rewarding and energizing experience. Not surprisingly, mayors are a smart, fun group of people to hang out with!