

# ANNUAL REVIEW

Cannon Beach Community Development Department

# 2023

# AGENDA

Introduction

Annual performance

Current projects

Project timelines

Summary

# INTRODUCTION

The Community Development Department (CDD) is engaged in assisting the city with two capital projects, the Elementary School Rejuvenation Project (CBES) and the City Hall/Police Department/Emergency Operation Center Project (CBCC). The CDD is also engaged in a host of planning projects, including finalizing the Code Audit (CODE), implementing the Community Development Ordinance rewrite and Transportation System Plan (TSP). The CDD has four Full-Time Employees working across the community and region to support building, housing, planning and zoning activities that serve the citizens of Cannon Beach.

# COMMUNITY DEVELOPMENT DEPARTMENT



Jeff Adams

Director



Alton Butler

Building Official



Robert St. Clair

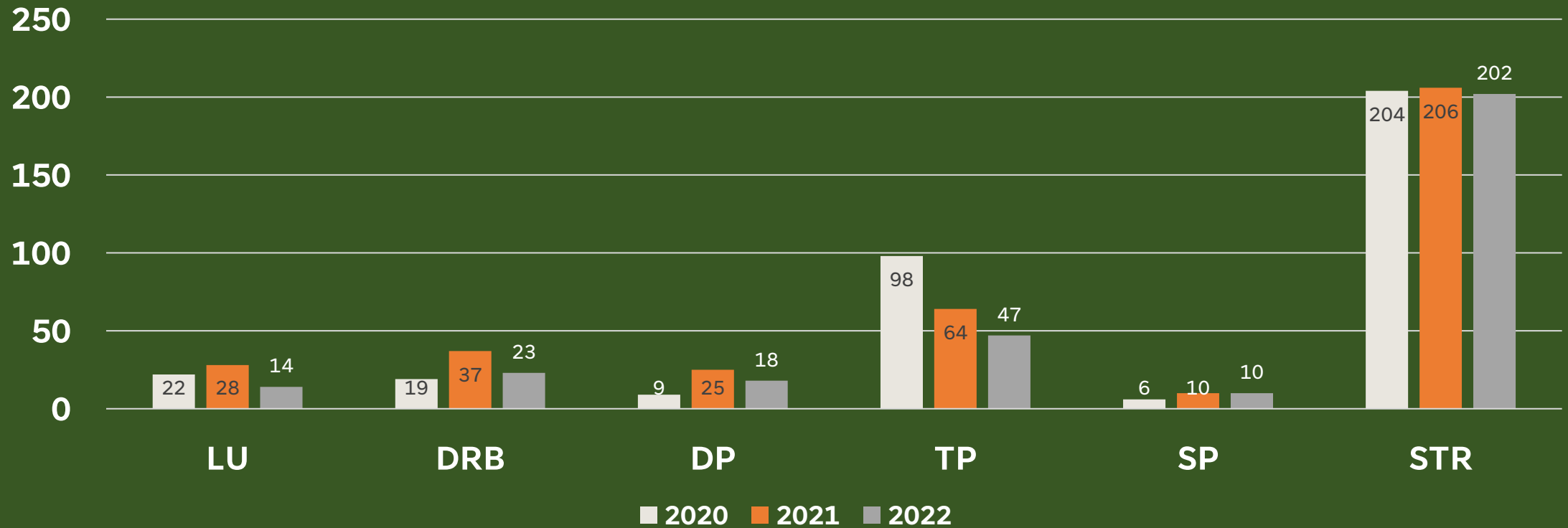
Planner



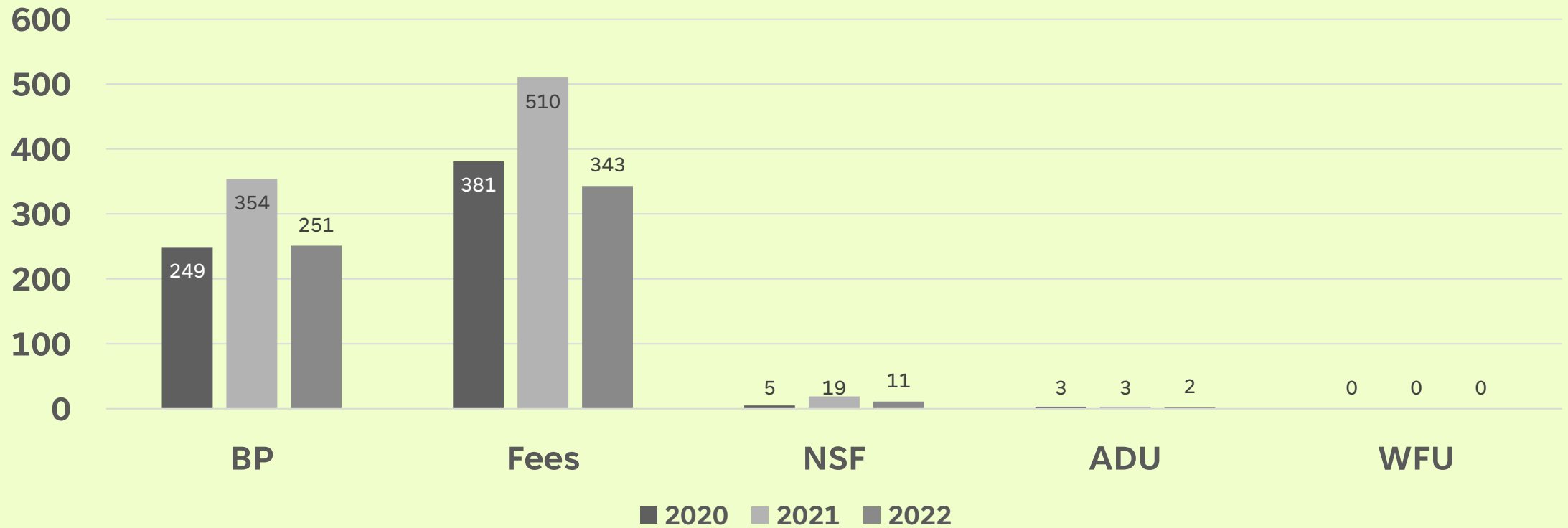
Emily Bare

Administrative  
Assistant

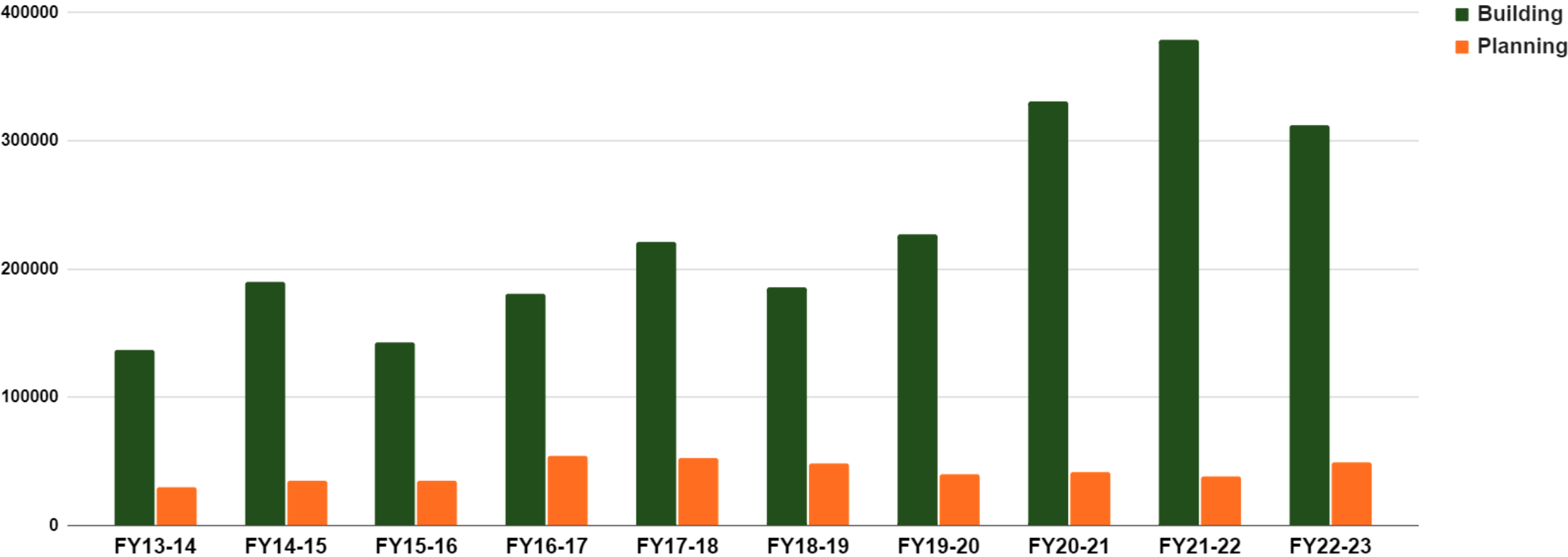
# PLANNING PERFORMANCE



# BUILDING PERFORMANCE



# Community Development Revenue





# CURRENT PROJECTS

CBES Rejuvenation Project

CBCC/PD/EOC Project

CB Transportation System Plan: Priorities

Code Audit

Track Two Ordinance Amendments

Wetlands Ordinance Amendments

Clatsop Regional Housing Task Force

CB Affordable/Workforce Housing Program Policies

Ecola North Bank Stabilization Project

Sea Level Rise Adaptation & Mitigation Planning Project



# PROJECT PARTNERS

## CBES



Dustin Johnson  
CIDA

## CBCC



Leslie Jones  
CIDA

## CODE



Marcy McInelly  
Urbsworks

## TSP



Eddie Montejo  
Parametrix



Dave Brookings  
Bremik



Jordan Fell  
Emerick



Marcy McInelly  
Urbsworks



TBD  
Project Specific

Q1

### Code Audit Report

- Draft Mid-December
- Next Steps Work Session

Q2

### Development Ordinance Rewrite

- Draft Development Ordinance Reorganization
- Administrative Process Amendments
- Prioritize Amendments

Q3

### Development Ordinance Outreach

- Code Audit Committee Work Sessions
- Joint Commission Work Sessions
- Prioritize Development Ordinance Amendments

Q4

### Development Ordinance Adoption

- Joint Commission Work Session Drafts
- Planning Commission
- City Council

# CODE AUDIT TIMELINE

**10.08.040 Powers of the governing body.**

**A.** Subject to state laws, the governing body shall exercise all local traffic authority for the city except those powers expressly delegated by the ordinance codified in this chapter or another ordinance. The city council shall assign to the city's planning commission responsibility for the annual review of the city's parking and traffic policies within the powers of the governing body. The planning commission after study of the issues and a public hearing shall make recommendations to the city council. The city council shall convene a public hearing on the recommendations from the planning commission and consider any changes to the city's parking and traffic policies.

**B.** The powers of the governing body include, but are not limited to:

1. Designation of through streets;
2. Designation of one-way streets;
3. Designation of truck routes;
4. Designation of parking meter zones;
5. Restriction of the use of certain streets by any class or kind of vehicle to protect the streets from damage or excess traffic;
6. Authorization by resolution of greater maximum weights or lengths than specified by state law for vehicles using city streets or county roads;
7. Initiation of proceedings to change speed zones;
8. Revision of speed limits in parks;
9. Temporary closure or blocking of streets;
10. Establish, remove or alter the following classes of traffic controls:
  - a. Crosswalks, safety zones and traffic lanes,
  - b. Intersection channelization and areas where vehicle drivers shall not make right, left or U-turns and the time when the prohibition applies,
  - c. Parking and no parking areas and time limitations, including the form of permissible parking (e.g., parallel or diagonal),
  - d. Traffic control signals,
  - e. Loading zones and stops for vehicles. (Ord. 97-7 §§ 1, 2; Ord. 89-8 § 4)

**10.08.050 Duties of the city manager.**

The city manager or the city manager's designee shall exercise the following duties:

- A.** Designate certain streets as bridle paths and prohibit horses and animals on other streets;
- B.** Establish bicycle lanes and paths and traffic controls for such facilities;
- C.** Implement ordinances, resolutions and motions of the governing body and the city manager's orders by installing, maintaining, removing and altering traffic control devices. Installation shall be based on standards contained in the Manual on Uniform Traffic Control Devices for Streets and Highways and the Oregon Supplements;
- D.** Issue oversize or overweight vehicle permits;
- E.** Temporarily close or block streets.

January

**Prioritization Work Session**

- TSP Prioritization
- Next Steps Timeline

March

**Budgeting Priorities Work Session**

- Work with Public Works, ODOT & DLCDC on funding opportunities
- Provide Budgeting Parameters for prioritized projects
- Preliminary Capital Project Budget

May

**Project Implementation Planning Work Session**

- Project Timelines
- Initial Scope of Works
- Initial Project Postings

July

**Begin Project Implementation**

- Project Outreach and Public Process

# TSP TIMELINE



## LAND USE LEGAL ISSUES

Roberts v.  
City of Cannon Beach

Supreme Court denied review of the oceanfront setback appeal in July.

Haystack LLC v. Roberts &  
City of Cannon Beach

Before the Circuit Court of Clatsop County regarding use of right-of-way.

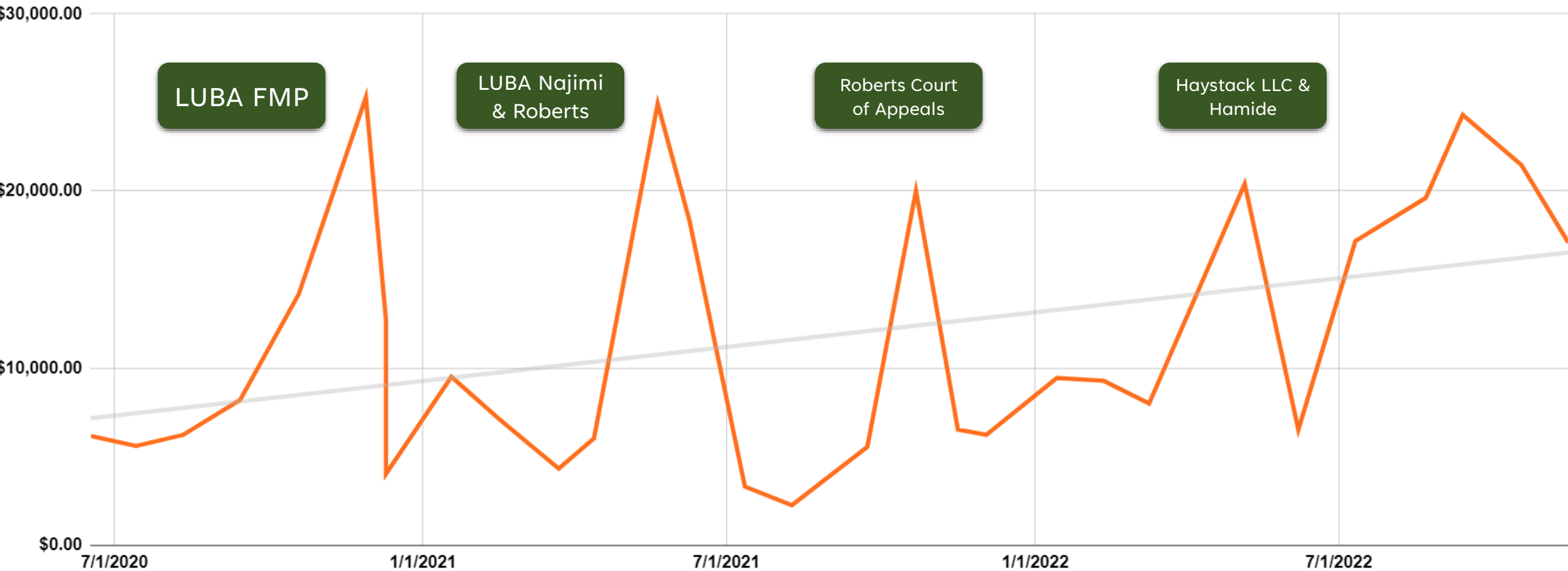
Hamide v.  
City of Cannon Beach

City gave oral arguments on November 15<sup>th</sup> and a decision is due December 13<sup>th</sup>.

Haystack LLC v. City of  
Cannon Beach & Roberts

City gave oral arguments on October 5<sup>th</sup> regarding the notice of decision.

# CB Land Use Legal Budgeting



# SUMMARY

Clear & Objective

Input & Output

Film Don't Lie

# CLEAR & OBJECTIVE

1 BEFORE THE LAND USE BOARD OF APPEALS  
2 OF THE STATE OF OREGON  
3  
4 EAST PARK, LLC,  
5 *Petitioner,*  
6  
7 vs.  
8  
9 CITY OF SALEM,  
10 *Respondent.*  
11  
12 LUBA No. 2022-050  
13  
14 FINAL OPINION  
15 AND ORDER  
16  
17 Appeal from City of Salem.  
18  
19 Edward H. Trompke filed the petition for review and reply brief;  
20 on behalf of petitioner. Also on the brief was Jordan Ramis PC.  
21  
22 Daniel B. Atchison filed the respondent's brief and argued on  
23 respondent.  
24  
25 RUDD, Board Member; ZAMUDIO, Board Chair; RYA  
26 Member, participated in the decision.  
27  
28 REVERSED 08/30/2022  
29  
30 You are entitled to judicial review of this Order. Judicial  
31 governed by the provisions of ORS 197.850.

23 In this case, SRC 240.005(d)(2) and (3) are not objective. SRC  
24 240.005(d)(2) requires evaluation of “reasonably likely adverse impacts” on an  
25 undefined “immediate neighborhood.” Similarly, SRC 240.005(d)(3) requires  
26 evaluation of whether the proposed use is “reasonably compatible” or will have

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1 minimal impact on the “livability” and “appropriate development” of  
2 neighboring property. The CUP criteria are intended to balance or mitigate the  
3 impact of the proposed development on surrounding properties and require  
4 subjective, value-laden judgments. They are not objective and may not be applied  
5 to the application.

6 Application of the criteria in SRC 240.005(d)(2) and (3) required the city  
7 to engage in a value-laden analysis regarding adverse impacts to surrounding  
8 properties. The city's analysis, which balances its desire for commercial  
9 development against the proposed residential development, is prohibited by ORS  
10 197.307(4).

11 The second assignment of error is sustained.



# INPUT & OUTPUT



## CITY OF CANNON BEACH

### APPLICATION FOR CITY COMMITTEE, BOARD, OR COMMISSION

Applicant Name: _____ Mailing Address: _____ Telephone (Home): _____ Alt. Telephone: _____ Email Address: _____	<u>Type of Application:</u> <input type="checkbox"/> New <input type="checkbox"/> Renewal
---	---

Which Committee, Board, or Commission would you like to serve upon (see full qualifications required for each Committee on reverse)? Submit completed application questionnaire with this application.

<input type="checkbox"/> Budget Committee Must provide copy of voter registration card with application	<input type="checkbox"/> Parks & Community Services Committee
<input type="checkbox"/> Design Review Board	<input type="checkbox"/> Planning Commission
<input type="checkbox"/> Farmers Market Committee	<input type="checkbox"/> Public Works
<input type="checkbox"/> Tourism and Arts Commission (TAC) See specific requirements in Municipal Code Chapter 2.32.040 D	

Please indicate which committee(s) you are already a member of: \_\_\_\_\_

If you are applying for more than one committee, are you willing to serve on both? If not, indicate your order of preference for service:

Applicants must have resided within the city or its urban growth boundary during the one year immediately preceding appointment; or at the time of appointment, shall have owned real property located within the city or its urban growth boundary for at least one year immediately preceding appointment. Note: Tourism and Arts Commission applicants are not required to reside in Cannon Beach and are eligible if he or she has worked, at least part-time, within the City of Cannon Beach for at least one year immediately preceding appointment. Do you meet this criterion?

Why are you interested in this position? Please use extra sheets as necessary.

What knowledge, skills or experience can you bring to this position? Please use extra sheets as necessary.

What is your current occupation?



## CITY OF CANNON BEACH

### APPLICATION FOR DESIGN REVIEW BOARD AND/OR PLANNING COMMISSION

Applicant Name: _____ Mailing Address: _____ Telephone (Home): _____ Alt. Telephone: _____ Email Address: _____	<u>Type of Application:</u> <input type="checkbox"/> Design Review Board <input type="checkbox"/> Planning Commission
---	---

Please answer the questions below and return with your application. Use extra pages as necessary.

1. Have you read the ordinance defining this committee to understand its purpose and duties?  
\_\_\_\_\_
2. Are you willing to learn and follow the Oregon ethics rules, including those regarding conflict of interest? <https://www.oregon.gov/ogec/Pages/Guide-for-Public-Officials.aspx> for details.  
\_\_\_\_\_
3. Will you be able to regularly attend the meetings and possible work sessions? Including a one day training session?  
\_\_\_\_\_
4. What is it about this committee that attracts you?  
\_\_\_\_\_
5. What would you like to accomplish by being a member of this committee?  
\_\_\_\_\_

FILM DON'T LIE

# FILM DON'T LIE

GEORGIA'S RPO OFFENSE



# FILM DON'T LIE



**Item #4: Flats at Hansen Farm**  
**October 20, 2022 | Planning & Zoning Commission Meeting**



# BUILDING TRANSPARENCY

Clearer Codes

Clearer Communications

Clearer Processes



# THANK YOU!

Jeff Adams, PhD

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[www.ci.cannon-beach.or.us/planning](http://www.ci.cannon-beach.or.us/planning)