

DEC 02 2019

Tillamook County Board of Commissioners

NOTICE OF APPEAL TO THE TILLAMOOK COUNTY

)  
 ) OFFICE USE ONLY  
 )  
 ) Hearing Scheduled \_\_\_\_\_  
 )  
 ) Public Notice Completed \_\_\_\_\_  
 )  
 ) Property Owner Notice Completed \_\_\_\_\_  
 )  
 ) Fee Paid *\$250 for 3 appeals accepted by Debra Jacob (Treasurer's Office) 12/2/19 -sc*

APPELLANT:

1. Name Lynnae Rutledge and 8 others with standing from the Tierra Del Mar community (see attached)  
*Only personal names. If you are also representing an organization, place its name on line number 4.*

2. Address 295 Church St. SE #404, Salem, OR 97301; Tierra Del Mar property 5885 Austin Ave.

3. Telephone (Daytime) (360) 915-2008

4. Representing \_\_\_\_\_  
*Place your organizations name here IF you are an official representative of an organization that has authorized this appeal. Proof of such authorization must be shown by the time of the public hearing. (You need not represent an organization in order to file an appeal.)*

5. Date of Planning Department / Planning Commission Decision (circle one)  
November 14, 2019

6. Action Appealed (e.g. Variance, Condition Use Permit, etc.)  
Conditional Use Permit

7. Decision Appealed (Denied, Granted) Granted

8. Name of Applicant Facebook/Edge Cable Holdings USA, LLC

9. Additional Comments see attached supplemental information

*You will be notified by mail of the date and time set for the public hearing before the Planning Commission.*

Date Dec 2, 2019 Signature Lynnae Rutledge

## **Supplemental Information to Support Appeal**

### **Identification of the decision being appealed, including the date of the decision.**

The decision being appealed is the Planning Commission decision on November 14, 2019, granting approval of a conditional use request and similar use determination for Edge Cable Holdings USA, LLC for the installation of the JUPITER Submarine Cable System (851-19-000105-PLNG) on a residential lot in Tierra Del Mar.

The specific issues being raised on appeal relate to the determination by the Planning Commission that the above referenced request meets the conditional use criteria.

### **A statement demonstrating the person filing the notice of appeal (and each individual identified in the appeal) has standing to appeal.**

Lynnae Ruttledge provided written and oral testimony to the Tillamook County Planning Commission Hearing that convened on September 5 and continued to October 24, 2019.

Candace and David Churchley provided written and oral testimony to the Tillamook County Planning Commission Hearing that convened on September 5 and continued to October 24, 2019. They are full-time residents and property owners at 5955 Harris Ave., Tierra Del Mar.

Cathy Colburn provided written testimony to the Tillamook County Planning Commission Hearing that convened on September 5 and continued to October 24, 2019. Cathy and her husband David are full-time residents and property owners at 24355 Sandlake Rd.; they were longtime renters at 5835 Bilyeu Ave., Tierra Del Mar.

Kurt Leipzig provided written testimony to the Tillamook County Planning Commission Hearing that convened on September 5 and continued to October 24, 2019. Kurt and his wife Jackie are property owners at 5845 Devaney Ave. and an additional lot, Tierra Del Mar.

Edmund (Ted) Minshall provided written and oral testimony to the Tillamook County Planning Commission Hearing that convened on September 5 and continued to October 24, 2019. Ted and his wife Silvia are property owners at 5830 Irish Ave., Tierra Del Mar.

Shawna Newell provided oral testimony to the Tillamook County Planning Commission Hearing that convened on September 5 and continued to October 24, 2019. She is a property owner at 5800 Eloise Ave., Tierra Del Mar.

Jeff Pimentel provided written testimony to the Tillamook County Planning Commission Hearing that convened on September 5 and continued to October 24, 2019. He is a full-time resident; he and his family are property owners at 5925 Floyd Ave., Tierra Del Mar.

Ed Ruttledge provided written and oral testimony to the Tillamook County Planning Commission Hearing that convened on September 5 and continued to October 24, 2019. Ed and Lynnae are property owners at 5885 Austin Ave., Tierra Del Mar.

Signatures:

Candace Churchley	<u>Candace Churchley</u>	date <u>11/30/19</u>
David Churchley	<u>[Signature]</u>	date <u>11/30/19</u>
Cathy Colburn	<u>see attached</u>	date <u>11-23-19</u>
Kurt Leipzig	<u>Kurt Leipzig</u>	date <u>11/21/19</u>
Edmund Minshall	<u>see attached</u>	date <u>11-29-19</u>
Shawna Newell	<u>see attached</u>	date <u>11-24-19</u>
Jeff Pimentel	<u>Jeff Pimentel</u>	date <u>11/30/19</u>
Ed Ruttledge	<u>[Signature]</u>	date <u>November 29, 2019</u>
Lynnae Ruttledge	<u>Lynnae Ruttledge</u>	date <u>Nov. 29, 2019</u>

This appeal will not preclude any of the appellants from providing written and/or oral testimony at the Board of Commissioners hearing December 9, 2019.

This is to affirm that I have standing and agree to be named in the group appeal of the Tillamook County Planning Commission's decision to approve the Edge Cable Holdings USA LLC Conditional Use request #851-19-000105-PLNG. I furthermore agree to have Lynnae Rutledge serve as spokesperson in filing this appeal.

I understand that this group appeal will not preclude me from providing written and/or oral testimony at the Board of Commissioners hearing December 9, 2019.

Cathy Colburn  
Cathy Colburn

11-23-19  
(date)

This is to affirm that I have standing and agree to be named in the group appeal of the Tillamook County Planning Commission's decision to approve the Edge Cable Holdings USA, LLC Conditional Use request #851-19-000105-PLNG. I furthermore agree to have Lynnae Ruttledge serve as spokesperson in filing this appeal.

I understand that this group appeal will not preclude me from providing written and/or oral testimony at the Board of Commissioners hearing December 9, 2019.

Shawna Newell  
Shawna Newell

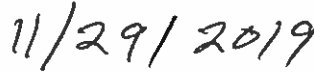
11/24/19  
(date)

This is to affirm that I have standing and agree to be named in the group appeal of the Tillamook County Planning Commission's decision to approve the Edge Cable Holdings USA LLC Conditional Use request #851-19-000105-PLNG. I furthermore agree to have Lynnae Rutledge serve as spokesperson in filing this appeal.

I understand that this group appeal will not preclude me from providing written and/or oral testimony at the Board of Commissioners hearing December 9, 2019.



Edmund (Ted) Minshall



(date)