

**Tillamook County**



**DEPARTMENT OF COMMUNITY DEVELOPMENT**  
*BUILDING, PLANNING & ON-SITE SANITATION SECTIONS*

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*Land of Cheese, Trees and Ocean Breeze*

# ***MEMO***

**Date:** December 2, 2019  
**To:** Tillamook County Board of County Commissioners  
**From:** Sarah Absher, CFM, Director  
**Subject:** December 9, 2019 Board of County Commissioner Hearing

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RE: #851-19-000560-PLNG: An appeal of the Planning Commission's similar use determination and decision to approve Conditional Use request #851-19-000105-PLNG, a request for Conditional Use approval and similar use determination to approve the installation of the JUPITER Submarine Cable System, a fiber-optic cable system and landing site on a property zoned Rural Residential 2-Acre (RR-2), located within the Tierra del Mar area north of the Pacific City/Woods Unincorporated Community and designated as Tax Lot 3200 in Section IDD of Township 4 South, Range 10 West of the Willamette Meridian, Tillamook County, Oregon.

The Tillamook County Planning Commission heard Conditional Use request #851-19-000105-PLNG, a request for Conditional Use approval and similar use determination to approve the installation of the JUPITER Submarine Cable System, a fiber-optic cable system and landing site during public hearings that took place on September 5, 2019, October 24, 2019 and November 14, 2019. The Planning Commission voted 5 in favor and 2 opposed to authorize the similar use as requested and voted 5 in favor and 2 opposed to approve Conditional Use request #851-19-000105-PLNG subject to the Conditions of Approval at the November 14, 2019 public hearing.

*Condition of Approval #8 for this request was further modified at the November 14, 2019 hearing prior to the vote and was not reflected in the Planning Commission Order as amended prior to the vote. This Condition was amended to add language requiring signage be posted at the subject property during construction with a project construction contact name and phone number. This signage is required to remain posted during construction activities so that neighboring property owners and any concerned party may relay concerns or make inquiries during construction. Should the Board of County Commissioners vote to deny the appeal requests and uphold the Tillamook County Planning Commission's decision to approve Conditional Use request #851-19-000105-PLNG,*

*Condition of Approval #8 will need to be amended to accurately reflect the verbiage stated into the record by the Planning Commission at the November 14, 2019 hearing.*

Notice of decision and notice of appeal hearings was mailed to all interested parties on November 19, 2019. The appeal deadline was also December 2, 2019 at 5:00pm. Notice of two appeal hearings was also published in the Tillamook Headlight Herald in accordance with Article 10 of the TCLUO. Four appeals were filed by the December 2, 2019 5:00pm deadline along with written testimony for the December 9, 2019 hearing, all of which are included with this memorandum.

Due to the size of the record for #851-19-000105-PLNG, the entire record (including the staff report and all evidence/testimony submitted) in chronological order is available for review on the Tillamook County Department of Community Development website at: [https://www.co.tillamook.or.us/gov/ComDev/hidden\\_Edge\\_Cable.htm](https://www.co.tillamook.or.us/gov/ComDev/hidden_Edge_Cable.htm) and is also available for inspection at the Department of Community Development office located at 1510-B Third Street, Tillamook, Oregon 97141.

If you have any questions regarding the information received, please do not hesitate to contact me at 503-842-3408x3317 or email: [sabsher@co.tillamook.or.us](mailto:sabsher@co.tillamook.or.us).

Sincerely,  
Sarah Absher, CFM, Director