

**WALLOWA COUNTY
BOARD of COMMISSIONERS
STATE of OREGON**

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CHAIR SUSAN ROBERTS
COMMISSIONER TODD NASH
COMMISSIONER JOHN HILLOCK

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October 7, 2019

**Wallowa County Board of Commissioners (BOC)
Eng Remand
Public Hearing
10:00 a.m. Thornton Conference Room
Wallowa County Courthouse**

MEMBERS PRESENT: CHAIR SUSAN ROBERTS
COMMISSIONER TODD NASH
COMMISSIONER JOHN HILLOCK

STAFF PRESENT: SAMANTHA PEPPER, EXECUTIVE ASSISTANT

OTHERS PRESENT: PAIGE SULLY, COUNTY COUNSEL, RICHARD HOBBS,
REBECCA KNAPP, BOBBI ATKINS, KATE FENT,
MONICA ENG, MICHAEL ENG

10:00 a.m. – Chair Roberts opened the meeting and explained that the board is present to discuss, review, and adopt the findings and conclusions of Order 2019-058.

Mrs. Knapp submitted comments for consideration by the Board regarding their review of the proposed Findings and Conclusions which were prepared, which comments have been added to in the record.

The Board reviewed Mrs. Knapp's first suggestion for change, which was that language be included stating that Mr. and Mrs. Eng were afforded the opportunity to respond to the Ed Miniala email and that they did respond.

Chair Roberts suggests that the board add the language "Mr. and Mrs. Eng were afforded the opportunity to respond to the email of Ed Minalia and Mr. and Mrs. Eng did respond". All agree.

The second recommendation was that language be included that "Mr. Bilben was provided opportunity for final argument." Chair Roberts suggest this be added. All agree.

The third recommended change was to edit to the third "whereas". to include language that the new material the Board considered was presented by Mr. and Mrs. Eng.

In regards to the fourth recommendation, Chair Roberts states that in the review of

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the LUBA remand, LUBA did not state in their remand that new findings of fact were required or necessary and so she does not believe that it is appropriate to supplement them with any additional findings except on matters identified by LUBA. All agree.

The fifth recommendation was that Finding 17 be modified to specify that new material was submitted by Mr. and Mrs. Eng only during the hearing held September 3rd, 2019. All agree to include that recommended language.

The Board considered Mrs. Knapp's suggestion that the Order authorizing the Zone Permit be amended to be in line with the verbatim language of the LUBA ruling, and add that any future conditions of approval will be subject to a proceeding that allows for public participation. The Board agreed and adopted that change.

Commissioner Nash is hopeful that the process continues to move smoothly and comes to a close soon.

Commissioner Hillock agrees with Mr. Nash.

Commissioner Nash moved to adopt Order 2019-058 with the additions set forth in the hearing prepared by county legal counsel.


Commissioner Hillock seconded the motion.


The vote on the motion was 3 in favor.

Adjournment: The official meeting ended at approximately 10:09 a.m.


Respectfully Submitted by:
Samantha Pepper, Executive Assistant

WALLOWA COUNTY BOARD OF COMMISSIONERS


Chair Susan Roberts


Commissioner Todd Nash


Commissioner John Hillock


ATTEST: Samantha Pepper, Executive Assistant