

SEPTEMBER 7, 2011

The regular meeting of the Gearhart City Council was called to order on Wednesday September 7, 2011 at 7:00 p.m. by Mayor Kent Smith. All Council members, Joy Sigler, Al Carder, Dorothy Well and Diane Widdop, were present. The City Administrator Chad Sweet, Building Official Jim Brien, City Planner Sabrina Pearson, Fire Chief Bill Eddy and Planning Commission Secretary Cheryl Lund were also present.

There was no conflict of interest declared by any member of Council.

ON MOTION by Councilor Widdop, 2nd by Councilor Well, the Gearhart City Council meeting minutes of August 3, 2011, were approved 3-0; Councilor Carder abstained stating that he was not in attendance at the August, 3 2011 Council meeting.

City Administrator Chad Sweet reported on the status of the water project noting a project site plan board has been posted at the site. The large clear water tank is being filled for testing and the backwash tank will be tested soon. The backfill is being replaced at the site and the mountain of dirt in the city park should soon be gone. The rebar, under ground plumbing and electrical for the treatment building should be installed before the next council meeting. The transmission main pipe has been installed up the reservoir road and will be tested with the tie-in this month. The reservoir footings have been poured and pulled and the slab will be poured soon and the tank will be started around the 20th. The project is on schedule and under budget due to some temporary credits.

Correspondence was noted from the City Administrator to residences in the area of the water treatment plant construction site thanking them for their patience during the construction process.

Mayor Smith read a letter into the record from Nicholas & Susan Baker commending the council on the selection of Chad Sweet as City Administrator.

Mayor Smith requested staff reports on the background of events for the barn at 774 Pacific Way; Sweet reported on the time line of events, Pearson reported on the difference of the conditional use process and enforcement and noted that Smith could request a 6 months extension of time or if her extension was denied, she could reapply for a new conditional use. Brien reported on the lack of contact from Smith noting fire/life safety had to be adhered to to insure public safety and stressed the barn was not to be occupied for events until she receives an occupancy permit. Brien further noted his needed for a site plan with a clear description of the uses that would occur on the site. Eddy reported researching various barns in the state and stated that he was available to answer questions.

Shannon Smith described her history with the barn property and the different agencies she had contacted. Smith stated she had contacted Hillary Baker who had expressed concern about noise from the barn and that she would work with Baker and the neighbors around the barn to alleviate the problem. Smith also noted she would be hiring an employee to help with security, she would amend her contract for use to ensure compliance with noise standards, and that she has contracted with Jay Raskin, an architect and structural engineer who had experience with historic structures to help her with the fire/life safety portion of the process. Smith requests a 6 months extension of

time to complete conditions of her application. Nancy Anderson, former planning commissioner who worked to complete an inventory of historic properties for Gearhart, noted being an owner of a historic building and presented signatures of support to preserve the structure. Hillary Baker that noise is required to be kept to a reasonable level regardless of the time of day or night. Pearson recommended that the generation of noise by a use be governed by requiring compliance with the noise portion of the nuisance ordinance.

A **MOTION** was made by Carder, 2nd by Sigler, to amend the motion to grant a 6 months extension of time to Conditional Use Permit #10-001CU to meet the conditions of approval to add the condition that the use shall comply with all city ordinances. Motion to grant the extension with conditions unanimously approved. See attached.

After further discussion about meeting the conditions of approval, Building Official Brien and Fire Chief Eddy stated that the following conditions are to be adhered to for the temporary use of the barn through the currently scheduled fall events – *an electrical inspection with the State Electrical Inspector is required before the barn is to be used for any event; at each event a reasonable person not associated with the event who shall consume no alcohol will continuously monitor the barn while an event is in process; and that no open flames or candles shall be used in the barn.* Shannon Smith scheduled an electrical inspection and fire life and safety inspection for September 8, 2011 at 10 am.

Garrett Brown Student Representative reported on the first day of school, the upcoming homecoming activities and the new turf on the football field. He read a letter

of resignation effective after the October council meeting. He will present a robotics demonstration at the October meeting.

Commissioner Widdop invited council and spouse to the airport picnic on September 17th.

Commissioner Sigler reported on her contact with the Astoria High School Band department in attempt to get a band for the 4th of July parade and suggested an increase in stipend. The budget will be reviewed and discussion of obtaining a band will be continued.

ON MOTION by Councilor Well, 2nd by Councilor Carder, the meeting was adjourned at 8:30 p.m.

Kent Smith

Mayor Kent Smith

Chad Sweet

Chad Sweet, City Administrator