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May 13, 2022

UPDATED PLANNING REVIEW CHECKLIST

Subject Property: 2499, 2501, 2519, 2551 Wallace Rd NW

(Polk County Assessor Map and Tax Lot Number 073W09CD /
00900, 01000, 01101, 01301)

Ref#: 22-101953-NR

Applicant: Scott Martin
Scott Martin Construction LLC
PO Box 5850
Salem OR 97304
smconstruction@sendmemail.me

Contact: Sam Thomas
Lenity Architecture
3150 Kettle Court SE
Salem OR 97301
Samt@lenityarchitecture.com

A Tree Variance application was received January 14, 2022 and accepted for processing January 18, 2022 when fees were paid. New information was submitted May 9, 2022. Prior to deeming your application complete, modifications and/or additional information must be provided to address the following item(s):

Item:	
<u>Application Submittal Items</u>	<i>Written Statement (SRC 808.045(d))</i> The arborist's report from July 2021 and the written statement submitted May 9, 2022, which addresses tree removal permit criteria that became effective March 16, 2022, are not sufficient. You must address the Tree Variance criteria that were applicable at the time the Tree Variance was submitted. Please submit a written statement addressing the approval criteria that were in effect January 14, 2022:



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	<p>808.045(d) <i>Approval criteria</i>. A tree variance shall be granted if either of the following criteria is met:</p> <p>(1) <i>Hardship</i>.</p> <p>(A) There are special conditions that apply to the property which create unreasonable hardships or practical difficulties which can be most effectively relieved by a variance; and</p> <p>(B) The proposed variance is the minimum necessary to allow the otherwise lawful proposed development or activity; or</p> <p>(2) <i>Economical use</i>.</p> <p>(A) Without the variance, the applicant would suffer a reduction in the fair market value of the applicant's property, or otherwise suffer an unconstitutional taking of the applicant's property;</p> <p>(B) The proposed variance is the minimum necessary to prevent a reduction in the fair market value of the applicant's property or otherwise avoid a taking of property; and</p> <p>(C) The proposed variance is consistent with all other applicable local, state, and federal laws.</p>
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Your application, which is incomplete, will be deemed complete upon receipt of one of the following:

- (1) All of the missing information.
- (2) Some of the missing information and written notice from you (the applicant) that no other information will be provided.
- (3) Written notice from you (the applicant) that none of the missing information will be provided.

You have 180 days from the date the application was accepted (January 18, 2022) to respond in one of the three ways listed above, or the application will be deemed void.

However, items requested for this application and other items (including the Class 2 Driveway Approach application) required for the revised Class 3 Site Plan Review / Class 2 Adjustment must be submitted as soon as possible to allow staff



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to send renote in time for the decision to be final before the extended 120-day deadline of September 21, 2022 for the consolidated application.

For questions regarding the above requirements, feel free to contact me directly by calling (503) 540-2309 or via email at pcole@cityofsalem.net.

The Salem Revised Code may be accessed online at the following location:

<https://www.cityofsalem.net/Pages/salem-revised-code.aspx>

Sincerely,

Pamela Cole, Planner II

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