

**Calendar Year 2016**  
**Third Quarter**  
**July 1, 2016 – September 30, 2016**

**(Disposition of Appeals--Where Petition for Review Was Filed)**

<b>Disposition</b>	<b>Number</b>	<b>Percentage of Total</b>
Appeal Dismissed	2	9%
Appeal Transferred	0	0%
Decision Affirmed	7	32%
Decision Remanded	9	41%
Decision Reversed	4	18%
Total	22	100%

**Disposition of All Appeals**

<b>Disposition</b>	<b>Number</b>	<b>Percentage of Total</b>
Appeal Dismissed	15	39%
Appeal Transferred	1	3%
Decision Affirmed	9	24%
Decision Remanded	9	24%
Decision Reversed	4	10%
Total	38	100%

**General Categories of Appealed Decision<sup>1</sup>**

<b>Category</b>	<b>Number</b>
A-1/Plan Text Amendment (Nonspecific)	1
A-2/Plan Text Amendment (Goal Exception)	1
B-1/Plan Map Amendment (Nonspecific)	1
B-2/Plan Map Amendment (UGB Amendment)	2
C-1/Land Use Regulation Text Amendment (Nonspecific)	1
D-1/Land Use Regulation Map Amendment (Nonspecific)	2
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E-1/Land Division (Subdivision)	2
E-2/Land Division (Partition)	1
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F-1/Permit (Nonspecific)	1
F-2/Permit (Aggregate)	1
F-3/Permit (Building Permit)	1
F-4/Permit (Conditional Use) (CUP)	2
F-5/Permit (Farm or Forest Dwelling)	1
F-6/Permit (Nonfarm/Nonforest Dwelling)	1
F-7/Permit (Planned Unit Development) (PUD)	4
F-9/Permit (Site Plan/Design Review)	2
F-11/Permit (Vested Rights Determination)	1
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G-1/Other Decision (Nonspecific or Unknown)	5
G-4/Other Decision (Interpretation of Plan or Land Use Regulation)	2
G-6/Other Decision (Lot Line Adjustment)	4
G-9/Other Decision (Non-Conforming Use)	1
G-16-Other Decision (Marijuana Legislation)	1

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<sup>1</sup> Number of decisions exceeds total number of appeals because some appealed decisions grant more than one approval (for example a single decision may grant a plan map amendment, zoning map amendment and a permit approval).

**Petitioners**

<b>Name</b>	<b>No. of Appls</b>	<b>Dismiss (%)</b>	<b>Trans (%)</b>	<b>Aff'd (%)</b>	<b>Rem'd (%)</b>	<b>Rev'd (%)</b>
<b>Land Watch of Lane County,</b> Lee D. Kersten	1				1 (100%)	
<b>Landwatch of Lane County</b>	2	1 (50%)			1 (50%)	
<b>AWT LLC, Anne W. Thompson</b>	4	4 (100%)				
<b>Central Oregon Landwatch</b>	1				1 (100%)	
<b>Rogue Advocates, Christine Hudson</b>	1					1 (100%)
<b>Rogue Advocates, Jeff Gilmore, Jeannie Gilmore Elizabeth Coker</b>	2	1 (50%)			1 (50%)	
<b>Central Eastside Industrial Council</b>	1					1 (100%)
<b>Lawrence E. Tokarski of the Lawrence E. Tokarski Revocable Living Trust</b>	1				1 (100%)	
<b>Bristol Creek Homes &amp; Development</b>	1		1 (100%)			
<b>William John Kuhn</b>	1			1 (100%)		
<b>James J. Nicita</b>	1			1 (100%)		
<b>Jeff Harrison, Mindy Hardwick, Colleen Toomey, Philip Morton, Lucinda Hays, Sue Glarum, Jim Morton, Judy Morton, Dale Hintz, Linda Hintz</b>	1			1 (100%)		
<b>Annette Talbott, James Jordan</b>	1			1 (100%)		
<b>David Setniker, Joan Setlinker, ACMPC 2 LLC</b>	1	1 (100%)				
<b>Curtin Thies</b>	1	1 (100%)				
<b>Sage Equities LLC, Gerry Engler</b>	1	1 (100%)				
<b>Adan Villarreal</b>	1	1 (100%)				
<b>John Frewing</b>	1			1 (100%)		
<b>Jake Mintz, Neighbors for Smart Growth</b>	1	1 (100%)				
<b>Stop the Dump Coalition, Willamette Valley Wineries Association, Ramsey McPhillips</b>	1				1 (100%)	
<b>Patricia E. Mann</b>	1	1 (100%)				
<b>Friends of Yamhill County</b>	1					1 (100%)
<b>MGP X Properties LLC</b>	2	1 (100%)				
<b>Paul Grimstad</b>	1				1 (100%)	
<b>Jim Wood</b>	1			1 (100%)		
<b>Pinnacle Alliance Group LLC</b>	1					1 (100%)
<b>Five Zero Trees Inc.</b>	1	1 (100%)				
<b>Sandra Diesel</b>	2			2 (100%)		
<b>L. Calvin Martin, Mark Haneberg</b>	1			1 (100%)		
<b>Central Land and Cattle Company LLC, Kameron Delashmutt</b>	1				1 (100%)	

**Respondents**

<b>Name</b>	<b>No. of Appls</b>	<b>Dismiss (%)</b>	<b>Trans (%)</b>	<b>Aff'd (%)</b>	<b>Rem'd (%)</b>	<b>Rev'd (%)</b>	<b>No. of Appeals Where Respondent Appeared (%)</b>
<b>City of Coburg</b>	2				2 (100%)		2 (100%)
<b>Washington County</b>	1	1 (100%)					1 (100%)
<b>City of Sherwood</b>	1	1 (100%)					1 (100%)
<b>City of Beaverton</b>	1	1 (100%)					0 (0%)
<b>City of Cannon Beach</b>	1			1 (100%)			1 (100%)
<b>City of Central Point</b>	1			1 (100%)			1 (100%)
<b>City of Happy Valley</b>	1			1 (100%)			0 (0%)
<b>City of McMinnville</b>	2	2 (100%)					0 (0%)
<b>City of Oregon City</b>	1			1 (100%)			1 (100%)
<b>City of Portland</b>	5	2 (40%)	1 (20%)	1 (20%)		1 (20%)	2 (40%)
<b>City of Salem</b>	2	1 (50%)			1 (50%)		1 (50%)
<b>City of Sisters</b>	1					1 (100%)	0 (0%)
<b>Clackamas County</b>	1	1 (100%)					0 (0%)
<b>Crook County</b>	1			1 (100%)			1 (100%)
<b>Deschutes County</b>	4			1 (25%)	3 (75%)		1 (25%)
<b>Jackson County</b>	5	1 (20%)		2 (40%)	1 (20%)	1 (20%)	2 (40%)
<b>Lane County</b>	4	1 (25%)			3 (75%)		2 (50%)
<b>Marion County</b>	1	1 (100%)					0 (0%)
<b>Polk County</b>	1	1 (100%)					0 (0%)
<b>Yamhill County</b>	4	2 (50%)			1 (25%)	1 (25%)	1 (25%)

**Appeals Where  
Attorney Fees  
Were Awarded**

<b>Appeal</b>	<b>Circumstances</b>
None	