

**Calendar Year 2013
Third Quarter
July 1, 2013 – September 30, 2013**

Appeals Filed During this Quarter = 36.
Appeals Decided During this Quarter =32.

SB 77 Statistics Regarding Appeals Decided this Quarter Appear Below:

(Disposition of Appeals—In Which a Petition for Review Was Filed)

Disposition	Number	Percentage of Total
Appeal Dismissed	0	0%
Decision Affirmed	6	40%
Decision Remanded	7	47%
Decision Reversed	1	7%
Transferred	1	7%
Total	15	100%

Disposition of All Appeals

Disposition	Number	Percentage of Total
Appeal Dismissed	9	28%
Decision Affirmed	6	19%
Decision Remanded	9	28%
Decision Reversed	1	3%
Transferred	7	29%
Total	32	100%

Petitioners

Name of Petitioner	Total No. of Appeals	Decision Aff'd or Appeal Dism'd (%)	Rem'd (%)	Rev'd (%)	Trans to Circuit Court (%)
Broderson, Bonnie	1	1 (100%)			
Cassidy, Dennis	1		1 (100%)		
Central Oregon Land Watch	1	1 (100%)			
Dexter Lost Valley Community Association	1			1 (100%)	
Fritch, Mark	1	1 (100%)			
Fulton, Daniel S.	1	1 (100%)			
Gunderson, LLC	1	1 (100%)			
Lahey, Allen J.	1	1 (100%)			
L'Heureux, David	1		1 (100%)		
Metro	1		1 (100%)		
One Thousand Friends of Oregon	1	1 (100%)			
Morteza, Aleali	1	1 (100%)			
Root, James; Root, Valerie	1	1 (100%)			
Schnitzer Steel industries, Inc	2	2 (100%)			
Sellwood-Moreland Improvement League, Lisa Brown, Andrea Raven, Denise Kellsey, George Wolters, Phyllis Boyer, Cary Smith, Devon Carberry, Todd Benson, Sharon Benson, Renate Powell Andrea Muir, Beth Kluender, Cassandra Zimmerman, Mary	1	1 (100%)			
Shamrock Homes LLC	3		3 (100%)		
Southeast Neighbors Neighborhood Assoc.	1	1 (100%)			

Stevens, Debra; Stevens, Scott	1		1 (100%)		
Terra Hydr Inc. , Tonquin, Industrial LLC, Bob Albertson, Donna Albertson, Albertson Trucking, Inc., Mark Brown, McCammant Properties Inc. Brown Transfer Inc., McGuire Brothers LLC, Steve McGuire-	3	2 (66%)	1 (33%)		
Thomas, Kenneth A.	1	1 (100%)			
Vesper Park/NW Glenridge Drive Neighborhood Association	1		1 (100%)		
Willamette Oaks, LLC	7				7 (100%)

Respondents

Respondent	Total Appeals	Dec Aff'd or App Dis. (%)	Dec Rem'd (%)	Dec Rev'd (%)	Dec Trans to Circuit Court (%)	No. of Appeals Where Resp. Appeared (%)
City of Ashland	1	1 (100%)				
City of Bend	1	1 (100%)				
City of Eugene	9	2 (22%)	1 (11%)		6 (66%)	
City of Island City	1		1(100%)			
City of Lake Oswego		1	1(100%)			
City of Portland	4	3 (75%)	1 (25%)			
City of Sherwood	2	1 (50%)	1 (50%)			
City of Springfield	1		1(100%)			
City of Tualatin	1	1(100%)				
Clackamas County	1	1(100%)				
Deschutes County	1	1(100%)				
Benton County	1	1(100%)				
Klamath County	1	1(100%)				
Lane County	4		2 (50%)	1 (25%)	1 (25%)	
Wasco County	1	1(100%)				
Washington County	2	1(50%)	1(50%)			

General Categories of Appealed Decision¹

Category	Number
Plan Text Amendment	3
Plan Map Amendment	3

Land Use Regulation Text Amendment	2
Land Use Regulation Map Amendment	4

Permit (Nonspecific/Other)	2
Permit (Building Permit)	6
Permit (Conditional Use) (CUP)	1
Permit (Planned Unit Development) (PUD)	1
Permit (Site Plan/Design Review)	1
Permit (Variance)	1

Other Decision (Nonspecific or Unknown)	6
Other Decision (Interpretation of Plan or Land Use Regulation)	1
Other Decision (Outdoor Mass Gathering)	1
Other Decision (Use Determination)	1

**Appeals Where
Attorney Fees
Were Awarded**

Appeal	Circumstances
None	N/A

¹ 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).