

From: Jenny Jones [mailto:jjpeppercat@gmail.com]
Sent: Wednesday, December 16, 2020 3:26 PM
To: Jill Rolfe
Subject: Re: Jordan Cove Permit: Public Hearing Comment -- please include!

This Message originated outside your organization.

Ms. Rolfe,

Enclosed are my public comments regarding the upcoming Jordan Cove permit extension happening Friday, December 18th. I will mail a signed copy. I have enclosed a digitally signed copy to this message.

Let me know if I've given enough information for my comment to be included.

Here is the **appeal information** my comment is intended for:

County Citizen Submission for Public Comment Regarding:
Coos County Planning Appeal on Friday, December 18th at 1:30 pm
File # AP-20-001 of File # EXT-20-005
Request for extension of the expiration of a Conditional Use Application
File Numbers HBCU-10-01/REM-11-0

Here is my comment:

Comment:

I live and work in Coos County, right outside the vaporization zone of the Jordan Cove Terminal. I ask the commissioners to **deny** the permit extension to Pembina because they have not met the following relevant criteria in applying for this extension:

SECTION 5.2.600 EXPIRATION AND EXTENSION of Conditional Uses

- (2) *Permits approved under ORS 215.416*
- b. *An extension of a permit as described in this section is **not a land use decision** as defined in ORS 197.015.*
- c. *Additional one-year extensions may be authorized **where applicable criteria for the original decision have not changed, unless otherwise permitted by the local government.***

Pembina and its predecessors **did not meet** the qualifications to receive this permit from the county in the first place and an extension presumes this.

Oregon has denied the required permits because Jordan Cove LNG and Pacific Connector Pipeline does not meet state standards to work in our waterways, State lands, or the coastal zone. Pembina has still not reapplied for these state permits that Coos County requires.

Pembina says the company has "worked diligently and in good faith to obtain all necessary Permit approvals," yet Pembina has no requests or pending hearings for necessary permits previously denied by the State of Oregon.

The County should require Pembina to reapply for expired land use permits after they have received permit approvals from the State of Oregon.

Only you have any hand in securing the safe and secure construction and process of this pipeline and terminal. We need you to enforce the laws everyone else has to follow for this massive corporation.

Please deny this permit extension until Pembina legally complies with the permitting process that *precedes* permitting at the county level.

Jenny Jones
662 Commercial Street, North Bend

On Wed, Dec 16, 2020 at 8:40 AM Jill Rolfe <jrolfe@co.coos.or.us> wrote:

Ms. Jones,

Thank you for your comments. Please address the relevant criteria in this matter and mail a copy of your testimony to be considered.

The instructions are included in the hearing notice.

Thank you,

<http://www.co.coos.or.us/Portals/0/Planning/2020/Appeal/AP-20-001/hearing%20notice.pdf>

<http://www.co.coos.or.us/Portals/0/Planning/2020/Appeal/AP-20-001/AP-20-001Staffreport.pdf?ver=2020-11-24-180400-110>

RELEVANT CRITERIA:

*SECTION 5.2.600 EXPIRATION AND EXTENSION of Conditional Uses *** (subsection 1 is not applicable to this request as it only applies Permits approved under ORS 215.416 for a proposed*

residential development on agricultural or forest land outside of an urban growth boundary under ORS 215.010 to 215.293 or 215.317 to 215.438)

(2) Permits approved under ORS 215.416, except for a land division and permits described in Subsection (1)(a) of this section, for agricultural or forest land outside an urban growth boundary under ORS 215.010 to 215.293 and 215.317 to 215.438, or under county legislation or regulation adopted pursuant thereto, are void two years from the date of the final decision if the development action is not initiated in that period.

a. Extensions for Non-Residential Development as described in Subsection (2) above may be granted if:

i. The applicant submits an application requesting an extension to the County Planning Department prior to expiration of the final decision. See Section 5.0.250 for time lines for final decisions.

ii. The Planning Department receives the applicable application and fee, and staff verifies that it has been submitted within the deadline;

iii. The applicant states reasons that prevented the applicant from beginning or continuing development within the approval period; and

iv. The county determines that the applicant was unable to begin or continue development during the approval period for reasons for which the applicant was not responsible.

b. An extension of a permit as described in this section is not a land use decision as defined in ORS 197.015.

c. Additional one-year extensions may be authorized where applicable criteria for the original decision have not changed, unless otherwise permitted by the local government.

(3) On lands not zoned Exclusive Farm, Forest and Forest Mixed Use:

a. All conditional uses for residential development including overlays shall not expire once they have received approval.

b. All conditional uses for nonresidential development including overlays shall be valid for period of five (5) years from the date of final approval.

c. Extension Requests:

i. All conditional uses subject to an expiration date of five (5) years are eligible for extensions so long as the subject property has not been:

1. Reconfigured through a property line adjustment that reduces the size of the property or land division; or

2. Rezoned to another zoning district in which the use is no longer allowed.

d. Extensions shall be applied for on an official Coos County Planning Department Extension Request Form with the fee.

e. There shall be no limit on the number of extensions that may be applied for and approved pursuant to this section.

f. An extension application shall be received prior the expiration date of the conditional use or the prior extension. See section 5.0.250 for calculation of time.

(4) Changes or amendments to areas subject to natural hazards^[2] do not void the original authorization for a use or uses, as they do not determine if a use can or cannot be sited, but how it can be sited with the least amount of risk possible. Overlays and Special Development Considerations may have to be addressed to ensure the use can be sited with an acceptable level risk as established by Coos County.

Jill Rolfe

Jill Rolfe, Planning Director

Coos County Planning Department

225 N. Adams St.

Coquille OR 97423

250 N. Baxter (Mailing)

541-396-7770

planning@co.coos.or.us

Email is the best way to reach me or my staff at this time. In an effort to prevent, slow, and stop the spread of COVID-19 to our citizens and staff, our office will be limiting business to phone, email and online service. If you are not sure how to access services online, or you have a need that requires in-person assistance, please call our office at 541-396-7770 to discuss. Please keep in mind that response time may vary depending on staffing. Thank you for your patience during this time.

From: Jenny Jones [mailto:jjpeppercat@gmail.com]
Sent: Tuesday, December 15, 2020 7:42 PM
To: Planning Department
Subject: Jordan Cove Permit: Public Hearing Comment -- please include!

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Oregon has denied the required permits because Jordan Cove LNG and Pacific Connector Pipeline does not meet state standards to work in our waterways, State lands, or the coastal zone. Pembina has still not reapplied for these state permits that Coos County requires. The County should require Pembina to reapply for expired land use permits after they have received permit approvals from the State of Oregon.

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Jenny Jones

North Bend, Or

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"Imagination is more important than knowledge." --Albert Einstein

"Enthusiasm is more important than execution." --Obvious corollary

"Having a bad diet right now is a better predictor of future violence than past violent behavior."
--Stephen Schoenthaler, a criminal-justice professor at California State University

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**County Citizen Submission for Public Comment Regarding:
Coos County Planning Appeal on Friday, December 18th at 1:30 pm**

File # AP-20-001 of File # EXT-20-005

Request for extension of the expiration of a Conditional Use Application

File Numbers HBCU-10-01/REM-11-0

Comment:

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