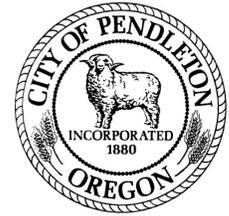


CITY OF PENDLETON PLANNING COMMISSION



PLEASE COMPLETE THIS FORM IF YOU WISH TO TESTIFY AT A PUBLIC HEARING.

Please provide the following information so that the Planning Department can provide you with notice of this decision. If you wish to participate in this hearing, including challenges for bias or conflict of interest, you must complete a sign in form and deliver it to the Secretary; please do so immediately. **Please turn off or silence all phones and other electronic devices.**

Agenda item or application number _____ hearing date _____

Name _____

Address _____

City _____ State _____ Zip Code _____

Proponent: _____ Opponent: _____ Other: _____ (please check one)

The Commission places great value on testimony from the public. People who want to testify are encouraged to provide written summaries for the record. Please remember that substance, not length, determines the value of your testimony. You may endorse but please do not repeat testimony of other witnesses. **Please do not comment unless you have been recognized by the Chair.**

Testimony will be accepted in the following order:

- a. Presentation of the staff report, by City of Pendleton staff
- b. Questions to staff from the Planning Commission
- c. Presentation by the applicant
- d. Testimony from proponents
- e. Testimony from opponents
- f. General testimony, neither specifically in support or opposition
- g. Applicant Rebuttal
- h. The Chair may open the hearing to additional testimony, followed by a final applicant rebuttal.
- i. Public Hearing closed for Commission deliberation. **No further public testimony accepted.**

When recognized by the Chair, please come forward to the podium, give your name, address and make your statement. **All testimony, arguments and evidence presented regarding this request must be directed toward the applicable criteria or other criteria in the plan or land use regulation which the person believes to apply to the decision. Please address only the applicable criteria for the decision.** Please do not repeat testimony. If you wish, you may choose merely to agree with a previous speaker's statements. The Chair may limit testimony to a certain time limit.

Testimony shall not include personal attacks, impertinent or slanderous remarks, or other actions that do not contribute to the decorum of the meeting. Please refrain from making noises, remarks, or other actions that may distract or intimidate the Commission or others who may be speaking.

The Commission members may ask questions of any person providing testimony. The Commission may also ask for information or clarification on certain matters from staff at any point during testimony, and during deliberation. **No public comment may be accepted after the Commission Chair has closed the public portion of the hearing.**

An issue which may be the basis for an appeal to the Land Use Board of Appeals shall be raised not later than the close of the record at or following the final evidentiary hearing. Such issues shall be raised and accompanied by statements or evidence sufficient to afford the Commission and the parties an adequate opportunity to respond to each issue. Failure to raise an issue accompanied by statements or evidence sufficient to afford the decision makers and the parties an opportunity to respond to the issue precludes appeal to the Land Use Board of Appeals based on that issue.

Failure of persons to participate in the public hearing, either orally or in writing, precludes that person's right of appeal to the city council or LUBA. Written testimony submitted prior to the hearing constitutes participation in the hearing.

Prior to the conclusion of the initial evidentiary hearing, any participant may request an opportunity to present additional evidence, arguments or testimony regarding the application. The Commission shall grant such request by continuing the public hearing pursuant to the standards contained in ORS 197.763.

If the hearings authority grants a continuance, the hearing shall be continued to a date, time and place certain at least seven days from the date of the initial evidentiary hearing. An opportunity shall be provided at the continued hearing for persons to present and rebut new evidence, arguments or testimony. If new written evidence is submitted at the continued hearing, any person may request, prior to the conclusion of the continued hearing, that the record be left open for at least seven days to submit additional written evidence, arguments or testimony for the purpose of responding to the new written evidence.

If the hearings authority leaves the record open for additional written evidence, arguments or testimony, the record shall be left open for at least seven days. Any participant may file a written request with the local government for an opportunity to respond to new evidence submitted during the period the record was left open. If such a request is filed, any person may raise new issues which relate to the new evidence, arguments, testimony or criteria for decision-making which apply to the matter at issue.

A continuance or extension shall be subject to the limitations of ORS 215.427 or 227.178 and ORS 215.429 or 227.179, unless the continuance or extension is requested or agreed to by the applicant.

Unless waived by the applicant, the local government shall allow the applicant at least seven days after the record is closed to all other parties to submit final written arguments in support of the application. The applicant's final submittal shall be considered part of the record, but shall not include any new evidence. This seven-day period shall not be subject to the limitations of ORS 215.427 or 227.178 and ORS 215.429 or 227.179.

The failure of the property owner to receive notice as provided in this section shall not invalidate such proceedings if the local government can demonstrate by affidavit that such notice was given.