

GOAL ONE COALITION



Goal One is Citizen Involvement

Peter Idema, Director
Benton County Community Development Department
360 SW Avery Avenue
Corvallis, OR 97333-1192

January 19, 2007

RE: LU-06-025, Adair Village UGB expansion

Dear Mr. Idema:

I have received your letter of January 17, 2007 stating that the public record in the above-referenced matter has been reopened and that another joint public hearing before the Benton County Board of Commissioners and the Adair Village City Council has been scheduled.

Goal One has some concerns with the schedule as laid out in that letter. The letter states that the reopened record will close again at 5:00 p.m. Friday, January 26, 2007; and that the applicant will then have until Wednesday, February 7, 2007 in which to submit their final written testimony.

The schedule as laid out leaves Goal One and others with no opportunity to respond to new materials submitted by January 26. ORS 197.763(7) requires that all persons be provided the opportunity to review material submitted during a reopened record period and have the opportunity to "raise new issues which relate to the new evidence, arguments, testimony or criteria for decision-making which apply to the matter at issue."

In addition, the letter states that the applicant will then have until February 7 to submit "final written testimony." Because the applicant is not limited to final *rebuttal*, the applicant is presented with the opportunity to introduce new evidence and raise new issues in his "final written testimony." ORS 197.763(6)(e) requires that the applicant's final submittal be limited to "final written arguments."

Goal One Coalition requests that it be provided with the opportunity to review all materials submitted during the reopened record period and be provided with the opportunity to respond to any new material submitted. Goal One also requests that the applicant's final submittal be limited to "final written arguments."

Respectfully submitted,

Jim Just

Jim Just
Executive Director