



**RECORDS & INFORMATION MANAGEMENT (RIM) PROGRAM
RECORDS LIST**

RECORDS FORMAT: Hard Copy ☒ Electronic _____ Other Media: _____

PURPOSE: Records for On-Site Storage _____ Records for Off-Site Storage ☒ Records for Destruction _____

DEPARTMENT: Metro Council

PROGRAM: Metro Council

PREPARED BY: Becky Shoemaker

RECORD SERIES TITLE: Metro Council Land Use Decision Records – Other Records

RECORD SERIES NO: M04-00-05(b)

MINIMUM RETENTION: Permanent

DATE RANGE/FROM: 11/09/1995

DATE RANGE/TO: 03/24/1999

If you checked Records for Storage, complete the following information:

METRO BOX NO: COUNC0314

ARCHIVE SYSTEMS BOX NO: GI5924

BOX TITLE: Metro Council Land Use Decision Record – Urban Reserves - LUBA No. 97-048 D. S. Parklane Development, Inc., et al vs. Metro

Complete the following section or attach an existing electronic list:

Folder No.	Description:	Page Nos.	Date From / Date To
1	Oversized Documents Nos. 110995-01 to 112196-201	N/A	11/09/1995 to 11/21/1996
2	Oversized Documents Nos. 021397-06A to 021397-126A	N/A	02/13/1997
3	Oversized Documents No. 0090596-02	N/A	09/01/1996
	<i>Note: Oversized Exhibits were destroyed as per Metro Records Retention Schedule guidelines. Included were recordings (audio and video tapes)</i>		
4	State of Oregon Court of Appeals - Supplemental Record Transmittal	Pages i to 49	03/19/1999 to 03/24/1999

Folder No.	Description:	Page Nos.	Date From / Date To
5	State of Oregon Court of Appeals - Record Transmittal	Pages 1 – 1004	03/23/1999 to 01/21/1998
6	State of Oregon Court of Appeals - Record Transmittal	Pages 1005 to 1869	01/21/1998 to 06/23/1998
7	State of Oregon Court of Appeals - Record Transmittal	Pages 1870 to 2957	06/24/1998 to 09/22/1998
8	State of Oregon Court of Appeals - Record Transmittal	Pages 2958 to 3645	09/22/1998 to 03/23/1999
	Note: State of Oregon Court of Appeals - Record Transmittal Table of Contents lists a set of exhibits that were not included in the record sent to Metro.		

OVERSIZED EXHIBITS

Record #	Item
110995-100(A)	October 1995 Damascus Community Association Newspaper (Volume 2, Issue 1)
112196-53(A)	Map #55
112196-53(B)	Map #65 and Large Aerial Map
112196-60	Dammasch Plan Map
112196-64(A)	Lake Oswego Map, Clackamas County Map
112196-64(B)	Sanitary Sewer Options, Exhibit A
112196-64(C)	Water Options, Exhibit B; Sewer Options, Exhibit C
112196-75(A)	Sanitary Sewer Options, Exhibit A
112196-89(A)	Untitled Map
112196-201	Clackamas County Urban Fringe Development Capacity Analysis April 1991

OVERSIZED EXHIBITS

February 13, 1997

Record #	Item
021397-06(A)	Two Maps, Bond Measure 26-26
021397-06(B)	Washington County
021397-06(C)	Exhibit 9 Photographs (3 of 3)
021397-06(D)	Exhibit 11 (2 of 2)
021397-11(A)	Rural/Natural Resource Plan
021397-11(B)	St Mary's Property
021397-11(C)	Kite/Cupp Legend Golf Course
021397-11(D)	Kite/Cupp Legend Golf Course Off-Site Analysis
021397-11(E)	Kite/Cupp Farm Inventory and Current Farm Uses
021397-11(F)	Kite/Cupp Land Use Zoning and Land Settlement Pattern
021397-11(G)	Washington County Comp Plan Sensitive Habitats, Agricultural Soils
021397-29(A)	MPAC Recommendations
021397-33(A)	Flood Prone Soils (2 Maps)
021397-35(A)	Measure 26-26 and Aerial Photograph of Cooper Mountain
021397-35(B)	Bond Measure 26-26 and Aerial Map #49 <i>missing</i>
021397-36(A)	Map #30
021397-40	Untitled <i>D.S. Parklane Property Aerial Map</i>
021397-42	Urban Reserve Study Area 46 (Sherwood)
021397-47(A)	Site 62 and 63A (2 Maps)
021397-60 (a)	Urban Reserve #59

021397-80(A)	Township No. (?) Range No. 2 West, Willamette Meridian
021397-80(B)	Newspaper Articles (2)
021397-80(C)	Newspaper Article, "Highway"
021397-98(A)	Area 2 - West Hills Land Use
021397-125	Oregon City Map
021397-126(A)	Urban Reserve Study Area Map #50

MAR 25 1999

BEFORE THE COURT OF APPEALS

OF THE STATE OF OREGON

TIME: _____
METRO OFFICE GENERAL COUNSEL


D.S. PARKLANE DEVELOPMENT, INC.,	)	LUBA No. 97-048
WASHINGTON COUNTY FARM BUREAU)	
and OREGON FARM BUREAU FEDERATION,	)	LUBA No. 97-050
CITY OF LAKE OSWEGO and CITY OF)	
WEST LINN,	)	LUBA No. 97-052
COALITION FOR A LIVABLE)	
FUTURE, et al,	)	LUBA No. 97-053
THE HALTON COMPANY and EDWARD H.)	
HALTON, JR.,	)	LUBA No. 97-054
JOHN R. SKOURTES, et al,)	
THE OREGON DEPARTMENT OF)	
AGRICULTURE, et al,	)	LUBA No. 97-057
CITY OF HILLSBORO,)	
	)	LUBA No. 97-063
Petitioners,)	
	)	CA A105688
vs.)	
METRO,	)	SUPPLEMENTAL
	)	RECORD TRANSMITTAL
Respondent.)	

I, Michael A. Holstun, Board Chair of the Land Use Board of Appeals, pursuant to ORS 197.850(5), list below and transmit herewith the original of the entire record under review in the above proceedings, and hereby certify that I have compared the copy with the original and the whole thereof.

<u>ITEM</u>		<u>DATE</u>	<u>PAGE</u>
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4	Petition for Judicial Review (City of Hillsboro)	03/19/99	7

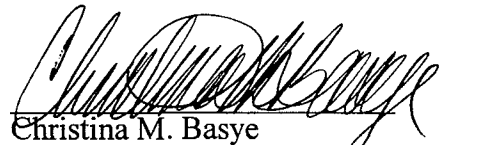
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Dated at Salem, Oregon, this 24th day of March, 1999.


 Michael A. Holstun
 Board Chair

Signed and sworn to before me, this 24th day of March, 1999, in the County of Marion, the City of Salem.




 Christina M. Basye
 Notary Public for Oregon
 My Commission Expires: 07-06-02

BEFORE THE COURT OF APPEALS
OF THE STATE OF OREGON

D.S. PARKLANE DEVELOPMENT, INC.,	}	LUBA No. 97-048
WASHINGTON COUNTY FARM BUREAU and OREGON FARM BUREAU FEDERATION,	}	LUBA No. 97-050
CITY OF LAKE OSWEGO and CITY OF WEST LINN,	}	LUBA No. 97-052
COALITION FOR A LIVABLE FUTURE, et al,	}	LUBA No. 97-053
THE HALTON COMPANY and EDWARD H. HALTON, JR.,	}	LUBA No. 97-054
JOHN R. SKOURTES, et al,	}	LUBA No. 97-055
THE OREGON DEPARTMENT OF AGRICULTURE, et al,	}	LUBA No. 97-057
CITY OF HILLSBORO,	}	LUBA No. 97-063
Petitioners,	}	
vs.	}	CA A105688
METRO,	}	RECORD TRANSMITTAL
Respondent.	}	

I, Michael A. Holstun, Board Chair of the Land Use Board of Appeals, pursuant to ORS 197.850(5), list below and transmit herewith the original of the entire record under review in the above proceedings, and hereby certify that I have compared the copy with the original and the whole thereof.

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263	Cover Letter - Petition for Review	06/22/98	1211
264	Petition for Review (Washington County Farm Bureau et al)	06/22/98	1212

265	Petition for Review (Graser-Lindsey)	06/22/98	1278
266	Petition for Review (Coalition for a Livable Future et al)	06/23/98	1387
267	Petition for Review (ODA, ODOT & DLCD)	06/23/98	1420
268	Petition for Review (Clackamas County)	06/23/98	1564
269	Cover Letter - Petition for Review	06/23/98	1572
270	Petition for Review (City of Lake Oswego & West Linn)	06/23/98	1573
271	Petition for Review (Heritage Homes)	06/23/98	1605
272	Petition for Review (City of Hillsboro)	06/23/98	1635
273	Cover Letter - Petition for Review	06/23/98	1698
274	Petition for Review (Eraker et al)	06/23/98	1699
275	Petition for Review (Skourtes et al)	06/23/98	1728
276	Cover Letter - Petition for Review	06/23/98	1757
277	Petition for Review (Halton Co. et al)	06/23/98	1758
278	Cover Letter - Amended Petition for Review	06/24/98	1870
278	Amended Petition for Review (D.S. Parklane)	06/24/98	1872
279	Petition for Review (D.S. Parklane)	06/26/98	1918
280	Cover Letter - Motion to Dismiss	06/26/98	1955
281	Motion to Dismiss (Bellairs et al)	06/26/98	1956
282	Cover Letter - Stipulated Substitution of Counsel	06/29/98	1960
283	Stipulated Substitution of Counsel	06/29/98	1961
284	Final Opinion and Order (Bellairs et al)	07/01/98	1972
285	Cover Letter - Motion and Order for Extension of Time to File Amicus Brief	07/10/98	1977
286	Motion and Order for Extension of Time to File Amicus Brief	07/10/98	1978
287	Order	07/13/98	1991
288	Cover Letter - Motion for Extension of Time	07/24/98	1995

289	Motion for Extension of Time	07/24/98	1996
290	Letter Requesting Expedited Response to Motion for Extension of Time	07/29/98	2010
291	Motion for Permission to File Multiple Briefs	08/03/98	2011
292	Order on Motion for Extension of Time	08/04/98	2018
293	Order on Motion to File Multiple Briefs	08/06/98	2023
294	Letter Re: Motion for Extension of Time	08/06/98	2031
295	Cover Letter - Refund Check (Bellairs et al)	09/10/98	2032
296	Cover Letter - Motion for Leave to File Brief in Excess of 60 Pages	09/14/98	2033
297	Motion for Leave to File Brief in Excess of 60 Pages	09/14/98	2034
298	Order on Motion for Leave to File Brief in Excess of 60 Pages	09/15/98	2043
299	Cover Letter - Motion for Extension of Time	09/17/98	2049
300	Motion for Extension of Time	09/17/98	2050
301	Order	09/18/98	2055
302	Cover Letter - Motion to Withdraw	09/18/98	2059
303	Motion to Withdraw (City of Lake Oswego Intervenor-Respondent)	09/18/98	2060
304	Order	09/21/98	2079
305	Cover Letter - Respondent's Brief	09/21/98	2083
306	Metro's Response Brief (City of Hillsboro)	09/21/98	2084
307	Cover Letter - Respondent's Brief	09/21/98	2115
308	Metro's Response Brief (D.S. Parklane)	09/21/98	2116
309	Cover Letter - Respondent's Brief	09/21/98	2189
310	Response Brief (Standing)	09/21/98	2190
311	Cover Letter - Respondent's Brief	09/21/98	2216
312	Metro's Response Brief (Skourtes)	09/21/98	2217

313	Cover Letter - Respondent's Brief	09/21/98	2279
314	Metro's Response Brief (Lake Oswego et al)	09/21/98	2280
315	Letter Intervenor not Submitting Brief	09/22/98	2347
316	Respondent's Brief (City of Hillsboro)	09/22/98	2348
317	Cover Letter - Respondent's Brief	09/22/98	2389
318	Metro's Response Brief (Washington Co. Farm Bureau et al, Coalition for A Livable Future et al, and ODA et al)	09/22/98	2390
319	Cover Letter - Respondent's Brief	09/22/98	2656
320	Respondent's Brief (Sisters of St. Mary's et al)	09/22/98	2657
321	Cover Letter - Respondent's Brief	09/22/98	2710
322	Respondent's Brief (Metropolitan Land Co.)	09/22/98	2711
323	Cover Letter - Respondent's Brief	09/22/98	2734
324	Respondent's Brief (Coalition for A Livable Future)	09/22/98	2735
325	Cover Letter - Respondent's Brief	09/22/98	2771
326	Respondent's Brief (Joseph E. Hanauer)	09/22/98	2772
327	Cover Letter - Respondent's Brief	09/22/98	2780
328	Respondent's Brief (Halton Co. et al)	09/22/98	2781
329	Respondent's Brief (Heritage Homes)	09/22/98	2904
330	Respondent's Brief (D.S. Parklane)	09/22/98	2935
331	Respondent's Brief (D.S. Parklane)	09/22/98	2942
332	Respondent's Brief (D.S. Parklane)	09/22/98	2950
333	Cover Letter - Amicus Brief	09/22/98	2958
334	Brief of Amicus Curiae	09/22/98	2959
335	Cover Letter - Respondents Brief	09/23/98	2978
336	Respondent's Brief (Parmenter)	09/23/98	2979
337	Order on Motion for an Evidentiary Hearing	09/24/98	3043
338	Order on Scheduling	09/24/98	3051

339	Cover Letter - Notice of Withdrawal	09/24/98	3058
340	Notice of Withdrawal (Eraker et al)	09/24/98	3059
341	Order	09/28/98	3062
342	Letter Advising Participation in Oral Argument (Stranding)	09/29/98	3066
343	Cover Letter - Motion to Set Deadline for Filing of Reply Briefs	09/30/98	3067
344	Motion to Set Deadline for Filing of Reply Brief	09/30/98	3068
345	Letter Advising Participation in Oral Argument (Genstar Land Development et al)	09/30/98	3073
346	Letter Advising Participation in Oral Argument (Cities of Lake Oswego and West Linn)	09/30/98	3074
347	Order on Motion to Set Deadline for Reply Briefs	10/02/98	3076
348	Letter Advising Participation in Oral Argument (Metro)	10/02/98	3081
349	Letter Advising Participation in Oral Argument (Halton Co. et al)	10/02/98	3083
350	Letter Advising Participation in Oral Argument (ODA, ODOT & DLCD)	10/02/98	3084
351	Letter Advising Participation in Oral Argument (City of Hillsboro)	10/02/98	3085
352	Letter Advising Participation in Oral Argument (Coalition for a Livable Future et al)	10/02/98	3086
353	Letter Advising Participation in Oral Argument (Joseph E. Hanauer)	10/02/98	3087
354	Letter Advising Participation in Oral Argument (Parmenter)	10/05/98	3088
355	Letter Advising Participation in Oral Argument (Washington County Farm Bureau et al)	10/05/98	3089
356	Letter Requesting Oral Argument Schedule Change	10/05/98	3090
357	Letter Not Appearing at Oral Argument (Skourtes)	10/05/98	3092
358	Letter Advising Participation in Oral Argument (Heritage Homes)	10/05/98	3095

359	Clackamas County Not Appearing	10/05/98	3096
360	Order Regarding oral Argument	10/08/98	3097
361	Van Brocklin Not Appearing	10/09/98	3103
362	Letter Advising Participation in Oral Argument (D.S. Parklane)	10/13/98	3104
363	Cover Letter - Motion for Extension of Time to File Reply Brief	10/19/98	3106
364	Motion for Extension of Time to File Reply Brief	10/19/98	3107
365	Motion to Request Permission to Submit A Reply Brief	10/20/98	3115
366	Reply Brief (Graser-Lindsey)	10/20/98	3120
367	Cover Letter- Motion for leave to File Reply Brief	10/21/98	3132
368	Motion for Leave to File Reply Brief	10/21/98	3133
369	Reply Brief (Halton Co. et al)	10/21/98	3136
370	Cover Letter - Motion to Request Permission to File Reply Brief	10/22/98	3146
371	Motion to Request Permission to File Reply Brief	10/22/98	3147
372	Reply Brief (D.S. Parklane)	10/22/98	3150
373	Motion to File Reply Brief	10/22/98	3160
374	Reply Brief (City of Hillsboro)	10/22/98	3165
375	Cover Letter - Motion to File Reply Brief	10/26/98	3187
376	Motion to File Reply Brief	10/26/98	3188
377	Reply Brief (ODA, ODOT & DLCD)	10/26/98	3195
378	Cover Letter - Metro's Objections to Reply Briefs	11/02/98	3245
379	Metro's Objections to Graser-Lindsey and D.S. Parklane Reply Briefs	11/02/98	3246
380	Cover Letter - Metro's Objection to Reply Brief	11/04/98	3257
381	Metro's Objection to DLCD Motion For Reply Brief and Motion to Strike	11/04/98	3258
382	Parmenter Letter	11/16/98	3281

383	Final Opinion and Order	02/25/99	3283
384	Cover Letter - Motion for Attorney Fees	03/12/99	3438
385	Motion for Attorney Fees and Cost Bill	03/12/99	3439
386	Notice of Affiliation of Counsel	03/12/99	3461
387	Cover Letter - Motion for Extension of Time	03/17/99	3466
388	Respondent's Motion and Order to Extend Time for Filing Objections to Petitioner's Motion for Attorney Fees and Cost Bill (Not Served on all Parties)	03/17/99	3467
389	Cover Letter Motion for Extension of Time	03/18/99	3470
390	Respondent's Motion and Order to Extend Time for Filing Objections to Petitioner's Motion for Attorney Fees and Cost Bill	03/18/99	3471
391	Petition for Judicial Review (Graser-Lindsey)	03/18/99	3478
392	Cover Letter - Petition for Judicial Review	03/18/99	3561
393	Petition for Judicial Review (Standring)	03/18/99	3562
394	Certificate of Mailing	03/23/99	3643

EXHIBITS:

Record of Governing Body

Record (33 Volumes) 12/31/97

Oversized Exhibits Submitted at Oral Argument 11/19/98

Tape of Proceeding Separate Envelope

Telephone Conference 05/05/97

Telephone Conference 11/07/97

Oral Argument Tapes(9 tapes) 11/19/98