Exhibits "B" through "H"

Exhibit "B" Lot Line Adjustment Recordation

Washington County, Oregon 09/27/2022 10:19:40 AM

2022-059571

D-DBS Cnt=1 Stn=30 RECORDS1
THIS SPACE PROVIDED FOR R \$25.00 \$5.00 \$11.00 \$60.00 \$5.00 - Total =\$106.00

After recording return to:

GRANTOR
Davis Family Trust2627 NW Highway 47
Forest Grove, OR 97116

GRANTEE RCI Properties (Hillsboro), LLC 5131 Masthead St. NE Albuquerque, NM 87109



 Joe Nelson, Director of Assessment and Taxation and Ex-Officio County Clerk for Washington County, Oregon, do hereby certify that the within instrument of writing was received and recorded in the book of records of sald county.

Joe Nelson, Director of Assessment and Taxation, Ex-Officio County Clerk



BARGAIN AND SALE DEED FOR PROPERTY LINE ADJUSTMENT

Davis Family Trust, Grantor, conveys to, RCI Properties (Hillsboro), LLC, a New Mexico limited liability company, Grantee, the following described real property:

SEE EXHIBIT B FOR ADJUSTED GRANTORS LEGAL DESCRIPTION SEE EXHIBIT A FOR ADJUSTED GRANTEES LEGAL DESCRIPTION SEE EXHIBIT D FOR TRANSFER LEGAL DESCRIPTION

Grantor is vested by Doc. 2022-045004 Washington County Deed Records Grantee is vested by Doc. 2021-075257 Washington County Deed Records

Grantor and Grantee execute this deed to facilitate an approved lot line adjustment, City of Cornelius Planning File. No. LLA-01-21

True consideration for this conveyance is \$ 0 (Here comply with the requirements of ORS 93.030)

This property is free of liens and encumbrances, EXCEPT: THOSE OF PUBLIC RECORD, IF ANY.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

Dated this	day of	August	. 2022
		1	

Trustee of the Davis Family Trust
TimiSue Abbott Trustee of the Davis Family Trust
Title William W Moore, Marage
State of Lincoln ss.
This instrument was acknowledged before me on 17 th of August 2022 by William W Moore
EMILY CUNNINGHAM NOTARY PUBLIC STATE OF WYOMING COMMISSION ID: 166118 MY COMMISSION EXPIRES: 10/11/2027 State of
This instrument was acknowledged before me on by Troy Davis as trustee. OFFICIAL STAMP KELLY DELENE CAMPBELL NOTARY PUBLIC - OREGON COMMISSION NO. 1003772 MY COMMISSION EXPIRES SEPTEMBER 14, 2024 This instrument was acknowledged before me on September 2, 2022 Notary Public - State of Oregon My commission expires: 01/14/2024
State of Organ County of Unshington } ss.
This instrument was acknowledged before me on
OFFICIAL STAMP KELLY DELENE CAMPBELL NOTARY PUBLIC - OREGON COMMISSION NO. 1003772 MY COMMISSION EXPIRES SEPTEMBER 14, 2024

AK\$ Job #8507

OFFICES IN: BEND, OR - KEIZER, OR - TUALATIN, OR - VANCOUVER, WA

EXHIBIT A

A tract of land located in the northwest one-quarter, southwest one-quarter, and the southeast onequarter of Section 33, Township 1 North, Range 3 West, Willamette Meridian, City of Cornelius, Washington County, Oregon, and being more particularly described as follows:

Beginning at the northeast corner of Lot 12, "Tenth Avenue Industrial Center", recorded in Book 43, Pages 21 and 22, Washington County Plat Records, said point also being the northwest corner of Partition Plat No. 2022-009, Washington County Plat Records; thence South 02°16'14" West along the west line of said Partition Plat, 217.62 feet; thence continuing along said west line South 22°45'17" West, 312.11 feet to the northerly right-of-way line of N Holladay Street (30.00 feet from centerline) and a point of non-tangent curvature; thence northwesterly along said northerly right-of-way line on the arc of a 780.00 foot radius curve left (the radius point of which bears South 08°37'24" West) through a central angle of 9°35'08", 130.49 feet (chord bears North 86°10'10" West, 130.34 feet) to the west line of Lot 1, said "Tenth Avenue Industrial Center"; thence North 02°16'00" East along said west line and its northerly extension, and the west line of Lot 12, said "Tenth Avenue Industrial Center", 506.63 feet to the northwest corner of said Lot 12; thence South 87°41'09" East along the north line of said Lot 12, a distance of 239.55 feet to the Point of Beginning.

Contains 2.428 acres, more or less.

REGISTERED PROFESSIONAL

08/09/2022

RENEWAL 12/31/2022



AKS ENGINEERING & FORESTRY, LLC 12965 SW Herman Road, Suite 100, Tualatin, OR 97062 P: (503) 563-6151 | www.aks-eng.com

AKS Job #8507

OFFICES IN: BEND, OR - KEIZER, OR - TUALATIN, OR - VANCOUVER, WA

EXHIBIT B

A tract of land located in the northwest one-quarter, southwest one-quarter and the southeast one-quarter of Section 33, Township 1 North, Range 3 West, Willamette Meridian, City of Cornelius, Washington County, Oregon, and being more particularly described as follows:

Beginning at the northwest corner of Lot 13, "Tenth Avenue Industrial Center", recorded in Book 43, Pages 21 and 22, Washington County Plat Records; thence South 87°41'09" East along the north line of said Lot 13, a distance of 294.07 feet to the northeast corner thereof; thence South 02°16'00" West along the east line of said Lot 13 and its southerly extension, and the east line of Lot 15, said "Tenth Avenue Industrial Center", a distance of 506.63 feet to the northerly right-of-way line of N Holladay Street (30.00 feet from centerline) and a point of non-tangent curvature; thence southwesterly along said northerly right-of-way line on the arc of a 780.00 foot curve to the left (the radius point of which bears South 00°57'44" East) through a central angle of 14°43'29", 200.46 feet (chord bears South 81°40'32" West 199.90 feet) to the point of curve right of a 720.00 foot radius curve; thence continuing along said northerly right-of-way line on the arc of said curve right through a central angle of 8°00'04", 100.54 feet (chord bears South 78°18'49" West, 100.46 feet) to the west line of Lot 15, said "Tenth Avenue Industrial Center"; thence North 02°15'34" East along said west line and its northerly extension, and the west line of Lot 13, said "Tenth Avenue Industrial Center", 567.84 feet to the Point of Beginning.

Contains 3.596 acres, more or less.

OREGON
JANUARY 17, 1995
GARY E. PAUL
2698
RENEWAL 12/31/2022

AKS Job #8507

OFFICES IN: BEND, OR - KEIZER, OR - TUALATIN, OR - VANCOUVER, WA

EXHIBIT D

A tract of land located in the northwest one-quarter, southwest one-quarter, and the southeast one-quarter of Section 33, Township 1 North, Range 3 West, Willamette Meridian, City of Cornelius, Washington County, Oregon, and being more particularly described as follows:

Commencing at the northwest corner of Lot 12, "Tenth Avenue Industrial Center", recorded in Book 43, Pages 21 and 22, Washington County Plat Records; thence South 02°16'00" West along the west line of said Lot 12 and its southerly extension, 468.42 feet to the centerline of vacated N Holladay Street per Document No. 91-043303, Washington County Records, and the Point of Beginning; thence continuing South 02°16'00" West along said southerly extension, 32.02 feet; thence leaving said southerly extension North 22°44'27" East, 30.00 feet to the centerline of vacated N Holladay Street per said Document No. 91-043303; thence North 67°15'33" West along said centerline, 11.20 feet to the Point of Beginning.

Contains 168 square feet, more or less.

OREGON
JANUARY 17, 1995
GARY E. PAUL
2698
RENEWAL 12/31/2022

NEWM

Washington County, Oregon 09/27/2022 10:19:40 AM

2022-059570

Cnt=1 Stn=30 RECORDS1 D-DBS \$25.00 \$5.00 \$11.00 \$60.00 \$5.00 - Total =\$106.00

THIS SPACE PROVIDED FOR RECORD

After recording return to:

GRANTOR RCI Properties (Hillsboro), LLC 5131 Masthead St. NE Albuquerque, NM 87109

CRANTEE Davis Family Trust 2627 NW Highway 47 Forest Grove, OR 97116



02904458202200595700050051 I, Joe Nelson, Director of Assessment and Taxation and Ex-Officio County Clerk for Washington County Oregon, do hereby certify that the within instrument of writing was received and recorded in the book of

records of said county.

Joe Nelson, Director of Assessment and Taxation, Ex-Officio County Clerk

BARGAIN AND SALE DEED FOR PROPERTY LINE ADJUSTMENT

RCI Properties (Hillsboro), LLC, a New Mexico limited liability company, Grantor, conveys to, Davis Family Trust, Grantee, the following described real property:

SEE EXHIBIT A FOR ADJUSTED GRANTORS LEGAL DESCRIPTION SEE EXHIBIT B FOR ADJUSTED GRANTEES LEGAL DESCRIPTION SEE EXHIBIT C FOR TRANSFER LEGAL DESCRIPTION

Grantor is vested by Doc. 2021-075257 Washington County Deed Records Grantee is vested by Doc. 2022-045004 Washington County Deed Records

Grantor and Grantee execute this deed to facilitate an approved, lot line adjustment City of Cornelius Planning File. No. LLA-01-21

True consideration for this conveyance is \$ 0 (Here comply with the requirements of ORS 93.030)

This property is free of liens and encumbrances, EXCEPT: THOSE OF PUBLIC RECORD, IF ANY.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

Dated this	18	day of _	August	, 2022
Dated tills		auj 01_	I-V DAGIOLO I	, 2022

By: A which House Title: RCL Properties Hills brolle Manager
This instrument was acknowledged before me on August 18 , 2022 by William W. MORE
MA COMMISSION EXPIRES: 10/11/2021 COMMISSION EXPIRES: 10/11/2021 Notary Public—State of Oregon Order Public—State of Orgen Order Public—State of Oregon Order Public—State of Oregon Order Public—State of Orgen Order Public Orde
GRANTEE: Prov Davis Trustee of the Davis Family Trust
TimiSue Abbott Trustee of the Davis Family Trust
State of Oregon County of Washington ss.
This instrument was acknowledged before me on September 3, 2022 by Troy Davis as trustee.
OFFICIAL STAMP KELLY DELENE CAMPBELL NOTARY PUBLIC - OREGON COMMISSION NO. 1003772 MY COMMISSION EXPIRES SEPTEMBER 14, 2024 OFFICIAL STAMP KELLY DELENE CAMPBELL NOTARY PUBLIC - State of Oregon My commission expires: OFFICIAL STAMP KELLY DELENE CAMPBELL NOTARY Public - State of Oregon My commission expires: OFFICIAL STAMP KELLY DELENE CAMPBELL NOTARY PUBLIC - State of Oregon My commission expires:
State of Origon
County of Locaburgton } ss.
This instrument was acknowledged before me on September 12, 2022 by TimiSue Abbott as trustee.
OFFICIAL STAMP KELLY DELENE CAMPBELL Notary Public State of Oregon



NOTARY PUBLIC - OREGON COMMISSION NO. 1003772 MY COMMISSION EXPIRES SEPTEMBER 14, 2024

My commission expires: 09/14/2034

AKS Job #8507

OFFICES IN: BEND, OR - KEIZER, OR - TUALATIN, OR - VANCOUVER, WA

EXHIBIT A

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Contains 2.428 acres, more or less.

OREGON
JANUARY 17, 1995
GARY E. PAUL
2698
RENEWAL 12/31/2022

AKS ENGINEERING & FORESTRY, LLC 12965 SW Herman Road, Suite 100, Tualatin, OR 97062 P: (503) 563-6151 | www.aks-eng.com

AKS Job #8507

OFFICES IN: BEND, OR - KEIZER, OR - TUALATIN, OR - VANCOUVER, WA

EXHIBIT B

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Contains 3.596 acres, more or less.

REGISTERED PROFESSIONAL AND SURVEYOR

08/09/2022

JANUARY 17, 1995 GARY E. PAUL 2698

RENEWAL 12/31/2022

AKS Job #8507

OFFICES IN: BEND, OR - KEIZER, OR - TUALATIN, OR - VANCOUVER, WA

EXHIBIT C

A tract of land located in the northwest one-quarter, southwest one-quarter, and the southeast one-quarter of Section 33, Township 1 North, Range 3 West, Willamette Meridian, City of Cornelius, Washington County, Oregon, and being more particularly described as follows:

Commencing at the northwest corner of Lot 12, "Tenth Avenue Industrial Center", recorded in Book 43, Pages 21 and 22, Washington County Plat Records; thence South 02°16'00" West along the west line of said Lot 12, a distance of 436.40 feet to the Point of Beginning; thence continuing South 02°16'00" West along the southerly extension of said west line, 32.02 feet to the centerline of vacated N Holladay Street per Document No. 91-043303, Washington County Records; thence North 67°15'33" West along said centerline, 11.20 feet; thence leaving said centerline North 22°44'27" East, 30.00 feet to the Point of Beginning.

Contains 168 square feet, more or less.

08/09/2022

REGISTERED
PROFESSIONAL
LAND SURVEYOR

OREGON
JANUARY 17, 1995
GARY E. PAUL
2698

RENEWAL 12/31/2022

Exhibit "C" Letter from RCI



September 21, 2022

City of Cornelius Tim Franz and Barbara Fryer 1300 S. Kodiak Circle Cornelius, OR 97113

Dear Tim and Barbara,

RCI Properties (Hillsboro) LLC, Property approves of the development known as Meadowlark Industrial Center moving forward in the entitlement and approval process in the City of Cornelius. We understand that the lot line adjustment of parcels 1N333CA00100 and 1N333DB00700 is in process and will be completed shortly.

Property Line Adjustment (in process): City File #LLA-01-21

Meadowlark Industrial Center land use applications; City File #LP-02-22, DR-118-22 & CUP/PUD-03-22.

Best regards,

Robert Toledo Construction and Properties Manager RCI Properties (Hillsboro) LLC, Property

Exhibit "D" APPLICANT Risk Letter



September 12, 2022

City of Cornelius Tim Franz and Barbara Fryer 1300 S. Kodiak Circle Cornelius, OR 97113

Dear Tim and Barbara,

I recognize that submitting our land use application without the Clean Water Services provider letter is at AltaBird Investments own risk and we request that the City of Cornelius moves forward with our application with the documents that have been submitted. If any project changes are needed, due to any conditions necessary to comply with Clean Water Services, I acknowledge that a new application may be required.

Best regards,

Brendan Mason CEO / Principal AltaBird Investments

Brendan Mason

1411 N Cedar Street

Tacoma, WA 98406

Exhibit "E" Notice



Service Provider Letter

C.	WS File Number
	22-001627

This form and the attached conditions will serve as your Service Provider Letter in accordance with Clean Water Services Design and Construction Standards (R&O 19-5, as amended by R&O 19-22).

Jurisdiction:	City of Cornelius	Review Type:	Tier 2 Analysis	
Site Address / Location:	North of NW Holiday Street Cornelius, OR 97113	SPL Issue Date: SPL Expiration Date	October 07, 2022 e: October 06, 2024	
Applicant Infor	mation:	Owner Information	:	
Name	BRENDAN MASON	Name T	ROY DAVIS, TRUSTEE	
Company	ATABIRD INVESTMENTS LLC		DAVIS FAMILY TRUST	
1411 N CEDAR STREET			8950 SW BRABHAM WAY	
Address TACOMA WA 98406		Address G	ASTON OR 97119	—
Phone/Fax	Phone/Fax (206) 605-4898		(503) 758-2241	
E-mail:	bredan@altabirdinvestments.com	E-mail: <u>a</u>	ail: autumnjeandavis@gmail.com	
1N333CA00	Tax lot ID 100 & 400	Meadow	Development Activity dark Industrial Center – Cornelius	
Pre-Development Site Conditions: Sensitive Area Present: X On-Site Off-Site Vegetated Corridor Width: 25-50 Vegetated Corridor Condition: Degraded		Post I Sensitive Area Pres Vegetated Corridor		te
vegetated Com	dor Condition: <u>Degraded</u>			_
Enhancement of Vegetated Corr		Square Footage to	be enhanced: 0	_
	Encroachments into Pre-Dev	elopment Vegetated C	orridor:	
Type and location of Encroachment: Industrial building and parking (Permanent encroachment; Mitigation required)			Square Footage 52,219	э: ——
	Mitigation R	equirements:		
Type/Location Off-site Mitigation (Per R&O 13-12 VC mitigation requirements for VC encroachment associated with wetland impacts met through verification of wetland mitigation bank credit purchase)			Sq. Ft./Ratio/Co ociated with 52,219	ost ——
X Conditions	Attached X Development Figures Attached	(3) Planting Plan	Attached Geotech Report Require	ed

This Service Provider Letter does NOT eliminate the need to evaluate and protect water quality sensitive areas if they are subsequently discovered on your property.

In order to comply with Clean Water Services water quality protection requirements the project must comply with the following conditions:

- 1. No structures, development, construction activities, gardens, lawns, application of chemicals, uncontained areas of hazardous materials as defined by Oregon Department of Environmental Quality, pet wastes, dumping of materials of any kind, or other activities shall be permitted within the sensitive area or Vegetated Corridor which may negatively impact water quality, except those allowed in R&O 19-5, Chapter 3, as amended by R&O 19-22.
- 2. Prior to any site clearing, grading or construction the Vegetated Corridor and water quality sensitive areas shall be surveyed, staked, and temporarily fenced per approved plan. During construction the Vegetated Corridor shall remain fenced and undisturbed except as allowed by R&O 19-5, Section 3.06.1, as amended by R&O 19-22 and per approved plans.
- 3. Prior to <u>any</u> activity within the sensitive area, the applicant shall gain authorization for the project from the Oregon Department of State Lands (DSL) and US Army Corps of Engineers (USACE). The applicant shall provide Clean Water Services or its designee (appropriate city) with copies of all DSL and USACE project authorization permits.
- 4. An approved Oregon Department of Forestry Notification is required for one or more trees harvested for sale, trade, or barter, on any non-federal lands within the State of Oregon.
- 5. Prior to any ground disturbing activities, an erosion control permit is required.
 Appropriate Best Management Practices (BMP's) for Erosion Control, in accordance with Clean Water Services' Erosion Prevention and Sediment Control Planning and Design Manual, shall be used prior to, during, and following earth disturbing activities.
- 6. Prior to construction, a Stormwater Connection Permit from Clean Water Services or its designee is required pursuant to Ordinance 27, Section 4.B.
- 7. Activities located within the 100-year floodplain shall comply with R&O 19-5, Section 5.10, as amended by R&O 19-22.
- 8. Removal of native, woody vegetation shall be limited to the greatest extent practicable.
- 9. The water quality swale and detention pond shall be planted with Clean Water Services approved native species, and designed to blend into the natural surroundings.
- 10. Should final development plans differ significantly from those submitted for review by Clean Water Services, the applicant shall provide updated drawings, and if necessary, obtain a revised Service Provider Letter.

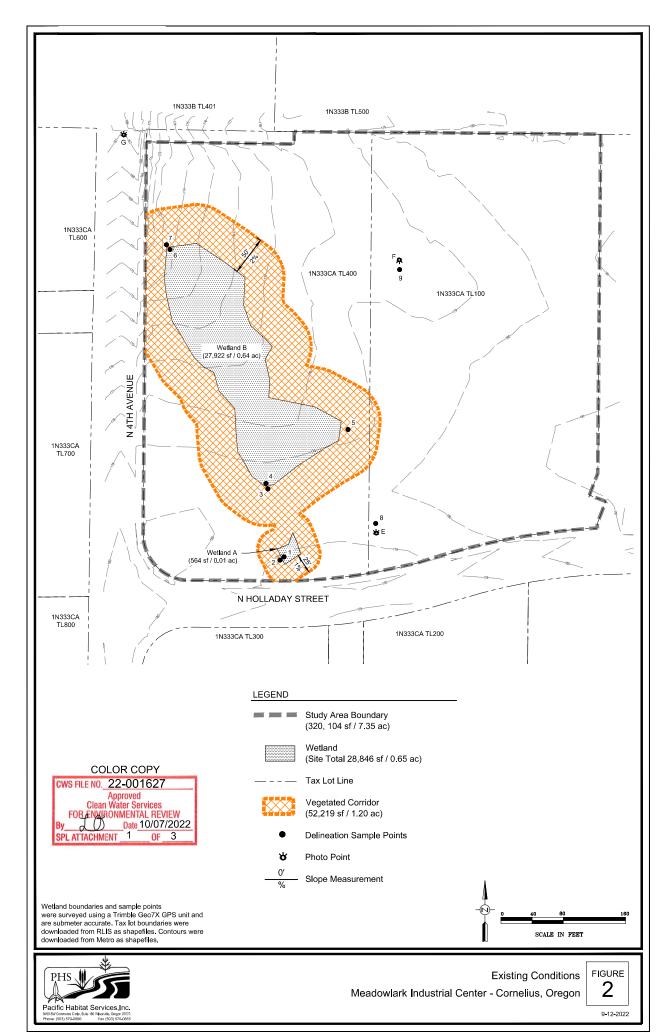
This Service Provider Letter is not valid unless CWS-approved site plan is attached.

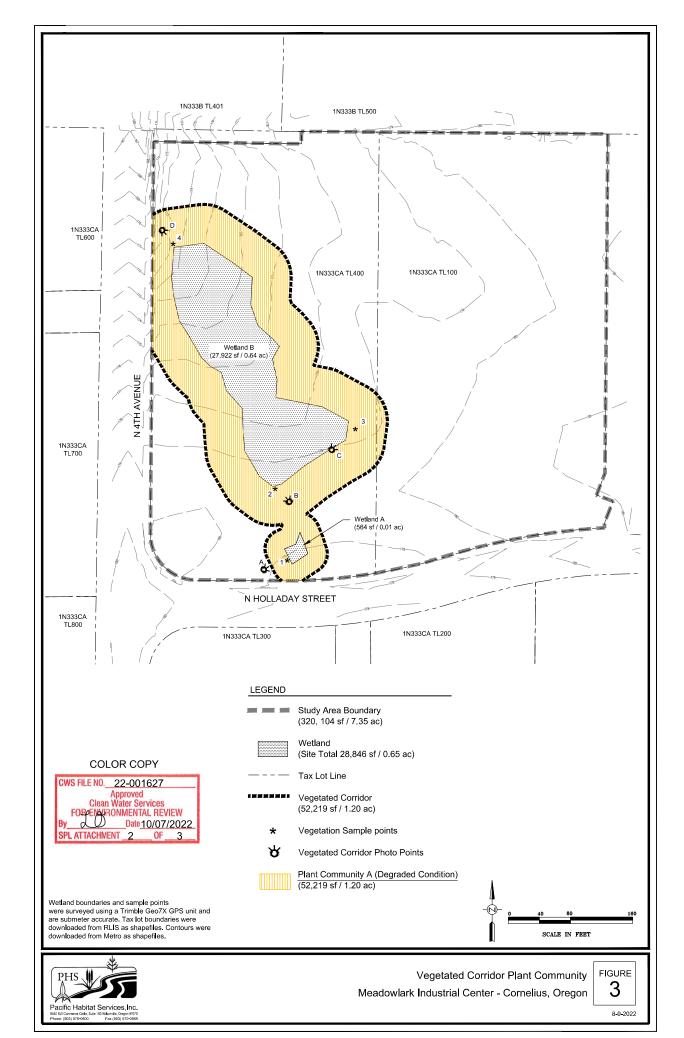
Please call (503) 681-3653 with any questions.

Lindsey Obermiller

Environmental Plan Review

Attachments (3)





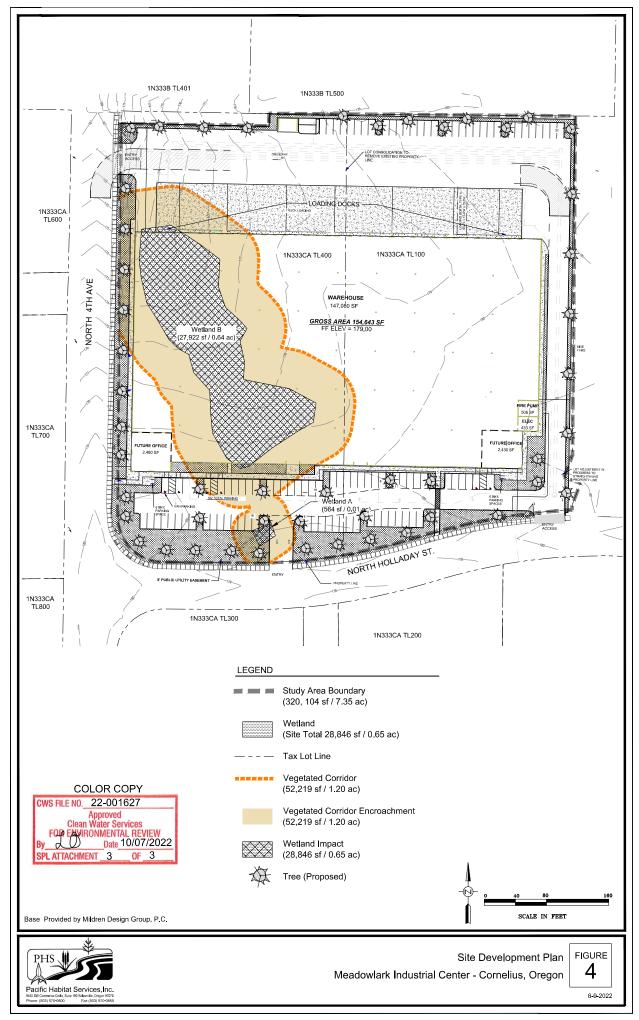


Exhibit "F" City Engineer and Fire Marshall Comments

Memo

Subject: Engineering Comments for Pre-Application Conference for Site on NE

Corner of Holladay and N. 4th Avenue

Date: October 17, 2022

By: Terry, Keyes, P.E., City Engineer

These comments are based on the existing site conditions and the preliminary site plan dated 8-10-22. The comments are designed to help in creating final engineering plans for review. The comments should not be interpreted as the final engineering comments on the development.

Improvements in the public right-of-way must be designed in accordance with the City's Public Works Standards. These are available on the web at:

https://www.ci.cornelius.or.us/engineering/page/public-works-standards

As-builts in PDF form for the public improvements adjacent to the site are available by contacting the City Engineer (terry.keyes@corneliusor.gov).

General

The applicant is proposing development on two vacate tax lots (1N333CA00400 and 1N333CA0010) on the northeast corner of Holladay Street and N. 4th Avenue.

All plans for public improvements, water quality facilities, and erosion control must be designed by a registered professional engineer. Bonding for public improvements, water quality and quantity facilities, and erosion control is required to ensure the improvements are completed in a satisfactory manner.

Streets

Holladay Street

Holladay is an *industrial collector street*. It is currently improved with curb and gutter, drainage, 38-feet of concrete street pavement, and street lights (south side of street). The applicant is required to install a 6-foot concrete sidewalk and street trees along the Holladay frontage. Since Holladay Street is wide enough to accommodate on-street parking, the sidewalk should be placed curb-tight. The curb does not count as part of the 6-foot sidewalk width. Street trees will be placed on the north side of the new sidewalk. The current right-of-way (ROW) is 60-feet. No additional right-of-way is required. The applicant shall dedicate an 8-foot-wide public utility easement (PUE) adjacent to the ROW.

N. 4th Avenue

N. 4th Avenue is an *industrial collector street*. It is currently improved with curb and gutter, drainage, 38-feet of concrete street pavement, and street lights (west side of street). The applicant is required to install a 6-foot concrete sidewalk and street trees along the 4th Avenue frontage. Since N. 4th Avenue is wide enough to accommodate on-street parking, the sidewalk should be placed curb-tight. The curb does not count as part of the 6-foot sidewalk width. Street trees will be

placed on the east side of the new sidewalk. The current right-of-way (ROW) is 60-feet. No additional right-of-way is required. The applicant shall dedicate an 8-foot wide public utility easement (PUE) adjacent to the ROW.

Street Trees

Street trees shall meet the diversity requirements in the City's Public Works Standards. Street trees shall be selected from the City of Portland's *Approved Street Tree Planting List for 8.5-foot and Planting Spaces without high voltage power lines*. Broadleaf street trees shall be a minimum caliper size of 2". Confers shall be a minimum height of 5-feet at time of planting.

ADA Ramsp

ADA ramps meeting ODOT standards are required at 4th and Holladay. Two ramps are required, one facing south and one facing west.

TDT Credits

TDT credits are only available for the cost of street improvements that exceed local street standards. The only improvement that falls into this category is 1 additional foot of sidewalk on Holladay and N. 4th Avenue.

Driveways

Driveway requirements are specified in the City's Public Works Standards. Driveway widths are generally restricted to 30-feet wide (5.08(a)(7)). However, the City Engineer may allow wider driveways if the applicant can demonstrate they are needed for truck turning movements.

Driveways shall be designed in accordance with City Standard Drawings S-21 (Commercial Driveway with Curb-Tight Sidewalk). Driveway spacing requirements are provided in the Public Works Standards (5.03(c)). Generally, the standards require all driveways to be separated a minimum of 100-feet from intersections and other driveways. The applicant's plan appears to meet these standards.

Traffic Impact Study

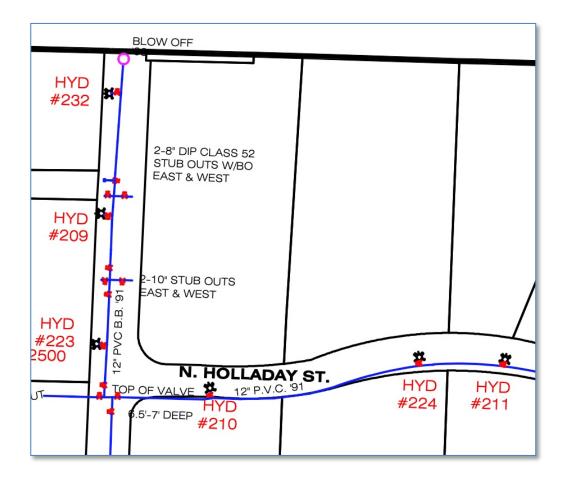
No traffic impact study is required for this proposal.

Water

12-inch C900 public water mains exist along Holladay and N. 4th Avenue. No public water main extensions are required for this project.

A number of fire hydrants are located on the south side of Holladay and west side of N. 4th Avenue. The Fire Department will determine if additional hydrants are required for the project.

The map below shows the approximate location of the public water facilities adjacent to the site.

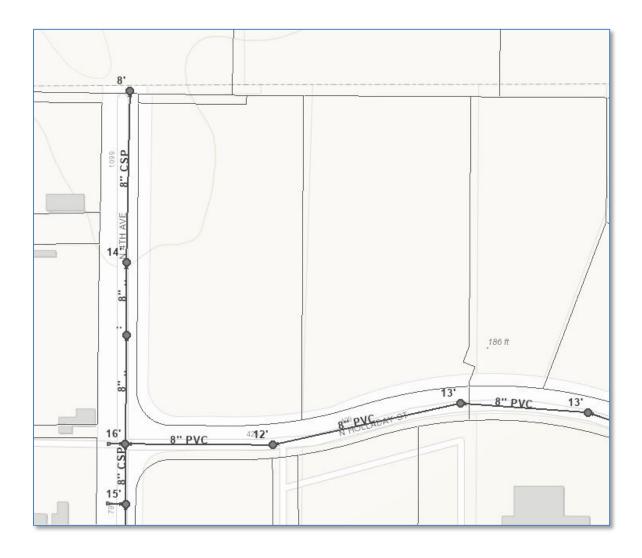


Sanitary Sewer

An 8-inch public sanitary sewer line currently fronts the property on Holladay and N. 4th. No public sanitary sewer extension is required for this project. The existing sanitary sewer has capacity for the site unless a high-volume water user occupies the site.

Depending on the activities engaged in by the site user, the applicant may be required to gain a permit from the source control group at Clean Water Services.

The map below shows the approximate location of the public sanitary sewers adjacent to the site.



Stormwater

Public storm sewers are located along Holladay Street and N. 4th Avenue. No public sanitary sewer extension is required for this project. The map below shows the approximate location of the public storm sewers adjacent to the site.



Projects in urban Washington County are required to provide detention and treatment of stormwater runoff, as well as implementing some type of *Low Impact Development Approach (LIDA)*.

Detention

To determine the stormwater quantity control required for the project, Clean Water Services (CWS) uses three criteria. These criteria and this project's rating in each one is shown below.

- Risk = Low
- Development Class = Developed Area

• Size = Large

This combination puts the project into CWS's Category 2 for determining detention or hydromodification requirements. Category 2 projects require peakflow matching detention. While infiltration of stormwater is an option to meet Category 2 requirements, the predominately clay soils in this area make infiltrating significant volumes of runoff nearly impossible.

Meeting these detention requirements is typically accomplished using an open pond or underground detention pipes on the site. If an open pond is used, it is likely to require a considerable area.

Treatment

Stormwater treatment is required for this site. Stormwater treatment shall meet the requirements of CWS.

For industrial sites like this, treatment is typically accomplished using a biofiltration swale, possibly incorporated into a detention pond, or through the use of stormwater filters.

LIDA

Stormwater management also needs to incorporate a low impact development approach (LIDA). LIDAs include open air treatment or detention facilities such as detention ponds or biofiltration swales. LIDA also includes green roofs and porous pavement.

A conveyance analysis of the downstream system is not required of the applicant. The downstream pipe is fairly new and was sized for build-out. Also, the detention requirements for the site will prevent large stormwater flows from exiting the site and overwhelming the downstream system.

Finally, the applicant is required to sign an agreement with the City committing the applicant to maintaining the private stormwater facilities long-term.

Sensitive Area (Wetlands) and Vegetated Corridors

The site contains a large sensitive area, i.e., wetland, as shown in the Service Provider Letter (22-001627) from Clean Water Services. The applicant proposes to eliminate is wetland and mitigate off-site.

The applicant needs the reach written agreement with Clean Water Services on this mitigation prior to engineering plan approval and any construction on-site.

Erosion Control

An erosion control plan and permit are required for this development. Since development exceeds 5 acres, erosion control plans meeting the requirements for a DEQ 1200-C are required. 1200-C plans require a DEQ-mandated public review. A template and requirements for the 1200-C plans can be found on the website for Clean Water Services, under the *Erosion Control* tab:

http://cleanwaterservices.org/permits-development/resource-directory/

Plan Review

Improvements within the ROW, stormwater treatment/detention facilities, and erosion control require engineering plans signed by a PE. To accelerate plan review, the City Engineer prefers to meet with the engineering designer at the beginning of the design process. This allows the city and private engineer to better understand the requirements facing the project and the best way to address all the issues.

During the design process, the City Engineer is always available to answer questions and review preliminary designs. This approach typically results in plans that only require minor revisions before they are approved.

City review times for initial submittals is typically less than two weeks. However, before plans can be approved, the City is required to submit the plans to Clean Water Services (CWS) for a secondary review. The CWS review can take from 2-6 weeks depending on their workload. The fact that these plans will also go to the Oregon Department of Environmental Quality (DEQ) for 1200-C review will likely prolong the 2 to 6-week review time. During the design and review process, all questions related to stormwater shall be directed to the City Engineer, not CWS.

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Exhibit "G" Public Notice

NOTICE IS HEREBY GIVEN that a Public Hearing will be held before the City of Cornelius Planning Commission on Tuesday, <u>October 25, 2022 at 7:00 pm</u> in-person at 1355 N. Barlow St. in the Cornelius Council Chambers and online via the Zoom meeting platform at https://zoom.us/j/88657023542. Participants may also join by phone by calling+1 253 215 8782 US (Tacoma) and using meeting ID 886 5702 3542.

Request: A Type III Site Design Review (DR-118-22) for a new 154,643 sf industrial warehouse; a Type II 'One-Lot' Preliminary Land Partition (LP-02-22) to legally combine two tax lots into one new lot and a Type III Conditional Use/Planned Unit Development (CUP/PUD-03-22) to address the Natural Resource Overlay (NRO) standards for Tax Lot #400 and a request to exceed the zone maximum of a 35-foot height limit by 10-feet. The site is within the General Industrial, M-1 zoning district. The project includes frontage improvements along N 4th Avenue and N Holladay Street, as well as on-site parking and landscaping.

Applicant: AltaBird Investments, LLC

Property Owners: Davis Family Trust & RCI Properties Hillsboro LLC.

Location: Property located at the northeast corner of N 4th Avenue and N Holladay Street.

Map: Map 1N333CA, Tax Lots #100 & #400; Map 1N333DB, Tax Lot#700

Zone: General Industrial, (M-1), Tax Lot #400 includes a Natural Resource Overlay,

(NRO).

Applicable Criteria: CMC Title 17 Subdivisions: Chapter 17.05 Land Divisions, CMC Title 18 Zoning: Chapter 18.055 General Industrial (M-1), Chapter 18.95 Natural Resource Overlay (NRO), Chapter 18.100 Site Design Review, Chapter 18.105 Conditional Use Permit, Chapter 18.110 Planned Unit Development (PUD) Conditional Use, Chapter 18.145 Off-Street Parking and Loading, Chapter 18.143 Transportation Facilities, and Chapter 18.155 Solar Access for New Development.

At the time and place listed above, all persons will be given a reasonable opportunity to give testimony either for or against the proposal. Testimony may be either in oral or written form and must be relevant to the criteria listed above on which the proposal will be evaluated. At the public hearing, the Chair will open the public hearing, a staff report will be presented, the applicant may provide additional information on their proposal, interested persons will be allowed to speak for or against the proposal or to ask questions, Planning Commission members will ask any general questions, and the public hearing will be closed.

In order for an issue to be considered for appeal to the City Council, it must be raised before the close of the record of the public hearing before the Planning Commission. Such issues must be raised with sufficient specificity so as to afford the hearing body and the parties an adequate opportunity to respond to each issue.

A copy of the application, all documents and evidence relied upon by the applicant and applicable criteria are available for review at the Community Development Department, 1300 S. Kodiak Circle during regular business hours. A Staff Report will be available at least seven (7) days prior to the scheduled public hearing. Copies may also be purchased at a reasonable cost of 25 cents per page. If you have questions regarding the application or would like to submit written comments you may contact Barbara Fryer, Community Development Director at (503) 357-3011 or barbara.fryer@corneliusor.gov.

AFFIDAVIT OF MAILING

) ss
County of Washington)
I, Rachael Patterson, being first duly sworn, depose and say: Notice of Public Hearing before the That I served upon the following named persons a City of Cornelius Planning Commission Copy of which is marked Exhibit A, attached hereto and by this reference incorporated herein, by mailing to them a true and correct apply thereof on the 125 days of Control of the
by mailing to them a true and correct copy thereof on the <u>28 day of September</u> , <u>22</u> . I further certify that said copies were then placed in a sealed envelope addressed as follows:
See Exhibit $\underline{\mathcal{B}}_{-}$ attached hereto and by the reference incorporated herein,
Said envelope(s) were then placed in the United States Post Office at Cornelius, Oregon, with postage theron fully prepaid.
Signed: Rachael Pattin_

Exhibit A.



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Location:

Property located at the northeast corner of N 4th Avenue and N Holladay Street.

Map 1N333CA, Tax Lots #100 & #400; Map 1N333DB, Tax Lot#700

Zone: General Industrial, (M-1), Tax Lot #400 includes a Natural Resource Overlay, (NRO).

Applicable Criteria: CMC Title 17 Subdivisions: Chapter 17.05 Land Divisions, CMC Title 18 Zoning: Chapter 18.055 General Industrial (M-1), Chapter 18.95 Natural Resource Overlay (NRO), Chapter 18.100 Site Design Review, Chapter 18.105 Conditional Use Permit, Chapter 18.110 Planned Unit Development (PUD) Conditional Use, Chapter 18.145 Off-Street Parking and Loading, Chapter 18.143 Transportation Facilities, and Chapter 18.155 Solar Access for New Development.

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Vicinity Map



City Files:

DR-118-22 CUP/PUD-03-22 LP-02-22



Map not to scale

Cornelius

Oregon's Family Town

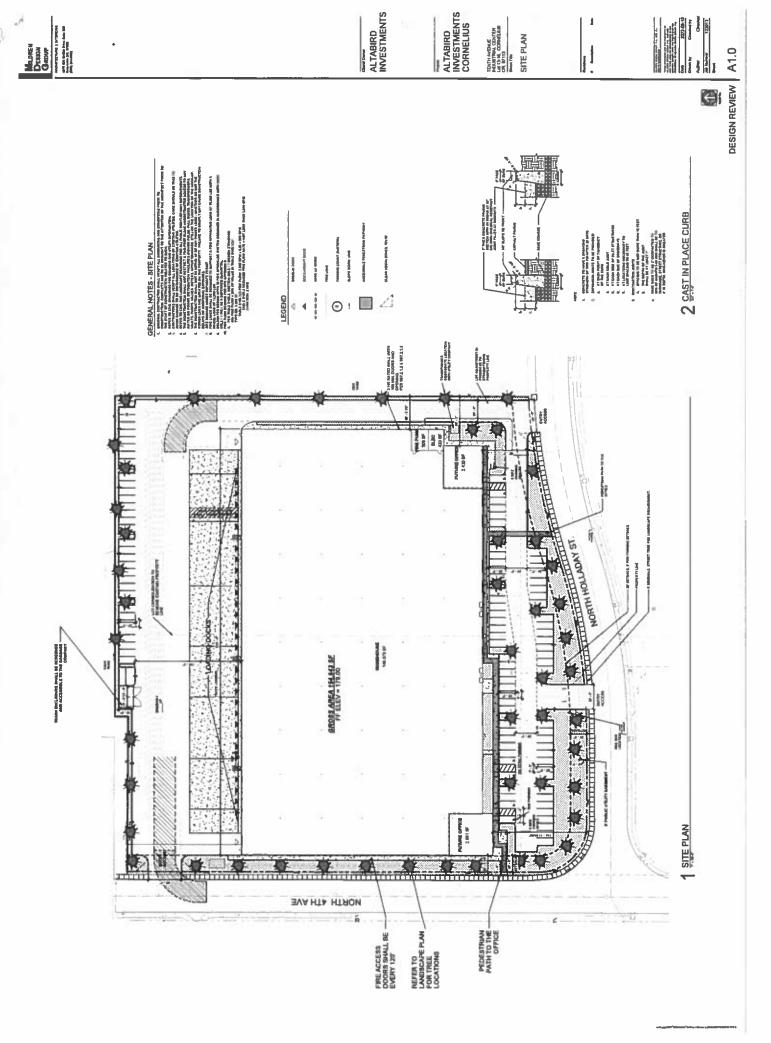


Exhibit B

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WCCCA 9-1-1	Washington County Land Use & Transportation	Washington County Land Use & Transportation	Washington County Housing Authority	Washington County Health & Human Services	Washington County Enhanced Sheriff's Patrol Dist.	Washington County Assessment and Taxation Dept	USPS	US Army Corps of Engineers	Tualatin Valley Irrigation Dist	Tualatin Soil and Water Conservation District	Tri-Met	Portland General Electric	Portland & Western Railroad, Inc.	Port of Portland	Oregon State Division of State Lands	Oregon State Dept of Fish & Wildlife	ODOT Region 1	ODOT Rail Division	NW Natural Gas Company	Metro Regional Services	Metro Regional Services	METRO Parks	Home Builders Association	Hillsboro School District	Forest Grove School District	Evergreen Disposal & Recycling	District 18 Watermaster	Dept of Land Use & Transportation	Dept of Land Conservation and Development	DEQ	Department of Energy	Department of Economic Development	CPO Coordinators	CPO 12C	Cornelius Rural Fire Protection Dist.	Comcast Cable Communications	Clean Water Services	City of Hillsboro	City of Forest Grove	City of Cornelius	Company Name	Α
Data Services	Planning & Development Services	Planning Division									,						Development Review Program			Senior Transportation Planner	Compliance Coordinator							County Surveyors Office					Oregon State Univ. Extension				Development Services Department				Department	В
Attn: lan Crawford		Attn: Paul Schaeffer, Senior Pl					Attn: Post Master													Attn: Caleb Winter			Attn: Justin Wood	Attn: Casey Waletich				Attn: Scott Young	Attn: Anne Debbaut				Carol Renaud	c/o Joseph Auth			Attn: Jackie Humphreys		Attn: James Reitz		Name	C
17911 NW Evergreen PI	155 N 1st Ave. Ste. 350, MS 14	Senior Planner, 155 N 1st Ave. Ste#350 MS 14	111 NE Lincoln Street Suite 200-L Hillsboro	155 N 1st Ave, Ste. 170 MS-23	215 SW Adams Ave., MS-32	155 N 1st Ave	1330 SW Walnut Street	P.O. Box 2946	2330 Elm St	7175 NE Evergreen Pkwy, #400	4012 SE 17th Ave	121 SW Salmon St	3220 State St Ste 200	P.O. Box 3529	775 Summer Street NE	4034 Fairview Industrial Dr SE	123 NW Flanders	555 13th St. NE Suite 3	250 SW Taylor St.	600 NE Grand Ave.	600 NE Grand Ave.	600 NE Grand Ave	15555 SW Bangy Road Suite 301	3083 NE 49th Place	1728 Main St	PO Box 5069	1400 SW Walnut St. #240, MS 49 Hillsboro	155 N 1st Ave. Ste #350-15	635 Capitol Street NE, Suite 150	700 NE Multnomah St Ste. 600	550 Capitol St NE FL 1	775 Summer St, NE	245 N First Ave, MS20	325 NW 334th Ave.	1355 N Barlow St	14200 SW Brigadoon Court	2550 SW Hillsboro Hwy.	123 W Main Street	PO Box 326	1355 N Barlow St	Address Line 1	D
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OWNERNAME	OWNERADDR	OWNERADDR2	OWNERAD	OWNERAD OWNERCIT OWNERST OWNERZIP	OWNERSTA	OWNERZIP
495 LLC	BY SPECHT CO	ATTN SPECHT, GREGORY L	10260 SW	10260 SW PORTLAND OR		97223
495 LLC	BY SPECHT CO	ATTN SPECHT, GREGORY L	10260 SW	10260 SW PORTLAND OR		97223
495 LLC	BY SPECHT CO	ATTN SPECHT, GREGORY L	10260 SW	10260 SW PORTLAND OR		97223
DAVIS FAMILY TRUST	BY DAVIS, TROY &	ABBOT, TIMISUE TRS	8950 SW B GASTON		OR	97119
DAVIS FAMILY TRUST	BY DAVIS, TROY &	ABBOT, TIMISUE TRS	8950 SW B GASTON		OR .	97119
DAVIS FAMILY TRUST	BY DAVIS, TROY &	ABBOT, TIMISUE TRS	8950 SW B GASTON		OR .	97119
HERTEL PROPERTIES LLC	42660 NW GREENVILLE RD			FOREST GRIOR		97116
J&E INVESTMENT PROPERTIES LLC	706 N 4TH AVE			CORNELIUSOR		97113
MENDOZA, ANGEL GODINEZ	554 S 12TH AVE			CORNELIUSOR		97113
METRO	WASTE PREVENTION & ENVIRONMENTAL	SERVICES PROGRAM	600 NE GR,	600 NE GR. PORTLAND OR		97232
PROSSER FAMILY REVOCABLE TRUST	BY PROSSER, FREDRICK W & JOANN TRS	PO BOX 468		CORNELIUSOR		97113
TAGHON, REMI	PO BOX 391			CORNELIUSOR		97113
TAGHON, REMI J	PO BOX 391			CORNELIUSOR		97113
THMFIC LLC	20200 SW STAFFORD RD			TUALATIN	OR	97062
THMFIC LLC	20200 SW STAFFORD RD			TUALATIN OR		97062
VANDYKE FAMILY LIVING TRUST	BY VANDYKE, RALPH J & VIRGINIA A TRS	5633 SW ILLINOIS ST		PORTLAND OR		97221
VANDYKE FAMILY LIVING TRUST	BY VANDYKE, RALPH J & VIRGINIA A TRS	5633 SW ILLINOIS ST		PORTLAND OR		97221

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HERTEL PROPERTIES LLC	42660 NW			FOREST GROR	OR	97116
OWNERNAME	OWNERAD	OWNERAD	OWNERAD	OWNERAD OWNERAD OWNERCIT OWNERST OWNERZIP	OWNERST/	OWNERZIP
RCI PROPERTIES (HILLSBORO) LLC	5131 MAST			ALBUQUER NM	MM	87109
RCI PROPERTIES HILLSBORO LLC	5131 MAST			ALBUQUER NM	NM	87109
RCI PROPERTIES HILLSBORO LLC	5131 MAST			ALBUQUER NM	N N	87109
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TAGHON, REMI J	PO BOX 39			CORNELIUSOR	OR	97113
VANDYKE FAMILY LIVING TRUST	BY VANDYK 5633 SW IL	5633 SW IL	į	PORTLAND OR	OR	97221
VANDYKE FAMILY LIVING TRUST	BY VANDYK 5633 SW IL	5633 SW IL		PORTLAND OR	OR .	97221

OWNERNAME	OWNERAD	OWNERAD	OWNERAD	OWNERCIT	OWNERAD OWNERAD OWNERCIT OWNERST OWNERZIP	OWNERZIP
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495 LLC	BY SPECHT	ATTN SPEC	10260 SW	BY SPECHT ATTN SPEC 10260 SW PORTLAND OR		97223
DAVIS FAMILY TRUST	BY DAVIS, T	ABBOT, TIN	BY DAVIS, TABBOT, TIN 8950 SW B GASTON	GASTON	OR	97119
DAVIS FAMILY TRUST	BY DAVIS, T	ABBOT, TIN	BY DAVIS, TABBOT, TIN 8950 SW B GASTON	GASTON	OR	97119
RCI PROPERTIES (HILLSBORO) LLC	5131 MAST			ALBUQUER NM		87109
RCI PROPERTIES HILLSBORO LLC	5131 MAST			ALBUQUER NM		87109
RCI PROPERTIES HILLSBORO LLC	5131 MAST			ALBUQUER NM		87109
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Exhibit "H" Cornelius Local Wetland Inventory Site PW-1

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Exhibit "G" Public Notice

CITY OF CORNELIUS LWI COVER SHEET

Wetland Identification: PW-1	Date of Field Verification: May 8, 2002
Investigators: KV, JG (DSL)	Size (acres):
Data Sheet: No Access	Wetland Classification:

Location

Legal:

Map # 1S3-33CA

Tax Lot # 400

Other:

East of terminus of N. 4th Avenue, undeveloped industrial zoned land.

Basin:

Council Creek

Soils

Mapped Series: Verboort Silty Clay Loam

Hydrology

Hydrologic Source:

Dominant Wetland Vegetation

TREES	SHRUBS	VINES	HERBS
			Field Crops
			
14.27450313764			

Comments:

There is potential for wetlands to be found on this property, based on the soils maps indicating hydric conditions. The property was planted in agriculture field crops and there was no access permitted for field testing. The topography indicates a slight depression to the northwest corner of the property.

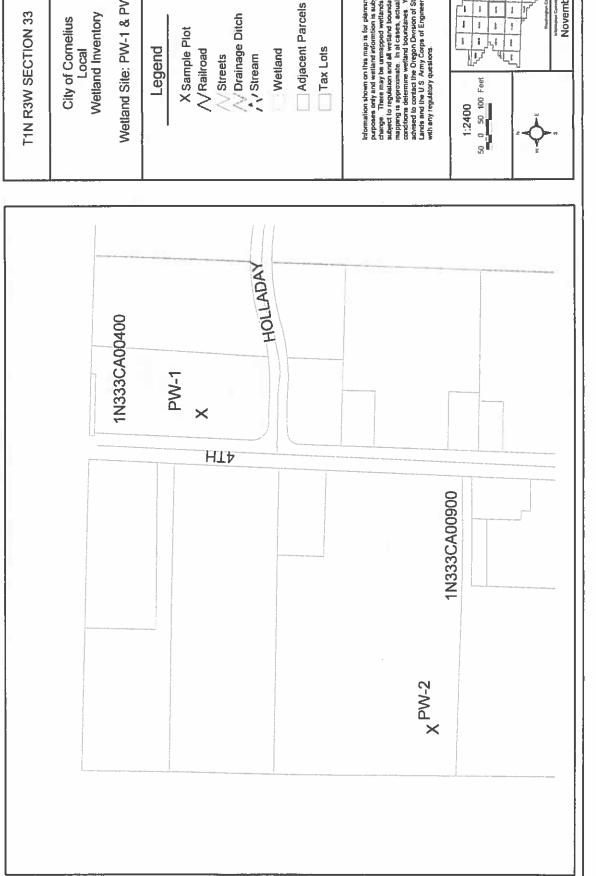
Wetland Classifications Codes:

PEM - Palustrine Emergent

PFO – Palustrine Forested

PSS - Palustrine Scrub-Shrub

PUB - Palustrine Unconslidated Bottom



City of Cornelius Local Wetland Inventory

Wetland Site: PW-1 & PW-2

Information shown on this map is for planning upproses only and welfard informion is subject to charge. There may be unmapped welfands subject to regulation and all welfand boundary mapping its approximant. In a leases, actual field conditions determine welfand boundares. You are advised to contact the Origon Division of State Lands and the U.S. Army Corp. of Engineers with any regulatory questions.



November 2002