

Exhibit “E”

WAIVER OR EXTENSION OF 120 DAY RULE AT APPLICANT'S REQUEST

State law requires the City to issue a final decision on land use reviews within 120 days of receiving a complete application. State law also allows an applicant to request in writing an extension of the 120-day review period for up to an additional 245 days.

When extensions are requested, it is important to ensure that there is adequate time to accommodate the required public review, drafting the decision, and any required hearings (including appeals) within the extended review period.

To request an extension of the 120-day review period, submit this form to the Community Development Department.

Applicant: Samedy Kem

Application Case Number: DR-130-22

Date of Complete Application: August 12, 2022

Date of 120 Day Period December 10, 2022

Pursuant to ORS 227.178*, the Applicant requests to (check one):


- Extend the 120-day period for an additional 30 days to date of January 9, 2023.
- Extends the 120-day period to the maximum extension of 245 days to date of August 12, 2023. Note: The total number of extension requests may not exceed 245 days.

*** 227.178 final action on certain applications required within 120 days; procedure; exceptions; refund of fees.**
(1) Except as provided in subsections (3) and (4) of this section, the governing body of a city or its designee shall take final action on an application for a permit, limited land use decision or zone change, including resolution of all appeals under ORS 227.180, within 120 days after the application is deemed complete.

(4) The 120-day period set in subsection (1) of this section may be extended for a reasonable period of time at the request of the applicant.

(9) A city may not compel an applicant to waive the 120-day period set in subsection (1) of this section or to waive the provisions of subsection (7) of this section or ORS 227.179 as a condition for taking any action on an application for a permit, limited land use decision or zone change except when such applications are filed concurrently and considered jointly with a plan amendment.

By signing this form, the applicant acknowledges that the 120-day review period for this land use review application will be extended for the number of days specified.



Applicant signature

9/6/2022

Date

Name: Samedy Kem

Address: 20449 SW Tualatin Valley Hwy #325 Aloha, Oregon 97003

Phone: 971.563.0552 email: samedy@kem-consultant.com