

**BEFORE THE PLANNING
COMMISSION FOR
THE CITY OF BEAVERTON,
OREGON**

After recording return to:
City of Beaverton, City Recorder:
12725 SW Millikan Way
P.O. Box 4755
Beaverton, OR 97076

IN THE MATTER OF A REQUEST FOR APPROVAL) ORDER NO. 2511
ON A CONDITIONAL USE FOR EXTENDED) CU2016-0010 ORDER APPROVING
HOURS OF OPERATION (B-FIT GYMS EXTENDED) B-FIT GYMS EXTENDED HOURS OF OPERATION,
HOURS OF OPERATION), MACKENZIE,) NEW CONDITIONAL USE
APPLICANT.)

The matter came before the Planning Commission on November 9, 2016, on a request for a New Conditional Use application for extended hours of operation in the Community Service (CS) zoning district in order to operate from 10:00 pm to 7:00 am. Uses located within 500 feet of residentially zoned property wishing to operate outside the hours of 7:00 am to 10:00 pm require Conditional use approval in the CS zoning district. The subject site is located at 8235 SW Apple Way. Tax Lot 1000 on Washington County Tax Assessor's Map 1S113BC.

Pursuant to Ordinance 2050 (Development Code) Section 50.45, the Planning Commission conducted a public hearing and considered testimony and exhibits on the subject proposal.

The Commission, after holding the public hearing and considering all oral and written testimony, adopts the Staff Report dated November 2, 2016,

and the findings contained therein, as applicable to the approval criteria contained in Sections 40.15.15.3.C of the Development Code.

Therefore, **IT IS HEREBY ORDERED** that **CU2016-00010** is **APPROVED**, based on the testimony, reports and exhibits, and evidence presented during the public hearing on the matter and based on the facts, findings, and conclusions found in the Staff Report, dated November 2, 2016, subject to the conditions of approval as follows:

1. Conditional Use approval shall run with the land and shall continue to be valid upon a change of ownership of the site or structure unless otherwise specified in conditions attached to the permit. This conditional use approval for B-Fit Gyms supersedes past Conditional Use approval for a grocery store use at the same location. (SW/Planning)
2. Conditional Use approval recognizes extended hours of operation between the hours of 10:00 p.m. and 7:00 a.m. for seven (7) days a week, to the area of one building located at 8235 SW Apple Way. During this period, use of gym and health club facilities shall be limited to staff and patrons. Group fitness courses, team games or special events are to occur indoors between 10:00 p.m. to 5:00 a.m. (SW/Planning)
3. Between the hours of 12:00 a.m. and 6:00 a.m. all trash compactor use and all truck deliveries are prohibited. (SW/Planning)

Motion **CARRIED**, by the following vote:

AYES: Nye, Kroger, Doukas, Wilson, Winter, Lawler.
NAYS: None.
ABSTAIN: None.
ABSENT: Overhage.

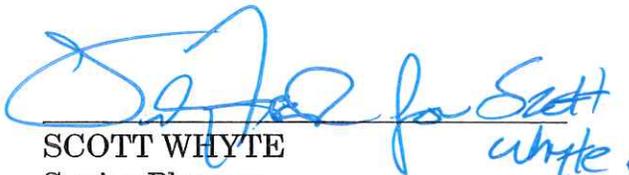
Dated this 23rd day of November, 2016.

To appeal the decision of the Planning Commission, as articulated in Land Use Order No. 2511 an appeal must be filed on an Appeal form provided by the Director at the City of Beaverton Community Development Department's office by no later than 4:30 p.m. on December 1, 2016.

PLANNING COMMISSION
FOR BEAVERTON, OREGON

ATTEST:

APPROVED:


SCOTT WHYTE
Senior Planner


MIMI DOUKAS
Chair


SANDRA FREUND, AICP
Current Planning Manager