
HARNEY COUNTY

Planning Department

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NOTICE OF INTENT TO APPEAL (HC 9.030)

(Form furnished by the Harney County Planning Department)

1.) **(15-Day Period)** After the findings are written and approved by the Planning Commission or the Planning Department, there is a 15-day period from the day the findings (*the findings also constitute a notice of decision*) are sent for which parties of interest may file an appeal with the Harney County Planning Department. (HCZO 9.030)

2.) **(Level of Appeal)** An appeal of a type II decision from the Planning Department is moved to a new hearing before the Planning Commission. Any appeal of a Planning Commission decision (type III) is taken to the Harney County Court (*See Attached "Section 9.030 Appeals" for further detail*).

Appeal order:

- Planning Department (Type II)
- Planning Commission (Type III)
- Harney County Court

Filing Fee & Procedures: The filing fee for an appeal in Harney County is \$250.00 (*For an appeal of a Type II decision to the Planning Commission*) & \$500.00 (*For an appeal of a Type III decision to the County Court*). *In the event more than one party files separate appeals on the same decision, the Planning Director shall require separate fees from each separate filing/appellant.

Within two working days of the date that the appeal is received by the Planning Department, the Planning Director shall review the written appeal to determine if it was received within the 15-day appeal period and if it contains the contents required by section 9.040 (*attached for reference*). If it was not received within the appeal period or does not contain the required contents, within this same two day period, the Planning Director shall reject the appeal and mail to the appellant the appellant's notice of appeal contents and a disclosure in writing identifying the deficiencies of content. The appellant may correct the deficiencies and resubmit the appeal if still within the 15-day appeal period. Appeals which are not so rejected by the Planning Director shall be assumed to have been accepted.

I. Contact Information

Name of **Appellant**(s): _____

Address: _____

City, State, Zip: _____

Telephone Number: _____

Email Address: _____

Name of **Applicant**(s): _____

Address: _____

City, State, Zip: _____

II. Description of Appeal Notice

(Check One):

Appeal of a Planning Department Decision (Type II)

Appeal of Planning Commission Decision (Type III)

Harney County Planning Department File Number: _____

Date of the Decision/ Date on Findings document: ___/___/___

Demonstration of Standing (*Do you qualify as a party of standing?*): **Only type II and type III decisions may be appealed. An appeal may be filed only by a person/s who participated either orally or in writing, who filed a "Notice of Intent to Appeal" and is aggrieved or has interests adversely affected by the decision. (HCZO 9.030(4)(5))**

(Check One):

Participated in the Planning Commission Hearings

Submitted Written Comment

III. Basis of Appeal

What criteria or regulations do you believe were not properly administered or applied to the subject land-use decision? Specify the chapter/article, section, and page number of the Harney County Zoning Ordinance, Harney County Subdivision and Partitioning Ordinance, or list the applicable Oregon Revised Statute/Oregon Administrative Rule. Please provide a description or narrative of the issues in which the appeal is based. Attach additional items if necessary and label them as exhibits (e.g., Exhibit A, B, C, etc...).

IV. Certification

I/We, the undersigned, swear under penalty of perjury that the above responses are made truthfully and to the best of my/our knowledge.

X

Signature of Appellant

Date

Printed Name of Appellant (individual signing this from)

X

Signature of Appellant

Date

Printed Name of Appellant (individual signing this form)

X

Signature of Appellant

Date

Printed Name of Appellant (individual signing this form)