

KELL, ALTERMAN & RUNSTEIN, L.L.P.

SCOTT J. ALDWORTH
SUSAN T. ALTERMAN **,****
BRETT E. ENGEL
JAY K. GRIFFITH **, ****
ROBERT E. KABACY **
LEE DAVIS KELL *,**
LINDSAY E. LANDSTROM **, ++
ROBERT C. LASKOWSKI ++
MATHEW W. LAURITSEN **
ROBERT B. LOWRY ++
JOHN W. MAYER
CONNOR J. MORAN **
PAUL A. RANEY ***
THOMAS R. RASK, III **
TED E. RUNSTEIN
DENNIS STEINMAN
ZACHARY WALKER **
BETH ZILBERT

ATTORNEYS AT LAW
SUITE 600
520 S.W. YAMHILL STREET
PORTLAND, OREGON 97204-1329
TELEPHONE (503) 222-3531
FACSIMILE (503) 227-2980
WWW.KELRUN.COM
E-MAIL: TRASK@KELRUN.COM

RAYMOND M. KELL
(1911-1991)
CLIFFORD B. ALTERMAN
(1925-1995)
ALSO ADMITTED IN
*CALIFORNIA
**WASHINGTON
***GEORGIA
****COLORADO
*****ILLINOIS
++OF COUNSEL

February 2, 2023

VIA EMAIL AND REGULAR MAIL

Multnomah County Hearings Officer
Land Use Planning
1600 SE 190th Avenue
Portland, OR 97233-5910

lup-hearings@multco.us

Re: **Appeal of T2-2022-15660 by Morgon Purvine
Virtual Hearing - February 10, 2023 at 9:00 AM
Our File No.: 6187-006**

Dear Sir:

As you are aware, our firm represents Fendall Winston (“Applicant”), who applied for and was granted approval for an NSA Expedited Residential Application (“Application”) allowing for the placement of 95 feet of 2' x 2' x 6' concrete blocks to construct a fence on his property located at 2220 NE Corbett Hill Rd., Corbett, OR.

We submit this correspondence in favor of affirming the County’s decision to grant the Application and in opposition to the appeal.

First, we note that the Application was already approved by Multnomah County, and therefore should not be subject to any appeal in the first place.

Second, we recognize that that the Multnomah County Land Use Planning staff are in support of the Application. We agree with and support the staff’s conclusions.

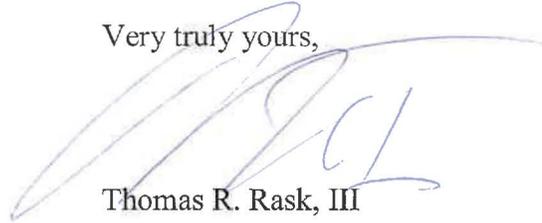
Finally, the assertions made by the Respondent in their December 21, 2022 correspondence are without merit and not sufficient reasons for the denial of the Application. The Respondent's property benefits from an easement for access across the Applicant's property, and the fencing proposed by the Applicant does not interfere with access to the Respondent's property or violate any other applicable laws.

Multnomah County Hearings Officer
February 2, 2023
Page 2

KELL, ALTERMAN & RUNSTEIN, L.L.P.

For the reasons set forth in the Multnomah County Land Use Planning staff's submission and this correspondence, Applicant's Application approval should be upheld and Respondent's appeal should be denied.

Very truly yours,



Thomas R. Rask, III

TRR:llf