



City of Durham

17160 SW Upper Boones Ferry Rd.
Durham, Oregon 97224

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Jordan Parente - City Administrator

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NOTICE OF PLANNING COMMISSION DECISION

APPLICATION FILES: #826-25

REQUEST: To obtain approval to remove eight (8) Douglas fir, *Pseudotsuga menziesii*, trees, 5" Diameter Breast Height (DBH) or greater, to construct new single-family dwelling on newly created Parcel 1 of 7870 SW Ellman Lane.

OWNER/APPLICANT: Michael & Diana Marsden
7872 SW Ellman Lane
Durham, OR 97224

SITE LOCATION: 7872 SW Ellman Lane

AUTHORIZATION:

The review and approval criteria for the proposal are provided in the Durham Development Code (DDC) under Chapter 5 Tree Protection; DDC Chapter 9 Procedures, DDC Section 9.6 Type 2 Process & Criteria; Tree Protection Ordinance 228-05 as amended by Ordinance 246-08; and the Durham Comprehensive Land Use Plan as revised 6.23.95.

PLANNING COMMISSION DECISION:

A public meeting was held at 7:01 p.m. on December 2nd, 2025, at Durham City Hall, 17160 SW Upper Boones Ferry Rd., Durham, OR. Based on the City Staff Report (11-14-2025) and Findings, the Durham Planning Commission APPROVED the removal of eight (8) Douglas fir trees proposed in Tree Removal Application #826-25 subject to the following conditions:

1. Tree protection measures for the three preserved Douglas fir trees on-site: trees #31 (37" DBH), 32 (30" DBH), and 35 (34" DBH) on property shall be followed per Pacific Consulting Arborists' report dated September 12, 2025.

NOTE: THE DECISION OF THE PLANNING COMMISSION SHALL BE FINAL UNLESS A PETITION OF APPEAL IS FILED AT CITY HALL WITHIN TWELVE (12) DAYS FOLLOWING THE DATE THAT THE DECISION WAS MAILED. THE APPEAL PETITION MUST PROVIDE THE INFORMATION AND FILING FEE AS SPECIFIED IN SECTION 9.9 OF THE DURHAM DEVELOPMENT CODE. THE APPEAL PETITION SHALL BE REVIEWED BY THE CITY COUNCIL IN ACCORDANCE WITH ITS OWN ADOPTED RULES OF PROCEDURE.

DATE OF PLANNING COMMISSION DECISION: December 2nd, 2025

Date of notice: December 4th, 2025