



## CITY OF PORT ORCHARD

### Planning Department

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# AGENDA

Thursday, September 09, 2010

An open record appeal hearing will be conducted by Mr. Ted Hunter, City of Port Orchard Hearing Examiner, on the following matter, on **Thursday, September 09, 2010**, at the Robert Geiger Council Chambers, City Hall, 216 Prospect Street, Port Orchard WA 98366, at the time set forth or as soon thereafter as possible.

### **Agenda Item # 1**

**10:00 a.m.**

### **Appeal of Engley Diversified Inc., d/b/a Gotcha Covered Media, of a City Administrative Decision; File No. APL-001-10**

Engley Diversified Inc. has filed an appeal of an Administrative Decision. The Administrative Decision determined that applications for land use approval for a general advertisement billboard sign at eight locations in Port Orchard would not be accepted because the proposed billboards are not allowed in the City.

#### **Appeal Issues:**

Did the City err in making an Administrative Decision that applications for eight general advertisement billboards within the city limits of Port Orchard and zoned for commercial purposes is not allowed?

Is the City's sign ordinance an invalid prior restraint on free speech?

#### **Project Locations:**

Lot 41, SE Sedgwick Rd.; 1353 Olney Ave.; 1786 Mile Hill Dr.; 1489 SE Sedgwick Rd.; Lot 64, SE Sedgwick Rd.; Lot 7, SE Sidney Rd.; 4343 Sidney Rd. SW; and 1460 SE Sedgwick Rd. Tax Parcel numbers 022301-4-041-2009, 302402-3-047-2009, 362401-2-093-2009, 022301-4-039-2003, 122301-2-064-2003, 022301-3-007-2003, 022301-3-001-2009, and 112301-1-013-2005.

#### **Project Applicant Representative:**

Michael Murphy, Groff Murphy, PLLC