

Bond Case Briefs

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Friends of the Hood River Waterfront v. City of Hood River

Court of Appeals of Oregon - May 21, 2014 - P.3d - 2014 WL 2118598

Developer and city sought review of decision of the Land Use Board of Appeals (LUBA) remanding the city's decision granting conditional use and preliminary site plan approval for a waterfront office and hotel development.

The Court of Appeals held that:

- LUBA properly rejected city's interpretation of comprehensive plan provision on development in flood prone areas;
- Comprehensive plan provision regarding building in flood prone areas required developer's proposed waterfront hotel and office building project to meet the requirements of the floodplain overlay zone; and
- Comprehensive plan provision did not require developer to map the 100-year floodplain on the site affected by its proposal.