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IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF MARION

RICHS PROPERTY MANAGEMENT, INC.
an Oregon corporation,

Petitioners

v.

CITY OF SALEM, an Oregon Municipal
Corporation,

Respondent

Case No. 22CV06480

**GENERAL JUDGMENT ON PETITION FOR
WRIT OF REVIEW**

THIS MATTER, having come before the court on Petitioner’s petition for writ of review, the Respondent having provided the record with return of the writ as contemplated by statute, the Respondent also having moved the court to supplement the record after remand, the Petitioner and Respondent having provided briefing and excerpts of the record to the court, the court having entertained oral argument on May 31, 2022 and thereafter having remanded the matter to the City; the City having held additional hearing(s) on June 13, 2022, and upon the completion of the same the Respondent having supplemented the record with those additional findings and supporting documentation by the City, the Petitioner having provided additional briefing on the supplemental record, and the court further entertaining oral argument on June 23, 2022, having reviewed the record as supplemented, and being otherwise informed in the premises;

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1 NOW THEREFORE,

2 IT IS ORDERED, AND ADJUDGED,

3 (1) The Record is hereby supplemented with the addition of pages COS1727 through COS1768,
4 which document and reflect the Salem City Council's action on this matter after remand.

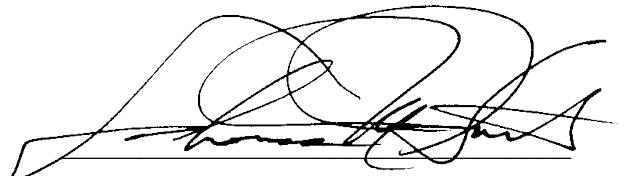
5 (2) There is substantial evidence in the record that approval of the micro-shelter site at 1280 Center
6 Street NE, Salem, Oregon, was proper, and such siting does not present any unreasonable risk to the
7 public health and safety.

8 (3) The Writ of Review is Dismissed.

9 (4) The stay in this matter is fully lifted.

10 DATED this ____ day of _____, 2022.

11
12
13 7/5/2022 9:45:23 AM

14
15 

16 **Circuit Court Judge Thomas M. Hart**

17 Submitted by:

18 /s/Thomas Cupani
19 Thomas V. Cupani OSB No. 924654
20 Deputy City Attorney

21 /s/Michelle Teed
22 Michelle M. Teed OSB No. 994398
23 Assistant City Attorney
City of Salem Legal Department
555 Liberty St SE, Room 225
Salem OR 97301
Phone: 503-588-6003
Of Attorneys For Respondent

PAGE 2 – GENERAL JUDGMENT DISMISSING THE WRIT OF REVIEW AND LIFTING THE STAY

1 CERTIFICATE OF READINESS PURSUANT TO UTCR 5.100

2 This proposed order or judgment is ready for judicial signature because: It has been presented
3 to opposing counsel and:

4 [] No objection has been served upon my in the time set forth to do so.

5 [X] Opposing counsel has confirmed it has no objection.

6 [] Objections have been raised but have been unable to be resolved. The objection has been
7 filed with this proposed form of order/judgment.

8 DATED this 30th day of June, 2022.

9
10 /s/ Michelle Teed
11 _____

12 **Submitted by:**

13 Thomas V. Cupani, OSB No. 924654
14 Michelle M. Teed, OSB No. 994398
15 Of Attorney's for Respondent
16
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22
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1 **CERTIFICATE OF SERVICE**

2 1. I hereby certify that on June 30, 2022, I served the foregoing **General Judgment on**

3 **Writ of Review on:**

4 Zachary Dablow
5 494 State Street #300D
6 Salem OR 97301
7 zachary@dablowlaw.com
8 *Attorney for Petitioner*

9 by the following indicated method or methods:

- 10 Mailing a true copy thereof in an envelope with first class postage fully prepaid
- 11 Faxing to 971-600-9138
- 12 Emailing to zachary@dablowlaw.com
- 13 Hand delivery
- 14 Electronic service

15 /s/Thomas Cupani
16 Thomas V. Cupani OSB No. 924654
17 Deputy City Attorney

18 /s/Michelle Teed
19 Michelle M. Teed OSB No. 994398
20 Assistant City Attorney
21 City of Salem Legal Department
22 555 Liberty St SE, Room 225
23 Salem OR 97301
Phone: 503-588-6003
Of Attorneys For Respondent