

Carmel Estates gets approval from court

A barrier to construction of the proposed Carmel Estates commercial center in Boring was lifted Monday by the Oregon Court of Appeals in Salem.

However, the future of the development remains doubtful until a final ruling on a Land Conservation and Development decision which has also been appealed to the Oregon Court of Appeals. Clackamas County is challenging an LCDC ruling that the commissioners had failed to apply the statewide land use goal protecting agricultural lands before approving the zone change.

In Monday's decision, the court rejected the challenge of Boring landowners Charles Ruegg and Otto Ourecky, who contended that the Clackamas County Circuit Court was wrong in upholding a zone change granted by county commissioners to allow the 26.5 acre development.

The zone change was approved by the Clackamas County Commissioners in 1976 and allowed planned commercial development instead of community

commercial, rural and apartment uses. Carmel Estates Inc. of Hood River had applied to construct an office building, motel, restaurant and grocery store.

The first phase of construction, including the restaurant, store and office structure, gained approval. However, the adjacent landowners and the City of Sandy objected. Clackamas County Circuit Court Judge Howard Blanding upheld the zone change and the opponents appealed.

City attorney Jack Hammond said the city objected to the zone change on grounds that a new 90,000 square-foot shopping center only five miles from the city limits wasn't needed and would conflict with the city's downtown business. The city council also expressed fears that the city would be called upon to extend sewer services to the shopping center, at great expense to its taxpayers, if the developer's planned septic system failed.

Circuit Court Judge Blanding last year ruled that the city could not be a party to the lawsuit. However, the court

of appeals, while affirming Blanding's decision on its merits, ruled that Sandy should not be removed from its standing in the case.

The landowners and city could appeal Monday's decision to the Oregon Supreme Court, but have not yet announced plans to do so.

Judge Lee Johnson wrote the opinion for the appeals court and said the regional land use plan was only in draft form at the time of the zone change. He added that any possible violation of the land use plan must be revised by the Columbia Region Association of Governments (CRAG).

LCDC ruled on Sept. 12, 1977, that the county commission should further review the zone change approval in light of state goals. The county, however, in appealing the LCDC ruling to the Oregon Court of Appeals is saying that the LCDC doesn't have the authority to vacate an order for a zone change. The county filed notice for a judicial review in November, said Hammond.



THERE'S NOTHING quite like an affectionate greeting from an old friend, discovers Britt Barturf of Welches School. He picked the new name for the

Hoodland Fire Department's new mascot, Smokey. Armintrout took the reins of the fire department last week, replacing Bob Fry.

(Post photo)

obituaries

Kingsley Stone

Kingsley C. Stone, a lifetime resident of the Sandy area, died in Gresham on Jan. 15. He was 58.

Stone was born in Cherryville. He attended elementary school in Cherryville and later Sandy High School.

After completion of high school, he began working in the logging industry.

In 1942 he entered the Navy and served until 1945 when he returned to his home to continue logging.

After he and Rachel were married in 1950, they made their home in the Sandy area. Stone began working for the

State Highway Department in 1956 and was employed there until his retirement in 1967.

He was a member of the Sandy Veterans of Foreign Wars and the Mt. Hood Lions Club.

Survivors include: his wife; children, Barbara Hergert of Sandy, Anna Cox of Portland and Cheryl Stone of Sandy; a sister, Arlene Klinger of Sandy; and five grandchildren.

Sandy Funeral Home was in charge of the arrangements.

Gus Light

Gus Ishmel Light, 64, of Boring, died Sunday at a

local hospital.

He was born at Mound, Okla., and moved to Oregon in 1938, settling in the Gresham, Boring area. Light was a foundry worker.

On Dec. 5, 1953, he married May Day at Stevenson, Wash.

Survivors in addition to his wife include: a son, William of Damascus; four daughters, Linda McQuaw of Gresham, Shirley Morris of Mannford, Okla., Odessa Clark of Harrah, Okla., and Marjorie Milton of Napavine, Wash.; and 10 grandchildren.

Funeral was Wednesday at Carroll Funeral Home with burial at Fir Hill Cemetery, Sandy.

Willis Moffet

Willis J. Moffet, 60, of 1720 SE 19th Ave., died Saturday at a local hospital.

He was born in Mitchell, S.D., and moved to East County in 1942 after living in Montana.

Survivors include: his wife, Juanita of Portland; a son, Robert of Portland; three daughters, Phyllis Harvey of Sandy, Billie Gail Wallace of Portland and Janet Aronson of Canby; three brothers, Myrie of Boring, Willard and Orville, both of Billings, Mont.; two sisters, Marcella Napoli and Betty Hannan, both of Livingston, Mont.; and 11 grandchildren.

Funeral was Tuesday at Carroll Funeral Home with vault interment at Forest Lawn Memorial Park.

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High school study hall causes furor

Upset by Sandy High School's creation of a detention study hall for students deemed in need of disciplinary action, a Brightwood parent has formed a "Parents for Student Rights" group with the purpose of informing parents regarding alleged unfair treatment of students.

In letters to the Sandy Post and high school principal Bill MacFarlane Glenda Barker said that the formation of a detention study hall reflects a lack of trust on the part of the school administration.

"Many parents, including myself, feel that the majority of students do not need

monitoring in halls or detention study halls," said Ms. Barber. "Putting the student in a trust situation is much better. Forced learning is not conducive to the development of our students' learning experience."

Ms. Barber also took issue with the use of school work as punishment and said that "we have taken the first

steps a society can take to develop in our young adults a dislike for learning."

MacFarlane declined to take issue directly with Mr. Barber's comments, but said that detention study halls such as Sandy High just started have been around Oregon education for 25 years, and in his experience have been effective tools.

A couple of late afternoon house fires kept the Hoodland and Sandy fire departments on their toes

from about 5 to 10 p.m.

Beginning at 4:57 the departments were toned out

"They give us one more option in the disciplinary process," he said of the study halls. "They're one more tool to use as opposed to suspension."

MacFarlane added that "it would be nice if learning could be fun."

"But learning in many cases is nothing but hard work," he said. "Darn hard work."

Sandy vice-principal Gene Carlson said that about three students are currently in the study hall, which was just recently set up.

Carlson added that students were put in the study hall for three days if they had three unexcused tardies. Formerly three tardies resulted in a lower grade.

Two blazes keep firefighters busy

on a house fire at the home of Don and Joanne Bogart on 19920 Victory Lane.

The blaze began when an aerosol can exploded in a fireplace, spreading flames around the living room, said a fire department spokesman.

Units from both stations responded and were able to confine the flames to the living room, although the entire home suffered some smoke damage.

Firemen said damage to the home was estimated at \$5000, with loss of contents valued at about \$2500.

Just an hour after firemen had returned from that blaze another alarm came in at 7:47.

This time, however, the entire house was involved when the fire trucks arrived and it was a total loss.

Hoodland Fire Chief Don Armintrout said that the owner of the house, on Sleepy Hollow Road, had not been precisely identified. Nobody was home at the time of the blaze and neighbors called the alarm in.

The cause of the fire is under investigation.

Deputy suspended

Clackamas County Sheriff Deputy Rhody M. Parker, 34, was suspended from duty without pay at 3 p.m. Tuesday.

The suspension arose out of a month long internal investigation by the Clackamas County Sheriff's department into allegations of first degree theft against Parker, according to Sheriff John Renfro.

Parker, a Gladstone resident, in late 1975 allegedly sold a stolen chainsaw to a person who knew the saw was stolen.

Parker was hired by the department in December of

1975. Sheriff Renfro ordered the internal investigation in early December of 1977 when information came to light alleging illegal conduct by the deputy.

Before going to work with Clackamas County, Parker had five years of prior law enforcement experience with the Tampa, Fla., police department.

A felony warrant was served for Parker's arrest and bail was set at \$10,000 by Clackamas County District Court Judge Charles A. Sams. Parker has since been released on bail.

Pioneer group slates potluck

The Sandy Pioneer Association will meet at 1 p.m. Sunday, Jan. 29 at the Masonic Hall. A potluck luncheon is slated. Coffee will be served.

Any interested person is invited to attend. Now that the Sandy Baptist

Chapel has been purchased by the city, the association hopes to have to exhibit antiques and possibly a room to store valuable articles.

There will be election of officers and board members. President Howard Berger will be in charge.

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