

news

civilized society," says Councilor David Kelly. Societies have always sought to balance private and public good, Kelly says, "this cuts that to shreds."

Since few people want their bedroom window next to a hog rendering plant or a fast food drive-through window, cities have long created zoning rules to restrict what can be built where, 37 opponents point out. Few people want ugly urban sprawl and traffic jams, so there are rules to protect citizens against that too.

Supporters of such planning say the rules actually create and protect far more property

talists and planning supporters to oppose 37. The opponent PAC has raised more than twice as much money, mostly in smaller contributions. But Measure 7 had a similar coalition opposed to it and still passed.

Tim Raphael, director of the anti-Measure 37 campaign, says he thinks his group is doing better this time in urging voters to "take a closer look" beyond a misleading ballot title calling for forgoing regulation or paying for reduced property value. "It's unfair, arbitrary and ultimately quite costly to taxpayers," Raphael says.

'IT'S UNFAIR, ARBITRARY AND ULTIMATELY QUITE COSTLY TO TAXPAYERS.'

- TIM RAPHAEL, DIRECTOR OF THE NO ON 37 CAMPAIGN

value than they destroy. A house next to a noisy bar isn't worth as much. Few people want to buy homes in an ugly, unlivable, polluted city.

Governments already compensate owners for taking property for a public purpose — such as a new road — but not if regulations just diminish property values. If the Federal Reserve changes its monetary rules raising interest rates, home owners everywhere will see their property values plummet dramatically. But there's no talk of government compensation.

Measure 37 would make Oregon perhaps the first place anywhere where governments must compensate property owners for such a wide range of regulation. Even many staunch critics of property regulation say that's too radical.

City Councilor George Poling says he supports the idea of compensating property owners for decreased values, but "I think 37 goes too far."

Conservative business groups and farm bureaus across the state have joined environmen-

Raphael says the polls are moving in the right direction even before the opposition campaign has gone into full swing. Unlike in 2000, this ballot is relatively uncrowded by state measures, making 37 harder to slip through, he says. Although, Raphael admits the presidential race could drown out some of the no on 37 messages.

Hunnicuttt says polls show Measure 37 ahead and the initiative's chances are even better this time because of anger that Measure 7 was overturned in the courts. "Once people have voted for something, they don't like to be asked again."

If the takings measure passes again, the courts might provide a backstop. Some lawyers have questioned whether the unfairness of the measure would survive an equal protection challenge. Porn shops could also argue that exempting them violates free speech. But Raphael says he's not counting on the courts. "We've got to beat this at the ballot box." **EW**

HABITATS
Homes, Landscapes & Ecological Planning

Creating lasting relationships between homes, their landscapes and the surrounding environment.

338-7967
www.habitatsinc.com

DESIGNING and BUILDING WITH the LOCAL ECOLOGY

CCB# 145961 LCB# 7851

studio 268
beauty and wellness salon

TRY SOMETHING RICH THIS FALL
Hair color by the designers at Studio 268

Espresso, Chestnut, Pomegranate, Cayenne, Havana Brown, Teak, Copper Gold

Low Toxic Environment

Quality Wellness Treatments
Tuesday - Saturday 9am-5pm
268 W. Seventh Street
541.485.7273

EUGENE SYMPHONY

BRUCKNER and VIENNA

Thursday, October 14, 8 pm

Berg's ethereal Violin Concerto, written to the memory of an angel. The magnificent, big-boned sounds of Bruckner's Symphony No. 4 — Music to sweep you away!

Project Support Nils & Jewel Hult Endowment

682.5000
Order online www.eugenesymphony.org

TICKETS START AT JUST \$15
It's hot!

ENJOY THE GIFT OF LIVE MUSIC ON THE PORCH AT CD WORLD

ACOUSTIC SET

FREE IN-STORE

★ **ON SALE 11.99 EACH**

California Guitar Trio
Friday, October 8th at 5:00PM at CD World
In support of their performance later that evening at Café Paradiso

WHITEWATER New Release!
CALIFORNIA GUITAR TRIO WHITEWATER

★ **The place to find it.**

cd world

Corner of West 11th & Seneca | 541 683-6902
www.cdwebworld.com

On Sale at CD World Through October 31, 2004

ORGANICS HARVESTED FRESH FOR YOU

BULK ORGANIC HERBS •
ESSENTIAL OILS •
TEAS •
SPICES •
HERBAL PRODUCTS •

YOUR DIRECT SOURCE FOR FINE ORGANIC HERBAL PRODUCTS, SINCE 1987

OTCO CERTIFIED ORGANIC
16 YEARS EXPERIENCE
AHPA MEMBER
QUALITY CONTROL SUPERVISED
UNITED PLANT SAVERS CONTRIBUTOR

SHOP ONLINE AT:
WWW.MOUNTAINROSEHERBS.COM
FOR A FREE 64 PAGE CATALOG PLEASE CALL (800) 879-3337

mountain rose herbs™
.com