



NOTICE OF PUBLIC HEARING

The Deschutes County Board of Commissioners will hold a public hearing on Monday, October 29, 2018, at 6:00 P.M., in the Deschutes County Board of Commissioners Hearing Room at 1300 NW Wall Street, Bend, to take testimony on the following item:

- FILE NUMBERS:** 247-18-000745-A (247-18-000105-CU and 247-18-000164-SP)
- SUBJECT:** Appeal of Hearings Officer Decision on a Conditional Use and Site Plan review to expand Big Sky Park in the Exclusive Farm Use Zone.
- APPELLANT/
APPLICANT:** Bend Metro Park & Recreation District
- LOCATION:** The subject property is located at 21690 Neff Road, Bend; Tax Map 17-12-25 as Tax Lot 200
- STAFF CONTACT:** Cynthia Smidt, Associate Planner, Cynthia.Smidt@deschutes.org, (541) 317-3150
- DOCUMENTS:** Can be viewed and downloaded from <http://dial.deschutes.org> and www.buildingpermits.oregon.gov.

HEARING

- PROCEDURES:** Pursuant to DCC 22.24.070, the Board has determined the public hearing will be conducted with the following time limits:
- The applicant/appellant, Bend Park and Recreation District, will be given 30 minutes total to present testimony and evidence;
 - All public testimony will be limited to 3 minutes for each individual; and
 - The applicant, as the party bearing the burden of proof, will then be afforded an opportunity to present rebuttal testimony

Seven (7) days prior to the public hearing, copies of the proposed documents and attachments will be available for inspection at no cost at the Deschutes County Community Development Department at 117 NW Lafayette Avenue. Copies of the documents and attachments can be purchased at the office for (25) cents a page.

ALL INTERESTED PERSONS MAY APPEAR, BE HEARD, BE REPRESENTED BY COUNSEL, OR SEND WRITTEN SIGNED TESTIMONY. ALL WRITTEN REPLIES MUST BE RECEIVED BY THIS DEPARTMENT PRIOR TO THE HEARING DATE OR SUBMITTED AT THE HEARING. ANY PARTY TO THE APPLICATION IS ENTITLED TO A CONTINUANCE OF THE INITIAL EVIDENTIARY HEARING OR TO HAVE THE RECORD LEFT OPEN IN ACCORDANCE WITH SECTION 22.24.140 OF THE DESCHUTES COUNTY CODE.

Failure to raise an issue in person at the hearing or in writing precludes appeal by that person to the Land Use Board of Appeals (LUBA). Failure to provide statements of evidence sufficient to afford the decision maker an opportunity to respond to the issue precludes appeal to LUBA based on that issue.

STANDARDS AND APPLICABLE CRITERIA:

Title 18, Deschutes County Zoning Ordinance

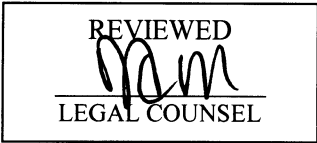
- Chapter 18.16. Exclusive Farm Use Zone
- Chapter 18.80. Airport Safety Combining Zone
- Chapter 18.116. Supplementary Provisions
- Chapter 18.124. Site Plan Review
- Chapter 18.128. Conditional Uses

Title 22, Deschutes County Development Procedures Ordinance

NOTICE TO MORTGAGEE, LIENHOLDER, VENDOR OR SELLER: ORS CHAPTER 215 REQUIRES THAT IF YOU RECEIVE THIS NOTICE, IT MUST PROMPTLY BE FORWARDED TO THE PURCHASER.

Deschutes County encourages persons with disabilities to participate in all programs and activities. This event/location is accessible to people with disabilities. If you need accommodations to make participation possible, please call the ADA Coordinator at (541) 617-4747.

This Notice was mailed pursuant to Deschutes County Code Chapters 22.20 and 22.24.



For Recording Stamp Only

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF DESCHUTES COUNTY, OREGON

An Order Accepting Review of Hearings Officer *
Decision in File Nos. 247-18-000105-CU and * ORDER NO. 2018-064
247-18-000164-SP (247-18-000745-A) *

WHEREAS, on September 10, 2018, Bend Park and Recreation District appealed (247-18-000745-A) the Hearings Officer's decision on File Nos. 247-18-000105-CU and 247-18-000164-SP; and

WHEREAS, Section 22.32.027 of the Deschutes County Code allows the Board of County Commissioners (Board) discretion on whether to hear appeals of Hearings Officer's decisions; and

WHEREAS, the Board has given due consideration as to whether to review these applications; now, therefore,

THE BOARD OF COUNTY COMMISSIONERS OF DESCHUTES COUNTY, OREGON, HEREBY ORDERS as follows:

Section 1. The Board will review/hear 247-18-000105-CU and 247-18-000164-SP (247-18-000745-A) pursuant to Title 22 of the Deschutes County Code and other applicable provisions of the County land use ordinances.

Section 2. The appeals shall be heard de novo in order to afford the Board the utmost discretion with which to interpret the Deschutes County Code and any other land use criteria at issue.

Section 3. Staff shall set a hearing date and cause notice to be given to persons or parties entitled to notice pursuant to DCC 22.24.030 and 22.32.030.

Dated this 17th of September, 2018

BOARD OF COUNTY COMMISSIONERS OF DESCHUTES COUNTY, OREGON

[Signature of Anthony DeBone]

ANTHONY DEBONE, Chair

absent, excused

PHILIP G. HENDERSON, Vice Chair

[Signature of Tammy Baney]

TAMMY BANEY, Commissioner

ATTEST:

[Signature of Sharon Keith]
Recording Secretary