



MEMORANDUM

TO: Deschutes County Board of Commissioners ("Board")

FROM: Nicole Mardell, AICP, Senior Planner
Haleigh King, AICP, Senior Planner
Stephanie Marshall, Senior Assistant Legal Counsel

DATE: March 12, 2025

SUBJECT: Consideration of Order Nos. 2025-008 and 2025-009, Correcting Clerical Errors in Exhibit D and A of Ordinances 2024-011 and 2025-001, respectively.

The Board will consider Order No. 2025-008 (Attachment A) and Order No. 2025-009 (Attachment B) to correct clerical errors within Exhibit D and A, Chapter 23.01, Legislative History within Ordinances 2024-011 (Attachment C) and 2025-001 (Attachment D), respectively

I. BACKGROUND

The Deschutes County 2040 Comprehensive Plan Update ("2040 Plan") was adopted through Ordinance 2024-007 on October 2, 2025. As part of that adoption package, the ordinance repealed a reference to the 2011 Comprehensive Plan in Deschutes County Code, Title 23, Chapter 23.01, which serves as the legislative history of the Comprehensive Plan.

The 2040 Plan was appealed to the Land Use Board of Appeals by Central Oregon Landwatch on October 28, 2024, and is not in effect until the appeal is resolved. Two ordinances, as noted below, were adopted closely following the appeal and inadvertently included the version of Title 23, Chapter 23.01 which repealed the 2011 Comprehensive Plan. Given that appeal of the 2040 Plan affected the finality of Ordinance 2024-011 pending resolution of the appeal(s), the appropriate legislative history reference for the two ordinances addressed below is to the 2011 Comprehensive Plan, adopted in Ordinance 2011-003. The statement that the 2011 Comprehensive Plan was repealed by Ordinance 2024-007 is incorrect.

Deschutes County Code 22.12.060 allows for the Board to cure editorial or clerical errors through issuance of a Board Order. Community Development and Legal staff are requesting the Board consider the attached orders to amend these clerical errors.

II. ORDINANCE 2024-011

The Board adopted Ordinance 2024-011 on November 18, 2024, to adjust the Redmond Urban Growth Boundary and change the Comprehensive Plan Designation and Zoning Designation of the CORE3 Property from Agriculture / Exclusive Farm Use to Redmond Urban Growth Area / Urban Holding - 10 Acre Minimum. The ordinance became effective on February 16, 2025.

Exhibit D, Title 23, Chapter 23.01 inadvertently includes a strikethrough of item "A" associated with the 2011 Comprehensive Plan. The attached Order 2025-008 corrects this clerical error. No other changes are proposed.

III. ORDINANCE 2025-001

The Board adopted Ordinance 2025-001 on February 5, 2025, to amend the County's Comprehensive Plan and Combining Zone Map for the Greater-Sage Grouse Area Combining Zone. The ordinance was adopted by emergency and became effective on February 5, 2025.

Exhibit A, Title 23, Chapter 23.01 inadvertently lists item "A" associated with the 2011 Comprehensive Plan as repealed by Ordinance 2024-007. The attached Order 2025-009 corrects this clerical error. No other changes are proposed.

V. NEXT STEPS

Community Development and Legal staff recommend the Board vote to approve signature of Order Nos. 2025-008 and 2025-009.

ATTACHMENTS

- A. Draft Order No. 2025-008 - Correcting a Clerical Error within Ordinance 2024-011
- B. Draft Order No. 2025-009 - Correcting a Clerical Error within Ordinance 2025-001
- C. Adopted Ordinance 2024-011
- D. Adopted Ordinance 2025-001