

REVIEWED  

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LEGAL COUNSEL

For Recording Stamp Only

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF DESCHUTES COUNTY, OREGON

An Ordinance Amending Deschutes County Code \*  
Title 18, Chapter 18.76, Airport Development \*  
("AD") Zone, and Chapter 18.80, Airport Safety \*  
("AS") Combining Zone, to add an Air Traffic \*  
Control Tower as a new permitted use and allow an \*  
Air Traffic Control Tower to be up to 115 feet in height. \*  
ORDINANCE NO. 2023-027

WHEREAS, the City of Bend ("City") applied under land use file number 247-23-000470-TA to amend Chapter 18.76 of Title 18, Deschutes County Zoning, to adopt a definition of an Air Traffic Control Tower, allow a single Air Traffic Control Tower as a use permitted outright, and allow an Air Traffic Control Tower to be up to 115 feet in height; and

WHEREAS, the City applied under said land use file to amend Chapter 18.80 of Title 18, Deschutes County Zoning, to adopt a definition of an Air Traffic Control Tower, clarify the review criteria that apply to an Air Traffic Control Tower, and allow an Air Traffic Control Tower to be up to 115 feet in height; and

WHEREAS, after notice was given in accordance with applicable law, a public hearing was held on October 2, 2023, before the Deschutes County Hearings Officer, and;

WHEREAS, on November 21, 2023, the Hearings Officer approved the amendments and recommended the Board adopt an ordinance; and

WHEREAS, pursuant to Deschutes County Code 22.28.030(B), the Board shall, in the absence of an appeal adopt the Hearings Officer's recommendation; now, therefore,

THE BOARD OF COUNTY COMMISSIONERS OF DESCHUTES COUNTY, OREGON, ORDAINS as follows:

Section 1. AMENDMENT. Chapter 18.76, Airport Development Zone, is amended to read as in Exhibit "A", attached hereto and by this reference incorporated herein, with new language underlined and language to be deleted in ~~striketrough~~.

Section 2. AMENDMENT. Chapter 18.80, Airport Safety Combining Zone, is amended to read as in Exhibit "B", attached hereto and by this reference incorporated herein, with new language underlined and language to be deleted in ~~striketrough~~.

Section 3. FINDINGS. The Board adopts as its findings, Exhibit “C” attached and incorporated by reference herein.

Dated this \_\_\_\_\_ of \_\_\_\_\_, 2023

BOARD OF COUNTY COMMISSIONERS  
OF DESCHUTES COUNTY, OREGON

\_\_\_\_\_  
ANTHONY DEBONE, Chair

\_\_\_\_\_  
PATTI ADAIR, Vice Chair

ATTEST:

\_\_\_\_\_  
Recording Secretary

\_\_\_\_\_  
PHILIP CHANG

Date of 1<sup>st</sup> Reading: \_\_\_\_\_ day of \_\_\_\_\_, 2023.

Date of 2<sup>nd</sup> Reading: \_\_\_\_\_ day of \_\_\_\_\_, 2023.

Record of Adoption Vote:

Commissioner	Yes	No	Abstained	Excused
Anthony DeBone	___	___	___	___
Patti Adair	___	___	___	___
Philip Chang	___	___	___	___

Effective date: \_\_\_\_\_ day of \_\_\_\_\_, 2024.