

REVIEWED

LEGAL COUNSEL

For Recording Stamp Only

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF DESCHUTES COUNTY, OREGON

An Order Accepting Petition and Setting
Date for Public Hearing for Petition for
Incorporation of City of Mountain View

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ORDER NO. 2023-033

WHEREAS, a prospective petition proposing the incorporation of the City of Mountain View was duly filed with the Deschutes County Clerk ("Clerk") on or about February 14, 2023; a copy of which is attached hereto as Exhibit "A" and by this reference incorporated herein, and;

WHEREAS, the prospective petition signatures of electors within the boundary of the proposed City of Mountain View were duly filed with the Clerk on or about April 18, 2023; and

WHEREAS, on or about April 28, 2023, the Clerk certified the validity of signatures; and

WHEREAS, on or about June 9, 2023, a formal Petition for Incorporation was filed with the Board of County Commissioners; and

WHEREAS, ORS 221.040 requires the Board of County Commissioners to set a date for a public hearing on the petition, to publish notice of the hearing once each week for two successive weeks, and to post the notice in three public places; and

WHEREAS, pursuant to ORS 197.175(1), a Board decision on whether to authorize an election on the incorporation of a city is a land use decision and ORS 197.763(3)(f)(A) requires at least twenty days notice prior to the public hearing; and

WHEREAS, in coordination with the petitioner, Deschutes County has identified September, 20, 2023 as the preferred public hearing date for the Board of County Commissioner to consider whether to authorize an election on the proposed incorporation of the City of Mountain View; now therefore,

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

Section 1. The petition proposing the incorporation of the City of Mountain View, a copy of which is attached hereto as Exhibit "A", is hereby accepted for filing.

Section 2. The proposed City of Mountain View, if formed, will have a permanent rate limit for operating taxes of \$2.00 per \$1,000 assessed value that will raise an estimated \$30,000 in operating funds for the City in the 2024-2025 fiscal year.

Section 3. A public hearing regarding whether an election on the proposed incorporation of the City of Mountain View should be authorized shall be held on Wednesday, September 20, 2023 at 9:00 a.m. in the Barnes and Sawyer Rooms of the Deschutes County Service Center, 1300 NW Wall Street, Bend, Oregon, 97701.

Section 4. Hearing testimony shall be limited to the following time constraints: thirty minutes for the petitioner's presentation, ten minutes for agency comments, three minutes for public comments, and ten minutes for petitioner's rebuttal.

Section 5. Notice of Public Hearing shall be provided in accordance with ORS 221.040.

Section 6. The record for File No. 247-23-000587-TA can be found at the following website: www.deschutes.org/mountainviewincorporation

Going forward, all documents further placed before, and not rejected by, the Board shall be added to the aforementioned website, and that website shall be the Board's official repository for the record in this matter.

DATED this ____ day of _____, 2023.

BOARD OF COUNTY COMMISSIONERS

ANTHONY DEBONE, Chair

PATTI ADAIR, Vice Chair

ATTEST:

Recording Secretary

PHIL CHANG, Commissioner