



MEMORANDUM

TO: Deschutes County Board of Commissioners

FROM: Kyle Collins, Associate Planner
Will Groves, Planning Manager

DATE: September 18air, 2024

SUBJECT: Public Hearing: 2024 Housekeeping Text Amendments

The Deschutes County Board of Commissioners (Board) will conduct a public hearing on September 25, 2024 at 9:00 a.m. at the Deschutes Services Center, 1300 Wall Street, Barnes and Sawyer rooms to consider housekeeping amendments (file no. 247-24-000417-TA). Attached to this memorandum are the proposed text amendments and a staff report summarizing the changes. Within the proposed amendments, added language is shown underlined and deleted shown as ~~striketrough~~. The public hearing will be conducted in-person, electronically, and by phone.¹

All record materials can be found on the project website: <https://bit.ly/2024Housekeeping>

I. BACKGROUND

The Planning Division regularly amends Deschutes County Code (DCC) and the Comprehensive Plan to correct minor errors identified by staff, other County departments, and the public. This process, commonly referred to as Housekeeping, also incorporates updates from rulemaking at the state level through amendments to Oregon Revised Statutes (ORS) and Oregon Administrative Rules (OAR), and allows for less substantive code changes to continue efficient County operations.

The last time Deschutes County adopted housekeeping amendments occurred in March 2023².

¹ See Deschutes County Board of Commissioners September 25, 2024 Agenda for more information: <https://www.deschutes.org/bcc/page/board-county-commissioners-meeting-195>

² Ordinances 2023-001.

II. OVERVIEW OF AMENDMENTS

As summarized in the attached ordinance and exhibits, the proposed text amendments will affect the following chapters of the Deschutes County Code:

Title 15, Buildings and Construction

Chapter 15.08. SIGNS

Title 18, County Zoning

Chapter 18.04. TITLE, PURPOSE AND DEFINITIONS

Chapter 18.16. EXCLUSIVE FARM USE ZONES

Chapter 18.32. MULTIPLE USE AGRICULTURAL ZONE; MUA

Chapter 18.36. FOREST USE ZONE; F-1

Chapter 18.40. FOREST USE ZONE; F-2

Chapter 18.48. OPEN SPACE AND CONSERVATION ZONE; OS AND C

Chapter 18.60. RURAL RESIDENTIAL ZONE; RR-10

Chapter 18.61. URBAN UNINCORPORATED COMMUNITY ZONE; LA PINE

Chapter 18.65. RURAL SERVICE CENTER; UNINCORPORATED COMMUNITY ZONE

Chapter 18.66. TERREBONNE RURAL COMMUNITY ZONING DISTRICTS

Chapter 18.67. TUMALO RURAL COMMUNITY ZONING DISTRICTS

Chapter 18.74. RURAL COMMERCIAL ZONE

Chapter 18.76. AIRPORT DEVELOPMENT ZONE; A-D

Chapter 18.108. URBAN UNINCORPORATED COMMUNITY ZONE; SUNRIVER

Chapter 18.116. SUPPLEMENTARY PROVISIONS

Chapter 18.128. CONDITIONAL USE

Title 19, Bend Urban Growth Boundary Zoning Ordinance

Chapter 19.04. TITLE, COMPLIANCE, APPLICABILITY AND DEFINITIONS

Chapter 19.12. URBAN AREA RESERVE ZONE UAR-10

Chapter 19.20. SUBURBAN LOW DENSITY RESIDENTIAL ZONE; SR 2 ½

Chapter 19.22. WESTSIDE TRANSECT ZONE; WTZ

Chapter 19.28. URBAN STANDARD RESIDENTIAL ZONE; RS

Title 22, Deschutes County Development Procedures Ordinances

Chapter 22.36. LIMITATIONS ON APPROVALS

III. SUMMARY OF TESTIMONY

Notice of the proposed amendments was sent to agencies on July 3, 2024. Comments from the following agencies were received:

- The Deschutes County Senior Transportation Planner reviewed the proposed amendments for potential Transportation Planning Rule (TPR) effects and found that the proposed amendments appear to comply with TPR provisions.

Additionally, one public comment was received. Ken Katzaroff, of Schwabe law firm, expressed reservations around the inclusion of the proposed “Agricultural Land” definition in Title 19 and the potential for unintended policy decisions being made through the Housekeeping process. Prior to deliberations by the Planning Commission, all agricultural related Title 19 definitions were removed from the proposed Housekeeping Amendments package.

IV. PLANNING COMMISSION REVIEW

The Planning Commission (Commission) held a public hearing concerning the proposed amendments on August 22, 2024.³ Following the hearing, the Commission closed both the oral and written records, and held deliberations that same day. The Commission unanimously (5-0) recommended approval of the proposed amendments. Two Commissioners (Commissioners Kelsey Kelley and Nathan Hovekamp) were not in attendance for the public hearing or deliberations.

V. NEXT STEPS

At the conclusion of the public hearing, the Board may:

- Continue the hearing to a date certain;
- Close the hearing and leave the written record open to a date certain;
- Close the hearing and set a date for deliberations; or
- Close the hearing and commence deliberations.

Attachments:

- 1) Ordinance 2024-008: Staff Report & Proposed Text Amendments

³ <https://www.deschutes.org/bc-pc/page/planning-commission-56>