



Mailing Date:
Friday, September 15, 2023

COMMUNITY DEVELOPMENT

NOTICE OF PUBLIC HEARING

HEARING FORMAT

The Deschutes County Hearings Officer will conduct the public hearing described below by video and telephone. If participation by video and telephone is not possible, in-person testimony is available. Options for participating in the public hearing are detailed in the Public Hearing Participation section.

PROJECT DESCRIPTION

FILE NUMBERS: 247-23-000444-LM, 659-V

OWNER: Jeff Bailey

APPLICANT: Sara Bergby

PROPOSAL: The applicant requests an Area Variance to the 20-foot front yard setback for an existing accessory structure that does not meet this requirement.

LOCATION: 16299 Bear Lane Bend, OR 97707

HEARING DATE: Wednesday October 18, 2023

HEARING START: 6:00 pm

STAFF PLANNER: Ben Wilson, Assistant Planner
Ben.Wilson@deschutes.org, 541-385-1713

RECORD: Record items can be viewed and downloaded from:
<https://deschutes.org/baileyssetbackvariance>

TIME LIMITS

The Deschutes County Planning Division has set the following time limits for testimony at the hearing:

- Applicant: 30 minutes
- Public Agencies: 10 minutes

- General Public: 3 minutes
- Applicant Rebuttal: 10 minutes

Please note, the above time limits can be modified or eliminated by the Hearings Officer at their discretion.

STANDARDS AND APPLICABLE CRITERIA:

Deschutes County Code

Title 18, Deschutes County Zoning Ordinance:

Chapter 18.60, Rural Residential Zone (RR10)

Chapter 18.84, Landscape Management Combining Zone (LM)

Chapter 18.88, Wildlife Area Combining Zone (WA)

Chapter 18.96, Flood Plain Zone (FP)

Chapter 18.132, Variances

Title 22, Deschutes County Development Procedures Ordinance

PUBLIC HEARING PARTICIPATION

- If you wish to provide testimony during the public hearing, please contact the staff planner by 4 pm on Tuesday, October 17. Testimony can be provided as described below.
- Members of the public may listen, view, and/or participate in this hearing using Zoom. Using Zoom is free of charge. To login to the electronic meeting online using your computer, copy this link: <https://us02web.zoom.us/j/88010943495>. Using this option may require you to download the Zoom app to your device.
- Members of the public can access the meeting via telephone, dial 1-669-444-9171. When prompted, enter the following Webinar ID: 880 1094 3495.
- Written comments can also be submitted to the record. Please see the Document Submission section below for details regarding written submittals.
- If participation during the hearing by video and telephone is not possible, the public can provide testimony in person at 6 pm in the Barnes and Sawyer Rooms of the Deschutes Services Center, 1300 NW Wall Street, Bend.

All documents and evidence submitted by or on behalf of the applicant and applicable criteria are available for inspection at no cost at the Deschutes County Community Development Department (CDD) at 117 NW Lafayette Avenue. Seven (7) days prior to the public hearing, a copy of the staff report will be available for inspection at no cost at CDD and on the websites listed above. Copies of all documents, evidence and the staff report can be purchased at CDD for (25) cents a page.

ALL INTERESTED PERSONS MAY APPEAR, BE HEARD, BE REPRESENTED BY COUNSEL, OR SEND WRITTEN SIGNED TESTIMONY. 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 a hearing or in writing precludes appeal by that person to the Land Use Board of Appeals (LUBA), and that failure to provide statements or evidence sufficient to afford the decision maker an opportunity to respond to the issue precludes appeal to LUBA based on that issue.

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 contact the staff planner identified above.

DOCUMENT SUBMISSION

Any person may submit written comments on a proposed land use action. Documents may be submitted to our office in person, U.S. mail, or email.

In Person

We accept all printed documents.

U.S. Mail

Deschutes County Community Development
Planning Division, Ben Wilson
P.O. Box 6005
Bend, OR 97708-6005

Email

Email submittals should be directed to Ben.Wilson@deschutes.org

Limitations

- Deschutes County does not take responsibility for retrieving information from a website link or a personal cloud storage service. It is the submitter's responsibility to provide the specific information they wish to enter into the record. We will print the email which includes the link(s), however, we will not retrieve any information on behalf of the submitter.
- Deschutes County makes an effort to scan all submittals as soon as possible. Recognizing staff availability and workload, there is often a delay between the submittal of a document to the record, and when it is scanned and uploaded to Accela Citizen Access (ACA) and Deschutes County Property Information (DIAL).

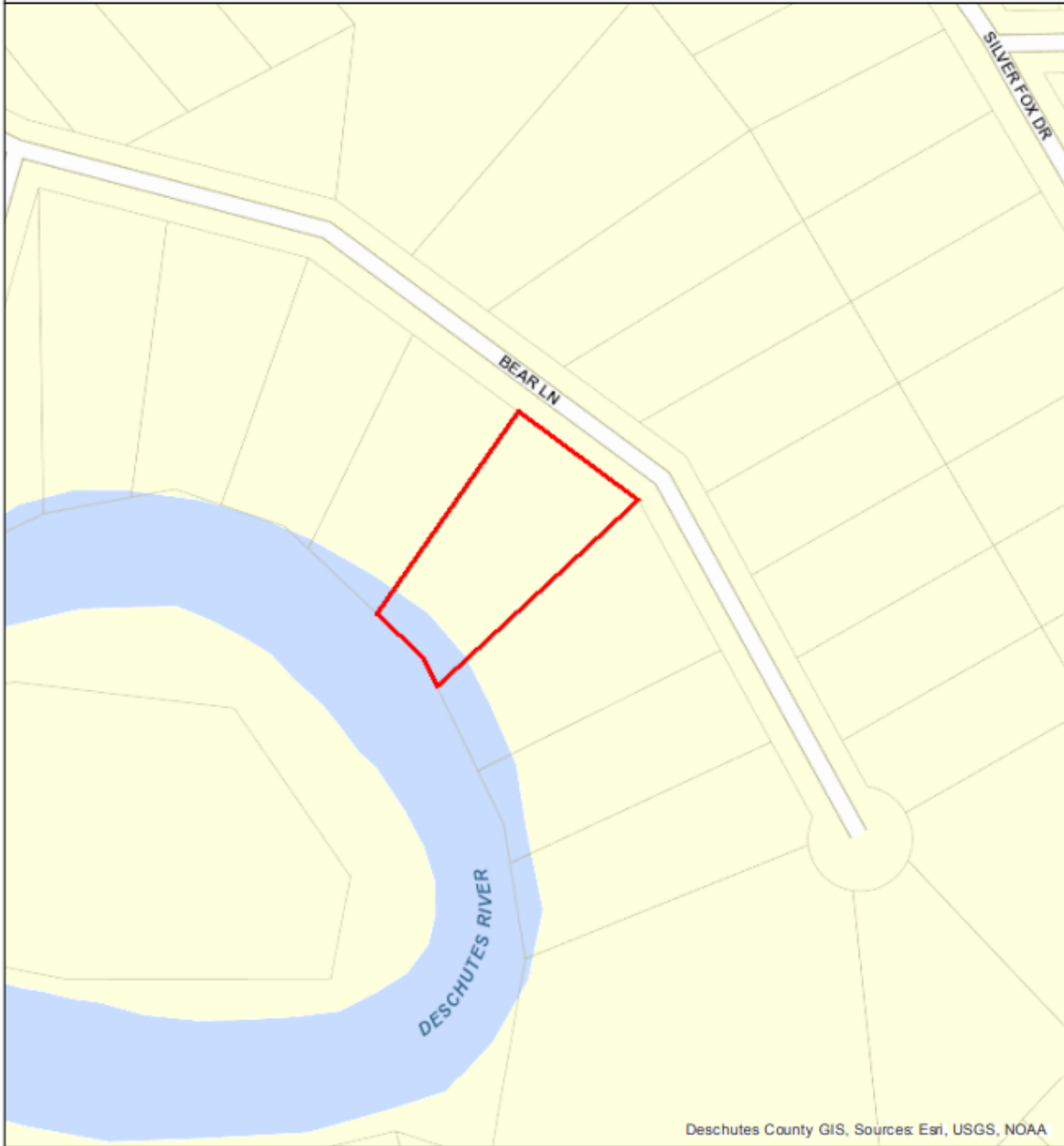
- To ensure your submission is entered into the correct land use record, please specify the land use file number(s).
- For the open record period after a public hearing, electronic submittals are valid **if received by the County's server** by the deadline established for the land use action.

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.

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

16299 BEAR LN, BEND, OR 9770

247-23-000444-LM, 659-V



Deschutes County GIS, Sources: Esri, USGS, NOAA

Map navigation and metadata elements:

- Inset Map:** A small map of Oregon with a red dot indicating the location of Bend. Date: 9/14/2023
- North Arrow:** A simple arrow pointing upwards, labeled 'N'.
- Scale Bar:** A horizontal bar with markings at 0, 80, 160, and 320 feet. Below the bar, it reads "1 inch = 168 feet".
- Deschutes County Logo:** A circular logo featuring a mountain range, a sun, and a river, with the text "DESCHUTES COUNTY" around the perimeter.