



Oregon

Theodore R. Kulongoski, Governor

Department of Land Conservation and Development

635 Capitol Street, Suite 150

Salem, OR 97301-2540

(503) 373-0050

Fax (503) 378-5518

www.lcd.state.or.us

AMENDED NOTICE OF ADOPTED AMENDMENT

September 27, 2007

TO: Subscribers to Notice of Adopted Plan
or Land Use Regulation Amendments

FROM: Mara Ulloa, Plan Amendment Program Specialist

SUBJECT: Deschutes County Plan Amendment
DLCD File Number 001-07



The Department of Land Conservation and Development (DLCD) received the attached notice of adoption. A copy of the adopted plan amendment is available for review at the DLCD office in Salem and the local government office.

Appeal Procedures*

DLCD ACKNOWLEDGMENT or DEADLINE TO APPEAL: October 10, 2007

This amendment was submitted to DLCD for review 45 days prior to adoption. Pursuant to ORS 197.830 (2)(b) only persons who participated in the local government proceedings leading to adoption of the amendment are eligible to appeal this decision to the Land Use Board of Appeals (LUBA).

If you wish to appeal, you must file a notice of intent to appeal with the Land Use Board of Appeals (LUBA) no later than 21 days from the date the decision was mailed to you by the local government. If you have questions, check with the local government to determine the appeal deadline. Copies of the notice of intent to appeal must be served upon the local government and others who received written notice of the final decision from the local government. The notice of intent to appeal must be served and filed in the form and manner prescribed by LUBA, (OAR Chapter 661, Division 10). Please call LUBA at 503-373-1265, if you have questions about appeal procedures.

***NOTE: THE APPEAL DEADLINE IS BASED UPON THE DATE THE DECISION WAS MAILED BY LOCAL GOVERNMENT. A DECISION MAY HAVE BEEN MAILED TO YOU ON A DIFFERENT DATE THAN IT WAS MAILED TO DLCD. AS A RESULT YOUR APPEAL DEADLINE MAY BE EARLIER THAN THE ABOVE DATE SPECIFIED.**

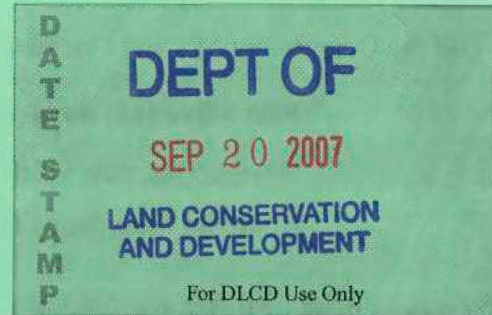
Cc: Doug White, DLCD Community Services Specialist
Jon Jinings, DLCD Regional Representative
Will Groves, Deschutes County

<paa> ya

NR07

2 Notice of Adoption

THIS FORM **MUST BE MAILED** TO DLCD
WITHIN 5 WORKING DAYS AFTER THE FINAL DECISION
PER ORS 197.610, OAR CHAPTER 660 - DIVISION 18



Jurisdiction: Deschutes Local file number: ZC-06-3
 Date of Adoption: 9/5/7 Date Mailed: 9/18/7
 Date original Notice of Proposed Amendment was mailed to DLCD: 1/2007

- | | |
|--|--|
| <input type="checkbox"/> Comprehensive Plan Text Amendment | <input checked="" type="checkbox"/> Comprehensive Plan Map Amendment |
| <input type="checkbox"/> Land Use Regulation Amendment | <input type="checkbox"/> Zoning Map Amendment |
| <input type="checkbox"/> New Land Use Regulation | <input type="checkbox"/> Other: _____ |

Summarize the adopted amendment. Do not use technical terms. Do not write "See Attached".

SUBJECT PROPERTY REZONED FROM FOREST USE (F1)
TO FOREST USE (F2)

Describe how the adopted amendment differs from the proposed amendment. If it is the same, write "SAME". If you did not give Notice for the Proposed Amendment, write "N/A".

SAME

Plan Map Changed from: N/A to: _____

Zone Map Changed from: F1 to: F2

Location: SUNRIVER AREA Acres Involved: 606

Specify Density: Previous: NO CHANGE New: _____

Applicable Statewide Planning Goals: _____

Was and Exception Adopted? YES NO

DLCD File No.: 001-07 (15774)

Did the Department of Land Conservation and Development receive a Notice of Proposed Amendment.....

- Forty-five (45) days prior to first evidentiary hearing?** Yes No
If no, do the statewide planning goals apply? Yes No
If no, did Emergency Circumstances require immediate adoption? Yes No

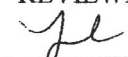

Affected State or Federal Agencies, Local Governments or Special Districts:

Local Contact: WILL GROVES Phone: (541) 388-6518 Extension: _____
Address: 117 NW LAFAYETTE City: SEASIDE
Zip Code + 4: 97701- Email Address: WILLG@DESCHUTES.ORG

ADOPTION SUBMITTAL REQUIREMENTS

This form **must be mailed** to DLCD **within 5 working days after the final decision**
per ORS 197.610, OAR Chapter 660 - Division 18.

1. Send this Form and TWO (2) Copies of the Adopted Amendment to:
**ATTENTION: PLAN AMENDMENT SPECIALIST
DEPARTMENT OF LAND CONSERVATION AND DEVELOPMENT
635 CAPITOL STREET NE, SUITE 150
SALEM, OREGON 97301-2540**
2. Submit **TWO (2) copies** the adopted material, if copies are bounded please submit **TWO (2) complete copies** of documents and maps.
3. Please Note: Adopted materials must be sent to DLCD not later than **FIVE (5) working days** following the date of the final decision on the amendment.
4. Submittal of this Notice of Adoption must include the text of the amendment plus adopted findings and supplementary information.
5. The deadline to appeal will not be extended if you submit this notice of adoption within five working days of the final decision. Appeals to LUBA may be filed within **TWENTY-ONE (21) days** of the date, the Notice of Adoption is sent to DLCD.
6. In addition to sending the Notice of Adoption to DLCD, you must notify persons who participated in the local hearing and requested notice of the final decision.
7. **Need More Copies?** You can copy this form on to 8-1/2x11 green paper only; or call the DLCD Office at (503) 373-0050; or Fax your request to: (503) 378-5518; or Email your request to **mara.ulloa@state.or.us** - ATTENTION: PLAN AMENDMENT SPECIALIST.

REVIEWED  <hr/> LEGAL COUNSEL
REVIEWED  <hr/> CODE REVIEW COMMITTEE

For Recording Stamp Only

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF DESCHUTES COUNTY, OREGON

An Ordinance Amending Title 18, the Deschutes	*	
County Zoning Map, to Change the Zone	*	ORDINANCE NO. 2007-022
Designation for Certain Property From Forest Use	*	
Zone – F-1 to Forest Use Zone – F-2 and Declaring	*	
an Emergency	*	

WHEREAS, Pine Forest Development, LLC applied for a zone change to Title 18, Deschutes County Zoning Map, to rezone certain property from Forest Use Zone – F-1 to Forest Use Zone – F-2; and

WHEREAS, a public hearing was held on May 30, 2007 before the Deschutes County Hearings Officer after notice was give in accordance with applicable law; and

WHEREAS, the Board of County Commissioners (“Board”) conducted a public hearing on July 11, 2007 and approved the zone change necessary to change the zone; now therefore,

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

Section 1. AMENDMENT. DCC Title 18, Zoning Map, is amended to change the zone designation for certain property described in Exhibit “A” hereby and depicted on the map set forth as Exhibit “B”, attached and by this reference incorporated herein, from Forest Use Zone – F-1 to Forest Use Zone – F-2.

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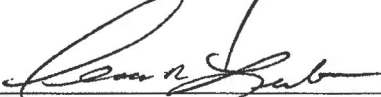
Section 2. EMERGENCY. This Ordinance being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this Ordinance takes effect on its passage.

Dated this 5th of Sept, 2007

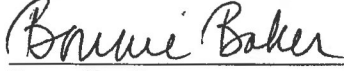
BOARD OF COUNTY COMMISSIONERS
OF DESCHUTES COUNTY, OREGON




MICHAEL M. DALY, CHAIR



DENNIS R. LUKE, VICE CHAIR

ATTEST:


Bonnie Baker
Recording Secretary



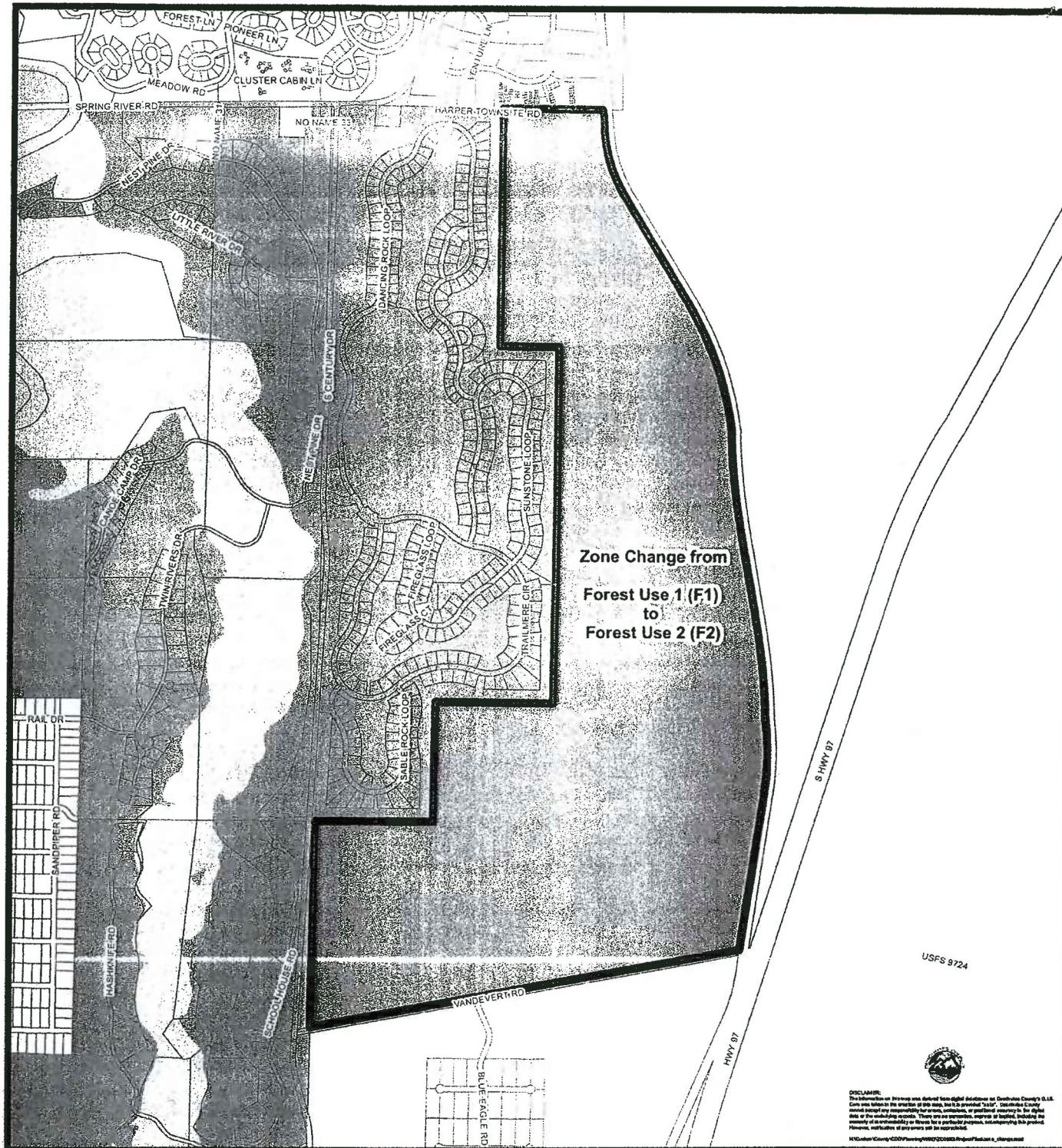
TAMMY BANEY, COMMISSIONER

EXHIBIT A

A TRACT OF LAND LOCATED IN THE EAST HALF OF SECTION 8,
THE WEST HALF OF SECTION 9, THE WEST HALF OF SECTION 16,
THE EAST HALF AND THE SOUTH HALF OF SECTION 17 ALL IN
TOWNSHIP 20 SOUTH, RANGE 11 EAST, WILLAMETTE MERIDIAN,
DESCHUTES COUNTY, OREGON

Beginning at the Northwest corner of the Northeast quarter of the Northwest quarter of the Northeast quarter (NE1/4NW1/4NE1/4) of Section 8, Township 20 South, Range 11 East, Willamette Meridian, said point being the Northeast corner of the plat of *Caldera Springs, Phase One* recorded in Deschutes County Surveyor's Records as CS16787; thence along the North line of the Northeast quarter of said Section 8, South 89°45'52" East, 1087.63 feet to the westerly right-of-way of the Burlington Northern Railroad; thence leaving said North line and continuing along said westerly right-of-way, South 6°56'07" East, 333.81 feet to a point of curvature; thence along the arc of a 1960.08 foot radius curve to the left an arc distance of 515.89 feet, through a central angle of 15°04'49" (the chord of which bears South 14°28'32" East, 514.41 feet) to a point of non-tangency; thence South 29°50'04" East, 425.59 feet; thence South 31°56'51" East, 936.74 feet; thence South 31°11'30" East, 298.02 feet to a point of curvature; thence along the arc of a 3727.85 foot radius curve to the right an arc distance of 157.85 feet, through a central angle of 2°25'34" (the chord of which bears South 29°58'43" East, 157.84 feet) to a point of non-tangency; thence South 62°45'13" West, 25.00 feet to a point of non-tangent curvature; thence along the arc of a 3702.85 foot radius curve to the right an arc distance of 588.09 feet, through a central angle of 9°05'59" (the chord of which bears South 22°41'47" East, 587.47 feet) to a point of non-tangency; thence North 71°51'12" East, 25.00 feet to a point of non-tangent curvature; thence along the arc of a 3727.85 foot radius curve to the right an arc distance of 547.51 feet, through a central angle of 8°24'54" (the chord of which bears South 13°56'21" East, 547.02 feet) to a point of non-tangency; thence South 8°12'44" East, 298.02 feet; thence South 7°27'24" East, 2989.92 feet; thence South 6°12'51" East, 336.37 feet to a point of curvature; thence along the arc of a 2554.51 foot radius curve to the right an arc distance of 362.52 feet, through a central angle of 8°07'52" (the chord of which bears South 2°08'55" East, 362.22 feet) to a point of non-tangency; thence South 6°55'15" West, 336.37 feet; thence South 8°09'48" West, 1639.19 feet to the northerly right-of-way of Vandever Road, more or less; thence leaving said westerly right-of-way and continuing along said northerly right-of-way, South 78°31'54" West, 4886.51 feet to a point on the East line of the West half of the Southwest quarter (W1/2SW1/4) of Section 17, Township 20 South, Range 11 East, Willamette Meridian; thence leaving said northerly right-of-way and continuing along said East line North 00°02'17" East, 2313.81 feet to the Northeast corner of said West half of the Southwest quarter (W1/2SW1/4), point falls on the South boundary line of the plat of *Caldera Springs, Phase Two* recorded in Deschutes County Surveyor's Records as CS16867; thence continuing along said boundary of *Caldera Springs, Phase Two*, North 89°43'34" East, 1325.13 feet to the center quarter of said Section 17; thence North 00°38'39" East, 1350.92 feet; thence South 89°50'19" East, 1324.37 feet; thence North 00°37'19" East, 1340.91 feet to the South line common to said Section 8 and Section 17 and the most easterly corner common to said plats of *Caldera Springs, Phase One* and *Caldera Springs, Phase Two*; thence leaving said common line and the boundary of *Caldera Springs, Phase Two* and continuing along the westerly boundary of said *Caldera Springs, Phase One*, North 00°07'49" East, 2670.69 feet; thence North 89°29'37" West, 663.68 feet; thence North 00°01'47" East, 2665.55 feet to the point of beginning.

This description contains 606 acres, more or less.



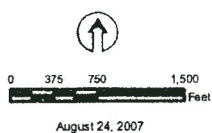
Legend

- Zone Change Boundary
- County Zoning**
- Forest Use 1 (F1)
- Forest Use 2 (F2)
- Flood Plain (FP)
- Rural Residential (RR10)
- Sunriver UUC

PROPOSED ZONING MAP

USFS Tract C Land Conveyance Zoning Map

Exhibit "B"
to Ordinance 2007-022



BOARD OF COUNTY COMMISSIONERS
OF DESCHUTES COUNTY, OREGON

Michael M. Daly, Chair

Dennis R. Luke, Vice Chair

Tammy Baney, Commissioner

ATTEST: Recording Secretary

Dated this ____ day of August, 2007
Effective Date: August ____, 2007