



# Oregon

Theodore R. Kubongoski, 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



## NOTICE OF ADOPTED AMENDMENT

8/4/2009

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

**FROM:** Plan Amendment Program Specialist

**SUBJECT:** City of Bend Plan Amendment  
DLCD File Number 004-08

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:** Monday, August 17, 2009

This amendment was submitted to DLCD for review prior to adoption with less than the required 45-day notice. 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 THAT IT WAS MAILED TO DLCD. AS A RESULT, YOUR APPEAL DEADLINE MAY BE EARLIER THAN THE ABOVE DATE SPECIFIED.

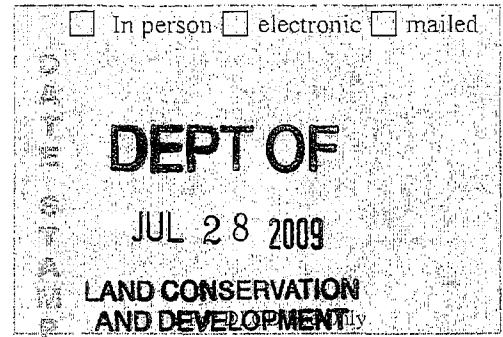
**Cc:** Heidi Kennedy, City of Bend  
Gloria Gardiner, DLCD Urban Planning Specialist  
Amanda Punton, DLCD Regional Representative  
Mark Radabaugh, DLCD Regional Representative

<paa> YA/

# DLCD

## 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: **City of Bend**

Local file number: **PZ08-61**

Date of Adoption: **July 15, 2009**

Date Mailed: **July 27, 2009**

Was a Notice of Proposed Amendment (Form 1) mailed to DLCD? **Select one** Date: April 2, 2008

- Comprehensive Plan Text Amendment
- Land Use Regulation Amendment
- New Land Use Regulation
- Comprehensive Plan Map Amendment
- Zoning Map Amendment
- Other:

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

Request to designate a property as a local historic resource.

Does the Adoption differ from proposal? Please select one

No.

Plan Map Changed from: **NA** to:

Zone Map Changed from: **NA** to:

Location: **63160 Nels Anderson** Acres Involved: **4.2 Acres**

Specify Density: Previous: **NA** New:

Applicable statewide planning goals:

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19

Was an Exception Adopted?  YES  NO

Did DLCD receive a Notice of Proposed Amendment...

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

DLCD file No. \_\_\_\_\_

Please list all affected State or Federal Agencies, Local Governments or Special Districts:

Deschutes County Historical Landmarks Commission, City of Bend Planning Commission, SHPO, Oregon Department of Transportation

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Local Contact: **Heidi Kennedy**

Phone: (541) 617-4524 Extension: NA

Address: 710 NW Wall Street

Fax Number: 541-388-5519

City: Bend

Zip: 97701

E-mail Address: [hkennedy@ci.bend.or.us](mailto:hkennedy@ci.bend.or.us)

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## 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 Complete Copies (documents and maps) 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. Electronic Submittals: At least **one** hard copy must be sent by mail or in person, or by emailing [larry.french@state.or.us](mailto:larry.french@state.or.us).
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 now access these forms online at <http://www.lcd.state.or.us/>. Please print on **8-1/2x11 green paper only**. You may also call the DLCD Office at (503) 373-0050; or Fax your request to: (503) 378-5518; or Email your request to [larry.french@state.or.us](mailto:larry.french@state.or.us) - **Attention: Plan Amendment Specialist**.

**ORDINANCE NO. NS-2123**

AN ORDINANCE AMENDING THE BEND URBAN AREA GENERAL PLAN CHAPTER 3 TO ADD THE NELS AND LILLIAN ANDERSEN HOUSE AS A HISTORIC STRUCTURE TO THE CITY'S INVENTORY.

**THE CITY OF BEND ORDAINS AS FOLLOWS:**

**Section 1.** The Bend City Council has held a public hearing, considered the Deschutes County Historical Landmarks Commission recommendation and public record in this matter, and has found that there is a public need and benefit for the proposed change in the Bend Area General Plan Chapter 3. The Bend City Council adopts the Recommendation and Findings report of the Deschutes County Landmarks Commission dated, April 17, 2008 file number PZ 08-61.

**Section 2.** Chapter 3 of the Bend Area General Plan shall be modified to add the following structure to the Table 3-1 Inventory of Historic Sites in the Bend Urban Area.

<b>Historic Structure</b>	<b>Location</b>
Nels and Lillian Andersen House	63160 Nels Anderson Road

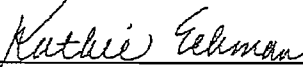
Read for the first time the 1<sup>st</sup> day of July, 2009.

Read for the second time the 15<sup>th</sup> day of July, 2009.

Placed upon its passage the 15<sup>th</sup> day of July, 2009.

YES: 7      NO: 0

Authenticated by the Mayor the 15<sup>th</sup> day of July, 2009.

  
\_\_\_\_\_  
Kathie Eckman, Mayor

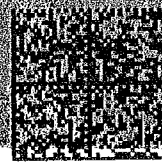
ATTEST:

  
\_\_\_\_\_  
Patricia Stell, City of Bend Recorder

**CITY OF BEND**  
**COMMUNITY DEVELOPMENT DEPARTMENT**  
710 NW WALL STREET  
BEND, OR 97701

TO:

DLCD  
Attn: Plan Amendment Specialist  
635 Capitol St. NE, Ste 150  
Salem OR 97301



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