



For Recording Stamp Only

Deschutes County Board of Commissioners  
1300 NW Wall St., Bend, OR 97701-1960  
(541) 388-6570 - Fax (541) 385-3202 - [www.deschutes.org](http://www.deschutes.org)

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**MINUTES OF BUSINESS MEETING**  
**DESCHUTES COUNTY BOARD OF COMMISSIONERS**  
**WEDNESDAY, JUNE 15, 2016**

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Commissioners' Hearing Room - Administration Building - 1300 NW Wall St., Bend

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*Present were Commissioners Alan Unger, Tammy Baney and Anthony DeBone. Also present were County Administrator Tom Anderson and Deputy County Administrator Erik Kropp; Dave Doyle, County Counsel; Nick Lelack and Matt Martin, Community Development; and six other citizens, including Ted Shorack of The Bulletin.*

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**1. CALL TO ORDER**

*Chair Unger called the meeting to order at 10:00 a.m.*

**2. PLEDGE OF ALLEGIANCE**

**3. CITIZEN INPUT**

*None was offered.*

## **ACTION ITEMS**

### **4. Before the Board was Consideration of Second Readings, by Title Only, and Adoption by Emergency of Ordinances Relating to Marijuana Business Production and Processing.**

Matt Martin provided a brief overview of the Ordinances, which have the emergency declaration included per the Board's direction. Commissioner Baney said that 'emergency' for the County is considered less than 90 days, although cities require just 30 days. Mr. Martin said the emergency clause covers anything less than 90 days for the County. Commissioner Baney stated that nothing will go into effect anyway until they lift the opt out. She supports an effective date of less than 90 days. This has been a very thorough process, which she hopes addresses most immediate impacts. The Ordinances will then be on the books, but the opt out still will need to be addressed.

Commissioner DeBone said that there are many layers: medical, recreational adult use, and the opt out. They have the opportunity now to put all reasonable regulations in place. Chair Unger noted this is helping them get to a point where there is more clarity.

He asked if they should do first reading again. David Doyle said that second reading with the emergency clause and an effective date is sufficient. Commissioner DeBone suggested a couple of weeks from now, perhaps July 1, would be appropriate.

#### **A. Ordinance No. 2016-013, Amending DCC Title 8 to Exempt Sustained Noise from Marijuana Production and Processing from Right to Farm Protections.**

DEBONE: Move second reading by title only of Ordinance No. 2016-013, declaring an emergency, with an effective date of July 1, 2016.

BANEY: Second.

VOTE: DEBONE: Yes.

BANEY: Yes.

UNGER: Chair votes yes.

Chair Unger conducted the second reading at this time, by title only, declaring an emergency.

DEBONE: Move adoption, with an effective date of July 1, 2016.

BANEY: Second.

VOTE: DEBONE: Yes.

BANEY: Yes.

UNGER: Chair votes yes.

**B. Ordinance No. 2016-014, Amending CDD Title 15 to Regulate Lighting Associated with Greenhouses.**

BANEY: Move second reading by title only of Ordinance No. 2016-014, declaring an emergency, with an effective date of July 1, 2016.

DEBONE: Second.

VOTE: BANEY: Yes.

DEBONE: Yes.

UNGER: Chair votes yes.

BANEY: Move adoption, with an effective date of July 1, 2016.

DEBONE: Second.

VOTE: BANEY: Yes.

DEBONE: Yes.

UNGER: Chair votes yes.

**C. Ordinance No. 2016-015, Amending DCC Title 18 to Define, Permit and Establish Standards for Marijuana-Related Businesses in Conjunction with State Law.**

DEBONE: Move second reading by title only of Ordinance No. 2016-015, declaring an emergency, with an effective date of July 1, 2016.

BANEY: Second.

VOTE: DEBONE: Yes.

BANEY: Yes.

UNGER: Chair votes yes.

Chair Unger conducted the second reading at this time, by title only, declaring an emergency.

DEBONE: Move adoption, with an effective date of July 1, 2016.

BANEY: Second.

VOTE: DEBONE: Yes.

BANEY: Yes.

UNGER: Chair votes yes.

Chair Unger observed that the issues are becoming more aligned and better defined, as they move forward.

**5. OTHER ITEMS**

*None were offered.*

**6. ADJOURN**

*Being no further items coming before the Board, the meeting adjourned at 10:20 p.m.*

DATED this 22<sup>nd</sup> Day of June 2016 for the  
Deschutes County Board of Commissioners.

  
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Alan Unger, Chair

  
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Tammy Baney, Vice Chair

ATTEST:

  
\_\_\_\_\_  
Recording Secretary

  
\_\_\_\_\_  
Anthony DeBone, Commissioner



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**SPECIAL MEETING AGENDA**  
**DESCHUTES COUNTY BOARD OF COMMISSIONERS**

**10:00 A.M., WEDNESDAY, JUNE 15, 2016**

Commissioners' Hearing Room - Administration Building - 1300 NW Wall St., Bend

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*Pursuant to ORS 192.640, this agenda includes a list of the principal subjects anticipated to be considered or discussed at the meeting. This notice does not limit the ability of the Board to address additional subjects. Meetings are subject to cancellation without notice. This meeting is open to the public and interested citizens are invited to attend. Business Meetings are usually recorded on video and audio, and can be viewed by the public live or at a later date; and written minutes are taken for the record.*

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**1. CALL TO ORDER**

**2. PLEDGE OF ALLEGIANCE**

**3. CITIZEN INPUT**

*This is the time provided for individuals wishing to address the Board, at the Board's discretion, regarding issues that are not already on the agenda. Please complete a sign-up card (provided), and give the card to the Recording Secretary. Use the microphone and clearly state your name when the Board Chair calls on you to speak. PLEASE NOTE: Citizen input regarding matters that are or have been the subject of a public hearing not being conducted as a part of this meeting will NOT be included in the official record of that hearing.*

*If you offer or display to the Board any written documents, photographs or other printed matter as part of your testimony during a public hearing, please be advised that staff is required to retain those documents as part of the permanent record of that hearing.*

## **ACTION ITEMS**

4. **CONSIDERATION of Second Readings**, by Title Only, and Adoption by Emergency of Ordinances Relating to Marijuana Production and Processing – *Nick Lelack and Matt Martin, Community Development*
- A. Ordinance No. 2016-013, Amending DCC Title 8 to Exempt Sustained Noise from Marijuana Production and Processing from Right to Farm Protections
  - B. Ordinance No. 2016-014, Amending CDD Title 15 to Regulate Lighting Associated with Greenhouses
  - C. Ordinance No. 2016-015, Amending DCC Title 18 to Define, Permit and Establish Standards for Marijuana-Related Businesses in Conjunction with State Law

*Suggested Actions: Move second reading by title only of each Ordinance; conduct second reading for each; move adoption by emergency of each Ordinance.*

## 5. **OTHER ITEMS**

*These can be any items not included on the agenda that the Commissioners wish to discuss as part of the meeting, pursuant to ORS 192.640.*

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*At any time during the meeting, an executive session could be called to address issues relating to ORS 192.660(2)(e), real property negotiations; ORS 192.660(2)(h), litigation; ORS 192.660(2)(d), labor negotiations; ORS 192.660(2)(b), personnel issues; or other executive session categories. Executive sessions are closed to the public; however, with few exceptions and under specific guidelines, are open to the media.*

## 6. **ADJOURN**

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To watch this meeting on line, go to:

**<http://www.deschutes.org/bcc/page/board-meeting-videos>**

Please note that the video will not show up until recording begins.

You can also view past meetings on video by selecting the date shown on the website calendar.

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