REVIEWED

LEGAL COUNSEL

For Recording Stamp Only

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF DESCHUTES COUNTY, OREGON

An Ordinance Amending the Deschutes County Comprehensive Plan to add an Exception to Statewide Planning Goal 11 (Public Facilities and Services) to Allow for Sewers in Unincorporated Lands in Southern Deschutes County.	* * * * *	ORDINANCE NO. 2016-007

WHEREAS, the Department of Land Conservation and Development ("DLCD"), Department of Environmental Quality ("DEQ"), and Deschutes County ("County") have long worked on the topic of public health as it relates to high groundwater and nitrates in southern Deschutes County; and

WHEREAS, DEQ, DLCD, and the Deschutes County Community Development Department ("CDD"), initiated an amendment (Planning Division File 247-15-000308-PA) to the Deschutes County Comprehensive Plan, Chapter 5, Supplemental Sections, and the Deschutes County Comprehensive Plan Supplement, Newberry Country: A Plan for Southern Deschutes County, to provide for reasons for a Goal 11 Exception for unincorporated lands in southern Deschutes County to allow for the potential of sewers; and

WHEREAS, the DEQ and DLCD in cooperation with Deschutes County have prepared a map defining the area for the Goal 11 Exception based on the combination of existing and planned land uses, depth to groundwater, infrastructure needs related to the distribution and disposal of wastewater; and

WHEREAS, the DEQ and DLCD have stated in their agency's respective scientific analysis a public health issue is not imminent, but is inevitable unless sewers can be made potentially available in southern Deschutes County; and

WHEREAS, the Deschutes County Planning Commission reviewed the proposed changes on July 23, August 13, and September 10, 2015, and forwarded to the Deschutes County Board of County Commissioners ("Board"), a unanimous recommendation of approval; and

WHEREAS, the Board considered this matter after a duly noticed public hearing on October 28, November 23, and December 9, 2015, and January 6, 2016, and concluded that the public will benefit from the proposed changes to the Deschutes County Comprehensive Plan Map, the Deschutes County Comprehensive Plan Chapter 5, Supplemental Section; and the Deschutes County Comprehensive Plan Supplement, Newberry Country: A Plan for Southern Deschutes County, now, therefore,

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

Section 1. AMENDMENT. The Deschutes County Comprehensive Plan Map, Chapter 5, Supplemental Sections, is amended as shown in Exhibit "A," Map of Areas Subject to Goal 11 Exception.

Section 2. AMENDMENT. The Deschutes County Comprehensive Plan, Chapter 5, Supplemental Sections, is amended to read as described in Exhibit "B," attached hereto and by this reference incorporated herein, with new language underlined and language to be deleted in ~~strikethrough~~.

Section 3. AMENDMENT. Deschutes County Comprehensive Plan Supplement, Newberry Country: A Plan for Southern Deschutes County, is amended to read as described in Exhibit "C," attached hereto and by this reference incorporated herein, with new language underlined and language to be deleted in ~~strikethrough~~.

Section 4. FINDINGS. The Board adopts as its findings Exhibit "D", attached and incorporated by reference herein.

Dated this 10th of February 2016

BOARD OF COUNTY COMMISSIONERS
OF DESCHUTES COUNTY, OREGON

Alan Unger
ALAN UNGER, Chair

TAMMY BANEY, Vice Chair

ANTHONY DEBONE, Commissioner

ATTEST:

Recording Secretary

Date of 1st Reading: 27th day of Jan., 2016.

Date of 2nd Reading: 10th day of Feb., 2016.

Record of Adoption Vote:

Commissioner	Yes	No	Abstained	Excused
Tammy Baney	✓			
Anthony DeBone	✓			
Alan Unger	✓			

Effective date: 10th day of May, 2016.