



Minutes

**DESCHUTES COUNTY PLANNING COMMISSION
DESCHUTES SERVICES CENTER
1300 NW WALL STREET, BEND, OREGON, 97703
OCTOBER 13TH, 2022 – 5:30 P.M.**

THIS MEETING WAS CONDUCTED IN PERSON, ELECTRONICALLY, AND BY PHONE. IT WAS AUDIO AND VIDEO RECORDED AND CAN BE ACCESSED AT THE DESCHUTES COUNTY MEETING PORTAL WEBSITE WWW.DESCHUTES.ORG/MEETINGS

I. Call to Order

Chairperson Jessica Kieras called the meeting to order at 5:30 pm. Planning Commissioners present in-person: Dale Crawford, Nathan Hovekamp, Matt Cyrus, and Toni Williams. Present via Zoom: Susan Altman, Maggie Kirby.

Staff present: Will Groves – Planning Manager, Tanya Saltzman-Senior Long Range Planner, Nicole Mardell, Senior Planner, Kyle Collins, Associate Planner.

II. Approval of Minutes - September 8th

Commissioner Crawford moved to approve. Commissioner Cyrus Seconded the Motion. Unanimous vote to approve.

III. Public Comment

- None

IV. Action Items

1. Deschutes 2040 Meeting #2 - Key Planning Issues, Challenges, and Goals (Nicole Mardell, Senior Planner, Matt Hastie, Consultant with MIG)

- Staff is gathering public input on key planning issues through a variety of engagement activities such as Community open houses, online surveys, and meeting in a box events.
- There are four upcoming open house events in Bend, Sisters, Sunriver, and Redmond.
- Information regarding open house events, the online survey, and details of the Comprehensive Plan can be found online at <https://2040-deschutes.hub.arcgis.com/>
- Key Planning issues include: Agriculture and Forestry, Housing and growth, Economy and Tourism, Water supply, Natural resources, Natural Hazards and Transportation.

2. Public Hearing Continuation – Psilocybin TPM Amendments (Tanya Saltzman, Senior

Planner)

- Tanya clarified that this meeting is strictly related to land use regulations such as zoning, but is not to address the opt-measure on the November 8th ballot.
- Tanya reviewed the purpose of the Time, Place, Manner (TPM) amendments being proposed.
- Agency and public comments were briefly reviewed and can be accessed via the online record at <https://www.deschutes.org/cd/page/247-22-000676-ta-psilocybin-time-place-and-manner-tpm-text-amendments>

Public Hearing Testimony

- **Hilary Foote, Department of Land Use and Conservation (DLCD).** DLCD would not be in support of an interpretation that allowed psilocybin service centers were a new stand-alone use in the Exclusive Farm Use Zone (EFU), however, believe they could be allowed as uses that are already allowed such as commercial activity in conjunction with farm use.
- **Ryan Reed, Bend, OR.** Plans to build Psilocybin service center and manufacturing center. Reviewed an additional psilocybin use called micro-dosing and potential implications for local businesses who may want to include this in their offerings.
- **Nunzie Gould, Bend, OR.** Shared concerns that OHA has not finalized their regulations and recommended that text amendments not be adopted before OHA has finalized their regulations. Advocated for the strictest possible TPM amendments and limit psilocybin use to urban areas with readily available overnight lodging options rather than rural areas.
- **Jeffery Lebowski, Terrebonne, OR.** Shared perspective on his experience with psilocybin use and how the treatment setting (natural vs. urban) can influence it's efficacy as a combat veteran and first responder who has sought out such treatment.
- **John F. Redmond, OR.** Local business owner and member of VFW. Provided a written letter to be submitted to the record and briefly shared support for psilocybin use.
- **Piper Lucas, Bend, OR.** Shared concerns for accessibility especially in terms of cost. Sought clarification on requirements for commercial use in conjunction with farm use and home occupation.
- **Alex Banks, Bend, OR.** Shared questions regarding training programs and how that fits into land use requirements.
- **Jessica Carroll, Terrebonne, OR.** Shared what implementation could like for service and manufacturing centers.
- **Joshua Tanner, Medford, OR.** Spoke to concerns for not allowing overnight lodging within service centers.
- **Julia Mirer, MD, Florida.** Involved in advocacy and implementation of psychedelic treatment. Spoke to the benefits of a natural setting or immersion in nature during treatment.
- **Jack Farley, Tumalo, OR.** Shared his experience with benefits of psilocybin use. Advocate for focus on treatment for mental health as opposed to recreation.
- **Corrine Celko, Emerge Law Group on behalf of Juniper Reserve.** Also provided written testimony. Advocated for the ideal setting a destination resort such as Juniper Reserve can provide. Proposed changes to county code that would allow service centers in destination resorts in her written testimony. Spoke to language in the existing ORS which could psilocybin service centers as a commercial activity in conjunction with farm use.
- **Amanda Bergen, Lapine, OR.** Shared concerns that proposed restrictions may limit the potential benefits of psilocybin use and its medical benefits.

Motion: Commissioner Williams moves to close the public hearing and leave written record open until Friday October 14th 2022 at 4:00pm and deliberate on October 27th 2022. Commissioner Cyrus Seconded the motion. Unanimous vote to approve.

3. Text Amendment Deliberations - Senate Bill (SB) 391 and Rural Accessory Dwelling Units (ADU) (Kyle Collins, Associate Planner)

Motion:

- Commissioner Williams moves to postpone deliberations to a later date in November. Commissioner Cyrus seconded this motion.
- There was discussion that there are several pending issues in Oregon, such as the wildfire risk map and wildlife mitigation, that will impact decisions regarding rural ADU.
- Commissioner Altman amended her motion to postpone deliberations to October 27th 2022. Commissioner Cyrus seconded. Unanimous vote to approve.

V. Planning Commission and Staff Comments

- Will Groves spoke with the Board of County Commissioners regarding the Deschutes County Work Plan and shared four projects they would like to see move forward including; Radio Tower Updates, Dark Ordinance, housekeeping measures and short-term rental regulations.
- Commissioner Altman inquired about SDC fees regarding ADU development.

VI. Adjourn

The meeting was adjourned at 8:23 pm.

Respectfully submitted by,

Brooke Clark

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<https://deschutescountyor.igm2.com/Citizens/Default.a>