



BOARD OF COMMISSIONERS

BOARD OF COUNTY COMMISSIONERS REGULAR MEETING

9:00 AM, WEDNESDAY, JULY 07, 2021

Barnes Sawyer Rooms - Deschutes Services Bldg - 1300 NW Wall St – Bend

(541) 388-6570 | www.deschutes.org

AGENDA

MEETING FORMAT

In response to the COVID-19 public health emergency, Oregon Governor Kate Brown issued Executive Order 20-16 (later enacted as part of HB 4212) directing government entities to utilize virtual meetings whenever possible and to take necessary measures to facilitate public participation in these virtual meetings. Since May 4, 2020, meetings and hearings of the Deschutes County Board of Commissioners have been conducted primarily in a virtual format. Effective June 30, 2021, COVID-based restrictions have been discontinued.

Attendance/Participation options include: A) In Person Attendance and B) Live Stream Video: Members of the public may still view the BOCC meetings/hearings in real time via the Public Meeting Portal at www.deschutes.org/meetings.

Citizen Input: Citizen Input is invited in order to provide the public with an opportunity to comment on any meeting topic that is not on the current agenda. Citizen Input is provided by submitting an email to: citizeninput@deschutes.org or by leaving a voice message at 541-385-1734. Citizen input received by 8:00 a.m. before the start of the meeting will be included in the meeting record.

Zoom Meeting Information: Staff and citizens that are presenting agenda items to the Board for consideration or who are planning to testify in a scheduled public hearing may participate via Zoom meeting. The Zoom meeting id and password will be included in either the public hearing materials or through a meeting invite once your agenda item has been included on the agenda. Upon entering the Zoom meeting, you will automatically be placed on hold and in the waiting room. Once you are ready to present your agenda item, you will be unmuted and placed in the spotlight for your presentation. If you are providing testimony during a hearing, you will be placed in the waiting room until the time of testimony, staff will announce your name and unmute your connection to be invited for testimony. Detailed instructions will be included in the public hearing materials and will be announced at the outset of the public hearing.

For Public Hearings, the link to the Zoom meeting will be posted in the Public Hearing Notice as well as posted on the Deschutes County website at <https://www.deschutes.org/bcc/page/public-hearing-notices>.

CALL TO ORDER

CITIZEN INPUT: *For items not on this Agenda*

Note: *In addition to the option of providing in-person comments at the meeting, citizen input comments may be emailed to citizeninput@deschutes.org or you may leave a brief voicemail at 541.385.1734. To be timely, citizen input must be received by 8:00am on the day of the meeting.*

PLEDGE OF ALLEGIANCE

CONSENT AGENDA

1. Consideration of Board Signature of Order No. 2021-034, authorizing the Property Manager to execute the documents associated with the purchase of property located at 236 NW Kingwood Avenue, in Redmond.
2. Consideration of Resolution No. 2021-053 Accepting Grant Funds and Increasing Appropriations within the Fiscal Year 2021-2022 Deschutes County Budget.
3. Consideration of Board Signature to Thank Kim Gilder of the Deschutes County Behavioral Health Advisory Board
4. Approval of Minutes of the June 16, 2021 BOCC Meeting
5. Approval of Minutes of the June 28, 2021 BOCC Meeting
6. Approval of Minutes of the June 30, 2021 BOCC Meeting

ACTION ITEMS

7. Consideration of Chair Signature of Document No. 2021-611, Notice of Intent to Award a contract for the Knott Landfill Cell 9 Engineering and Construction Management Services Project.
8. Consideration of Board Signature of Order No. 2021-020, Approving the Disinterment and Reburial of Graves in the Greenwood Cemetery
9. Consideration of Board Approval to Receive Community-Led Health Care Innovation Grant Funds
10. Request Board Acceptance of High Desert Education Service District (HDES) Grant Funds regarding Family Connects Bridge Funding.
11. COVID19 Update
12. Discussion: Consideration for Naming an Unnamed Public Road as Hedgehog Court

- [13.](#) Discussion: Campgrounds, Recreational Vehicle Parks, and Manufactured Home Parks/Rural Lands Assessment

LUNCH RECESS

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.

EXECUTIVE SESSION

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.

ADJOURN



Deschutes County encourages persons with disabilities to participate in all programs and activities. This event/location is accessible to people with disabilities. If you need accommodations to make participation possible, please call (541) 617-4747.



BOARD OF COMMISSIONERS

AGENDA REQUEST & STAFF REPORT

MEETING DATE: Wednesday, July 7, 2021

SUBJECT: Consideration of Board Signature of Order No. 2021-034, authorizing the Property Manager to execute the documents associated with the purchase of property located at 236 NW Kingwood Avenue, in Redmond.

RECOMMENDED MOTION:

Move approval of signature of Order No. 2021-034 authorizing the Property Manager to execute the documents associated with the purchase of property located at 236 NW Kingwood Avenue, in Redmond.

BACKGROUND AND POLICY IMPLICATIONS:

On March 31, 2021, your Board authorized the County's Property Manager to negotiate the purchase price for property located at 236 NW Kingwood, Redmond and is known as Map and Tax Lot 151309A000805 (see vicinity map). At that time, the property was not on the market for sale. The Board authorized an initial offer of \$2,000,000 and after a series of negotiations, the ownership agreed to a sales price of \$2,450,000 and your Board subsequently authorized the amount. Thereafter, your Board also authorized the Property Manager to execute a Purchase and Sale Agreement (PSA) with the ownership, Malwood, LLC (Malwood) to memorialize the terms and conditions of the purchase/sale. The PSA was executed on May 12, 2021, which is also the start of the due diligence period and scheduled to expire July 12, 2021.

The 9,461 square foot building was constructed in 2003 and is situated on 0.89-acres with 49 parking spaces. There is currently three tenants occupying space in the building and the County will assume the leases at the time the transaction closes.

- 1) MWD Management, LLC (Bend Dermatology) occupies 5,445 square feet at \$9,499.01/month (effective August 2021) with a lease term scheduled to expire July 31, 2022
- 2) Dr. Frank Cobarubbia (Northwest Foot Care) occupies 325 square at \$550/month on a month-to-month basis

3) Adaugeo Health Care (Interpath Lab) occupies 2,400 square feet and the tenant is scheduled to vacate in mid-July

This strategic North County property acquisition will allow the County to expand services to further serve individuals and families in the surrounding communities. It is anticipated that the tenant improvement project that will include space programming, design and construction services will be completed in approximately Fall 2022 with anticipated County occupancy late 2022/early 2023.

BUDGET IMPACTS:

Property purchase price of \$2,450,000. Deschutes County will receive revenue from the existing leases with Dr. Frank Cobarubbia and MWD Management, LLC until a later date to be determined.

ATTENDANCE:

Kristie Bollinger, Property Manager

REVIEWED

LEGAL COUNSEL

07/07/2021 Item #1.

For Recording Stamp Only

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF DESCHUTES COUNTY, OREGON

An Order Designating Kristie Bollinger, the Deschutes County Property Manager, as the Deschutes County Representative for the Purpose of Signing Documentation for the Purchase and Acceptance of Property Located at 236 NW Kingwood Avenue, Redmond, Oregon 97756

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ORDER NO. 2021-034

WHEREAS, the Board of County Commissioners of Deschutes County has authorized the purchase of property located at 236 NW Kingwood Avenue, Redmond, Oregon, 97756 from Malwood, LLC (Seller); and

WHEREAS, on May 12, 2021, Deschutes County entered into a Purchase and Sale Agreement to purchase the property in the amount of Two Million Four Hundred Fifty Thousand (\$2,450,000) Dollars, subject to a due diligence period scheduled to expire July 12, 2021; and

WHEREAS, the Seller has the option to extend the closing by two forty-five (45) day periods for the purpose of completing a 1031 Exchange; and

WHEREAS, the Seller has opted to exercise the first option to extend by forty-five (45) days while reserving the right to extend by an additional forty-five (45) day period if necessary for the 1031 Exchange; and

WHEREAS, currently the transaction closing is projected to occur approximately mid-September 2021, unless the Seller exercises the second option to extend or shortens the extension period, and at the time of closing, the documents necessary to conclude the transaction need to be signed on behalf of Deschutes County as the purchaser; now, therefore,

THE BOARD OF COUNTY COMMISSIONERS OF DESCHUTES COUNTY, OREGON, HEREBY ORDERS as follows:

Section 1. Kristie Bollinger, the Deschutes County Property Manager, is designated as the Deschutes County representative for the purpose of signing the necessary documents for the purchase and acceptance of property located at 236 NW Kingwood Avenue, Redmond, Oregon, 97756.

SIGNATURES ON FOLLOWING PAGE

Dated this _____ of _____, 2021

BOARD OF COUNTY COMMISSIONERS
OF DESCHUTES COUNTY, OREGON

ANTHONY DEBONE, Chair

PHIL CHANG, Vice Chair

ATTEST:

Recording Secretary

PATTI ADAIR, Commissioner

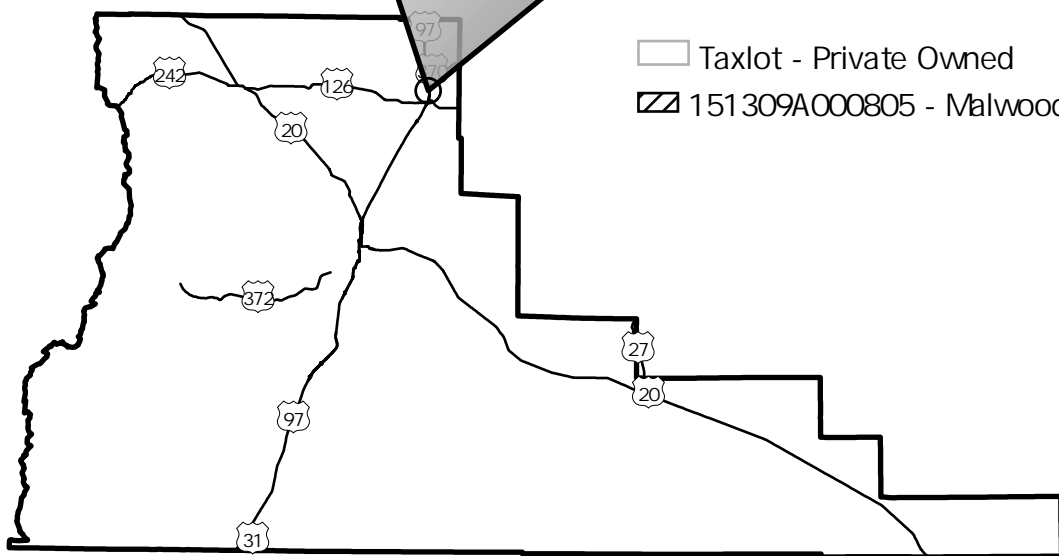
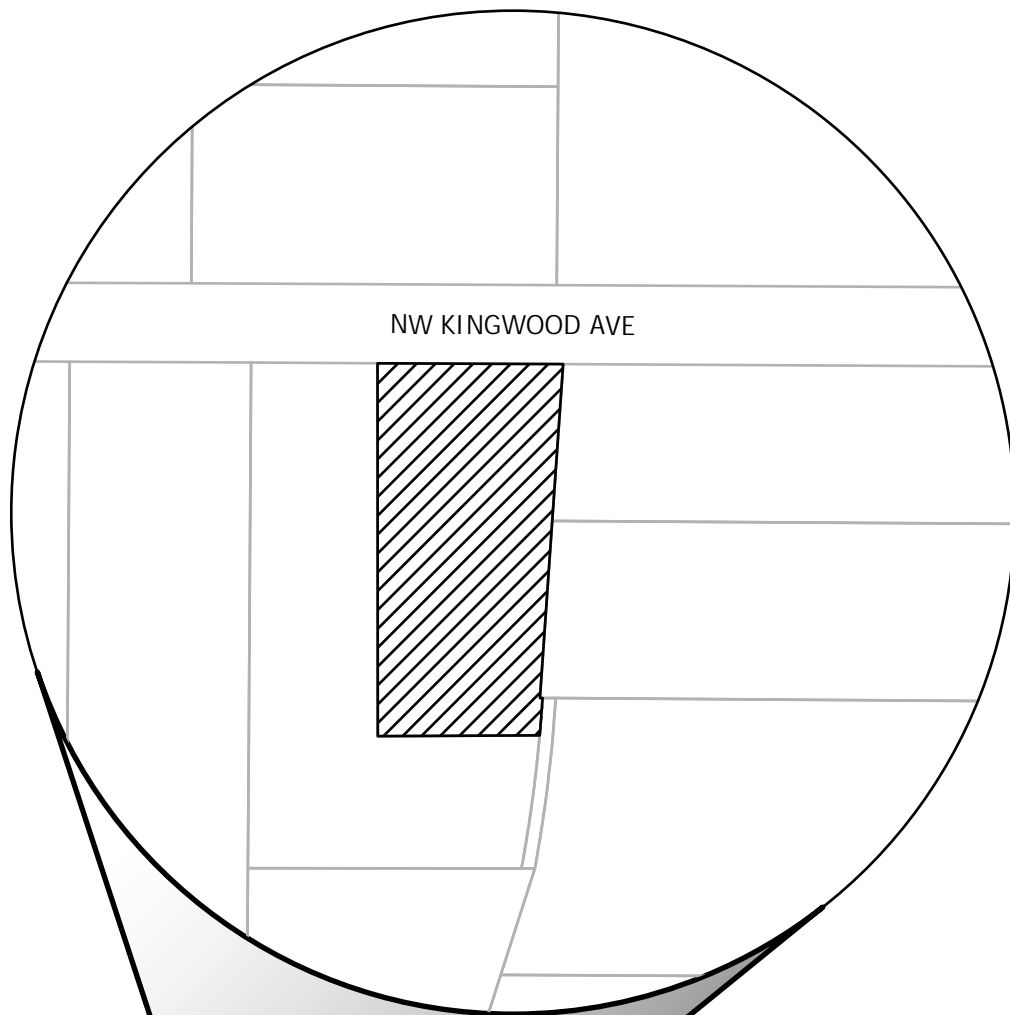


DESCHUTES COUNTY VICINITY MAP

Maptax # 151309A000805
Doc# 2017-3444 - 0.86 Acres

07/07/2021 Item #1.

N



- Taxlot - Private Owned
- 151309A000805 - Malwood LLC



BOARD OF COMMISSIONERS

AGENDA REQUEST & STAFF REPORT

MEETING DATE: 7/7/2021

SUBJECT: Consideration of Resolution No. 2021-053 Accepting Grant Funds and Increasing Appropriations within the Fiscal Year 2021-2022 Deschutes County Budget.

RECCOMENDED MOTION:

Move approval of Resolution 2021-053 Accepting Grant Funds and Increasing Appropriations within the Health Services Fund.

BACKGROUND AND POLICY IMPLICATIONS:

Improving Perinatal Care Coordination across Oregon, has been selected as a 2021 COHQA Grant recipient. This project has been awarded \$30,000 to be used between July 1, 2021 and June 30, 2022.

Central Oregon’s PCC is a community-developed and public health led program to assist pregnant and postpartum individuals in Central Oregon access health insurance, prenatal care, nutritional services, and other referrals with ease and dignity. The PCC program was developed and implemented in 2016 in response to Central Oregon’s worsening maternal health and birth outcomes (Oregon Health Authority, Maternal and Child Health, 2017). The program now serves approximately 60% of all pregnant persons in Central Oregon, mostly low-income and vulnerable populations. In March 2021, Oregon Health Authority’s Healthy Together featured PCC as a promising model and intervention for improving maternal health and birth outcomes across Oregon.

BUDGET IMPACTS:

This would increase Health Service Fund appropriations by \$30,000 in program expense.

ATTENDANCE:

Pamela Ferguson, Health Services Manager, Dan Emerson, Budget Manager.



Deschutes County Board of Commissioners
 1300 NW Wall St, Bend, OR 97703
 (541) 388-6570 – Fax (541) 385-3202 – <https://www.deschutes.org/>

AGENDA REQUEST & STAFF REPORT

For Board of Commissioners BOCC Wednesday Meeting of July 7, 2021

DATE:

FROM: Nahad Sadr-Azodi, Health Services,

TITLE OF AGENDA ITEM:

Consideration of Board Approval to Receive Community-Led Health Care Innovation Grant Funds

RECOMMENDATION & ACTION REQUESTED:

Staff recommend approval to receive Community-Led Health Care Innovation grant funds in the amount of \$30,000.

BACKGROUND AND POLICY IMPLICATIONS:

Central Oregon Health Quality Alliance selected applicants to receive funding up to \$40,000 for Community-Led Health Care Innovation: Innovations to improve community health, health care, and patient or provider experience. Central Oregon's Perinatal Care Continuum (PCC) received notification on 22 June 2021:

Improving Perinatal Care Coordination across Oregon, has been selected as a 2021 COHQA Grant recipient. This project has been awarded \$30,000 to be used between July 1, 2021 and June 30, 2022.

Central Oregon's PCC is a community-developed and public health led program to assist pregnant and postpartum individuals in Central Oregon access health insurance, prenatal care, nutritional services, and other referrals with ease and dignity. The PCC program was developed and implemented in 2016 in response to Central Oregon's worsening maternal health and birth outcomes (Oregon Health Authority, Maternal and Child Health, 2017). The program now serves approximately 60% of all pregnant persons in Central Oregon, mostly low-income and vulnerable populations. In March 2021, Oregon Health Authority's *Healthy Together* featured PCC as a promising model and intervention for improving maternal health and birth outcomes across Oregon.

PCC's long-term viability in Central Oregon, but also at other sites, will rely on formalizations of processes, continuous reviews, and improvements. These are all part of

evaluation measures central to evidence-based public health practice. To do so, PCC wishes to create a comprehensive handbook and to establish an evaluation methodology to measure the effects of the program continuously. These evaluation measures are pertinent to sustainable funding mechanisms (i.e., federal Title V and insurance reimbursements), but also central to transfer into other sites.

No negative policy implications are foreseen.

FISCAL IMPLICATIONS:

\$30,000 in Fiscal Year 2022. No FTE impact. See attached budget adjustment for details.

ATTENDANCE: Pamela Ferguson, Healthy People & Families Program Manager -- via Zoom

REVIEWED

LEGAL COUNSEL

For Recording Stamp Only

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF DESCHUTES COUNTY,
OREGON

A Resolution Accepting Grant Funds *
and Increasing Appropriations within * RESOLUTION NO. 2021-053
the 2021-2022 Deschutes County Budget *

WHEREAS, the Deschutes County Health Services Department has been awarded the Community-Led Health Care Innovation Grant in the amount of \$30,000 supporting innovations to improve community health, and

WHEREAS, it is necessary for the Board of Commissioners of Deschutes County to approve funding from the Community-Led Health Care Innovation Grant, and

WHEREAS, ORS 294.471 allows a supplemental budget adjustment when authorized by resolution of the governing body, and

WHEREAS, it is necessary to increase appropriations by \$30,000 in Health Services to accommodate this request, and

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF DESCHUTES COUNTY, OREGON, as follows:

Section 1. That the following revenue be budgeted in the 2021-22 County Budget:

<u>Health Services</u>	
Local Government Grants	\$ 30,000
Total Health Services	<u>\$ 30,000</u>

Section 2. That the following amounts be appropriated in the 2021-22 County Budget:

<u>Health Services</u>	
Program Expense	\$ 30,000
Total Health Services	<u>\$ 30,000</u>

Section 3. That the Chief Financial Officer make the appropriate entries in the Deschutes County Financial System to show the above appropriations:

DATED this _____ day of July, 2021.

BOARD OF COUNTY COMMISSIONERS OF
DESCHUTES COUNTY, OREGON

ANTHONY DEBONE, Chair

ATTEST:

PHIL CHANG, Vice-Chair

Recording Secretary

PATTI ADAIR, Commissioner



**Notice of Award
2021 COHQA Grant Program**

Central Oregon Health Quality Alliance
1230 NE Third St, Suite 200-A
Bend, OR 97701
(541) 585-2590
Fax: (541) 585-2591

Dear Erin,

We are pleased to inform you that your project, Improving Perinatal Care Coordination across Oregon, has been selected as a 2021 COHQA Grant recipient. This project has been awarded \$30,000 to be used between July 1, 2021 and June 30, 2022.

Funds must be spent on requested budget items. As the year unfolds, adjustments to budget item allocation may be allowed with approval from COHQA. If project funds remain unspent at the end of the grant year, you may request a no-cost extension to allow use of the unspent funds. If no such request is made, or the request is not approved by COHQA, unspent funds must be returned to COHQA at the end of the grant year.

A mid-year report and final report are required, and we will follow up with instructions to assist you with those.

Thank you for your passion to share with other communities what you have learned through your innovative work in perinatal care coordination in Deschutes County. We are honored to partner with you on this project.

Sincerely,

Shimiko Montgomery
COHQA Executive Director

Project Title: Improving Perinatal Care Coordination across Oregon

Itemized Award:

	Award Total	\$30,000
Staff		18,102.76
Graphic design		7,800
Participant gift cards		1,000
Software		300
DCHS Indirect		2720.28

Deschutes County
Appropriation of New Grant

REVENUE

Item	Line Number	Project Code	Segment 2	Org	Object	Description	Current Budgeted Amount	To (From)	Revised Budget
		HSPHDIRECT	HS3COHQAPC	2743153	338011	Local Government Grants	-	30,000	30,000
TOTAL							-	30,000	30,000

APPROPRIATION

Item	Line Number	Project Code	Segment 2	Org	Object	Category (Pers, M&S, Cap Out, Contingency)	Description (Element-Object, e.g. Time Mgmt, Temp Help, Computer Hardware)	Current Budgeted Amount	To (From)	Revised Budget
		HSPHDIRECT	HS3COHQAPC	2743153	430312	M&S	Contracted Services	-	18,103	18,103
		HSPHDIRECT	HS3COHQAPC	2743153	450094	M&S	Program Expense	-	8,800	8,800
		HSPHDIRECT	HS3COHQAPC	2743153	450070	M&S	Software Licenses	-	300	300
		HSPHDIRECT	HS3COHQAPC	2743153	490501	Overhead	Admin Allocation	-	2,797	2,797
		HSALL	HS1OTHER	2743151	450094	M&S	Program Expense	-	2,797	2,797
		HSALL	HS1OTHER	2743151	490501	Overhead	Admin Allocation	-	(2,797)	(2,797)
TOTAL							-	30,000	30,000	

Deschutes County
Appropriation of New Grant

The Central Oregon Health Quality Alliance (COHCQA) awarded Deschutes County Health Services' Perinatal Care Coordination program a Community-led Health Care Innovation Grant to improve community health, health care, and patient or provider experience in the amount of \$30,000. To accomplish this, funds will be used to contract with Oregon Health State University to create a comprehensive handbook and establish an evaluation methodology that measures the effects of the program continuously. Funds may be used between July 1, 2021 and June 30, 2022.

Fund:
Dept:
Requested by:
Date:

274
Health Services



AGENDA REQUEST & STAFF REPORT

MEETING DATE: July 7, 2021

SUBJECT: Notice of Intent to Award a contract for the Knott Landfill Cell 9 Engineering and Construction Management Services Project.

RECOMMENDED MOTION:

Staff recommends that the Board of County Commissioners issue a Notice of Intent to award the Knott Landfill Cell 9 Engineering and Construction Management Services Project to G. Friesen Associates, Inc.

BACKGROUND AND POLICY IMPLICATIONS:

As waste disposal operations continue at Knott Landfill, periodic cell construction is necessary to accommodate ongoing fill operations. Fill operations are at a point where the construction of Cell 9 is needed. In order to procure Oregon Department of Environmental Quality (DEQ) authorizations and develop bid specifications for cell construction, detailed engineering and design documents and plans are necessary.

In April, 2021, the Department of Solid Waste solicited for proposals to provide design and construction management services for the construction of Cell 9 at Knott Landfill. The scope of work includes the preparation of engineering documents for DEQ submittal and approval, the preparation of bid documents for construction of Cell 9 and providing construction management services during cell construction. The Request for Proposals (RFP) was advertised in the Bend Bulletin and the Daily Journal of Commerce and a total of five engineering firms and six plan centers downloaded the RFP documents. Proposals were received from three firms and were reviewed and evaluated by staff from the Solid Waste and Road Departments. G. Friesen Associates, Inc. received the highest scoring from all members of the review committee and is being recommended for award of the contract. A copy of the proposal evaluation scoring summary is attached.

BUDGET IMPACTS:

The contract will be awarded in the amount of \$254,538. Funds for the project are included in the FY22 Solid Waste Capital Project fund.

ATTENDANCE:

Chad Centola, Interim Director of Solid Waste

July 7, 2021

Sent via email (gerry@gfriesen.com) & First Class Mail

RE: Project - Contract for Knott Landfill Cell 9 Engineering and Construction Management Services Project

NOTICE OF INTENT TO AWARD CONTRACT

On July 7, 2021, the Board of County Commissioners of Deschutes County, Oregon, considered proposals for the above-referenced project. The Board of County Commissioners determined that the successful proposer for the project was G. Friesen Associates, Inc. of Lake Oswego, Oregon.

This Notice of Intent to Award Contract is issued pursuant to Oregon Revised Statute (ORS) 279C.375 for public improvements. A copy of this Notice is being provided to each firm or person that submitted a bid or proposal for the project. Any firm or person which believes that they are adversely affected or aggrieved by the intended award of contract set forth in this Notice may submit a written protest within seven (7) calendar days after the issuance of this Notice of Intent to Award Contract to the Board of County Commissioners of Deschutes County, Oregon, at Deschutes Services Building, 1300 NW Wall Street, Bend, Oregon 97703. **The seven (7) calendar day protest period will expire at 5:00 PM on Wednesday, July 14, 2021.**

G. Friesen Associates, Inc.
July 7, 2021
Page 2

Any protest must be in writing and specify any grounds upon which the protest is based. Please refer to Oregon Administrative Rules (OAR) 137-049-0450 for construction contracts or OAR 137-047-0740 for contracts other than construction. If a protest is filed, a hearing will be held at 10:00 a.m. on Wednesday, July 21, 2021 before the Board of County Commissioners of Deschutes County Oregon, acting as the Contract Review Board, in the Deschutes Services Building, 1300 NW Wall Street, Bend, Oregon 97703.

If no protest is filed within the protest period, this Notice of Intent to Award Contract becomes an Award of Contract without further action by the County unless the Board of County Commissioners for good cause, rescinds this Notice before the expiration of the protest period. The successful bidder or proposer on a Deschutes County project is required to execute four (4) copies of the Contract, which will be provided when the contract is negotiated. In addition to the execution of Contract, the contractor will be required to provide one or more certificates of insurance together with endorsements naming Deschutes County as an additional insured.

All contract copies will need to be returned to the County for execution. After all parties have signed the contract, a copy of the contract will be forwarded to you along with a notice to proceed.

If you have any questions regarding this Notice of Intent to Award Contract, or the procedures under which the County is proceeding, please contact Deschutes County Legal Counsel Bend, OR 97703, telephone (541) 388-6625 or FAX (541) 383-0496, or email to: david.doyle@deschutes.org.

Be advised that if no protest is received within the stated time period that the County is authorized to process the contract administratively.

Sincerely,

DESCHUTES COUNTY, OREGON

[Authorized signature]

cc w/enc: Transmitted by Email and First Class Mail on July 7, 2021 to all Proposers (3 pages)
See attached List

Contract for Knott Landfill Cell 9 Engineering
and Construction Management Services Project

Gerry Friesen
G. Friesen Associates
4088 Orchard Drive
Lake Oswego, Oregon 97035
gerry@gfriesen.com
Phone Number (971) 235-3317
Fax Number (866) 533-5543

Jeff A. Shepherd
Civil & Environmental Consultants
215 W. 4th Street, Suite 203
Vancouver, WA 98660
jshepherd@cecinc.com
Phone Number (405) 823-7772
Fax Number

James D Cornell
CQA Solutions, LTD
723 Phillips Ave. Building A, Suite 201
Toledo, OH 43612
jcornell@cqasolutions.co
Phone Number (419) 265-4277
Fax Number

Cell 9 Engineering and Construction Management Services Project
Proposal Review Scoring Summary

Firm	Proposal Evaluation Criteria	Timm Schimke Deschutes County Solid Waste Dept.		Chad Centola Deschutes County Solid Waste Dept.		Todd Sween Deschutes County Solid Waste Dept.		Matt Wilson Deschutes County Solid Waste Dept.		Chris Doty Deschutes Road Dept.		Overall Score
		Score	Rank	Score	Rank	Score	Rank	Score	Rank	Score	Rank	
G. Friesen Associates	Firm Experience, Capabilities & Resources	25		23		25		25		23		
	Project Team Experience	25		25		25		25		23		
	Project Understanding & Thoroughness	25		25		20		25		20		
	Cost Proposal (\$254,538)	10		14		15		13		13		
	Clarity & Organization of Proposal	10		10		10		10		10		
	Total	95	1	97	1	95	1	98	1	89	1	474
Civil & Environmental Consultants	Firm Capabilities & Resources	25		23		20		19		20		
	Project Team Experience	20		23		18		23		18		
	Project Understanding & Thoroughness	25		25		20		25		20		
	Cost Proposal (\$297,520)	5		12		10		11		11		
	Clarity & Organization of Proposal	10		10		8		10		10		
	Total	85	2	93	2	76	2	88	2	79	2	421
CQA Solutions	Firm Capabilities & Resources	15		20		15		13		15		
	Project Team Experience	20		20		20		21		15		
	Project Understanding & Thoroughness	20		15		15		25		15		
	Cost Proposal (\$241,764)	15		15		5		15		15		
	Clarity & Organization of Proposal	8		8		5		10		5		
	Total	78	3	78	3	60	3	84	3	65	3	365



Deschutes County Board of Commissioners
1300 NW Wall St., Suite 200, Bend, OR 97701-1960
(541) 388-6570 - Fax (541) 385-3202 - www.deschutes.org

AGENDA REQUEST & STAFF REPORT

For Board Business Meeting of July 7, 2021

DATE: May 28, 2021

FROM: Dave Doyle Legal 388-6625

TITLE OF AGENDA ITEM:

Consideration of Board signature on Order No. 2021-020, Approving the Disinterment and Reburial of Graves in the Greenwood Cemetery.

PUBLIC HEARING ON THIS DATE? No.

BACKGROUND AND POLICY IMPLICATIONS:

The Greenwood Cemetery (located just west of the Bend PD Building and across the street from Pilot Butte) has need to move several graves of unknown indigent people buried in unmarked graves over various decades prior to 1970. The current grave sites are subject to continuing desecration, including vehicle trespass, loitering and discarded trash. The Greenwood Cemetery has complied with all ORS requirements. A signed Declaration is attached and attests to the fact that since there are no records or identification documents that the Cemetery is unable to obtain consent. In such instances, ORS 97.220 provides that the BOCC may issued an Order authorizing disinterment and reburial.

FISCAL IMPLICATIONS:

None.

RECOMMENDATION & ACTION REQUESTED:

Move Board approval and signature on Order No. 2021-020, approving the Disinterment and Reburial of Graves in the Greenwood Cemetery.

ATTENDANCE: Legal

DISTRIBUTION OF DOCUMENTS:

Legal



NISWONGER-REYNOLDS FUNERAL HOME

MAUSOLEUM • CEMETERY • COLUMBARIUM • CREMATORY

May 28, 2021

Board of County Commissioners
Deschutes County
1300 NW Wall Ste, 2nd Flr
Bend, OR 97703

RE: Greenwood Cemetery disinterment and reburial of unknown graves of pre-1970's graves

I am President of the Oregon Care Group LLC, the owner of the Greenwood Cemetery ("Owner") located at 1220 NE Franklin Ave, Bend, OR 97701. I am writing to respectfully request that the Board of County Commissioners ("BOCC") add to its next available consent agenda the attached proposed order.

This order will allow the Oregon Care Group LLC to move several graves of unknown, indigent people buried in the cemetery in unmarked graves over various decades prior to 1970. Because the owner has no record of who was buried there, the Owner is not able to obtain consent for the moving of the graves per ORS 97.220(1). Therefore, the owner seeks the approval by the BOCC as provided in ORS 97.220(2).

The graves are in a location where inconsiderate people drive over the graves, leave trash, including hypodermic needles, and otherwise desecrate the graves. Thus, the Owner wishes to move the graves from an area along Highway 20 to a more respectful location in an already platted area of the cemetery further away from Highway 20 where they will less likely be desecrated. See attached map showing the general current and future locations of these graves. The Owner will hire a company to provide ground penetrating radar services to determine the exact location of the graves.

The Owner intends to place some form of a marker in the new area identifying the area as graves of unknown people. The Owner had not yet completed a plan for the exact marker.

The Owner sent the 60-day notice described in ORS 92.220(2) to the Deschutes County public health department since that public agency may have had authority to intern the human remains, and, therefore, may have records of who is buried in this location. See the attached notice. The 60 days will have past at least by the time the BOCC addresses this request in its next available public meeting.

Therefore, because the Owner followed the statutes to the extent possible, the Owner requests that the attached order be placed on the BOCC consent agenda and approved at the next possible BOCC public meeting.

BEND

105 NW IRVING AVENUE • BEND, OREGON 97703 • 541-382-2471 • 541-318-6944 FAX

GREENWOOD CEMETERY

12TH STREET & HAWTHORNE, BEND OREGON • OFFICE: 105 NW IRVING AVENUE, BEND, OREGON 97703 • 541-382-2471

NISWONGER-REYNOLDS.COM



NISWONGER-REYNOLDS FUNERAL HOME

MAUSOLEUM • CEMETERY • COLUMBARIUM • CREMATORY

Please let me know if you need any further information from me. Also, if needed, I can provide a Word version of the Order for your staff's convenience.

I hereby declare that the above statements are true to the best of my knowledge and belief, and that I understand it is made for use as evidence in court and is subject to penalty for perjury.

Dated: *MAY 28, 2021*

Kevin Precht
President, Oregon Care Group LLC

BEND

105 NW IRVING AVENUE • BEND, OREGON 97703 • 541-382-2471 • 541-318-6944 FAX

GREENWOOD CEMETERY

12TH STREET & HAWTHORNE, BEND OREGON • OFFICE: 105 NW IRVING AVENUE, BEND, OREGON 97703 • 541-382-2471

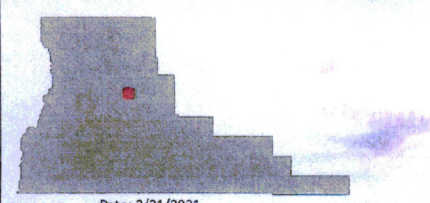
NISWONGER-REYNOLDS.COM

GREENWOOD CEMETERY

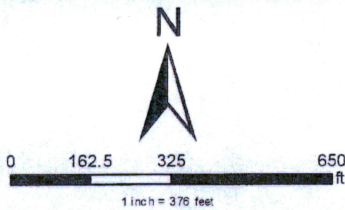
TL 171233D000200



Source: Esri, Maxar, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community, Deschutes County GIS



Date: 3/31/2021



REVIEWED
mm
LEGAL COUNSEL

07/07/2021 Item #8.

For Recording Stamp Only

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF DESCHUTES COUNTY, OREGON

An Order Approving the Disinterment and
Reburial of Graves of Unknown People in the
Greenwood Cemetery

*
*

ORDER NO. 2021-020

WHEREAS, ORS 97.220(2) requires the Board of County Commissioners (“BOCC”) approve the disinterment of bodies if consent cannot be obtained from people who authorized the original interment of the bodies; and

WHEREAS, the Oregon Care Group, LLC (“Owner”), owner of the Greenwood Cemetery at 1220 NE Franklin Avenue, Bend, Oregon (“Cemetery”) requested the BOCC approve the disinterment from their current location of graves of a group of unknown people who were buried over many years prior to 1970 in the Cemetery; and

WHEREAS, the graves of these unknown people have been continually desecrated over many years and should be moved to prevent further desecration; and

WHEREAS, the Owner will rebury the remains of the unknown people in another area of the Cemetery that is currently platted for graves where the graves will be more protected from desecration; now therefore,

THE BOARD OF COUNTY COMMISSIONERS OF DESCHUTES COUNTY, OREGON, hereby ORDERS as follows:

Section 1. That the Owner may disinter and rebury the graves of the unknown people as shown on Exhibit A, attached and incorporated by reference herein.

///

///

///

Section 2. This Order is effective upon signing.

BOARD OF COUNTY COMMISSIONERS
OF DESCHUTES COUNTY, OREGON

Dated this _____ of July, 2021

ANTHONY DeBONE, Chair

PHIL CHANG, Vice Chair

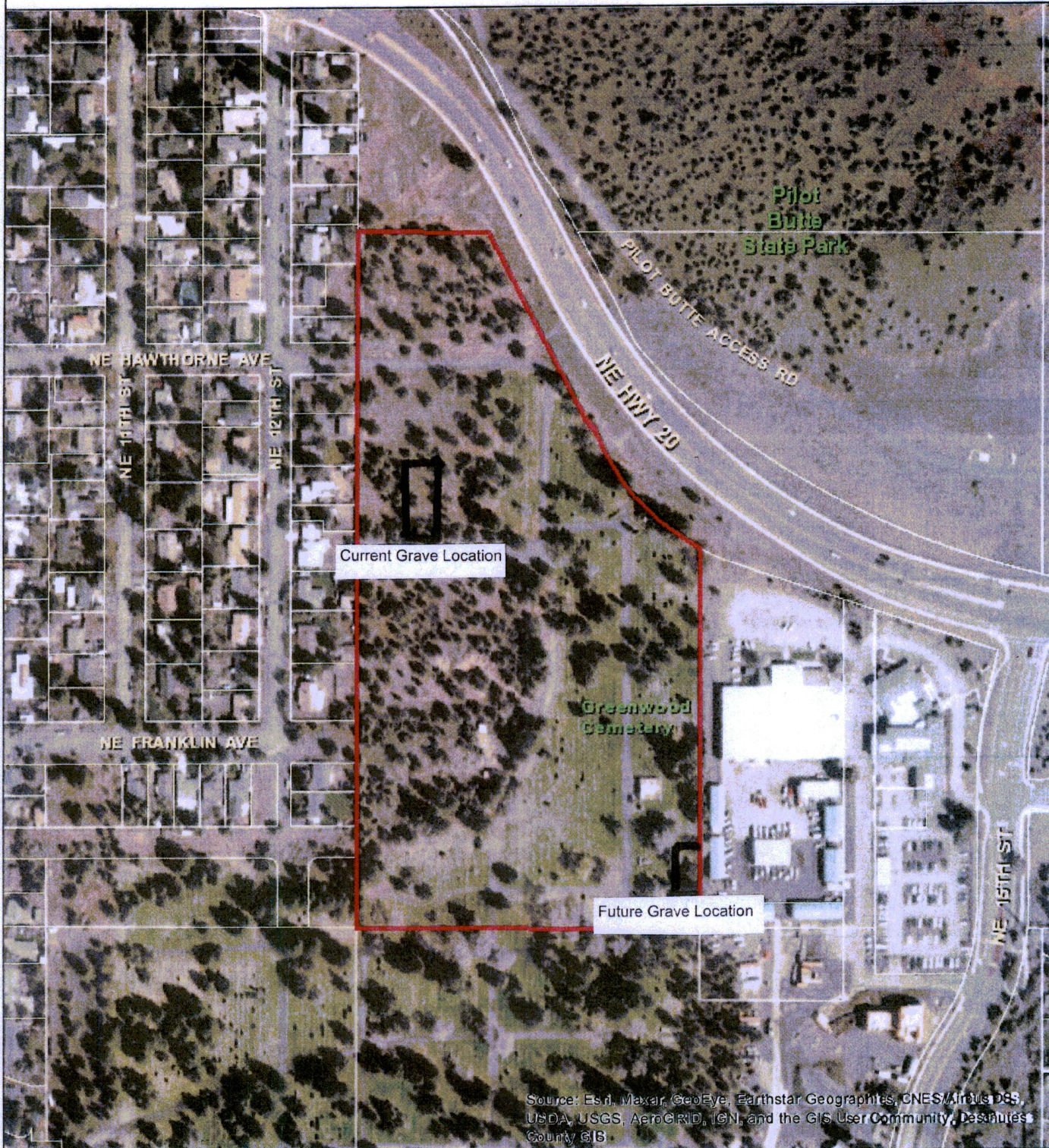
ATTEST:

Recording Secretary

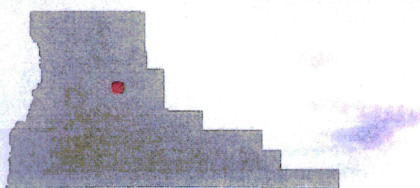
PATTI ADAIR, Commissioner

GREENWOOD CEMETERY

TL 171233D000200



Source: Esri, Maxar, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community, Deschutes County GIS



Date: 3/31/2021



0 162.5 325 650 ft

1 inch = 378 feet





BOARD OF COMMISSIONERS

AGENDA REQUEST & STAFF REPORT

MEETING DATE: July 7, 2021

SUBJECT: Consideration of Board Signature of Order No. 2021-020, Approving the Disinterment and Reburial of Graves in the Greenwood Cemetery

RECOMMENDED MOTION: Move adoption of Order No. 2021-020

BACKGROUND AND POLICY IMPLICATIONS:

The Greenwood Cemetery (located just west of the Bend Police Department Building and across the street from Pilot Butte) has need to move several graves of unknown indigent people buried in unmarked graves over various decades prior to 1970. The current grave sites are subject to continuing desecration, including vehicle trespass, loitering and discarded trash. The Greenwood Cemetery has complied with all ORS requirements. A signed Declaration is attached and attests to the fact that since there are no records or identification documents that the Cemetery is unable to obtain consent. In such instances, ORS 97.220 provides that the BOCC may issue an Order authorizing disinterment and reburial.

BUDGET IMPACTS: None

ATTENDANCE: County Counsel Dave Doyle



BOARD OF COMMISSIONERS

AGENDA REQUEST & STAFF REPORT

MEETING DATE: July 7, 2021

SUBJECT: Consideration of Board Approval to Receive Community-Led Health Care Innovation Grant Funds

RECOMMENDED MOTION:

Move approval to receive Community-Led Health Care Innovation grant funds in the amount of \$30,000.

BACKGROUND AND POLICY IMPLICATIONS:

Central Oregon Health Quality Alliance (COHQA) Grant provides funding up to \$40,000 for Community-Led Health Care Innovation to improve community health, health care, and patient or provider experience. Central Oregon’s Perinatal Care Continuum (PCC) received notification on June 22, 2021 that the Improving Perinatal Care Coordination across Oregon project has been selected as a 2021 COHQA Grant recipient. This project has been awarded \$30,000 to be used between July 1, 2021 and June 30, 2022.

Central Oregon’s PCC is a community-developed and public health led program to assist pregnant and postpartum individuals in Central Oregon access health insurance, prenatal care, nutritional services, and other referrals with ease and dignity. The PCC program was developed and implemented in 2016 in response to Central Oregon’s worsening maternal health and birth outcomes (Oregon Health Authority, Maternal and Child Health, 2017). The program now serves approximately 60% of all pregnant persons in Central Oregon, mostly low-income and vulnerable populations. In March 2021, Oregon Health Authority’s Healthy Together featured PCC as a promising model and intervention for improving maternal health and birth outcomes across Oregon.

PCC’s long-term viability in Central Oregon, but also at other sites, will rely on formalizations of processes, continuous reviews, and improvements. These are all part of evaluation measures central to evidence-based public health practice. To do so, PCC wishes

to create a comprehensive handbook and to establish an evaluation methodology to measure the effects of the program continuously. These evaluation measures are pertinent to sustainable funding mechanisms (i.e., federal Title V and insurance reimbursements), but also central to transfer into other sites.

No negative policy implications are foreseen.

BUDGET IMPACTS:

\$30,000 in Fiscal Year 2022. No FTE impact. See attached budget adjustment for details.

ATTENDANCE:

Pamela Ferguson, Healthy People & Families Program Manager -- via Zoom

Deschutes County
Appropriation of New Grant

REVENUE

Item	Line Number	Project Code	Segment 2	Org	Object	Description	Current Budgeted Amount	To (From)	Revised Budget
		HSPHDIRECT	HS3COHQAPC	2743153	338011	Local Government Grants	-	30,000	30,000
TOTAL							-	30,000	30,000

APPROPRIATION

Item	Line Number	Project Code	Segment 2	Org	Object	Category (Pers, M&S, Cap Out, Contingency)	Description (Element-Object, e.g. Time Mgmt, Temp Help, Computer Hardware)	Current Budgeted Amount	To (From)	Revised Budget
		HSPHDIRECT	HS3COHQAPC	2743153	430312	M&S	Contracted Services	-	18,103	18,103
		HSPHDIRECT	HS3COHQAPC	2743153	450094	M&S	Program Expense	-	8,800	8,800
		HSPHDIRECT	HS3COHQAPC	2743153	450070	M&S	Software Licenses	-	300	300
		HSPHDIRECT	HS3COHQAPC	2743153	490501	Overhead	Admin Allocation	-	2,797	2,797
		HSALL	HS1OTHER	2743151	450094	M&S	Program Expense	-	2,797	2,797
		HSALL	HS1OTHER	2743151	490501	Overhead	Admin Allocation	-	(2,797)	(2,797)
TOTAL								-	30,000	30,000

The Central Oregon Health Quality Alliance (COHCQA) awarded Deschutes County Health Services' Perinatal Care Coordination program a Community-led Health Care Innovation Grant to improve community health, health care, and patient or provider experience in the amount of \$30,000. To accomplish this, funds will be used to contract with Oregon Health State University to create a comprehensive handbook and establish an evaluation methodology that measures the effects of the program continuously. Funds may be used between July 1, 2021 and June 30, 2022.

Fund:
Dept:
Requested by:
Date:

274
Health Services



BOARD OF COMMISSIONERS

AGENDA REQUEST & STAFF REPORT

MEETING DATE: July 7, 2021

SUBJECT: Request Board Acceptance of High Desert Education Service District (HDESD) Grant Funds regarding Family Connects Bridge Funding.

RECOMMENDED MOTION:

Move approval to accept of High Desert Education Service District (HDESD) Funds

BACKGROUND AND POLICY IMPLICATIONS:

On June 29, 2021, the High Desert Education Service District (HDESD) notified Deschutes County Public Health of awarded funds in the amount of \$36,000 for bridge funding to support the implementation of the Family Connects Central Oregon program.

Family Connects is a universally offered home visiting program. Central Oregon is one of seven (7) early implementer communities within Oregon in launching Family Connects in coordination with an existing array of home visiting and community based services. When implemented, Family Connects will provide nurse home visiting to families who need assistance with navigating to resources and long-term home visiting services.

The HDESD Early Learning Hub will work with Deschutes County Health Services in project implementation, monitoring and continuous improvement strategies to assure a successful launch and program implementation.

BUDGET IMPACTS:

Funds are not to exceed \$36,000 and may be spent from June 16, 2021 to June 15, 2022.

ATTENDANCE:

Pamela Ferguson, Program Manager, Healthy People & Families



**MEMORANDUM OF AGREEMENT
Family Connects Bridge Funding**

Deschutes County

This is to formalize the agreement between the High Desert Education Service District (HDES) - Early Learning Hub of Central Oregon and Deschutes County - Public Health relating to bridge funding for implementation of Family Connects Universally Offered Home Visiting Program. Central Oregon is one of seven early implementer communities within Oregon in launching Family Connects in coordination with the existing array of home visiting and community based services. When implemented, Family Connects will provide nurse home visiting through 1-3 visits to families immediately following birth with navigation to resources and long-term home visiting services if indicated and desired by the family.

CONTACTS:

- High Desert ESD(HDES)–Brenda Comini, Director, Early Learning Hub, brenda.comini@hdesd.org
- Deschutes County–Cheryl Smallman, Business Manager, cheryl.smallman@deschutes.org

TERMS OF AGREEMENT:

- Deschutes County will:
 - Coordinate with the Early Learning Hub to implement Family Connects with fidelity as guided by the Oregon Health Authority and Family Connections International teams.
 - Utilize bridge funding to financially support expenses related to standing up and implementing Family Connects. Examples include, but are not limited to, home visiting services for families that are referred before billable eligibility, enhancement of staffing needed before billable revenue is in place, supplies and equipment to support nurse home visitors and support staff, technical support to facilitate data entry, collection and use of Salesforce or Epic EMS platforms, etc.
 - Manage all fund accounting and documentation according to state and federal best practice guidelines.
 - Report quarterly expenditures of funds and provide brief narrative on use to assist in future implementation planning and financing needs.
 - Expend all funds by June 15, 2022.
- HDES will:
 - Provide \$36,000 in bridge funding to be used specifically for Family Connects Implementation.
 - As Project Lead, the Early Learning Hub will assist Deschutes County Public Health in project implementation, monitoring and continuous improvement strategies to assure a successful launch and program implementation.
 - The Early Learning Hub will work with Deschutes County to manage program expense, identify and implement cost effective strategies and develop a program sustainability plan that includes rates and billing process for public and private insurance coverage.

Funding for this agreement is provided from Family Support Service (FSS) Title IV-B2 funding contracted to HDESD/Early Learning Hub of Central Oregon. Providers are required to maintain and provide to HDESD upon request, documentation of specific expenditures under 45 CR part 92. Administrative expense is not to exceed 15%.

- Total amount of this agreement is \$36,000.00
- Effective start date for this agreement is 6/16/2021.
- This agreement terminates on 6/15/2022.

This agreement will be reviewed annually regarding service level/costs. If this agreement is renewed then an "Annual Memorandum of Agreement Notification" will be sent to the district indicating changes in services and/or cost from the prior year.

Signature: George A Conway
George A Conway (Jun 30, 2021 14:23 PDT)

Email: george.conway@deschutes.org

Title: Director

Company: DCHS

Rochelle Friend, CFO
HIGH DESERT ESD

DATE

HDESD Use Only:
Expenditures: 264.5300.0720.478.000.000.405
245.0000.1940.411.320.000.850

Revenue:

DESCHUTES COUNTY DOCUMENT SUMMARY

(NOTE: This form is required to be submitted with ALL contracts and other agreements, regardless of whether the document is to be on a Board agenda or can be signed by the County Administrator or Department Director. If the document is to be on a Board agenda, the Agenda Request Form is also required. If this form is not included with the document, the document will be returned to the Department. Please submit documents to the Board Secretary for tracking purposes, and not directly to Legal Counsel, the County Administrator or the Commissioners. In addition to submitting this form with your documents, please submit this form electronically to the Board Secretary.)

Please complete all sections **above** the Official Review line.

Date: June 29, 2021

Department: Health Services, Public Health

Contractor/Supplier/Consultant Name: High Desert Education Service District

Contractor Contact: Brenda Comini

Type of Document: Memorandum of Agreement

Goods and/or Services: This document formalizes the understanding between High Desert Education Service District (HDESD) and Deschutes County Health Services in relation to the funding and implementation of the Family Connects Central Oregon.

Background & History: High Desert Education Service District is a regional support system that links school districts in Central Oregon to state and national education resources. Their programs help districts minimize duplication of services, preserve their local budgets and receive special programs that might otherwise be unavailable to them.

Family Connects is a universally offered home visiting program. Central Oregon is one of seven (7) early implementer communities within Oregon in launching Family Connects in coordination with an existing array of home visiting and community based services. When implemented, Family Connects will provide nurse home visiting to families who need assistance with navigating to resources and long-term home visiting services.

The HDESD Early Learning Hub will work with Deschutes County Health Services in project implementation, monitoring and continuous improvement strategies to assure a successful launch and program implementation.

Agreement Start Date: June 16, 2021 **Ending Date:** June 15, 2022

Annual Value or Total Payment: Maximum compensation is \$36,000.

Insurance Certificate Received (check box)
Insurance Expiration Date: N/A

Check all that apply:

- RFP, Solicitation or Bid Process
- Informal quotes (<\$150K)
- Exempt from RFP, Solicitation or Bid Process (specify – see DCC §2.37)

Funding Source: (Included in current budget? Yes No

If **No**, has budget amendment been submitted? Yes No

Is this a Grant Agreement providing revenue to the County? Yes No

Special conditions attached to this grant:

Deadlines for reporting to the grantor:

If a new FTE will be hired with grant funds, confirm that Personnel has been notified that it is a grant-funded position so that this will be noted in the offer letter: Yes No

Contact information for the person responsible for grant compliance: Name:
Phone #:

Departmental Contact:
Phone #:

Deputy Director Approval:

Director Approval:

Signature: *nahad sadr-azodi*
nahad sadr-azodi (Jun 30, 2021 11:25 PDT)

Email: nahad.sadr-azodi@deschutes.org

Title: Director of PH

Company: DCHS

Signature: *George A Conway*
George A Conway (Jun 30, 2021 14:23 PDT)

Email: george.conway@deschutes.org

Title: Director

Company: DCHS

Distribution of Document: Grace Justice Evans, Health Services Department

Official Review:

County Signature Required (check one): BOCC Department Director (if <\$50K)

Administrator (if >\$50K but <\$150K; if >\$150K, BOCC Order No. _____)

Legal Review _____ Date _____

Document Number 2021-_____



BOARD OF COMMISSIONERS

AGENDA REQUEST & STAFF REPORT

MEETING DATE: July 7, 2021

SUBJECT: Board Order No. 2021-030 Consideration for Naming an Unnamed Public Road as Hedgehog Court

RECOMMENDED MOTION:

No Board action needed at this time.

BACKGROUND AND POLICY IMPLICATIONS:

The road to be named extends for approximately 650 feet to the East of Pioneer Loop and ends in a cul-de-sac. This local access road was created and publically dedicated as part of Minor Partition MP-80-55, and the cul-de-sac was later created and dedicated through Minor Partition MP-95-32. Four properties take access from this road, and the road naming was initiated by one of those abutting property owners. Board Order 2021-030 implements the approval and is slated for Board consideration on July 14, 2021.

BUDGET IMPACTS:

None.

ATTENDANCE:

Audrey Stuart, Assistant Planner, CDD



MEMORANDUM

TO: Board of County Commissioners

FROM: Audrey Stuart, Assistant Planner

DATE: June 29, 2021

SUBJECT: July 7th Work Session for the Road Name Assignment of Hedgehog Court (CDD File No. 247-21-000351-RN)

Background

The abutting property owner at 63946 Pioneer Loop initiated this road naming request as a land use application for a road naming change. No new development or change of use is proposed as part of this road naming application.

The local access road extends for approximately 650 feet to the East of Pioneer Loop and ends in a cul-de-sac. The road was created and publically dedicated as part of Minor Partition MP-80-55, and the cul-de-sac was later created and dedicated through Minor Partition MP-95-32. Four properties have frontage on, and take access from, the subject road.

Staff Decision

The Community Development Department (CDD) reviewed the requested road name assignment under file no. 247-21-000351-RN. In consultation with the Deschutes County Property Address Coordinator, staff reviewed the proposed name of Hedgehog Court. Staff found this proposed name complied with the standards of DCC 16.16.030(E)(1) and (2).

Under DCC 16.16.030(B) public comments on the proposed road name are limited to those parties owning property abutting the affected road or having an address on the affected road. Staff mailed notice of the application to these parties on April 28, 2021 and a notice of the staff decision was mailed on June 30, 2021.

The staff decision will become final, absent an appeal, at the end of the 10-day appeal period on July 9, 2021.

As of this writing, staff has not received any questions, written opposition, or appeals on the proposed name.

Next Steps

DCC 16.16.030(l) requires the Board to sign an order approving the name within 10 days of the staff decision becoming final. Assuming the Board supports approving the proposed road name, the Board must sign the corresponding order, Board Order 2021-030, no later than July 19, 2021. Approving this order at the meeting scheduled on July 14, 2021 will ensure this timeline is met.

If staff receives any submittals prior to the July 7, 2021 meeting, staff will bring the materials to the Board's attention and enter them into the record.

Staff is available for any questions.

*Enclosures: 2021-06-30 CDD Staff Findings and Decision (247-21-000351-RN)
2021-06-30 Board Order 2021-030
2021-06-30 Road Location Map
1997-02-26 Deed of Dedication
1996-03-18 MP-95-32 Partition Plat*

REVIEWED
LEGAL COUNSEL

For Recording Stamp Only

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF DESCHUTES COUNTY, OREGON

An Order Assigning the Name of Hedgehog Court *
to a Public Road Right-of-Way Located Off * ORDER NO. 2021-030
Pioneer Loop Approximately 6,000 Feet North of *
Hamehook Road. *

WHEREAS, Keith Riehl applied to assign a road name pursuant to Deschutes County Code, Title 16, Addresses and Road Names, to assign the name of Hedgehog Court to a 60-foot-wide public road right-of-way located in Township 17 South, Range 12 East, Sections 11A and 12 W.M.; and

WHEREAS, all public notices required to be given under DCC 16.16.030(B) regarding the proposed name have been given; and

WHEREAS, the appeal period for appealing the Community Development Department’s approval expired; and

WHEREAS, DCC 16.16.030(I) requires the road names be assigned by order of the Board of County Commissioners; now, therefore,

THE BOARD OF COUNTY COMMISSIONERS OF DESCHUTES COUNTY, OREGON, HEREBY ORDERS as follows:

Section 1. That the name of Hedgehog Court be assigned to a 60-foot-wide public road right-of-way to provide access to the properties at Township 17 South, Range 12 East, Sections 11A and 12, as set forth in Exhibit “A,” attached hereto and incorporated herein.

///

Dated this _____ of _____, 20__

BOARD OF COUNTY COMMISSIONERS
OF DESCHUTES COUNTY, OREGON

ANTHONY DEBONE, CHAIR

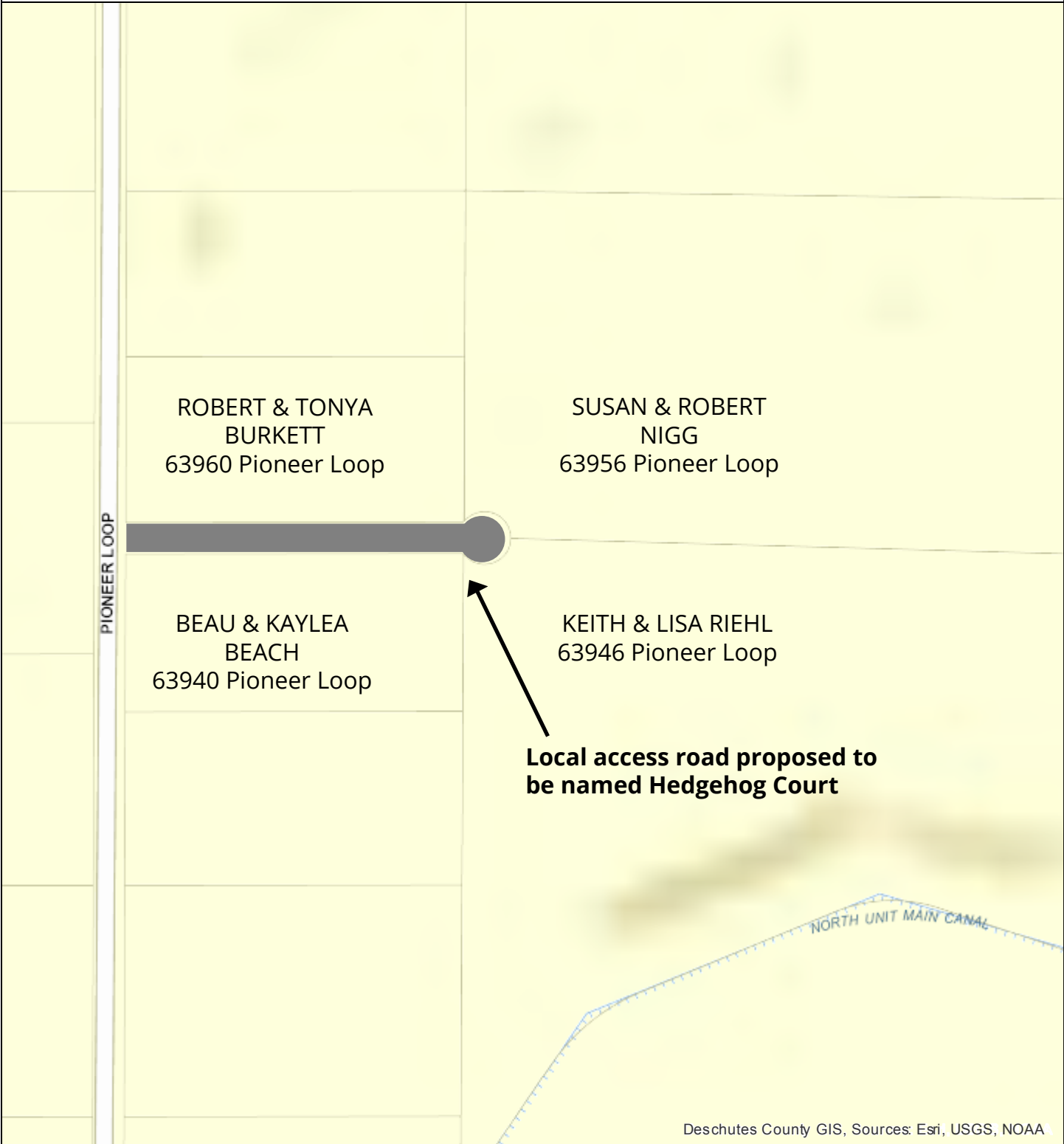
PHIL CHANG, VICE CHAIR

ATTEST:

Recording Secretary

PATTI ADAIR, COMMISSIONER

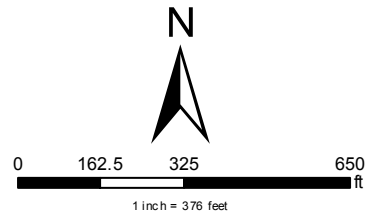
Exhibit A
Hedgehog Court
Board Order 2021-030



Deschutes County GIS, Sources: Esri, USGS, NOAA



Date: 6/29/2021



#96-15168

PP1-4 07/07/2021 Item #12

PARTITION PLAT

MP-95-32

PARTITION PLAT # 1996-18

LOCATED IN: WEST ONE-HALF OF THE NORTHWEST ONE-QUARTER OF SECTION 12,
TOWNSHIP 17 SOUTH, RANGE 12 EAST, W.M., DESCHUTES COUNTY, OREGON

SURVEYOR'S CERTIFICATE:

I, DAVID R. WILLIAMS, REGISTERED PROFESSIONAL LAND SURVEYOR FOR THE STATE OF OREGON, BEING DULY SWORN, DEPOSE AND SAY THAT I HAVE CORRECTLY SURVEYED AND MARKED WITH LEGAL MONUMENTS THE LAND REPRESENTED ON THIS PARTITION PLAT "MP-95-32" LOCATED IN THE WEST ONE-HALF OF THE NORTHWEST ONE-QUARTER (W1/2 NW1/4) OF SECTION 12, IN TOWNSHIP 17 SOUTH, RANGE 12 EAST, WILLAMETTE MERIDIAN, DESCHUTES COUNTY, OREGON, THAT A 3" BRASS CAP EXISTS AT THE INITIAL POINT AND THE PROPERTY BEING PLATTED IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A 3" BRASS CAP MARKING THE NORTHWEST CORNER OF SAID SECTION 12; THENCE ALONG THE NORTHERLY BOUNDARY LINE OF SAID SECTION 12 NORTH 89° 41' 06" EAST A DISTANCE OF 1315.41 FEET TO A 5/8" IRON ROD WITH A PLASTIC CAP STAMPED "HWA" MARKING THE NORTHEAST CORNER OF SAID WEST ONE-HALF OF THE NORTHWEST ONE-QUARTER (W1/2 NW1/4) OF SAID SECTION 12; THENCE ALONG THE EASTERLY BOUNDARY LINE OF SAID WEST ONE-HALF OF THE NORTHWEST ONE-QUARTER (W1/2 NW1/4) SOUTH 00° 13' 11" WEST A DISTANCE OF 1506.28 FEET TO THE INTERSECTION OF SAID EASTERLY BOUNDARY LINE AND THE CENTERLINE OF THE NORTH UNIT MAIN CANAL; THENCE ALONG SAID CENTERLINE THE FOLLOWING THREE COURSES AND TWO CURVES:

NORTH 71° 28' 10" WEST A DISTANCE OF 423.41 FEET;
AROUND A 286.50 FOOT RADIUS CURVE LEFT 204.18 FEET (CHORD BEARS SOUTH 88° 06' 50" WEST, 199.89 FEET);
SOUTH 67° 41' 50" WEST A DISTANCE OF 401.60 FEET;
AROUND A 382.00 FOOT RADIUS CURVE LEFT 221.79 FEET (CHORD BEARS SOUTH 51° 03' 50" WEST, 218.69 FEET);
SOUTH 34° 25' 50" WEST A DISTANCE OF 306.85 FEET TO THE INTERSECTION OF SAID CENTERLINE OF SAID NORTH UNIT MAIN CANAL AND THE WESTERLY BOUNDARY LINE OF SAID SECTION 12;

THENCE ALONG SAID WESTERLY BOUNDARY LINE AND THE EASTERLY BOUNDARY LINE OF THE "WAYMAN TRACTS" AN UNRECORDED SUBDIVISION THE FOLLOWING FOUR COURSES:

NORTH 00° 12' 24" EAST A DISTANCE OF 594.31 FEET TO A 1" IRON PIPE MARKING THE NORTHEAST CORNER OF TRACT 82, WAYMAN TRACTS;
NORTH 00° 10' 58" EAST A DISTANCE OF 629.66 FEET TO A 1/2" IRON ROD MARKING THE NORTHEAST CORNER OF TRACT 80, WAYMAN TRACTS;
NORTH 00° 11' 44" EAST A DISTANCE OF 60.01 FEET TO A 1/2" IRON ROD MARKING THE SOUTHEAST CORNER OF TRACT 78, WAYMAN TRACTS;
NORTH 00° 13' 17" EAST A DISTANCE OF 630.01 FEET TO THE "POINT OF BEGINNING", THE TERMINUS OF THIS DESCRIPTION, CONTAINING 45.102 ACRES, MORE OR LESS.

SUBJECT TO: ALL EASEMENTS, RESTRICTIONS AND RIGHTS-OF-WAY OF RECORD AND THOSE COMMON AND APPARENT ON THE LAND.

BY David R. Williams 3/18/96
DAVID R. WILLIAMS P.L.S. 2686 DATE

DECLARATION:

KIM D. WARD, L.L.C., VESTEE OF THE LANDS ON THE PARTITION PLAT OF "MP-95-32" AND MORE PARTICULARLY DESCRIBED IN THE SURVEYOR'S CERTIFICATE HEREUNTO ATTACHED, HAVE CAUSED SAID LAND TO BE PLATTED AS SHOWN ON SUCH PLAT AND DECLARE THE PARTITION PLAT OF "MP-95-32" TO BE A CORRECT PLAT AS LOCATED IN THE WEST ONE-HALF OF THE NORTHWEST ONE-QUARTER (W1/2 NW1/4) OF SECTION 12, TOWNSHIP 17 SOUTH, RANGE 12 EAST, WILLAMETTE MERIDIAN, DESCHUTES COUNTY, OREGON AND FURTHER DEDICATE TO THE PUBLIC THE 50 FOOT RADIUS CUL-DE-SAC BULB SHOWN ON THE ATTACHED DRAWING.

BY Kim D. Ward L.L.C. 3/18/96
KIM D. WARD, MANAGER DATE
KIM D. WARD, L.L.C.

ACKNOWLEDGEMENT:

STATE OF OREGON S.S.
COUNTY OF DESCHUTES



THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME ON 3/18 1996,
BY KIM D. WARD, MANAGER OF KIM D. WARD, L.L.C.

Joyce Y. Zemke 10/08/1999
NOTARY PUBLIC FOR THE STATE OF OREGON MY COMMISSION EXPIRES

APPROVALS:

THIS PARTITION AS LOCATED IN DESCHUTES COUNTY, OREGON, HAS BEEN EXAMINED AND APPROVED.

- Jeff Kern 3-21-1996
DESCHUTES COUNTY SURVEYOR
- Sam McHugh 4-22-1996
DESCHUTES COUNTY PLANNING DIRECTOR
- Lang Rein 4-16-1996
DESCHUTES COUNTY DIRECTOR OF PUBLIC WORKS
- Roger Everett 4-22-1996
DESCHUTES COUNTY DIRECTOR OF ENVIRONMENTAL HEALTH
- I HEREBY CERTIFY THAT ALL TAXES ARE PAID AS OF THIS DATE
- John Stettin 3-21-1996
DESCHUTES COUNTY TAX COLLECTOR
- I HEREBY CERTIFY THAT ALL AD VALOREM TAXES AND SPECIAL ASSESSMENTS, FEES AND OTHER CHARGES REQUIRED BY LAW TO BE PLACED ON THE 1995-1996 TAX ROLL WHICH BECAME A LIEN ON THIS PARTITION OR WILL BECOME A LIEN DURING THIS CALENDAR YEAR HAVE BEEN PAID TO ME.
- Tim Wood 3-22-1996
DESCHUTES COUNTY ASSESSOR
- Mike Berry 3-15-1996
DESCHUTES COUNTY WATER MASTER
- Mary Kay Adlanger 4/24-1996
DESCHUTES COUNTY COMMISSIONER
- Dennis Doughty 4/24-1996
DESCHUTES COUNTY COMMISSIONER
- David E. King 4/24-1996
DESCHUTES COUNTY COMMISSIONER

SIGNATURE BY THE DESCHUTES COMMISSIONERS CONSTITUTES ACCEPTANCE BY DESCHUTES COUNTY OF ANY DEDICATION MADE HEREIN TO THE PUBLIC.

WATER RIGHTS NOTE:

NO WATER RIGHTS EXIST WITHIN THE BOUNDARIES OF THIS PARTITION PLAT.
BY: Tim D. Wood L.L.C. 3/18/96
DATE



OREGON
JULY 19, 1994
DAVID R. WILLIAMS
2686
EXPIRES: 30 JUNE, 1996

PREPARED BY:



SHEET 1 OF 2

950115P1

PARTITION PLAT NO. 1996-18
PARTITION PLAT
MP-95-32

LOCATED IN: WEST ONE-QUARTER OF THE NORTHWEST ONE-QUARTER OF SECTION 12, TOWNSHIP 17 SOUTH, RANGE 12 EAST, W.M., DESCHUTES COUNTY, OREGON

NARRATIVE NOTES:

- PERSONNEL:
DAVID R. WILLIAMS—PLS 2686, PROJECT MANAGER
JAMES DOWELL—PLS 2277, PARTY CHIEF
STEVE CHAMBERLIN, RODMAN
- BASIS OF BEARINGS: CENTRAL OREGON COORDINATE SYSTEM PUBLISHED BY DESCHUTES COUNTY; SOUTH 1/4 CORNER OF SECTION 12 TO NW CORNER OF SECTION 12 - N26°09'58"W, 5916.31'
- REFERENCE SURVEYS: SEE LEGEND
- IMPLIED EASEMENT FOR INGRESS & EGRESS PER BOOK 56, PAGE 434, DEED RECORDS, RECORDED MAY 9, 1938 IN FAVOR OF UNITED STATES OF AMERICA FOR: INGRESS & EGRESS OF A MINERAL RESERVATION AS CONTAINED IN PATENT. RESERVES TO THE UNITED STATES ALL THE COAL AND OTHER MINERALS IN THE LANDS SO ENTERED AND PATENTED, TOGETHER WITH THE RIGHT TO PROSPECT FOR, MINE, AND REMOVE THE SAME PURSUANT TO THE PROVISIONS AND LIMITATIONS OF THE ACT OF DECEMBER 29, 1916 (39 STAT., 862).
- SURVEY NARRATIVE:
WE WERE RETAINED BY KIM D. WARD TO PARTITION HIS LAND LOCATED IN THE WEST ONE-HALF OF THE NORTHWEST ONE-QUARTER OF SECTION 12, TOWNSHIP 17 SOUTH, RANGE 12 EAST, WILLAMETTE MERIDIAN, DESCHUTES COUNTY, OREGON LYING NORTHERLY OF THE NORTH UNIT MAIN CANAL.

RESEARCH AT THE DESCHUTES COUNTY SURVEYOR'S OFFICE REVEALED THE FOLLOWING INFORMATION: SECTIONAL INFORMATION FOR SECTION 12 IS SHOWN ON A DRAWING OF THE WAYMAN TRACTS BY GEORGE COOK ENGINEERING PER CS11092. ADDITIONAL SURVEYS OF THE WAYMAN TRACTS (CS02187) AND A SECTIONAL BREAKDOWN OF SECTION 13 (CS02342) BY RICHARD HANKINS WAS ALSO OBTAINED. GEORGE COLVIN SURVEYED THE PROPERTY IMMEDIATELY SOUTH OF THE PROJECT (CS02351). THE DESCHUTES COUNTY SURVEYOR'S OFFICE PUBLISHED COORDINATES ON THREE OF THE CONTROLLING CORNERS USED FOR THE QUARTER SECTION BREAKDOWN. RECORD DATA ON THE NORTH UNIT MAIN CANAL WAS OBTAINED FROM THE BUREAU OF RECLAMATION.

(NARRATIVE CONTINUED)
BECAUSE OF DIFFICULTY WITH THE TERRAIN AND DISTANCES INVOLVED, IT WAS DETERMINED TO USE GPS TO TIE THE CONTROLLING CORNERS FOR THE SECTION BREAKDOWN. WE RETAINED SHELBY GRIGGS OF ORBITECH TO LOCATE AND PROVIDE COORDINATE DATA ON THESE CORNERS. ORBITECH'S COORDINATE DATA FIT EXTREMELY WELL WITH DATA BY THE DESCHUTES COUNTY SURVEYOR'S OFFICE AS IS SHOWN ON THE ATTACHED DRAWING. THIS SECTIONAL DATA WAS USED TO ESTABLISH THE NORTHERLY AND EASTERLY BOUNDARY LINES OF THE PROJECT.

RECORD DATA FOR THE NORTH UNIT MAIN CANAL WAS ROTATED TO OUR BASIS USING RECORD TIES TO THE WEST ONE-QUARTER CORNER, NORTHWEST SECTION CORNER AND THE NORTH ONE-QUARTER CORNER OF SECTION 12. THIS DATA FIT WELL WITH THE AS CONSTRUCTED CENTERLINE OF THE CANAL TIED IN THE FIELD. IT ALSO FITS REASONABLY WELL WITH COLVIN'S RESOLUTION OF EASEMENT BOUNDARY OF THE CANAL TO THE SOUTH (CS02351). IT APPEARS FROM COLVIN'S NARRATIVE THAT HE USED AERIAL PHOTOS RATHER THAN RECORD CANAL DATA TO DETERMINE THE CANAL CENTERLINE. COORDINATE POSITIONS OF COLVIN'S MONUMENTS AND OFFSETS TO OUR CANAL CENTERLINE RESOLUTION ARE SHOWN ON THE ATTACHED PLAT.

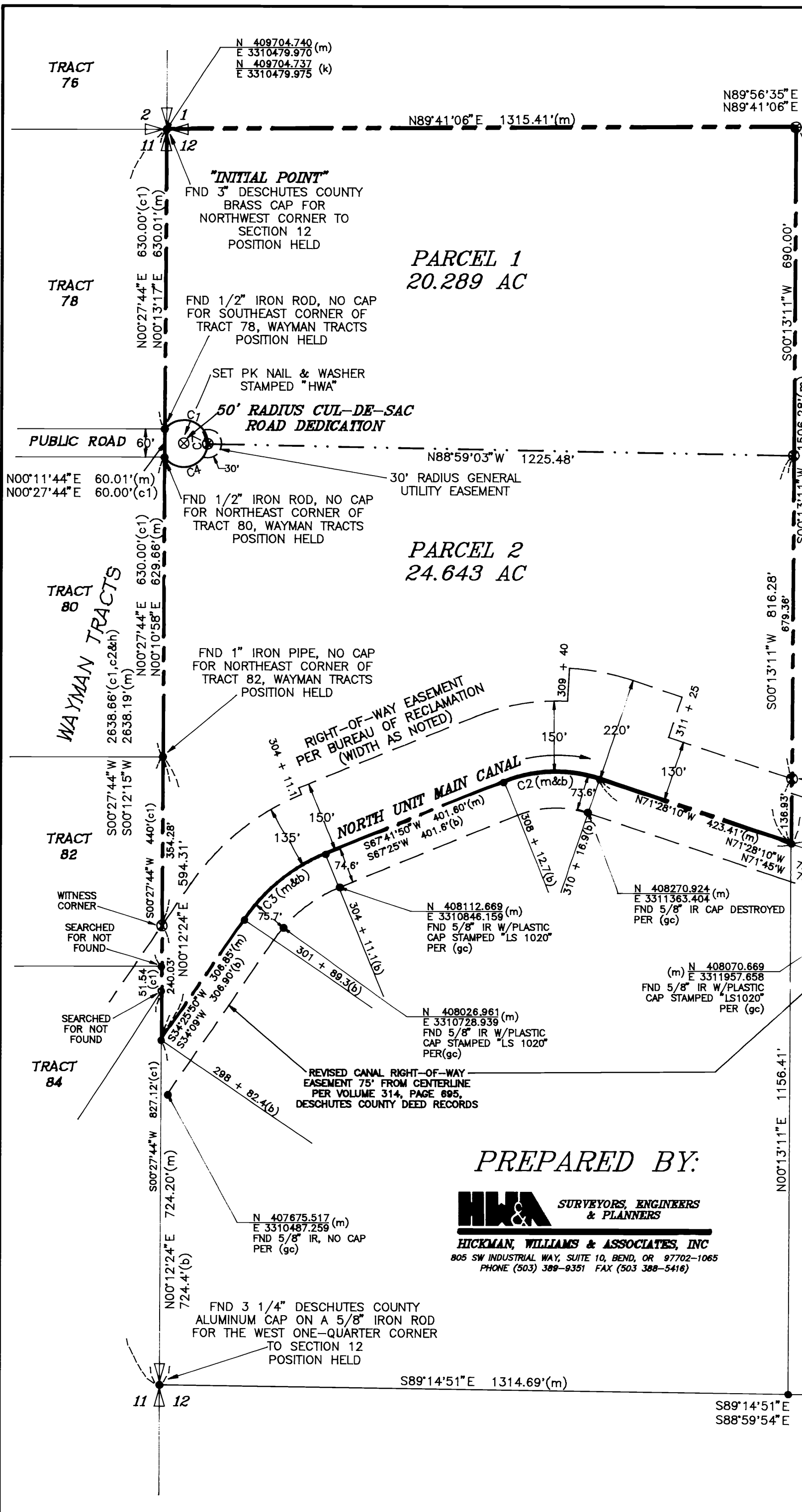
THE WESTERLY BOUNDARY OF THE PROJECT WAS DETERMINED BY HOLDING THE WEST ONE-QUARTER CORNER AND THE NORTHWEST CORNER OF SECTION 12 AS WELL AS MONUMENTS FOUND FOR THE WAYMAN TRACTS SHOWN ON THE ATTACHED DRAWING.

FOUND MONUMENTS ON THE WESTERLY END OF THE UN-NAMED PUBLIC ROAD WERE USED TO DETERMINE THE CENTER OF THE 50 FOOT RADIUS CUL-DE-SAC BULB BEING DEDICATED AS PART OF THIS PARTITION.



LEGEND:

- PARTITION BOUNDARY
- - - CENTERLINE (AS NOTED)
- - - EASEMENT LINE (AS NOTED)
- - - PARTITION LINE
- FOUND CORNER (AS NOTED)
- CALCULATED POSITION ONLY
- ⊗ SET 5/8" IRON ROD WITH PLASTIC CAP STAMPED "HWA" OR AS NOTED
- (m) DENOTES MEASURED BEARING &/OR DISTANCE
- (c1) RECORD BEARING &/OR DISTANCE PER "WAYMAN TRACTS" BY GEORGE COOK, DATED MAY, 1966 (CS02187)
- (c2) RECORD BEARING &/OR DISTANCE PER COMBINED DRAWING OF "WAYMAN TRACTS" BY GEORGE COOK ENGINEERING DATED MAY, 1967 (CS11092)
- (h) RECORD BEARING &/OR DISTANCE PER SECTIONAL BREAKDOWN OF SECTION 13, BY RICHARD HANKINS DATED DECEMBER, 1969 (CS02342)
- (b) RECORD INFORMATION PER NORTH UNIT MAIN CANAL BY BUREAU OF RECLAMATION DATED APRIL, 1944
- (gc) DENOTES FOUND MONUMENTS PER A RECORD OF SURVEY BY GEORGE COLVIN FILED 4/14/83 (CS02351)
- (k) DENOTES COORDINATE DATA PER THE CENTRAL OREGON COORDINATE SYSTEM PUBLISHED BY THE DESCHUTES COUNTY SURVEYOR'S OFFICE



CURVE TABLE

#	RADIUS	DELTA	LENGTH	CH.BEARING	DISTANCE	TANGENT
C1	50.00'	143°56'40"	125.62'	N7°57'23"W	95.09'	153.63'
C2	286.50'	40°50'00"	204.18'	S88°06'50"W	199.89'	106.64'
C3	382.00'	33°16'00"	221.79'	S51°03'50"W	218.69'	114.12'
C4	50.00'	142°18'14"	124.18'	N72°10'04"E	94.64'	146.47'
C5	1432.50'	0°34'00"	89.17'	S69°41'10"E	89.16'	44.60'
C6	573.00'	14°40'00"	146.68'	S75°14'10"E	146.28'	73.74'
C7	50.00'	286°14'54"	249.80'	S00°11'44"W	60.01'	37.51'

REGISTERED PROFESSIONAL LAND SURVEYOR
OREGON
JULY 19, 1994
DAVID R. WILLIAMS
2686
EXPIRES: 30 JUNE, 1996

PREPARED BY:
HWA SURVEYORS, ENGINEERS & PLANNERS
HICKMAN, WILLIAMS & ASSOCIATES, INC.
805 SW INDUSTRIAL WAY, SUITE 10, BEND, OR 97702-1065
PHONE (503) 388-9351 FAX (503) 388-5416

CENTER ONE-QUARTER CORNER PER OCCR 387 HAS BEEN REMOVED AND NO EVIDENCE OF IT WAS FOUND A 3/4" REBAR (RECORDED AS A 5/8") IN A MOUND OF PAINTED ROCKS WAS FOUND PER OCCR 387 WHICH BEARS: N74°46'09E, 3.86' FROM CALCULATED POSITION OF CENTER ONE-QUARTER CORNER NO EFFORT WAS MADE TO REESTABLISH THE CORNER DESCRIBED IN THAT RECORD



FINDINGS AND DECISION

FILE NUMBER: 247-21-00351-RN

APPLICANT: Keith Riehl

REQUEST: The applicant requests to establish the name Hedgehog Court for an unnamed local access road which extends off of Pioneer Loop.

STAFF CONTACT: Audrey Stuart, Assistant Planner

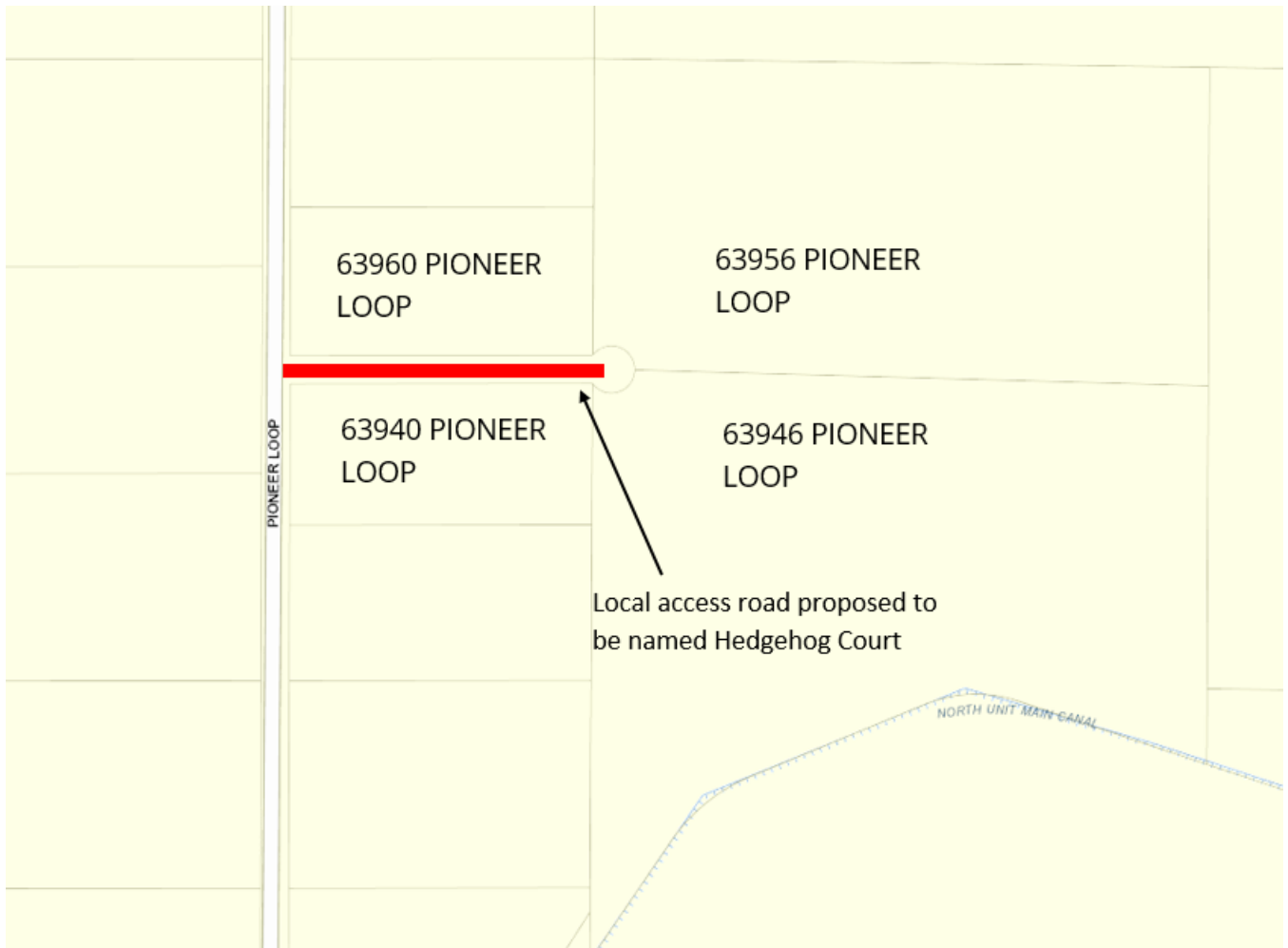
I. APPLICABLE CRITERIA:

Deschutes County Code (DCC)
 Title 16, Addresses and Road Names
 Chapter 16.16, Road Naming
 Title 22, Deschutes County Development Procedures Ordinance

II. BASIC FINDINGS:

LOCATION: The subject area is a local access road which serves four properties, one of which is owned by the applicant. The area is located in the Bend postal area. The local access road extends for approximately 650 feet to the East of Pioneer Loop and ends in a cul-de-sac. The road’s location is further described as being in Township 17S, Range 12E, Sections 11 and 12.

Figure 1: Map of Subject Area



Pursuant to Deschutes County Code (DCC) 16.16.030, the applicant, Keith Riehl, initiated the application to establish the name for the private road on April 5, 2021.

AFFECTED PROPERTIES: The following four properties have frontage on, and take access from, this road.

ADDRESS	LEGAL DESCRIPTION
63960 Pioneer Loop	17-12-11A0, Tax Lot 2004
63940 Pioneer Loop	17-12-11A0, Tax Lot 3004
63956 Pioneer Loop	17-12-12, Tax Lot 200
63946 Pioneer Loop	17-12-12, Tax Lot 201

REVIEW PERIOD: The subject application was submitted on April 5, 2021. This application will be reviewed in accordance with DCC 16.16 and requires final approval by the Board of County Commissioners (BOCC) per DCC 16.16.030(I).

PUBLIC AGENCY COMMENTS: The Planning Division mailed notice on April 28, 2021 to several public agencies and received the following comments:

Deschutes County Address Coordinator, Tracy Griffin

The proposed road name, Hedgehog Court, meets the road naming criteria set forth in DCC 16.16.030 and is approved for use.

Deschutes County Senior Transportation Planner, Peter Russell:

I have reviewed the transmittal materials to name this Local Access Road which extends east from Pioneer Loop on the NE Quarter of Section 11 of Tax Map 17-12 between Tax Lots 200 and 300. The 60-foot-wide public road was created as part of MP-80-55 and is identified on the tax map as Ded. OR439-01224. The cul-de-sac bulb is from MP-95-32. I have no adverse comments.

The following agencies did not respond to the notice: 911, Avion Water Company, Bend-La Pine School District, Bend Regional Watermaster, Deschutes County Road Department, Deschutes County Sheriff’s Office, and Deschutes County Surveyor.

PUBLIC COMMENTS: Notice was mailed to the four (4) affected properties on April 28, 2021 per DCC 16.16.030(B). The applicant also posted a proposed road name sign. No public comments were received.

III. CONCLUSIONARY FINDINGS:

CHAPTER 16.16, ROAD NAMING

Section 16.16.010, Road Naming Authority.

A. Deschutes County, through the Community Development Department, shall have the authority to and shall assign road names to roads requiring names as provided in DCC 16.16.

FINDING: The subject road naming application is being reviewed by the Deschutes County Community Development Department. This criterion is met.

Section 16.16.020, Unnamed Roads.

All unnamed public and private roads and other roadways which provide access to three or more tax lots, or which are more than 1,320 feet in length, shall be assigned a name in accordance with the procedures in DCC 16.16.030.

FINDING: The subject unnamed road provides access to four (4) tax lots. Therefore, staff finds the proposed road name assignment must be reviewed in accordance with the procedures in DCC 16.16.030, which are addressed below. This criterion will be met.

Section 16.16.030, Procedures for Naming New Roads.

A. Application.

1. ***The naming of a road may be initiated by the Community Development Department, Planning Commission, the Board, or by application of adjacent property owners, developers, or public agencies which may be affected by road names.***

FINDING: This application was initiated by Keith Riehl, who owns the property at 63946 Pioneer Loop. A Road Naming application was filed with Deschutes County on April 5, 2021. This criterion is met.

2. ***An application to name a road shall be submitted to the Community Development Department and shall include, at a minimum, the following:***
 - a. ***Name of applicant;***
 - b. ***Location of road by description and or map;***
 - c. ***Legal status of road, if known;***
 - d. ***Proposed road name, with two alternate proposed names;***
 - e. ***Reason for name request;***
 - f. ***Petition(s) attached, if any, and***
 - g. ***Fee, if any, as established by the Board.***

FINDING: The applicant submitted application materials and the required fee on April 5, 2021. The application materials indicated the preferred road name, Hedgehog Court, and one alternative name. Staff requested one additional alternative name per DCC 16.16.030(2)(D) and the applicant responded in an email dated May 7, 2021. All other information was provided or gathered through staff research and these criteria are met.

- B. ***Notice of a proposed name assignment shall be sent to all persons owning property abutting the affected road or having an address on the affected road. Such notices shall be sent within 10 days of the receipt of an application, if any, or other action initiating the proposed road name assignment.***
- C. ***Persons receiving notice under DCC 16.16.030(B) shall promptly notify any tenants or other occupants of the affected property of the proposed road name assignment.***
- D. ***Any person receiving notice under DCC 16.16.030(B) above may comment in writing on the proposed name within 10 days from the date of notice.***

FINDING: On April 28, 2021, staff mailed notice of this pending application to the four (4) property owners abutting the subject road to be named. The mailed notice included a statement requiring the recipient to notify any tenants or other occupants of the affected property of the proposed road name assignment. No public comments were received. These criteria are met.

E. Standards

1. **General. The proposed road name shall:**
 - a. **Be limited to a maximum of two words.**
 - b. **Not duplicate existing road names, except for continuations of existing roads.**
 - c. **Not sound so similar to other roads as to be confusing.**
 - d. **Not use compass directions such as North, East, South, etc., as part of the road name.**
 - e. **Not use designations such as Loop, Way, Place, etc., as part of the road name.**
 - f. **Improve or clarify the identification of the area.**
 - g. **Use historical names, when possible.**
 - h. **Reflect a consensus of sentiment of affected property owners and occupants, when possible, subject to the other standards contained in DCC 16.16.030.**

FINDING: The applicant submitted three proposed names and indicated that Hedgehog Court was the preferred name. The two alternative names that were provided are Fugawi Court and Lost Lane.

There are currently two roads in Deschutes County with the assigned name of Lost Lane. Staff finds that this alternative name does not meet the criteria of DCC 16.16.030(E)(1)(b) and is therefore not a valid option.

Hedgehog Court does not duplicate any existing road name, nor does it sound similar to existing road names, use compass directions, or use designations as part of the name. The application materials indicate the purpose of the proposed name change is make navigation easier, as Google Maps has listed the subject local access road as Hedgehog Court. Staff finds that designating a specific name for the subject unnamed road will serve to improve and clarify identification of the area, as Pioneer Loop currently runs from north to south without any named roads that extend off of it. As noted above, staff mailed notice of the proposed road name change to impacted property owners on April 28, 2021 and no comments were received in opposition.

Fugawi Court also does not duplicate an existing name, and staff finds it meets the criteria of DCC 16.16.030(E)(1)(a-d). The application materials indicate there is an existing sign, which was not placed by Deschutes County, that reads "Fugawi Ct." Therefore, staff finds the option Fugawi Court satisfies the criterion of DCC 16.16.030(E)(1)(f) because it may reflect another name that has been colloquially assigned to the currently unnamed road.

2. **Particular Roads. The proposed road name shall also conform to the following standards:**
 - a. **North/South roads shall be called "roads" or "streets."**
 - b. **East/West roads shall be called "avenues."**
 - c. **Roads dead-ending in a turnaround 1,000 feet or less from their beginning points shall be called "courts."**

- d. Roads of reduced right-of-way or curving roads of less than 1,000 feet shall be called "lanes" or "terraces."**
- e. Curving roads longer than 1,000 feet shall be called "drives" or "trails."**
- f. Roads that deviate slightly from the main course of a road with the same name, are less than 1,000 feet in length, shall be called "places."**
- g. Roads that are four lanes or more shall be called "boulevards."**
- h. Historical roads shall be called "market roads."**
- i. Roads running at oblique angles to the four points of the compass, less than 1,000 feet in length, shall be called "ways." (See Appendix "D," attached hereto.)**
- j. Roads that begin at and circle back onto the same road, or that are circular or semicircular, shall be called "circles" or "loops."**

FINDING: The subject unnamed road runs from east to west and ends in a turnaround approximately 650 feet from its beginning point. Staff finds the description under DCC 16.16.030(E)(2)(c), above, best matches the subject road. Therefore, the proposed suffix of "court" is appropriate for the proposal.

F. Staff Review and Road Name Assignment: The Community Development Department shall review road name applications and shall assign road names under the following procedure:

- 1. Verify legal status of road with the County Clerk's office and Road Department.**

FINDING: The road to be named was created and publically dedicated as part of Minor Partition MP-80-55, and the cul-de-sac was later created and dedicated through Minor Partition MP-95-32. Comments provided by Deschutes County Senior Transportation Planner verify that the road was publically dedicated through Deed of Dedication OR439-01224. Staff finds these Deschutes County records verify the legal status of the subject road. This criterion is met.

- 2. Check proposed road name(s) to avoid duplication or confusing similarity with other existing road names, with those on approved preliminary land divisions and with those approved for future use.**

FINDING: Staff has verified that the proposed name does not duplicate or sound confusingly similar to an existing road name. Comments from the Deschutes County Property Address Coordinator did not identify any issues with the proposed road name, including any conflicts with existing or proposed road names. Staff finds this criterion is met.

- 3. Perform a field check, when necessary.**
- 4. Assist the applicant or other affected person(s) to find alternate names when required.**

FINDING: Staff determined a field check was not necessary, based on the availability of Deschutes County records and information provided by the applicant. As noted above, the original application

materials only included one alternate road name option. The applicant then provided a second alternate, Fugawi Court, in an email dated May 7, 2021. Therefore, no assistance was required to help the applicant or other affected persons identify alternate names.

5. ***Notify appropriate persons, departments and agencies of the road name application, and request comments.***
6. ***Review and consider all comments submitted.***
7. ***Assign a road name in accordance with the standards set forth in DCC 16.16.030(E) above.***

FINDING: A Notice of Application was sent to impacted property owners, and all appropriate departments and agencies. This Notice of Application requested that interested parties submit comments to the record, and no public comments were received. Comments from agency staff were reviewed and considered, and those comments are included in the Basic Findings, above. The assigned name, Hedgehog Court, meets the standards of DCC 16.16.030(E). These criteria are met.

- G. ***Notice of Staff Decision. Following assignment of a road name by the Community Development Department, notice of the road name assignment shall be sent to all persons entitled to notice under DCC 16.16.030(B).***
- H. ***Appeal. Affected property owners and occupants shall have the right to appeal the assignment of a road name by the Community Development Department. Such appeals shall be conducted in accordance with the provisions of the Deschutes County Development Procedures Ordinance, except where the provisions of DCC 16.16.030 conflict with the procedures ordinance, in which case the provisions of DCC 16.16.030 shall apply. Affected property owners and occupants shall have 10 days from the date of the staff decision in which to file an appeal. Issues on appeal shall be limited to whether the Community Development Department correctly applied the criteria set forth herein.***

FINDING: A Notice of Staff Decision will be mailed in accordance with the requirements of DCC 16.16.030(B). Affected property owners and occupants shall have 10 days from the date of the staff decision to file an appeal. These criteria will be met.

- I. ***A road name assignment becomes final when no further right of appeal established herein is possible. Within 10 days of the road name assignment becoming final, the Board shall sign an order establishing the road name as assigned by the Community Development Department.***

FINDING: Within ten (10) days of this decision becoming final and absent an appeal, the proposed road name assignment of Hedgehog Court will become final under Board Order 2021-030. This criterion will be met.

- J. ***The affected property owners and occupants shall have 180 days from the date of the Board order of road name assignment to begin using the road name.***

FINDING: To ensure compliance a condition of approval has been added. This criterion will be met.

- K. Notice of Decision. Following the order of the Board naming a road, the Community Development Department shall:**
- 1. Notify the applicant requesting the road name of the action**
 - 2. Send copies of the order naming the road to the following:**
 - a. Road Department**
 - b. Assessor's Office and Tax Office**
 - c. Postmaster**
 - d. Planning Department**
 - e. County Clerk's office**
 - f. Affected telephone and other utilities**
 - g. Affected fire department(s)**
 - h. Local school district(s)**
 - i. Emergency services, i.e., police, fire, 911, etc.**
 - 3. File the original order naming a new road with County Clerk**
 - 4. On a monthly basis, the Community Development Department shall publish a list of changed road names in a newspaper of general circulation designated for the purpose of the Board.**

FINDING: A Notice of Decision will be sent out following action by the Board to approve the assigned road name. Notice will be sent to the applicant as well as the agencies listed in DCC 16.16.030(K)(2)(a-i). The original order by the Board will be recorded with the County Clerk. Within one month of final approval by the Board, the road name change will be published in a newspaper of general circulation. These criteria will be met.

IV. CONCLUSION:

Based on the foregoing findings, staff concludes that the proposed road name can comply with the applicable standards and criteria of the Deschutes County Road Naming Ordinance if conditions of approval are met.

Other permits may be required. The applicants are responsible for obtaining any necessary permits from the Deschutes Road Department as well as any required state and federal permits.

The Deschutes County Road Department will coordinate the posting of a new road sign with the Property Address Coordinator. Please coordinate with the Deschutes County Road Department regarding fees related to the creation and installation of the new road sign.

V. DECISION:

APPROVAL, subject to the following conditions of approval.

VI. CONDITIONS OF APPROVAL:

A. The affected property owners and occupants shall have 180 days from the date of the Board Order of road name assignment to begin using the road name.

VII. DURATION OF APPROVAL:

This decision becomes final ten (10) days after the date mailed, unless appealed by a party of interest. Issues on appeal shall be limited to whether the Community Development Department correctly applied the criteria set forth herein. To appeal, it is necessary to submit a Notice of Appeal, the appeal fee of \$250.00 and a statement raising any issue relied upon for appeal with sufficient specificity to afford the Hearings Body an adequate opportunity to respond to and resolve each issue.

Within ten (10) days of this decision becoming final and absent an appeal, the Board of County Commissioners shall approve the subject road name assignment pursuant to Board Order 2021-030.

Copies of the application, all documents and evidence submitted by or on behalf of the applicant and applicable criteria are available for inspection at no cost. Copies can be purchased for 25 cents per page.

NOTICE TO MORTGAGEE, LIEN HOLDER, VENDOR OR SELLER: ORS CHAPTER 215 REQUIRES THAT IF YOU RECEIVE THIS NOTICE, IT MUST BE PROMPTLY FORWARDED TO THE PURCHASER.

DESCHUTES COUNTY PLANNING DIVISION



Written by: Audrey Stuart, Assistant Planner



Reviewed by: Peter Gutowsky, Planning Manager

97-06594

DESCHUTES COUNTY

ACCEPTANCE OF DEEDS

REVIEWED
43961224
REG. CLERK

WHEREAS, Kim Ward, Trustee, conveyed a parcel of real property to the Public for road purposes by deeds dated September 10, 1967, and described as follows:

Description of a 60 foot public road right of way being 30 feet on either side of a center line located in the Southeast 1/4 of Section 2, Township 17 South, Range 12 East, W.M., and the East 1/2 of the Northeast 1/4 of Section 11, Township 17 South, Range 12 East, W.M., more particularly described as follows:

Beginning at a point on the North line of the Southeast 1/4 of the Southeast 1/4 whence the Southeast corner of said Section 2 bears South 26° 48' 32" East, 1480.88 feet; thence South 00° 21' 48" West, 3959.08 feet to the South line of the East 1/2 of the Northeast 1/4 of said Section 11.

Also a 60 foot public road right of way being 30 feet on either side of a center line located in the Northeast 1/4 of the Northeast 1/4 of Section 11, Township 17 South, Range 12 East, W.M., more particularly described as follows:

Beginning at a point whence the Northeast corner of said Section 11 bears North 00° 27' 44" East, 660 feet; thence North 89° 49' 51" West, 645.18 feet to the Easterly right of way of the above described road.

WHEREAS, said deeds were recorded on December 18, 1967 with the County Clerk at Volume 156, Page 255, of the deed records; and

WHEREAS, said deeds have not yet been accepted by the County pursuant to ORS 92.014; and

WHEREAS, said real property deeded to the Public has been continuously used by the Public as public road right of way; now, therefore,

DESCHUTES COUNTY, ACTING BY AND THROUGH ITS BOARD OF COMMISSIONERS, DOES HEREBY ACCEPT THE FOREGOING DEED, DESCRIBED ABOVE, AS PUBLIC ROAD RIGHTS OF WAY PURSUANT TO ORS 92.014.

DATED this 26 day of February, 1997.

BOARD OF COUNTY COMMISSIONERS
OF DESCHUTES COUNTY, OREGON

Nancy Pofe Schlanger
NANCY POFE SCHLANGEN, CHAIR

Robert L. Nipper
ROBERT L. NIPPER, COMMISSIONER

Linda L. Swearingen
LINDA L. SWEARINGEN, COMMISSIONER

ATTEST:

Debra M. Mutchie
Recording Secretary

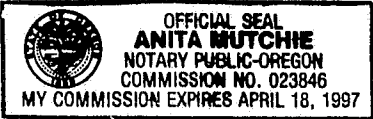
439 - 1225

STATE OF OREGON)
) SS.
County of Deschutes)

Before me, a Notary Public, personally appeared Nancy Pope Schlangen, Robert L. Nipper and Linda L. Swearingen the above-named Board of County Commissioners of Deschutes County, Oregon, acknowledged the foregoing instrument, on behalf of Deschutes County, Oregon.

Dated this 26 day of February, 1997.

Anita Mutchie
NOTARY PUBLIC FOR OREGON
My Commission Expires: 4-18-97



439 - 1227

STATE OF OREGON)
COUNTY OF DESCHUTES) SS.

I, MARY SUE PENHOLLOW, COUNTY CLERK AND
RECORDER OF CONVEYANCES, IN AND FOR SAID
COUNTY, DO HEREBY CERTIFY THAT THE WITHIN
INSTRUMENT WAS RECORDED THIS DAY:

97 FEB 27 PM 3:37

MARY SUE PENHOLLOW
COUNTY CLERK

BY. T. Warner DEPUTY

NO. 97-06594 FEE 0

DESCHUTES COUNTY OFFICIAL RECORDS



BOARD OF
COMMISSIONERS

AGENDA REQUEST & STAFF REPORT

MEETING DATE: July 7, 2021

SUBJECT: Discussion: Campgrounds, Recreational Vehicle Parks, and Manufactured Home Parks/Rural Lands Assessment

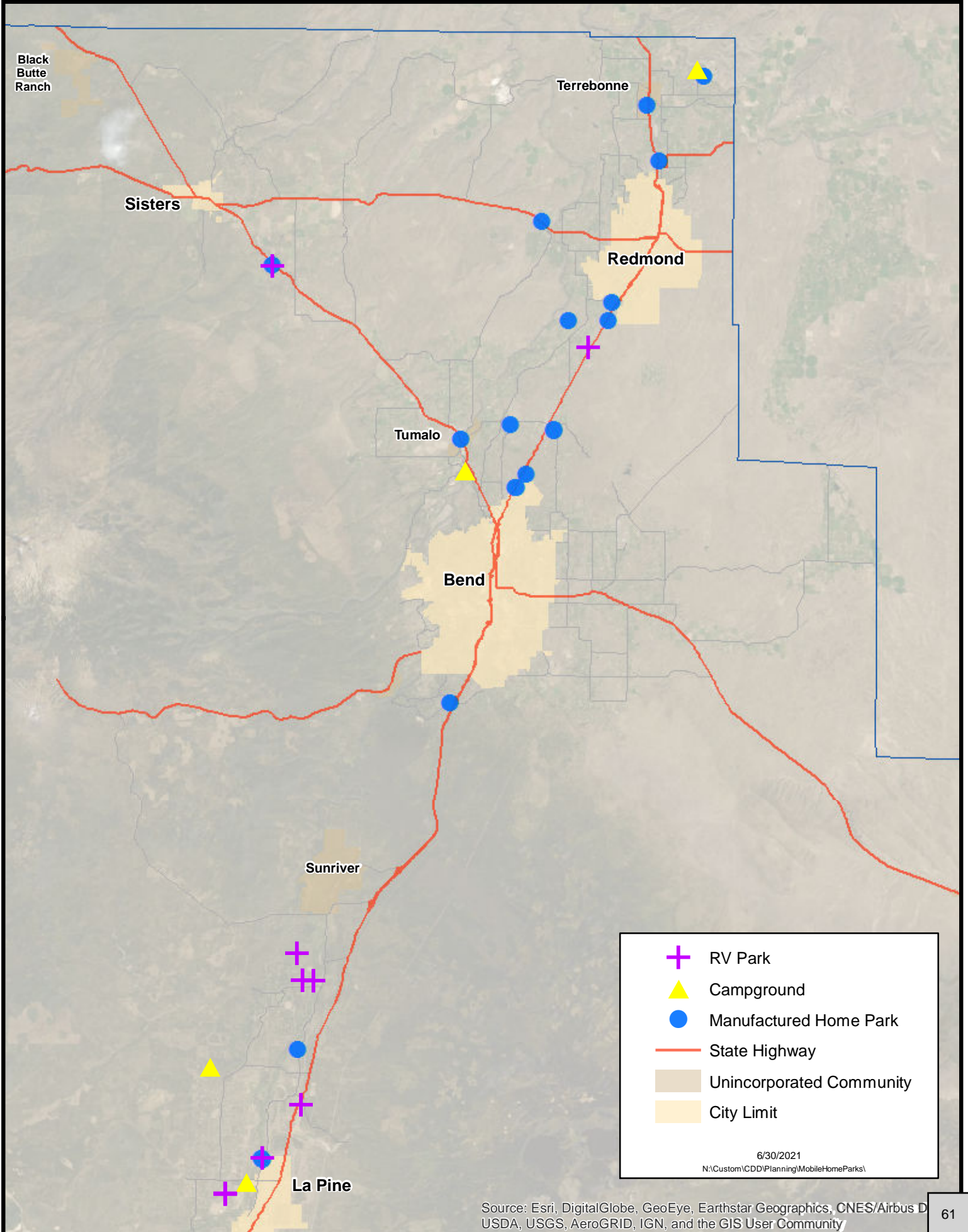
ATTENDANCE:
Planning Manager Peter Gutowsky



1" = 5 Mi

RV Parks / Campgrounds / Manufactured Home Parks

07/07/2021 Item #13.



Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus D
USDA, USGS, AeroGRID, IGN, and the GIS User Community



COMMUNITY DEVELOPMENT

MEMORANDUM

TO: Deschutes County Board of Commissioners
FROM: Peter Gutowsky, AICP, Planning Manager
DATE: July 1, 2021
SUBJECT: Campgrounds, Recreational Vehicle Parks, and Manufactured Home Parks / Rural Lands Assessment

I. Background

Earlier this spring, the Board of County Commissioners (Board) requested information regarding the land use entitlement process for siting campgrounds, recreational vehicle (RV) parks, and manufactured home parks in rural Deschutes County on non-federal land.

II. Existing Conditions

Campgrounds and RV parks are typically recreational and seasonal, while manufactured home parks, which are permanent, act as low-income housing. Tables 1-3 summarize the existing campgrounds, RV parks, and manufactured home parks on non-federal land in rural Deschutes County.

Table 1 – Existing Rural Campgrounds

Table with 2 columns: Campgrounds, Information. Rows include La Pine State Park and Rosland Campground.

1 On May 6, 2021, the Board approved a campground on Highway 97 with 10 spaces for RVs or tents, and 5 yurts. 247-19-000361-CU, 362-SP, 363-LM, 583-MA, 879-MA, 247-20-000206-A, 788-MA. The use has not been initiated.

Campgrounds	Information
Smith Rock State Park	The park was obtained between 1960 and 1975 by purchase and gifts of land from the City of Redmond and Harry and Diane Kem. The Bivy Campground can accommodate between 50 to 200 campers.
Tumalo State Park	Tumalo State Park was established in 1954. The campground consists of 23 full hook-ups, 54 tent sites, 7 yurts and two seasonal group camping areas.

Table 2 – Existing RV Parks

RV Parks	Information
Bend/Sisters Garden RV Resort (Sisters KOA)	Consists of 27 acres and contains 105 asphalt sites. It also contains 11 cabins. The RV resort was established in 1974.
Cascade Meadows RV Resort	Consists of 5 acres and was originally established in 1966. It includes 100 lots and has received several land use approvals starting in 1972.
Thousand Trails RV Resort	Consists of 170 acres and contains 317 sites. It was established prior to 1980. Land use records are incomplete.
Hidden Pines RV Park	Consists of 2 acres and contains 18 spaces for RVs. It was established prior to 1980. Land use records are incomplete.
Riverview RV Park	Consists of 18 acres and contains 19 sites. It was established prior to 1980. Land use records are incomplete.
Snowy River RV Park	Consists of 1 acre and contains 6 spaces and is recognized as a lawful non-conforming use. It was established prior to 1980.
Green Acres RV Park	Consists of 8 acres and contains 55 spaces. It was established prior to 1980. Land use records are incomplete.

Table 3 – Existing Manufactured Home Parks

Manufactured Home Parks	Information
Allen's Riverview Mobile Home Park	Consists of 5 acres and contains approximately 16 spaces. The mobile home park was established prior to 1980.
Bend/Sisters Garden Resort (Sisters KOA)	Consists of 27 acres and contains one space devoted for a mobile home (on-site manager). The mobile home park was established in 1974.
Cline Falls Mobile Home Park	Consists of 11.5 acres and contains 39 spaces. The mobile home park was established as a nonconforming use in 1973.
Country Homes Mobile Home Park	Consists of 9.7 acres and contains 17 spaces. The mobile home park was established in 1973.
Deschutes Mobile Home Park	Consists of 2.4 acres and contains 23 spaces. It was established prior to 1980.
Desert Terrace Mobile Home Park	Consists of 49 acres and contains 58 spaces. The mobile home park was established prior to 1980.

Manufactured Home Parks	Information
Four Seasons Mobile Home Park	Consists of 12 acres and contains 36 spaces and 8 RV sites. The mobile home park was established in 1972.
Juniper and Hilltop Mobile Home Park (adjoin each other)	The Juniper Mobile Home Park consisting of 12 acres contains 47 spaces. The Hilltop Mobile Home Park consisting of 2.5 acres contains 6 spaces. Both were established in approximately 1972.
Mathews Mobile Home Park	Consists of 2 acres and contains 8 spaces. The mobile home park was established prior to 1980.
Mt. View Mobile Home Park	Consists of 14.5 acres and contains 61 spaces. The mobile home park was established prior to 1980.
Mt. Vista Mobile Home Park	Consists of 16.5 acres and contains 49 spaces. The mobile home park was established in 1966.
Ochoco View Mobile Home Park	Consists of 2 acres and contains 3 spaces. The mobile home park was established prior to 1980.
Rustic Ranch Mobile Home Park	Consists of 5 acres and contains 29 spaces. The mobile home park was established prior to 1980.
Smith Rock Mobile Home Park	Consists of 6.2 acres and contains 29 spaces. The mobile home park was established in 1968 1980.
Tioga Mobile Home Park	Consists of 1.7 acres and contains 13 spaces. The mobile home park was established in 1968.
Tumalo Mobile Home Park	Consist of 0.8 acres and contains 7 spaces. The mobile home park was established prior to 1980.

III. Regulations

Campgrounds

Campgrounds are permitted conditionally in the Multiple Use Agricultural (MUA-10) zone and the Exclusive Farm Use (EFU) zone on non-high value farmland. Deschutes County Code (DCC) 18.128.015, General Standards Governing Conditional Uses, applies compatibility criteria for campgrounds.² There are also specific conditional use standards that apply to campgrounds under DCC 18.128.320 that pertain to outdoor recreation, access, water supply, and sewage disposal. Campgrounds are also required to conform to state standards, Oregon Administrative Rule (OAR) 918, Division 650 relating to:

- Open space (minimum of 65%)
- Campsite space limitations (not less than 1,600 sq. ft.)
- Each campsite requires at least one parking space

² https://deschutescounty.municipalcodeonline.com/book/print?type=ordinances&name=CHAPTER_18.128_CONDITIONAL_USE

A. The site under consideration shall be determined to be suitable for the proposed use based on the following factors:

1. Site, design and operating characteristics of the use;
2. Adequacy of transportation access to the site; and
3. The natural and physical features of the site, including, but not limited to, general topography, natural hazards and natural resource values.

B. The proposed use shall be compatible with existing and projected uses on surrounding properties based on the factors listed in DCC 18.128.015(A).

- Yards and setbacks
- Tent campers / recreational vehicles shall not remain in the campground for more than 30 days in any 60-day period
- Licensed as a tourist facility

RV Parks

New RV parks are permitted conditionally in the MUA-10 zone subject to specific locational requirements.³

- Adjacent to an existing manufactured home/recreational vehicle park;
- Adjacent to the City of Bend UGB; and
- Has no more than 10 dwelling units.

In the MUA-10 zone and Rural Residential (RR-10) zone, an expansion of an existing RV park on the same parcel is also permitted conditionally.⁴ DCC 18.128.015, General Standards Governing Conditional Uses, applies compatibility criteria for RV parks. There are also specific conditional use standards that apply to RV parks under DCC 18.128.170 that pertain to piped potable water and sewage disposal service, limitations on vehicle stays (no more than 30 days in any 60-day period), toilets, lavatories, and showers for each sex, and access, among others. DCC 18.128.170(P) also requires an expansion of a RV park to bring the existing area up to current code requirements for fire and life safety reasons.

Manufactured Home Parks

New manufactured home parks are permitted conditionally in the MUA-10 zone subject to the same locational requirements as noted above for RV parks, including complying with OAR 660-004-0040(8)(g).⁵

- Adjacent to an existing manufactured home/recreational vehicle park;
- Adjacent to the City of Bend UGB; and
- Has no more than 10 dwelling units.

In the MUA-10 zone and Rural Residential (RR-10) zone, an expansion of an existing manufactured park on the same parcel is also permitted conditionally.⁶ DCC 18.128.015, General Standards Governing Conditional Uses applies compatibility criteria for manufactured home parks. There are also specific conditional use standards that apply to manufactured home parks under DCC 18.128.150 that pertain to piped potable water and sewage disposal service, and access, among others. DCC 18.128.150(Q) also requires an expansion of a manufactured home park to bring the existing area up to current code requirements.

³ DCC 18.32.030(DD). These locational factors were the result of an applicant-initiated text amendment in 2015. To date, no RV expansion has been initiated.

⁴ DCC 18.32.030(CC) and (EE); DCC 18.60.030(T).

⁵ 660-004-0040(8g). The establishment of a new “mobile home park” or “manufactured dwelling park” as defined in ORS 446.003(23) and (30) shall be considered an urban use if the density of manufactured dwellings in the park exceeds the density for residential development set by this rule’s requirements for minimum lot and parcel sizes. Such a park may be established only if an exception to Goal 14 is taken.

⁶ See footnote #4.

RVs

DCC Chapter 18.116.095 regulates RVs as a temporary residence on an individual lot not containing a dwelling in Rural Residential Exception Areas.⁷ A RV is required to be fully licensed and ready for highway use, on its wheels or jacking system, and be attached to the site only by quick disconnect type utilities and security devices, with no permanently attached additions.

IV. Land Use Fees

Entitling a new campground, RV park or manufactured home park requires a conditional use permit and site plan review. The land use fees are \$2,984.00 and \$4,033.00 respectively.⁸

V. Regulatory Obstacles

Campgrounds

Due to the intensity of the use, campgrounds are subject to discretionary conditional use compatibility criteria. Opponents can interpret those provisions differently than an applicant and appeal a project to a Hearings Officer, the Board, and the Land Use Board of Appeals (LUBA). Campgrounds are also required to provide potable water, toilet and shower facilities, wastewater treatment, lighting, picnic tables and garbage collection sites for the convenient use of campers as specified in OAR 918.650. These factors, among others, likely discourage property owners from considering a campground.

RV Parks

Similar to campgrounds, RV parks are also subject to discretionary conditional use compatibility criteria. They are also obligated to provide piped potable water and sewage disposal service, limitations on vehicle stays (no more than 30 days in any 60-day period), toilets, lavatories, and showers for each sex, and access, among others. Deschutes County Code also requires an expansion of a RV park to bring the existing area up to current code requirements to ensure adequate water pressure, wastewater treatment and internal access for emergency vehicles. These factors likely deter new and expanding RV parks.

⁷

- A. A single recreational vehicle, as defined in DCC Title 18, may be located on a lot or parcel not containing a dwelling and used as a temporary dwelling unit:
 - 1. For a period totaling not more than 30 days in any consecutive 60-day period without obtaining a land use permit from the Deschutes County Planning Division; or
 - 2. For a total period not to exceed six months in a calendar year by obtaining a temporary use permit under the terms of DCC 18.116.095 from the Deschutes County Planning Division. A temporary use permit may be renewed annually for use of a recreational vehicle under the terms of DCC 18.116.095 on the same lot or parcel.
- B. All necessary permits shall be obtained from the Deschutes County Building Safety Division before connecting a recreational vehicle to sewer, water and/or electric utility services.
- C. A permit shall be obtained from the Deschutes County Environmental Health Division before disposing any wastewater or sewage on-site.
- D. A recreational vehicle used as a temporary dwelling unit shall meet the same setbacks required of a permanent dwelling on the subject lot.
- E. A recreational vehicle shall be fully licensed and ready for highway use, on its wheels or jacking system, shall be attached to the site only by quick disconnect type utilities and security devices, and shall have no permanently attached additions.

⁸ Site Plan Review fees also include \$55.00 per 1,000 square feet of structure and \$131.00 per developed acres (over 1 acre).

Manufactured Home Parks

New or expanded manufactured home parks are impacted by state requirements limiting rural residential densities as noted in footnote #5. This factor, in addition to bringing existing manufactured home parks up to current code requirements for any expansion, dissuades manufactured home parks from being sited in rural Deschutes County.

RVs

Oregon Revised Statute (ORS) 197.493 regulates the placement and occupancy of RVs.⁹ Converting a RV to a permanent structure and/or dwelling requires the owner to surrender the title and any registration issued for the RV to the Department of Motor Vehicles (DMV) for cancellation. A RV that is converted to a structure or dwelling is then subject to the Oregon Residential Specialty Code (ORSC) to ensure an adequate foundation, structural integrity, energy code, and fire and life safety components.

VI. LCDC Temporary Rules in Response to 2020 Wildfires

LCDC adopted temporary rules amending seven divisions of OAR Chapter 660.¹⁰ The amendments are intended to assist communities with ongoing efforts to accommodate shelter and interim housing needs for individuals who have lost their homes or are otherwise displaced due to the effect of catastrophic wildfires on Oregon's built environment. These rules allow for additional, temporary housing outside urban areas for a period of 36 months. They provide opportunities for emergency campgrounds, temporary residential uses, and disaster-related sheltering. A county may grant two additional 12-month extensions upon demonstration that the use remains necessary.¹¹

VII. HB 2006 / Emergency Shelters

The Oregon Legislature recently approved HB 2006. It allows, as an outright permitted use, an emergency shelter outside an urban growth boundary to be sited in a Rural Residential Exception Area. An emergency

⁹ ORS 197.493 Placement and occupancy of recreational vehicle. (1) A state agency or local government may not prohibit the placement or occupancy of a recreational vehicle, or impose any limit on the length of occupancy of a recreational vehicle, solely on the grounds that the occupancy is in a recreational vehicle, if the recreational vehicle is:

- (a) Located in a manufactured dwelling park, mobile home park or recreational vehicle park;
- (b) Occupied as a residential dwelling; and
- (c) Lawfully connected to water and electrical supply systems and a sewage disposal system.

(2) Subsection (1) of this section does not limit the authority of a state agency or local government to impose other special conditions on the placement or occupancy of a recreational vehicle. [2005 c.619 §12]

ORS 455.405 Recreational vehicle conversion to structure. (1) A recreational vehicle that has a title issued by the Department of Transportation does not qualify as a structure. If a recreational vehicle is being converted to use as a structure, at the time of commencing the conversion the owner shall surrender the title and any registration issued for the recreational vehicle to the department for cancellation. A recreational vehicle that is converted to use as a structure is subject to the state building code.

(2) There is a rebuttable presumption that a recreational vehicle has been converted to use as a structure if the recreational vehicle is located outside of a mobile home park as defined in ORS 446.003 and:

- (a) Has been rendered structurally immobile; or
- (b) Has direct attachment to utilities. [2019 c.585 §4]

¹⁰ These will become permanent transitional housing rules at the July 22-23 LCDC meeting.

¹¹ https://www.oregon.gov/lcd/LAR/Documents/LCDD_15-2020TrackedChanges%20-%20WildfireResponse.pdf

shelter must be operated by a local government, an organization with at least two years' experience (local housing authority, religious corporation, or public benefit corporation), or a non-profit corporation.¹²

VIII. Potential Changes to State Law

Given the regulatory obstacles summarized, the Board may want to consider potential changes to state law for discussion purposes. They include but are not limited to exploring opportunities for:

- Siting manufactured home parks on rural lands; and/or
- Developing temporary rules to address the state's housing crisis for emergency campgrounds, temporary residential uses, and sheltering.

Attachment

Map of Existing Campgrounds, RV Parks, Manufactured Home Parks in Rural Deschutes County on Non-Federal Land

¹² HB 2006 also requires cities to approve proposed homeless shelters if they meet certain criteria, such as offering access to transportation, complying with building codes, and posing no health or safety threat. As long as the standards are met, zoning rules or other planning regulations do not apply. The lowered threshold for homeless shelters will lapse on July 1, 2022, though shelters established under the bill will be allowed to remain open after that date. HB 2006 also makes it easier for cities to approve parking lots where people can sleep in their cars as a form of transitional housing and creates grant funding opportunities for organizations that want to create shelters.