

## ORDINANCE NS- 2285

### AN ORDINANCE AMENDING THE BEND CODE SECTION 1.20.030, PLANNING COMMISSION ROLES AND RESPONSIBILITIES

#### Findings:

- A. The Planning Commission has proposed various changes to Bend Code Section 1.20.030, related to its roles and responsibilities.
- B. The Planning Commission believes that the existing code lacks clarity, and that clarification furthers its role of adding value and professionalism to Bend's planning process as Bend grows and becomes more complex and sophisticated.
- C. The Planning Commission has reviewed concepts from the DLCD Oregon Planning Commission Handbook, the Oregon American Planning Association, and other cities which they feel would strengthen the existing code language.
- D. Legal and Planning staff believe clear direction and communication from the City Council best direct the Planning Commission, but that simple revisions to code provisions as proposed are helpful.
- E. These concepts were aired at a work session with the City Council in the June 2016, and further reviewed with the City Manager and City Attorney and several Planning Commissioners.
- F. The amendments are intended to better define the Planning Commissions role related to: (1) the Comprehensive Plan and periodic review, ensuring that this review is done consistent with the City's goal prioritization process and/or general direction; (2) rendering decisions on land use and other applications, and; (3) citizen involvement and engagement, particularly with groups, on land use matters as directed by Council.

**Section 1.** Section 1.20.030 of the Bend Code is amended to read:

#### **1.20.030 Planning Commission.**

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- A. Powers and Duties. The Bend Planning Commission is established, and shall have the authority and responsibility provided by this code and State law. The Planning Commission is the appointed citizen body that provides recommendations to the City Council on land use policies; makes land use decisions on planning applications; and provides a public forum for community values, visioning and strategic thinking in long range planning. The Commission shall have the following duties:
- 1. Review those land use applications within its jurisdiction pursuant to applicable laws.
  - 2. Review and act on quasi-judicial decisions on land use applications and appeals of land use decisions pursuant to the City's land use procedures
  - 3. Periodically review the Comprehensive Plan, as prioritized in a work plan approved by the City Council through its goal setting process or as otherwise directed by the City Council.

4. Act as the Citizen Involvement Committee within the Bend Urban Growth Boundary and advise the City Council on citizen involvement programs. As directed by the City Council, this role may include working with stakeholder groups or citizen advisory committees, to help inform refinement and other land use plans, and/or facilitating community engagement on land use issues with groups such as neighborhood associations or coalitions.
5. Make recommendations to the City Council on Type IV legislative land use actions.

B. Membership.

1. The Bend Planning Commission consists of seven members who are not officials or employees of the City. All voting members shall be residents of the City.
2. No more than two voting members of the Commission may engage principally in buying, selling, or developing of real estate for profit as individuals, or be members of any partnership, or officers or employees of any corporation, that engages principally in the buying, selling, or developing of real estate for profit. No more than two members shall be engaged in the same kind of occupation, business, trade or profession.
3. No Commission member shall serve more than two full terms or 10 years if appointed mid-term, whichever is greater.
4. Consideration shall be given to including representatives of the various geographical parts of the City of Bend.
5. The Commission shall elect a Chair and Vice-Chair to serve one-year terms. Election of the officers shall be held at the first meeting of the Commission in each calendar year, but failure to hold the election at the first meeting in a calendar year shall not invalidate any action by the Commission.
6. City planning staff shall perform administrative functions for the Planning Commission.
7. Four members of the Commission shall constitute a quorum. The Commission may act by a majority of those voting while a quorum is present. The Commission shall meet in accordance with its bylaws. The Commission may adopt and amend rules and regulations to govern the conduct of its business. [Ord. NS-2159, 2011]

First Reading Date: January 18, 2017

Second Reading Date: February 1, 2017

Adopted by roll call vote on: February 1, 2017

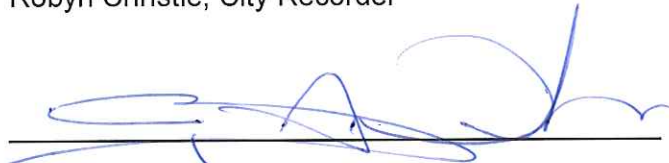
YES: Casey Roats, Mayor  
Sally Russell  
Bill Moseley  
Bruce Abernethy  
Nathan Boddie  
Justin Livingston  
Barb Campbell

NO: NONE

  
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Casey Roats, Mayor

ATTEST:

  
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Robyn Christie, City Recorder

  
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Mary Winters, City Attorney

