

**From:** Lori Archer [<mailto:loriannarcher@hotmail.com>]

**Sent:** Tuesday, May 21, 2019 7:47 AM

**To:** Karen Swirsky <[kswirsky@bendoregon.gov](mailto:kswirsky@bendoregon.gov)>; Sally Russell <[srussell@bendoregon.gov](mailto:srussell@bendoregon.gov)>;  
CommunicationsShared <[communications@bendoregon.gov](mailto:communications@bendoregon.gov)>

**Subject:** Privately Owned Residential Area - Nottingham Square Path Proposal

Dear Community Leaders,

Please consider that Nottingham Square is a privately owned and maintained property. Although it was annexed into the city, we have private roads and signs marked for owners and guests only.

When my fiancée purchased the home in 2002, one of the most attractive qualities was not the actual home, but the **neighborhood**. I am disabled and spend most of my time home alone. Signs were posted at the entrances stating "No Solicitors". Previous to purchasing in NS, we rented on Forest Grove in the Old Mill vicinity and we frequently had door to door solicitors which was annoying and disruptive to me taking care of my health needs (my health issues affect my sleep). Finding this unique neighborhood (owners and guests only) felt like moving into a small town within a city. It is quiet, friendly, neighbors look out for one another - it is a community with many of the positive attributes of a small town. Knowing our neighbors and residents provides a sense of safety. By opening to the public and making it a thorough-fare of sorts, this will increase the volume of people. This will very likely increase littering, noise, vandalism, breaks-in and plethora of problems.

Throughout the years as the city has grown and development has occurred to the north and south of us, we have dealt with more noise and resulting traffic on 15th and trespassers on the property, particularly on the canal road and this has created issues. We may not be able to change the increase of traffic on 15th, but we should be able to have the city recognize and respect the annex agreement that will allow us to continue to function as a private community that we bought into.

There are alternate possibilities for having bike paths, crosswalks, and sidewalks along 15th **which is very much needed**. Please focus attention and invest our tax dollars on making 15th street safer for current and future use and not on making changes that will have a negative impact on our private community.

Additionally, we would like to add the attachment written by Dave Kyle of Nottingham Square Long- Term Planning Committee and state that we agree with and endorse his proposal.

Thank you in advance for considering our concerns,

Lori Archer - Resident & Registered Voter

Rob Baesler - Owner & Registered Voter



**From:** [boehm.jim@yahoo.com](mailto:boehm.jim@yahoo.com) [<mailto:boehm.jim@yahoo.com>]

**Sent:** Tuesday, May 21, 2019 1:45 PM

**To:** Karen Swirsky <[kswirsky@bendoregon.gov](mailto:kswirsky@bendoregon.gov)>; Sally Russell <[srussell@bendoregon.gov](mailto:srussell@bendoregon.gov)>;  
CommunicationsShared <[communications@bendoregon.gov](mailto:communications@bendoregon.gov)>

**Subject:** Proposed Bike Route

Dear Karen and Mayor Russell, As a homeowner in Nottingham Square and the President of the Nottingham Square H.O.A. I want to strongly urge you to consider that the proposed bike and pedestrian path through S.E. Bend be routed along S.E.15th Street and not through our community. Due to my position on the H.O.A. I have many contacts with our residents and I have yet to have any one of them be in favor of opening our private property for this use.

So, I ask you please consider our community's wishes, and route this key bike and pedestrian trail along S.E.15th Street and not through our community.

Cordially ,

Jim Boehm

**From:** Shela Boynton [<mailto:shelab@bendbroadband.com>]

**Sent:** Monday, May 20, 2019 7:27 AM

**To:** Karen Swirsky <[kswirsky@bendoregon.gov](mailto:kswirsky@bendoregon.gov)>; Sally Russell <[srussell@bendoregon.gov](mailto:srussell@bendoregon.gov)>; CommunicationsShared <[communications@bendoregon.gov](mailto:communications@bendoregon.gov)>

**Subject:** FW: Key routes for bikes and pedestrians

Dear Karen and Mayor Russell,

Please share this also with the CTAC and the members of the Bend City Council.

The goal of the Bend Park and Recreation District is to connect public trails from far north of Bend to far south of Bend. In addition, the prediction is for 30,000 more people in SE Bend alone in the next few years. The population of all of Bend is exploding. We are absolutely opposed to giving this ever increasing tsunami of people public access through our tiny private area. We do not want athletic teams and PE classes from the neighboring schools to run through us for exercise. Nor do we want parades, or publicly organized and promoted bike and foot races, or fundraising events to barge through us. We do not want our deer and fawns, goslings, ducklings, and quail harassed by them. We don't want people illegally swimming and boating in our canal. We especially don't want people getting hurt on our property due to their own stupid or illegal behavior and then suing us. We are not interested in going bankrupt paying for attorney fees to try to protect ourselves against frivolous lawsuits. We do not want the COID maintenance vehicles obstructed by all of this, especially when they must protect the banks to keep us from being flooded and washed away.

Instead, we invite every one of you give in perpetuity an unrestricted easement through your yards and private property to all these people. Connect yourselves. Many people would be very willing to donate their time to go online and invite and encourage the whole world to enjoy for free everything you have. No one will monitor or control them or make any restitution to you for their damages. It will do wonderful things for your property values and the safety of your children.

Please don't try to entice us to voluntarily give you what you want, or forcibly take it from us. Instead, change the zoning so that all the developments in Bend can be built with the space and peace and quiet and beauty that we enjoy and you want. High-density housing results in intense conflicts between people.

Thank you for putting yourselves in our shoes, and making honorable choices.

Respectfully yours,  
Shela Boynton

Public Comment for CTAC

4/25/2019

Re: Key Routes for bikes and pedestrians

City staff has produced a map showing a key route bisecting a private neighborhood. Nottingham Square HOA is located in SE Bend; south of Reed Market and between SE 15th and the railroad track.

Nottingham was started in 1973 and annexed into Bend in 1998. The city gave Nottingham the choice of retaining private roads and we continue to pay for our own private road system which includes the Canal Road which is a COID easement on the land we own. We have blocked other public access roads from being connected to the Nottingham road system. We largely have no fences. We have no sidewalks. Our roads are posted at 15 MPH. We have many of the low stress attributes that the advisory committee seeks for the rest of Bend.

Although the road system and specifically the Canal Road is posted as private, no trespassing, we have experienced increasing pressure from trespassers. This is due in large part because the city has failed to provide safe low stress sidewalks and crossings along SE 15th street. Faced with increased Canal Road trespass including cars, all-terrain vehicles, bikes, pedestrians and off lease dogs and the resulting damage to the Canal Road, which also serves as a dike against the flooding of lower grade homes, we have gated the Canal Road.

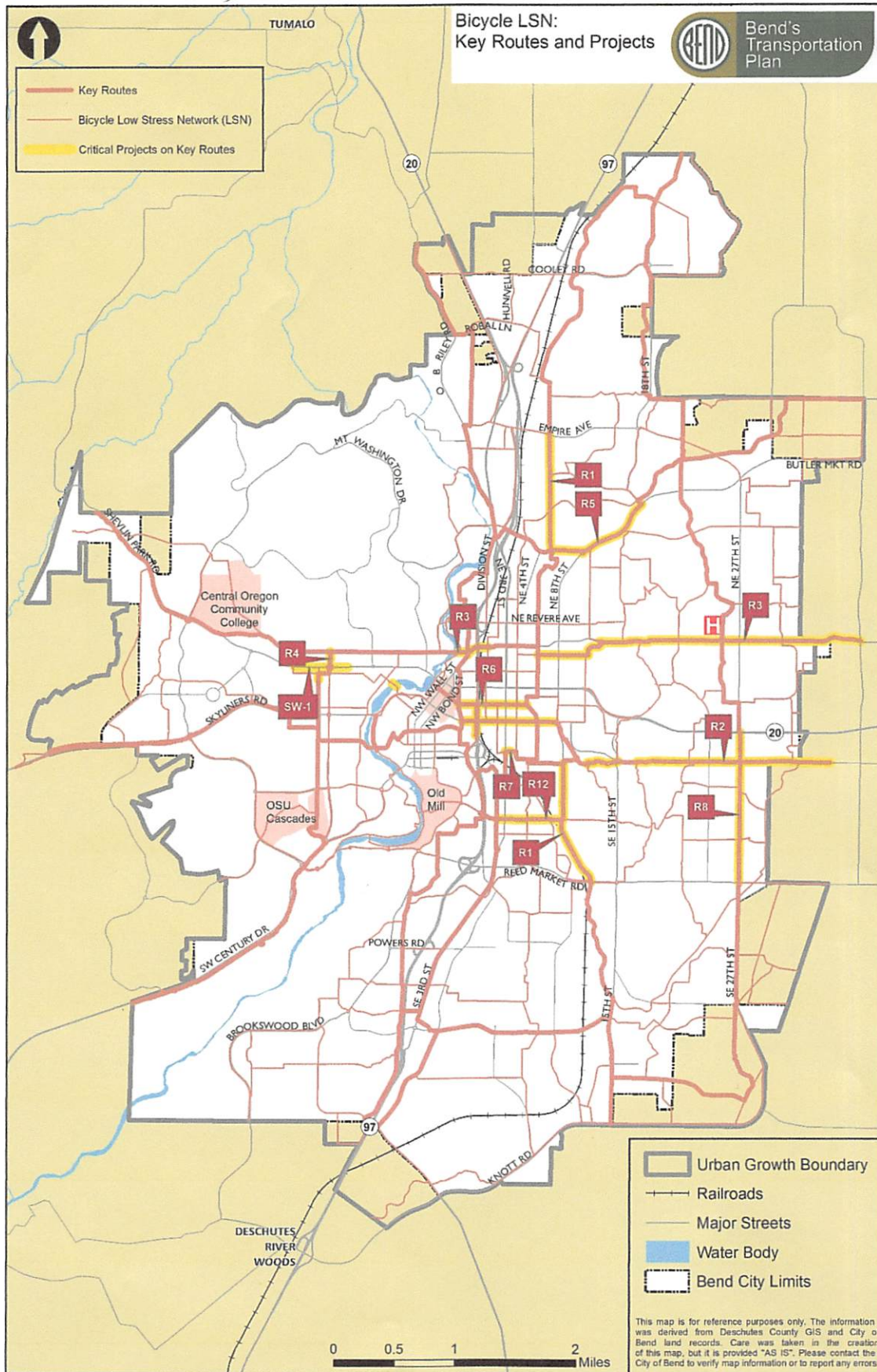
A stated goal from the public input workshops is a limit on through traffic. This, I believe, also applies to bike and foot traffic, not just cars. Now planning shows public access through Nottingham (see page 19 of the Meeting #9 agenda). The resulting through traffic and needed fencing will change the very open nature of our neighborhood. It is also difficult to fully anticipate the impact of traffic volume, potential lighting, electric bike speeds, winter plowing and right of way at the car and foot bridges.

Last year I provided a map of other route options including along SE 15th. Despite these options, staff has elected to show the Key Route as passing through the middle of Nottingham. Hopefully, this was an oversight or misunderstanding. By showing this route on public maps you are further encouraging trespass. Doesn't it make sense to address the root cause of safety/stress issues along SE15th. After all, because of planned schools, city code requires proper sidewalks and crossings along this portion of SE 15th. The Key Route should be shown as being along SE 15th.

Finally, shouldn't the city honor its 1998 commitment to recognize Nottingham's private road, low stress, no through traffic neighborhood?

Dave Kyle

Chair- Nottingham Long Range Planning Committee





From: Anne Burks [<mailto:anneb48@gmail.com>]  
Sent: Tuesday, May 21, 2019 3:06 PM  
To: CommunicationsShared <[communications@bendoregon.gov](mailto:communications@bendoregon.gov)>; Sally Russell  
<[srussell@bendoregon.gov](mailto:srussell@bendoregon.gov)>  
Subject: Key Bike Route Option

To: Citywide Transportation Advisory Committee, and  
Mayor Sally Russell

I have lived in the Nottingham Square neighborhood for several years. My property backs up to the canal trail, which I continue to thoroughly enjoy every day. As I sit here writing this letter, I can see two geese wandering down from the trail, which I'm not going to bring to my little dog's attention because he loves to bark and run after them, his tail wagging happily back and forth. He also likes to bark at the many deer who frequent my front and back yards before moving on to the canal trail and beyond. Many residents of Nottingham Square continue to enjoy access to this quiet, private trail for walks with family, their dogs, or individual times of reflection. I see a lot of baby strollers going by as more young families move into this lovely neighborhood.

The canal trail through Nottingham Square covers a relatively short distance. As part of a proposed bike trail, this distance could instead be easily accommodated along SE 15th Street as part of a multi-use path and where public right-of-way already exists. A key bike route along the canal trail would affect the privacy of my property as well as the property values of places such as mine that back up to the canal trail. It could also bring into question security concerns, since the Nottingham Square Homeowners Association prohibits fencing around properties in order for lawns to be mowed on a continuous basis. (Which I pay hefty monthly dues for, as well.)

This seems like a no-brainer to me. For a relatively short distance of the key bike route set to run several miles, the SE 15th Street option is clearly the best option and makes the most sense. The canal trail is only a small part of a much bigger Bike Route, but as the only stretch of a pleasant trail with water and geese and all that, this bit of trail is a big deal to homeowners like me. Please go with the SE 15th Street option for the Key Bike Route.

Thank you for your consideration.

Best,

Anne Burks

Nottingham Square Homeowner

[REDACTED]

[REDACTED]

**From:** Ginger Dehlinger [<mailto:gdehlinger@live.com>]  
**Sent:** Sunday, May 19, 2019 10:03 PM  
**To:** Karen Swirsky <[kswirsky@bendoregon.gov](mailto:kswirsky@bendoregon.gov)>  
**Subject:** Proposed Trail Through Nottingham Subdivision


Dear Karen Swirsky,

My husband and I have lived in the Nottingham Square subdivision since 1993. When we moved here the subdivision wasn't even in the city limits. We voted against inclusion but our 163 homeowners were small compared to the rest of the residents of Bend. When we were annexed to the city of Bend we were given the option to keep our subdivision private in exchange for taking care of our own road maintenance. Now we are hearing rumors that our privacy may be violated in a most unattractive way.

Part of the beauty of this modest subdivision is the fact no perimeter fencing is allowed around our homes. This could turn out to be a terrible liability if the public is allowed to walk and ride their bicycles right down the canal that intersects our property. We are already experiencing an influx of residents from The Bridges who think our subdivision is a park. They stroll along our streets as well as along the canal bank, cutting across yards whenever they wish since there are no fences. Many do not keep their dogs on leashes or pick up after their pets. We are hoping this will end when the park being planned further south on 15<sup>th</sup> is completed.

My husband and I are asking you to support us and our neighbors, many of us senior citizens, at Tuesday's CTAC meeting and agree to a trail along 15<sup>th</sup>, not through our subdivision.

Thank you for your consideration,

Dick and Ginger Dehlinger  




**From:** Barb D [<mailto:domschb@bendbroadband.com>]

**Sent:** Thursday, May 16, 2019 11:47 AM

**To:** Karen Swirsky <[kswirsky@bendoregon.gov](mailto:kswirsky@bendoregon.gov)>

**Subject:** key bike routes meeting May 22

Dear Karen – I am a home owner in Nottingham Square. It has come to my attention that the proposed bike routes to be discussed at your meeting on the 22nd include using the canal road and/or Nottingham Square roads. Our roads are private including the canal road. They are not owned or maintained by the city. I am totally against our roads being on the map as public bike routes. I bought in Nottingham Square years ago knowing that I was going to be paying HOA dues to cover the cost of maintaining our roads. Our roads are narrow and have enough traffic on them with just our residents. Please do not recommend any public use of our roads including the canal road. Enhancing the bike paths and/or create them on 15th street is much more logical.

Sincerely

Barbara Domschke



**From:** Kathy Hazen [<mailto:kehazen@hotmail.com>]

**Sent:** Friday, May 17, 2019 10:03 AM

**To:** Karen Swirsky <[kswirsky@bendoregon.gov](mailto:kswirsky@bendoregon.gov)>; Sally Russell <[srussell@bendoregon.gov](mailto:srussell@bendoregon.gov)>

**Subject:** Nottingham Square Canal Road

We respectfully submit that as Homeowners in the NS Neighborhood, we are apposed to allowing the public to access the Canal Road that is posted as Private Property which runs behind our home and the homes of many other members of our HOA. Access would severely interrupt our privacy and enjoyment of our use of our property and common areas. Please do not allow any changes that would cause increased traffic where it does not belong. There are many places in Bend for bicycle enthusiasts to ride, and walkers to walk without ruining the peace that we currently enjoy and are entitled to with our purchase of NS property.

Respectfully,

Kathy E Hazen  
James S Kuenkel

[REDACTED]

[REDACTED]

**From:** Judy Hotchkiss [<mailto:hotchkissjudy1@gmail.com>]  
**Sent:** Saturday, May 18, 2019 4:26 PM  
**To:** Karen Swirsky <[kswirsky@bendoregon.gov](mailto:kswirsky@bendoregon.gov)>; Sally Russell <[srussell@bendoregon.gov](mailto:srussell@bendoregon.gov)>; CommunicationsShared <[communications@bendoregon.gov](mailto:communications@bendoregon.gov)>  
**Cc:** [hotchkissjudy1@gmail.com](mailto:hotchkissjudy1@gmail.com)  
**Subject:** FW: Key routes for bikes and pedestrians

Dear Karen and Mayor Russell,

Please share this also with the CTAC and the members of the Bend City Council.

The goal of the Bend Park and Recreation District is to connect public trails from far north of Bend to far south of Bend. In addition, the prediction is for 30,000 more people in SE Bend alone in the next few years. The population of all of Bend is exploding. We are absolutely opposed to giving this ever increasing tsunami of people public access through our tiny private area. We do not want athletic teams and PE classes from the neighboring schools to run through us for exercise. Nor do we want parades, or publicly organized and promoted bike and foot races, or fundraising events to barge through us. We do not want our deer and fawns, goslings, ducklings, and quail harassed by them. We don't want people illegally swimming and boating in our canal. We especially don't want people getting hurt on our property due to their own stupid or illegal behavior and then suing us. We are not interested in going bankrupt paying for attorney fees to try to protect ourselves against frivolous lawsuits. We do not want the COID maintenance vehicles obstructed by all of this, especially when they must protect the banks to keep us from being flooded and washed away.

Instead, we invite every one of you give in perpetuity an unrestricted easement through your yards and private property to all these people. Connect yourselves. Many people would be very willing to donate their time to go online and invite and encourage the whole world to enjoy for free everything you have. No one will monitor or control them or make any restitution to you for their damages. It will do wonderful things for your property values and the safety of your children.

Please don't try to entice us to voluntarily give you what you want, or forcibly take it from us. Instead, change the zoning so that all the developments in Bend can be built with the space and peace and quiet and beauty that we enjoy and you want. High-density housing results in intense conflicts between people.

Thank you for putting yourselves in our shoes, and making honorable choices.

Respectfully yours,  
Judy Hotchkiss and Edith Pillar

**From:** Judy Hotchkiss [<mailto:hotchkissjudy1@gmail.com>]  
**Sent:** Friday, May 17, 2019 9:09 PM  
**To:** Karen Swirsky <[kswirsky@bendoregon.gov](mailto:kswirsky@bendoregon.gov)>; Sally Russell <[srussell@bendoregon.gov](mailto:srussell@bendoregon.gov)>; CommunicationsShared <[communications@bendoregon.gov](mailto:communications@bendoregon.gov)>  
**Cc:** [hotchkissjudy1@gmail.com](mailto:hotchkissjudy1@gmail.com)  
**Subject:** Key routes for bikes and pedestrians

Dear Karen Swirsky and Mayor Sally Russell,  
Please share this with the CTAC and the members of the Bend City Council.

We are homeowners in Nottingham Square, an HOA located in SE Bend, south of Reed Market and between SE 15<sup>th</sup> and the railroad track. All of the land within Nottingham has been owned solely by the HOA for 46 years since 1973. Please read carefully the attached excellent public comment for CTAC by Dave Kyle, the chairman of the Nottingham long-range planning committee. Also attached is the map produced by city staff to which he is referring. It was on page 19 of the agenda for the CTAC meeting #9, posted to the public online.

We agree with everything Dave said. The city's map shows that CTAC and the city are planning and publicly advertising a key route through our privately owned property, which is illegal. It also publicly promotes trespassing. As he explained, Nottingham was annexed into the city in 1998. At that time the city gave us the choice of retaining ownership of our private roads, which we did. We pay for all the repairs, maintenance, snow removal, etc. Our roads include the canal road which has a COID maintenance easement on the land we own. We have successfully blocked other public access roads from being connected to the Nottingham road system. Nottingham has kept its commitment, and the city must keep its commitment. Due to large amounts of trespassing by cars, bikes, pedestrians and off leash dogs, we have had to post signs at our entrances, roads, and at the gates on the canal as private property, no trespassing.

The city needs to quickly complete its responsibility to finish the sidewalks down both sides of SE 15<sup>th</sup> from where they presently end to Knott Road. The Larkspur Lane trail needs to be completed from where it presently ends the rest of the way on the east side of SE 15<sup>th</sup> to Knott Road. There already exists public right-of-way for almost the entire length of it to allow for the completion of sidewalks, bike lanes, or multi use paths of both sides of the street. The volume of traffic on it has become huge, fast, loud, and dangerous for cars, bikes, pedestrians, and especially for the elderly and the handicapped. It is only going to become much worse with the addition of the 2 schools, the Larkspur Recreation Center, the 37 acre Alpenglow Community Park, the hundreds of additional homes and apartments on both sides of the street, and the east-west Murphy Road extension. Public safety demands that the key route for bikes, pedestrians, and the handicapped be quickly provided down both sides of SE 15<sup>th</sup> before a serious tragedy and costly lawsuits occur. Please be aware that the vast majority of it has no handicapped access, and there is not even one safe place for the handicapped to cross it from Highway 20 to Knott Road. With reduced speed for schools at both ends of the street, there should be a uniform, low stress speed between Highway 20 and Knott.

We would like you to be aware of some additional reasons why Nottingham prohibits public access to our canal road. We are extremely vulnerable to fire. All the families in the 163 homes

from both sides of the canal have to exit through the 2 entrances onto SE 15<sup>th</sup>. The fire on Pilot Butte that was deliberately set last year on the Fourth of July caused the evacuation, and near destruction of the many homes adjacent to it. The Pilot Butte Nursing Home was also endangered. The fire jumped over Highway 20 and caused power outage even in Nottingham several miles to the south. The Columbia Gorge fire, which was also deliberately set, burned a vast amount of land and jumped the entire Columbia River from Oregon to Washington. The smoke from it caused very serious problems even in Bend. The Aubrey Hall fire jumped the Deschutes River and burned homes on both sides of it. If we were to allow public access to our canal road, it would not be a question of if there would be a fire, but rather how often. Many of our residents are elderly or handicapped, and would simply be burned alive. We cannot have countless people going through us smoking cigarettes and pot, flicking their ashes into the dry grass, using legal and illegal fireworks, making campfires, etc.

In addition to the fire danger, the peace, quiet, privacy, and safety of our residents would be destroyed. We recently had to install a gate on the south end of our canal road to prevent public trespassing. Shortly after that, a group of people with off leash dogs came up to the gate from the south side. An 82-year-old Nottingham homeowner happened to be walking nearby. One man in the group told him "This gate is not very neighborly." He then used obscene language and told him, "I've got 2 sons who will take care of you!" (Apparently he considers that to be neighborly.) One woman in the group climbed over the fence into Nottingham. We do not want the entire world not only allowed, but also encouraged, to go very close to our homes and children 24/7, 365. Last summer human feces was found on the canal road. We do not want any irritated persons or drug users filming us with their phones to plan how to rob and vandalize. Our CC&R's do not permit fences in Nottingham. We do not want any fences along the canal road.

We urge you to immediately change the key route to SE 15<sup>th</sup> and show that in all your online info. Please also expedite the safety requirements to SE 15<sup>th</sup> described above. We hope to find that the members of the CTAC and of the City Council are law-abiding, responsible persons. Please do not make choices that would waste city taxpayers' money on legal fees to defend the city from this planned illegal action. Thank you for your many hours of hard work.

Please do not publicly release our message and contact information.

Respectfully,  
Judy Hotchkiss and Edith Pillar

**From:** Sarah S. Houston [<mailto:sjhouston@bendcable.com>]  
**Sent:** Tuesday, May 21, 2019 3:08 PM  
**To:** Karen Swirsky <[kswirsky@bendoregon.gov](mailto:kswirsky@bendoregon.gov)>; Sally Russell <[srussell@bendoregon.gov](mailto:srussell@bendoregon.gov)>;  
CommunicationsShared <[communications@bendoregon.gov](mailto:communications@bendoregon.gov)>  
**Cc:** 'Dave Kyle' <[davekyle@bendbroadband.com](mailto:davekyle@bendbroadband.com)>; 'Info'  
<[info@brickhousepropertymgmt.com](mailto:info@brickhousepropertymgmt.com)>  
**Subject:** Pedestrian and bike trail

I've lived in the Nottingham Square community for 25 years, and I am also a Board member in Nottingham. Also, as a real estate appraiser, I am concerned with how changes to Nottingham affect property values.

As a member of the greater community of Bend, I welcome changes that will enhance our city. Although many of us don't like change, we know that it is often necessary. Numerous developments have been built around or near Nottingham Square in the past 25 years, and this growth continues. A recent April, 2019 article in The Bulletin stated that Pahlisch Homes plans to build town houses on 120 lots in Luderman Crossing, just to the north of Nottingham. While such development is necessary to meet Bend's current and future population needs, it is wrong to knowingly or carelessly take away rights from a private community that has been in place for over 40 years. In the quest to create affordable housing, it's important that developers and public entities remember that their decisions have repercussions for all their citizens, both positive and negative, and including those of us in small communities like Nottingham. The canal road inside Nottingham is private property, that has a COID easement. Daily walks in Nottingham used to be quiet and rejuvenating, but as the newer communities appear, Nottingham has more and more foot and bicycle traffic from those who do not live here, and some who do not respect the no trespassing signs. This will only increase if the canal trail becomes a key bike route, and will create more conflicts.

I am in favor of the CTAC proposed alteration of a short segment of Key Route #1. The alteration would take the multi-use trail along 15th Street, and will be a more direct route than the canal easement for those who want or need to access present and future parks and schools being built along 15th Street, south of Nottingham. I feel this would be a safer, more direct route, and would help to maintain privacy for Nottingham residents.

Sincerely,

Sarah Houston  
Nottingham Square

**From:** ChelseyandJasonMagness [<mailto:bendacro@gmail.com>]

**Sent:** Thursday, May 16, 2019 5:09 PM

**To:** Karen Swirsky <[kswirsky@bendoregon.gov](mailto:kswirsky@bendoregon.gov)>; Sally Russell <[srussell@bendoregon.gov](mailto:srussell@bendoregon.gov)>

**Subject:** Nottingham Square and the Canal path

Hi everyone - just received a note from our HOA long range planning committee encouraging homeowners to write in protest to the use of the Canal trail as the "key route" along 15th. I just want to let you know the my family, and many other in the NHSHOA are IN FAVOR of public (or bend parks and rec) access to the Canal trail.

I am just letting you know that I, as well as many others in Nottingham actually would like to see the canal as a public bike path. I have used the canal as a daily commute to work and recreation for the past 10 years without incident, and find the new HOA xenophobia more alarming by far than anything else.

Please consider that HOA board and long range planning committee of the Nottingham homeowners are only a small group and not representative of any majority.

With Regards,

Chelsey Magness

Below is a copy of the email sent out by the long range planning committee for the HOA:

*Hi there -*

*The long range planning committee has used us to share this information with the community.*

*As part of a revision of the Bend Transportation Plan, an advisory committee (Citywide Transportation Advisory Committee) is working on recommendations. This process is in the 2nd year. Currently they are preparing to vote on May 22 about the Key Routes for Bikes and Pedestrians. Despite efforts to show a better key route along SE 15th, the staff generated map shows a key route bisecting the private road system in Nottingham Square HOA by using the canal road.*

*The bike coalition is very organized and many members of the advisory committee belong to biking organizations. Also, Parks and Recreation has multiple people, like a board member and a budget committee member, on the advisory committee. On the morning of the May 22 advisory meeting, Sally Russell, the mayor, is a speaker at the Central Oregon Bicycle and Pedestrian Summit 2019 that is being held at the Bend Park and Rec District Office.*

*A yes vote by the advisory committee results in a recommendation to the city council. Even if the city passes the recommendation, it does not mean it will happen but it is certainly more likely to happen. Ultimately our recourse will be with the city.*

*All of that being said, now is the time to make opinions known.  
SE 15th should be the Key Route for pedestrians and bikes because:*



1. SE 15th is the most direct route for pedestrians and bikes from Pilot Butte to Knott Rd. There will be three major parks (four with Pilot Butte), one minor Pahlisch park, and three schools along the route.
2. SE 15th directly connects with primary east/west key routes; Franklin, Wilson, Reed Market and Murphy. East of Third street, no other north/south street directly connects or is planned to connect with all of these streets. It also connects with the pedestrian underpass at Highway 20.
3. There is existing public right-of-way for almost the entire length of SE 15th to allow for the completion of sidewalks or multi-use paths on both sides of the street. South of Reed Market, city code requires sidewalks and crosswalks because it is within 1 1/2 miles of the new schools. The city already plans to extend the sidewalk on the west side of SE 15th from Nottingham to the canal in September.
4. With reduced speed for schools at both ends of SE 15th, it does not make sense to increase the speed in the middle. There should be a uniform, low-stress speed between Highway 20 and Knott. Everyone--cars, pedestrians and bikes--are better off with a uniform low-stress speed.

#### *Harm to Nottingham HOA*

1. Nottingham was started in 1973 and annexed into Bend in 1998. The city gave Nottingham the choice of retaining private roads if the HOA continued to pay for our own private road system. The canal road is part of that non-public access road system but is maintained by COID using an easement. We have successfully blocked other public access roads from being connected to the Nottingham road system. The HOA has kept its commitment and the city must keep its commitment.
2. According to our CC&R's, no fences are allowed in Nottingham. We largely have no fences. We have no sidewalks. Our roads are posted at 15 MPH and are barely wide enough for two cars to pass. Public access on the canal road would seriously undermine our ability to maintain many of the low stress attributes that the advisory committee seeks for the rest of Bend and which Nottingham Square homeowners now enjoy and which they expected to maintain upon purchasing homes in this community.
3. "No trespass" signs are posted at both ends of Nottingham as well as at the railroad crossing at the north end of the canal route and the canal road itself is gated. The entire HOA is posted private. The inclusion of the Nottingham section of the canal road on a proposed Key Route map would promote trespass on HOA property.

*Who to contact with your comments.*

*The senior planner for the Citywide Transportation Advisory Committee is Karen Swirsky; [kswirsky@bendoregon.gov](mailto:kswirsky@bendoregon.gov)*

*Request that comments be submitted to CTAC (Citywide Transportation Advisory Committee). The mayor is Sally Russell; [srussell@bendoregon.gov](mailto:srussell@bendoregon.gov)*

*Dave Kyle  
Chair- Long Range Planning*

**From:** Cynthia Mayfield [<mailto:cmayfield@bendbroadband.com>]  
**Sent:** Monday, May 20, 2019 10:52 AM  
**To:** Sally Russell <[srussell@bendoregon.gov](mailto:srussell@bendoregon.gov)>; Karen Swirsky <[kswirsky@bendoregon.gov](mailto:kswirsky@bendoregon.gov)>;  
CommunicationsShared <[communications@bendoregon.gov](mailto:communications@bendoregon.gov)>  
**Subject:** Key routes for bikes and pedestrians - Nottingham Square canal road access.

Dear Mayor Russell and Ms. Swirsky,

Please share this email with the CTAC and the members of the Bend City Council.

As a Bend resident and Nottingham Square homeowner I am deeply concerned over the pending proposal of the NSHOA ditch road inclusion in the parks and rec trail plan. Two of my neighbors Judy Hotchkiss and David Kyle have written superb letters outlining the hazards creating public access through the private community of Nottingham Square, I fully support their statements.

But...I'm very curious why this path is even considered since it's risky for all involved? How about the city consider revamping SE 15th St as a "complete street", recently implemented on some NW Bend streets outlined in Bend Bulletin article dated 4/4/2019? Wouldn't this option serve many more residents of SE Bend? Ms. Swirsky herself was quoted *"Neighborhood greenways are very inexpensive," Swirsky said. "Most of the time, they're just paint."* Perhaps, SE 15th St., Reed Mkt, Wilson, Bear Creek, Franklin, Ferguson and Murphy Rd. could be restriped as "complete streets" along with lowering vehicle speeds to 25 MPH. If cyclists want a less crowded solution for the 15th St corridor then how about completing the Larkspur trail through the Desert Woods and Kings Forest neighborhoods to Ferguson since they are comprised of public streets?

Let's also not lose sight of the cost to the city and the homeowners of NSHOA this proposed plan isn't cost effective in the long run for either party. The city would better serve Bend residents spending tax dollars improving handicapped accessibility on SE Bend streets.

Many homeowners in Nottingham will not write to oppose this inclusion of the ditch riders road in the trail plan even though they oppose the plan. All

I have talked too feel like they've taken a punch to the gut with this news. The vast majority of our homeowners are over 60 years old (75%) with many of those over 80.

Just one more question Ladies, I suspect, all review of this proposal has been strictly on paper, that neither of you has physically toured NSHOA? I invite you to call me at [REDACTED] leave a message, let's arrange for you to visit our community. I will personally give you a tour, we can walk the property including the ditch road...check it all out, increase your visual input maybe we'll even catch a gosling flash mob. :-)

Thank you,

Cynthia Mayfield

From: [mninfl@juno.com](mailto:mninfl@juno.com) [<mailto:mninfl@juno.com>]  
Sent: Monday, May 20, 2019 8:25 PM  
To: CommunicationsShared <[communications@bendoregon.gov](mailto:communications@bendoregon.gov)>  
Subject: Proposed Key Route for Bikes & pedestrians

I and some of my neighbors are opposed to a bike/pedestrian route going through Nottingham Square on the PRIVATE canal road. The residents already experience problems with trespassing on this canal road, especially loose dogs and what they leave behind. These trespassers have verbally abused residents and one resident was threatened. This situation would just increase and become untenable if a public access was on the PRIVATE canal road.

SE 15th is the most direct route for pedestrians and bikes from Pilot Butte to Knott road. There is an existing public right of way for almost the entire length of Se 15th and the city plans to extend the sidewalk on the west side of SE 15th from Nottingham square to the canal.

The new school and park on SE 15th between the canal and Knott Road would greatly benefit from adding a sidewalk from the new high school area to the meet the new canal area sidewalk thus alleviating any need to utilize the PRIVATE canal road.

Gerald Michelsen  


From: [mninfl@juno.com](mailto:mninfl@juno.com) [<mailto:mninfl@juno.com>]  
Sent: Monday, May 20, 2019 8:20 PM  
To: Karen Swirsky <[kswirsky@bendoregon.gov](mailto:kswirsky@bendoregon.gov)>  
Subject: Proposed key bike routes

I and some of my neighbors are opposed to a bike/pedestrian route going through Nottingham Square on the PRIVATE canal road. The residents already experience problems with trespassing on this canal road, especially loose dogs and what they leave behind. These trespassers have verbally abused residents and one resident was threatened. This situation would just increase and become untenable if a public access was on the PRIVATE canal road.

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Gerald Michelsen  


**From:** E.M. Peberdy [<mailto:eiles426@bendbroadband.com>]

**Sent:** Monday, May 20, 2019 7:57 AM

**To:** Karen Swirsky <[kswirsky@bendoregon.gov](mailto:kswirsky@bendoregon.gov)>

**Subject:** Nottingham Square

Due to a larger population coming to the Nottingham Square area please find a way to allow continued privacy for residents. On a personal note I know times change, however using our property as a right of way for all is not the best plan. Eileen Peberdy

Original Message-----

From: Geneva Ortega [<mailto:geve101@earthlink.net>]

Sent: Monday, May 20, 2019 10:37 PM

To: Karen Swirsky <[kswirsky@bendoregon.gov](mailto:kswirsky@bendoregon.gov)>; CommunicationsShared  
<[communications@bendoregon.gov](mailto:communications@bendoregon.gov)>; Sally Russell <[srussell@bendoregon.gov](mailto:srussell@bendoregon.gov)>

Subject: Key Bike Routes/Multi Use Path on 15th

Dear Karen and Mayor Russell,

Please share this also with CTAC and the members of the Bend City Council.

As homeowners in Nottingham Square subdivision we would like to express our opinion in favor of the proposed SE 15th Street multi use trail. It is the most direct route connecting Highway 20 on the North and Knott Road on the South.

We strongly oppose using the canal road way going through Nottingham Square property as a path for bikes and multi use.

Our biggest concern is by opening the canal up, the users would not only be trespassing through Nottingham Square property, but also would be trespassing across the railroad tracks that have no safety warnings of any kind in place making it hazardous to all, especially to children and the elderly.

With Bend's exponential growth the concerns of safety for other elderly residents currently living in our neighborhood is in the forefront.  
Another concern is the use of the canal road way will break down the integrity of the levy that protects the residents homes in Nottingham from flooding.

Concerned Homeowners in Nottingham Square, Dan and Geneva Ortega

Geneva



**From:** Quade, Theresa A. [<mailto:Theresa.A.Quade@ssa.gov>]  
**Sent:** Wednesday, May 22, 2019 1:27 PM  
**To:** Karen Swirsky <[kswirsky@bendoregon.gov](mailto:kswirsky@bendoregon.gov)>  
**Subject:** Feedback on Key Route #1

Good afternoon Ms. Swirsky,

Thank you for all your hard work on the transportation plans for the City of Bend. The residents of Nottingham received an email yesterday that I did not see until last night about Key Route #1 being changed from the original plan through our neighborhood. I understand this has obviously been in the works for a while, but it has not been widely shared throughout the community until just recently. As it was so late, I went ahead and prepared a statement quickly, took leave from work, and came to the meeting today to present, but alas was not in time to get into queue. I watched the meeting and watched the representatives from our community speak. I saw voting process to move the routes forward with amendments. I am hoping to add my two cents to the process on Key Route #1 although it may be too late at this time.

Please consider these comments from myself as a parent of children that will utilize this trail.

Thank you for your time.

Theresa Quade  
District Manager  
Bend OR SSA



Key Route #1 Feedback.

I am a resident of Nottingham Square and a member of the Bend community at large. I commute by bike and on foot whenever possible. I am married and my spouse walks to work every day via the COID trail from our neighborhood to his business on American Way. My son rides his bike to Bear Creek School on 15<sup>th</sup> street and will ride his bike to High Desert Middle School next year, and to the new high school when that time comes.

Nottingham residents were notified by email yesterday from our HOA Management Company about the Key Route #1 change to go all the way to the Reed Market round about and south down 15<sup>th</sup>, and I have concerns.

1. I support a sidewalk down 15<sup>th</sup> Street to accommodate pedestrians from Reed Market all the way to Knott Road allowing access to the new Alpenglow Park and the new schools. This should be standard in any city to promote alternative transportation methods. Bend is growing rapidly and I believe every option should be considered to get people out of cars and into the

community if possible. We all know traffic is getting considerably worse, particularly at the round about at Reed Market and 15<sup>th</sup> St. The addition of a new neighborhood to our north, a park, and two schools to our south, traffic will be significantly worse in the coming months and years. Turning left onto 15<sup>th</sup> street with increased traffic from the new neighborhoods, schools, and parks will become virtually impossible, and adding a multi-use path into that mix seems dangerous to me. So that leads me to #2.

2. I also support the optional trail through Nottingham Square. I understand there are people in our neighborhood that are adamantly opposed to opening access to the COID trail for people outside of our community. This contingent of our neighborhood is vocal and active. However, and equal share of the community believe a trail through our neighborhood would be a valuable addition and provide welcome access to the new park and schools for residents and other community members at large. Further, I firmly believe the original Key Route #1 is the safest route for travel in this area of the city for the following reasons:
  - a. The redrawn option of going to reed market and down 15<sup>th</sup> would put the multi-user path going across multiple neighborhoods and access points to 15<sup>th</sup>, putting the city under pressure to establish safer cross walks for these pedestrians. Being a long time bicyclist, I can attest that the scariest thing is crossing an entrance to a neighborhood on a sidewalk. Drivers are not trained to watch for that and could easily be looking out onto 15<sup>th</sup> and simply overlook a child on a bicycle on a sidewalk coming their way.
  - b. I am not sure which side of 15<sup>th</sup> the CTAC is considering for this multi-use trail, but I would assume it is the East side of 15<sup>th</sup> as there is available space that could be utilized? Again, I feel like this is a viable option for a sidewalk, but you must consider, the Route #1 is intended to connect West Bend to East Bend via trail. So if you are coming from the West and you have to cross 15<sup>th</sup> via the cross walk at a very busy two lane round about just to cross back over 15<sup>th</sup> further down by the park/school, there will be inevitable issues with traffic and accidents. Please note this is a dangerous alternative in my opinion.
  - c. If, however, you are opting to go down the West side of 15<sup>th</sup> St, again, the trail will cross multiple neighborhood access points, creating hazards for both drivers and pedestrians. The Nottingham neighborhood will again cause stress for the city as it will have to encroach on our property to widen this multi-use trail option all the way down to Knott Road. This is an option, but it is not “safer” for younger pedestrians. There is already a bike lane on Reed Market Road and 15<sup>th</sup>, so the multi-use trail would only be a safer option for walkers. Experienced cyclists will stay on the road at higher speeds. Less experienced will stay on the path, and again, I feel like the neighborhood entrances would be problematic for a child on a bicycle headed to school. I also think a child riding on 15<sup>th</sup> street with traffic (especially high school drivers and construction vehicles) is a disaster waiting to happen. Please don’t do that!!

As the CTAC, coming up with a viable plan to present to the city is a daunting task. There are many things to consider. Completely dissolving the original plan due to the complaints of some, does not seem to be appropriate. I believe your job on this committee is to come up with good, safe, viable options to create an inclusive, connected community. I do not believe this has to be

an either or scenario. I think it needs to be an inclusive situation and you should submit both plans to the city.

I hear “well, our plan won’t affect the park plan”. But, the city and the parks should be working together. It is all of our taxpayer dollars. I am leary of the lack of communication and lack of cooperation between the agencies. I love Bend, I love our Parks and think that is the best part of this city, but you have to work hand in hand to come up with plans to move our city forward with an overreaching plan.

Thank you for your time.

Theresa

**From:** Sandy Sharp [<mailto:SanShar31@outlook.com>]

**Sent:** Monday, May 20, 2019 1:00 PM

**To:** Karen Swirsky <[kswirsky@bendoregon.gov](mailto:kswirsky@bendoregon.gov)>; [srussell@benoregon.gov](mailto:srussell@benoregon.gov); CommunicationsShared <[communications@bendoregon.gov](mailto:communications@bendoregon.gov)>

**Subject:** Key routes for bikes and pedestrians

Dear Ms. Swirsky and Mayor Russell,

I am a resident of Nottingham Square and quite concerned about the easement granted to COID being turned into pedestrian/bike path.

In most other developments the canal and "ditch road" create the boundary between individual developments however in Nottingham they travel right through the middle of development.

My first concern is safety. Currently, six months out of the year when the canal is turned off, there is direct access to private, un-fenced property along both sides of the canal. I know for a fact the house directly to the south of mine was accessed and burgled via the canal bed several years ago. Trespass has greatly increased with the direct expansion of Southeast Bend.

My second concern is the lack of respect for our private property.

Nottingham is not a public, off leash dog park. Even residents of Nottingham are required to keep their dogs leashed.

I have watched people drive in, park next to the open green-belt common area then let their dogs out to run unattended.

(the cat and I were not at all pleased when one dog ran into my garage!)

It seems to me a lot of hard feelings and potential confrontations could easily be avoided by extending the side walks along 15th street to the future schools and park.

Respectfully,  
Sandra Sharp

**From:** Karen Shepard [<mailto:kshepard@bendcable.com>]

**Sent:** Monday, May 20, 2019 9:08 PM

**To:** Karen Swirsky <[kswirsky@bendoregon.gov](mailto:kswirsky@bendoregon.gov)>

**Subject:** Bike Route

Hello,

I am writing to support the idea that SE 15th should be the key route because public right of way already exists for a multi-use trail over most of the distance from highway 20. At the north end there is an underpass to go north of highway 20.

Also, a multi-use trail on SE 15th will connect Knott & [Pilot Butte](#), for the safety of children going to Bear Creek, Bend High School, the two new schools, and the soon to be six parks along this route.

Please share these thoughts with others on this important issue.

Karen Shepard

[REDACTED]

97702

From: Marge Trayser [<mailto:margetrayser@gmail.com>]  
Sent: Monday, May 20, 2019 8:03 PM  
To: Karen Swirsky <[kswirsky@bendoregon.gov](mailto:kswirsky@bendoregon.gov)>  
Subject: Safe passage along 15th

Please for the safety of all concerned use the easement that is in place for a safe bike and walking route along 15th - from Pilot Butte to Knott Road. This is essential for the safety of all with the 2 new schools and parks being built. Thank you,  
Marge Trayser

Sent from my iPhone

-----Original Message-----

From: Sofia Tryon [<mailto:loveembellished@icloud.com>]

Sent: Tuesday, May 21, 2019 4:22 PM

To: Karen Swirsky <[kswirsky@bendoregon.gov](mailto:kswirsky@bendoregon.gov)>

Subject: SE 15th Key Route

Hello Karen,

as homeowners in Nottingham Square for 19 years my husband and I agree with the below statements and wish our voice/vote to be heard in this regard.

Thank you for your consideration! Very much appreciated!

~Sofia Tryon

SE 15th should be the Key Route for pedestrians and bikes because:

1. SE 15th is the most direct route for pedestrians and bikes from Pilot Butte to Knott Rd. There will be three major parks (four with Pilot Butte), one minor Pahlisch park, and three schools along the route.
2. SE 15th directly connects with primary east/west key routes; Franklin, Wilson, Reed Market and Murphy. East of Third street, no other north/south street directly connects or is planned to connect with all of these streets. It also connects with the pedestrian underpass at Highway 20.
3. There is existing public right-of-way for almost the entire length of SE 15th to allow for the completion of sidewalks or multi-use paths on both sides of the street. South of Reed Market, city code requires sidewalks and crosswalks because it is within 1 1/2 miles of the new schools. The city already plans to extend the sidewalk on the west side of SE 15th from Nottingham to the canal in September.
4. With reduced speed for schools at both ends of SE 15th, it does not make sense to increase the speed in the middle. There should be a uniform, low-stress speed between Highway 20 and Knott. Everyone--cars, pedestrians and bikes--are better off with a uniform low-stress speed.

Harm to Nottingham HOA

1. Nottingham was started in 1973 and annexed into Bend in 1998. The city gave Nottingham the choice of retaining private roads if the HOA continued to pay for our own private road system. The canal road is part of that non-public access road system but is maintained by COID using an easement. We have successfully blocked other public access roads from being connected to the Nottingham road system. The HOA has kept its commitment and the city must keep its commitment.
2. According to our CC&R's, no fences are allowed in Nottingham. We largely have no fences. We have no sidewalks. Our roads are posted at 15 MPH and are barely wide enough for two cars to pass. Public access on the canal road would seriously undermine our ability to maintain many of the low stress attributes that the advisory committee seeks for the rest of Bend and which Nottingham Square homeowners now enjoy and which they expected to maintain upon purchasing homes in this community.
3. "No trespass" signs are posted at both ends of Nottingham as well as at the railroad crossing at the north end of the canal route and the canal road itself is gated. The entire HOA is posted private. The inclusion of the Nottingham section of the canal road on a proposed Key Route map would promote trespass on HOA property.



**From:** webdomsch [<mailto:webdomsch@bendbroadband.com>]

**Sent:** Thursday, May 16, 2019 12:51 PM

**To:** Karen Swirsky <[kswirsky@bendoregon.gov](mailto:kswirsky@bendoregon.gov)>

**Subject:** proposed bike routes and meeting May 22

Dear Ms. Russell -

I am a home owner in Nottingham Square. It has come to my attention that the proposed bike routes to be discussed at your meeting on the 22nd include using the canal road and/or Nottingham Square roads. Our roads are private including the canal road. They are not owned or maintained by the city. I am totally against our roads being on the map as public bike routes. I bought in Nottingham Square years ago knowing that I was going to be paying HOA dues to cover the cost of maintaining our roads. Our roads are narrow and have enough traffic on them with just our residents. Please do not recommend any public use of our roads including the canal road. Enhancing the bike paths and/or create them on 15th street is much more logical.

Sincerely

Barbara Domschke



**From:** [webmaster@bendoregon.gov](mailto:webmaster@bendoregon.gov) [<mailto:webmaster@bendoregon.gov>]  
**Sent:** Monday, May 20, 2019 2:22 PM  
**To:** Karen Swirsky <[kswirsky@bendoregon.gov](mailto:kswirsky@bendoregon.gov)>  
**Subject:** [sbdubb1950@gmail.com](mailto:sbdubb1950@gmail.com)

Message submitted from the <City of Bend> website.

**Site Visitor Name:** Susan Windell  
**Site Visitor Email:** [sbdubb1950@gmail.com](mailto:sbdubb1950@gmail.com)

Will you please pass along to the Citywide Transportation Advisory Committee my concerns for using the canal road next to Nottingham Square as a bike and pedestrian Key Route. Increased traffic will erode the canal banks and disturb the peaceful atmosphere in Nottingham Square. There will be increased trespassing into Nottingham because no fences are allowed to keep non-residents from entering the community. 15th Street makes more sense as there will be sidewalks extending to Knott Road in the future, providing access to the upcoming parks. Thank you.

**From:** Dottie Wylie [<mailto:nottinghamdw@gmail.com>]

**Sent:** Tuesday, May 21, 2019 9:22 AM

**To:** Karen Swirsky <[kswirsky@bendoregon.gov](mailto:kswirsky@bendoregon.gov)>

**Subject:** SE 15th /Canal proposed bike routes

As the past President of the Nottingham Homeowners Association, I am writing to express my concern about the proposal of the Citywide Transportation Advisory Committee to utilize the canal road through Nottingham Square as part of the trail system.

For the last year and even prior to that, Nottingham has been in discussions with Park and Rec concerning the use of the canal road as part of the Park and Rec trail system. The Nottingham board and the Long Range Planning Committee met with Park and Rec a number of times, and gained the knowledge to make a decision based on what is known now about development, 15th street, etc.

Park and Rec was clear that, as it was private property, it was our decision, and that they would not use eminent domain. At this time, because of the increasing trespassing, vehicles doing damage and concern about this increasing in the future, the decision was made to accept the proposal, and our portion of the road has been gated, with the permission of COID.

I, personally, have always felt that someday this might change when the results of the development south of Nottingham are seen, and a clearer picture emerges of its' impact. That remains to be seen...

It is shocking to me that the City, or this Committee, is proposing using our road as an option for them, and that they would just simply take private property, in order to fit in with a plan they've made, especially when there is a logical option that has been there all along.

SE 15th, with improvements, would make a fine bike and pedestrian route stretching all the way from Knott Road to Highway 20. It would be an asset to everyone who lives in SE Bend, as well as provide passage for the children going to and from schools, bikes, and pedestrians.

Seizing private property will have a severe negative impact, not only on our community but on Bend itself. It is setting a precedent that will be very unsettling to our citizens to say the least.

Please pass this along to the Committee.

With thanks,

Dorothy Wylie

**From:** Geneese Zinsli [<mailto:GEZ@BendBroadBand.com>]

**Sent:** Thursday, May 16, 2019 12:56 PM

**To:** Sally Russell <[srussell@bendoregon.gov](mailto:srussell@bendoregon.gov)>; Karen Swirsky <[kswirsky@bendoregon.gov](mailto:kswirsky@bendoregon.gov)>

**Subject:** CTAC concerns

It appears that the City has once again decided on the fate of a private community, i.e. Nottingham Square. Since being annexed into the City in 1998, Nottingham has been subjected to a variety of City issues, higher taxes, water issues, etc. Now it appears a vote on "key routes" through the City would actually allow the public to use the COID easement/canal road through Nottingham as an easy way to get around the city. Not so! In fact, SE 15<sup>th</sup> Street is a more direct route for pedestrians and bikes from Pilot Butte to Knott Road; there are three parks and three schools along that route. SE 15<sup>th</sup> directly connects with primary east/west routes also, i.e. Wilson, Reed Market and eventually Murphy Rd as well as the pedestrian underpass at Hwy 20. Common sense should rule.

Nottingham is private and is so posted, and both ends of the canal road running through Nottingham are gated and also posted with no trespassing signs. The railroad is also at the north end of the canal road and there are no trespass signs at the tracks also. Burlington Northern RR has also indicated they do not want a trail along this route.

Please allow Nottingham to remain private, we maintain our own roads, have CC&R's and rules and regulations, all of which help us maintain our community for its residents. Would a 'public route' be pushed through Broken Top or Awbrey Glen, or other higher end private communities in Bend?

Please forward comments to the CTAC work group,

Thank you,

Geneese Zinsli  
40 year resident of Bend