



January 28, 2010

VIA UPS OVERNIGHT DELIVERY

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Peter A. Christoff  
Melinda Thomas

DEPARTMENT OF LAND CONSERVATION  
AND DEVELOPMENT  
ATTN: RICHARD WHITMAN, DIRECTOR  
635 CAPITOL ST., NE, SUITE 150  
SALEM, OR 97301-2540

Re: DLCD Order No.: 001775  
Report on Bend and Deschutes County's Amendment to Bend Urban  
Growth Boundary Dated January 8, 2010

Dear Mr. Whitman:

This office represents the Bend LaPine School District No. 1 (the "District"). The District is hereby appealing to the Land Conservation and Development Commission the Director's Decision on Bend's Urban Growth Boundary Amendment (Order No. 001775). This appeal is made pursuant to OAR 660-025-0150.

The District did file an objection, by letter dated May 5, 2009, a copy of which is enclosed herewith and by this reference incorporated herein. The District furthermore participated in several of the public meetings held before both the City of Bend Planning Commission and the City of Bend Commission.

The District is generally satisfied with the UGB expansion, as adopted. However, the District does not agree that the need for land for public schools and related facilities can be reasonably accommodated within the existing UGB. The District further disagrees that the need for additional public school facilities is already met in whole or in part by facilities planned or existing outside of the UGB. *See* Page 53 of the Director's Report.

The District believes that the UGB expansion, as adopted by the City and County, will provide additional land necessary for public schools and related facilities.

Very truly yours,

  
ROBERT S. LOVLIE

RSL/alk  
Encl.  
cc: Bend LaPine School District No. 1  
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DEPT OF

JAN 29 2010

LAND CONSERVATION  
AND DEVELOPMENT

591 S.W. Mill View Way  
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May 5, 2009

Via: UPS Tracking Number 1z 322 9x3 22 1001 450 9

Attn: Larry French  
Periodic Review Specialist  
Department of Land Conservation and Development  
635 Capitol Street NE, Suite 150  
Salem, OR 97301

Re: City of Bend, UGB Amendment

Dear Mr. French

591 S.W. Mill View Way  
Mail: P.O. Box 880  
Bend, Oregon 97709  
Phone: (541) 382-4331  
Fax: (541) 389-3386

Our office represents Bend-La Pine Schools (the "District"). Overall the District is generally satisfied with the UGB expansion as adopted. However, the District is submitting this objection for the primary reason that it wants to remain a party in the DLCD proceedings.

#### *Participation*

The District participated in the UGB process through the submission of letters into the record, participation in meetings with the City of Bend staff, and testimony at hearings. Attached are copies of the letters submitted.

#### *Objection*

The District objects to the City of Bend's lack of planning to address the fact that the proposed UGB boundary will include property that is in the Redmond School District. This lack of planning and co-ordination may result in challenges for students who reside in the expanded City of Bend, but must travel longer distances to attend school in the Redmond School District.

There are potential solutions to this concern including inter-district transfers and boundary adjustments. However, these should be resolved prior to the UGB expansion in order to adequately plan for school facilities and functions.

#### *Proposed Change*

The District recommends that the City engage the public, the District and the Redmond School District to determine the appropriate method to address the

May 5, 2009  
Larry French  
Department of Land Conservation and Development  
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boundary challenges. The District also recommends continued collaboration between the City and both Districts for future Sites and Facilities planning.

The District requests that it receive copies of any decision that DLCD makes regarding the proposed City of Bend UGB.

Sincerely,

Helen L. Eastwood  
[eastwood@bljlawyers.com](mailto:eastwood@bljlawyers.com)

Enclosure

c: John Rexford; Damien Syrnyk

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