



# Oregon

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TO: Land Conservation and Development Commission  
FROM: Lane Shetterly, Director  
SUBJECT: **Agenda Item 3.b, August 9, 2007 LCDC Meeting**

## **CITY OF BEND TASK 3 APPEAL**

At its June 14, 2007 meeting, the Commission continued this matter pursuant to ORS 197.633(5)(a) to allow time for mediation. That mediation process is progressing, but is not complete. The department requests the Commission continue the matter to its October 3-5, 2007 meeting.

The mediation parties have conducted three meetings to date: April 9, May 2 and May 8, 2007. In all three meetings, the parties have engaged in successful negotiation of the issues. During the Bend City Council's May 16 meeting, the council agreed to meet again on June 4, 2007, to discuss remaining issues with COBA-Palmer and DLCD. The parties anticipate at least one additional meeting following the June 4, 2007, discussions.

If you have questions about this agenda item, please contact Mark Radabaugh, Central Oregon Regional Representative, at (541) 318-2899, or [mark.radabaugh@state.or.us](mailto:mark.radabaugh@state.or.us).

### **Department Recommendation and Draft Motion**

The department recommends that the Commission adopt a motion to extend the time for taking action on Bend's periodic review Task 3 to the Commission's October 3-5, 2007 meeting in Enterprise.

If the Commission agrees, the recommended motion is:

I move that the Commission continue the hearing on the matter of the appeal of the department remand of Bend periodic review Task 3 to the Commission's October 3-5, 2007 meeting, based on the finding that the matter is appropriate for continued mediation.