

REVIEWED
LEGAL COUNSEL

For Recording Stamp Only

BEFORE THE CITY COUNCIL OF THE CITY OF LA PINE, OREGON

A Resolution Ratifying the Actions of Deschutes	*	
County Relating to Certain Land Use and Permit	*	RESOLUTION NO. 2007-002
Applications and Code Enforcement that	*	
Occurred on and after the Effective Date of	*	
Incorporation of the City of La Pine and	*	
Delegating to Deschutes County the Authority to	*	
Continue Processing Cases and Declaring an	*	
Emergency	*	

RECITALS

1. Prior to and since the effective date of the incorporation of the City of La Pine ("City"), the Deschutes County ("County") Community Development Department ("CDD") received and processed and in many cases issued decisions on land use applications listed in Exhibit A (herein "land use applications"), attached and incorporated by reference herein, for properties located in whole or in part of the current City boundaries; and
2. Prior to and since the effective date of the incorporation of the City, CDD received applications for structural and septic permits listed in Exhibit B (herein "permit applications"), attached and incorporated by reference, that require land use compatibility approval for which CDD Planning Staff either gave or is prepared to give that approval; and
3. Since the effective date of City's incorporation, the County has initiated and continued within the City limits prosecution of enforcement proceedings under the Deschutes County Zoning and Solid Waste Code in the cases listed in Exhibit C (herein "code enforcement"), attached and incorporated by reference herein; and
4. Because the Deschutes County Code for these land use applications, permit applications and code enforcement would apply to each of the above processes regardless of whether they occurred prior to or after the incorporation of the City and the appropriate County procedures were followed, the City Council desires to ratify the actions of the County for the cases listed in Exhibits A and B in order to not subject the parties and others to a duplicated process; and
5. The City desires to delegate authority to continue processing pending building and septic permits and land use applications so as not to delay the timely issuance of permits and land use decisions; and
6. The City desires to ratify the County's code enforcement actions for the cases listed in Exhibit C; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LA PINE, OREGON, as follows:

Section 1. The Recitals contained herein are true and accurate and incorporated herein.

Section 2. The City Council ratifies all County actions taken for each of the land use applications and permit applications listed in Exhibits A and B. The City Council authorizes the County to issue structural and septic

permits on applications listed on Exhibit B for which land use compatibility has been approved and all other conditions necessary for issuance have been satisfied.

Section 3. The City Council ratifies all County code enforcement actions taken for each of the cases listed in Exhibit C.

Section 4. The City Council delegates to the County the authority and responsibility for processing pending structural and septic permits in terms of land use compatibility and land use applications, including without limitation sending any required notice resulting from those actions and from this resolution for each of the cases listed in Exhibits A, B and C.

Section 5. The City Council authorizes the County to retain any fees or fines already collected or awarded for each of the cases listed in Exhibits A, B and C.

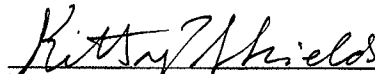
Section 6. This Resolution being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist and this restoration shall take effect immediately upon its passage.

DATED this 16th day of January, 2007.

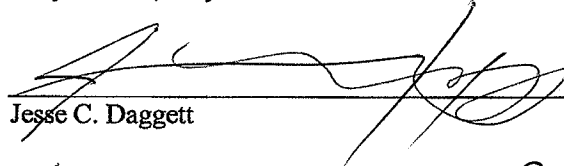
CITY COUNCIL OF THE CITY OF
LA PINE, OREGON



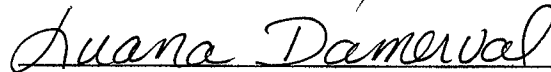
Stuart Martinez, Mayor



Kitty Shields, Mayor Pro Tem

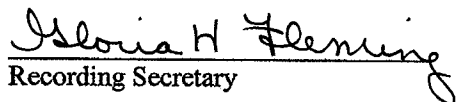


Jesse C. Daggett

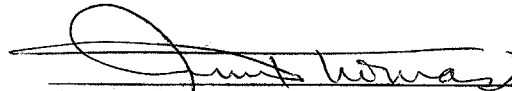


Luana Damerval

ATTEST:



Recording Secretary



Ann D. Thomas