

**From:** [Bill Bernardy](#)  
**To:** [Pauline Hardie](#)  
**Subject:** Re: Bend Development Code Amendments  
**Date:** Saturday, September 26, 2020 6:55:59 PM

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I support the following proposed changes:

- Extending the deadline for the public comment period for Type II applications from 14 days to 16 days
- Increasing the notification radius for Type III applications from 250' to 500'
- Requiring the posted signs for Type II and III applications to be left up for the entire public comment period

These are minor changes that have little or no impact on the time or cost of processing applications, but could have a large impact on the public's ability to participate in the review process.

In addition, I hope the Council will be presented, at some point, with the opportunity to deliberate on two other changes that were included in the original white paper critiquing the notification process:

- Increasing the notification radius for Type II applications from 250' to 500'. (There is no defensible rationale for requiring a 500' notification radius for the pre-app public meeting, but only 250' once an actual application is being reviewed.)
- Changing the timelines triggered by setting a hearing date for a Type III application, as follows:
  - the staff report should be posted online 10 days prior, rather than 7 days, so the public has time to review it and prepare for the hearing (which may involve securing counsel)
  - the deadline for public comments should be 20 days prior, so the staff can give reasonable consideration to them
  - public notice of the hearing date should be 30 days prior to the first hearing, regardless of whether one or more hearings is planned (currently, if two hearings are scheduled, notice may sent out 10 days prior, or 4 days after the deadline for comments, which makes no sense)

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**Bill Bernardy**  
541-550-6884 (c)

On Sep 24, 2020, at 4:06 PM, Pauline Hardie <[phardie@bendoregon.gov](mailto:phardie@bendoregon.gov)> wrote:

Good Afternoon,

The Neighborhood Leadership Alliance (NLA) has been working with staff on potential amendments to the Bend Development Code (BDC) that relate to the current notification and public comment processes for Type II and III development applications. The City Council reviewed the amendments during a work session on September 16, 2020, and directed staff to start processing the amendments to the BDC. As part of the process, the City is interested in your feedback regarding the attached amendments. I would appreciate any comments by October 9, 2020.

Thank you,

[<image001.png>](#) Pauline Hardie | Senior Code Planner  
O: 541-693-2153 | M: [phardie@bendoregon.gov](mailto:phardie@bendoregon.gov)  
[<image002.gif>](#)[<image003.gif>](#) [<image004.gif>](#)  
[<image005.gif>](#) [<image006.gif>](#)

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