



Jennifer Orozco

From: n3ranchlife@gmail.com
Sent: Wednesday, July 20, 2022 9:51 AM
To: Will VanVactor; Plan
Subject: RE: Dear Crook County Planning , I would like to Request a Review of the status of the Development of the 2009 Crossing Trails Conditional Use Permit .

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JUL 21 2022

Crook County
Community Development

Dear Planning , please post this in Exhibits , It is a Vital Consideration that needs to be discussed next week .

<https://www.opb.org/article/2022/07/19/deschutes-water-rights-access-well-drilling-groundwater-central-oregon/>

I lost my well here on Copley 4 years ago and if it were not for Avion and the Nixon Well hauling water would have become a reality , for 125 head of cows 6 months out of the year and all the time for domestic use .

What will happen if the Nixon Well starts to failure ??? What about the Hundreds of people up on Powell Butte ???

The article above talks about a failed well in the Deschutes Aquifer !!

Avion told me the Aquifer is dropping in the Nixon Well .

My neighbor told me yesterday their well is failing and that they are going to have to hook up to Avion .

County needs to start considering this issue !!

Thank you for your time , and have a great day .

Tony Newbill
N3 Cattle Company
7411 SW Copley Rd
Powell Butte, Or 97753
928-231-2478

From: Will VanVactor <Will.VanVactor@co.crook.or.us>
Sent: Wednesday, July 20, 2022 8:15 AM
To: n3ranchlife@gmail.com; Plan <Plan@co.crook.or.us>
Subject: Re: Dear Crook County Planning , I would like to Request a Review of the status of the Development of the 2009 Crossing Trails Conditional Use Permit .

Hi Tony,

Applicant seeks a modification of a development plan approval for a destination resort. At this point, no subdivision has been requested. Thus, staff does not believe ORS 92 is applicable at this time.

Also, the conditions you cite refer to the sale of residential lots within the resort. Those cannot be created until after final development plan approval, and in most cases after the resort has been subdivided to create the lots. I do not believe there were any conditions in the original approval that prohibit the owner from assigning development rights to the whole tract.

Hopefully this answers your questions. Please check our website this evening as we will be posting the staff report later today.

Will Van Vactor

Director - Crook County Community Development

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From: n3ranchlife@gmail.com <n3ranchlife@gmail.com>

Sent: Tuesday, July 19, 2022 12:14 PM

To: Plan <Plan@co.crook.or.us>

Cc: Jerry Brummer <Jerry.Brummer@co.crook.or.us>; Brian Barney <Brian.Barney@co.crook.or.us>

Subject: Dear Crook County Planning , I would like to Request a Review of the status of the Development of the 2009 Crossing Trails Conditional Use Permit .

Dear Crook County Planning , I would like to Request a Review of the status of the Development of the 2009 Crossing Trails Conditional Use Permit . The areas of Housing development inside the Open Spaces areas of the resort are subdivisions . The 2009 CU under Condition 3 b and 41 calls for 50 units of overnight lodging to be built before any sale of lots or units can be done . This review of the progress of this qualifying condition needs to be done , and I would guess the County Commissioners would Instruct the Planning Department and the Building Department to conduct this review . This needs to be a Consideration by the Planning Commission .

This is what it says in the statute about if the review finds that the resort doesn't meet the requirements of being developed so that the transfer or sale of the resort can take place ; under (4) " If the agency or body determines that a subdivision is undeveloped after its investigation of the subdivision under subsection (1) of this section, it shall hold a hearing to determine whether the undeveloped subdivision should be revised and the subdivision replatted or vacated and all lands within the subdivision that have been dedicated for public use vacated " .

https://oregon.public.law/statutes/ors_92.225#:~:text=ORS%2092.225%20Review%20of%20undeveloped%20or%20developed%20subdivision,subdivision%20to%20determine%20whether%20the%20subdivision%20is%20undeveloped.

I think the County after reviewing the status of the development of the Crossing Trails Resort 2009 CUP have no choice but to Vacate the 2009 Conditional Use permit .

Here is the 2009 Conditional Use permit , go down to page 48 and page 54 to see Conditions 3 b and 41 , https://co.crook.or.us/sites/default/files/fileattachments/planning_commission/page/13956/finalcrossingtrails_2008.pdf

This shows Sun Communities as the Purchaser on the first page , https://co.crook.or.us/sites/default/files/fileattachments/planning_commission/page/13956/narratives_1-6.pdf

Thank you for your time and have a great day .

Tony Newbill
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