



# City of Prineville

## DEPARTMENT OF PLANNING & COMMUNITY DEVELOPMENT

### STAFF REPORT

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**HEARING DATE:** April 15<sup>th</sup>, 2025

**PROJECT NUMBER:** SUB-2025-100

**OWNER:** Ironhorse Development, LLC  
409 NW Franklin Avenue  
Bend, OR 97703

**APPLICANT / ENGINEER:** Divergent Engineering Services  
6300 NE Birdsong Lane  
Prineville, OR 97754

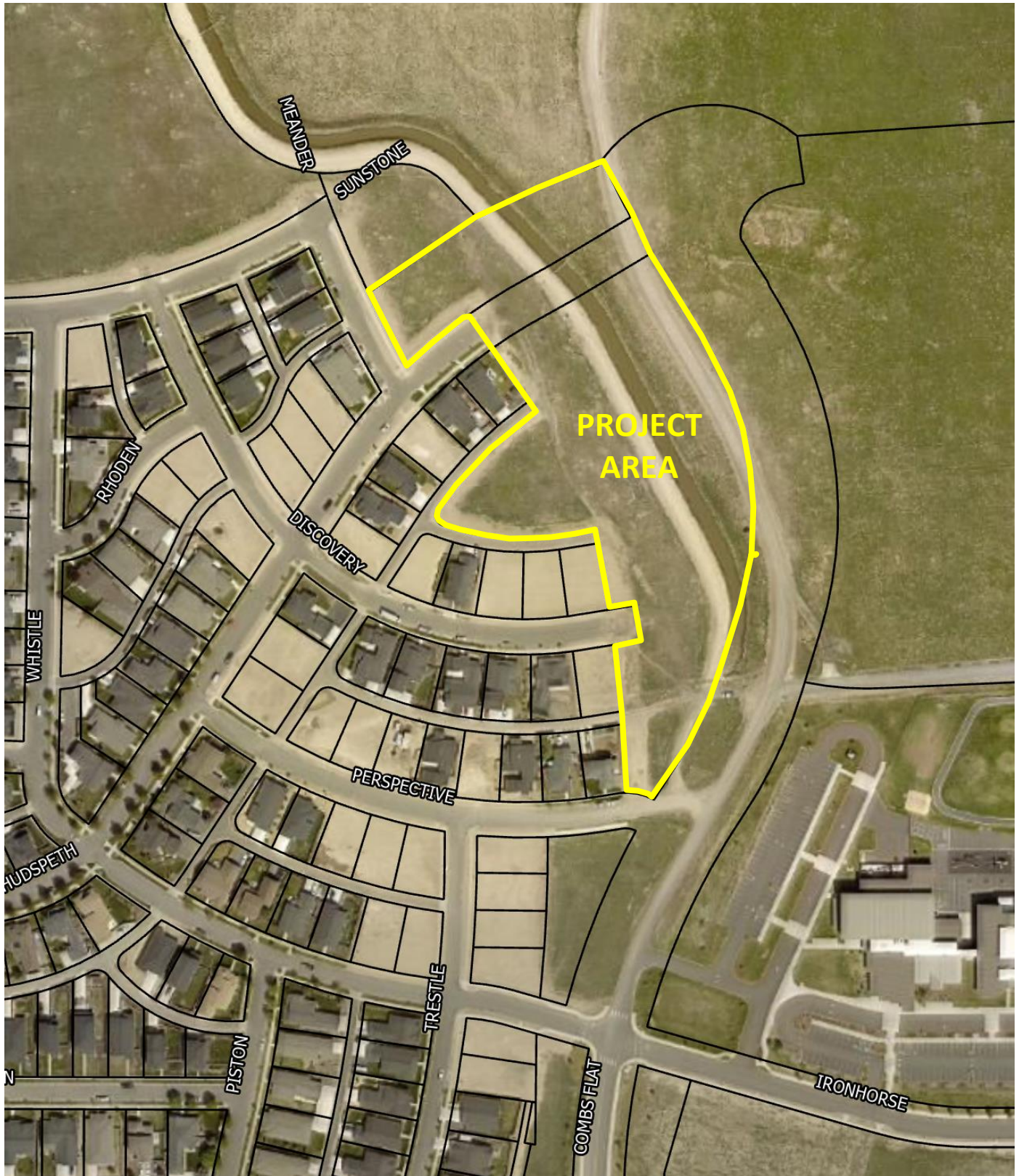
**PROJECT REVIEWERS:** Written April 8<sup>th</sup>, 2025  
Joshua Smith, Planning Director

**APPLICABLE CRITERIA:** City of Prineville Code of Ordinances, Title XV, Sections – 153.009, 153.014, 153.035, 153.036, 153.046, 153.080 – 153.096, 153.135 - 153.138, 153.155 – 153.164, 153.190 – 153.200.

#### **FINDINGS OF FACT:**

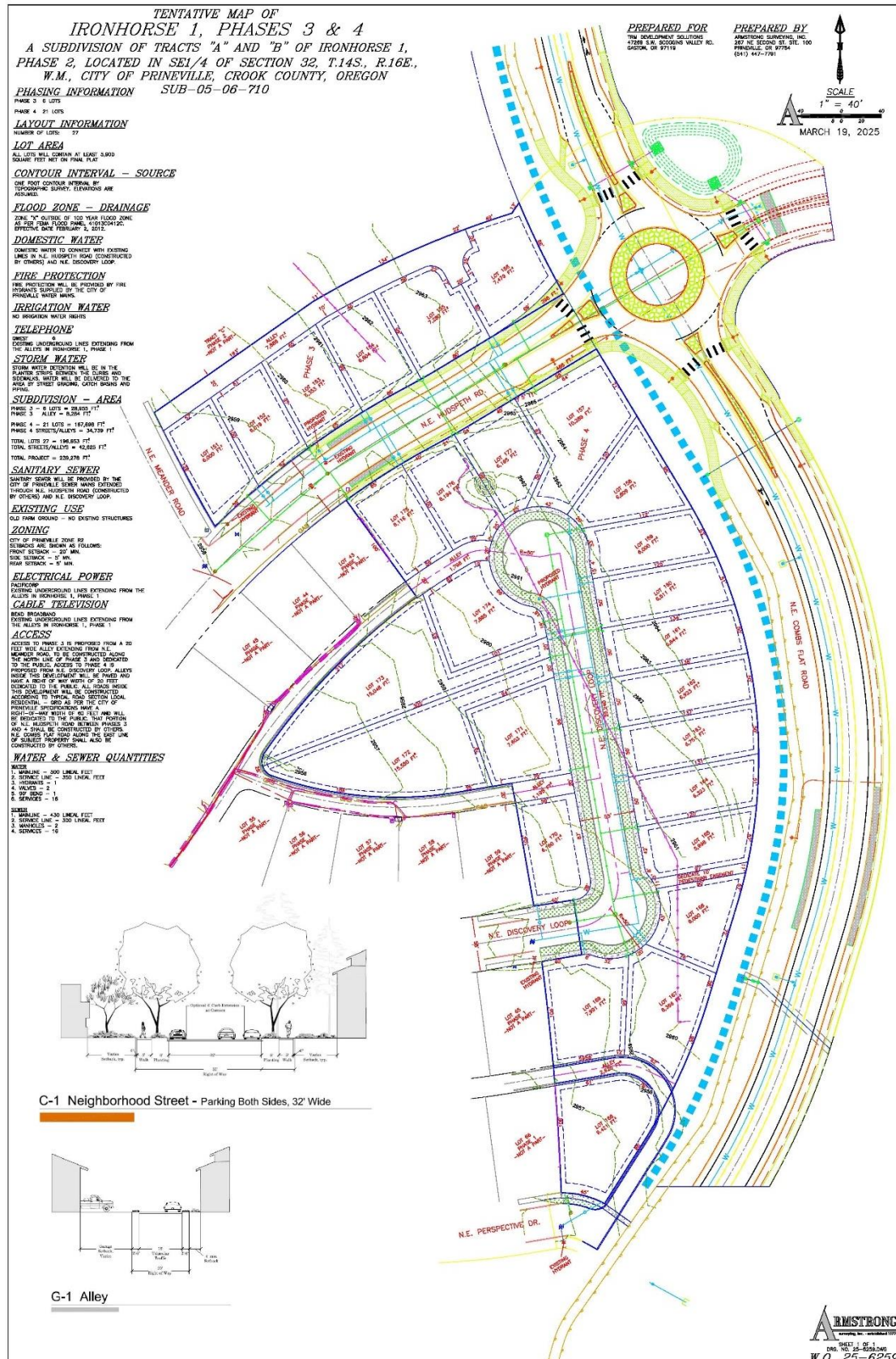
1. **PROPOSAL:** An expansion of the existing Ironhorse subdivision east to the current extension of Combs Flat Road. The plan consists of 27 lots divided into 2 Phases that will complete the Ironhorse Phase 1 development along Discovery Loop. These lots are part of the outline development plan (ODP), but were unable to be planned prior to the irrigation piping project and extension of Combs Flat Road.
2. **LOCATION:** Northwest of the intersection of NE Combs Flat Road and NE Whistle Way, abutting the new extension of Combs Flat Road. Also identified as Map and Tax lots 1415320000500 & 600
3. **LOTS OF RECORD:** The property consists of legal lots of record as Tract A & B of the Ironhorse 1, Phase 2 Subdivision.
4. **ZONING:** The subject property is zoned R2 (General Residential), and is within the Ironhorse ODP overlay.
5. **Related Approvals:** SUB-05-707(ODP), SUB-05-06-710 (original Subdivision), LP-2010-101 (north half), MOD-2013-101 (ODP update), LP-2013-102 (School), LP-2015-100 (Lodge), BA-2016-103 (City), MOD-2017-100 (ODP update), LP-2017-101 (separate areas), LP-2020-100 (separate areas), BA-2020-101 (consolidate areas), LC-2021-107 (combine open space), SUB-2021-101(clean-up along canal), PA-2021-100 (Pre-Application).
6. **SITE DESCRIPTION:** This area is vacant and a portion of the Ironhorse ODP, previously designated for single family home development. See the proposed tentative map and 2023 aerial image with the property highlighted below.

**PROPERTY LOCATION**





# TENTATIVE PLAN



7. **COMMENTS:** Written notice was provided 20-days prior to the hearing to neighboring property owners within an expanded area North and East of Whistle Way. Notice was provided to other agencies and departments electronically through the development review committee (DRC) e-mail list. At the DRC meeting the following was discussed.
- City – Staff from Planning and Public Works discussed several items that will be addressed in this staff report or during the construction drawing phase. They include coordinating uniform fencing and landscaping along the future extension of Combs Flat Road to be maintained by the HOA.
- Fire – The Fire Department wanted to ensure each phase can meet fire code requirements on their own. Specifically with regard to dead end streets.
- Public – No written or verbal comments were received from neighboring properties prior to the completion of the staff report on April 8<sup>th</sup>, 2025.
8. **FINDINGS SUMMARY:** The tentative plans submitted by the applicant and the improvements depicted therein are the foundation of this approval. The applicant shall complete the project to City's standards and specifications and in a manner consistent with the plans and documents submitted as part of this application or as modified in the conditions of the final approval. The proposal is compatible with the Comprehensive Plan by providing for needed housing, orderly development and economic growth. The proposed subdivision complies or can comply through conditions of approval with the limitations of the R2 zone, subdivision standards, variances allowed with a Planned Unit Development and the Ironhorse ODP. Staff recommends a condition to develop and maintain the landscaped area within the ROW on the west side of Combs Flat Road. Staff recommends a condition requiring uniform fencing for the rear yards of the lots that will be along Combs Flat Road. Staff recommends a condition that all homes along Hudspeth Road front onto that road to be consistent with the neighborhood.

**Criteria: 153.009 COMPLIANCE WITH OTHER RULES AND REGULATIONS.**

*(A) Approval of any use or development proposal pursuant to the provisions of this chapter shall require compliance with and consideration of all applicable city, county, state and federal rules and regulations.*

*(B) The compliance shall be evident prior to the final approval of any affected land use or development proposal; for example, the compliance may be set forth as a condition of final approval.*

*(C) Specific city, county, state and federal rules and regulations that may affect a specific land use or development for which compliance therewith is required if applicable include, but are not necessarily limited to the following.*

*(1) Air quality standards administered by the State Department of Environmental Quality (DEQ) and/or the Federal Environmental Protection Agency (EPA).*

*(2) Noise pollution standards administered by DEQ and/or EPA.*

*(3) Water quality standards administered by DEQ, state Water Resources Department (WRD) and/or EPA.*

*(4) Sewage disposal regulations administered by DEQ, County Environmental Health and/or EPA.*

*(5) Solid waste disposal regulations administered by DEQ and/or EPA, including those applicable to hazardous wastes.*

*(6) Uniform Building Code administered by the City-County Building Department and State Building Codes Agency.*

*(7) Surface and ground water withdrawals regulated by WRD.*

*(8) Scenic area rules administered by the State Highway Division (OSHD), state parks and/or other state or federal agencies.*

*(9) Access control and management regulations administered by OSHD and/or the County Road Department.*

*(10) Surface mining regulations administered by the State Department of Geology and Mineral Industries (DOGAMI), DEQ and other state or federal agencies.*

*(11) Wild and scenic river regulations administered by the State Parks and Recreation Department (OPRD), the U.S. Bureau of Land Management (BLM) or other state and federal agencies.*

*(12) Cut and fill, and wetland regulations administered by the Division of State Lands (DSL).*

*(13) Fish and wildlife habitat protection rules administered by the State Department of Fish and Wildlife (ODFW) and/or the U.S. Fish and Wildlife Department (USFW).*

*(14) Applicable City and/or County ordinances, resolutions, agreements, regulating master plans or other land use decisions.*

**Finding 1:** The applicant shall comply with all City, County, State and Federal rules and regulations. These rules and regulations include but are not limited to, meeting the City's standards and specifications for all public infrastructure. The applicant shall plat the subdivision to City, County and State standards and meet Crook County Building Department requirements for all onsite construction.

**Criteria: 153.014 GENERAL CRITERIA.**

*In determining whether or not any application shall be approved or denied, it shall be determined that the following criteria are either met or can be met through compliance with specific conditions of approval.*

*(A) The proposal is compatible with the City Comprehensive Plan and applicable policies set forth thereby.*

*(B) The proposal is in compliance with the requirements set forth by the applicable primary zone, by any applicable combining or overlay zone, and other provisions set forth by this chapter that are determined applicable to the subject use.*

*(C) That, for a proposal requiring approvals or permits from other local, state and/or federal agencies, evidence of the approval or permit compliance is established or can be assured prior to final approval.*

*(D) The proposal is in compliance with specific standards, conditions and limitations set forth for the subject use in the applicable zone, this section and this chapter.*

*(E) That no approval be granted for any use which is or expected to be found to exceed resource or public facility carrying capacities.*

*(F) For any use which is found to require compliance with air, water, land, solid waste and/or noise pollution standards, that the compliance be a condition of approval and compliance therewith shall be a continuing condition.*

**Finding 2:**

A) The proposal is compatible with the Comprehensive Plan by providing for needed housing, orderly development and economic growth.

B) The proposal is regulated by the Ironhorse outline development plan (ODP) first approved in 2006 and later updated in 2013 and 2017. This proposed subdivision is consistent with the original and updated 2017 ODP for this area. The plan called for a "neighborhood street" design (C-1) and a "local route" (B-4) design with single-family home lots. With the City's purchase of what is now the Barnes Butte Recreation area, the street network has been altered to align with the recreation area and the current design of the piped canal and Combs Flat Road extension. With that the "local route" design has been removed with this plan. Staff finds that the proposal meets the intent of the ODP.

C) The City is not aware of any approvals or permits from other local, state and/or federal agencies.

D) The proposed subdivision complies or can comply through conditions of approval with the limitations of the R2 zone and the Ironhorse ODP. It is also in compliance with the subdivision standards listed in 153.157, with some variances allowed through the Planned Unit Development (PUD) criteria in 153.158.

E) The proposal has been reviewed by the City Engineer and is not expected to exceed carrying capacity with regard to sewer, water and traffic.

F) Any future use of this property shall comply with local, state or federal pollution standards. If it is identified that such standards are being exceeded, measures shall be taken to bring the use back into compliance.

### **Original Ironhorse ODP Dimensional Standards:**

**Table B: Dimensional Standards**

| RESIDENTIAL<br>USES                              | Unit           | Apartment                                    | Townhome               | Cottage<br>Lots | Single<br>Family<br>Dwelling        | Existing R-2<br>Standard  |
|--|----------------|--|------------------------|-----------------|-------------------------------------|---|
| <b>Building Height (max)</b>                     | <i>Feet</i>    | 45   | 40                     | 35              | 35                                  | 35' or 2.5 stories  |
| <b>Lot Width (min.)</b>                          | <i>Feet</i>    | 40   | 20                     | 30              | 50<br>(35' on<br>curved<br>streets) | 50' (35' on curved<br>streets)                                  |
| <b>Lot size (min.)</b>                           | <i>SF</i>      | 5000 for 4<br>units + 1000<br>ea. add'l unit | 2300                   | 3200            | 5000                                | 5000; MF=10,500 for 4<br>units + 1500 ea. add'l<br>unit         |
| <b>Lot Coverage (max.)</b>                       | <i>Percent</i> | 60%  | 60%                    | 57%             | 40%                                 | 35%   |
| <b>Off Street Parking<br/>Spaces/unit (min.)</b> |                | 1.5  | 2                      | 2               | 2                                   | varies per use  |
| <b>Front Setback (min.)</b>                      | <i>Feet</i>    | 5  | 10                     | 10              | 10                                  | 20  |
| <b>Side Setback (min.)</b>                       | <i>Feet</i>    | 0 (8 for<br>corner units)                    | 0 (8 for end<br>units) | 4               | 5                                   | 12 combined (3 min.<br>any one side). Corner<br>Lot 13 combined |
| <b>Rear Setback (min.)</b>                       | <i>Feet</i>    | 5  | 5                      | 5               | 5                                   | 10' (5' corner lot)   |

### **Criteria: 153.135 AUTHORIZATION TO GRANT OR DENY.**

*Uses designated in this chapter as conditional uses may be permitted, enlarged or otherwise altered when authorized in accordance with the standards and procedures set forth in this chapter. In the case of a use existing prior to the effective date of this chapter, a change in use, enlargement or alteration of such use shall conform to the provisions of a conditional use if so classified. An application for a conditional use may be approved, modified, approved with conditions or denied by the designated reviewing authority.*

### **153.136 SPECIFIC CONDITIONS.**

*In addition to the standards and conditions set forth in a specific zone, this subchapter, this chapter and other applicable local, county, state and/or federal regulations, additional conditions may be imposed which are found to be necessary to avoid a detrimental impact on adjoining properties, the general area or the city as a whole, and to otherwise protect the general welfare and interests of the surrounding area, the city as a whole and the general public. No condition may be imposed which violates federal or state law with regard to needed housing. The conditions may include, but are not limited to, the following.*

*(A) Limiting the manner in which the use is conducted, including restricting the time an activity may take place, and restrictions to minimize environmental impacts such as noise, vibration, air or water pollution, glare and odor.*

*(B) Establishing a special setback or other open space requirements, and increasing the required lot size or other dimensional standards.*

*(C) Limiting the height, size or location of a building or other structure or use.*

*(D) Increasing street width and/or requiring improvements to public streets and other public facilities serving the proposed use, even including those off-site but necessary to serve the subject proposal.*

*(E) Designating the size, number, improvements, location and nature of vehicle access points and routes, and requiring pedestrian and/or bicycle ways.*

*(F) Limiting or otherwise designating the number, size, location, height and lighting of signs and outdoor or security lighting, and the intensity and/or direction thereof.*

*(G) Requiring diking, screening, fencing or other improvements or facilities deemed necessary to protect adjacent or nearby properties, and establishing requirements or standards for the installation and maintenance thereof.*

*(H) Protecting and preserving existing trees, other vegetation and water, scenic, historic, archaeological, unique, landmark or other natural or manmade significant resources.*

**Finding 3:** The Planning Commission is the designated reviewing authority for this type of application and is authorized to approve, modify or deny the application based on the standards and procedures set forth in the City's land use code.

A) This section does not apply to a residential subdivision.

B) The original Combs Flat design in the ODP has a landscaped buffer intended to be maintained and by the HOA similar to the southern portion connecting to Laughlin Road. Staff recommends a condition to develop and maintain the landscaping within the ROW along the west side of Combs Flat Road as part of the open space and streetscape requirements. Landscaping in this area will be coordinated between the applicant, City and OID staff. All other active open space requirements are met with existing HOA property and the City's ownership of the Barnes Butte Recreation area.

C) Height, size and location of homes are controlled by the City's site plan review process and the HOA's architectural review process. Due to limited access on Combs Flat Road and Hudspeth Road, there will be many double frontage lots. As such the housing orientation shall be determined with the subdivision approval. As a condition of approval, the four (4) proposed lots at the end of the proposed Discovery Loop cul-de-sac shall have future homes front onto Hudspeth Road to be consistent with the other homes on Hudspeth Road. All other lots shall front onto Discovery Loop, with one on Perspective Drive.

D) The City is currently constructing the Combs Flat Road extension and the Hudspeth Road extension that are adjacent to this project. The applicant will not be responsible for the construction of these roads. The ODP dictates the type of street cross-section within the development. It currently calls for Discovery Loop, a "neighborhood street" (C-1) to be extended to Combs Flat Road with a much narrower "Local Route" (B4) extending north to a dead end. With the current construction of Combs Flat Road, the connection to Discovery Loop has been removed. Instead, this proposal will extend the existing street cross section of Discovery Loop through the development; ending in a cul-de-sac.

E) All proposed lots will have frontage along City streets; however, no direct vehicle access will be allowed on Hudspeth Road or Combs Flat Road. Vehicle access will occur via alley or Discovery Loop.

F) This section does not apply to a residential subdivision.

G) As stated in section B above, staff recommends a condition to develop and maintain the landscaping within the ROW along the west side of Combs Flat Road as part of the open space and streetscape requirements. Staff also recommends a condition to construct uniform fencing along Combs Flat Road.

H) The proposed subdivision area is devoid of any significant vegetation, natural resources or scenic value.

**Criteria: 153.157 SUBDIVISIONS-APPLICATIONS.**

**(A) Application.** *Any person proposing a subdivision, or the authorized agent or representative thereof, shall submit an application for a subdivision to the City Planning Department. The application shall be accompanied with ten copies of either an outline development plan as provided for in division (B) of this section, or a tentative plan as set forth in division (C) of this section, together with improvement plans and other supplementary material as may be required, and the appropriate filing fee as established by the City Council. The date of filing shall be construed to be the date on which all of the foregoing materials are received and accepted by the appropriate city official.*

**Criteria: (I) Requirements for approval.** *The Commission shall not approve an outline development plan or a tentative plan for a subdivision unless the Commission finds, in addition to other requirements and standards set forth by this chapter and other applicable city ordinances, standards and regulation, the following:*

**(1)** *The proposal is in compliance with ORS Chapter 92, applicable goals, objectives and policies set forth by the city's Comprehensive Plan, Master Plans, Standards and Specifications and applicable zoning. (O.R.S. 197.175(2)(b) and 227.175 (4)) (O.R.S. 92.090(2)(C))*

**(2)** *Each lot is suited for the use intended or to be offered, including but not limited to sewage disposal, water supply, guaranteed public street access and utilities.*

**(3)** *The proposal is in compliance with the design and improvement standards and requirements set forth in 153.190 et seq. and the City's Standards and Specifications or as otherwise approved by the city, or that such compliance can be assured by conditions of approval.*

**(4)** *The subdivision will not create an excessive demand on public facilities and services required to serve the proposed development, or that the developer has proposed adequate and equitable improvements and expansions to the facilities with corresponding approved financing therefore to bring the facilities and services up to an acceptable capacity level (Goal 11).*

**(5)** *The development provides for the preservation of significant scenic, archaeological, natural, historic and unique resources in accordance with applicable provisions of this chapter and the Comprehensive Plan (Goal 5).*

**(6)** *The proposed name of the subdivision is not the same as, similar to or pronounced the same as the name of any other subdivision in the city or within a 6 mile radius thereof, unless the land platted is contiguous to and platted as an extension of an existing subdivision. (O.R.S. 92.090)*

**(7)** *The streets and roads are laid out so as to conform to an adopted transportation system plan for the area, and to the plats of subdivisions and maps of major partitions already approved for adjoining property as to width, general direction and in all other respects unless the city determines it is in the public interest to modify the street or road pattern. (O.R.S. 92.090(2)(a))*

**(8)** *Streets and roads for public use are to be dedicated to the public without any reservation or restriction; and streets and roads for private use are approved by the city as a variance to public access requirements. (O.R.S. 92.090(2)(b))*

**(9)** *Adequate mitigation measures are provided for any identified and measurable adverse impacts on or by neighboring properties or the uses thereof or on the natural environment.*

**(10)** *Provisions are made for access to abutting properties that will likely need such access in the future, including access for vehicular and pedestrian traffic, public facilities and services and utilities.*

**(11)** *Provisions of the proposed development to provide for a range of housing needs, particularly those types identified as needed or being in demand. (Goal 10 and O.R.S. 197.303-307)*

**(12)** *Provisions for open space, parks and recreational areas shall be provided for in accordance with Section 153.193 (Land for Public Purpose).*



**Finding 4:**

1 & 3) Staff finds the applicant applied in accordance with the application requirements. The proposal is in compliance with the applicable criteria or can be through conditions of approval. Infrastructure improvements shall be constructed “to and through” each lot in the proposed subdivision and meet the City’s standards and specifications.

2) All lots are suited for their intended purpose.

4) The City Engineer has reviewed the proposal and has determined this infill development will not create an excessive demand on public facilities. The completion of the Combs Flat extension and the Hudspeth Road connection this summer will also aid in reducing traffic congestion in the area and around town.

5) The proposed subdivision is devoid of any significant scenic, archaeological, natural, historic or unique resources.

6) This subdivision will be a continuation of the Ironhorse subdivision.

7) The streets and proposed ROW dedications are laid out consistent with the Ironhorse ODP, with some modification to alignment in order to accommodate the design of the Combs Flat Road Extension and the Barnes Butte Recreation Area.

8) The proposed rights-of way will be dedicated to the City without reservation. There are no proposed private streets.

9) There are no identified measurable adverse impacts on neighboring properties resulting from the proposed subdivision. This area was intended for multifamily in the original 2005 ODP. This was updated in 2013 to single family homes, when the school site was moved. The area will be incorporated into the Ironhorse HOA.

10) Access to abutting properties are proposed through trail connections and street ROW dedications.

11) This subdivision is proposing single family housing consistent with the Ironhorse ODP. Currently the State of Oregon considers all types of housing, needed housing.

12) This subdivision is part of the Ironhorse ODP. As stated in Finding 2, staff finds the proposed subdivision is meeting the intent of the ODP. This area of the ODP did not have any designated open space other than the streetscape, which is being required and part of the HOA standards. As mentioned previously the City purchased approximately 400 acres within the ODP that is now the Barnes Butte Recreation area. This area provides tremendously more open space than the original ODP. As proposed staff finds the applicant is meeting the minimum parks and open space requirement.

**Criteria: (j) Improvement requirements. In the approval of any subdivision, the need for a survey and the need for street and other public facility improvements shall be required as a condition of approval. Streets and roads for private use are approved by the city as a variance to public access requirements. (ORS 92.090(2)(b))**

**(1) Provisions are made for access to abutting properties that will likely need such access in the future, including access for vehicular and pedestrian traffic, public facilities and services and utilities.**

**(2) All required agreements shall be recorded at the Crook County Clerk’s office at the same time of recording of the final subdivision plat.**

**(3) If the existing street right-of-way is not consistent with city standards or new right-of-way is required through a city master plan or “to and through” standard, street right-of-way shall be dedicated, in compliance with the City’s Standards and Specifications and frontage requirements.**

***(4) Public infrastructure including right-of-way, water, sewer, streets and sidewalks shall be extended and constructed, per the City's Standards and Specifications, "to and through" each lot created by the subdivision, unless otherwise approved by the city due to the following:***

***(a) Phased development.***

***(b) Certain aspects of the "to and through" standard may be deferred for one clearly defined remainder lot of at least five acres where future development or division is likely and the infrastructure will be brought through the remainder lot at that time. Right-of-way shall be extended to and through but street, water and sewer infrastructure may be deferred until new development or division of the remainder lot.***

***(5) All public utilities are available to each lot line within an adjacent street or alley.***

***(6) Paved access is guaranteed to each lot.***

***(7) Future development is to be connected to the city's sewer and water systems.***

***(K) Final plat approval. The submission of a final plat shall follow the requirements set forth in 153.164.***

**Finding 5:**

- 1) Access to abutting properties are proposed through trail connections and street ROW dedications.
- 2) An agreement may be needed for the development and maintenance of the landscaping along the west side of Combs Flat road; however, that will be an internal agreement with the City.
- 3) Proposed street right-of-way dedications are consistent with the previous subdivision approval. The street network in the ODP has been altered to align with the recreation area and the current design of the piped canal and Combs Flat Road extension.
- 4) The submitted tentative plans and improvements depicted therein are the foundation of this approval, not all improvements will be specifically listed in this report. The applicant will be dedicating all street rights-of-way and constructing all utilities within the subdivision to City standards and specifications. The Combs Flat Road extension and Hudspeth Road connection is being constructed by the City in coordination with the Ochoco Irrigation District's (OID) canal piping project.
- 5) All proposed lots will have public and private utilities available within the ROW and services extended to each lot.
- 6) All streets will be paved to City Standards.
- 7) Future development is required to be connected to City water and sewer.

K) A final plat shall be required in accordance with section 153.164. Any conditions of approval identified as being required prior to final plat shall be completed or have assurances in place before receiving an authorized signature from a City representative.

**Criteria: 153.191 LOTS AND BLOCKS.**

***(A) Blocks. The resulting or proposed length, width and shape of blocks shall take into account the requirements for adequate building lot sizes, street widths, access needs and topographical limitations.***

***(1) No block shall be more than 1,000 feet in length between street corner lines unless it is adjacent to an arterial street, or unless topography or the location of adjoining streets justifies an exception, and is so approved by the reviewing authority.***

***(2) The recommended minimum length of a block along an arterial street is 1,800 feet.***

(3) ***A block shall have sufficient width to provide for 2 tiers of building sites unless topography or the location of adjoining streets justifies an exception; a standard exception is a block in which the building lots have rear yards fronting on an arterial or collector street.***

(B) ***Lots. The resulting or proposed size, width shape and orientation of building lots shall be appropriate for the type of development, and consistent with the applicable zoning and topographical conditions.***

(C) ***Access. Each resulting or proposed lot or parcel shall have legal access and abut or front upon a public street, other than an alley, for a width of at least 50 feet or 35 feet in the case of a cul-de-sac.*** ...

(D) ***Side lot lines. The side lines of lots and parcels, as far as practicable, shall be perpendicular to the street upon which they front; or radial to the curve as applicable.***

(E) ***Division by boundary, ROW and drainage ways. No lot or parcel shall be divided by the boundary line of the city, county or other taxing or service district, or by the right-of-way of a street, utility line or drainage way or by an easement for utilities or other services, except as approved otherwise.***

(F) ***Flag Lots. The intent of a flag lot or lots is to promote infill in residential areas but not disrupt the existing nature of the neighborhood. It is also to provide dedicated public street access for these infill lots while avoiding the need for joint access easements that lead to neighbor disputes. Flag lots may be created by a boundary line adjustment, partition or subdivision with the following limitations:***

(G) ***Through or double-frontage lots and parcels. Through or double-frontage lots and parcels are to be avoided whenever possible, except where they are essential to provide separation of residential development from major traffic arterials or collectors and from adjacent nonresidential activities, or to overcome specific disadvantages of topography and orientation. When through or double-frontage lots or parcels are desirable or deemed necessary, a planting screen easement of at least four to six feet in width, and across which there shall be no right of vehicular access, may be required along the line of building sites abutting such a traffic way or other incompatible uses.***

(H) ***Special building setback lines. If special building setback lines, in addition to those required by the applicable zoning, are to be established in a development, they shall be shown on the final plat of the development and included in the deed restrictions.***

(I) ***Large building lots; redivision. In the case where lots or parcels are of a size and shape that future redivision is likely or possible, the Commission may require that the blocks be of a size and shape so that they may be redivided into building sites, and the development approval and site restrictions may require provisions for the extension and opening of streets at intervals which will permit a subsequent redivision of any tract of land into lots or parcels of smaller sizes than originally platted.***

## **Finding 6:**

(A) The proposed subdivision does not exceed 1000 feet between intersections. The proposal does include double frontage lots. This is due to the restriction of access onto the Combs Flat Road and Hudspeth Road, which are classified as major and minor collectors respectively.

(B) The proposed lots are of sufficient size and orientation for their intended residential use of single-family homes.

(C) All of the proposed lots abut a public right-of-way with frontage of at least 50 feet or 35 feet within a cul-de-sac, with the exception of two proposed flag lots. The flag lots will each have 20 feet of frontage with a 20-foot reciprocal access easement, meeting City standards.

(D) All proposed lot lines are perpendicular to the street or radial to a curve.

(E) The lots proposed will not be additionally divided by jurisdictional boundary, easement or right-of-way.

(F) Two flag lots are proposed for access to an odd shaped area. These lots will each have 20 feet of frontage with a paved 20-foot reciprocal access easement serving as the driveway for both lots and the primary access for emergency services.

(G) Due to limited access on Combs Flat Road and Hudspeth Road, there will be many double frontage lots. As such the housing orientation shall be determined with the subdivision approval. As a condition of approval, the four (4) proposed lots at the end of the proposed Discovery Loop cul-de-sac shall have future homes front onto Hudspeth Road to be consistent with the other homes on Hudspeth Road. All other lots shall front onto Discovery Loop, with one on Perspective Drive.

(H) Staff does not see a need for any special building setbacks. A “special setback” is not a change to a typical building setback as prescribed in the ODP, it is generally something more unique like a solar setback.

(I) The proposed lots are not of a size or shape that they will be partitioned again. It is also highly unlikely that lots within a planned unit development will be partitioned again. They are more likely to be combined.

**Criteria: 153.192 EASEMENTS.**

(A) Utility lines. Easements for sewer lines, water mains, electric lines or other public utilities shall be as required by the serving entity, but in no case be less than 12 feet wide and centered on a rear and/or side lot line unless approved otherwise by the city. Utility pole anchor or guy wire easements may be reduced to 6 feet in width.

(B) Water courses. If a lot is traversed by a water course, such as a drainage way, channel or stream, there shall be provided a storm water easement or drainage right-of-way conforming substantially to the lines of the water course, and such further widths as deemed necessary.

(C) Pedestrian and bicycle ways. When desirable for public convenience, a pedestrian and/or bicycle way of not less than 5 feet in width may be required to connect to a cul-de-sac or to pass through an unusually long or oddly shaped block, or to otherwise provide appropriate circulation and to facilitate pedestrian and bicycle traffic as an alternative mode of transportation.

(D) Sewer and water lines. Easements may also be required for sewer and water lines, and if so required, shall be provided for as stipulated to by the City Department of Public Works.

**Finding 7:**

(A) All public utilities will be provided within public rights-of-way and/or public utility easements as shown on the submitted plans.

(B) The subdivision is not traversed by a water course.

(C) Bicycle lanes are not required on the proposed local streets; however, a pedestrian access way is proposed to connect to the off-street path along Combs Flat Road.

(D) All sewer and water lines are within City rights-of-way.

**Criteria: 153.194 STREETS AND OTHER PUBLIC FACILITIES.**

(A) Duties of developer. It shall be the responsibility of the developer to construct all streets, curbs, sidewalks, sanitary sewers, storm sewers, water mains, electric, gas, telephone cable, and other utilities necessary to serve the use or development in accordance with the Standards and Specifications of the city and/or the serving entity.

(B) Underground installation of utility lines. All electrical, telephone or other utility lines shall be underground unless otherwise approved by the city.

(C) Location, width, and grade of streets. The location, width and grade of streets shall be considered in their relationship to existing and planned streets, to topographical conditions, to public convenience and safety and to the proposed use or development to be served thereby.

(D) Traffic circulation system. The overall street system shall assure an adequate traffic circulation system with intersection angles, grades, tangents and curves appropriate for the traffic to be carried considering the terrain of the development and the area, per the City's Standards and Specifications.

(E) Street location and pattern. The proposed street location and pattern shall be shown on the development plan, and the arrangement of streets shall:



(1) **Provide for the continuation or appropriate projection of existing principal streets to surrounding areas; or adjacent lots.**

(2) **Conform to a plan for the general area of the development approved by the Planning Commission to meet a particular situation where topographical or other conditions make continuance or conformance to existing streets impractical; and**

(3) **Conform to the adopted urban area transportation system plan as may be amended.**

(F) **Minimum right-of-way and roadway widths.** Unless otherwise approved in the tentative development plan, street, sidewalk and bike rights-of-way and surfacing widths shall not be less than the minimum widths set forth in the City's Standards and Specifications. Whenever existing rights-of-way adjacent to or within a tract are of less than standard width, additional rights-of-way shall be dedicated at the time of land division or development."

(G) **Alignment.** All streets, as far as practicable, shall be in alignment with existing streets by continuations of the center lines thereof. Necessary staggered street alignment resulting in intersections shall, wherever possible, leave a minimum distance of 200 feet between the center lines of streets of approximately the same direction, and in no case shall the off-set be less than 100 feet.

(H) **Future street extensions.** Where necessary to give access to or permit future subdivision or development of adjoining land, streets shall be extended to the boundary of the proposed development or subdivision.

(I) **Intersection angles.** Streets shall be laid out to intersect at angles as near to right angles as practicable, and in no case shall an acute angle be less than 80 degrees unless there is a special intersection design approved by the City Engineer. Other streets, except alleys, shall have at least 50 feet of tangent adjacent to the intersection, and the intersection of more than two streets at any one point will not be approved.

(J) **Inadequate existing streets.** Whenever existing streets, adjacent to, within a tract or providing access to and/or from a tract, are of inadequate width and/or improvement standards, additional right-of-way and/or improvements to the existing streets may be required.

(K) **Cul-de-sacs.** A cul-de-sac shall terminate with a circular turn around with a minimum paved surface and right-of-way determined by the City's Standards and Specifications or Fire Code whichever is greater.

(L) **Marginal access streets.** Where a land development abuts or contains an existing or proposed arterial street, the city may require marginal access streets, reverse frontage lots with suitable depth, screen-plantings contained in a non-access reservation strip along the rear or side property line or other treatments deemed necessary for adequate protection of residential properties and the intended functions of the bordering street, and to afford separation of through and local traffic.

(M) **Streets adjacent to railroad or canal right-of-way.** Whenever a proposed land development contains or is adjacent to a railroad or main canal right-of-way, provisions may be required for a street approximately parallel to the ROW at a distance suitable for the appropriate use of land between the street and the ROW. The distance shall be determined with consideration at cross streets of the minimum distance required for approach grades to a future grade separation and to provide sufficient depth to allow screen planting or other separation requirements along the ROW.

(N) **Reserve Strips.** Reserve strips or street plugs controlling access to streets shall not be approved.

(O) **Half streets.** Half streets, while generally not acceptable, may be approved where reasonably essential to a proposed land development, and when the Commission or other reviewing authority finds it will be practical to require dedication and improvement of the other half of the street when the adjoining property is developed. Whenever a half street exists adjacent to a tract of land proposed for development, the other half of the street shall be dedicated and improved.

(P) **Streets.** All street design criteria shall conform to the City's Standards and Specifications and State design Standards as determined by the City Engineer.

(Q) **Street names.** Except for the extension of existing streets, no street names shall be used which will duplicate or be confused with the name of an existing street in the city or within a radius of six miles of the city or within the boundaries of a special service district such as fire or ambulance.

(R) **Street name signs.** Street name signs shall be installed at all street intersections by the developer in accordance with applicable city, county or state requirements. One street sign shall be

*provided at the intersection of each street, and two street signs shall be provided at four-way intersections.*

*(S) Traffic control signs. Traffic control signs shall be provided for and installed by the developer as required and approved by the appropriate city, county and/or state agency or department.*

*(T) Alleys. Alleys are not necessary in residential developments, but should and may be required in commercial and industrial developments unless other permanent provisions for access to off-street parking and loading facilities are approved by the city.*

*(U) Curbs. Curbs shall be required on all streets in all developments and with all new commercial and multifamily construction. Curbs shall be installed by the developer in accordance with the City's Standards and Specifications unless otherwise approved by the city.*

*(V) Sidewalks. Unless otherwise required in this chapter or other city ordinances or other regulations, sidewalks shall be required as set forth hereinafter on all streets in all developments and with all new commercial and multifamily construction. In lieu of these requirements, however, the reviewing authority may approve a development without sidewalks if alternative pedestrian routes and facilities are provided.*

*(1) All streets. In general all streets shall have sidewalks at a minimum of 5 feet in width in residential and industrial areas and 8 feet in width in commercial areas unless otherwise provided for in the applicable zone or conditional use approval.*

*(W) Bike lanes. Unless otherwise required in this chapter or other city ordinances or other regulations, bike lanes shall be required as follows, except that the Planning Commission may approve a development without bike lanes if it is found that the requirement is not appropriate to or necessary for the extension of bicycle routes, existing or planned, and may also approve a development without bike lanes in the streets if alternative bicycle routes and facilities are provided.*

*(1) Local streets. Bike lanes may be required on local streets, and if required shall not be less than 5 feet in width for one-way bike lanes and 8 feet in width for two-way bike lanes.*

*(2) Collector streets. Bike lanes are required on both sides of collector streets, and shall not be less than 6 feet in width.*

*(3) Arterial streets. Bike lanes are required on both sides of arterial streets, and shall not be less than 6 feet in width.*

*(X) Street lights. Street lights may be required and, if so required, shall be installed by the developer in accordance with standards set forth by the city and the serving utility company.*

*(Y) Utilities. The developer shall make necessary arrangements with the serving utility companies for the installation of all proposed or required utilities, which may include electrical power, natural gas, telephone, cable television and the like.*

*(Z) Drainage facilities. Drainage facilities shall be provided as required by the City's Standards and Specifications.*

### **Finding 8:**

(A) The submitted tentative plans and improvements depicted therein are the foundation of this approval, not all improvements will be specifically listed in this report. The applicant will be dedicating all street rights-of-way and constructing all utilities within the subdivision to City standards and specifications.

(B) It is a standard Condition of Approval to require all new utility lines to be placed underground.

(C, D, E, F) All street ROW dedications proposed with this subdivision are following planned extensions. Staff finds that the proposed rights-of-way and traffic circulation system to be sufficient.

(G), (H) All proposed street rights-of-way are in alignment with existing streets and proposed connections to Combs Flat Road.

(I, J) All streets proposed are either intersecting at 90 degrees or within the required tolerances allowed.

(K) A cul-de-sac is proposed that meets the required size for the Fire Department.

(L) No marginal access streets are proposed.

(M) The proposed development will abut OID's irrigation pipe within Combs Flat Road ROW. This subdivision is being coordinated with those plans. No other proposed streets in this subdivision are adjacent to the irrigation pipe. The old canal easement will need to be removed prior to platting the subdivision.

(N) No reserve strips are proposed in this subdivision.

(O) No half streets are proposed with this subdivision.

(P) Streets will be constructed to meet the Ironhorse ODP cross-section for a "Neighborhood Street" (C-1). The construction of the streets will meet the City standards and specifications.

(Q) All street names are a continuation of existing streets.

(R), (S) All street name signs and traffic control signs shall be installed by the developer to City standards.

(T) Multiple alleys are proposed with this subdivision. One will serve the northern six (6) lots, others will be extensions of existing alleys that connect to Discovery Loop or Perspective Drive.

(U), (V), (W), (X) (Y) The applicant is required to construct all public improvements and other utilities necessary to serve the proposed lots to City standards. It shall be the responsibility of the applicant/developer to make arrangements with utility companies for installation of all utilities.

(Z) Street drainage facilities shall be constructed to City standards. All lots shall maintain their drainage on-site. At this time all street drainage retention was planned with the Discovery Loop ROW.

### **Recommended Conditions of Approval:**

If approved by the Planning Commission, the following conditions are recommended for application SUB 2025-100. Such recommendation is subject to the "standard" conditions of approval relevant to Conditional Use Permits, Subdivisions, those conditions outlined in the findings section of this report and those conditions of approval set forth below:

#### **General Conditions:**

1. The tentative plans submitted by the applicant and the improvements depicted therein are the foundation of this approval. The applicant shall complete the project in a manner consistent with the plans and documents submitted as part of this application or as modified in the conditions of the final decision and in compliance with the City's standards and specifications and land use code.
2. The development and any future use shall comply with the Fire Department requirements for access, fire flows, sprinkler systems, fire hydrants, address signs and Knox Box locks and all other UFC requirements. The applicant shall coordinate with the Crook County Rural Fire and Rescue in this endeavor.
3. All utilities, including existing above ground utilities shall be placed underground.
4. No lots within this subdivision shall have direct vehicle access from Combs Flat Road or Hudspeth Road. Discovery Loop shall be extended as it is currently built, identified as a "neighborhood street" (C-1) in the Ironhorse ODP.
5. The development and any future use shall comply with all local, state and federal laws and any required permits shall be obtained by the applicant.

**Prior to signing final plat:**

6. All Public infrastructure including streets, water, sewer and other utilities such as power, phone, cable, gas etc., shall be constructed "to and through" each lot in the subdivision to City Standards and Specifications. All infrastructure shall be reviewed and approved by the City Engineer and constructed or bonded for prior to signing the final plat.
7. The owner/applicant shall dedicate the street rights-of-way and lots as shown on the tentative plan without reservation. It is understood that minor modification to the number and size of lots may be needed after final design. Major modifications that change the form and function of the subdivision, such as a significant increased density or building type may constitute a new application as determined by the Planning Director.
8. All applicable agreements shall be executed prior to each phase of the development.
9. The final subdivision plat shall not be approved until recorded documentation has been received by the City that legally vacates the old canal easement and/or right-of-way.

**Prior to building permit:**

10. Applicant shall secure any and all City, County & State permits required for the proposed development prior to use.
11. All future development shall pay applicable system development charges (SDCs) and connect to the City's sewer and water system.

**On-going/Future Responsibilities:**

12. The applicant/owner, shall develop and maintain through the (HOA), landscaping and/or planter strips within the street rights-of-way including the area on the west side of Combs Flat Road. The Combs Flat landscaping has yet to be determined and will be coordinated between the applicant, City and OID. An agreement may be needed in this endeavor.
13. The applicant shall construct and maintain through the HOA, an attractive uniform fence along the rear and side yards of the properties that abut the right-of-way of Combs Flat Road.
14. The four (4) proposed lots at the end of the Discovery Loop cul-de-sac shall have future homes front onto Hudspeth Road to be consistent with the rest of the neighborhood. All other lots shall front onto Discovery Loop or Perspective Drive.
15. The two (2) flag lots are intended to have a shared driveway. These lots will each have 20 feet of frontage with a paved 20-foot reciprocal access easement serving as the driveway for both lots and the primary access for emergency services.
16. All drainage of individual lots shall be maintained on-site and meet applicable City requirements.
17. The applicant shall comply with all relevant portions of the City of Prineville Code of Ordinances.



**MOTION IN FAVOR**

*The Staff Report and record of tonight's proceedings are hereby incorporated as Findings of Fact in Favor of this Application.* I Move that the application be **APPROVED**, subject to the Conditions of Approval as they have been finalized, and based upon the Findings of Fact in favor of the application.

**MOTION IN OPPOSITION**

*The Staff Report and record of tonight's proceedings are hereby incorporated as Findings of Fact in Opposition to this Application.* I Move that the request be **DENIED** based upon Findings of Fact in opposition to the application.