

This Is To Notify You That The Land Conservation and Development Commission Will Consider A New or Amended Administrative Rule That, if Adopted, May Affect the Permissible Uses Of Your Property and Other Properties.

On June 22-23, 2011, the Land Conservation and Development Commission will hold a public hearing regarding adoption of a proposed rule amendment, siting of commercial solar photovoltaic solar energy generation facilities. If adopted, the proposed amendment may affect the permissible uses of your property and other properties in the affected zone, and may change the value of your property.

The proposed amendment adds a new section, (38), to OAR 660-033-0130 (Agricultural Land) and amend OAR 660-033-0120 Table 1. OAR 660-033-0130(38) is available for inspection at the Department of Land Conservation and Development located at 635 Capitol Street NE, Suite 150, Salem, Oregon 97301-2540. Upon request, a copy of the proposed amendment can be mailed to you at no cost or can be access at: <http://www.oregon.gov/LCD/landnote.shtml>.

For additional information, contact the Department of Land Conservation and Development at (503) 373-0050, ext. 320.



A few words of explanation to landowners who get this notice:

The Land Conservation and Development Commission will consider adopting an amendment to OAR 660-033-0130, relating to uses allowed on agricultural lands (usually zoned EFU or Farm/Forest).

OAR-660-033-0130 describes the standards applicable to permitted and conditional non-farm uses on agricultural lands. The proposed new rule section, OAR 660-033-0130(38), addresses the siting of commercial photovoltaic solar energy generation facilities. Currently, solar facilities may be sited on EFU zoned lands as a conditional use, if the site is on high-value farmland and is less than 12 acres, or is on non-high value farmland and is less than 20 acres, without having to take an exception to Statewide Planning Goal 3, Agricultural Lands. Proposed commercial solar energy sites of over 100 acres need to obtain a siting certificate from the Energy Facility Siting Council (EFSC). No uses are prohibited in amendments to OAR 660-033-0130.

The ability to site commercial photovoltaic solar power generation facilities on high value or arable EFU zoned farmlands may be limited by the proposed siting standards in OAR 660-033-0130(38), including the application of an alternatives analysis for the proposed site. The amendment also proposes to make it possible to site commercial solar photovoltaic facilities on up to 100 acres of non-arable farmland without having to take an exception to statewide planning goal 3 Agricultural Land. In other words, the draft rule would add additional review criteria for

proposals to site commercial photovoltaic solar power generation facilities on higher quality farmlands and make it simpler to consider larger projects on the lowest quality farmlands.

Where will these rules apply?

These rules apply to lands zoned EFU (Exclusive Farm Use) or Farm/Forest by counties or cities.

A copy of the proposed rules is available by calling the Oregon Department of Land Conservation and Development at (503) 373-0050 ext. 320.