



Oregon

Theodore R. Kulongoski, Governor

Land Conservation and Development Commission

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MEETING NOTICE

LAND CONSERVATION AND DEVELOPMENT COMMISSION



January 12-13, 2011

**Department of Land Conservation and Development
635 Capitol Street, Basement Hearing Room
Salem, Oregon**

The meeting location is accessible to persons with disabilities. To request an interpreter for the hearing impaired or for other accommodations for persons with disabilities, please make requests at least 48 hours before the meeting to Lisa Howard at (503) 373-0050 ext. 271, lisa.howard@state.or.us, or by TTY: Oregon Relay Services (800) 735-2900.

Public Testimony: The commission places great value on testimony from the public. Those items on the agenda with an asterisk (*) are ones where public comment will be accepted.

People who wish to testify are requested to:

- *Provide written summaries (20 copies to the commission assistant prior to the agenda item)*
- *Recognize that substance, not length, determines the value of testimony*
- *Endorse, rather than repeat, testimony of other witnesses with whom you agree*
- *The chair may limit time for testimony on any item and may set time limits for individual speakers (usually 3 minutes)*

Because of the uncertain length of time needed, the commission may deal with an item at any time in the meeting, except those set for a specific time. Anyone wishing to be heard on an item without a set time should arrive when the meeting begins to avoid missing an item of interest. Topics not on the agenda may be introduced and discussed during the Director's Report, Commission Business and Reports, or Other.

The commission may continue its meeting through lunch to deliberate on matters on the agenda. In that event, those persons whose attendance is necessary for any matter of business undertaken during lunch will be required to attend.

Please note that staff may not be able to distribute written comments received after January 10th. If you have written testimony you wish to present to the commission that you are not able to submit by January 10th, please bring at least twenty copies for distribution to the commission and members of the public.

8:00 a.m. Wednesday, January 12, 2011

Budget and Management Subcommittee. The subcommittee will report to the full commission during Commission Business and Reports. For additional information, contact Teddy Leland at (503) 373-0050 ext. 237, teddy.leland@state.or.us.

8:30 a.m. Wednesday, January 12, 2011

- *1. **Public Comment.** This part of the agenda is for comments on agenda items and topics not scheduled for public comment elsewhere on the agenda. The chair will set time limits (usually 3 minutes) for individual speakers. The maximum time for all public comments under this agenda item will be limited to 30 minutes.
2. **Citizen Involvement Advisory Committee (CIAC) Update.** The CIAC will update the commission on its recent work. For additional information, contact Bob Rindy at (503) 373-0050 ext. 229, bob.rindy@state.or.us.
- *3. **Climate Change Assessment and Adaptation Framework Presentation.** The Oregon Climate Change Research Institute (OCCRI) will provide an overview of the Oregon Climate Assessment Report, which was required by the legislature and was released in late 2010. Following OCCRI's presentation, department staff will give the commission a presentation about the Oregon Climate Change Adaptation Framework, which relates to the commission's interim strategy for climate change adopted in July 2009. The Chairman of the Oregon Global Warming Commission will then provide a summary of its Interim Roadmap to 2020. For additional information, contact Jeff Weber at (971) 673-0964, jeff.weber@state.or.us.
4. **City of Woodburn: Urban Growth Boundary.** The commission will consider a revised order in response to the Court of Appeals decision in *1000 Friends of Oregon v. LCDC*. The commission may accept oral testimony only from the parties. For additional information, contact Steve Oulman at (503) 373-0050 ext. 259, steve.oulman@state.or.us.
- *5. **Public Hearing and Possible Adoption: Proposed "Housekeeping" Amendments to Rules.** The proposed amendments make minor and technical amendments to correct, clarify and update several administrative rules, including amendments to respond to court and LUBA opinions, to synchronize citations, and correct grammatical and spelling errors. The rule hearing and amendments concern rules under OAR 660, divisions 4, 6, 18, 21, 25, and 33. Following public testimony the commission may adopt the proposed amendments. For additional information, contact Bob Rindy at (503) 373-0050 ext.229, bob.rindy@state.or.us.
6. **Director's Report.** The director will provide an update to the commission regarding recent matters concerning the department. For additional information, contact Lisa Howard at (503) 373-0050 ext. 271, lisa.howard@state.or.us.

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7. Commission Business and Reports.

- a. The Budget and Management Subcommittee will report to the commission.
- b. Request to appoint a hearings officer to conduct a hearing on the proposed amendment to the Willamette River Greenway Plan boundary within the City of Portland.
- c. Appointments to the Local Officials Advisory Committee.
- d. Request to extend the deadline for La Pine's Comprehensive Plan Review.

8:30 a.m. Thursday, January 13, 2011

8. **Request to Appeal pursuant to ORS 197.090(2) and (3), and OAR 660-001-0201 to -0230.** State law requires commission approval of the director's decision to seek review of a local government land use decision, expedited land division, or limited land use decision. Only the director or department staff on the director's behalf, the applicant, and the affected local government may submit written or oral testimony concerning commission approval of a director's recommendation to file or pursue an appeal, or an intervention in an appeal, of a land use decision, expedited land division, or limited land use decision.
- *9. **Review and Approval of 2008-09 Reports on Land Use Decisions in Farm and Forest Zones – ORS 197.065.** This biennial report, based on reporting information provided by counties, summarizes and comments on land use decisions and trends in farm and forest zones from January 1, 2008 through December 31, 2009. Also included is a summary of Measure 37 and 49 decisions. For additional information, contact Katherine Daniels at (503) 373-0050 ext. 329, katherine.daniels@state.or.us.
- *10. **Department Biennial Report.** The commission will review the 2009-11 Biennial Report which the department will submit to the 76th Legislative Assembly. For additional information, contact Michael Morrissey at (503) 373-0050 ext. 320, michael.morrissey@state.or.us.
11. **House Bill 3379 Briefing.** Department staff will brief the commission on the rules recently adopted by the Oregon Transportation Commission to implement HB 3379. The rules give local governments additional options for complying with Section 0060 of the Transportation Planning Rule as part of economic development projects. For additional information, contact Matt Crall at (503) 373-0050 ext. 272, matthew.crall@state.or.us.
12. **Transportation Planning Rule (TPR) 0060 – Joint Subcommittee.** The commission will consider a request for rulemaking on TPR 0060. The commission may refer the request to a joint subcommittee of the Land Conservation and Development Commission and the Oregon Transportation Commission for a recommendation. For additional information, contact Matt Crall at (503) 373-0050 ext. 272, matthew.crall@state.or.us.

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- 13. Metropolitan Greenhouse Gas Reduction Target Rulemaking Briefing.** HB 2001 and SB 1059 require that the commission adopt rules by June 1, 2011 that set targets for each of the state's six metropolitan areas to reduce greenhouse gas emissions from light vehicle travel. Department staff will brief the commission on the schedule for target rulemaking and the status of related work under SB 1059. For additional information, contact Bob Cortright at (503) 373-0050 ext. 241, bob.cortright@state.or.us.
- *14. Measure 49 Update.** The department will report to the commission regarding the status of the Measure 49 Services Division. For additional information, contact either Richard Whitman at (503) 373-0050 ext. 271, richard.whitman@state.or.us or Michael Morrissey at (503) 373-0050 ext. 320, michael.morrissey@state.or.us.
- 15. Measure 49 Litigation – Executive Session.** The commission will meet in executive session to consult with legal counsel concerning litigation pertaining to Measures 37 and 49. The executive session will be held pursuant to ORS 192.660(2)(h). For additional information, contact Richard Whitman at (503) 373-0050 ext. 271, richard.whitman@state.or.us.
- 16. Other.** The commission reserves this time, if needed, for other business or for further consideration of any item on the agenda.

Oregon's seven-member Land Conservation and Development Commission, assisted by the Department of Land Conservation and Development, adopts state land use goals, assures local plan compliance with the goals, coordinates state and local planning, and manages the coastal zone program. Commissioners are unpaid citizen volunteers appointed by the governor and confirmed by the senate. Commissioners are appointed to four-year terms and may not serve for more than two consecutive terms. The statute establishing the commission, ORS chapter 197, also directs that members be representative of the state. The commission meets approximately every six weeks to direct the work of the department.

Current commissioners:

Bart Eberwein (Portland)
 Hanley Jenkins (Union)
 Tim Josi (Tillamook)
 Greg Macpherson (Lake Oswego)
 Christine Pellett (Central Point)
 John H. VanLandingham, Chair (Eugene)
 Marilyn Worrix, Vice-Chair (McMinnville)

Meeting dates for 2011 (subject to change):

March 3-4	Salem
April 21-22	Salem
May 19	Salem
June 16-17	Salem
August 4-5	To be determined
October 5-7	To be determined
December 7-9	To be determined

The next commission meeting will be March 3-4, at the Department of Land Conservation and Development, 635 Capitol Street NE, Basement Hearing Room, Salem, Oregon.

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