



Meeting Notice and Agenda Land Conservation and Development Commission



Meeting:

Thursday, March 12, 2015

8:30 a.m.

Land Conservation &
Development Commission
Agriculture Building,
Basement Hearing Room
635 Capitol Street NE
Salem, OR 97301

Thursday, March 12, 2015, 8:30 a.m.

***Please note the addition to Agenda Item 14**

Item 1 Approve Agenda

Item 2 Public Comment

This part of the agenda is for comments on topics not scheduled elsewhere on the agenda. The chair may set time limits (usually three minutes) for individual speakers. The maximum time for all public comments under this agenda item will be limited to 30 minutes. If you bring written summaries or other materials to the meeting please provide the commission assistant with 20 copies prior to your testimony. The commission is unable to take action, at this meeting, on items brought to their attention in this forum.

Item 3 Metropolitan Greenhouse Gas Target Rule Review

The department will provide the commission with a briefing on its draft report reviewing the metropolitan greenhouse gas (GHG) targets rule. The Target Rule (OAR 660-044) commits the commission to review the rule by June 1, 2015 and determine whether amendments to the rule are warranted. The department will present a final report and recommendation to the commission for its consideration at the May 21-22, 2015 meeting.

Staff contact: [Bob Cortright](#) , Scenario Planning Coordinator

Public comments will be accepted

Briefing. The commission will not be asked to take an action on this item

Item 4 Bend Urban Growth Boundary Update

Department and city staff will provide the commission with a status report on the city's progress toward responding to the commission's remand of Bend's 2010 urban growth

boundary amendment.

Staff contact: [Scott Edelman](#), Regional Representative

Public comments will be accepted

Briefing. The commission will not be asked to take an action on this item

Item 5 Citizen Involvement Advisory Committee Joint Meeting

The commission will meet with its Citizen Involvement Advisory Committee (CIAC) to discuss the committee's work program and other matters concerning citizen involvement in land use planning.

Staff contact: [Bob Rindy](#), Senior Policy Analyst

No public comment

Discussion. The commission will not be asked to take action on this item.

Item 6 Citizen Involvement Advisory Committee STAR Awards

The commission will present "STAR Awards for Citizen Involvement" recognizing the Aloha-Reedville Study and Livable Community Plan and the City of Portland Comprehensive Plan Update.

Staff contact: [Bob Rindy](#), Senior Policy Analyst

No public comment

Action: The commission will present certificates

12:00 p.m. - Lunch

Item 7 Rulemaking – Transfer of Measure 49 Development Credits

The commission will continue its consideration of proposed rules concerning the transfer of M49 development credits and may adopt proposed amendments to rules under OAR 660, divisions, 4 and 27.

Staff contact: [Katherine Daniels](#), Farm & Forest Lands Specialist

Public testimony will be accepted

Action. The commission will be asked to take action on this item

Item 8 Rulemaking – Primary Processing of Forest Products

Department staff will provide the commission with a status report on progress towards a rule amendment.

Staff contact: [Katherine Daniels](#), Farm & Forest Specialist

Public testimony will be accepted

Discussion. The commission will not take action on this item.

Item 9 Newberg Urban Growth Boundary Amendment & Mediation

The commission will be asked to extend the suspension of its remand of the Newberg urban growth boundary amendment to provide time for mediation to be completed.

Staff contact: [Angela Lazarean](#), Regional Representative

No public comment will be accepted

Action. The commission will be asked to take an action on this item

Item 10 3:00 p.m. – Metro Urban & Rural Reserves Remand Order (MURR) and Petitions for Review of Director’s Action

The commission will consider the petitions for review of director’s action in the matter of the remand of the designation of urban reserves by Metro and rural reserves by Clackamas County, Multnomah County, and Washington County. The commission will hear oral argument, deliberate, and make a decision to affirm, reverse, or modify the action of the director. Oral argument shall be limited to the parties in [Barkers Five, LLC v. LCDC](#). The time for oral argument may be limited by the chair. This agenda item is set for a **time certain** of 3:00 pm, Thursday, March 12, 2015.

Staff Contact: [Rob Hallyburton](#), Community Services Division Manager

No public testimony will be accepted, except as explained above

Action. The commission will be asked to take action on this item

Item 11 Director’s Report

The commission will receive an update by the director on recent matters concerning the department.

Staff contact: [Jim Rue](#), Director

No public testimony will be accepted

Briefing. The commission will not be asked to take an action on this item

Item 12 Commission Business

The commission will receive a Budget and Management subcommittee report and other commission business.

No public comment will be accepted

Possible action. The commission may be asked to take an action during this item

Item 13 Request to Appeal

State law requires commission approval of a DLCD director’s decision to seek review of a local government 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 intervention in an appeal, of a land use decision, expedited land division, or limited land use decision. This item is scheduled as a placeholder as the department does not anticipate making such a request.

Staff contact: [Carrie MacLaren](#), Deputy Director

No public testimony will be accepted, except as explained above

Placeholder/ Possible Action. The commission may be asked to take an action on this item

Item 14* Other Business

The commission reserves this time, if needed, for other business. One item to be considered is an addition to the commission’s 2013-2015 Policy Agenda to initiate rulemaking to address a request of Clackamas County concerning Arndt Road.

Staff contact: [Carrie MacLaren](#), Deputy Director

Public comment will be accepted.

Action. The commission will be asked to take an action on this item

Adjourn

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 two months to conduct its business and direct the work of the department.

Commissioners:

Melissa Cribbins (Coos Bay)

Robin McArthur (Portland)

Bart Eberwein (Portland)

Greg Macpherson, Chair (Lake Oswego)

Sherman Lamb (Talent)

Catherine Morrow (Bend)

Jerry Lidz, Vice-chair (Eugene)

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 Amie Abbott at (503) 934-0045, amie.abbott@state.or.us, or by TTY: Oregon Relay Services (800) 735-2900.

Guidelines for Public Testimony:

The commission places great value on testimony from the public. The commission welcomes public comment and testimony for those items so indicated on the agenda.

Persons who wish to testify are requested to:

- Complete a Testimony Sign Up Form, provided at the meeting handout table
- Provide a written summary in advance to amie.abbott@state.or.us (March 5 is the deadline to submit advance testimony). If you are unable to supply materials in advance, please bring 20 copies to the meeting for distribution to the commission, staff and members of the public
- Recognize that substance, not length, determines the value of testimony
- Endorse, rather than repeat, testimony of other witnesses with whom you agree

Because of the uncertain length of time needed, the commission may address an item at any time in the meeting. 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.