

Secretary of State
NOTICE OF PROPOSED RULEMAKING HEARING*
A Statement of Need and Fiscal Impact accompanies this form

FILED
11-12-15 1:32 PM
ARCHIVES DIVISION
SECRETARY OF STATE

Land Conservation and Development Department
Agency and Division

660
Administrative Rules Chapter Number

Casaria Taylor
Rules Coordinator

(503) 373-0050, ext. 322
Telephone

Land Conservation and Development Department, 635 Capitol St. NE, Suite 150, Salem, OR 97301
Address

RULE CAPTION

Periodic Review Procedures

Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.

Hearing Date	Time	Location	Hearings Officer
1-14-16	8:00 a.m.	205 South Central Ave., Medford, OR	LCDC

RULEMAKING ACTION

Secure approval of rule numbers with the Administrative Rules Unit prior to filing.

ADOPT:

AMEND:

OAR Chapter 660, division 25

REPEAL:

RENUMBER: Secure approval of new rule numbers with the Administrative Rules Unit prior to filing.

AMEND AND RENUMBER: Secure approval of new rule numbers with the Administrative Rules Unit prior to filing.

Statutory Authority:

ORS 197.040

Other Authority:

ORS 197; Statewide Planning Goals (OAR Chapter 660, division 15)

Statutes Implemented:

ORS 197.628 - 197.636

RULE SUMMARY

Amendments to ORS 197 made by HB 3282(2015) require that the Land Conservation and Development Commission make conforming amendments to OAR Chapter 660, division 25. The proposed amendments make these conforming amendments and other minor and technical changes to the division.

The Agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing negative economic impact of the rule on business.

01-14-2016 Close of Hearing
Last Day (m/d/yyyy) and Time for public comment

Casaria Taylor
Rules Coordinator Name

casaria.taylor@state.or.us
Email Address

*The Oregon Bulletin is published on the 1st of each month and updates the rule text found in the Oregon Administrative Rules Compilation.

Secretary of State
STATEMENT OF NEED AND FISCAL IMPACT
A Notice of Proposed Rulemaking Hearing accompanies this form.

FILED
11-12-15 1:32 PM
ARCHIVES DIVISION
SECRETARY OF STATE

Land Conservation and Development Department
Agency and Division

660
Administrative Rules Chapter Number

Periodic Review Procedures

Rule Caption (Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.)

In the Matter of:

Adoption of amendments to current rules concerning the procedures for implementing periodic review of comprehensive plans.

Statutory Authority:

ORS 197.040

Other Authority:

ORS 197; Statewide Planning Goals (OAR Chapter 660, division 15)

Statutes Implemented:

ORS 197.628 - 197.636

Need for the Rule(s):

Amendments to ORS 197 made by HB 3282 (2015) require that the Land Conservation and Development Commission make conforming amendments to OAR chapter 660, division 25. The proposed amendments make these conforming amendments and other minor and technical changes to the division.

Documents Relied Upon, and where they are available:

HB 3214 (2015). These documents are available at <https://olis.leg.state.or.us/liz/2015R1/Downloads/MeasureDocument/HB3282> or by contacting Casaria Taylor at the Department of Land Conservation and Development at 503-934-0065 or e-mail at casaria.taylor@state.or.us.

Fiscal and Economic Impact:

The proposed rules are expected to have fiscal and economic impacts, as described below.

Statement of Cost of Compliance:

1. Impact on state agencies, units of local government and the public (ORS 183.335(2)(b)(E)):

The proposed rule amendments will affect under what circumstances the state may grant a local government's request to enter the periodic review process under ORS 197.628-197.636. This is a voluntary process for which the local government will calculate the cost of compliance on a case-by-case basis. The minor and technical amendments are intended to clarify existing requirements and reduce procedural requirements for the state and local governments.

2. Cost of compliance effect on small business (ORS 183.336):

a. Estimate the number of small business and types of businesses and industries with small businesses subject to the rule:

The proposed rule amendments affect only state and local government.

b. Projected reporting, recordkeeping and other administrative activities required for compliance, including costs of professional services:

The proposed rules will not affect reporting or recordkeeping requirements. Local government administrative activities may be affected in a positive manner due to increased clarity of rule requirements.

c. Equipment, supplies, labor and increased administration required for compliance:

No costs "required for compliance" are anticipated with respect to equipment, supplies, labor and administration as a result of the proposed rules.

How were small businesses involved in the development of this rule?

These proposed rules were partially required by legislation (HB 3282, 2015). Because of this requirement and the overall lack of effect on businesses, no rules advisory committee was employed. Broad notice of the LCDC's first public hearing on these rules was provided.

Administrative Rule Advisory Committee consulted?: No

If not, why?:

No, for the same reasons provided above concerning small business involvement.

<u>01-14-2016 Close of Hearing</u>	<u>Casaria Taylor</u>	<u>casaria.taylor@state.or.us</u>
Last Day (m/d/yyyy) and Time for public comment	Printed Name	Email Address

Administrative Rules Unit, Archives Division, Secretary of State, 800 Summer Street NE, Salem, Oregon 97310.

ARC 925-2007

HOUSING COST IMPACT STATEMENT

FOR ESTIMATING THE EFFECT OF A PROPOSED RULE OR ORDINANCE ON THE COST OF DEVELOPING
A *TYPICAL 1,200 SQ FT DETACHED SINGLE FAMILY DWELLING ON A 6,000 SQ FT PARCEL OF LAND.
(ORS 183.534) FOR ADMINISTRATIVE RULES

AGENCY NAME:

Department of Land Conservation and Development

ADDRESS: 635 Capitol Street NE, Suite 150

CITY/STATE: Salem, Oregon 97301

PHONE: (503) 373-0050, ext 229

PERMANENT:

TEMPORARY:

HEARING DATES: January 14, 2016

EFFECTIVE DATE: upon filing

BELOW PLEASE PROVIDE A DESCRIPTION OF THE ESTIMATED SAVINGS OR ADDITIONAL COSTS THAT WILL RESULT FROM THIS PROPOSED CHANGE.

PROVIDE A BRIEF EXPLANATION OF HOW THE COST OR SAVINGS ESTIMATE WAS DETERMINED.
IDENTIFY HOW CHANGE IMPACTS COSTS IN CATEGORIES SPECIFIED

Description of proposed change: (Please attach any draft or permanent rule or ordinance)

Amends OAR chapter 660, division 25 to conform the rules to legislative changes and make other minor and technical amendments.

Description of the need for, and objectives of the rule:

Amendments to ORS chapter 197 made by HB 3282 (2015) require that the Land Conservation and Development Commission make conforming amendments to OAR chapter 660, division 25. The proposed amendments make these conforming amendments and other minor and technical changes to the division.

List of rules adopted or amended:

OAR chapter 660, division 25

Materials and labor costs increase or savings:

No effect

Estimated administrative, construction or other costs increase or savings:

No effect

Land costs increase or savings:

No effect

Other costs increase or savings:

*Typical-Single story 3 bedrooms, 1 1/2 bathrooms, attached garage (calculated separately) on land with good soil conditions with no unusual geological hazards.

PREPARERS NAME: Rob Hallyburton EMAIL ADDRESS: rob.hallyburton@state.or.us