

# REQUEST TO MODIFY 2003-05 AGENCY PERFORMANCE MEASURES FOR THE 2005-07 BIENNIUM

Please read the instructions for this form before completing. Instructions can be found in Appendix C of the 2005-07 Budget Instructions and online at [www.oregon.gov/DAS/OPB](http://www.oregon.gov/DAS/OPB).

Agency Name: <b>DEPARTMENT OF LAND CONSERVATION AND DEVELOPMENT</b>	Date Submitted: July 1, 04	Version #: 4
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Agency Name: Land Conservation and Development, Department of

Agency No.: 660

Budget Form # 107BF04b

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Request	Key Performance Measure (KPM)	PM No.	Rationale for Change	Analyst Comment	DAS Rec'n	Leg Action
1	<p>Currently Approved</p> <p>Percent of urban areas that have a sufficient supply of commercial and industrial land to implement their local economic development strategy <i>(Leave blank if this is a request to add.)</i></p> <hr/> <p>Modify</p> <p>Percent of urban areas with a population over 2,500 that have a sufficient supply of commercial and industrial land to implement their local economic development strategy <i>(Leave blank if this is a request to delete.)</i></p>	01	Because cities under 2,500 are not required to periodically review and update local land use plans, DLCD cannot obtain data regarding this measure, and cannot influence the outcome, except for cites over 2500 in population. (Does not change data series)		Rec'n:	Action:
2	<p>Currently Approved</p> <p>Percentage of local jurisdictions that have a sufficient supply of shovel-ready commercially zoned land to implement their local development strategy. <i>(Leave blank if this is a request to add.)</i></p> <hr/> <p>Delete</p> <p><i>(Leave blank if this is a request to delete.)</i></p>	04	Data of this type is not available, and local governments are unlikely to collect such data in the foreseeable future. Local governments provide vacant or redevelopable sites for commercial use, but local "development strategies" do not indicate a need for "shovel ready commercial sites" and it is unlikely that any local governments will provide such sites. State and local governments are attempting to provide shovel-ready INDUSTRIAL sites, but there is no statewide policy suggesting that local governments provide shovel-ready commercial sites. While state and local funding is targetted to efforts to make industrial sites "shovel-ready", no funding is available or anticipated to help local governments identify and eliminate development constraints on potential commercial sites.		Rec'n:	Action:

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3	Currently Approved	Percentage of local jurisdictions that have a sufficient supply of shovel-ready industrially zoned land to implement their local development strategy. <i>(Leave blank if this is a request to add.)</i>	05	Several state agencies under the direction of the Governor’s Economic Revitalization Team (GERT) are working with local governments to provide "certified project-ready" industrial land in various regions throughout the state. However, the term "shovel-ready" is not defined used by GERT or local government, so that data is not be obtainable. Also, the current DLCD measure innacurately implies shovel ready sites should be provided in every local jurisdiction. The amended measure would clarify this.		Rec'n:	Action:
	Modify	Number of new industrial sites certified as "project-ready" added each fiscal year. <i>(Leave blank if this is a request to delete.)</i>					
4	Currently Approved	Percentage of local jurisdictions that have a sufficient supply of shovel-ready residential zoned land to implement their local development strategy. <i>(Leave blank if this is a request to add.)</i>	06	Data of this type is not available, and it is not anticipated that local governments will collect this data in the future. State and local governments are attempting to provide shovel-ready INDUSTRIAL land, but there is no statewide policy either requiring or suggesting that local governments provide shovel-ready RESIDENTIAL land. Furthermore, as worded this measure requires a sufficient supply of shovel ready land based on local development strategies. However, local development strategies do not typically address the need for "shovel-ready" residential land. As such, the department cannot report on this measure.		Rec'n:	Action:
	Delete	<i>(Leave blank if this is a request to delete.)</i>					
5	Currently Approved	Percent of local land use decisions that are returned to local jurisdictions for further actions. <i>(Leave blank if this is a request to add.)</i>	14	This performance measure was given to the agency by legislative budget note. However, it is worded in a manner that allows multiple interpretations, none of which are the likely intended interpretation. As such, the department is proposing new wording in order to convey the intended meaning. (does not change the data series)		Rec'n:	Action:
	Modify	Percent of periodic review work tasks that are returned to local jurisdictions for further action. <i>(Leave blank if this is a request to delete.)</i>					

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6	Currently Approved	Percent of plan amendments reviewed that meet statutory deadline. <i>(Leave blank if this is a request to add.)</i>	15	This performance measure is worded in a manner that allows multiple interpretations, none of which are the intended interpretation. The department reviews a large number of local plan amendemnts, but actively participates in far fewer amendments. As such, the department is proposing new wording to convey the meaning intended by the measure. Under state law, DLCD must provide local governments with concerns or recommendations regarding a proposed plan amendment within 15 days prior to a final hearing adopting the amendment. (Does not change data series)		Rec'n:	Action:
	Modify	Percent of DLCD concerns or recommendations regarding local plan amendments that are provided to local governments within the statutory deadlines for such comments. <i>(Leave blank if this is a request to delete.)</i>					
7	Currently Approved	Percent of staff reports that include discussion of legal requirements and policy choices, clear and unambiguous findings, discussion of alternatives, and are written in "plain English." <i>(Leave blank if this is a request to add.)</i>	16	This measure is intended to gauge the clarity of department staff reports to LCDC, but there is no definitive measure of "plain English.". While the department continues to support this goal, we suggest that this should be an effort that is evaluated internally by the department rather than as a key performance measure.		Rec'n:	Action:
	Delete	<i>(Leave blank if this is a request to delete.)</i>					
8	Currently Approved	Percent of decisions to appeal a local land use decision or to file an agency brief in land use cases that are reviewed and approved by LCDC prior to filing. <i>(Leave blank if this is a request to add.)</i>	17	State law currently requires LCDC to review all decisions to appeal local land use decisions or file an agency brief. As such, the agency cannot legally file an appeal or a brief without LCDC approval, and this measure would only document whether the agency is following the law. As such, it is unnecessary and we recommend deleting the measure.		Rec'n:	Action:
	Delete	<i>(Leave blank if this is a request to delete.)</i>					
09	Currently Approved	Percent of non-mandatory periodic review tasks under Senate Bill 920 retained on a work program by the Commission without agreement of the local jurisdiction. <i>(Leave blank if this is a request to add.)</i>	18	This provision of SB 920 has "sunset", it will no longer apply. (LCDC has reported to the e-board that there were NO work tasks retained without local agreement.)		Rec'n:	Action:
	Delete	<i>(Leave blank if this is a request to delete.)</i>					

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10	Currently Approved	Percent of local grants awarded within one month after receiving application. <i>(Leave blank if this is a request to add.)</i>	19	The agency has improved its turn-around time for processing grants. However, because a large proportion of grant applications are received simultaneously, it is not reasonable to anticipate grant processing at a faster pace than two months with current staff availability. Additional funding would be required to increase processing time to one month, but DLCDC could succeed with this measure if it is changed to specify two months. (does not change data series)		Rec'n:	Action:
	Modify	Percent of local grants awarded to local governments within two months after receiving application. <i>(Leave blank if this is a request to delete.)</i>					
11	Currently Approved	Percentage of local land use decisions that are appealed by the agency and upheld. <i>(Leave blank if this is a request to add.)</i>	20	This performance measure is worded in a manner that allows multiple interpretations. The measure implies that DKCD would measure the percentage of ALL land use decisions. However, there is no data as to the total number of decisions. As such, the department is proposing new wording in order to convey the meaning intended by the measure. (does not change data series)		Rec'n:	Action:
	Modify	Percentage of agency appeals of local land use decisions that were upheld by LUBA and the Courts. <i>(Leave blank if this is a request to delete.)</i>					
12	Currently Approved	<i>(Leave blank if this is a request to add.)</i>	21	Required of all agencies		Rec'n:	Action:
	Add	Customer satisfaction measure placeholder pending DAS guidance. <i>(Leave blank if this is a request to delete.)</i>					
13	Currently Approved	Number of local new periodic review work programs approved between July 1, 2003 and June 30, 2005. <i>(Leave blank if this is a request to add.)</i>	22	With the passage of SB 920 in August 2003, LCDC cannot approve new periodic review work programs prior to 2005 unless a local government specifically requests such approval (at this point, no jurisdictions have requested such approval). The measure is unnecessary in that the department anticipates that there will be no new work programs approved prior to 2005.		Rec'n:	Action:
	Delete	<i>(Leave blank if this is a request to delete.)</i>					

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Request		Key Performance Measure (KPM)	PM No.	Rationale for Change	Analyst Comment	DAS Rec'n	Leg Action
14	Currently Approved	- Percent of periodic review work tasks under review at DLCD for no longer than six months. - Percent of periodic review work tasks submitted between July 1, 2003 and December 31, 2003 that are reviewed by the department in 120 days or less. (measure 23a, delete) <i>(Leave blank if this is a request to add.)</i>	23	This measure was intended to address timelines for agency review of work tasks under previous periodic review statutes, including statutes that are "sunset". State law now requires the agency to review periodic review work tasks within four months, so the this measure should be changed to indicate that time period. With this change, this measure would simply reflect whether the agency is following state law. (does not change the data series for measure 23)			Rec'n: Action:
	Modify	-Percent of periodic review work tasks under review at DLCD for no longer than four months. <i>(Leave blank if this is a request to delete.)</i>					