

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

Land Conservation and Development Department 660
Agency and Division Administrative Rules Chapter Number
Casaria Tuttle (503) 373-0050, ext. 322
Rules Coordinator Telephone
Land Conservation and Development Department, 635 Capitol St. NE, Suite 150, Salem, OR 97301
Address

RULE CAPTION

Amend rules governing Oregon's implementation of Federal Coastal Zone Management Act consistency requirements.

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

| Hearing Date | Time | Location | Hearings Officer |
|--------------|----------|--|------------------|
| 3-15-12 | 09:00 AM | Newport City Hall, Council Chambers, 169 SW Coast Hwy, Newport, OR 97365 | LCDC |

Auxiliary aids for persons with disabilities are available upon request.

RULEMAKING ACTION

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

ADOPT:

~~OAR 660-035-0000; 660-035-0010; 660-035-0020; 660-035-0030; 660-035-0040; 660-035-0050; 660-035-0060; 660-035-0070; 660-035-0080~~

AMEND: OAR 660-035-0000; 660-035-0010; 660-035-0020; 660-035-0030; 660-035-0040; 660-035-0050; 660-035-0060; 660-035-0070; 660-035-0080 (CRT 1/20)

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; 183.332

Other Authority:

15 CFR Part 930

Statutes Implemented:

ORS 196.435

RULE SUMMARY

The federal Coastal Zone Management Act of 1972, as amended, contains a "federal consistency" provision that allows states with an approved coastal management program to review federal activities affecting coastal uses or resources. The Department of Land Conservation and Development (department) is Oregon's designated coastal zone management agency, and administers Oregon's federal consistency program. The department administers federal consistency reviews according to the federal requirements outlined in 15 CFR Part 930, and the corollary state rules in OAR chapter 660, division 35. The proposed amendments update division 35 to reflect changes in federal requirements since the rule was last updated, and to clarify that the department will follow the requirements of 15 CFR Part 930 when performing consistency reviews. Housekeeping and technical corrections to the rules may be proposed to ensure rule consistency.

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

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.

| | | | |
|---|----------------|------------------------------|------------------|
| 03-15-2012 9:00 a.m. | Casaria Tuttle | casaria.r.tuttle@state.or.us | 1-13-12 4:26p.m. |
| Last Day (m/d/yyyy) and Time for public comment | Printed Name | Email Address | Date Filed |

*The Oregon Bulletin is published on the 1st of each month and updates the rule text found in the Oregon Administrative Rules Compilation. Notice forms must be submitted to