



# Oregon

John A. Kitzhaber, M.D., Governor

**Land Conservation and Development Commission**

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## MEETING NOTICE

### LAND CONSERVATION AND DEVELOPMENT COMMISSION



**June 22, 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](mailto: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 June 20th.***

If you have written testimony you wish to present to the commission that you are not able to submit by June 20, please bring at least twenty copies for distribution to the commission and members of the public.

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**8:00 a.m. Wednesday, June 22, 2011**

**Budget and Management Subcommittee (First Floor Conference Room).** 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](mailto:teddy.leland@state.or.us).

**8:30 a.m. Wednesday, June 22, 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 may 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. **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.
3. **Metro Coordinated Population Forecasting Briefing.** Staff from the department and Metro will brief the commission on the status of Metro's efforts to comply with ORS 195.036. For additional information, contact Rob Hallyburton at (503) 373-0050 ext. 239, [rob.hallyburton@state.or.us](mailto:rob.hallyburton@state.or.us).
4. **Eugene Springfield Regional Transportation System Plan Update.** Representatives from Eugene and Springfield will report on progress in preparing an update of the regional transportation system plan to meet requirements of the Transportation Planning Rule (TPR). The report is a check-in scheduled as part of the work plan approved by the commission in October 2008. The report will address progress in meeting locally-developed, LCDC-approved benchmarks for increasing transportation options and reducing reliance on the automobile. For additional information, contact Matt Crall at (503) 373-0050 ext. 272, [matthew.crall@state.or.us](mailto:matthew.crall@state.or.us).
5. **Citizen Involvement Advisory Committee (CIAC) Update.** The CIAC will update the commission on its recent work and present STAR Awards to the 2010 recipients. For additional information, contact Bob Rindy at (503) 373-0050 ext. 229, [bob.rindy@state.or.us](mailto:bob.rindy@state.or.us).

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**1:00 p.m. Wednesday, June 22, 2011**

- \*6. Public Hearing and Possible Adoption: Proposed Amendments to Rules Regarding OAR Chapter 660, Division 33, Commercial Solar Facilities.** The proposed rule amendments would create new provisions specific to photovoltaic solar power generation facilities on lands zoned exclusive farm use. The draft rules would apply to commercial facilities only and encourage solar development on lands with the lowest value for agriculture and wildlife habitat. Following public testimony the commission may adopt the proposed amendments. For additional information, contact Jon Jinings at (541) 318-2890, [jon.jinings@state.or.us](mailto:jon.jinings@state.or.us).
- \*7. Public Hearing and Possible Adoption: Proposed Amendments to Rules Regarding OAR Chapter 660, Division 33, Irrigation Reservoirs on Farmland.** The proposed rule amendments would clarify the siting of irrigation reservoirs on farmland. Following public testimony the commission may adopt the proposed amendments. If House Bill 3408 becomes law, the commission may decide that no rule amendments are necessary, or it may direct staff to modify the proposed amendments to reflect HB 3408. For additional information, contact Katherine Daniels at (503) 373-0050 ext. 329, [katherine.daniels@state.or.us](mailto:katherine.daniels@state.or.us). A fact sheet may also be downloaded from the Quick Links section of the department's home page at <http://www.oregon.gov/LCD/>.
- \*8. Grants Advisory Committee Update.** Department staff will present a summary of discussions with the commission's Grants Advisory Committee and will present the committee's recommended priorities for grant funding during the 2011-13 biennium. For additional information, contact Jim Rue at (503) 373-0050 ext. 223, [jim.rue@state.or.us](mailto:jim.rue@state.or.us).
- 9. 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](mailto:lisa.howard@state.or.us).
- \*10. Initiation of Rulemaking for Department Facilitation of Soils Assessments on Farmland.** Department staff will request the appointment of a rules advisory committee to develop rules for the department's facilitation of soils assessments on farmland. This rulemaking is a result of House Bill 3647 (2010). For additional information, contact Katherine Daniels at (503) 373-0050 ext. 329, [katherine.daniels@state.or.us](mailto:katherine.daniels@state.or.us).
- 11. Commission Business and Reports.**
- a. Budget and Management Subcommittee Report.
  - b. The Director's Performance Evaluation Subcommittee will present the results of the director's evaluation for 2010.
  - c. Legislative Subcommittee Report.
- 12. Other.** The commission reserves this time, if needed, for other business or for further consideration of any item on the agenda.

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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):

August 17-19	Portland
October 5-7	Grants Pass
December 7-9	The Dalles

The next commission meeting will be August 17-19, at the Metro Regional Center, 600 NE Grand Avenue, Portland.

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