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DEC 29 2011

OREGON DEPARTMENT OF AGRICULTURE (ODA)
LAND USE COMPATIBILITY STATEMENT (LUCS)

NATURAL RESOURCES
DIVISION

WHAT IS A LUCS? The LUCS is the process ODA uses to determine that ODA permits and other approvals that affect land use are consistent with the local government comprehensive plan.

WHY IS A LUCS REQUIRED? Oregon law requires that state agency activities related to land use be consistent with local comprehensive plans in accordance with ORS Chapter 195.

WHEN IS A LUCS REQUIRED? A LUCS is required for nearly all ODA permits, some General Permits, and certain approvals for plans or related activities that affect land use. These activities are listed in this form. In cases where a source needs more than one ODA permit or approval, a single LUCS may be used.

A permit modification requires a LUCS when:

- there is a physical expansion on the property or the use of additional land is proposed;
- there is a significant increase in discharges to water;
- there is a relocation of an outfall outside of the source property; or
- emission rate increase as defined in OAR 340-28-110.

A permit renewal requires a LUCS if one has not previously been submitted, or if one of the above four permit modification factors apply.

HOW TO COMPLETE A LUCS:

- The LUCS form is included in the ODA permit application or approval packet.
- Applicant fills out Section 1 of the LUCS and then submits it to the city or county planning office.
- The local planning office determines if the business or facility meets all local planning requirements.
- The local planning office must attach written findings of fact for local reviews or other necessary planning approvals that are required of the applicant.
- The applicant includes the completed LUCS and attachments with the permit application or approval submittal.

WHERE TO GET HELP: Questions on the LUCS are to be directed to ODA, Natural Resources Division, at (503) 986-4700,

SECTION 1 - TO BE FILLED OUT BY APPLICANT

1. Name of applicant: Rogue River Goat Dairy Contact person: Holly Reese
Telephone: 541-996-7595

Mailing address:

Location address:

6155 Lower River Rd.
Grants Pass, OR 97526

Same

Tax Acct. # _____ Tax Lot # 904 Township 36 Range 6 Section 17
Latitude _____ Longitude _____

2. Describe type of business or facility and the services or products provided:

Goat Dairy; goat milk

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3. Mark the type of ODA permit being applied for at this time:
Oregon CAFO General Permit X Oregon CAFO Individual Permit _____
4. This application is for a:
new permit X permit renewal _____ permit modification _____ other _____

SECTION 2 - TO BE FILLED OUT BY CITY OR COUNTY PLANNING OFFICIAL

5. The facility proposal is located: inside city limits _____ outside UGB _____ outside UGB X
6. Name of city or county that has land use jurisdiction*: Josephine
*jurisdiction means the legal entity that is responsible for land use decisions for the subject of property or land use.
7. The business or facility complies with all applicable local land use requirements: yes no _____
- 7a. List all local reviews or approvals that were required of the applicant before the LUCS consistency was determined. (This does not include past requirements that do not relate to the pending ODA permit request).
Agricultural & farm use is an outright use in the Exclusive Farm Zone; no review or approval or permit required. 64.020.A, Rural Land Development Code.
-see attached
- 7b. If no, identify reasons for noncompliance or list requirement(s) that the applicant must comply with before LUCS consistency can be determined.

- 7c. Is local government currently processing remaining requirements to attain LUCS consistency? yes _____ no
8. Planning official reviewer's telephone number: 5414745427

SIGNATURES

Valerie Montague Valerie Montague Title Planner Date 12/15/11
Planning Official Print Planning Official's name

_____ Title _____ Date _____
Planning Official Print Planning Official's name
(depending upon city/county agreement on jurisdiction outside city limits but within UGB)

ATTENTION: A LUCS approval cannot be accepted by ODA until all local requirements have been met. Written findings of fact for all local decisions addressed under 7 through 7b must be attached to the LUCS.

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DIVISION

RURAL LAND DEVELOPMENT CODE

64.020 - OUTRIGHT USES

The following uses shall be allowed outright on lands in the Farm Zones. No permit or authorization is required to conduct the uses. Structures placed in conjunction with outright uses (except film sets authorized by subsection C below) shall be permitted using Ministerial Review Procedures (Article 22), be subject to the applicable development standards of 64.095, and require a Development Permit (Article 41) for final permit approval.

A. Agriculture, farming and farm use, as these uses are defined in Section 11.030 of this Code

11.030 -TERMS DEFINED

AGRICULTURE, FARMING, FARM USE. The current employment of land for the primary purpose of obtaining a profit in money by raising, harvesting and selling crops or the feeding, breeding, management and sale of, or the produce of, livestock, poultry, fur-bearing animals or honeybees or for dairying and the sale of dairy products or any other agricultural or horticultural use or animal husbandry or any combination thereof. Farm use includes the preparation, storage and disposal by marketing or otherwise of the products or by-products raised on such land for human or animal use. Farm use also includes the current employment of land for the primary purpose of obtaining a profit in money by stabling or training equines including but not limited to providing riding lessons, training clinics and schooling shows. Farm use also includes the propagation, cultivation, maintenance and harvesting of aquatic species and bird and animal species to the extent allowed by the rules adopted by the State Fish and Wildlife Commission. Farm use includes the on-site construction and maintenance of equipment and facilities used for the activities described in this subsection. Farm use does not include the use of land subject to the provisions of ORS chapter 321, except land used exclusively for growing cultured Christmas trees as defined herein or land described in ORS 321.267(1)(e) or 321.415(5).

As used in this definition, "preparation" of products or by-products includes but is not limited to the cleaning, treatment, sorting, composting or packaging of the products or by-products; and "products or by-products raised on such land" means that those products or by-products are raised on the farm operation where the preparation occurs on other farm land provided the preparation is occurring only on land being used for the primary purposes of obtaining a profit in money from the farm use of the land.