

Date: November 21, 2019
To: State Board of Agriculture members
From: Karla Valness, Special Assistant to the Director
Subject: Resolutions

During the September 2019 State Board of Agriculture meeting, the recommendation to bring the revised resolution on Climate Change Policy Considerations forward for a vote by the Board was requested.

The resolution and the recommendation action is as follows:

Proposed action: Adopt updated language as presented*

Resolution	Title	Workgroup
NEW	Climate Change Policy Considerations	Brentano, Harper, Kitamura, Myers

Notes: The Board recommended to adopt the updated language, with grammatical corrections in September 2019. Motion needed to consider recommendation.

Upon further agency review of the Board resolutions, the following resolutions need additional review/action by the Board.

Proposed action: Change status of resolution from active to inactive*

Resolution	Title	Workgroup
308	Adoption of Rules for Inland Rogue Water Quality Management Area	Natural Resources

Notes: The Board recommended to archive Resolution 308 in September 2018. Motion needed to consider recommendation.

Also, during the September 2019 Board meeting Board members requested a review of the Boards Policy and Procedures for Resolutions. Stephanie Hallock volunteered to work with ODA to draft revised procedures for review and discussion.

Proposed action: ACTIVE Resolutions - For review and discussion*

Resolution	Title	Workgroup:
000	Board of Agriculture Policy and Procedures for Resolutions	Stephanie Hallock

Based on the Board Policy and Procedures for Resolutions, the following resolutions are scheduled for review in 2020.

Proposed action: ACTIVE Resolutions - For review and discussion*

Proposed action: Establish workgroup to review the following active resolutions

Resolution	Title	Workgroup A ODA Lead: Stephanie Page
029	Reservation of Columbia River Water for Irrigation Purposes	
124	Fair Trade	
269	Board of Agriculture Supports Development of a Biofuel industry in Oregon	
275	Cougar Management Plan	
305	The Native Plant Conservation Program	

Proposed action: ACTIVE Resolutions - For review and discussion*

Proposed action: Establish workgroup to review the following active resolutions

Resolution	Title	Workgroup B ODA Lead: Jim Johnson
155	Board of Agriculture exposition on Farm Tax Deferral and Urban Growth Boundaries	
162	Buildable Lands Inside Urban Grown Boundaries	
271	30-year Land Use Review	
295	Viability of Oregon Agriculture	
300	Siting of Aggregate Mining Operations in the Willamette Valley	
310	Siting of agri-tourism, entertainment activities and associated activities on agricultural lands	

* The State Board of Agriculture will be accepting public comment on these resolutions during public comment opportunities listed on the board agenda.

Oregon State Board of Agriculture Resolution

Title: Climate Change Policy Considerations	Number: NEW Effective Date:
Sub-Committee: Brentano, Harper, Kitamura, Myers ODA Staff Contact: Stephanie Page	Next Review Date: Date of Last Review/Revision: Original Resolution Date:
Board Chair:	

Proposed action: adopt language as presented

**Updated DRAFT resolution: Climate Change Policy Considerations
November 6, 2019**

Background

WHEREAS, climate change is projected to impact Oregon agriculture in many ways, including but not limited to changing precipitation patterns, summer water shortages, increased average and extreme temperatures, and increased drought and fire.

WHEREAS, clean and abundant ground and surface water is critical for agriculture, and climate change is affecting annual rainfall and snowpack that provides water for agriculture.

WHEREAS, Oregon's agriculture industry is diverse in numerous ways, producing over 250 different commodities in various landscapes and climatic conditions, operating diverse production systems using a variety of inputs, depending on diverse markets both domestically and internationally, and partnering with numerous agriculture and food businesses to produce and process products.

WHEREAS, policies intended to help the state in adapting to changing climate conditions, such as policies to address water shortages and water quality issues, will affect agriculture.

WHEREAS, policies to address greenhouse gas emissions will also affect agricultural production, even if agriculture is exempted from these policies.

WHEREAS, policies that regulate greenhouse gas emissions will affect the costs of agricultural inputs including fuels, electricity, and fertilizer, impacting the cost of production as well as the cost of moving agriculture and food products to market.

WHEREAS, competition and regulatory issues can cause emissions intensive trade exposed industries to explore out of state or overseas opportunities, potentially affecting industries that add value to Oregon agricultural products and contribute to Oregon's agricultural and food economies.

WHEREAS, climate change policy may also benefit agriculture by mitigating some of the most serious impacts of climate change, and by providing incentives and tools to help agriculture reduce its emissions and adapt to climate change.

WHEREAS, offsets are one type of incentive, but the costs to measure and verify the mitigation benefits of offset projects can be prohibitive for certain project types.

WHEREAS, other jurisdictions have experienced good participation from the agricultural sector in flexible, accessible, voluntary programs that invest allowance revenue into activities that help agriculture reduce its carbon footprint and adapt to climate change.

Resolution

Be it resolved that the Oregon Board of Agriculture recommends any climate change related policies should:

- Maintain a healthy agricultural economy, including processing and infrastructure that adds value to Oregon agricultural production, and retain agriculture's ability to grow crops and livestock, harvest seafood, pack and process agricultural products economically in Oregon.
- Balance the need to reduce emissions from intensive and trade exposed industries with the goal of retaining these industries in the state.
- Recognize that if processing or other facilities leave the state because of higher costs due to carbon policy, we have not achieved the goal of reducing carbon and have simply moved emissions to another location while harming our economy and industry.
- Provide compliance assistance, including longer compliance time frames, technical assistance, and low-cost compliance instruments, for energy intensive trade exposed industries that are at risk of loss to overseas or out of state competitors.
- Support exemptions or rebates for fuel used in on-farm activities.
- Consider the costs of transportation to move agricultural and food products to market, both within the state, domestically, and internationally, and maintain affordable transportation methods to move agricultural products to market both within and beyond the state.
- Structure offset programs so they are as workable and accessible as possible for farmers and ranchers with diverse farm sizes, crop types, and production systems. An aggregation or cooperative effort of small and mid-size operations should be allowed under any offset program.
- Allocate funding for voluntary incentive programs to assist Oregon agriculture in adapting to the impacts of climate change.
- Provide incentives to address the potential impacts of climate change to water supplies and water quality, and support agricultural practices that conserve water, modernize irrigation techniques, and develop water storage capacity.
- Consider adapting the state's water management policies to recognize the changes in climate conditions and water availability.
- Create flexible funding programs, recognizing the diversity in Oregon's commodities, production methods, farm size, and changing and evolving technologies and strategies used.

- Design incentive programs to be as accessible as possible, including a straightforward and simple application process, delivery systems that use local partners such as Soil and Water Conservation Districts, and simple reporting requirements.
- Support research into strategies that help agriculture adapt to some of the projected impacts from climate change.
- Recognize the sequestration opportunities in agriculture and the benefits that longstanding stewardship activities such as protecting the soil, set aside lands with trees, shrubs and plants.

Summary

Recommends that any climate change policies provide voluntary incentives for agriculture to mitigate and adapt to climate change; recognize agriculture's positive environmental and economic impacts; provide exemptions and compliance time frames to minimize adverse impacts to input costs and companion industries; support research into additional strategies; and support long-term planning, resource allocation and policy changes to help the state adapt to climate change.

Oregon State Board of Agriculture Resolution	
Title: Adoption of Rules for Inland Rogue Water Quality Management Area	Number: 308 Effective Date:
Sub-Committee: Natural Resources ODA Staff Contact: Stephanie Page	Next Review Date: Date of Last Review/Revision: Original Resolution Date: 12/06/2011
Board Chair:	

Proposed Action: Change status from active to inactive

Background

Resolution

Be it resolved that the Oregon State Board of Agriculture is in concurrence with the Director's recommendation that the Department adopt the rule revisions as proposed for the Inland Rogue Agricultural Water Quality Management Area through meetings held between 2007 and 2010 and ensuing public comment period in July and August 2011.

Summary

Adoption of plan and rules for the Inland Rogue Water Quality Management Area.

Proposed Action: Change status from active to inactive

Oregon State Board of Agriculture Resolution Procedures

Title: Board of Agriculture Policy and Procedures for Resolutions	Number: 000 Effective Date: 06/07/2018
Sub-Committee: ODA Staff Contact: Karla Valness	Next Review Date: 00/00/2022 Date of Last Review/Revision: Original Resolution Date: 06/07/2018
Board Chair: Barbara Boyer	Signature on file

Proposed action:Active Resolution for review and discussion

General

- Resolutions are policy statements by the Board of Agriculture.
- All active Board resolutions will be available to the public on ODA's website including an ODA staff point of contact.
- If a Resolution is under review by the subcommittee and/or full Board, the website will simply state "under Board review," with an ODA staff contact listed. Draft language of Resolutions under review will not be posted as a matter of routine but will be available with Board agendas (see below).
- Inactive Board resolutions are kept in an electronic archive but are not listed on the website and are only available to the public by request to ODA staff, or if the Board decides to re-activate a resolution through the subcommittee process.
- Resolutions may be initiated by individual members of the Board, by Board subcommittees, suggested to the Board by ODA staff, or initiated by the Board at the request of an outside party.
- Resolutions will be reviewed by ODA staff and the Board to determine relevancy and changes if needed.
- Board discussion of all resolutions, whether new or old, must begin in the appropriate subcommittee before being brought to the full Board for consideration.

Resolution Development and Review Process

- If it is known prior to a Board meeting that current active Resolutions are to be reviewed by a Board subcommittee, or that new Resolutions are to be proposed in a subcommittee, the subject of the Resolution(s) will be included on the subcommittee agenda(s) and posted on the website for the public when the agenda(s) are provided to the Board prior to the meeting.
- Posting of subcommittee agendas will contain a standard notification that subcommittee meetings are open to the public. Comments on Resolutions being discussed may or may not be accepted and/or requested from the public by subcommittee chairs during subcommittee review of active Resolutions or formulation of new Resolutions.
- Posting of subcommittee agendas will also contain a standard disclaimer that a subcommittee may submit a draft resolution to the full Board for review and discussion at the same meeting the

Resolution is first drafted in subcommittee, but that Board action on the Resolution will not occur until the Resolution is brought to the Board in final form at a future meeting.

- Subcommittees may deliberate on a particular Resolution for more than one Board meeting. Every time a subcommittee will be discussing a Resolution at a Board meeting before it is ready to go the full Board for review and action, notification to the public of that subcommittee discussion will appear on the agenda and be posted with the subcommittee agenda(s).
- When a subcommittee agenda contains notification that a Resolution will be under discussion, the most recent draft of the Resolution will be posted with the agenda.
- Drafts of Resolutions may be worked on by subcommittee members outside of subcommittee and Board meetings without public involvement.
- The first time a draft new or revised Resolution is presented to the full Board by the subcommittee, no Board action is taken. The subcommittee chair will advise the Board of any controversial issues or public comments received during subcommittee deliberations.
- If no revisions are needed to the draft Resolution, or if revisions are accepted by the full Board during discussion, the Resolution is finalized by the subcommittee and brought back to the Board for adoption at the next Board meeting.
- If the Board directs the subcommittee to do more work on a draft Resolution, the subcommittee process is repeated, and a revised draft is brought back to a succeeding Board meeting. If the revised draft is approved by the full Board, it is finalized by the subcommittee and brought back to the Board in final form for adoption at the next Board meeting.
- If written comments are received from the public during development and review of a Resolution, those comments will be provided to the subcommittee for consideration, and the subcommittee will advise the full Board of comments received. There is no formal process for requesting written comments on Resolutions.
- Resolutions will not be active until the full Board votes on the final text of the resolution.

Summary of Public Involvement in Resolutions

- Resolutions are available to the public through the website.
- Notification of Resolutions under development/review is included with subcommittee and Board agendas posted on website.
- Public can attend and may provide input to subcommittee discussions of Resolutions.
- Public can submit written comments on Resolutions under review.
- Public can request the Board to consider creating a Resolution.
- Public can comment to the full Board on a draft Resolution.

Oregon State Board of Agriculture Resolution Procedures

Title: Board of Agriculture Policy and Procedures for Resolutions	Number: 000 Effective Date: ▼
Sub-Committee: ODA Staff Contact: Karla Valness	Next Review Date: 00/00/2022 Date of Last Review/Revision: Original Resolution Date: 06/07/2018
Board Chair: ▼	Signature on file

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Proposed revisions – 11/21/2019

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Resolution Development and Review Process

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- [Drafts of Resolutions may be worked on by ad hoc working group members outside of Board meetings without public involvement.](#)
- If it is known prior to a Board meeting that [an active or proposed resolution will be brought to the full Board, it is made available](#) on the website [to the public with materials provided to the Board for the meeting.](#)
- [At the meeting, the Board will be advised by staff of any controversial issues and/or comments received about a proposed resolution, and the public may provide comments at the meeting on the proposed resolution during public comment periods designated on the agenda.](#)

Resolution number: 000

Resolution title: Board of Agriculture Policy and Procedures for Resolutions

Page 1 of 2

- If no revisions to the resolution are requested by the Board after discussion and hearing public comment, or if revisions are made and accepted by the Board at the meeting, the resolution may be adopted.
- If the Board requests that more work be done on the resolution, the revised resolution will be posted on the website with the Board meeting agenda including the statement “under Board review” and instructions on how to provide public comment.
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Oregon State Board of Agriculture Resolution Procedures

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Sub-Committee: ODA Staff Contact: Karla Valness	Next Review Date: 00/00/2022 Date of Last Review/Revision: Original Resolution Date: 06/07/2018
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Proposed revisions – 11/21/2019

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Oregon State Board of Agriculture Resolution

Title: Reservation of Columbia River Water for Irrigation Purposes

Number: 029
Effective Date: 02/17/2017

Sub-Committee: Natural Resources
ODA Staff Contact: Stephanie Page

Next Review Date: 00/00/2020
Date of Last Review/Revision: 02/17/2017
Original Resolution Date: 12/12/1978

Board Chair: Barbara Boyer

Signature on file

Proposed action:Active Resolution for review and discussion

Background

Resolution

Be it resolved that the Board of Agriculture recommends reservation of water in the Columbia River for irrigation and future agricultural needs.

Summary

Recommends reservation of water in the Columbia River for irrigation and future agricultural needs.

Proposed action:Active Resolution for review and discussion

Oregon State Board of Agriculture Resolution

Title: Fair Trade	Number: 124 Effective Date: 02/17/2017
Sub-Committee: Food Safety/Market Access ODA Staff Contact: Isaak Stapleton/Casey Prentiss	Next Review Date: 00/00/2020 Date of Last Review/Revision: 02/17/2017 Original Resolution Date: 02/05/1987
Board Chair: Barbara Boyer	Signature on file

Proposed action:Active Resolution for review and discussion

Background

Resolution

The Board of Agriculture goes on record as supporting a U.S. Trade Policy that rejects protectionism and promotes fair and reciprocal access to all markets.

Summary

Supports a US trade policy that rejects protectionism and promotes fair and reciprocal access to all markets.

Proposed action:Active Resolution for review and discussion

Oregon State Board of Agriculture Resolution	
Title: Board of Agriculture Supports Development of a Biofuel Industry in Oregon	Number: 269 Effective Date: 02/17/2017
Sub-Committee: Government Relations ODA Staff Contact: Kathryn Walker	Next Review Date: 00/00/2020 Date of Last Review/Revision: 02/17/2017 Original Resolution Date: 03/16/2005
Board Chair: Barbara Boyer	Signature on file

Proposed action:Active Resolution for review and discussion

Background

Resolution

Be it resolved that the State Board of Agriculture supports tax credits, property tax exemptions, siting assistance and other methods of promotion and use of biofuels, biofuel development, and biofuel processing in Oregon.

Be it further resolved that the Board feels any increase in resource requirements needed for the Oregon Department of Agriculture related to monitoring, evaluating, and testing of biofuels shall be provided by fees related to specific activities or the state general fund to support such activities. Biofuel standards adopted by the Oregon Department of Agriculture shall be enforced by analysis on department equipment according to established screening protocols, unless a funding mechanism to pay for the additional costs of testing in outside laboratories is authorized.

Summary

Supports tax credits, property tax exemptions, siting assistance, and other methods of promoting the use of biofuels in Oregon. ODA will enforce adopted standards and analyze fuel on agency equipment unless additional testing is authorized in outside laboratories.

Proposed action:Active Resolution for review and discussion

Oregon State Board of Agriculture Resolution	
Title: Cougar Management Plan	Number: 275 Effective Date: 02/17/2017
Sub-Committee: Government Relations ODA Staff Contact: Kathryn Walker	Next Review Date: 00/00/2020 Date of Last Review/Revision: 02/17/2017 Original Resolution Date: 03/02/2006
Board Chair: Barbara Boyer	Signature on file

Proposed action:Active Resolution for review and discussion

Background

Resolution

Whereas the Oregon State Board of Agriculture recognizes the threat an overpopulation of cougars poses to the livestock industry in Oregon.

Be it resolved that the Board of Agriculture supports the Cougar Management Plan as proposed by the Oregon Department of Fish and Wildlife.

Summary

Supports a cougar management plan proposed by the Oregon Department of Fish and Wildlife; recognizes that an overpopulation of cougars poses a threat to the livestock industry in Oregon.

Proposed action:Active Resolution for review and discussion

Oregon State Board of Agriculture Resolution	
Title: The Native Plant Conservation Program	Number: 305 Effective Date:
Sub-Committee: Natural Resources ODA Staff Contact: Stephanie Page	Next Review Date: Date of Last Review/Revision: Original Resolution Date: 06/02/2010
Board Chair:	

Proposed action:Active Resolution for review and discussion

Background

Resolution

Be it resolved that the Oregon Board of Agriculture: supports the recommendation of the Native Plant Conservation Program Review Panel to redesign ODA's Native Plant Conservation Program.

The board recommends changing the program's focus from performing conservation work within ODA to one that partner with public and private entities via a grant-awarding system.

It is further recommended that OWEB Lottery Funds be redirected through the Native Plant Conservation Program and used on projects specifically related to conservation of threatened and endangered plants, and improving watershed health and wildlife habitat.

Summary

Recommends Oregon Watershed Enhancement Board (OWEB) Lottery Funds be directed through the Native Plant Conservation Program. Recommends a program overhaul of perusing public and private funds from grant awards.

Proposed action:Active Resolution for review and discussion

Oregon State Board of Agriculture Resolution	
Title: Board of Agriculture exposition on Farm Tax Deferral and Urban Growth Boundaries	Number: 155 Effective Date: 02/17/2017
Sub-Committee: Land Use ODA Staff Contact: Jim Johnson	Next Review Date: 00/00/2020 Date of Last Review/Revision: 02/17/2017 Original Resolution Date: 12/09/1994
Board Chair: Barbara Boyer	Signature on file

Proposed action:Active Resolution for review and discussion

Background

Resolution

Be it resolved that Farm Use Tax Deferral remain available within Urban Growth Boundaries.

It is the position of the State Board of Agriculture, that due to the location of important components of Oregon’s agricultural industry in and near urban centers, specifically inside Urban Growth Boundaries, that farm use tax deferral should be maintained within Urban Growth Boundaries.

Elimination of farm property tax deferrals within Urban Growth Boundaries would place legitimate farming operations on land not yet needed for development at a competitive disadvantage. This could lead to the dissolution of these operations and result in premature low-density development in conflict with land use planning goals.

Be it further resolved that expansion of urban growth boundaries be considered only after desirable urban destinies have been reached on lands within existing boundaries.

Summary

Asserts the farm-use tax deferral should be maintained within urban growth boundaries. Expansion of urban growth boundaries should only be considered after urban density has been reached on land within existing boundaries.

Proposed action:Active Resolution for review and discussion

Oregon State Board of Agriculture Resolution	
Title: Buildable Lands Inside Urban Growth Boundaries	Number: 162 Effective Date: 02/17/2017
Sub-Committee: Land Use ODA Staff Contact: Jim Johnson	Next Review Date: 00/00/2020 Date of Last Review/Revision: 02/17/2017 Original Resolution Date: 12/11/1998
Board Chair: Barbara Boyer	Signature on file

Proposed action:Active Resolution for review and discussion

Background

Whereas Oregon agriculture produces a farm gate value in excess of \$4.8 billion dollars annually.

Whereas the Willamette Valley produces approximately one-half of Oregon’s \$4.8 billion-dollar farm gate production.

Whereas Oregon’s population growth is projected to increase by 1.58 million people in the next 35 years, primarily in the Willamette Valley.

Be it resolved that the State Board of Agriculture finds that mandating a 20-year supply of buildable lands inside the urban growth boundaries is incompatible with the conservation of farmland for future generations.

Be it further resolved the Board of Agriculture supports the concept of cities and counties regaining local control by making the 20-year supply of buildable lands inside the urban growth boundary optional.

Resolution

Resolved that the State Board of Agriculture supports the above recommendation.

Summary

Supports local control (by cities and counties) to optional development on 20-year land supplies within urban growth boundaries.

Proposed action:Active Resolution for review and discussion

Oregon State Board of Agriculture Resolution	
Title: 30-year Land Use Review	Number: 271 Effective Date: 02/17/2017
Sub-Committee: Land Use ODA Staff Contact: Jim Johnson	Next Review Date: 00/00/2020 Date of Last Review/Revision: 02/17/2017 Original Resolution Date: 03/17/2005
Board Chair: Barbara Boyer	Signature on file

Proposed action:Active Resolution for review and discussion

Background

Resolution

Be it resolved that the Oregon State Board of Agriculture:

1. Supports the comprehensive 30-year review of land use in Oregon.
2. Urges formal involvement of the State Board of Agriculture in the 30-year review.

Summary

Supports a comprehensive 30-year review of land use in Oregon. Urges formal involvement of the Board of Agriculture in the review process.

Proposed action:Active Resolution for review and discussion

Oregon State Board of Agriculture Resolution	
Title: Viability of Oregon Agriculture	Number: 295 Effective Date: 02/17/2017
Sub-Committee: Land Use ODA Staff Contact: Jim Johnson	Next Review Date: 00/00/2020 Date of Last Review/Revision: 02/17/2017 Original Resolution Date: 02/13/2009
Board Chair: Barbara Boyer	Signature on file

Proposed action:Active Resolution for review and discussion

Background

WHEREAS, the State Board of Agriculture is committed to supporting viable operations of agriculture throughout Oregon;

WHEREAS, the establishment of Exclusive Farm Use Zones (EFU) have supported the viable operation of farming in Oregon;

WHEREAS, waivers and exemptions of the land use laws developed to protect agricultural lands will most likely lead to location of large scale developments, new subdivisions and other nonfarm uses in and amongst ongoing farm and ranch operations; and

WHEREAS, deliberations regarding designation and treatment of agricultural lands under the statewide land use planning program have included the consideration of actions that could designate or treat differently many lands currently zoned exclusive farm use based on soil quality without accounting for land important to the state’s livestock, dairy and winegrape industries;

WHEREAS, the USDA NRCS agricultural capability classification system (Class I-VII) does not always adequately address the special and unique needs of certain high-value crops such as vineyards and orchards and is not designed to provide analysis on the value of range and pasturelands; and

WHEREAS many provisions currently found in state law provide opportunities to re-evaluate land use designations, and “rezone” lands when determined to be appropriate, and

WHEREAS irrigation is key element in maintaining the viability of the state’s agricultural industry.

WHEREAS decisions involving urban growth, the development of transportation and other infrastructure can impact the long-term viability of agriculture, and

WHEREAS the state land use system can be complex and difficult to understand in many areas.

Resolution

Be it resolved that the Oregon State Board of Agriculture:

1. Reaffirms its commitment to protect viable farming operations in Oregon as a valuable natural and economic resource for our state.
2. Urges that waivers and exemptions to land use regulations not be granted without giving due consideration to need and reasonable alternatives to impacting agricultural lands and operations.
3. Urges that programs dealing with compensation for land use limitations, such as the use of conservation easements, purchase of development rights and transfer of development rights, be developed to compliment the state land use program.
4. Supports protection of the state's viable grazing and vineyard lands and urges their continued protection as exclusive farm use lands and consideration as high-value farmland;
5. Urges consideration of other factors in addition to soils capability classification, when determining the value of land for high-value and specialty crops and range and pasture forage production.
6. Urges consideration of the impacts of nonresource related development on adjacent agricultural lands, including the sustainability of existing water rights in, any deliberations related to the definition, inventory and designation of agricultural lands.
7. Supports the evaluation, through the periodic review process, of the adequacy of county agricultural lands inventories and agricultural land zoning.
8. Supports the development of a state strategic plan that integrates land use, transportation and economic development priorities.

Summary

Reaffirms commitment to protect viable farming operations in Oregon as a valuable natural and economic resource for the state.

Proposed action:Active Resolution for review and discussion

Oregon State Board of Agriculture Resolution	
Title: Siting of Aggregate Mining Operations in the Willamette Valley	Number: 300 Effective Date: 02/17/2017
Sub-Committee: Land Use ODA Staff Contact: Jim Johnson	Next Review Date: 00/00/2020 Date of Last Review/Revision: 02/17/2017 Original Resolution Date: 03/10/2011
Board Chair: Barbara Boyer	Signature on file

Proposed action:Active Resolution for review and discussion

Background

Whereas 44% of the total value of Oregon’s gross farm and ranch sales is produced in the Willamette Valley;

Whereas 40% of Oregon’s high-value farmland soils and 78% of the state’s prime farmland is located within the Willamette Valley;

Whereas prime farmland soils compose less than three percent of Oregon’s lands;

Whereas aggregate sand and gravel mines are consuming about 350 acres of largely high-value farmland soils a year in the Willamette Valley;

Whereas viable aggregate resources can be and are currently found on lands deemed less valuable to agriculture and other natural resources such as from “hard rock” quarries that are often located on soils less valuable to agriculture and other lands containing poorer quality agricultural soils;

Whereas farming poor soil is not an option for agriculture because agriculture is both land and soil dependent;

Whereas according to Oregon land use law it is only within the Willamette Valley that exceptions are provided to mine Class I and II agricultural lands;

Whereas state law permits reclamation of mining operations on lands zoned for exclusive farm use to either wildlife habitat or agricultural land;

Whereas most typical reclamation of mining operations is to wildlife habitat or “farm use” in the form of open ponds (for irrigation purpose) instead of to useable agricultural ground;

Whereas it is recognized that aggregate resources are important to many aspects of Oregon’s economy.

Resolution

Be it resolved that the Oregon State Board of Agriculture:

1. Does not support, in the Willamette Valley, the use and conversion of Class I, II prime or unique agricultural soils (as defined by the USDA Natural Resources Conversation Service) on lands zoned for

exclusive farm use for the mining of aggregate unless it is shown that no reasonable alternative lands exist:

- (a) On land that is identified in an acknowledged comprehensive plans as an exception area or as non-resource land;
 - (b) On resource land that is determine to be irrevocably committed to non-resource uses;
 - (c) In an urban growth boundary; or
 - (d) On resource land or lower capability for agricultural production as classified by USDA Natural Resources Conservation Service.
2. When reasonable alternatives do not exist and Willamette Valley Class I, II prime and unique soils are required for needed aggregate production, the Board supports aggregate mining on agricultural land only upon a determination that the proposed mining and associated operations do not or can be mitigated to not adversely impact other farming operations in the area; and
 3. When it is determined that mining operations are appropriate for siting on Willamette Valley Class I, II prime and unique soils, the Board supports requiring the reclamation of the subject lands back to farmland at the same quality as existed prior to mining activities.

Summary

Relates to aggregate mining on Class I & II soils in the Willamette Valley.

Proposed action:Active Resolution for review and discussion

Oregon State Board of Agriculture Resolution	
Title: Siting of agri-tourism, entertainment activities and associated activities on agricultural lands.	Number: 310 Effective Date: 02/17/2017
Sub-Committee: Land Use ODA Staff Contact: Jim Johnson	Next Review Date: 00/00/2020 Date of Last Review/Revision: 02/17/2017 Original Resolution Date: 09/19/2012
Board Chair: Barbara Boyer	Signature on file

Proposed action:Active Resolution for review and discussion

Background

Whereas there is increasing interest in the development of rural tourism and entertainment activities, many times in relation to agriculture;

Whereas increasingly there are many cases of such activities presenting compatibility issues with farming practices and presenting implications to rural infrastructure and services

Whereas issues have been raised relating to the uneven application of the laws dealing with the siting of agri-tourism, rural entertainment and commercial facilities related to farm use which may provide unfair competitive advantages to like operations;

Whereas the appropriate siting of commercial activities associated with farm use can be beneficial to operators and help to educate the public about Oregon agriculture;

Whereas the 2011 Legislature established land use laws dealing with some of these issues including SB 960, HB 1055 and HB 3280, issues remain relating to uneven application, definition and context of specific land uses and the continued use of laws that are set to sunset:

Resolution

Be it resolved that the Oregon State Board of Agriculture:

1. Does not support the use of agricultural lands for activities related to entertainment and tourism and other events except under strictly defined circumstances.
2. When defining circumstances, the Board supports the following considerations:
 - a. The proposed agri-tourism use is determined to be directly related to commercial farm use or processing activities occurring on the subject farm or ranch operation;
 - b. The proposed agri-tourism use is determined to be subordinate to the farm use of the subject operation. An activity should be considered to be subordinate if found to be accessory to, supplement or be adjunct to the farm use (as defined in state statute) of the subject farm operation and if it supports farm use. Such a determination should be made on the basis of

standards established that are similar to those enacted by the Legislature in SB 960 (2012) and codified in ORS 215.213(4) and 215.283(4);

- c. The proposed agri-tourism use is determined to be compatible or can be made compatible with other area farming and ranch operations. Compatibility evaluation should include all activities and events, including those that are not considered a “land use” under Oregon law. Such an evaluation needs to recognize the diversity of Oregon agriculture and the associated agricultural practices that are or may become common to area farms and ranches. Compatibility should also be based on an analysis of the cumulative impacts that existing and proposed activities could have on area farm and ranch operations.
3. Supports better definition of what comprises certain land uses established by law in the exclusive farm use zone that are currently being used to authorized agri-tourism related activities. Examples include “winery,” “commercial use in conjunction with farm use,” “private parks” and “mass gatherings.”
4. Supports land use standards that assure that any food service related to bonafide, regular and ongoing agri-tourism events compliment and are accessory to the agri-tourism activity and associated farm use.
5. Urges the department to work with stakeholder groups to better define the circumstances when commercial activities are appropriate on agricultural lands. The board recognizes that the development of criteria that best protects agriculture and the general public involves many complicated issues. The board advises a comprehensive evaluation and analysis, including an analysis of the cumulative impacts to agricultural operation, before any proposed actions are taken.
6. Supports consistent and even application of land use standards relating to agri-tourism to and for all types of agricultural operations, similar to what was enacted by the Legislature in SB 960.
7. This action repeals and replaces Resolution No. 304.

Summary

Siting of agri-tourism, entertainment activities and associated activities on agricultural lands.

Proposed action:Active Resolution for review and discussion