



Meeting Notice and Agenda Land Conservation and Development Commission



Meeting:
Thursday September 24, 2015
8:00 a.m.
[Holiday Inn Express](#)
204 W Marine Drive
Astoria, OR 97103

Meeting:
Friday, September 25, 2015
8:00 a.m.
[Holiday Inn Express](#)
204 W Marine Drive
Astoria, OR 97103

Alternative video conference: In an effort to make commission meetings more accessible to the public, the DLCDC is providing an additional opportunity to provide testimony via video and web conference from our offices in Salem. However, those desiring to utilize this alternative option should be aware that we will be dependent on reliable and consistent audio/video linkage in both Salem and Astoria, which we cannot guaranty. In the event the video and web conference fails or experiences technical difficulties, we will instead utilize a telephone conference line. *Please contact Amie Abbott (503-934-0045) if you plan to testify in Salem for further information about this option.*

Video conference location: Department of Land Conservation and Development, basement hearing room, 635 Capitol Street NE, Salem, Oregon 97301

Wednesday, September 23, 2015

12:00 p.m. Commission tour of downtown Astoria (meet at Bowpicker, 1634 Duane Street). The commission will tour downtown Astoria and receive information on recent development. Tour begins at 1:00 p.m. No official business will be conducted.

4:00 p.m. Community Roundtable (Holiday Inn Express, 204 W. Marine Drive). The commission will hold a roundtable with local elected officials and community leaders to discuss local land use issues. No official business will be conducted.

Thursday, September 24, 2015, 8:00 a.m.

Item 1 Approve Agenda (Action)

Item 2 Public Comment

This part of the agenda is for comments on topics not scheduled elsewhere on the agenda. The chair may set time limits (usually three minutes) for individual speakers. The maximum time for all public comments under this agenda item will be limited to 30 minutes. If you bring written summaries or other materials to the meeting please provide the commission assistant with 20 copies prior to your testimony. The commission is unable to take action, at this meeting, on items brought to their attention in this forum.

Item 3 Policy Agenda

This is the second of two opportunities for the commission to consider its policy agenda (including anticipated rulemaking) for the 2015-17 biennium. The commission will adopt a Policy Agenda at this meeting.

Staff contact: [Sadie Carney](#), Rural Policy Analyst, Communication Manager

Public comment will be accepted

Action. The commission will be asked to take action on this item

Item 4 Sage-Grouse Rulemaking

The commission will receive an update from Jon Jinings, DLCD Community Services Specialist, regarding the status of rule development for a habitat disturbance baseline. Mr. Jinings will be joined by Jamie Damon, SageCon Project Manager.

Staff contact: [Jon Jinings](#), Community Services Specialist

No Public testimony will be accepted

Briefing. The commission will not be asked to take action on this item

Item 5 Performance Management System

The commission will receive a briefing on a performance management system currently being facilitated by Mass Ingenuity and designed and implemented by the department.

Staff contact: [Jim Rue](#), Director

No public comment will be accepted

Briefing. The commission will not take action on this item

Item 6 Tsunami Planning

The commission will receive a briefing from staff and local government representatives from Clatsop County and the city of Cannon Beach on tsunami-related planning activities, partnerships, opportunities and challenges that are ongoing in the region.

Staff contact: [Patrick Wingard](#), North Coast Regional Representative

Public comment will be accepted

Briefing. The commission will not be asked to take action on this item

Item 7 Regional Solutions Team Briefing

Members of the North Coast Regional Solutions Team will update the commission on significant projects and activities in the region.

Staff contact: [Patrick Wingard](#), North Coast Regional Representative

Public comment will be accepted

Briefing. The commission will not be asked to take action on this item

12:00 p.m. - Lunch

Item 8 Public Hearing regarding Proposed Administrative Rules Establishing Streamlined Urban Growth Boundary Process

The commission will hold a public hearing to consider proposed new and amended administrative rules to establish an alternative process for local government evaluation or amendment of an urban growth boundary. The purpose of the new rules is to streamline the urban growth boundary evaluation process.

Staff contact: [Bob Rindy](#), Senior Policy Analyst

Public testimony will be accepted

Receive public testimony. The commission will receive testimony and may provide direction to the department but will not adopt the proposed rules. The commission will hold a second and final public hearing on the proposed rules at its December 3-4, 2015, meeting and may adopt the proposed administrative rules at that time.

Friday, September 25, 2015, 8:00 a.m.

Item 9 Executive Session (Director Annual Performance Review) ORS 192.660(2)(i)

The commission will meet in Executive Session to review and evaluate the job performance of the director. ORS 192.660(2)(i). **(Closed to the Public)**

Item 10 Annual Director Evaluation

The commission will report on the results of the director evaluation.

Staff contact: [Carrie MacLaren](#), Deputy Director

Public comment will be accepted

Action. The commission will be asked to take action on this item

Item 11 Best Practices Assessment Scorecard

The commission will consider preliminary results of the Best Practices Assessment Scorecard completed by each commission member prior to the commission meeting. The final determinations provided at this meeting will provide the commission's annual response to the Best Practices Key Performance Measure #19 for the upcoming Annual Performance Progress Report.

Staff contact: [Teddy Leland](#), Administrative Services Division Manager

Public comment will be accepted

Action. The commission will take action on this item

Item 12 Happy Valley Petition of Citizen Initiated Enforcement

The commission will consider a petition by James Phillips alleging the city of Happy Valley has engaged in a pattern and practice of land use decision-making that does not to comply with the city zoning ordinance procedural requirements related to variances and steep slopes regulations.

Staff contact: [Jennifer Donnelly](#), Metro – Portland Regional Representative

No public testimony will be accepted, except as explained above

Possible Action. The commission may be asked to take an action on this item

Item 13 City of Portland Comprehensive Plan Update

The commission will receive a briefing from city staff on the status of the city of Portland’s periodic review work program and comprehensive plan update.

Staff contact: [Anne Debbaut](#), Metro – Portland Regional Representative

No public comment will be accepted

Briefing. The commission will not be asked to take action on this item

Item 14 Marine Renewable Energy Briefing

The commission will receive an update and status report on several marine renewable energy projects that are currently seeking state and federal permits within state and federal waters.

Staff contact: [Paul Klarin](#), Marine Affairs Coordinator

No public comment will be accepted

Briefing. The commission will not be asked to take action on this item

Item 15 Director’s Report

The commission will receive an update by the director on recent matters concerning the department.

Staff contact: [Jim Rue](#), Director

No public comment will be accepted

Briefing. The commission will not be asked to take action on this item

Item 16 Commission Business

The commission will receive an update from the Budget and Management Subcommittee and proposed 2016 meeting dates and locations for approval.

Staff contact: [Teddy Leland](#), Administrative Service Division Manager, [Amie Abbott](#), Commission Assistant

No public comment will be accepted

Action. The commission will be asked to take action on this item

Item 17 Initiation of Rulemaking – Clackamas County

The department will recommend that the commission initiate rulemaking to address modifications of existing exceptions for transportation facilities in rural reserves, and to appoint a rule advisory committee. The department’s recommendation to initiate rulemaking follows the commission’s decision in March 2015 to add this issue to its policy agenda.

Staff contact: [Carrie MacLaren](#), Deputy Director

Public testimony will be accepted

Action. The commission may be asked to take an action on this item

Item 18 Request to Appeal (Placeholder)

State law requires commission approval of a DLCD director’s decision to seek review of a local government 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 intervention in an appeal, of a land use decision, expedited land division, or limited land use decision. This item is scheduled as a placeholder; the department does not currently anticipate making such a request.

Staff contact: [Carrie MacLaren](#), Deputy Director

No public testimony will be accepted, except as explained above

Placeholder/ Possible Action. The commission may be asked to take an action on this item

Item 19 Other Business

The commission reserves this time, if needed, for other business.

Adjourn

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 two months to conduct its business and direct the work of the department.

Commissioners:

Melissa Cribbins (Coos Bay)

Robin McArthur (Portland)

Bart Eberwein (Portland)

Greg Macpherson, Chair (Lake Oswego)

Sherman Lamb (Talent)

Catherine Morrow (Bend)

Jerry Lidz, Vice-chair (Eugene)

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 Amie Abbott at (503) 934-0045, amie.abbott@state.or.us, or by TTY: Oregon Relay Services (800) 735-2900.

Guidelines for Public Testimony:

The commission places great value on testimony from the public. The commission welcomes public comment and testimony for those items so indicated on the agenda.

Persons who wish to testify are requested to:

- Complete a Testimony Sign Up Form, provided at the meeting handout table
- Provide a written summary in advance to amie.abbott@state.or.us (September 17, 2015 is the deadline to submit advance testimony). If you are unable to supply materials in advance, please bring 20 copies to the meeting for distribution to the commission, staff and members of the public
- Recognize that substance, not length, determines the value of testimony
- Endorse, rather than repeat, testimony of other witnesses with whom you agree

Because of the uncertain length of time needed, the commission may address an item at any time in the meeting. 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 Business.