



Oregon

John A. Kitzhaber, M.D., Governor

Land Conservation and Development Commission

635 Capitol Street NE, Suite 150

Salem, Oregon 97301-2540

Phone: (503) 373-0050

Fax: (503) 378-5518

<http://www.oregon.gov/LCD>

MEETING NOTICE

LAND CONSERVATION AND DEVELOPMENT COMMISSION



October 6-7, 2011

The Guild Building

1867 Williams Highway, Guild Hall

Grants Pass, 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, 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:

- *Complete a Testimony Sign Up Form provided at the meeting handout table*
- *Provide a written summary in advance to lisa.howard@state.or.us (September 30 is the deadline to submit advance testimony. If you are unable to meet this deadline, please bring at least twenty 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 deal with 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.

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.

8:30 a.m. Thursday, October 6, 2011

- *1. **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 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. **Citizen Involvement Advisory Committee (CIAC).** The CIAC will update the commission on its recent work. For additional information, contact Bob Rindy at (503) 373-0050 ext. 229, bob.rindy@state.or.us.
4. **2011-13 Policy and Rulemaking Agenda.** The commission will set its policy and rulemaking priorities for the 2011-13 biennium. Public testimony was taken at the commission's meeting in Portland on August 17 and the public hearing was closed. For additional information, contact Bob Rindy at (503) 373-0050 ext. 229, bob.rindy@state.or.us or Michael Morrissey at (503) 373-0050 ext. 320, michael.morrissey@state.or.us.
- *5. **Public Hearing and Possible Adoption: Proposed Amendments to Rules Regarding Department Facilitation of Soils Assessments on Farmland.** The proposed rule amendments would implement House Bill 3647 (2010) and create a process for assessing agricultural land capability. Following public testimony the commission may adopt the proposed amendments. For additional information, contact Katherine Daniels at (503) 373-0050 ext. 329, katherine.daniels@state.or.us.
6. **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. Public testimony was taken at the commission's meeting in Salem on June 22 and the public hearing was closed. For additional information, contact Katherine Daniels at (503) 373-0050 ext. 329, katherine.daniels@state.or.us.
7. **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

* Public comment accepted. The chair may limit time for testimony on any item and may set time limits (usually 3 minutes) for individual speakers. The commission encourages written testimony in addition to or instead of oral testimony in the event there is not enough time to hear everyone who wishes to speak. Items without an asterisk are not open for public comment.

- habitat. Public testimony was taken at the commission's meeting in Salem on June 22 and the public hearing was closed. For additional information, contact Jon Jinings at (541) 318-2890, jon.jinings@state.or.us.
8. **Annual Performance Progress Report (APPR).** The department will present a draft 2011 APPR for review and comment. This report provides progress updates on key performance measure tracking. For additional information, contact Michael Morrissey at (503) 373-0050 ext. 320, michael.morrissey@state.or.us.
 - *9. **Grants Program Update.** The commission will receive a briefing regarding the number and types of grant applications and awards for the 2011-13 biennium. For additional information, contact Darren Nichols at (503) 373-0050 ext. 255, darren.nichols@state.or.us.
 - *10. **Periodic Review Update.** The commission will receive a briefing regarding the status of current periodic review work programs and expected completion dates for individual jurisdictions. The commission will be asked for general direction for completing periodic review work programs going forward. For additional information, contact Darren Nichols at (503) 373-0050 ext. 255, darren.nichols@state.or.us.
 11. **Director's Report.** The director will provide an update to the commission on recent matters concerning the department. For additional information, contact Lisa Howard at (503) 373-0050 ext. 271, lisa.howard@state.or.us.
 12. **Commission Business and Reports.** The Budget and Management Subcommittee will report to the commission. The commission may also make an appointment to fill a vacancy on the BAM Subcommittee.
 13. **Other.** The commission reserves this time, if needed, for other business or for further consideration of any item on the agenda.

4:00 - 5:00 p.m. Thursday, October 6, 2011

14. **Local and Regional Land Use Issues Roundtable.** Invited guests will join the commission for this discussion. For additional information, contact Lisa Howard at (503) 373-0050 ext. 271, lisa.howard@state.or.us.

9:00 a.m. Friday, October 7, 2011

15. **Tour of Josephine County.** The tour will begin at the Riverside Inn, 986 SW 6th Street, and will last approximately three hours. Seating is limited on the tour and preference will be given to invited guests. Members of the public and the media may attend as space allows, or may provide their own transportation. For additional information, contact Lisa Howard at (503) 373-0050 ext. 271, lisa.howard@state.or.us.

* Public comment accepted. The chair may limit time for testimony on any item and may set time limits (usually 3 minutes) for individual speakers. The commission encourages written testimony in addition to or instead of oral testimony in the event there is not enough time to hear everyone who wishes to speak. Items without an asterisk are not open for public comment.

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)
John H. VanLandingham, Chair (Eugene)
Marilyn Worrix, Vice-Chair (McMinnville)

Meeting dates for 2011-12 (subject to change):

December 7-9	The Dalles
January 26-27	Salem
March 14-16	Newport
May 17-18	Salem
July 18-20	Lakeview
September 20-21	Salem/Independence
November 14-16	Newberg

The next commission meeting will be December 7-9, at the Columbia Gorge Discovery Center, 5000 Discovery Drive, The Dalles, Oregon.

* Public comment accepted. The chair may limit time for testimony on any item and may set time limits (usually 3 minutes) for individual speakers. The commission encourages written testimony in addition to or instead of oral testimony in the event there is not enough time to hear everyone who wishes to speak. Items without an asterisk are not open for public comment.