Oregon
Theodore R. Kulongoski, Governor

Land Conservation and Development Commission
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M E E T I N G N O T I C E
(REVISED)

March 8, 2007

LAND CONSERVATION AND DEVELOPMENT COMMISSION

Agriculture Building
635 Capitol St. NE
Basement Hearing Room
Salem, OR 97301

The meeting location is accessible to persons with disabilities. A request for an interpreter for the hearing impaired or for other accommodations for persons with disabilities should be made at least 48 hours before the meeting to Sarah Watson at 503-373-0050 ext. 271, or by email sarah.watson@state.or.us.; TTY: Oregon Relay Services 800-735-2900.

Public Testimony
The Commission places great value on testimony from the public. 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 (usually 3 minutes) for individual speakers*

Thank you for taking the time to present your views.

Note: Because of the uncertain length of time needed, the Commission may deal with any item at any time in the meeting, except those set for a specific time. Anyone wishing to be heard on any item not having 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, during the Commission's Business and Reports, or under Other.

The Land Conservation and Development Commission (the Commission) may continue its meeting through lunch on any day 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.

The Commission's **Budget and Management Subcommittee** will meet at 8:00 a.m., Thursday, March 8, at the Agriculture Building, Basement Hearing Room (635 Capitol St. NE) Salem, Oregon. 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, or by email teddy.leland@state.or.us.

8:30 a.m., Thursday, March 8, 2007

***1. Public Comment.** This part of the agenda is for comments on topics not scheduled for discussion elsewhere on the agenda. The Commission chair will set time limits (usually 3 minutes) for individual speakers. The maximum amount of time for all public comments under this agenda item will be 30 minutes. Anyone wishing to appear during Public Comment is encouraged to let the department know in advance by calling Sarah Watson at 503-373-0050 ext. 271, or by email sarah.watson@state.or.us.

2. Request to Appeal Pursuant ORS 197.090(2), (3), and OAR 660-010-0201 to -0230. State law requires Commission approval of the director's recommendation to seek review of or intervene in the appeal of a local government land use decision, expedited land division, or limited land use decision. This item is a placeholder. It will take place only in the event that an appeal is contemplated. 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.

Executive Session. The commission will meet in executive session at this time to discuss confidential written legal advice and consult with legal counsel concerning current litigation. The executive session will be held pursuant to ORS 192.660(2)(f) and (h). For additional information, please contact Lane Shetterly at 503-373-0050 ext. 280, or by email at lane.shetterly@state.or.us.

3. Informational Briefing on TPR Requirements for Street Width Standards. For additional information, please contact Bob Cortright at 503-373-0050 ext. 241, or by email bob.cortright@state.or.us.

10:30 a.m. to 12:30 p.m., Thursday, March 8, 2007

4. Tour of Salem City Streets. The Commission will tour the Salem area to view various street arrangements. The van will leave from the Department of Agriculture Building (635 Capitol St. NE) Salem, Oregon. The tour will end around 12:30 p.m. The Commission and staff will be touring the area in a 12-passenger van. Citizens are invited to tour with the Commission, but may have to supply their own mode of transportation. For additional information, please contact Jason Locke at 503-373-0050 ext. 289, or by email jason.locke@state.or.us.

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* Agenda items where an opportunity is given for public comment. 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.

1:00 p.m., Thursday, March 8, 2007

5. **Periodic Review, Pursuant to ORS 197.628 to 197.644 and OAR 660, Division 025.** The Commission considers matters related to periodic review usually by way of an appeal of the department's decision or upon referral by the department of a local government's work program or work task submittal. Appeals and referrals of a periodic review work task or work program are decided by the Commission based on the written record. The Commission may decide to hear oral argument. If oral argument is accepted it shall be limited to department staff, the appellants and parties, and the local government. The Chair may limit time for testimony and may set time limits (usually 3 minutes) for individual speakers.

   a. **City of Salem Tasks 3 and 5.** This item is an appeal of the department's remand of the city's completed task regarding its transportation system plan. The Commission will consider the department's recommendation that the hearing be delayed pursuant to OAR 660-025-0160(5) to allow additional time for mediation between the parties. For additional information, please contact Rob Hallyburton at 503-373-0050, ext. 239, or by email rob.hallyburton@state.or.us.

   b. **Appeal of Department's remand of City of Woodburn Task 3.b – Local Street Width Standards.** This item is an appeal of the department's remand of the city's completed periodic review task regarding local street widths. For additional information, please contact Jason Locke at 503-373-0050, ext. 289, or by email at jason.locke@state.or.us.

6. **Citizen Involvement Advisory Committee (CIAC) Update.** The CIAC will give a brief update on its recent work to the Commission. For additional information, please contact Cliff Voliva at 503-373-0050 ext. 268, or by email cliff.voliva@state.or.us.

7. **Informational Briefing on Periodic Review.** This item will address current status of periodic review work programs and forthcoming issues related to jurisdictions entering the process next biennium. For additional information, please contact Rob Hallyburton at 503-373-0050, ext. 239, or by email rob.hallyburton@state.or.us.

8. **Senate Bill 82 Land Use Task Force Update.** Senate Bill 82 (2005) established the Oregon Land Use Review Task Force to "study and make recommendations on: (a) The effectiveness of Oregon's land use planning program in meeting current and future needs of Oregonians in all parts of the state; (b) The respective roles and responsibilities of state and local governments in land use planning; and (c) Land use issues specific to areas inside and outside urban growth boundaries and the interface between areas inside and outside urban growth boundaries." For additional information, please contact Becky Steckler at 503-373-0050 ext. 286, or by email becky.steckler@state.or.us.

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9. Measure 37 Update. Director Shetterly will report on the status of Measure 37 and related matters. For additional information, please contact Lane Shetterly at 503-373-0050 ext. 280, or by email at lane.shetterly@state.or.us.

10. Director's Report.

11. Commission Business and Reports.

- Budget and Management Subcommittee Report
- Legislative Subcommittee Report
- Approval of Commission Minutes
- Review of Future Agenda

12. Other. The Commission reserves this time, if needed, for other business or for further consideration of any item on the agenda.

Oregon's seven-member Land Conservation and Development Commission, assisted by the Department of Land Conservation and Development (DLCD), adopts state land use goals, assures local plan compliance with the goals, coordinates state and local planning, and manages the coastal zone program. The 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 197, also directs that members be representative of the state. The Commission meets approximately every six weeks to direct the work of the Department of Land Conservation and Development (DLCD).

Current Commission members are:

Dennis Derby (Portland)
Marilyn Worrix (McMinnville)
Ron Henri (Talent)
Hanley Jenkins (Union)
Tim Josi (Tillamook)
Margaret Kirkpatrick, Vice Chair (Portland)
John H. VanLandingham, Chair (Eugene)

The next LCDC meeting will be April 26 & 27, 2007, in the Basement Conference Room at the Department of Land Conservation and Development (635 Capitol St. NE), Salem, Oregon.

Commission Meeting Dates for 2007

April 26-27, 2007	Salem		
June 14-15, 2007	Salem	October 3-5, 2007	Enterprise
August 9-10, 2007	Salem	November 28-30, 2007	Corvallis

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