



Oregon

Theodore R. Kulongoski, Governor

Land Conservation and Development Commission

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MEETING NOTICE - REVISED

LAND CONSERVATION AND DEVELOPMENT COMMISSION



December 2, 2010

**Department of Land Conservation and Development
635 Capitol Street, Basement Conference Room D
Salem, 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:

- *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 for individual speakers (usually 3 minutes)*

Because of the uncertain length of time needed, the commission may deal with an item at any time in the meeting, except those set for a specific time. 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.

Please note that staff may not be able to distribute written comments received after November 30. If you have written testimony you wish to present to the commission that you are not able to submit by November 30, please bring at least twenty copies for distribution to the commission and members of the public.

9:00 a.m. Thursday, December 2, 2010

- *1. **Public Comment.** This part of the agenda is for comments on agenda items and topics not scheduled for public comment elsewhere on the agenda. The chair will 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. **Public Hearing and Possible Adoption: Proposed “Housekeeping” Amendments to Rules.** The proposed amendments make minor and technical amendments to correct, clarify and update several administrative rules, including amendments to respond to court and LUBA opinions, to synchronize citations, and correct grammatical and spelling errors. Following public testimony the commission may adopt the proposed amendments. For additional information, contact Bob Rindy at (503) 373-0050 ext.229, bob.rindy@state.or.us.
- *3. **Public Hearing: Proposed Amendments to the Willamette River Greenway Plan Boundary within the City of Portland.** The proposed amendment would alter the boundary of the Willamette River Greenway Plan in the North Reach portion of the City of Portland, pursuant to OAR 660-020-0060. The commission is expected to terminate this rulemaking and provide direction to the department to reinstate rulemaking with a rules advisory committee (see item 6.e. below). For additional information, contact Amanda Punton at (971) 673-0961, amanda.punton@state.or.us.
- 4. **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.
- 5. **Director’s Report.** The director will provide an update to the commission regarding recent matters concerning the department. For additional information, contact Lisa Howard at (503) 373-0050 ext. 271, lisa.howard@state.or.us.
- 6. **Commission Business and Reports.**
 - a. Budget and management update.
 - b. Appointment of a Legislative Subcommittee for the 2011 Legislative Session.
 - c. General information concerning rulemaking procedures.
 - *d. Appointment of a Rules Advisory Committee on Irrigation Reservoirs.

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- *e. Appointment of a Rules Advisory Committee on Amendments to the Willamette River Greenway Plan Boundary within the City of Portland.
 - *f. Extension of Deadline for Submittal of TDR Pilot Project Proposals. The commission will consider extending the November 30, 2010 deadline for local governments to nominate pilot projects under the Transfer of Development Rights (TDR) Pilot Program established by Oregon Laws 2009, chapter 636. For additional information, please contact Bob Rindy at (503) 373-0050 ext. 229, bob.rindy@state.or.us.
 - *g. Metro has asked the commission to review a proposed amendment to the Regional Framework Plan addressing the capacity for housing within the Metro UGB in the manner of periodic review.
7. **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, 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)
 Christine Pellett (Central Point)
 John H. VanLandingham, Chair (Eugene)
 Marilyn Worrix, Vice-Chair (McMinnville)

Meeting dates for 2011 (subject to change):

January 12-13	Salem
March 3-4	Salem
April 21-22	Salem
June 16-17	Salem
August 4-5	To be determined
October 5-7	To be determined
December 7-9	To be determined

The next commission meeting will be January 12-13 at the Department of Land Conservation and Development, 635 Capitol Street NE, Basement Hearing Room, Salem, Oregon.

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