



# Oregon

Theodore R. Kulongoski, Governor

**Department of Land Conservation and Development**

635 Capitol Street, Suite 150

Salem, OR 97301-2540

(503) 373-0050

FAX (503) 378-5518

Web Address: <http://www.lcd.state.or.us>

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## **LCDC adopts rule amendments regarding mineral and aggregate mining**

SALEM – The Oregon Land Conservation and Development Commission on Friday adopted administrative rule amendments to reinstate a Conditional Use Permit (CUP) process for certain small mineral and aggregate mine sites.

The CUP process for smaller sites was invalidated by an October 2002 Land Use Board of Appeals decision (*Beaver State Sand and Gravel v. Douglas County*) and later affirmed by the Court of Appeals. The LCDC made the rule amendment to Oregon Administrative Rule 660-023-0180 during its regular meeting, held this week in Klamath Falls.

The amendment process began in February with the formation of a work group and included two public hearings at Commission meetings. The work group included representatives from the Association of Oregon Counties, League of Oregon Cities, Oregon Farm Bureau, Oregon Concrete and Aggregate Producers Association, 1000 Friends of Oregon, Grande Ronde Confederated Tribes, environmental interests, two farmers and two aggregate producers. Former LCDC member Randy Franke chaired the work group.

“This action by the Commission gives greater flexibility to local governments in siting small aggregate mines,” said Lane Shetterly, Director of the Department of Land Conservation and Development. “These small sites are an important source of aggregate for road building construction, which we need to keep our economic recovery on track. The rule balances our need for aggregate with the protection of our prime agricultural lands.”

Thursday’s decision by the LCDC did not deal with changing the current process applicable to larger sites or other topics likely to be discussed through a mediation process under consideration by the Governor’s office.

More information about the Commission meetings and DLCD can be found on the department’s Web site at: <http://www.lcd.state.or.us>

Issues directly relating to the mineral and aggregate mining rule amendment process can be found at: [http://www.lcd.state.or.us/aggregate\\_mining\\_farmland.htm](http://www.lcd.state.or.us/aggregate_mining_farmland.htm)

The next regular LCDC meeting will be July 15-16, 2004 in La Grande.

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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 they be representative of the state. The Commission meets about every six weeks to direct the work of DLCD.

Current Commission members are:

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

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Cliff Voliva  
Communications Officer  
Department of Land Conservation and Development  
635 Capitol St. NE, Suite 150  
Salem, OR 97301-2540  
Phone: (503) 373-0050 x268  
Fax: (503) 378-6033  
[cliff.voliva@state.or.us](mailto:cliff.voliva@state.or.us)  
<http://www.lcd.state.or.us>