

Land Use Compatibility Statement

Basic and General Air Contaminant Discharge Permits, Registration



State of Oregon
Department of
Environmental
Quality

Who needs to complete this form?

If you are required to apply for a DEQ *Basic* Air Contaminant Discharge Permit, be assigned to a *General* Air Contaminant Discharge Permit, or are opting for registration in lieu of permitting, you need to complete this form. **This form only applies to *Basic* and *General* Air Contaminant Discharge Permits and Registration.** Applicants for *Construction*, *Simple*, or *Standard* Air Contaminant Discharge Permits must complete DEQ's general Land Use Compatibility Statement form.

Why is this form required?

This form is required because DEQ must determine whether issuing the permit you are applying for or registration will be consistent with local government land use regulations. Oregon law requires that DEQ permits be consistent with the local government's acknowledged comprehensive plans and land use regulations. DEQ documents this consistency with a Land Use Compatibility Statement as required by Oregon Revised Statutes 197.180; Oregon Administrative Rules chapter 340, division 18.

Where can I find this form?

A Land Use Compatibility Statement form is included in the *Basic* and *General* Air Contaminant Discharge Permit and Registration application approval packets. It can also be found on DEQ's [Land Use Compatibility Statement page](#).

How to complete this form:

Step	Who Does It	What Happens
1	Applicant	Applicant completes Section 1 of this form and submits it to the appropriate city or county planning office.
2	City or County Planning Office	City or county planning office completes Section 2 of this form to indicate that the use is compatible with the acknowledged comprehensive plan and land use regulations, attaches written findings supporting the decision of compatibility, and returns the signed and dated form to the applicant.
3	Applicant	Applicant submits the completed form and any supporting information provided by the city or county to DEQ along with the DEQ permit application. <i>Do not submit this form to DEQ if it is incomplete or if the local planning office informs you that your use is not consistent with its regulations. You must work with the local planning office to ensure that your use is compatible before submitting this form to DEQ</i>

Where to get help:

Questions about this form should be directed to the region staff responsible for processing your air quality permit application. DEQ regional offices may also be reached at 1-800-452-4011 (toll free, inside Oregon).

Land Use Compatibility Statement

SECTION 1 - TO BE COMPLETED BY APPLICANT		
1. Applicant Name (This must be the same name as the legal name you will use on your permit/registration application form):		
Mailing Address:		
City, State, Zip:	Telephone:	
2. Property Physical Address:		
City, State, Zip:		
County:	Tax Lot #:	
3. Describe the type of development, business, or facility and the provided services or products:		
4. Check the type of DEQ Air Contaminant Discharge Permit being applied for at this time:		
<input type="checkbox"/> Basic or General Air Contaminant Discharge Permit <input type="checkbox"/> Registration		
SECTION 2 - TO BE COMPLETED BY CITY OR COUNTY PLANNING OFFICIAL		
Instructions: Written findings of fact for all local decisions are required; written findings from previous actions are acceptable. For allowed pre-existing uses and uses allowed outright, DEQ will accept written findings in the form of a citation to the applicable land use regulation. In all other cases, DEQ will accept a reference to the specific plan policies, criteria, or standards that were relied upon in rendering the decision with an indication of why the decision is justified based on the plan policies, criteria, or standards.		
A. The project proposal is located: <input type="checkbox"/> Inside city limits <input type="checkbox"/> Inside UGB <input type="checkbox"/> Outside UGB		
B. Name of the city or county that has land use jurisdiction (<i>the legal entity responsible for land use decisions for the subject property</i>):		
C. Is the use compatible with the applicable acknowledged comprehensive plan and land use regulations? <i>Please complete this form to address the use for which the applicant is seeking approval (see #3 in Section 1 above). If you cannot answer "yes," please discuss your findings with the applicant. DEQ cannot proceed with permit issuance if the use is not compatible with your acknowledged comprehensive plan. DEQ will not accept any alterations to this form.</i>		
<input type="checkbox"/> Yes, the activity or use is pre-existing nonconforming use allowed outright by (provide reference to local ordinance):		
<input type="checkbox"/> Yes, the activity or use is allowed outright by (provide reference to local ordinance):		
<input type="checkbox"/> Yes, the activity or use received preliminary approval that includes requirements to fully comply with local requirements; findings are attached.		
<input type="checkbox"/> Yes, the activity or use is otherwise compatible with the acknowledged comprehensive plan and land use regulations; findings are attached.		
Additional comments (attach additional information as needed):		
Planning Official Signature:		Title:
Print Name:	Telephone #:	Date: