



Meeting Notice and Agenda Land Conservation and Development Commission



Meeting:
Thursday, November 18, 2021
8:30 AM

Teleconference/Webinar
Please see page five for
details

Meeting:
Friday, November 19, 2021
8:30 AM

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Item 1 **Approve Agenda**

Item 2 **Director's Report**

The commission will receive an update by the director on recent matters concerning the department.

No public comment will be accepted.

Briefing. The commission will not be asked to take action on this item.

Item 3 **Commission Business**

The commission will receive a Budget and Management subcommittee report and conduct other commission business.

Staff Contact: **Carol Bovett**, Administrative Services Division Manager
carol.bovett@dlcd.oregon.gov, (503) 798-3621

Public comment will not be accepted.

Briefing. The commission will not be asked to take an action on this item.

Item 4 **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 three minutes) for individual speakers. The maximum time for all public comments under this agenda item will be limited to 15 minutes. The commission is unable to take action, at this meeting, on items brought to their attention in this forum.

Item 5 **Update on Oregon Housing Initiatives Implementation**

The commission will receive an update from the Housing Team staff regarding implementation of House Bill 2001 (HB 2001), and House Bill 2003, enacted by the Oregon Legislature in 2019. This report will concentrate on HB 2001, which requires all cities with population greater than 10,000 and all Portland Metro counties and cities with population greater than 1,000 to allow middle housing in formerly exclusive single-unit residential zoning districts. The commission approved implementing administrative rules in November, 2020. The commission will also hear a presentation from the City of Eugene regarding its implementation of HB 2001.

Staff Contact: **Ethan Stuckmayer**, Senior Planner of Housing Programs
ethan.stuckmayer@dlcd.oregon.gov, (503) 302-0937

Public comment will be accepted.

Briefing. The commission will not be asked to take action on this item.

Item 6 Middle Housing Master Planned Communities Rules Discussion (House Bill 2001)

Department staff have heard concerns from local governments and other stakeholders that the Master Planned Communities portion of OAR 660-046, the middle housing administrative rules, create confusion and lack clear direction to plan for infrastructure. The purpose of this agenda item is to inform the commission of these concerns and to get commission direction on resolution of issues.

Staff Contact: **Ethan Stuckmayer**, Senior Planner of Housing Programs
ethan.stuckmayer@dlcd.oregon.gov, (503) 302-0937

Public comment will be accepted.

Briefing. The commission will not be asked to take action on this item.

Lunch

Item 7 Climate-Friendly and Equitable Communities Rulemaking Update

The commission will hear from an interagency panel about resources and state programs to implement the Climate-Friendly and Equitable Communities rules:

- Jim Rue – Director of the Oregon Department of Land Conservation and Development
- Margaret Salazar – Director of the Oregon Department of Housing and Community Services
- Kris Strickler – Director of the Oregon Department of Transportation
- Richard Whitman – Director of the Oregon Department of Environmental Quality

Staff also will provide the commission with an update on rulemaking progress including the draft rules most recently sent to the Rulemaking Advisory Committee. Staff will ask the commission for direction on aspects of the rulemaking.

Staff Contact: **Bill Holmstrom**, Transportation Planner
bill.holmstrom@dlcd.oregon.gov, (971) 375-5975

Public testimony will be accepted.

Briefing. The commission will not be asked to take action on this item.

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Item 8 DLCD 2021-23 Policy Agenda

The 2021-23 Policy Agenda consists of work tasks resulting from the 2021 legislative session, conforming rulemaking, agency initiatives, and ongoing policy work. The commission approved the conforming and legislatively directed sections of the full Policy Agenda for 2021-2023 in July 2021. At the September meeting, the commission reviewed the full draft Policy Agenda, including agency initiatives and ongoing policy work. Public comment received and changes based on comment have been incorporated where appropriate. Staff seeks approval of the final 2021-2023 Policy Agenda at this meeting.

Staff Contact: **Sadie Carney**, Policy Analyst & Communications Manager
sadie.carney@dlcd.oregon.gov, (503) 383-6648

Public testimony will be accepted.

Action. The commission will be asked to take an action on this item.

Item 9 Briefing on Coastal Erosion Control Practices Guidebook

Staff will brief the commission on the Oregon Sea Grant Ocean Shores Fellowship. This fellowship term, held by Hailey Bond, is nearing completion. The fellowship deliverables included the development of a guidebook on erosion control practices viable for the Oregon coast. This work includes a summary of best available science on each option, pros and cons of each approach, applicable regulations, and suitability in responding to sea level rise impacts.

Staff Contact: **Hailey Bond**, Ocean Shores Policy Fellow
hailey.bond@dlcd.oregon.gov, (971) 600-8861

Public comment will be accepted.

Briefing. The commission will not be asked to take action on this item.

Item 10 Briefing on Oregon Global Warming Commission's Natural and Working Lands Carbon Proposal

Department staff will brief the commission on efforts the department has been engaged in regarding natural and working lands carbon sequestration and storage strategies as part of the Oregon Global Warming Commission's (OGWC) response to the Governor's Executive Order 20-04 on Climate Change. Staff will also provide information on actions proposed by OGWC, and potential next steps.

Staff Contact: **Heather Wade**, Coastal Policy Specialist
heather.wade@dlcd.oregon.gov, (971) 239-9467

Public comment will be accepted.

Briefing. The commission will not be asked to take an action on this item.

Item 11 Recruitment of the Next DLCD Director

Director Rue has informed commission that he will be retiring in 2022. DLCD staff are supporting Chair McArthur, the Department of Administrative Services and the Governor's Office on recruitment strategies. Commissioners will review the draft position description, job posting and schedule.

Staff Contact: **Taylor Sorgenfrie**, Human Resource Manager
taylor.sorgenfrie@dlcd.oregon.gov, (971) 718-6489

Public comment will be accepted.

Briefing. The commission will not be asked to take action on this item.

Lunch

Item 12 Recovery Planning after the 2020 Wildfires

In response to the 2020 fires, the Oregon Office of Emergency Management activated the Oregon Recovery Plan, which assigns the Department of Land Conservation and Development (DLCD) as the coordinating agency for Community Planning and Capacity Building. DLCD regional representatives will report on recovery planning in four severely fire-affected communities.

Staff Contact: **Matt Crall**, Planning Services Division Manager
matt.crall@dlcd.oregon.gov, (503) 798-6419

Public comment will be accepted.

Briefing. The commission will not be asked to take action on this item.

Item 13 Briefing for Commission on Implementation of Oregon's Wildfire Omnibus Legislation (SB 762)

Department staff will brief the commission on rulemaking activities in progress with the Oregon Department of Forestry, inform commission of next steps and timing, and review DLCD proposed approach to completing agency report writing described in Senate Bill 762.

Staff Contact: **Sadie Carney**, Policy Analyst & Communications Manager
sadie.carney@dlcd.oregon.gov, (503) 383-6648

Public comment will be accepted.

Briefing. The commission will not be asked to take an action on this item.

Item 14 Director's Request to Intervene in a Tillamook County Goal 18 Exception

Staff will request the commission approve a request to intervene in an appeal of Tillamook County's Goal 18 (Beaches and Dunes) exception to allow riprap in an area that Goal 18 does not permit structural shoreline stabilization.

Staff Contact: **Meg Reed**, Coastal Shores Specialist
meg.reed@dlcd.oregon.gov, (541) 514-0091

No public comment will be accepted.

Action. The commission will be asked to take an action on this item.

Adjourn

The Land Conservation and Development Commission

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 two months to conduct its business and direct the work of the department.

Commissioners:	Robin McArthur, Chair (Portland)	Vacant
	Anyeley Hallová, Vice-chair (Portland)	Nick Lelack (Bend)
	Gerard Sandoval, P.h.D. (Willamette Valley)	Stuart Warren (Southern Oregon)
	Kaety Jacobson (Coast)	

Although the Department of Land Conservation and Development (DLCD) offices are closed to the public right now due to Coronavirus Health concerns, community members can view or participate in the Department of Land Conservation and Development Commission's (LCDC) **November 18-19, 2021 meeting** in a number of ways. Please participate according to your intent below:

- 1) If you do not intend to testify, please view the **virtual** meeting here, https://lcd.granicus.com/ViewPublisher.php?view_id=1
- 2) If you do not have access to a computer, a telephone option is available: (888) 683-5191 (Toll Free) or (855) 880-1246 (Toll Free)
Webinar ID: 872-8510-3075
Passcode: 202111
- 3) If you intend to testify, please pre-register here so that we have your name in the queue: <https://www.oregon.gov/lcd/commission/pages/public-comment.aspx>
- 4) If you intend to testify, please join by Zoom - Thursday, Friday or both.
Webinar link: <https://us02web.zoom.us/j/87285103075?pwd=UmdFNk5iK1pqYmd0YXZ4RmlFSDZUQT09>
(Passcode: 202111)
- 5) If you intend to testify, and do not have access to a computer, please call Esther Johnson before Tuesday, November 16, 2021. Phone participants will be able to enter the testimony queue the day of the meeting by pressing *9.

The **virtual commission** meeting will be conducted using Zoom Webinar. When you join, please use your full name so it is easier to identify attendees and manage public comments. Participants will be in listen-only mode **until they are called on to testify**. To indicate your desire to make public comment, please sign up online. If you have any questions, please contact Esther Johnson, Commission Assistant, at (503) 383-8911 or esther.johnson@dlcd.oregon.gov.

Meeting Materials associated with the agenda items will be available at: <https://www.oregon.gov/lcd/Commission/Pages/LCDC-Meeting-November.aspx>

You may submit public testimony up to the day of the meeting, however, we kindly ask that you submit testimony at least five business days in advance of the meeting so the commission has the opportunity to review and consider your comments. Submission options include:

Complete a Testimony Sign Up Form here:

<https://www.oregon.gov/LCD/Commission/Pages/Public-Comment.aspx>

Submit your written comments to esther.johnson@dlcd.oregon.gov

Please Note: Every effort will be made to consider items as they are indicated. However, the agenda and the order of agenda items are subject to change.

Please address questions to the Commission Assistant at esther.johnson@dlcd.oregon.gov or (503) 383-8911.

Americans with Disabilities Act: The Oregon Department of Land Conservation and Development will make reasonable accommodations upon request. Please contact Esther Johnson at least 72 hours before the meeting, or by TTY: Oregon Relay Services (800) 735-2900.