



## Meeting Notice Land Conservation and Development Commission

**Meeting:**

Thursday, June 27, 2024

8:00AM

**Hybrid Meeting**

Deschutes County Services Building  
1300 NW Wall St.  
Bend OR 97703

Barnes/Sawyer and DeArmond  
Rooms

**Hybrid Meeting****Meeting:**

Friday, June 28, 2024

8:00AM

**Hybrid Meeting**

Deschutes County Services Building  
1300 NW Wall St.  
Bend OR 97703

Barnes/Sawyer and DeArmond  
Rooms

Times listed are approximations. Agenda items may be addressed earlier or later than noted.  
See pages 6-7 for how to view or participate.

### Thursday, June 27, 2024

**Item 1** [8:00 AM] Executive Session

The executive session will be held pursuant to ORS 192.660(2)(h), which authorizes the commission to consult with counsel concerning the legal rights and duties of a public body with regard to current litigation or litigation likely to be filed.

**Item 2** [9:00 AM] Welcome, Introductions and Approve Agenda

Welcome by Melanie Kebler, Mayor of Bend (invited). Introductions by Land Conservation and Development Commission (LCDC or commission) members, Department of Land Conservation and Development (DLCD or department) staff, followed by guests/audience as time allows.

**Item 3** [9:30 AM] Director's Report and Budget Submission

The commission will receive an update by the Director on recent matters concerning the department, including new hires and a copy of the department's updated organization chart.

**Staff Contact:** Brenda Bateman, Ph.D., Director

[dlcd.director@dlcd.oregon.gov](mailto:dlcd.director@dlcd.oregon.gov), 503-373-0050

**Public Comment** will not be accepted.

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

**Item 4**      **[10:15 AM] Groundwater Allocation Policy Updates**

Staff from the Oregon Water Resources Department (OWRD) will brief commissioners on OWRD's rulemaking efforts for sustainable groundwater allocation and management.

**Staff Contact:** Amanda Punton, Natural Resource Specialist

[amanda.punton@dlcd.oregon.gov](mailto:amanda.punton@dlcd.oregon.gov), 971-718-3245

**Public Comment** will be accepted.

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

**Item 5**      **[11:15 AM] Rulemaking – Employment Tables for Simplified UGB Amendments**

The simplified urban growth boundary amendment methodology found in OAR 660-038 requires periodic updates to employment tables contained within the rule. This proposal would replace outdated employment tables with the most recent data produced by the Oregon Employment Department.

**Staff Contact:** Leigh McIlvaine, Economic Development Specialist

[Leigh.McIlvaine@dlcd.oregon.gov](mailto:Leigh.McIlvaine@dlcd.oregon.gov), 971-701-1041

**Public Comment** will be accepted.

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

**Item 6**      **[11:45 AM] Mass Timber Code Update – Fellow Presentation**

The Oregon Mass Timber Coalition and the Department of Land Conservation and Development are currently working to advance the mass timber industry through strategic public investments and partnerships. DLCD is utilizing a portion of a \$41.4 million Build Back Better Grant from the federal government to help local governments update and modernize local development codes to allow and encourage the use of modular/prefabricated housing through the Code-UP project. DLCD staff will brief the commission on the Code-UP project including the project's background, scope, and progress.

**Staff Contact:** Kieran Turnbull, Mass Timber Coordinator

[kieran.turnbull@dlcd.oregon.gov](mailto:kieran.turnbull@dlcd.oregon.gov), 971-428-7318

**Public Comment** will be accepted.

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

**LUNCH BREAK**   **[12:15 PM–1:15 PM]**

**Item 7**      **[1:15 PM] Rulemaking – Oregon Housing Needs Analysis (OHNA) Update**

Housing Division staff will provide an update to Commission about the ongoing Oregon Housing Needs Analysis rulemaking process. The purpose of this agenda item is to brief the commission on the latest major policy questions and discussions and to hear any input or direction commissioners might offer for consideration in rule development.

**Staff Contact:** Ethan Stuckmayer, Housing Division Manager

[ethan.stuckmayer@dlcd.oregon.gov](mailto: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 8**      **[3:00 PM] Sea Level Rise – Fellow Presentation**

National Oceanic and Atmospheric Administration Coastal Management Fellow, Carl Hendrickson, will brief the commission on his work in Clatsop County.

**Staff Contact:** Carl Hendrickson, Sea Level Rise Adaptation Fellow

[carl.hendrickson@dlcd.oregon.gov](mailto:carl.hendrickson@dlcd.oregon.gov), 971-301-1849

**Public Comment** will be accepted.

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

**Item 9**      **[3:30 PM] Child Care Study Update**

Department staff will discuss ongoing progress toward transmittal of a report to the Oregon Legislature by December 2024 on overcoming barriers to the siting of needed child care facilities in all parts of the state.

**Staff Contact:** Angie Brewer, Central Oregon Regional Representative

[angie.brewer@dlcd.oregon.gov](mailto:angie.brewer@dlcd.oregon.gov), 541-306-8530

**Public Comment** will be accepted.

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

**Item 10**      **[4:15 PM] Notice of Intent to Appeal – Clackamas County**

The department has filed an appeal to the Land Use Board of Appeals of a decision by Clackamas County to approve a zone change to increase residential density on lands zoned for rural residential land use. The commission will review the department's filing and either approve the department's decision or direct the department to withdraw the appeal.

**Staff Contact:** Kelly Reid, Metro-area Regional Representative

[kelly.reid@dlcd.oregon.gov](mailto:kelly.reid@dlcd.oregon.gov), 971-345-1987

**Invited testimony only**

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

**Item 11**      **[8:00 AM] Bend Housing Tour**

Lynne McConnell, Housing Director for the city of Bend, will provide commissioners and DLCD staff with a tour of housing projects, needs and strategies employed in the city of Bend. Commissioners will be transported by bus provided by East Cascades Transit. The bus will leave at 8am and return by 10:30am from the Deschutes Services Building, at 1300 NW Wall Street, in Bend, Oregon.

**Staff Contact:** Angie Brewer, Central Oregon Regional Representative  
[angie.brewer@dlcd.oregon.gov](mailto:angie.brewer@dlcd.oregon.gov), 541-306-8530

**Public Comment** will not be accepted.

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

**Item 12**      **[10:45 AM] Land Use Leadership Roundtable Lunch**

Local and regional leaders will share important land use and economic and community development issues with the commission. The roundtable will be hosted in the Barnes & Sawyer Room, on the 1<sup>st</sup> floor of the Deschutes Services Building, at 1300 NW Wall Street, in Bend, Oregon. Note: Lunch will be provided to DLCD staff, commission and invited guests.

**Staff Contact:** Angie Brewer, Central Oregon Regional Representative  
[angie.brewer@dlcd.oregon.gov](mailto:angie.brewer@dlcd.oregon.gov), 541-306-8530

**Public Comment** will not be accepted.

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

**Item 13**      **[1:15 PM] Commission Business and Budget and Management Update**

Commission business includes updates from the commissioners themselves, followed by a financial report. The commission will consider nominating and electing a new vice-chair.

**Staff Contact:** Brenda Bateman, Ph.D., Director  
[dlcd.director@dlcd.oregon.gov](mailto:dlcd.director@dlcd.oregon.gov), 503-373-0050

**Public Comment** will be accepted.

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

**Item 14**      **[2:15 PM] Rulemaking – Solar Renewable Energy Update**

The commission will receive a briefing from the department on rulemaking directed by the Oregon Legislature to reduce conflicts in siting of renewable solar energy facilities in Eastern Oregon.

**Staff Contact:** Jon Jinings, Community Services Specialist  
[jon.jinings@dlcd.oregon.gov](mailto:jon.jinings@dlcd.oregon.gov), 541-325-6928

**Public Comment** will be accepted.

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

**Item 15**      **[3:15 PM] 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. If you bring written summaries or other

materials to the meeting, please provide the commission assistant with 10 copies prior to your testimony. The commission is unable to take action at this meeting on items brought to their attention in this forum.

**Item 16**      **[5:00 PM] Placeholder Request to Appeal**

State law requires commission approval of a DLCD director's decision to seek review of a local government 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 intervention in an appeal, of a land use decision, expedited land division, or limited land use decision. This item is scheduled as a placeholder as the department does not anticipate making such a request.

**Adjourn**

**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.

## **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 twelve weeks to direct the work of the department.

### **Commissioners:**

Anyeley Hallová, Chair (Metro Area. 2<sup>nd</sup> term ends 2/28/26)  
Nick Lelack, Vice-chair (Eastern Oregon. 1<sup>st</sup> term ends 6/30/24)  
Stuart Warren, Member (Southern Oregon. 1<sup>st</sup> term ends 9/30/24)  
Barbara Boyer, Member (Willamette Valley. 1<sup>st</sup> term ends 11/18/25)  
Allan Lazo, Member (Metro Area. 1<sup>st</sup> term ends 6/9/26)  
Lianne Thompson, Member (Coast. 1<sup>st</sup> term ends 5/31/26)  
Ellen Porter, Member (Southern Oregon. 1<sup>st</sup> term ends 9/30/28)

## **Guidelines for Public Testimony**

The commission places great value on testimony from the public. Those items on the agenda indicated for public testimony are the topics where public comment will be accepted. Topics not on the agenda may be introduced and discussed during general Public Comment.

- 1) If you do not intend to testify, please view the virtual meeting here,  
<https://www.youtube.com/user/oregonDLCD>
- 2) If you do not have access to a computer, a telephone option is available:  
(719) 359-4580 (Toll Free) or (253) 205-0468 US (Toll Free)  
**Webinar ID:** 869 9666 1469  
**Password:** 533665
- 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/86996661469?pwd=MGVqYmpDWEdQRVR4Y0dQdkVaOVJjUT09#success>

- 5) If you intend to testify and do not have access to a computer, please call Ingrid Caudel at 971-701-1133 before **Tuesday, June 25, 2024**. 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 Ingrid Caudel at 971-701-1133 or e-mail: [Ingrid.caudel@dlcd.oregon.gov](mailto:Ingrid.caudel@dlcd.oregon.gov).

**Meeting Materials** associated with the agenda items will be available at:  
<https://www.oregon.gov/lcd/Commission/Pages/Meetings.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>
- Provide a written summary in advance to [ingrid.caudel@dlcd.oregon.gov](mailto:ingrid.caudel@dlcd.oregon.gov) (Please submit advance testimony if you wish to have the commission review it prior to the meeting.) If you are unable to supply materials in advance, please bring 10 copies to the meeting for distribution to the commission, staff, and members of the public.

Please address questions to the Commission Assistant at [Ingrid.caudel@dlcd.oregon.gov](mailto:Ingrid.caudel@dlcd.oregon.gov) or (971) 701-1133.

**Americans with Disabilities Act:** The Oregon Department of Land Conservation and Development will make reasonable accommodations upon request. Please contact us at least 48 hours before the meeting. Call Casaria Taylor at (971) 600-7699, [casaria.taylor@dlcd.oregon.gov](mailto:casaria.taylor@dlcd.oregon.gov), or by TTY: Oregon Relay Services (800) 735-2900.