

Requested by Representative WHISNANT

**PROPOSED AMENDMENTS TO  
HOUSE BILL 2222**

1 On page 1 of the printed bill, delete lines 4 through 21 and insert:

2 **“SECTION 1. (1) A county or a group of counties may conduct a**  
3 **study to:**

4 **“(a) Identify lands within the county or group of counties that are**  
5 **planned and zoned for farm use, forest use or mixed farm and forest**  
6 **use that are better suited to be planned and zoned for other uses; and**

7 **“(b) Redesignate lands described in paragraph (a) of this subsection**  
8 **to be planned and zoned as described in subsection (4)(b) of this sec-**  
9 **tion.**

10 **“(2) The county or group of counties shall identify lands described**  
11 **in subsection (1)(a) of this section based on the following criteria:**

12 **“(a) Soil capability and suitability for commercial farming and**  
13 **forestry.**

14 **“(b) The availability of water for commercial farming and forestry.**

15 **“(c) The long-term viability of current and likely future commercial**  
16 **farming and forestry operations.**

17 **“(d) Patterns of use, parcelization, zoning and existing ownership**  
18 **of lands used for commercial farming and forestry.**

19 **“(e) Comments received from:**

20 **“(A) The Department of Land Conservation and Development;**

21 **“(B) The State Department of Agriculture;**

1       **“(C) The State Forestry Department;**  
2       **“(D) The Water Resources Department;**  
3       **“(E) Affected local governments located within three miles of lands**  
4 **described in subsection (1)(a) of this section; and**  
5       **“(F) Residents residing within three miles of lands described in**  
6 **subsection (1)(a) of this section.**  
7       **“(3) If the county or group of counties identifies land described in**  
8 **subsection (1)(a) of this section, each affected county may review and**  
9 **amend its comprehensive plan and land use regulation zoning map**  
10 **designations to reflect the redesignation of the identified lands under**  
11 **subsection (1)(b) of this section.**  
12       **“(4) A county that elects under subsection (3) of this section to re-**  
13 **view and amend its comprehensive plan and land use regulation zoning**  
14 **map designations shall:**  
15       **“(a) Prepare the comprehensive plan or land use regulation zoning**  
16 **map designations using the procedures in ORS 215.788 (2).**  
17       **“(b) Plan and zone land redesignated under subsection (3) of this**  
18 **section as nonresource land to be developed in a manner that:**  
19       **“(A) Retains the rural character of the area.**  
20       **“(B) Will not significantly interfere with current or accepted farm**  
21 **and forest practices.**  
22       **“(C) Will not significantly interfere with plans to urbanize nearby**  
23 **cities.**  
24       **“(D) Is sustainable in terms of the effects of the development on:**  
25       **“(i) Water quality, availability and cost;**  
26       **“(ii) State and local transportation facilities;**  
27       **“(iii) Fish and wildlife habitats and other ecologically significant**  
28 **lands identified and designated in the county comprehensive plan;**  
29       **“(iv) The risk of wildland fire and the cost of fire suppression; and**  
30       **“(v) The cost of public facilities and services.**

1       **“(E) To the extent practicable, locates and clusters future residen-**  
2 **tial developments to:**

3       **“(i) Minimize the effects on farm and forest uses;**

4       **“(ii) Avoid lands subject to natural hazards; and**

5       **“(iii) Reduce the costs of public facilities and services.**

6       **“SECTION 2. (1) A county or group of counties that conducts a**  
7 **study under section 1 of this 2017 Act shall:**

8       **“(a) Bear all costs relating to the study and any review and**  
9 **amendment of a comprehensive plan and land use regulation zoning**  
10 **map designations.**

11       **“(b) Complete the study and any review and amendment of the**  
12 **comprehensive plan and land use regulation zoning map designations**  
13 **no later than July 1, 2019.**

14       **“(c) Submit a report on the results of the study to the Land Con-**  
15 **servation and Development Commission.**

16       **“(2) A county that elects to review and amend its comprehensive**  
17 **plan and land use regulation map designations under section 1 (3) of**  
18 **this 2017 Act shall submit the amended comprehensive plan and land**  
19 **use regulation zoning map designations to the Department of Land**  
20 **Conservation and Development under ORS 215.794.**

21       **“SECTION 3. The Land Conservation and Development Commission**  
22 **shall report to a committee of the Legislative Assembly related to land**  
23 **use on the status and results of studies completed by counties under**  
24 **section 1 of this 2017 Act no later than July 1, 2020.**

25       **“SECTION 4. This 2017 Act being necessary for the immediate**  
26 **preservation of the public peace, health and safety, an emergency is**  
27 **declared to exist, and this 2017 Act takes effect on its passage.”.**

28