

HOUSE AMENDMENTS TO HOUSE BILL 2573

By COMMITTEE ON AGRICULTURE AND LAND USE

April 16

- 1 On page 1 of the printed bill, line 2, delete “; amending ORS 215.710”.
- 2 Delete lines 4 through 31 and delete page 2 and insert:
- 3 **“SECTION 1. Section 2 of this 2019 Act is added to and made a part of ORS chapter 215.**
- 4 **“SECTION 2. (1) Notwithstanding any farm income standard adopted under ORS 215.279,**
- 5 **a county shall approve a primary dwelling customarily provided in conjunction with farm use**
- 6 **under ORS 215.213 (1)(f) or 215.283 (1)(e), if:**
- 7 **“(a) The tract on which the dwelling will be established is currently employed for farm**
- 8 **use involving the raising and harvesting of cranberries;**
- 9 **“(b) The tract on which the dwelling will be established is considered to be high-value**
- 10 **farmland on the basis that the tract is growing a specified perennial under ORS 215.710 (2)**
- 11 **but the tract is not considered to be high-value farmland on the basis of soil composition**
- 12 **under 215.710 (1);**
- 13 **“(c) Except for seasonal farmworker housing approved prior to 2001, there is no other**
- 14 **dwelling on lands zoned for exclusive farm use or for farm and forest use owned by the farm**
- 15 **operator or on the farm operation;**
- 16 **“(d) The operator of the farm on the tract earned at least \$40,000 in gross annual income**
- 17 **from the sale of cranberries or cranberry products as described in ORS 215.279, excluding**
- 18 **any income:**
- 19 **“(A) From land leased or rented; or**
- 20 **“(B) Used to qualify another lot or parcel for the construction or siting of a primary**
- 21 **dwelling customarily provided in conjunction with farm use; and**
- 22 **“(e) As a condition of approval of the new dwelling, in addition to the requirements of**
- 23 **ORS 215.293, the property owner agrees to sign and record in the deed records for the county**
- 24 **in which the parcel is located, one or more instruments containing irrevocable deed re-**
- 25 **strictions, enforceable by the county, that prohibit the owner and the owner’s successors**
- 26 **from using the dwelling as a rental dwelling unit as defined in ORS 90.100.**
- 27 **“(2) Subsection (1)(b) of this section may not be interpreted to change land use decisions,**
- 28 **or determinations, of high-value farmland for any other purpose.**
- 29 **“SECTION 3. Section 2 of this 2019 Act is repealed on January 2, 2022.”.**
- 30
-