

**CELEBRATING**



**Oregon Department of  
Land Conservation and  
Development**

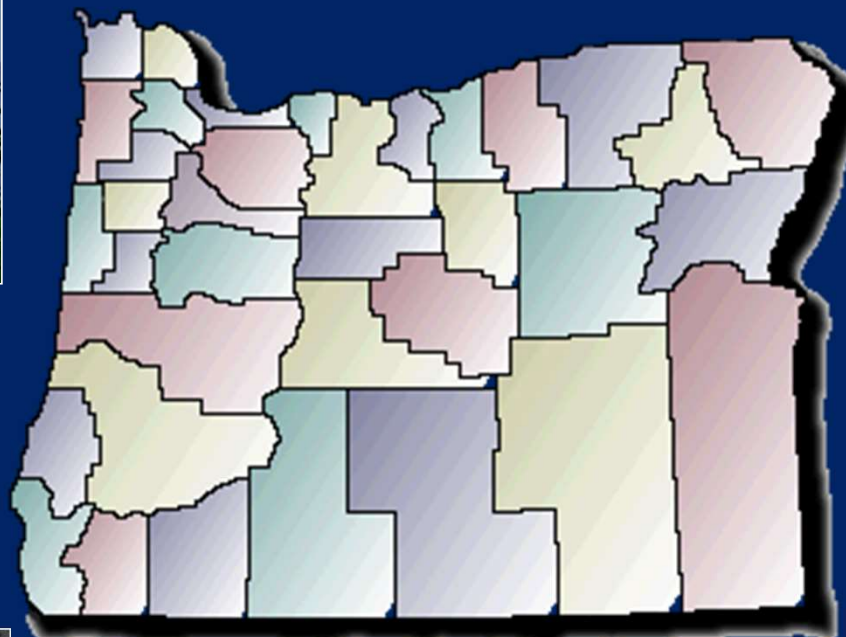
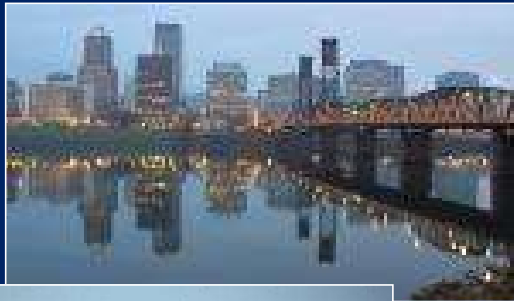
**Budget Presentation to the  
Ways & Means  
Natural Resources Subcommittee**

**February 13, 2023**

**Brenda Ortigoza Bateman, Ph.D., Director  
Richelle Corbo, Interim Chief Financial Officer  
Palmer Mason, J.D., Sr. Policy Advisor  
Alexis Biddle, J.D., Legislative & Policy Coordinator**

# Presentation Overview:

- **Agency Mission, History, Goals**
- **Agency Summary (Partners, Organization, Programs, Services)**
- **Major Changes, Budget Drivers, Risks**
- **Governor's Budget**
- **Legislation Needed to Implement Governor's Budget**
- **Agency Performance and Measures**
- **Long-Term Vacancies, Efficiencies, Reduction Options**



# Mission & History

CELEBRATE



**OREGON**  
Department of  
Land Conservation  
& Development

*Promoting healthy and equitable communities  
Preserving farms, forests, coastal & natural areas*

# Celebrate 50 years of land use planning success in Oregon!

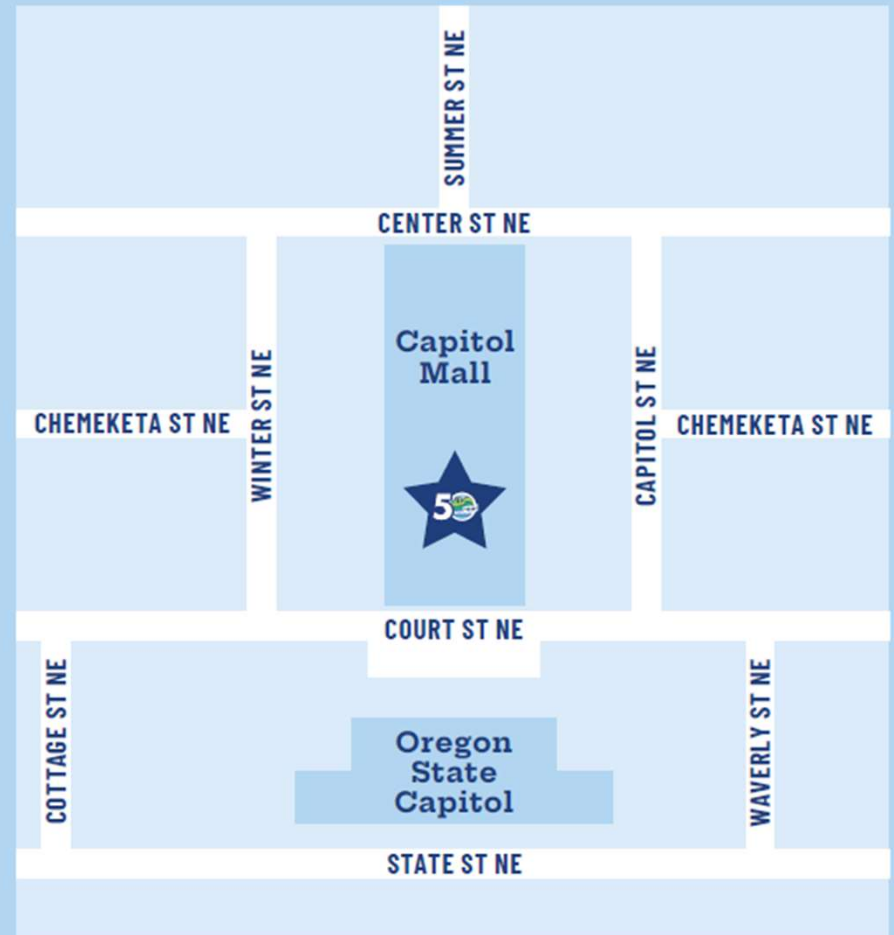
*Reflect on milestone moments,  
look to the future, and hear from  
thought leaders in the field.*

RSVP to [Celebrate.50@dlcd.oregon.gov](mailto:Celebrate.50@dlcd.oregon.gov)



**MAY 24, 2023 • 12-2PM  
CAPITOL MALL, SALEM**

*Cake and refreshments provided*



## A BRIEF HISTORY OF

# OREGON'S LAND USE SYSTEM

**SB 100 WAS SIGNED INTO LAW IN 1973. ALMOST 50 YEARS LATER, THE LAND USE SYSTEM THAT RESULTED HAS SHAPED THE STATE WE LIVE IN.**

### 1973

Governor Tom McCall requests legislation establishing a statewide program for land use planning. A bipartisan team of legislators introduce Senate Bill 100 which passes into law on May 29, 1973.

### 1977

All 19 land use goals have been adopted by the LCDC.

### 1987

All Oregon cities and counties have completed a comprehensive land use plan in response to applicable goals.

### 1992

Amendments to Goals 3 & 4 designate Oregon's most valuable farmland.

### 1994

Additional protections adopted by rule to protect high-value farmland.

### 2005

Oregon legislature passes Senate Bill 82, "The Big Look," creating the Oregon Task Force on Land Use Planning. The task force is to make recommendations on land-use policy to the 2009 legislature.

### 2007

Oregon voters pass Ballot Measure 49, modifying Measure 37. The measure clarifies development rights and opportunities; limiting large developments, and protecting farmlands, forestlands, and groundwater supplies.

### 2013

HB 2253 provides for statewide population forecasting to be conducted by Portland State University.

### 2015

LCDC Adopts rules to protect threatened Greater Sage Grouse in Central and Eastern Oregon, preventing the species being listed as endangered.

### 2018

LCDC approves Portland Metro urban and rural reserves, providing a 50-year future land supply for needed development and preserving rural lands outside the urban area.

### 2020

LCDC adopts rules implementing House Bills 2001 and 2003, ending exclusive single-family detached residential zoning in many Oregon cities.

### 2022

LCDC adopts rules requiring Oregon's eight metropolitan areas to plan for climate-friendly, equitable development. Oregon leads the nation in climate action through land use planning.

# Strategic Goals

- **8-Year Strategic Plan**
- **Built during 2022; scheduled for release summer 2023**
- **Significant staff, commission, and public input**
- **Five focus areas:**

**Focus Area 1: ensure equitable planning and engagement,**

**Focus Area 2: invest in robust operations,**

**Focus Area 3: support climate adaptation and resilience,**

**Focus Area 4: promote healthy and equitable communities, and**

**Focus Area 5: preserve farms, forests, coastal and natural areas.**

# The Land-Use System Operates as a Partnership

- 36 Counties
- 241 Cities
- 9 Federally Recognized Tribes
- Metro Regional Government
- Advocacy & Community-Based Organizations,  
a broad spectrum of stakeholders & public
- State Agencies
- Coastal - Network



# Land Conservation and Development Commission (LCDC)



Left to Right: Kaety Jacobson (Lincoln County Commissioner), Chair Anyeley Hallová (Partner, Portland Development Firm), Vice Chair Nick Lelack (Deschutes County Administrator), Allan Lazo (Executive Director of Fair Housing Council), Barbara Boyer (Organic Farmer, McMinnville), Gerard Sandoval (Associate Professor, University of Oregon), Stuart Warren (former Phoenix City Council)

# Role of the Commission

## Oregon's 19 Land Use Planning Goals

### Process



Goals 1 & 2

*Applies to all land use planning*

Public Participation  
Fact-Based Decisions  
Evaluating Alternatives  
Creating Implementation Measures

### Resource



Goals 3, 4, 5, 6, 7, 8, 13, & 15

*Applies to cities and counties*

Farm and Forest Lands  
Natural Hazards  
Recreation  
Natural Resources  
Willamette River  
Greenway

### Urban



Goals 9, 10, 11, 12, & 14

*Applies to cities*

Economic Development  
Housing  
Public Facilities  
Transportation  
Urban Growth Boundaries

### Coastal



Goals 16, 17, 18, & 19

*A networked partnership of federal & local gov'ts and tribes*

Estuaries  
Beaches and Dunes  
Ocean Resources  
Beach Access  
Tsunami Resilience

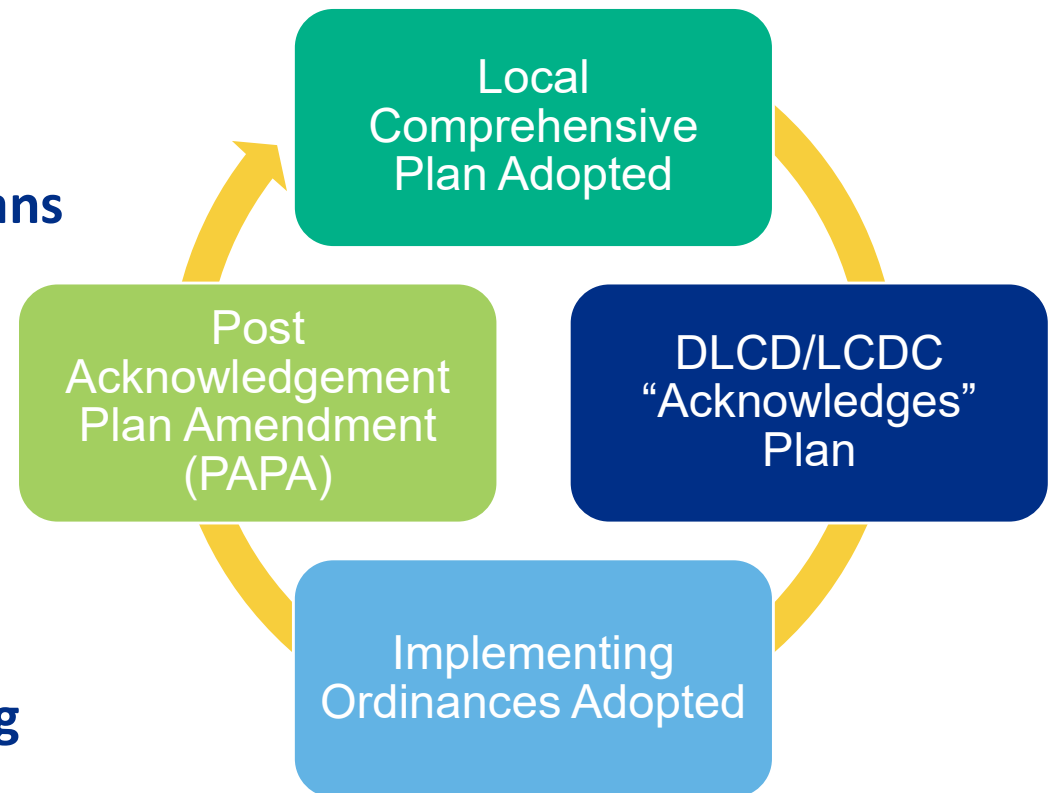
Rulemaking  
Policy/Program Guidance  
Budget Oversight  
Committee  
Appointments:

- Citizen Involvement Advisory Committee (CIAC)
- Local Officials Advisory Committee
- Grants Advisory Committee



# Role of Local Partners

- **Adapt and Amend Comprehensive Plans**
  - Housing Needs Assessments
  - Housing Production Strategies
  - Economic Opportunity Analyses
  - Capital Improvement Plans
  - Transportation Plans
  - Natural Hazards Mitigation Plans
  - Wildfire Plans
  - Estuary Management Plans
- **Develop and Adopt Amendments (500+/Year!)**
- **Implementing Measures**
  - Zoning, Ordinances, Permitting
  - Funding
  - Construction



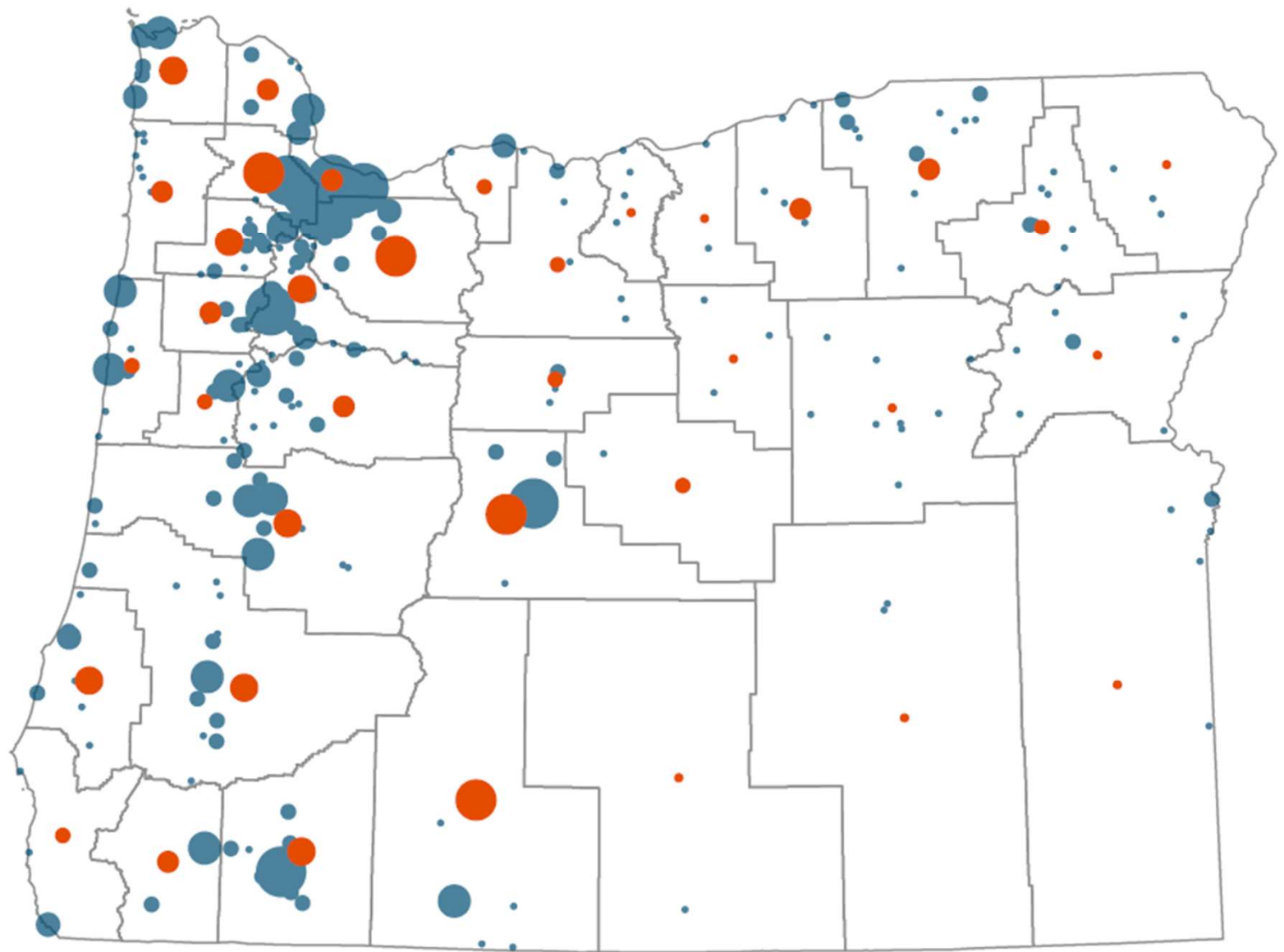
# Post Acknowledgement Plan Amendments (PAPA) Total accumulated between 1987 - 2022

## Total Number of city PAPAs

- 0 - 30
- 31 - 87
- 88 - 164
- 165 - 290
- 291 - 523

## Total number of county PAPAs

- 0 - 48
- 49 - 110
- 111 - 195
- 196 - 320
- 321 - 537



# Role of the Department

## DLCD Regional Representatives September 2022



### 68 Personnel:

- Planners
- Policy Analysts
- Fiscal Specialists
- Admin Support

### Divisions:

- Director's Office
- Planning Services
- Community Services
- Ocean/Coastal Services
- Administrative Services

### Role:

- Community and Tribal Engagement
- Acknowledge Local Plans & Amendments
- Interpret Rules; Ensure Consistency with Law
- Partner with Local Jurisdictions

# How DLCD Partners with Local Governments



## Technical Assistance

- 9 regional staff
- 15 staff experts in economic development, housing, transportation, farm & forest, coastal resources, etc.



## Model Codes

- Accessory Dwelling Units
- Middle Housing
- Model Housing Code
- Transportation & Growth Mgt
- Tsunami Hazards Overlay
- Flood Hazard Overlay



## Guidance Documents

- Housing Choices
- Infill Development
- Funding Walking & Biking Improvements
- Natural Hazards



## Data Availability

- Population Forecasts
- Online mapping /GIS applications
- Online reporting for cities and counties
- Simplified UGB Calculator

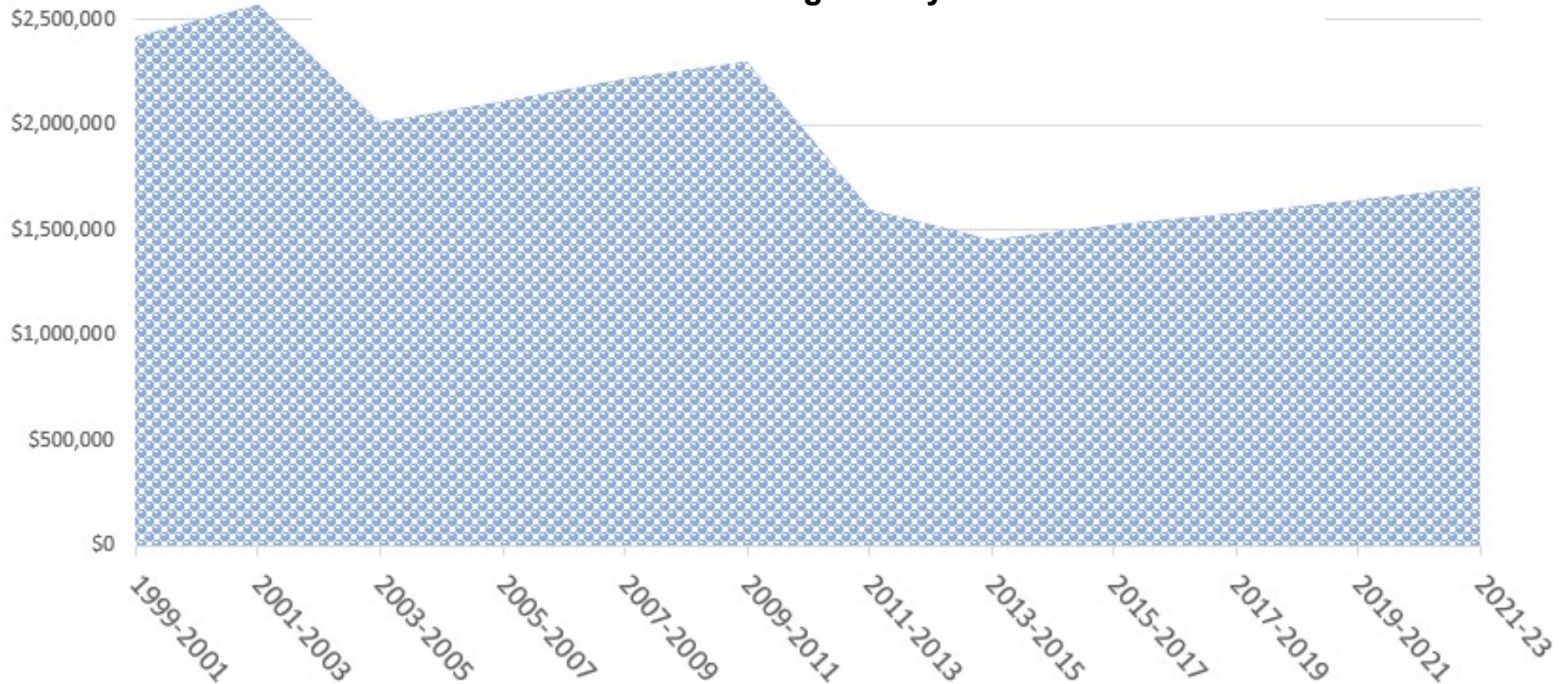


## Grants / Direct Assistance

- Cities & Counties
- Housing
- Economic Development
- Transportation & Growth Mgt.
- Coastal Grants
- FEMA Grants

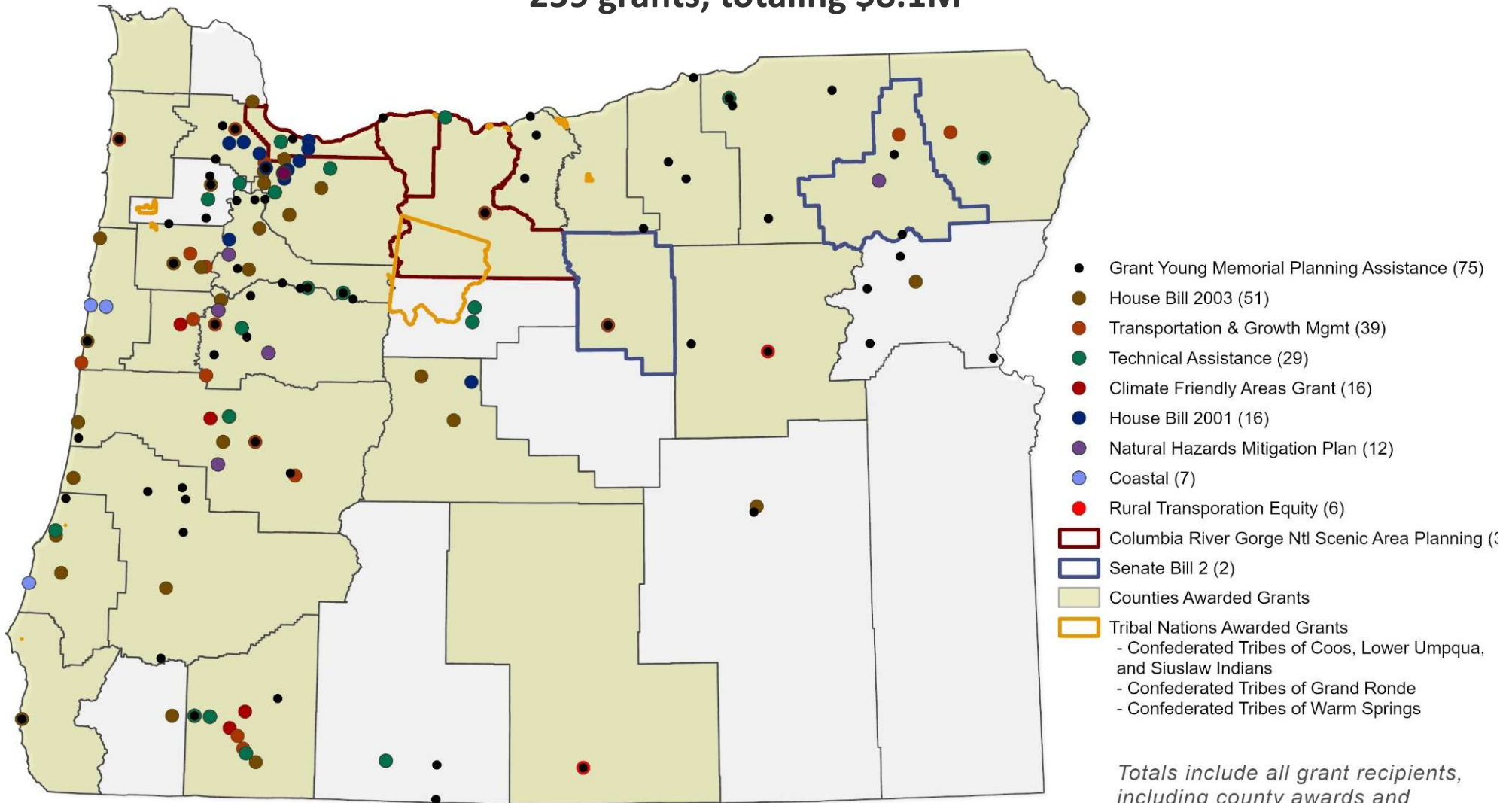
# History of DLCD Assistance

**Technical Assistance Grant Program (General Planning Grants)  
Funding History**



# Public Partners that Received Local Planning Assistance

2021 - 2023 Biennium  
259 grants, totaling \$8.1M



*Totals include all grant recipients, including county awards and partners that do not represent a discrete geographic area.*



# Public Partners that Received Local Planning Assistance

2021 - 2023 Biennium  
259 grants, totaling \$8.1M

*Deschutes County has been the recipient of DLCD TA grants, most recently in 2019 and 2022. In 2019, a TA grant in the amount of \$25,000 allowed staff to engage residents and stakeholders to hear their opinions on wildfire mitigation measures (R327) and updated wildlife inventories. In 2022, DLCD offered \$5,000 to assist the County's efforts in updating its Comprehensive Plan, specifically for virtual community engagement. These grants in combination with Deschutes County's expertise ensure that complex land use issues are thoroughly analyzed and vetted.*

**Peter Gutowsky, Community Development Director  
Deschutes County**

# Major Changes, Budget Drivers, Risks

- Change in Leadership

# Major Changes, Budget Drivers, Risks

- Change in Leadership
- Emphasizing Equity

*“In the time I have served on the commission, DLCD has made great strides in environmental and climate justice work. Our commission and agency leadership intentionally and aggressively pursue efforts to welcome and value more Oregonians and diverse perspectives in our process and conversations. I cannot overstate the value of this work.”*

~ Chair Anyeley Hallová, LCDC



Frontline communities, particularly BIPOC



People with lower incomes



Renters and people facing homelessness



People with disabilities



Single parents



Undocumented community members



LGBTQIA+ community members



Rural communities

# Major Changes, Budget Drivers, Risks

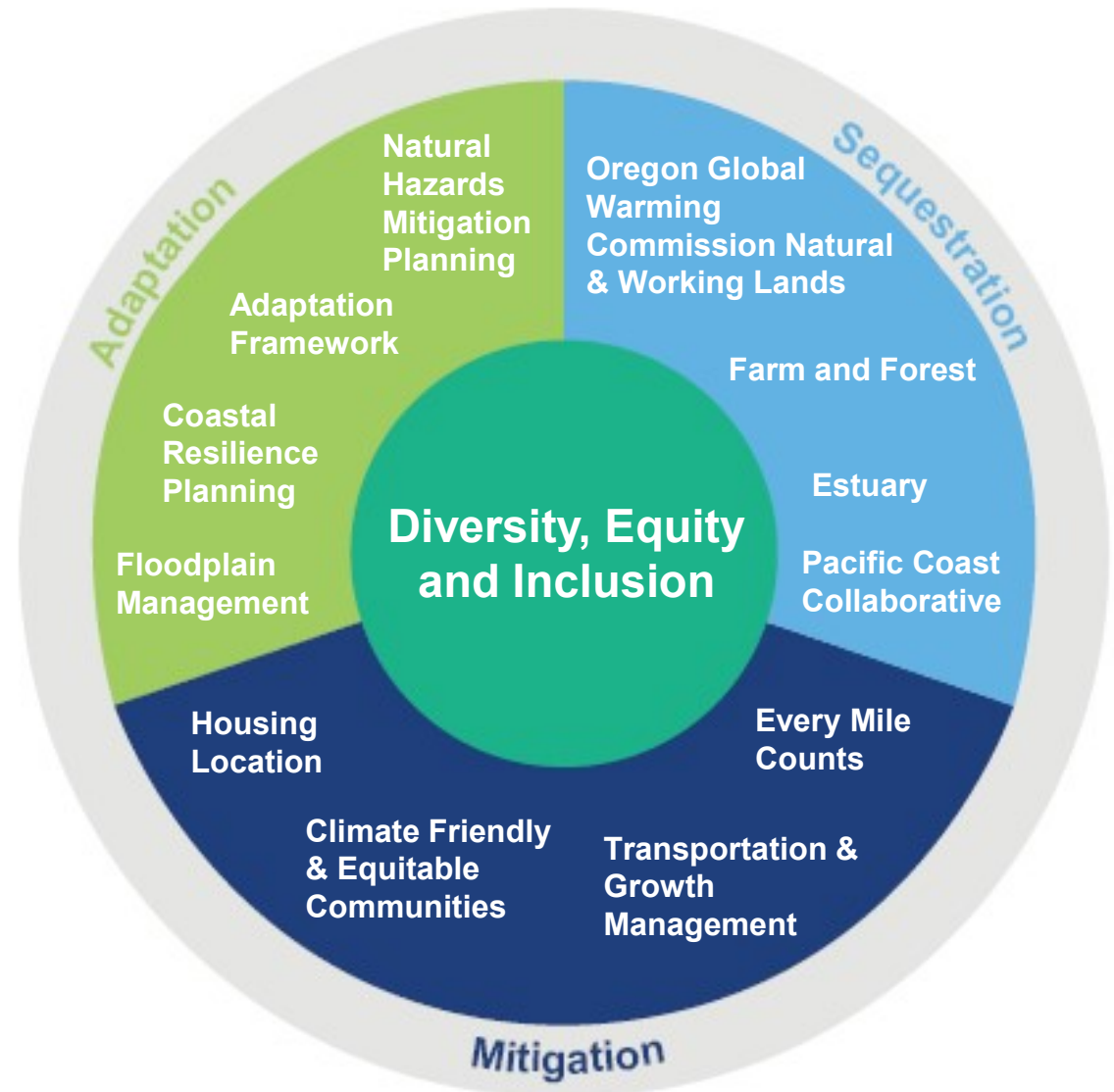
- Change in Leadership
- Emphasizing Equity
- Housing Crisis



The Governor's goal stated in Executive Order 23-04 is to build 36,000 housing units per year for the next ten years. This is in stark contrast to the 20,000 units per year currently produced.

# Major Changes, Budget Drivers, Risks

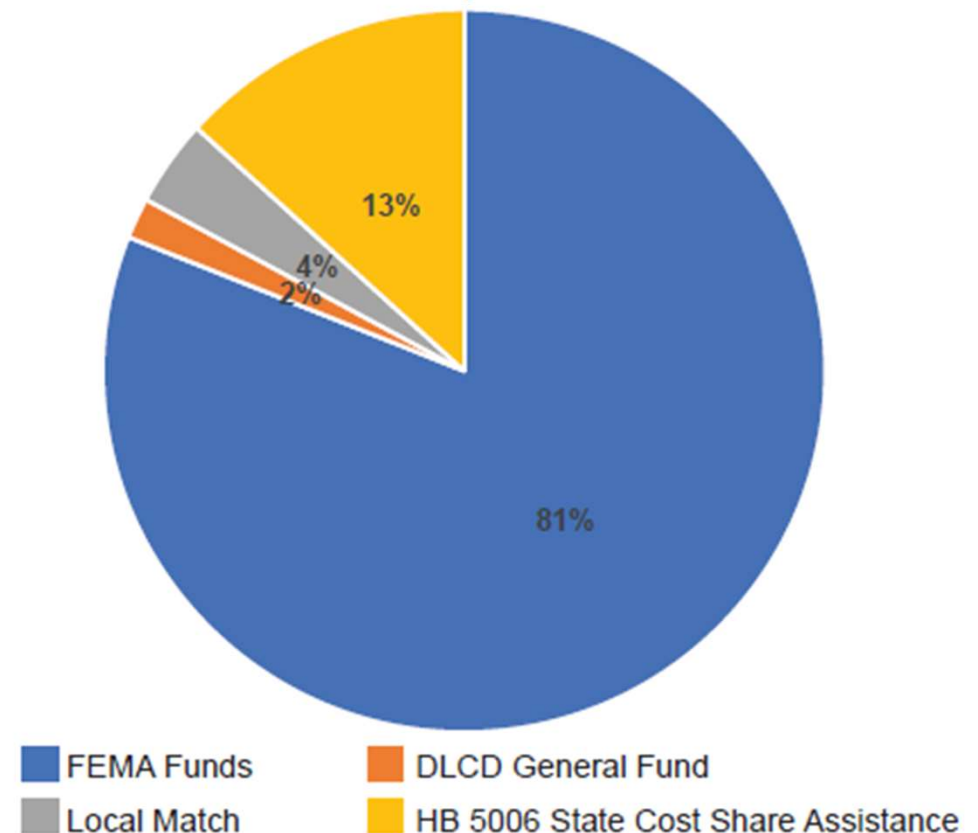
- Change in Leadership
- Emphasizing Equity
- Housing Crisis
- Climate



# Major Changes, Budget Drivers, Risks

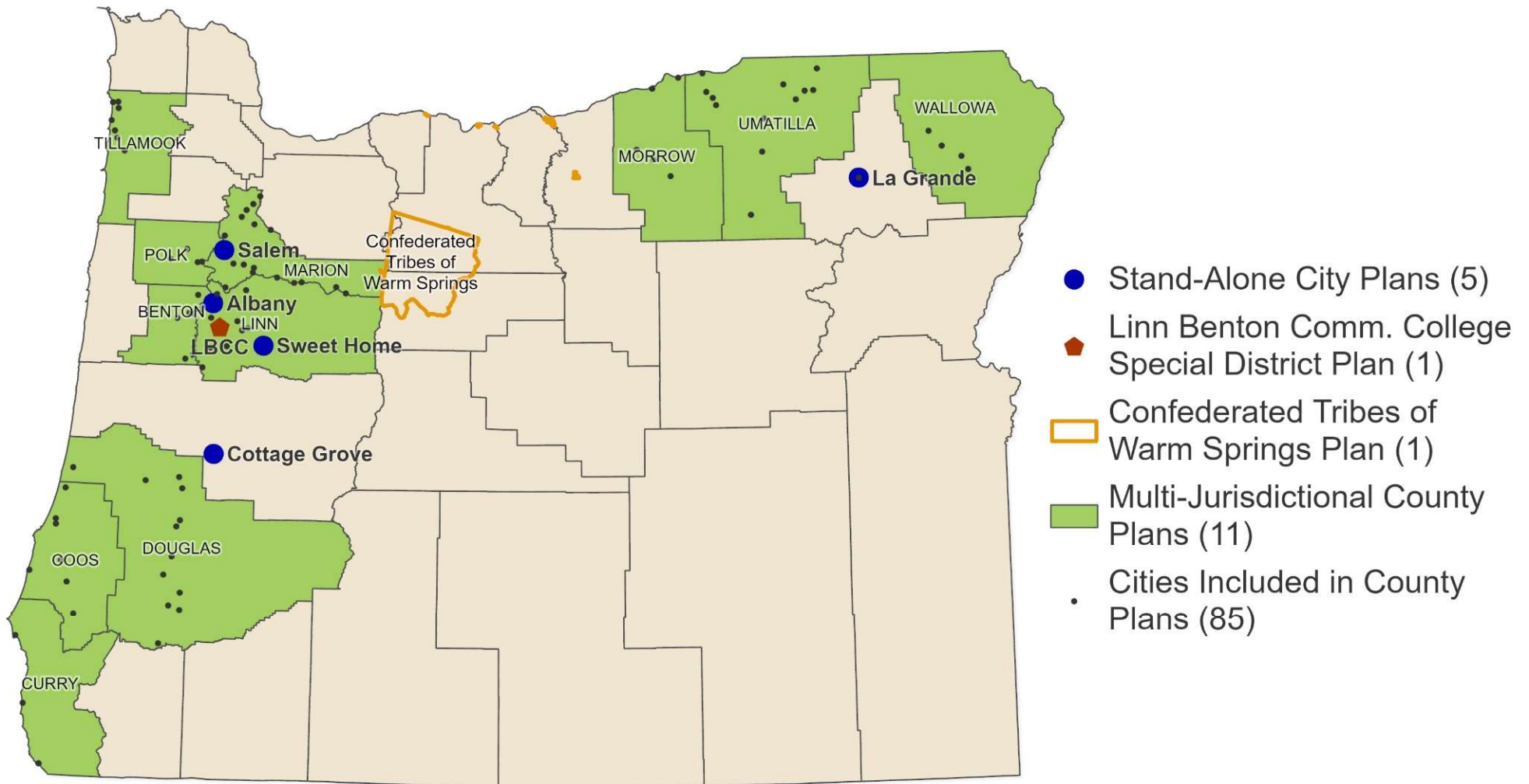
- Change in Leadership
- Emphasizing Equity
- Housing Crisis
- Climate
- Natural Hazards

Funding for DLCDC-Assisted Natural Hazard Mitigation Plan Updates



# DLCD-Assisted Natural Hazards Mitigation Plans

2021 - 2023 Biennium



# Major Changes, Budget Drivers, Risks

- Change in Leadership
- Emphasizing Equity
- Housing Crisis
- Climate & Natural Hazards
- Capacity of Local Partners
- Availability of Federal Funds
- Economic Development
- Customer Service



# Governor's Budget for DLCD (2023-25)

Total Funds: \$33,524,213

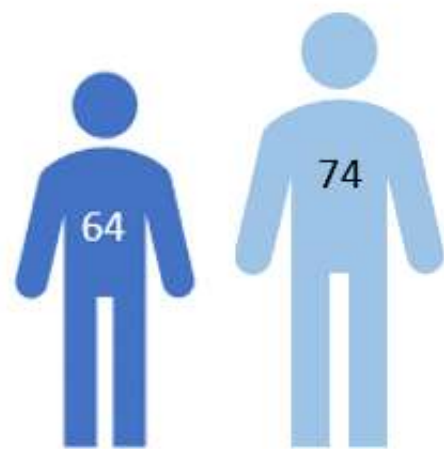


Pkg 91: Housing Production and Accountability Office  
 3 Positions for OR Housing Needs Assessment  
 6 Positions for Housing Production & Accountability  
 \$900,000 for Rulemaking Support  
 \$3.5 million for Grants to Local Governments  
 Goal 10-Housing and Goal 14-Urbanization

POP 206: Habitats Coordinator - 1 FTE  
 Federal Funding of \$216,641

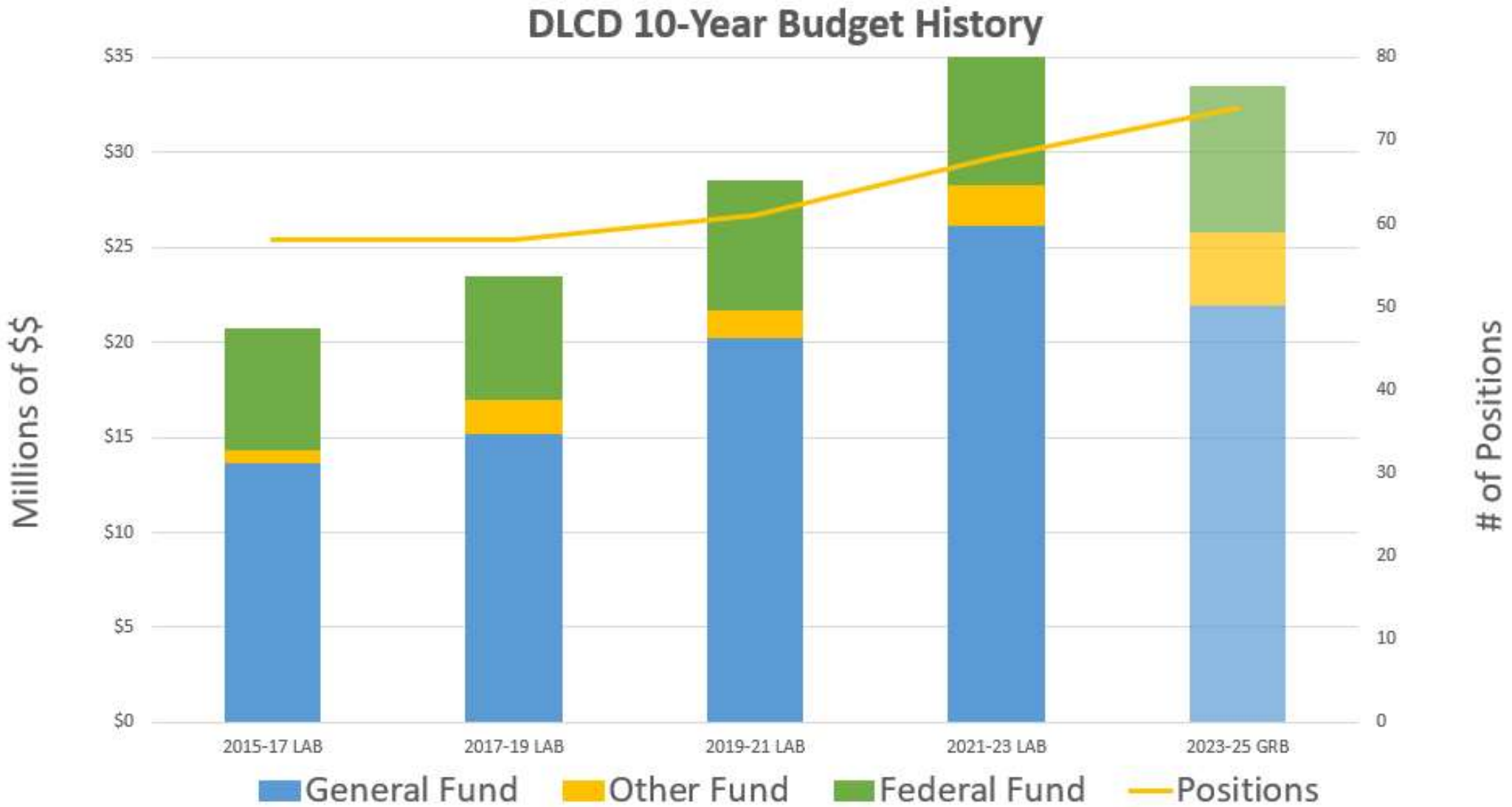
POP 210: Chief Financial Officer - Position Authority  
 Funds position by eliminating vacant  
 Operations & Policy Analyst 3 and reducing GF  
 Services and Supplies

POP 211: Position Clean-Up, Revenue Neutral



Permanent Positions

# Governor's Budget for DLCD (2023-25)



# Legislation Needed to Implement GRB

## **HB 2889, Relating to housing development.**

- Chief Sponsors: Rep. Dexter, Sen. Jama, Sen. Anderson, Rep. Fahey, Rep. Marsh, Sen. Gorsek

Legislation also expected to establish a Housing Production and Accountability Office.

# Agency Performance & Measures

## Key Performance Measures - 2022

### KPM #

- 1 Employment Land Supply
- 2 Housing Land Supply
- 3 Public Facilities Plans
- 5 Transit Supportive Land Use
- 6 Transportation Facilities
- 9 Urban Growth Boundary Expansion
- 10 Grant Awards
- 11 Customer Service
- 12 Commission Best Practices
- 13 Farm Land
- 14 Forest Land

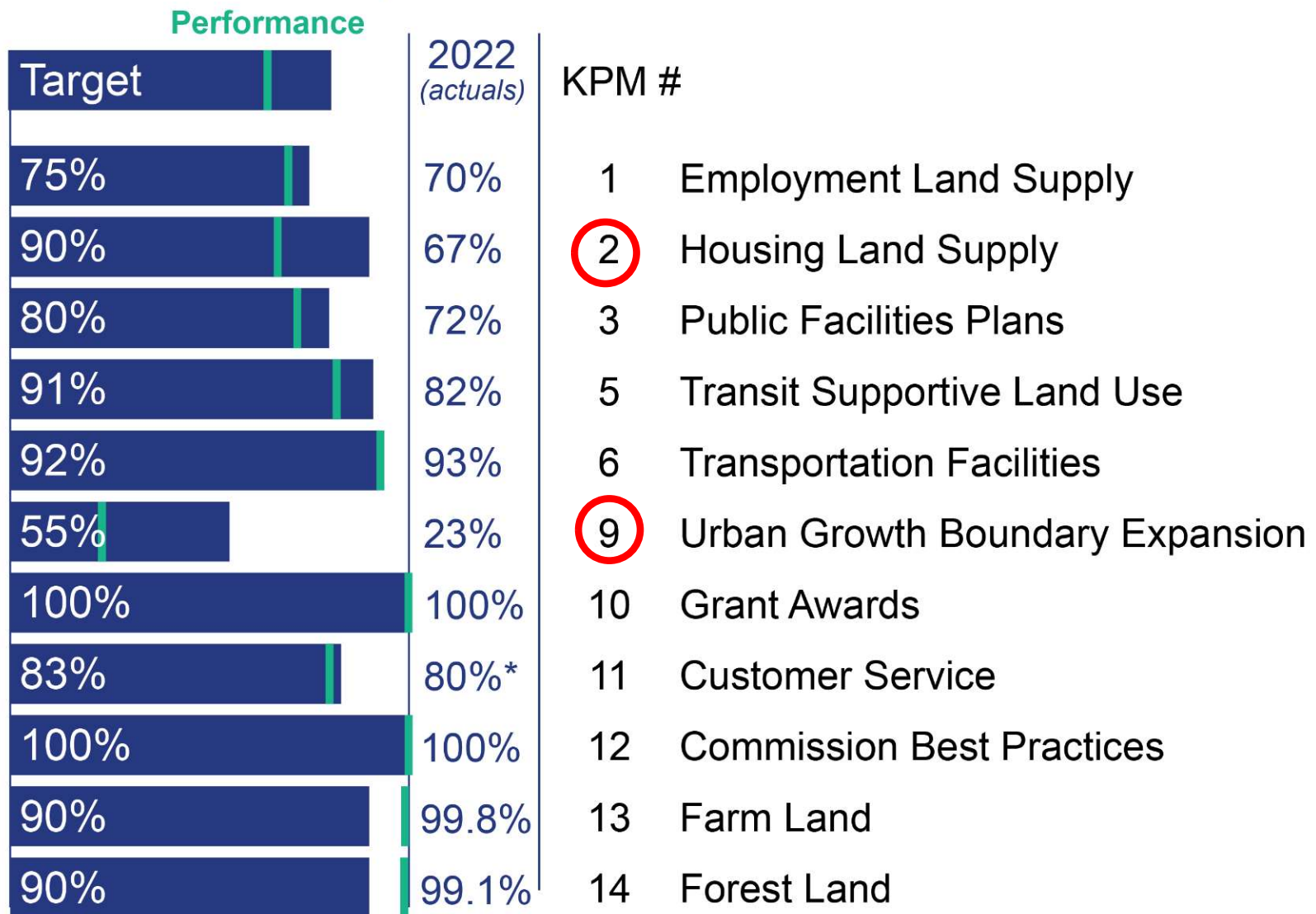
# Agency Performance & Measures

## Key Performance Measures - 2022

2022 <i>(actuals)</i>	KPM #	
70%	1	Employment Land Supply
67%	2	Housing Land Supply
72%	3	Public Facilities Plans
82%	5	Transit Supportive Land Use
93%	6	Transportation Facilities
23%	9	Urban Growth Boundary Expansion
100%	10	Grant Awards
80%*	11	Customer Service
100%	12	Commission Best Practices
99.8%	13	Farm Land
99.1%	14	Forest Land

# Agency Performance & Measures

## Key Performance Measures - 2022



# Customer Service Survey Feedback

You've always been available, responsive, and helpful. Just keep it up in recognizing that small communities lack deep expertise in facing growth and environmental issues.

Don't be timid. Publicize widely the benefits of the land use program to all Oregonians, and how it is an adaptable & comprehensive system that will continue to serve Oregonians. Don't be afraid to defend it.

**Make more resources available to help smaller communities.**

If we could ask...for anything more it would be increased staff availability, on-the-ground relationship building, trusted technical expertise and problem solving assistance.

Staff is very responsive and the regular meetings on HB2001 were fantastic. I have no suggestions for improvement.

**More technical assistance grants**

Hire more. Every experience with DLCD staff has been professional efficient and extremely helpful.

In the last year DLCD has been proactive about working to include city's that have not been historically engaged in their work (rule make, housing studies, etc.) and continuing/building on this proactive approach to including diverse/less heard from communities would be fantastic.

Any challenges that we've experienced are very technical, legally challenging. Sometimes it takes staff more time that we'd like for guidance to be provided.

Looking forward to more innovative work together.

# Vacancies and Efficiencies

## 2 Long-Term Vacancies:

Office Specialist 2 since April 2019, funded by General Funds

- 0.50 FTE currently part of a Permanent Finance Plan to reclass another position

OPA3 since Sept. 2021, funding by General Funds

- re-purposing \$ for agency CIO. Cleared class & comp
- position authority requested in DLCD's POP210 in GB

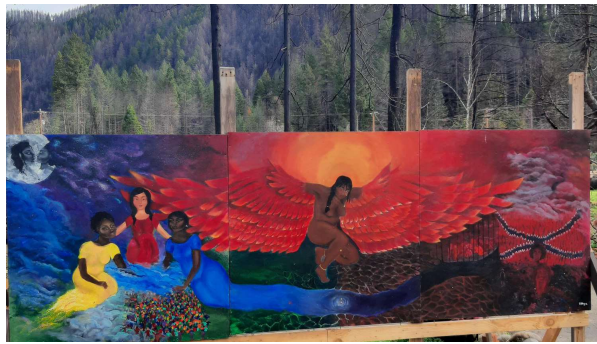
## Efficiencies:

- use of Teams & Zoom technology, reducing travel costs for meetings
- changed Commission meetings to quarterly from bimonthly
- eliminated landlines and desk PCs



# Summary of 15% General Fund Reductions

Goal %	Goal Amount	Item	Reduction	Running Total	Running Percentage
-5%	\$ (889,100)	50% reduction to GF Grants	\$ 889,100	\$ 889,100	5.00%
-10%	\$ (1,778,200)	15.6% reduction to GF Grants (65.6% total reduction)	\$ 279,201	\$ 1,168,301	6.57%
		50% reduction to AG Fees	\$ 475,000	\$ 1,643,301	9.24%
		14% Reduction to Facilities Rent	\$ 134,899	\$ 1,778,200	10.00%
-15%	\$ (2,667,300)	16% Reduction to Facilities (30% total reduction)	\$ 151,418	\$ 1,929,618	10.85%
		Reductions to out-of-state travel, training, telecom, facilities maintenance	\$ 66,924	\$ 1,996,542	11.23%
		70% reduction to Instate Travel	\$ 77,799	\$ 2,074,341	11.67%
		Reductions to Office, Agency Related, and Other Supplies and Services	\$ 78,535	\$ 2,152,876	12.11%
		80% reduction to Prof Svcs	\$ 220,000	\$ 2,372,876	13.34%
		Reduce two full-time positions to half-time	\$ 294,454	\$ 2,667,330	15.00%



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Thank You!