

HB 2256 STAFF MEASURE SUMMARY

House Committee On Agriculture, Land Use, Natural Resources, and Water

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Meeting Dates: 2/3

WHAT THE MEASURE DOES:

The measure specifies that a public benefit corporation that purchases unlawfully established land parcels are not entitled to damages or equitable relief against the seller if deed reflects intention that purchaser use the property for conservation purposes.

FISCAL: May have fiscal impact, but no statement yet issued

REVENUE: May have revenue impact, but no statement yet issued

Detailed Summary:

Specifies that when a public benefit corporation buys a parcel of land that is not lawfully established and the deed from the seller reflects an intention that the purchaser use the property for conservation purposes, the corporation is not entitled to damages or equitable relief against the seller under the statute that sets a buyer's remedy for purchase of an improperly created unit of land. Establishes that a person who acquires an interest from the corporation or from someone subsequent in title is also not entitled to damages or equitable relief against the corporation or the seller. Exempts such purchases from penalties under statutes governing land subdivisions and transactions.

ISSUES DISCUSSED:

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

In Oregon, land subdivisions and partitions are governed by ORS Chapter 92. A lot confirmation is an administrative review that verifies one or more lots (including lot remnants and adjusted lots), lots of record, or combinations thereof, have legal status as a property that is eligible for development under the zoning code. If land is acquired for conservation purposes development of the land is often not intended.