

SB 817 STAFF MEASURE SUMMARY

Senate Committee On Natural Resources and Wildfire

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Meeting Dates: 2/18, 3/4

WHAT THE MEASURE DOES:

The measure increases fees for Land Use Board of Appeals motion to intervene and notice of intent to appeal filings.

Fiscal impact: May have fiscal impact, but no statement yet issued.

Revenue impact: May have revenue impact, but no statement yet issued.

Detailed Summary:

Increases the following fees:

- Filing a motion to intervene from \$100 to \$200.
- Filing a notice of intent to appeal from \$300 to \$350.

Removes provision allowing the awarding of filing fees of a Notice of Intent to Appeal to the local government, special district, or state agency if the petitioner does not file a petition for review.

ISSUES DISCUSSED:

- Current process that awards Notice of Intent to appeal filing fees to the local government, special district, or state agency if petitioner fails to file a petition for review
- Appeal processes

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

The Land Use Board of Appeals (LUBA) provides a specialized appellate review body that provides a forum for resolving land use disputes and publishes its decisions for state and local legislators, land use professionals, city and county land use decision makers, property owners, and residents of Oregon to review. LUBA was established by the Oregon State Legislature in 1979 and hears rules on appeals of land use decisions made by local governments in special districts. Land use decisions often heard includes comprehensive plan changes, zone changes, conditional use permits, variance, rural land divisions, urban partitions, urban subdivisions, urban site review decisions, urban design review decisions, and more. To file appeals, filing fees are required to be paid to LUBA dependent on the specific filing.