

## **HB 3971 -1, -2 STAFF MEASURE SUMMARY**

### **House Committee On Rules**

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**Meeting Dates:** 5/21

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#### **WHAT THE MEASURE DOES:**

The measure requires a county to approve a land use application for an integrated materials and energy recovery facility that is sited on land that is owned by local government, located in the Willamette Valley, located outside of any urban growth boundary, and zoned for industrial, light industrial, or public facilities use. It allows a local government to approve or deny an application without a hearing and makes the approval or denial not a land use decision and subject only to the writ of review by circuit or county courts. It defines integrated materials and energy recovery facility and sunsets the measure's provisions on January 2, 2028. The measure declares an emergency and is effective on passage.

#### **ISSUES DISCUSSED:**

##### **EFFECT OF AMENDMENT:**

- 1 The amendment requires an integrated materials and energy recovery facility approved under the measure to be located in Lane County, not the Willamette Valley.
- 2 The amendment requires a local government to hold a hearing before approval or denial of an application.

##### **BACKGROUND:**

In 2020, the Lane County Commission adopted the Climate Action Plan Phase 1: Operations Recommendations Report, which identified the Short Mountain Landfill as the highest contributor of greenhouse gas emissions from County operations. The Plan recommended construction of an anaerobic digestion system at the Short Mountain Landfill as a key action for lowering emissions from the landfill.

In December 2023, the Lane Board of County Commissioners approved a contract with Bulk Handling Systems for the construction and operation of an Integrated Materials & Energy Recovery Facility. It also decided to purchase property in Goshen for siting the facility and increased solid waste fees for two years to fund the facility. The proposed facility, now called CleanLane, will include equipment for mixed waste processing, sorting lines for processing commingled recycling, and an anaerobic digestion facility to produce biogas from diverted organic waste. A hearings officer in April determined the project was incompatible with current zoning for the property and denied a special-use permit for the facility.