

Requested by Representative TRAN

**PROPOSED AMENDMENTS TO
HOUSE BILL 3062**

1 On page 1 of the printed bill, delete lines 5 through 27.

2 On page 2, delete lines 1 through 11 and insert:

3 **“SECTION 2. (1) Within a metropolitan statistical area, as defined**
4 **in ORS 267.010, except as provided under subsection (2) of this section,**
5 **a local government may not approve any application for the develop-**
6 **ment or use of land for a warehouse or distribution center within 1,000**
7 **feet of:**

8 **“(a) A dwelling unit of any type;**

9 **“(b) A public or private school;**

10 **“(c) A child care facility, preschool or school-age recorded program**
11 **as those terms are defined in ORS 329A.250; and**

12 **“(d) Nursing homes, long term care facilities, hospices,**
13 **convalescent facilities or similar live-in housing.**

14 **“(2) Before the approval of an application described in subsection**
15 **(1) of this section:**

16 **“(a) The warehouse or distribution center must submit information**
17 **to the Department of Environmental Quality for the purpose of com-**
18 **pleting a Level 1 Risk Assessment under a program adopted by the**
19 **department by rule under ORS 468A.337, without regard to whether the**
20 **department requires the completion of the assessment.**

21 **“(b) The local government with land use jurisdiction over the ap-**

1 **plication shall apply to the application any land use requirements re-**
2 **lated to the assessment or mitigation of traffic, odor, noise, vibration,**
3 **light or glare and may not exercise discretion to waive or allow a**
4 **blanket variance from any requirement, even if such waiver or vari-**
5 **ance is permitted under those requirements.”.**

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