

Secretary of State
NOTICE OF PROPOSED RULEMAKING HEARING*

A Statement of Need and Fiscal Impact accompanies this form.

Oregon Department of Land Conservation and Development	660
Agency and Division	Administrative Rules Chapter Number

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Rules Coordinator	Address	Telephone

RULE CAPTION

Uses authorized on land designated as urban or rural reserves in the Portland Metro region.

Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.

September 2, 2010	9:00am	635 Capitol Street, Basement Hearing Room Salem, OR 97301	LCDC
Hearing Date	Time	Location	Hearings Officer

Auxiliary aids for persons with disabilities are available upon advance request.

RULEMAKING ACTION

Secure approval of new rule numbers (Adopted or Renumbered rules) with the Administrative Rules Unit prior to filing.

ADOPT:

AMEND: OAR 660-027-0010; 0040; 0070

REPEAL:

Stat. Auth.: ORS 197.040; 195.145.

Other Auth.: Statewide planning goals (OAR 660, div 15) 3, 4, 5, 12 and 14.

Stats. Implemented: ORS 195.137 – 195.145; Chapter 723, 2007 Laws

RULE SUMMARY

The proposed amendments would modify rules under OAR 660, division 27, that currently prohibit counties and Metro from amending the current designations of urban or rural reserves, and from amending the counties' comprehensive plans to allow new uses that were not allowed at the time of the reserves designations. The proposed rule amendments may expand the limited exceptions to these prohibitions to allow:

(1) certain additional types of transportation facilities that are normally only allowed in urban areas; (2) other comprehensive plan amendments to allow new uses, including amendments that require an exception to a statewide planning goal; (3) plan amendments to allow new uses that are authorized by future judicial decisions, statutory changes, or rule changes. In addition, the proposed rules would amend OAR 660-027-0040 to clarify that the rule addresses future changes to the Metro urban growth boundary and to the Metro and county reserve designations, rather than other plan amendments.

Under ORS 183.335(2)(b)(G), the agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing the negative economic impact of the rule on business.

September 2, 2010

Last Day for Public Comment

	Richard Whitman	7/15/2010
Signature	Printed name	Date

*Hearing Notices published in the Oregon Bulletin must be submitted by 5:00 pm on the 15th day of the preceding month unless this deadline falls on a weekend or legal holiday, upon which the deadline is 5:00 pm the preceding workday. ARC 920-2005