

**A-Engrossed**  
**House Bill 3282**

Ordered by the House April 24  
Including House Amendments dated April 24

Sponsored by Representative BUEHLER; Representatives DAVIS, GILLIAM, GOMBERG, WHISNANT, Senators BEYER, JOHNSON

**SUMMARY**

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

*[Requires Director of Department of Land Conservation and Development at city request to approve or remand sequential phases of work task related to potential amendment of urban growth boundary.]*

**Provides that Land Conservation and Development Commission may permit cities to undergo periodic review for limited purpose of completing work relating to certain urban growth boundary amendments.**

**Declares emergency, effective on passage.**

**A BILL FOR AN ACT**

1  
2 Relating to local legislative review of urban growth boundaries; amending ORS 197.629; and declar-  
3 ing an emergency.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1.** ORS 197.629 is amended to read:

6 197.629. (1) The Land Conservation and Development Commission shall establish and maintain  
7 a schedule for periodic review of comprehensive plans and land use regulations. Except as necessary  
8 to coordinate approved periodic review work programs and to account for special circumstances  
9 that from time to time arise, the schedule shall reflect the following timelines:

10 (a) A city with a population of more than 2,500 within a metropolitan planning organization or  
11 a metropolitan service district shall conduct periodic review every seven years after completion of  
12 the previous periodic review; and

13 (b) A city with a population of 10,000 or more inside its urban growth boundary that is not  
14 within a metropolitan planning organization shall conduct periodic review every 10 years after  
15 completion of the previous periodic review.

16 (2) A county with a portion of its population within the urban growth boundary of a city subject  
17 to periodic review under this section shall conduct periodic review for that portion of the county  
18 according to the schedule and work program set for the city.

19 (3) Notwithstanding subsection (2) of this section, if the schedule set for the county is specific  
20 as to that portion of the county within the urban growth boundary of a city subject to periodic re-  
21 view under this section, the county shall conduct periodic review for that portion of the county  
22 according to the schedule and work program set for the county.

23 (4) If the Land Conservation and Development Commission pays the costs of a local government  
24 that is not subject to subsection (1) of this section to perform new work programs and work tasks,  
25 the commission may require the local government to complete periodic review when the local gov-

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted.  
New sections are in **boldfaced** type.

1 ernment has not completed periodic review within the previous five years if:

2 (a) A city has been growing faster than the annual population growth rate of the state for five  
3 consecutive years;

4 (b) A major transportation project on the Statewide Transportation Improvement Program that  
5 is approved for funding by the Oregon Transportation Commission is likely to:

6 (A) Have a significant impact on a city or an urban unincorporated community; or

7 (B) Be significantly affected by growth and development in a city or an urban unincorporated  
8 community;

9 (c) A major facility, including a prison, is sited or funded by a state agency; or

10 (d) Approval by the city or county of a facility for a major employer will increase employment  
11 opportunities and significantly affect the capacity of housing and public facilities in the city or ur-  
12 ban unincorporated community.

13 (5) The Land Conservation and Development Commission may schedule periodic review for a  
14 local government earlier than provided in subsection (1) of this section if necessary to ensure that  
15 all local governments in a region whose land use decisions would significantly affect other local  
16 governments in the region are conducting periodic review concurrently, but not sooner than five  
17 years after completion of the previous periodic review.

18 (6) A city or county that is not required to complete periodic review under subsection (1) of this  
19 section may request periodic review by the commission.

20 **(7) Upon request by a city, the Land Conservation and Development Commission may**  
21 **permit a city to undergo periodic review for the limited purpose of completing changes to**  
22 **proposed amendments to a comprehensive plan and land use regulations required on remand**  
23 **after review by the commission under ORS 197.626 (1)(b). If periodic review is initiated under**  
24 **this subsection, the city may adopt, and the Director of the Department of Land Conserva-**  
25 **tion and Development may approve, a work program that includes only the changes required**  
26 **on remand.**

27 [(7)] (8) As used in this section, "metropolitan planning organization" means an organization  
28 located wholly within the State of Oregon and designated by the Governor to coordinate transpor-  
29 tation planning in an urbanized area of the state pursuant to 49 U.S.C. 5303(c).

30 **SECTION 2. This 2015 Act being necessary for the immediate preservation of the public**  
31 **peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect**  
32 **on its passage.**

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