

REVENUE: No revenue impact

FISCAL: No fiscal impact

Action:	Do Pass
Vote:	4 - 0 - 1
Yeas:	Atkinson, Bates, Prozanski, Avakian
Nays:	0
Exc.:	Beyer
Prepared By:	Sue Marshall, Administrator
Meeting Dates:	4/17

WHAT THE MEASURE DOES: Modifies the standard for review by metropolitan service district of comprehensive plans and land use regulations of cities and counties within the district to determine whether their comprehensive plans and land use regulations substantially comply with the regional framework plan and functional plans. Establishes a process for enforcement of requirements. Authorizes imposition enforcement remedies by the district.

ISSUES DISCUSSED:

- The need to clarify existing procedures related to substantial compliance
- Process and timeline for notifying local governments of noncompliance

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: The metropolitan service district (Metro) is authorized to develop a regional framework plan and functional land use plans that impact zoning and other land use regulations of the cities and counties within the region. Senate Bill 722 establishes “substantial compliance” as a statutory standard for measuring local jurisdictional compliance and allows Metro to review plans and regulations in terms of their performance rather than a strict adherence to compliance with the district’s functional plan. The measure codifies functional plan enforcement authority already in the Metro Code and grants Metro the authority to withhold discretionary funds for noncompliance. Additionally, the measure allows the Land Conservation and Development Commission to order a noncompliant city or county to amend its plan or regulations to attain functional plan compliance. Proponents of the measure believe the changes will reduce litigation and be a more cost-effective approach to local jurisdiction compliance.