

# Senate Bill 30

Sponsored by Senator WESTLUND; Senators BROWN, CARTER, Representatives BOONE, CLEM, DALLUM, MERKLEY, ROSENBAUM

## 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 **as introduced**.

Prohibits siting of destination resort in or within three miles of Metolius River Basin.  
Declares emergency, effective on passage.

## A BILL FOR AN ACT

1  
2 Relating to destination resort siting; creating new provisions; amending ORS 197.455; and declaring  
3 an emergency.

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

5 **SECTION 1.** ORS 197.455 is amended to read:

6 197.455. (1) A destination resort must be sited on lands mapped as eligible for destination resort  
7 siting by the affected county. The county may not allow destination resorts approved pursuant to  
8 ORS 197.435 to 197.467 to be sited in any of the following areas:

9 (a) Within 24 air miles of an urban growth boundary with an existing population of 100,000 or  
10 more unless residential uses are limited to those necessary for the staff and management of the re-  
11 sort.

12 (b)(A) On a site with 50 or more contiguous acres of unique or prime farmland identified and  
13 mapped by the United States Natural Resources Conservation Service, or its predecessor agency.

14 (B) On a site within three miles of a high value crop area unless the resort complies with the  
15 requirements of ORS 197.445 (6) in which case the resort may not be closer to a high value crop  
16 area than one-half mile for each 25 units of overnight lodging or fraction thereof.

17 (c) On predominantly Cubic Foot Site Class 1 or 2 forestlands as determined by the State  
18 Forestry Department, which are not subject to an approved goal exception.

19 (d) In the Columbia River Gorge National Scenic Area as defined by the Columbia River Gorge  
20 National Scenic Act, P.L. 99-663.

21 (e) In an especially sensitive big game habitat area as determined by the State Department of  
22 Fish and Wildlife in July 1984 or as designated in an acknowledged comprehensive plan.

23 **(f) In or within three miles of the Metolius River Basin.**

24 (2) In carrying out subsection (1) of this section, a county shall adopt, as part of its compre-  
25 hensive plan, a map consisting of eligible lands within the county. The map must be based on rea-  
26 sonably available information and may be amended pursuant to ORS 197.610 to 197.625, but not more  
27 frequently than once every 30 months. The county shall develop a process for collecting and pro-  
28 cessing concurrently all map amendments made within a 30-month planning period. A map adopted  
29 pursuant to this section shall be the sole basis for determining whether tracts of land are eligible  
30 for destination resort siting pursuant to ORS 197.435 to 197.467.

31 **SECTION 2. The amendments to ORS 197.455 by section 1 of this 2007 Act apply to lands**

**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 mapped as eligible for destination resort siting based on comprehensive plan amendments  
2 that were acknowledged on or after December 25, 2006.

3 **SECTION 3.** This 2007 Act being necessary for the immediate preservation of the public  
4 peace, health and safety, an emergency is declared to exist, and this 2007 Act takes effect  
5 on its passage.  
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