

REVENUE: No revenue impact

FISCAL: Minimal fiscal impact, no statement issued

Action:	Do Pass as Amended and Be Printed Engrossed and Be Referred to the Committee on Rules
Vote:	3 - 2 - 0
Yeas:	Hass, Prozanski, Dingfelder
Nays:	Atkinson, Boquist
Exc.:	0
Prepared By:	Beth Herzog, Administrator
Meeting Dates:	4/23, 4/28

WHAT THE MEASURE DOES: Approves Land Conservation and Development Commission's (Commission) recommendation that Metolius River Basin be designated an area of critical state concern. Approves management plan (plan) and directs Commission to adopt plan by rule. Amends section 1.2.4 of plan by deleting text that states if Legislature enacts a bill that provides an owner of property described to carry out a pilot project to develop a sustainable eco-community outside of Area 1 and Area 2, then development authorized by section is limited to two forest dwellings. Requires Commission to substantively limit development authorized in section 2.2.3 of plan or define contiguous so that development units can occur on up to 25 clusters that may be connected by a road system. Requires that in addition to development limitations in plan, new development allowed by an amendment of plan may not result in negative impacts to Metolius River or fish and wildlife resources. Prohibits a county from siting a destination resort in Metolius River Basin. Declares emergency; effective on passage.

ISSUES DISCUSSED:

- Types of maps used
- Timeline of process
- Proposed development plans
- Other legislation on Metolius Basin
- Forest Service leases on cabins

EFFECT OF COMMITTEE AMENDMENT: Replaces the measure.

BACKGROUND: The legislation that created Oregon's land use planning program, Senate Bill 100 (1973), authorizes designation of areas of critical state concern. Since its passage, areas considered appropriate for such designation, like the Columbia River Gorge, have been protected instead through the use of special statewide land use planning goals, by the federal government, and through other specialized state and federal designations. The Commission amended Goal 8 in 1984 to allow the development of destination resorts on certain forestlands, including forestlands in the Metolius River Basin. The Metolius River Basin is located mostly in Jefferson County with a small part in Deschutes County. In 2006, Jefferson County amended its comprehensive plan to make two sites available to destination resorts: The Ponderosa and The Metolian. The siting of a destination resort is an issue of statewide concern under ORS 197.440(4), and the action is pending appeal before the state's Supreme Court. On April 2, 2009, the Commission recommended to the Legislative Assembly that the Metolius River Basin be designated an area of critical statewide concern.

4/30/2009 4:34:00 PM

This summary has not been adopted or officially endorsed by action of the committee.