

Minority Report
B-Engrossed
House Bill 2227

Ordered by the Senate June 12
Including House Amendments dated April 6 and Senate Minority
Report Amendments dated June 12

Sponsored by nonconcurring members of the Senate Committee on Environment and Natural Resources: Senators
BOQUIST, ATKINSON

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.

[Modifies provisions for siting destination resorts.]
[Authorizes Land Conservation and Development Commission to evaluate destination resort policies and update key requirements.]

Authorizes county to site destination resort within boundaries of county. Provides that county may approve siting destination resort on land within area designated as area of critical state concern if county meets specified criterion.

A BILL FOR AN ACT

1
2 Relating to destination resorts.

3 Whereas in January 2006, a Jefferson County advisory group formed to discuss destination re-
4 sort mapping and began their local county process; and

5 Whereas the public process commenced in March 2006, when numerous public meetings were
6 held in Madras, Crooked River Ranch and Camp Sherman to discuss the siting of destination resorts
7 within the county; and

8 Whereas the Jefferson County Commissioners approved a map of eligible lands for destination
9 resort siting on December 21, 2006; and

10 Whereas on January 17, 2007, Jefferson County's decision was appealed to the Land Use Board
11 of Appeals; and

12 Whereas on December 19, 2008, Governor Kulongoski submitted a letter to the Land Conserva-
13 tion and Development Commission requesting that the commission work toward designating the
14 Metolius River Basin as an area of critical state concern; and

15 Whereas on February 11 and 12, 2009, public hearings were held in Deschutes County and in
16 Jefferson County to discuss the process for designating an area of critical state concern; and

17 Whereas on March 11, 2009, the Land Conservation and Development Commission held a public
18 hearing in Madras; and

19 Whereas on March 24, 2009, the Land Conservation and Development Commission approved a
20 recommendation that the Legislative Assembly establish an area of critical state concern; and

21 Whereas on April 1, 2009, Jefferson County voted to initiate a lawsuit against the Land Con-
22 servation and Development Commission, requesting a judicial review of the area of critical state
23 concern process; and

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 Whereas Jefferson County has been battling the State of Oregon in defending the mapping of
2 land as eligible for destination resorts; and

3 Whereas as of May 2009, the Jefferson County unemployment rate is 16.6 percent; and

4 Whereas destination resorts encourage and promote tourism, create jobs and provide economic
5 growth and stability across local regions and the state; now, therefore,

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

7 **SECTION 1. Section 2 of this 2009 Act is added to and made a part of ORS 197.435 to**
8 **197.467.**

9 **SECTION 2. (1) The Legislative Assembly finds:**

10 **(a) It is the policy of this state to promote Oregon as a vacation destination and to en-**
11 **courage tourism as a valuable segment of our state's economy and our communities' local**
12 **economies.**

13 **(b) There is an economic benefit for counties that provide year-round destination resort**
14 **accommodations to attract visitors and encourage them to stay longer.**

15 **(c) Destination resorts are a critical planning tool to assist local communities in ad-**
16 **dressing high rates of unemployment.**

17 **(2) Subject to the requirements of ORS 197.435 to 197.467, a county has authority to site**
18 **destination resorts within the boundaries of the county.**

19 **(3) A county may approve siting a destination resort on land within an area designated**
20 **as an area of critical state concern if the county included the land on a map of eligible lands**
21 **before the Legislative Assembly designated the area of critical state concern.**

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