

SENATE AMENDMENTS TO A-ENGROSSED HOUSE BILL 2227

By COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES

June 12

1 On page 5 of the printed A-engrossed bill, delete lines 21 through 45.

2 On page 6, delete lines 1 through 16 and insert:

3 “**SECTION 5.** ORS 197.455 is amended to read:

4 “197.455. (1) **As used in this section, ‘high value crop area’ means an area in which there**
5 **is a concentration of commercial farms capable of producing crops or products with a mini-**
6 **imum gross value of \$1,000 per acre per year.**

7 “**(2)** A destination resort [*must*] **may** be sited **only** on lands mapped as eligible for destination
8 resort siting by the affected county. The county may not [*allow destination resorts approved pursuant*
9 *to ORS 197.435 to 197.467 to be sited in any of the following areas*] **map lands as eligible for des-**
10 **tination resort siting under ORS 197.435 to 197.467 if the lands are:**

11 “[*(a) Within 24 air miles of an urban growth boundary with an existing population of 100,000 or*
12 *more unless residential uses are limited to those necessary for the staff and management of the*
13 *resort.*.]

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

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

19 “[*(c) On predominantly Cubic Foot Site Class 1 or 2 forestlands as determined by the State*
20 *Forestry Department, which are not subject to an approved goal exception.*.]

21 “[*(d) In the Columbia River Gorge National Scenic Area as defined by the Columbia River Gorge*
22 *National Scenic Act, P.L. 99-663.*.]

23 “[*(e) In an especially sensitive big game habitat area as determined by the State Department of*
24 *Fish and Wildlife in July 1984 or as designated in an acknowledged comprehensive plan.*.]

25 “[**(2)** *In carrying out subsection (1) of this section, a county shall adopt, as part of its compre-*
26 *hensive plan, a map consisting of eligible lands within the county.*.]

27 “**(a) Within 24 air miles of an urban growth boundary with a population of 100,000 or**
28 **more;**

29 “**(b) On a site that is within three miles of a high value crop area;**

30 “**(c) On a site that is within an irrigation district organized under ORS chapter 545 if the**
31 **governing body of the irrigation district files with the county a written objection to the lands**
32 **being mapped as eligible for destination resort siting;**

33 “**(d) On a site in which the lands are predominantly classified as being in fire regime**
34 **condition class 3, unless the county prepares a community wildfire protection plan that**
35 **demonstrates the site can be developed without being at a high overall risk;**

1 “(e) Forestlands that are not subject to an approved exception to a goal relating to ag-
2 ricultural lands or forestlands and that are determined by the State Forestry Department
3 to be predominantly Cubic Foot Site Class 1 or 2 forestlands;

4 “(f) In the Columbia River Gorge National Scenic Area as defined by the Columbia River
5 Gorge National Scenic Area Act, P.L. 99-663; or

6 “(g) In an area of especially sensitive big game habitat.

7 “(3) If a county adopts a map of eligible lands under this section, the map must be based
8 on reasonably available information and may be amended pursuant to ORS 197.610 to 197.625, but
9 not more frequently than once every 30 months. The county shall develop a process for collecting
10 and processing concurrently [*all map amendments made within a 30-month planning period*] **amend-**
11 **ments to the county’s map of eligible lands.** A map adopted pursuant to this section shall be the
12 sole basis for determining whether tracts of land are eligible for destination resort siting pursuant
13 to ORS 197.435 to 197.467.”.

14 In line 21, delete “will”.

15 In line 23, delete “will”.

16 In line 26, restore “be” and delete “will be”.

17 On page 7, delete lines 35 through 39.