

House Bill 3100

Sponsored by Representatives CANNON, CLEM; Representatives BAILEY, BARNHART, BOONE, BUCKLEY, GARRETT, GREENLICK, KAHL, READ, RILEY, SCHAUFLEER, J SMITH, TOMEI

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**.

Approves recommendation of Land Conservation and Development Commission by designating area identified by commission recommendation, as amended, as area of critical state concern. Adopts management plan included in recommendation. Directs commission to supplement management plan for area. Prohibits county siting destination resort in area.

Declares emergency, effective on passage.

A BILL FOR AN ACT

Relating to area of critical state concern; and declaring an emergency.

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

SECTION 1. Section 2 of this 2009 Act is added to and made a part of ORS chapter 197.

SECTION 2. (1) As used in this section:

(a) "Area of influence" means land within three miles of the boundaries of the Metolius River Basin.

(b) "Metolius River Basin" means the area of land drained by the Metolius River and its tributaries.

(2) Pursuant to ORS 197.405 (4), the Legislative Assembly hereby:

(a) Approves the recommendation of the Land Conservation and Development Commission, submitted to the Legislative Assembly on _____, 2009, that the Metolius River Basin be designated an area of critical state concern; and

(b) Amends the commission's recommendation so that the area designated an area of critical state concern consists of the Metolius River Basin and the area of influence, except land east of the Deschutes River.

(3) The Legislative Assembly approves and adopts the management plan included in the recommendation pursuant to ORS 197.405 (1)(c) and directs the commission, by rule, to supplement the management plan for the area of critical state concern by establishing additional permissible use limitations, as appropriate, and other requirements to ensure that new development in the area will not result in:

(a) Negative impact to the Metolius River, its springs or its tributaries;

(b) Negative impact on fish resources in the area of critical state concern; or

(c) Negative impact on the wildlife resources in the area of critical state concern.

(4) A county may not approve siting a destination resort in the area of critical state concern designated under this section.

SECTION 3. This 2009 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2009 Act takes effect on its passage.

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.

