

## SENATE AMENDMENTS TO SENATE BILL 741

By COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES

May 5

1 On page 1 of the printed bill, line 2, before the period insert “; and declaring an emergency”.

2 Delete lines 4 through 31 and delete page 2 and insert:

3 **“SECTION 1. (1) As used in this section, ‘Metolius River Basin’ means the portions of the**  
4 **basin identified as Area 1 and Area 2 in the management plan recommended by the Land**  
5 **Conservation and Development Commission.**

6 **“(2) Pursuant to ORS 197.405 (4), the Legislative Assembly hereby approves the recom-**  
7 **mendation of the commission, submitted to the Legislative Assembly on April 2, 2009, that**  
8 **the Metolius River Basin be designated an area of critical state concern.**

9 **“(3) The Legislative Assembly approves the management plan included in the commis-**  
10 **sion’s recommendation pursuant to ORS 197.405 (1)(c) and directs the commission to adopt**  
11 **the management plan, by rule, without change except that the commission shall:**

12 **“(a) Amend section 1.2.4 of the management plan by deleting the following text: ‘If the**  
13 **2009 Legislative Assembly enacts a bill that provides for an owner, or affiliate of an owner,**  
14 **of the property described in this section to carry out a pilot project to develop a sustainable**  
15 **eco-community outside of Area 1 and Area 2, then the development authorized by this sec-**  
16 **tion is limited to two forest dwellings.’**

17 **“(b) Substantively limit development authorized in section 2.2.3 of the management plan,**  
18 **or define ‘contiguous,’ as used in section 2.2.3 of the management plan, so that the develop-**  
19 **ment of units can occur on up to 25 clusters that may be connected only by a road system.**

20 **“(4) The commission may amend the management plan only as provided in the manage-**  
21 **ment plan and only pursuant to applicable rulemaking procedures.**

22 **“(5) In addition to limitations on development that are contained in the management**  
23 **plan, new development allowed by amendment of the management plan may not result in:**

24 **“(a) Negative impact on the Metolius River, its springs or its tributaries;**

25 **“(b) Negative impact on fish resources in the Metolius River Basin; or**

26 **“(c) Negative impact on the wildlife resources in the Metolius River Basin.**

27 **“(6) A county may not approve siting a destination resort in the Metolius River Basin.**

28 **“SECTION 2. This 2009 Act being necessary for the immediate preservation of the public**  
29 **peace, health and safety, an emergency is declared to exist, and this 2009 Act takes effect**  
30 **on its passage.”**

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