

REVENUE: No revenue impact

FISCAL: Minimal fiscal impact, no statement issued

Action: Do Pass

Vote: 7 - 0 - 1

Yeas: Conger, Doherty, Esquivel, Johnson, Matthews, Kennemer, Schaufler

Nays: 0

Exc.: Hoyle

Prepared By: Theresa Van Winkle, Administrator

Meeting Dates: 3/11, 3/28

WHAT THE MEASURE DOES: Clarifies that the placement of irrigation property by certain special districts or corporations is an outright permitted use on land zoned for exclusive farm use. Establishes that the measure's provisions affect the irrigation property of irrigation districts, drainage districts, water improvement districts, water control districts and specified corporations.

ISSUES DISCUSSED:

- Legal interpretations of irrigation reservoirs located on exclusive farm use zones
- Department of Land Conservation and Development advisory workgroup regarding permitted usage
- Current permitting process
- How the measure's provisions effect local regulation

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: Current statutes regarding county planning and zoning do not have a clear indication of whether irrigation district reservoirs are uses allowed outright in exclusive farm use (EFU) zones. House Bill 3408 clarifies that irrigation reservoirs, as well as any other structures or facilities managed, operated, or maintained by an irrigation district, drainage district, water improvement district, water control district, or irrigation, drainage, water supply or flood control corporation, can be placed in any area zoned for EFU located in a county that has adopted marginal lands provisions and non marginal lands counties.