

HOUSE AMENDMENTS TO HOUSE BILL 3516

By COMMITTEE ON ENERGY, ENVIRONMENT AND WATER

April 27

1 Delete lines 4 through 20 of the printed bill and insert:

2 **“SECTION 1. Section 2 of this 2011 Act is added to and made a part of ORS 757.360 to**
3 **757.380.**

4 **“SECTION 2. (1) The installation and use on a residential structure of a solar**
5 **photovoltaic energy system that is a residential qualifying system or a solar thermal energy**
6 **system is an outright permitted use in any zone in which residential structures are an al-**
7 **lowed use.**

8 **“(2) The installation and use on a commercial structure of a solar photovoltaic energy**
9 **system that is a small commercial qualifying system or a solar thermal energy system is an**
10 **outright permitted use in any zone in which commercial structures are an allowed use.**

11 **“(3) Approval of a permit application under ORS 215.402 to 215.438 or 227.160 to 227.186**
12 **is, notwithstanding the definitions of ‘permit’ in ORS 215.402 and 227.160, a ministerial func-**
13 **tion if:**

14 **“(a) The installation of a solar energy system can be accomplished without increasing the**
15 **footprint or the roof height of the residential or commercial structure; and**

16 **“(b) The solar energy system panels would be mounted:**

17 **“(A) Within 12 inches of the surface of the roof; and**

18 **“(B) So that the plane of the panels is parallel to the slope of the roof.**

19 **“(4) As part of the permit approval process, a city or county:**

20 **“(a) May not charge a fee pursuant to ORS 215.416 or 227.175 for processing a permit;**

21 **“(b) May not require extensive surveys or site evaluations including, but not limited to,**
22 **vegetation surveys, contour maps and elevation drawings; and**

23 **“(c) May charge building permit fees pursuant to ORS 455.020, 455.210 and 455.220.**

24 **“(5) Subsections (3) and (4) of this section do not apply to a permit application for a**
25 **residential or commercial structure:**

26 **“(a) That is a federally or locally designated historic building or landmark or is located**
27 **in a federally or locally designated historic district.**

28 **“(b) Located within the boundaries of a conservation district established by a local gov-**
29 **ernment if the solar energy system would be installed on a section of the roof that is ori-**
30 **ented toward the roadway that provides the primary access to the structure.”.**

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