

# D R A F T

## SUMMARY

Authorizes inclusion of urban reserve land controlled by large industrial employer within urban growth boundary.

1 **A BILL FOR AN ACT**

2 Relating to inclusion of land within urban growth boundary for industrial  
3 use; creating new provisions; and amending ORS 197.626.

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

5 **SECTION 1. Section 2 of this 2013 Act is added to and made a part**  
6 **of ORS 197.295 to 197.314.**

7 **SECTION 2. (1) Notwithstanding ORS 197.296 and 197.298, a city may**  
8 **include within its urban growth boundary up to 100 acres of land des-**  
9 **ignated urban reserve under ORS 195.145 (1)(a) without evaluating al-**  
10 **ternative boundary locations pursuant to a statewide land use**  
11 **planning goal relating to urbanization when:**

12 **(a) An employer of 50 or more full-time equivalent employees owns,**  
13 **or has an enforceable option to purchase, the land;**

14 **(b) The employer is engaged in an industrial use reflecting an eco-**  
15 **nomic development opportunity that is demonstrably consistent with**  
16 **the economic opportunities analysis in the acknowledged comprehen-**  
17 **sive plan of the city; and**

18 **(c) The employer has a plan to expand operations and employment**  
19 **on the land.**

20 **(2) If the city amends the urban growth boundary to include land**  
21 **under subsection (1) of this section, the city shall establish a compre-**

1 **hensive plan designation for the land that allows zoning of the land**  
2 **for uses that are:**

3 (a) **Consistent with the industrial use planned by the employer; and**

4 (b) **Similar in nature and type to, or complementary to, the indus-**  
5 **trial use planned by the employer.**

6 **SECTION 3.** ORS 197.626 is amended to read:

7 197.626. (1) A local government shall submit for review and the Land  
8 Conservation and Development Commission shall review the following final  
9 land use decisions in the manner provided for review of a work task under  
10 ORS 197.633:

11 (a) An amendment of an urban growth boundary by a metropolitan service  
12 district that adds more than 100 acres to the area within its urban growth  
13 boundary;

14 (b) An amendment of an urban growth boundary by a city with a popu-  
15 lation of 2,500 or more within its urban growth boundary that adds more  
16 than 50 acres to the area within the urban growth boundary, **unless the**  
17 **amendment is authorized by section 2 of this 2013 Act;**

18 (c) A designation of an area as an urban reserve under ORS 195.137 to  
19 195.145 by a metropolitan service district or by a city with a population of  
20 2,500 or more within its urban growth boundary;

21 (d) An amendment of the boundary of an urban reserve by a metropolitan  
22 service district;

23 (e) An amendment of the boundary of an urban reserve to add more than  
24 50 acres to the urban reserve by a city with a population of 2,500 or more  
25 within its urban growth boundary; and

26 (f) A designation or an amendment to the designation of a rural reserve  
27 under ORS 195.137 to 195.145 by a county, in coordination with a metropol-  
28 itan service district, and the amendment of the designation.

29 (2) A final order of the commission under this section may be appealed  
30 to the Court of Appeals in the manner described in ORS 197.650 and 197.651.

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