

REVENUE: No revenue impact
FISCAL: Fiscal statement issued

Action:	Do Pass as Amended and Be Printed Engrossed and Be Referred to the Committee on Ways and Means
Vote:	5 - 2 - 0
Yeas:	Cameron, Frederick, Holvey, Unger, Clem
Nays:	Davis, Thatcher
Exc.:	0
Prepared By:	Lynn Beaton, Administrator
Meeting Dates:	3/14, 4/18

WHAT THE MEASURE DOES: Prohibits landfills from being allowed use on exclusive farm use (EFU) lands unless landfill is site for disposal of solid waste approved by city or county and site for which permit has been granted by Department of Environmental Quality (DEQ) as of effective date of Act. Allows landfills existing as of effective date of Act to expand onto land that was part of tract as of effective date of Act. Requires Oregon Department of Agriculture (ODA) and Department of Land Conservation and Development (DLCD) jointly to analyze conflicts between farm and nonfarm uses on agricultural land in areas zoned for exclusive farm use (EFU) in at least two counties and analyze trends in conflicts over time, including cumulative effects of conflicts between farm and nonfarm uses on long-term sustainability of Oregon agriculture. Requires ODA and DLCD to review acquisition of EFU zoned land by state and federal agencies for nonagricultural purposes, including wetlands and wildlife habitat. Requires Department of State Lands (DSL), Oregon Department of Fish and Wildlife (ODFW), State Parks and Recreation Department (Parks) and Oregon Watershed Enhancement Board (OWEB) to cooperate to provide information requested by ODA or DLCD for purposes of analysis. Requires ODA and DLCD to prepare report on required analysis. Requires DLCD to convene work group to review report, once prepared. Requires work group to recommend strategies to limit, avoid, or address conflicts between nonfarm uses and farm uses in manner that ensures long-term sustainability of Oregon agriculture and provides for locating nonfarm uses on agricultural lands in EFU zoned land, when beneficial. Requires DLCD to transmit recommendations of work group to appropriate interim legislative committees on or before January 1, 2015. Repeals requirements of Act on January 2, 2015. Declares emergency, effective on passage.

ISSUES DISCUSSED:

- Potential conflicts between landfills and farming
- Landfill example from Yamhill County
- Composting regulations
- Costs of moving landfills out of Willamette Valley

EFFECT OF COMMITTEE AMENDMENT: Replaces measure.

BACKGROUND: Oregon law protects agricultural land for farming, while also allowing some farm-related and nonfarm uses on exclusive farm use (EFU) lands. Over time, additional farm-related and non-farm related uses have been allowed on EFU land, subject to state rules concerning agricultural land. In recognition of the need to accommodate other land uses, each year a few thousand acres of agricultural land are either rezoned and made available for development or included within urban growth boundaries in urbanizing areas.

House Bill 3040 A would create an agency-led study group to evaluate the true extent and impact of nonfarm uses on farmland. House Bill 3040 A would also prohibit new landfills from being sited on EFU land.

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This summary has not been adopted or officially endorsed by action of the committee.