

**A-Engrossed**  
**House Bill 2095**

Ordered by the House March 29  
Including House Amendments dated March 29

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of House Interim Committee on Rural Communities, Land Use and Water)

**SUMMARY**

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Allows metropolitan service district to revise demonstration of sufficient buildable lands on single occasion under certain circumstances and to expand urban growth boundary if metropolitan service district concludes expansion is warranted.

**A BILL FOR AN ACT**

1  
2 Relating to amendment to an urban growth boundary by a metropolitan service district based on a  
3 one-time revision of the most recent demonstration of sufficient buildable lands; amending ORS  
4 197.299.

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

6 **SECTION 1.** ORS 197.299 is amended to read:

7 197.299. (1) A metropolitan service district organized under ORS chapter 268 shall complete the  
8 inventory, determination and analysis required under ORS 197.296 (3) not later than six years after  
9 completion of the previous inventory, determination and analysis.

10 (2)(a) The metropolitan service district shall take such action as necessary under ORS 197.296  
11 (6)(a) to accommodate one-half of a 20-year buildable land supply determined under ORS 197.296 (3)  
12 within one year of completing the analysis.

13 (b) The metropolitan service district shall take all final action under ORS 197.296 (6)(a) neces-  
14 sary to accommodate a 20-year buildable land supply determined under ORS 197.296 (3) within two  
15 years of completing the analysis.

16 (c) The metropolitan service district shall take action under ORS 197.296 (6)(b), within one year  
17 after the analysis required under ORS 197.296 (3)(b) is completed, to provide sufficient buildable land  
18 within the urban growth boundary to accommodate the estimated housing needs for 20 years from  
19 the time the actions are completed. The metropolitan service district shall consider and adopt new  
20 measures that the governing body deems appropriate under ORS 197.296 (6)(b).

21 (3) The Land Conservation and Development Commission may grant an extension to the time  
22 limits of subsection (2) of this section if the Director of the Department of Land Conservation and  
23 Development determines that the metropolitan service district has provided good cause for failing  
24 to meet the time limits.

25 (4)(a) The metropolitan service district shall establish a process to expand the urban growth  
26 boundary to accommodate a need for land for a public school that cannot reasonably be accommo-  
27 dated within the existing urban growth boundary. The metropolitan service district shall design the

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 process to:

2 (A) Accommodate a need that must be accommodated between periodic analyses of urban growth  
3 boundary capacity required by subsection (1) of this section; and

4 (B) Provide for a final decision on a proposal to expand the urban growth boundary within four  
5 months after submission of a complete application by a large school district as defined in ORS  
6 195.110.

7 (b) At the request of a large school district, the metropolitan service district shall assist the  
8 large school district to identify school sites required by the school facility planning process de-  
9 scribed in ORS 195.110. A need for a public school is a specific type of identified land need under  
10 ORS 197.298 (3).

11 **(5) Three years after completing its most recent demonstration of sufficient buildable**  
12 **lands under ORS 197.296, a metropolitan service district may, on a single occasion, revise the**  
13 **determination and analysis required as part of the demonstration for the purpose of consid-**  
14 **ering an amendment to the metropolitan service district's urban growth boundary, provided:**

15 (a) **The metropolitan service district has entered into an intergovernmental agreement**  
16 **and has designated rural reserves and urban reserves under ORS 195.141 and 195.145 with**  
17 **each county located within the district;**

18 (b) **The commission has acknowledged the rural reserve and urban reserve designations**  
19 **described in paragraph (a) of this subsection;**

20 (c) **One or more cities within the metropolitan service district have proposed a develop-**  
21 **ment that would require expansion of the urban growth boundary;**

22 (d) **The city or cities proposing the development have provided evidence to the metro-**  
23 **politan service district that the proposed development would provide additional needed**  
24 **housing to the needed housing included in the most recent determination and analysis;**

25 (e) **The location chosen for the proposed development is adjacent to the city proposing**  
26 **the development; and**

27 (f) **The location chosen for the proposed development is located within an area designated**  
28 **and acknowledged as an urban reserve.**

29 **(6)(a) If a metropolitan service district, after revising its most recent determination and**  
30 **analysis pursuant to subsection (5) of this section, concludes that an expansion of its urban**  
31 **growth boundary is warranted, the metropolitan service district may take action to expand**  
32 **its urban growth boundary in one or more locations to accommodate the proposed develop-**  
33 **ment, provided the urban growth boundary expansion does not exceed a total of 1,000 acres.**

34 (b) **A metropolitan service district that expands its urban growth boundary under this**  
35 **subsection:**

36 (A) **Must adopt the urban growth boundary expansion not more than four years after**  
37 **completing its most recent demonstration of sufficient buildable lands under ORS 197.296;**  
38 **and**

39 (B) **Is exempt from the boundary location requirements described in the statewide land**  
40 **use planning goals relating to urbanization.**

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