

Senate Bill 865

Sponsored by Senator HANSELL; Senator ROBLAN (at the request of Oregon Water Resources Congress)

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 **as introduced**.

Requires county or city governing body to submit subdivision or partition plats to certain special districts for district approval prior to approval by governing body.

A BILL FOR AN ACT

1
2 Relating to approval of plats by certain special districts.

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

4 **SECTION 1. Section 2 of this 2017 Act is added to and made a part of ORS chapter 92.**

5 **SECTION 2. (1) Prior to approving a plat of a subdivision or partition subject to review**
6 **under ORS 92.044 and located in whole or in part within the boundaries, an easement or a**
7 **right of way of an irrigation district, drainage district, water control district or water im-**
8 **provement district, the governing body of a county or a city shall submit notice of the plat**
9 **to the district for indorsement thereon.**

10 **(2) Within 30 days of receiving notice under subsection (1) of this section, the district**
11 **may submit to the governing body of the city or the county a statement containing any in-**
12 **formation or recommended conditions for approval of the proposed plat relating to the**
13 **structural integrity of:**

14 **(a) Irrigation facilities;**

15 **(b) District water supply;**

16 **(c) Public safety;**

17 **(d) Potential liabilities of the district; or**

18 **(e) Other potential exposures to the district.**

19 **(3) The district shall base the information and recommended conditions of approval in-**
20 **cluded in the statement described in subsection (2) of this section on rules and regulations**
21 **adopted by the district.**

22 **(4) If a district that receives notice of a plat from the governing body of a county or a**
23 **city under subsection (1) of this section fails to provide a statement, approve the plat or**
24 **otherwise take action within 30 days, the plat shall be considered to be in compliance with**
25 **the district requirements and the governing body may thereafter approve the plat without**
26 **the district's indorsement thereon.**

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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.