

Requested by Senator BEYER

**PROPOSED AMENDMENTS TO
HOUSE BILL 4060**

1 On page 1 of the printed bill, line 3, after “184.758,” insert “215.425,”.

2 On page 4, delete line 23 and insert:

3 **“AGGREGATE”.**

4 On page 5, after line 3, insert:

5 **“SECTION 4a.** ORS 215.425 is amended to read:

6 **“215.425. (1) As used in this section, ‘aggregate resource uses’ means**
7 **mining, crushing or stockpiling of aggregate or processing of aggre-**
8 **gate into asphalt or portland cement under ORS 215.213 (2)(d) or 215.283**
9 **(2)(b) and does not include mineral or other uses.**

10 **“(2) Impacts from aggregate resource uses for transportation**
11 **projects as defined in ORS 367.010 may not support a finding of a sig-**
12 **nificant change in practices or significant increase in costs under ORS**
13 **215.296 (1) for air, noise, water quality or other regulated environ-**
14 **mental impacts that are in compliance with relevant federal, state and**
15 **adopted local laws and regulatory programs.**

16 **“[(1)] (3) A decision relating to aggregate resource uses [permitted in ORS**
17 **215.213 (2)(d) or 215.283 (2)(b)] is subject to review solely under the pro-**
18 **visions of ORS 197.195 and 197.828 if:**

19 **“(a) The aggregate resource site is identified as a significant resource site**
20 **in the acknowledged comprehensive plan;**

21 **“(b) A program to achieve any statewide goal relating to open spaces,**

1 scenic and historic areas, and natural resources has been developed for the
2 aggregate resource site and is included within applicable land use regu-
3 lations; and

4 “(c) The decision concerns how, but not whether, aggregate resource use
5 occurs.

6 “[*(2) The provisions of subsection (1) of this section do not apply to mineral*
7 *and other uses not related to aggregate resources.*]”.

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