

HOUSE AMENDMENTS TO HOUSE BILL 2456

By COMMITTEE ON AGRICULTURE AND LAND USE

April 15

- 1 On page 1 of the printed bill, line 2, delete “creating new provisions;”.
- 2 In line 3, delete “amending ORS 308A.703;”.
- 3 In line 5, delete “Section 2 of this 2019 Act is” and insert “Sections 2 and 2a of this 2019 Act
4 are”.
- 5 In line 7, after “county” insert “that has established a review board described in section 2a of
6 this 2019 Act”.
- 7 In line 9, delete “residential zoning” and insert “allow the development of one residential unit
8 per lot or parcel of two acres or more”.
- 9 Delete lines 11 and 12 and insert:
- 10 “(b) The lands are not:
- 11 “(A) High-value farmland, as defined in ORS 195.300;
- 12 “(B) Predominantly composed of Class I, II or III soils; or
- 13 “(C) Viable for reasonably obtaining a profit through a farm use;”.
- 14 In line 17, delete “and”.
- 15 After line 17, insert:
- 16 “(e) The property owner agrees as a condition of approval of the rezoning to sign and record in
17 the county deed records an irrevocable deed restriction in the form prescribed by the county ac-
18 knowledging the protected rights of farm, forest and rangeland practices in the area and prohibiting
19 the owner and the owner’s successors in interest from pursuing a cause of action or claim of relief
20 alleging an injury from any farming, forest or rangeland practices for which no claim or action is
21 allowed under ORS 30.936 or 30.937 or otherwise protected by law as farming, forest or rangeland
22 practice;
- 23 “(f) The rezoning complies with any other criteria adopted by the county;
- 24 “(g) The approval would not result in a cumulative total of more than 200 acres rezoned by the
25 county under this section;
- 26 “(h) The rezoning has received a public hearing and a written opinion from a review board es-
27 tablished under section 2a of this 2019 Act; and”.
- 28 In line 18, delete “(e)” and insert “(i)”.
- 29 After line 26, insert:
- 30 “**SECTION 2a. (1) A county with lands within the Eastern Oregon Border Economic De-**
31 **velopment Region, as defined in ORS 284.771, may establish a review board that consists of**
32 **four members appointed by the governing body of the county.**
- 33 “**(2) The members of the review board shall serve terms of no more than four years and**
34 **may be reappointed by the governing body.**
- 35 “**(3) The review board must include:**

1 “(a) One member who represents the interests of the farming community of the county;
2 “(b) One member who represents the Eastern Oregon Border Economic Development
3 Board;
4 “(c) One member who is a member of the governing body of the county; and
5 “(d) One member who is a member of the planning body for the county.
6 “(4) The review board shall review, and conduct at least one public hearing for, each pe-
7 tition filed under section 2 of this 2019 Act to rezone land and shall provide a written opinion
8 to the county.
9 “(5) The opinion developed by the review committee is not a land use decision and is not
10 subject to appeal.
11 “SECTION 2b. Sections 2 and 2a of this 2019 Act are repealed January 2, 2030.
12 “SECTION 2c. The repeal of sections 2 and 2a of this 2019 Act by section 2b of this 2019
13 Act does not invalidate, or provide any basis for challenging, the rezoning of lands under
14 section 2 of this 2019 Act.”.
15 On page 2, line 20, delete “the July 1 immediately following” and insert “on”.
16 In line 21, after “(a)” insert “The July 1 next following”.
17 In line 22, delete “or”.
18 In line 23, after “(b)” insert “The July 1 next following” and delete the period and insert “; or
19 “(c) July 1, 2030.”.
20 Delete lines 24 through 45.
21 On page 3, delete lines 1 through 35 and insert:
22 “SECTION 5. Notwithstanding ORS 315.037, section 4 of this 2019 Act applies to property
23 tax years beginning on or after July 1, 2020, and before July 1, 2031.
24 “SECTION 6. Section 4 of this 2019 Act is repealed January 2, 2032.”.
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