

DRAFT

SUMMARY

Allows certain cities to adopt unique requirements and incentives for inclusion of affordable housing within certain housing developments.

A BILL FOR AN ACT

Relating to housing developments.

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

SECTION 1. Section 2 of this 2022 Act is added to and made a part of ORS 197.286 to 197.314.

SECTION 2. (1) As used in this section:

(a) “Affordable housing” means housing that is affordable to households with incomes of 120 percent of the median family income for the county in which the housing is built.

(b) “Housing development” means multifamily housing or a collection of multifamily or single-family housing units planned, owned or constructed together through one or more applications or development projects under ORS 227.175 or a development agreement under ORS 94.504 to 94.528 and developed for a project of 20 or more units.

(c) “Multifamily housing” means a structure that contains more than one housing unit sharing at least one wall, floor or ceiling surface in common with another unit within the same structure.

(2) Notwithstanding ORS 91.225 or 197.309 (4), cities with a population greater than 30,000 but less than 45,000 located in a county with a population greater than 105,000 but less than 135,000 may adopt a land use regulation, or impose as a condition for approving a permit

1 under ORS 227.178 a requirement, that has the effect of establishing
2 the sales or rental price for a new housing development, or that re-
3 quires a new housing development to be designated for sale or rent as
4 affordable housing.

5 (3) A regulation, condition or requirement adopted or imposed un-
6 der subsection (2) of this section is subject to those provisions under
7 ORS 197.309 (5) to (10) that would be applicable to regulations, condi-
8 tions or requirements of multifamily structures.

9 SECTION 3. Section 2 of this 2022 Act is repealed on January 2, 2030.

10