House Bill 2160

Sponsored by Representative LEVY (at the request of City of Pendleton) (Presession filed.)

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.

Authorizes Land Conservation and Development Commission to approve plans for urban growth boundary expansion to accommodate affordable housing in Pendleton.
Sunsets affordable housing pilot program on January 2, 2028.
Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

Relating to expansion of urban growth boundaries to accommodate affordable housing; amending
section 4, chapter 52, Oregon Laws 2016; repealing sections 2, 3, 4, 5, 6, 7, 8 and 9, chapter 52,
Oregon Laws 2016; and prescribing an effective date.

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

SECTION 1. Section 4, chapter 52, Oregon Laws 2016, as amended by section 1, chapter 32,
Oregon Laws 2019, is amended to read:

Sec. 4. (1) Under the rules adopted under section 3, chapter 52, Oregon Laws 2016, the Land
Conservation and Development Commission shall establish a site selection process by which the
commission shall select two pilot projects, one from a city with a population of 25,000 or less and
one from a city with a population greater than 25,000, from among nominations made by local gov-
ernments. However, if the commission has not received any qualifying nominations from a city with
a population of 25,000 or less on or before January 1, 2020, the
commission may select any two pilot projects eligible for selection on or before August 17, 2018.
(2) A local government may nominate a pilot project that provides a site dedicated to affordable
housing within the jurisdiction of the local government.
(3) When nominating a pilot project for the site selection process, a local government shall:
(a) Submit a concept plan for the pilot project, including any proposed amendments to the com-
prehensive plan and land use regulations required to implement the pilot project; and
(b) Demonstrate that the landowner of the site has agreed to designation of the landowner’s
property as a pilot project for the purposes of sections 2 to 9, chapter 52, Oregon Laws 2016.
(4) The commission shall select pilot projects that are:
(a) Reasonably likely to provide a site for affordable housing that would not otherwise be pro-
vided without the special provisions of the pilot program;
(b) Reasonably likely to serve identified populations in the area that require affordable housing;
(c) Adjacent to the city’s existing urban growth boundary;
(d) Near public facilities and services, including roadways and an identified transit corridor to
serve the area, or for which public facilities and services are planned and reasonably likely to be
provided at a reasonable cost in the near future;
(e) Located, planned and zoned to avoid or minimize adverse effects on natural resources and

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.

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nearby farm and forest uses if the pilot project would require amending an urban growth boundary to include the pilot project site; and

(f) Nominated by a local government that demonstrates efforts by the local government to accommodate and encourage the development of needed housing within its existing urban growth boundary.

(5) The following local governments are not eligible for nomination or selection under the pilot program:

(a) Clackamas, Marion, Multnomah, Polk and Washington Counties and cities within Clackamas, Marion, Multnomah, Polk and Washington Counties;
(b) Metro and cities and counties included in the Metro urban growth boundary; and
(c) Local governments within Jefferson County that are served by the North Unit Irrigation District.

(6) In addition to the pilot projects selected by the commission under subsection (1) of this section, the commission may select a nominated pilot project that:

(a) Is submitted by the city of Pendleton;
(b) Complies with the requirements of subsections (3) and (4) of this section; and
(c) Is submitted to, and approved by, the commission on or before June 30, 2023.

SECTION 2. (1) Sections 2, 3, 5, 6, 7, 8 and 9, chapter 52, Oregon Laws 2016, are repealed on January 2, 2028.

(2) Section 4, chapter 52, Oregon Laws 2016, as amended by section 1, chapter 32, Oregon Laws 2019, and section 1 of this 2021 Act, is repealed on January 2, 2028.

SECTION 3. This 2021 Act takes effect on the 91st day after the date on which the 2021 regular session of the Eighty-first Legislative Assembly adjourns sine die.