

SENATE AMENDMENTS TO A-ENGROSSED HOUSE BILL 3362

By COMMITTEE ON NATURAL RESOURCES

May 30

1 On page 1 of the printed A-engrossed bill, line 2, delete “; and declaring an emergency”.

2 On page 2, delete lines 3 through 5 and insert:

3 **“SECTION 4. (1) On or before April 1, 2024, notwithstanding the standing requirements**
4 **of ORS 197.830 (2) or the deadlines in ORS 197.830 (9), any person may file with the Land Use**
5 **Board of Appeals a notice of intent to appeal a land use decision made by the county if:**

6 **“(a) The challenged decision approved an application for a template dwelling pursuant to**
7 **ORS 215.750;**

8 **“(b) The applicant whose application is described in paragraph (a) of this subsection is**
9 **excluded from the definition of ‘innocent purchaser’ based on the criteria in section 2 (4)(a),**
10 **(b) or (c) of this 2023 Act; and**

11 **“(c) The applicant described in paragraph (b) of this subsection owned the property that**
12 **was the subject of the challenged land use decision on January 1, 2023.**

13 **“(2) The board shall conduct an evidentiary hearing for an appeal filed under this section**
14 **to allow the parties to supplement the record before the county.**

15 **“(3) If the challenged decision is overturned on an appeal filed under this section, the**
16 **county may not approve a new application for a template dwelling on the lot or parcel, or**
17 **any portion thereof, upon which the template dwelling was approved by the county.**

18 **“(4) Notwithstanding ORS 197.830 (15)(b), the board may not award attorney fees or ex-**
19 **penses to any party based on an appeal filed under this section.”.**

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