

Senate Bill 73

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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**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: This Act limits rezoning of farm and forest lands. (Flesch Readability Score: 75.5).

Restricts methods by which lands zoned for farm, forest or mixed farm and forest use may be redesignated for nonresource use.

A BILL FOR AN ACT

1
2 Relating to redesignating resource lands for nonresource use; amending ORS 215.788.

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

4 **SECTION 1.** ORS 215.788 is amended to read:

5 215.788. (1) For the purposes of correcting mapping errors made in the acknowledgment process
6 and updating the designation of farmlands and forestlands for land use planning, a county may
7 conduct a legislative review of lands in the county to determine whether the lands planned and
8 zoned for farm use, forest use or mixed farm and forest use are consistent with the definitions of
9 "agricultural lands" or "forest lands" in goals relating to agricultural lands or forestlands.

10 (2) A county may undertake the reacknowledgment process authorized by this section only if the
11 Department of Land Conservation and Development approves a work plan, from the county, de-
12 scribing the expected scope of reacknowledgment. The department may condition approval of a work
13 plan for reacknowledgment under this section to reflect the resources needed to complete the review
14 required by ORS 197.659 and 215.794. The work plan of the county and the approval of the de-
15 partment are not final orders for purposes of review.

16 (3) A county that undertakes the reacknowledgment process authorized by this section shall
17 provide an opportunity for all lands planned for farm use, forest use or mixed farm and forest use
18 and all lands subject to an exception under ORS 197.732 to a goal relating to agricultural lands or
19 forestlands to be included in the review.

20 (4) A county must plan and zone land reviewed under this section:

21 (a) For farm use if the land meets the definition of "agricultural land" in a goal relating to ag-
22 ricultural lands;

23 (b) For forest use if the land meets the definition of "forest land" used for comprehensive plan
24 amendments in the goal relating to forestlands;

25 (c) For mixed farm and forest use if the land meets both definitions;

26 (d) For nonresource use, consistent with ORS 215.794, if the land does not meet either definition;

27 or

28 (e) For a use other than farm use or forest use as provided in a goal relating to land use plan-
29 ning process and policy framework and subject to an exception to the appropriate goals under ORS

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.

1 197.732 (2).

2 (5) A county may consider the current land use pattern on adjacent and nearby lands in deter-
3 mining whether land meets the appropriate definition.

4 **(6) Notwithstanding any other provision of this chapter, a county may not approve an**
5 **amendment to a comprehensive plan that redesignates lands from farm use, forest use or**
6 **mixed farm and forest use to a nonresource use, except:**

7 **(a) As provided in this section;**

8 **(b) As a goal exception under ORS 197.732; or**

9 **(c) For lands that have been added to an urban growth boundary.**

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