

# House Bill 2691

Sponsored by Representative P SMITH, Senator METSGER

## 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**.

Allows city or county to rezone abandoned or diminished wood mill sites for industrial use without taking exception to land use planning goals regarding agricultural lands and forestlands, public facilities and urbanization. Prohibits Land Conservation and Development Commission from adopting restriction on size of structures in area rezoned for industrial use.

Declares emergency, effective on passage.

## A BILL FOR AN ACT

Relating to industrial zoning of mill sites; and declaring an emergency.

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

**SECTION 1. Section 2 of this 2003 Act is added to and made a part of ORS chapter 197.**

**SECTION 2. (1) As used in this section, "abandoned or diminished mill site" means a mill, plant or other facility engaged in the processing or manufacturing of wood products that has been closed or is operating at less than 25 percent of capacity on the effective date of this 2003 Act.**

**(2) Notwithstanding ORS 197.732 or any goals adopted under ORS 197.225 for the protection of agricultural lands or forestlands, the governing body of a city or county may amend its comprehensive plan and land use regulations to allow an abandoned or diminished mill site to be zoned for industrial use.**

**(3) A city or county that rezones an abandoned or diminished mill site under this section is not required to seek an exception under ORS 197.732 to any goal relating to public facilities and services in order to extend sewer and water facilities to the site. Industrial use of a mill site rezoned under this section is not considered an urban use.**

**(4) The Land Conservation and Development Commission may not adopt any rule or standard limiting the size of industrial structures on an abandoned or diminished mill site that is rezoned under this section.**

**(5) The commission shall review an amendment to a comprehensive plan and land use regulations adopted by a city or county pursuant to this section as provided under ORS 197.610 to 197.625 or 197.628 to 197.650, and consistent with the provisions of this section.**

**SECTION 3. This 2003 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2003 Act takes effect on its passage.**

**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.