

SENATE COMMITTEE ON AGRICULTURE & NATURAL RESOURCES

July 16, 1999 Hearing Room 50

3:00 p.m. Tape 134

MEMBERS PRESENT: Sen. Gary George, Chair

Sen. Tony Corcoran

Sen. Ted Ferrioli

Sen. Bill Fisher

MEMBER EXCUSED: Sen. Thomas Wilde, Vice-Chair

Sen. Joan Dukes

Sen. Marylin Shannon

STAFF PRESENT: Brad Harper, Administrator

Patrick Brennan, Administrative Support

MEASURE HEARD: SB 12-B Reconsideration and Work Session

These minutes are in compliance with Senate and House Rules. Only text enclosed in quotation marks reports a speaker's exact words. For complete contents, please refer to the tapes.

TAPE/#	Speaker	Comments
TAPE 134, A		
004	Chair George	Calls the meeting to order at 2:51 p.m. Opens a work session on SB 12-B.
<u>SB 12-B WORK SESSION</u>		
010	Sen. Ferrioli	MOTION: Moves to SUSPEND the rules for the purpose of reconsidering the vote by which SB 12 was sent to the floor with a DO PASS AS AMENDED recommendation.

013		<p>VOTE: 4-0-3</p> <p>EXCUSED: 3 - Dukes, Shannon, Wilde</p>
	Chair George	Hearing no objection, declares the motion CARRIED .
016	Brad Harper	Committee Administrator. Indicates that the HB13 amendments (EXHIBIT B) have been submitted for consideration by the committee. Offers a schematic (EXHIBIT A) that describes the circumstances under which a transfer of development rights (TDR) can occur. Explains that a TDR becomes available only when the relocation cost for an alternative site exceeds \$20,000 and the local government has created a TDR program. Indicates that the landowner can choose to build on an alternative site by paying the costs that exceed \$20,000. Adds that landowners in localities without a TDR program are only subject to relocation costs up to \$20,000, after which the permit would issue.
035	Sen. Fisher	Requests clarification whether the \$20,000 is in addition to costs already incurred by a landowner.
039	Harper	Replies that the options become available only when the cost of relocation exceeds \$20,000.
042	Sen. Ferrioli	<p>Clarifies that there are two ways to gain a TDR:</p> <ul style="list-style-type: none"> • If a site requiring mitigation is available, and the cost of mitigation exceeds \$10,000 • If relocation costs exceed \$20,000 <p>Explains that the cost is either \$10,000 through mitigation or \$20,000 through relocation. Offers an example of the costs of relocation.</p>
058	Harper	Explains the mitigation process. Indicates that a landowner would be required to site and build if mitigation costs are less than \$10,000. States that if costs exceed \$10,000 and there is a TDR available the landowner may join the TDR or build and pay the full cost. Says that if no TDR is available the landowner could move to an alternative site and mitigate, with mitigation limited to \$20,000, or site at the original site, with mitigation limited to \$10,000.
077	Jeannette Holman	Legislative Counsel. Indicates that all parties are now in agreement on the bill.
083	Dave Hunnicutt	Oregonians in Action. Concurs that all parties are in agreement, as a result of several days of negotiation.
089	Chair George	Discusses the collaborative process that resulted in the compromise. Says that the cost of the bill is offset by its benefits.
106	Sen. Ferrioli	Says he has never been through a more difficult set of meetings than those which

		resulted in the compromise amendments.
120	Sen. Ferrioli	MOTION: Moves to ADOPT SB 12-B13 amendments dated 7/16/99.
124		VOTE: 4-0-3 EXCUSED: 3 - Dukes, Shannon, Wilde
	Chair George	Hearing no objection, declares the motion CARRIED.
128	Sen. Ferrioli	MOTION: Moves SB 12-B to the floor with a DO PASS AS AMENDED recommendation.
131		VOTE: 4-0-3 AYE: In a roll call vote, all members present vote Aye. EXCUSED: 3 - Dukes, Shannon, Wilde
	Chair George	The motion CARRIES. SEN. GEORGE will lead discussion on the floor.
135	Chair George	Closes the work session on SB 12-B and adjourns the meeting at 3:04 p.m.

Submitted By, Reviewed By,

Patrick Brennan, Brad Harper,

Administrative Support Administrator

EXHIBIT SUMMARY

A ñ SB 12-B, schematic, Office of the Governor, 1 p.

B ñ SB 12, -B13 amendments, staff, 8 pp.