

## **HOUSE COMMITTEE ON LAND USE**

**March 31, 2009  
3:00 P.M.**

**Hearing Room E**

**MEMBERS PRESENT:**        **Rep. Mary Nolan, Chair**  
                                     **Rep. Sal Esquivel, Vice-Chair**  
                                     **Rep. Chris Garrett, Vice-Chair**  
                                     **Rep. Brian Clem**  
                                     **Rep. Mitch Greenlick**  
                                     **Rep. Jean Cowan**  
                                     **Rep. Bruce Hanna**  
                                     **Rep. Matt Wingard**

**STAFF PRESENT:**            **Cheyenne Ross, Committee Administrator**  
                                     **Joshua Hoyt, Committee Assistant**

**MEASURES/ISSUES HEARD:**   **HB 2227 – Work Session**  
   **HB 3099 – Public Hearing**

**This recording log is in compliance with Senate and House Rules. For complete contents, refer to the digital audio recording.**

**HLU**

**3/31/2009 3:09:31 PM**

**3:09:37 PM** Meeting Called to Order  
**3:09:43 PM** Chair Nolan  
**3:09:47 PM** HB 2227 - Work Session  
**3:10:29 PM** MOTION: Vice-Chair Garrett moves -9 amendments  
**3:10:30 PM** {Exhibit} 1: Vice-Chair Garrett  
**3:10:36 PM** Chair Nolan  
**3:14:06 PM** MOTION: Vice-Chair Esquivel moves -10 amendments  
**3:14:45 PM** Chair Nolan  
**3:14:57 PM** Vice-Chair Esquivel  
**3:19:14 PM** Chair Nolan  
**3:19:30 PM** Rep. Clem  
**3:19:57 PM** Chair Nolan  
**3:20:14 PM** Rep. Clem  
**3:20:48 PM** Chair Nolan  
**3:21:01 PM** Vice-Chair Esquivel  
**3:21:20 PM** Chair Nolan  
**3:21:33 PM** VOTE: 3-5-0 (-10)  
**3:21:34 PM** Ayes: Hanna, Esquivel, Wingard; Nays: Cowan, Clem, Garrett,  
Nolan, Greenlick  
**3:22:04 PM** Chair Nolan  
**3:22:08 PM** Rep. Clem  
**3:23:44 PM** Chair Nolan  
**3:23:46 PM** Vice-Chair Garrett  
**3:24:22 PM** Chair Nolan  
**3:24:25 PM** Rep. Cowan  
**3:25:01 PM** Chair Nolan  
**3:28:41 PM** Rep. Wingard  
**3:28:48 PM** Chair Nolan  
**3:28:52 PM** Rep. Wingard  
**3:29:18 PM** Chair Nolan  
**3:29:30 PM** Rep. Clem  
**3:29:59 PM** Rep. Wingard  
**3:30:34 PM** Chair Nolan  
**3:30:58 PM** Rep. Wingard  
**3:31:03 PM** Chair Nolan  
**3:31:09 PM** Rep. Hanna  
**3:31:46 PM** Chair Nolan  
**3:32:04 PM** Rep. Hanna  
**3:32:41 PM** Chair Nolan

**3:32:54 PM** Richard Whitman, Director, Department of Land Conservation & Development  
**3:33:26 PM** Rep. Greenlick  
**3:33:37 PM** Whitman  
**3:33:39 PM** Chair Nolan  
**3:33:40 PM** Whitman  
**3:34:34 PM** Chair Nolan  
**3:34:36 PM** Rep. Hanna  
**3:35:40 PM** Chair Nolan  
**3:35:50 PM** Rep. Hanna  
**3:36:46 PM** Chair Nolan  
**3:37:32 PM** Vice-Chair Esquivel  
**3:39:38 PM** Chair Nolan  
**3:39:43 PM** Rep. Clem  
**3:39:57 PM** Chair Nolan  
**3:40:12 PM** VOTE: 5-3-0 (-9)  
**3:40:12 PM** Ayes: Cowan, Clem, Garrett, Nolan, Greenlick; Nays: Hanna, Esquivel, Wingard  
**3:40:38 PM** MOTION: Vice-Chair Garrett moves HB 2227 DO PASS as AMENDED  
**3:40:59 PM** Rep. Wingard  
**3:41:34 PM** Chair Nolan  
**3:41:52 PM** Whitman  
**3:43:07 PM** Chair Nolan  
**3:43:09 PM** Rep. Wingard  
**3:45:25 PM** Chair Nolan  
**3:45:35 PM** Rep. Hanna  
**3:48:40 PM** Chair Nolan  
**3:49:01 PM** Rep. Greenlick  
**3:50:07 PM** Chair Nolan  
**3:50:11 PM** Vice-Chair Esquivel  
**3:50:38 PM** Chair Nolan  
**3:52:50 PM** VOTE: 5-3-0  
**3:52:50 PM** Ayes: Cowan, Clem, Garrett, Nolan, Greenlick; Nays: Hanna, Esquivel, Wingard  
**3:52:51 PM** CARRIER: CHAIR NOLAN will lead discussion on the floor  
**3:53:37 PM** HB 3099 - Public Hearing  
**3:54:35 PM** Rep. Clem  
**3:56:34 PM** {Exhibit} 2: Shawn Cleave, Lobbyist, Oregon Farm Bureau  
**3:58:58 PM** Chair Nolan  
**3:59:20 PM** Jim Johnson, Land Use & Water Quality Planning Coordinator, Oregon Department of Agriculture  
**3:59:50 PM** Chair Nolan  
**3:59:54 PM** Rep. Clem  
**4:01:00 PM** Chair Nolan  
**4:01:09 PM** Johnson

4:03:15 PM Chair Nolan  
4:03:18 PM Johnson  
4:03:44 PM Chair Nolan  
4:04:26 PM Mike Wagner, resident, Clackamas County  
4:06:24 PM Chair Nolan  
4:06:28 PM Stephen Kafoury, Lobbyist, Land Use Planners, American Chapter  
4:08:10 PM Chair Nolan  
4:08:12 PM {Exhibit} 3: Bruce Chapin, resident, Marion County  
4:11:28 PM Chair Nolan  
4:11:56 PM {Exhibit} 4: Ed Chotard, President, Jefferson County Farm Bureau  
4:14:28 PM Chair Nolan  
4:14:29 PM {Exhibit} 5: Jim Gilbert, President, Molalla Community Planning  
Organization  
4:16:21 PM Chair Nolan  
4:16:24 PM {Exhibit} 6: John DiLorenzo, Jr., Attorney, Western Fireworks  
Display  
4:18:48 PM Chair Nolan  
4:19:13 PM Rich Angstrom, Lobbyist, Aggregate Association  
4:22:14 PM Chair Nolan  
4:22:17 PM Rep. Clem  
4:22:22 PM Chair Nolan  
4:22:27 PM Kevin Wolf, Technical Services Manager, Glacier Northwest  
4:24:58 PM Chair Nolan  
4:25:01 PM {Exhibit} 7: Paul Hribernik, resident, Portland, Oregon  
4:28:18 PM Chair Nolan  
4:28:19 PM Rep. Clem  
4:28:20 PM Chair Nolan  
4:28:55 PM Dave Hunnicut, President, Oregonians in Action  
4:31:50 PM Chair Nolan  
4:31:51 PM Peter Kanagy, farmer, Benton County  
4:33:30 PM Chair Nolan  
4:33:43 PM {Exhibit} 8: Marge Easley, Lobbyist, League of Women Voters  
4:35:44 PM Chair Nolan  
4:36:17 PM {Exhibit} 9: Kate Kimball, Lobbyist, 1000 Friends of Oregon  
4:38:21 PM Chair Nolan  
4:38:56 PM Randy Tucker, Legislative Affairs Manager, Metro  
4:40:17 PM {Exhibit} 10: Kathleen Brennan Hunter, Natural Areas Program  
Director, Metro  
4:42:24 PM Vice-Chair Garrett  
4:42:28 PM Rep. Clem  
4:42:53 PM Tucker  
4:43:11 PM Rep. Clem  
4:43:40 PM Hunter  
4:43:45 PM Rep. Clem  
4:43:47 PM Hunter  
4:44:03 PM Rep. Clem

**4:44:14 PM** Vice-Chair Garrett  
**4:44:42 PM** {Exhibit} 11: Laurie Freeman Swanson, farmer, Clackamas County  
**4:47:37 PM** {Exhibit} 12: Sam Sweeney, resident, Yamhill County  
**4:49:50 PM** Vice-Chair Garrett  
**4:49:54 PM** {Exhibit} 13: Paul Mather, Regional Manager, Oregon Department of Transportation  
**4:51:30 PM** Vice-Chair Garrett  
**4:51:35 PM** Rep. Clem  
**4:51:59 PM** Mather  
**4:52:16 PM** Rep. Clem  
**4:53:07 PM** Mather  
**4:53:34 PM** Rep. Clem  
**4:53:45 PM** Vice-Chair Garrett  
**4:54:27 PM** Nunzie Gould, resident, Deschutes County  
**4:57:14 PM** Vice-Chair Garrett  
**4:57:16 PM** Vice-Chair Esquivel  
**4:57:25 PM** Gould  
**4:57:32 PM** Vice-Chair Garrett  
**4:57:34 PM** Brock Howell, Transportation Land Use Advocate, Environment Oregon  
**4:59:22 PM** Vice-Chair Garrett  
**4:59:23 PM** The following written testimony was submitted for the record without public testimony:  
**4:59:23 PM** {Exhibit} 14: John P. Gallagher, resident, Marion County  
**4:59:23 PM** {Exhibit} 15: Jimmy MacLeod, Executive Director, Rogue Advocates  
**4:59:23 PM** {Exhibit} 16: Catherine Lesiak, Oregon Citizen, city & county not provided  
**4:59:23 PM** {Exhibit} 17: Christine Scarzello, resident, Portland Oregon  
**4:59:23 PM** {Exhibit} 18: Rosalie Pedroza, resident, Marion County  
**4:59:23 PM** {Exhibit} 19: Molly Ellis, Board member of the Stafford Hamlet  
**4:59:23 PM** {Exhibit} 20: Michael Patrick Bidwell, resident, Portland Oregon  
**4:59:23 PM** {Exhibit} 21: Larry Kelley, resident, Portland Oregon  
**4:59:23 PM** {Exhibit} 22: Michael JamesLong, resident, Lane County  
**4:59:23 PM** {Exhibit} 23: Jack Remington, resident, Deschutes County  
**4:59:23 PM** {Exhibit} 24: Nancy Charlton, resident, Washington County  
**4:59:23 PM** {Exhibit} 25: Jim & Dory Delp, residents, Deschutes County  
**4:59:23 PM** {Exhibit} 26: Nancy Nichols, resident, Lane County  
**4:59:23 PM** {Exhibit} 27: Bruce Sahagian, resident, Yamhill County  
**4:59:23 PM** {Exhibit} 28: Ann & Patrick Frodel, residents, Hood River County  
**4:59:23 PM** {Exhibit} 29: Joan Batten, resident, Clackamas County  
**4:59:23 PM** {Exhibit} 30: Jack Hallin, resident, Portland Oregon  
**4:59:23 PM** {Exhibit} 31: Fran Greenlee, resident, Deschutes County  
**4:59:23 PM** {Exhibit} 32: Terry & Mark Weiss, residents, Benton County  
**4:59:23 PM** {Exhibit} 33: Jerrilynn Nall, Oregon Citizen, city & county not provided

**4:59:23 PM** {Exhibit} 34: Brent Carpenter, Oregon Citizen, city & county not provided

**4:59:23 PM** {Exhibit} 35: Harry Ketrenos, resident, Deschutes County

**4:59:23 PM** {Exhibit} 36: Michael & Karen Lippsmeyer, residents, Polk County

**4:59:23 PM** {Exhibit} 37: Nicole Stephens, resident, Deschutes County

**4:59:23 PM** {Exhibit} 38: Pat Wolter, resident, Washington County

**4:59:23 PM** {Exhibit} 39: Linda Sebring, resident, Benton County

**4:59:23 PM** {Exhibit} 40: James Gindlesperger, resident, Deschutes County

**4:59:23 PM** {Exhibit} 41: Leigh Anderson, resident, Washington County

**4:59:23 PM** {Exhibit} 42: Chrisandra Sarda, Oregon Citizen, city & county not provided

**4:59:23 PM** {Exhibit} 43: Scott Sinn, Oregon Citizen, city & county not provided

**4:59:23 PM** {Exhibit} 44: Ralph L. Reed, resident, Benton County

**4:59:23 PM** {Exhibit} 45: David Peter, resident, Clackamas County

**4:59:23 PM** {Exhibit} 46: Martin Seybold, resident, Josephine County

**4:59:23 PM** {Exhibit} 47: Leslie Ketrenos, resident, Deschutes County

**4:59:23 PM** {Exhibit} 48: Jenny Owen, Oregon Citizen, city & county not provided

**4:59:23 PM** {Exhibit} 49: Tony Oliver, resident, Deschutes County

**4:59:23 PM** {Exhibit} 50: Bob Horning, resident, Deschutes County

**4:59:47 PM** Meeting Adjourned

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**HLU**

**3/31/2009 3:09:31 PM**

- 3:10:30 PM** {Exhibit} 1: HB 2227, -9 amendments, staff, 7 pp
- 3:56:34 PM** {Exhibit} 2: HB 3099, written testimony, Shawn Cleave, 3 pp
- 4:08:12 PM** {Exhibit} 3: HB 3099, written testimony, Bruce Chapin, 6 pp
- 4:11:56 PM** {Exhibit} 4: HB 3099, written testimony, Ed Chotard, 1 p
- 4:14:29 PM** {Exhibit} 5: HB 3099, written testimony, Jim Gilbert, 1 p
- 4:16:24 PM** {Exhibit} 6: HB 3099, written testimony, John DiLorenzo, 1 p
- 4:25:01 PM** {Exhibit} 7: HB 3099, written testimony, Paul Hribernik, 110 pp
- 4:33:43 PM** {Exhibit} 8: HB 3099, written testimony, Marge Easley, 1 p
- 4:36:17 PM** {Exhibit} 9: HB 3099, written testimony, Kate Kimball, 4 p
- 4:40:17 PM** {Exhibit} 10: HB 3099, written testimony, Kathleen Brennan Hunter, 22 pp
- 4:44:42 PM** {Exhibit} 11: HB 3099, written testimony, Laurie Freeman Swanson, 3 pp
- 4:47:37 PM** {Exhibit} 12: HB 3099, written testimony, Sam Sweeney, 2 pp
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