



Rulemaking Overview

2023 Climate-Friendly and Equitable Communities Rulemaking

May 18, 2023

Overview

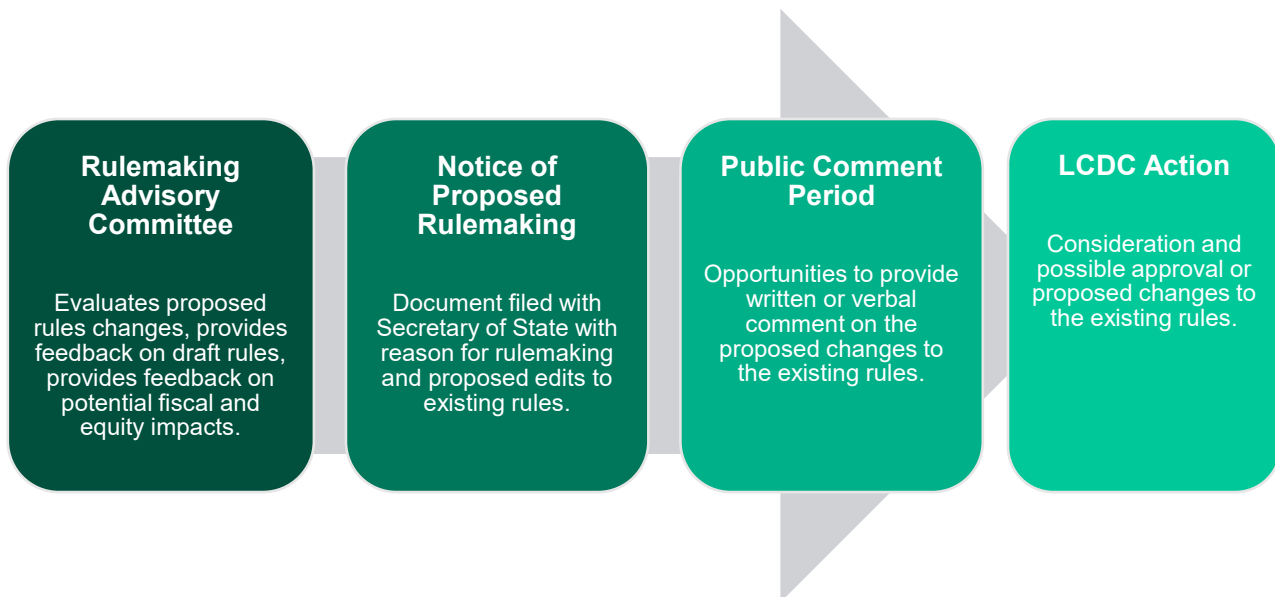
The 2023 Climate-Friendly and Equitable Communities rulemaking proposes to amend the Oregon Transportation Planning Rules ([OAR Chapter 660, Division 12](#)). The rulemaking follows an initial set of temporary rules adopted in April 2023, aiming for permanent rules amendments in November 2023.

The primary purpose of this rulemaking is to propose a variety of corrections and clarifications to requirements and explore a limited number of policy adjustments. The rulemaking will incorporate process improvements for local governments while continuing to support the goals of the program. The Land Conservation and Development Commission (LCDC) will be considering a limited set of changes to the existing rules:

- Minor clarifications and corrections
- Process improvements for affected local governments

Rulemaking Process

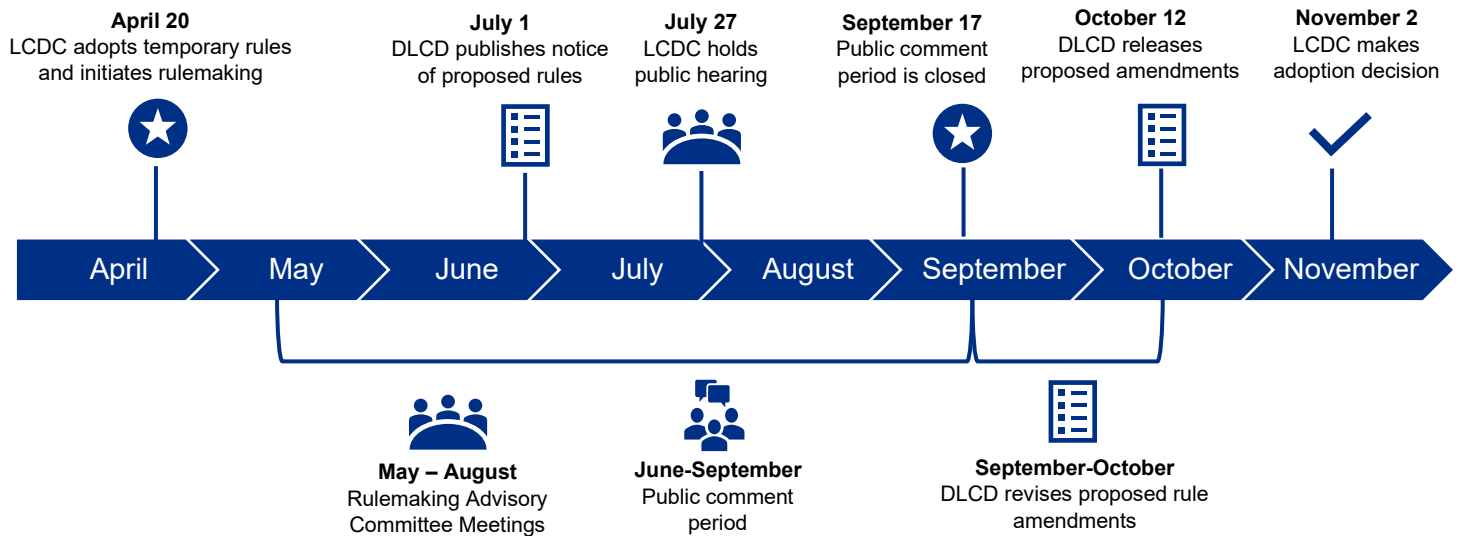
LCDC is the policymaking body that considers and adopts proposed rules. The Department of Land Conservation and Development (DLCD) is responsible for proposing rules for commission consideration and conducting the rulemaking process.



DLCD is convening a rulemaking advisory committee (RAC) to provide staff with diverse perspectives on the proposed rule changes. Advisory committee members will review draft rules language and provide feedback on any potential fiscal and equity impacts of proposed changes.

There will be opportunities for public comment and engagement throughout the rulemaking process. Public comment will be requested at each advisory committee. In addition to this engagement, DLCD may also hold additional targeted meetings, such as with community-based organizations or organizations with specific technical expertise. There will also be a public comment period following the publication of the notice of proposed rulemaking.

2023 Rulemaking Timeline



Key Rule Changes

Temporary rules, effective May 2023

1. More flexibility in the “alternative dates” process to remove the deadline for local governments to request alternative deadlines for certain elements of the rules.
2. Increasing certainty for planned transportation projects to clarify how a project may be considered already in development, and not in need of review.
3. Updating paths to comply with rules for climate-friendly areas to streamline the process for how local governments demonstrate compliance with designating them.
4. Making tree canopy standards for large new parking lots more attractive and achievable as one of the options.
5. Simplifying options for three local parking reform paths.

Permanent Rules: November 2023 and onward

1. Review temporary rules for permanent adoption.
2. Twenty-nine minor corrections and clarifications identified in April LCDC staff report.
3. Additional corrections, clarifications, and adjustments as warranted.

More Information

DLCD developed, and the Land Conservation and Development Commission adopted, the Climate-Friendly and Equitable Communities program to support communities taking action to meet Oregon’s climate pollution reduction goals. The program works to help provide more housing and transportation choices for all.

Please see our website at www.oregon.gov/lcd/CL/Pages/CFEC for more information or to sign up for notices.

If you would like to provide a public comment for the Rulemaking Advisory Committee, please send it to: DLCD.CFEC@dlcd.oregon.gov.