

Appendix

Climate-Friendly and Equitable Communities Rulemaking Effort and Potential Impacts to Bend Neighborhoods

The next 10 slides are a road map to trace the history of the actions driving this rulemaking effort by providing links to key documents.

Content Guide

A large amount of background literature has been reviewed and summarized in this presentation to enable the reader to understand; a) what is driving the rulemaking, b) the expressed goals of the rulemaking, and the schedule of the rulemaking.

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DLCD Two-Page Summary on Rulemaking

Here is a link to the [two-page summary](#). Here are some claims made in this “summary”:

- *Oregon will not meet our 2050 goal to reduce climate pollution.*
- *Transportation accounts for roughly 38% of Oregon’s climate pollution.*
- *The rulemaking will significantly strengthen Oregon’s rules about transportation and housing planning.*
- *Oregon is committed to increasing equity.*

The “summary” also includes key “lists” and original schedule:

- *Lists four ways rules and land use will have to change.*
- *Lists draft adoption and implementation schedule.*
- *Lists the forty members of the Rulemaking Advisory Committee.*

Invitation to Participate Memo

Link to [“invitation” to participate](#) in the second of two community engagements in this rulemaking effort that was held in October. This memo answered the question “Why is this Rulemaking Happening Now?” with the following statements:

- *Oregonians are not meeting our goals to reduce climate pollution.*
- *Transportation accounts for roughly 38% of Oregon’s climate pollution.*
- *The new rules will make it easier for Oregon to support livable communities with transportation choices and housing opportunities for everyone.*
- *People and communities benefit from less greenhouse gas pollution.*

Governor's Executive Order 20-04 (signed 3/10/2020)

- This Executive Order establishes science-based GHG emissions reduction Goals and calls for reducing its GHG emissions (1) at least 45 percent below 1990 levels by 2035; and (2) at least 80 percent below 1990 emissions levels by 2050.
- Agencies shall: a) exercise and all authority and discretion vested in the by law, and b) shall prioritize and expedite processes and procedures....
- Agencies are directed to:
 - Prioritize actions that reduce GHG emissions **in a cost-effective manner**
 - Prioritize actions that will help vulnerable populations and impacted communities
 - OTC and LCDC to be included in implementation of the Statewide Transportation Strategy
 - Establish GHG emissions reduction performance metrics
 - Amendment to the Transportation Planning Rule
- ODOT and DLCD are directed to identify and implement **means to provide financial and technical assistance to metropolitan planning areas for amendment to transportation and land use plans.**

LCDC Meeting on September 24-25, 2020 – Agenda item 4

This is the milestone Land Conservation and Development Commission meeting where DLCD staff asked for authorization to proceed with the rulemaking process. This September 11, 2020 staff report for this agenda item included links to four key background documents:

- 2018 Report to the Legislature which stated **Oregon and the nation were off track in curbing vehicle greenhouse gas emissions.**
- Included a link to Oregon's "Statewide Transportation Strategy"
- Included the 2018 STS Monitoring Report documenting the failure.
- Every Mile Counts is a joint work plan of the departments of Energy, Environmental Quality and Transportation to coordinate efforts.

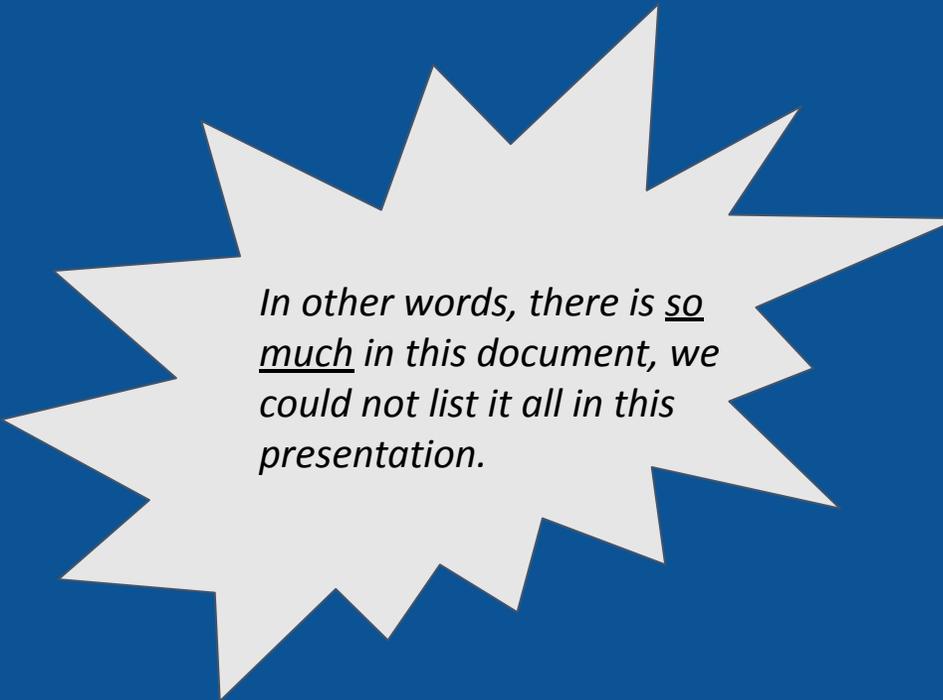
LCDC Authorizes DLCD to Proceed Memo

“Charge to the Department [DLCD] and the rulemaking advisory committee [RAC].”

1. Take action with a sense of urgency.
2. Meet emission reduction goals.
3. **Support affordable, healthy living...that reduce transportation costs and increase housing choice and supply.**
4. Improve the capability to plan for and reduce climate pollution.
5. ...accommodate impacted communities traditionally underrepresented in the public process.....
6. Develop metrics...
7. Develop a process through local jurisdictions that define and create accountability around community specific metrics.....for under-represented or environmental justice communities.....

Equitable Outcomes Statement (version 5)

- This document is the framework for the proposed rules in the “general provisions” section of Division 12
- This document includes –
 - “Future Vision” (six points)
 - “Equity-Driven Process” (ten points)
 - “Priority Populations”(thirteen points))
 - Outcomes [of processes]
 - Climate Outcomes(3)
 - Equity Outcomes (8)
 - Action and accountability (four bullet points)



In other words, there is so much in this document, we could not list it all in this presentation.

Performance Measures

- Statewide Transportation Strategy (STS) lists actions to achieve a 20% reduction in the Vehicle Miles Traveled (VMT) from 2010 to 2050.
 - Effective land use
 - Active transportation, public transportation and transportation options
 - Users to pay full cost of travel

Reference key document – Revised Proposed Local Performance Measures on pages 32-34 of 41, RAC # 6 meeting materials. These local performance measures were then used to develop specific land use regulations.

DLCD's Rulemaking Advisory Committee (RAC)

- Schedule of past and future meetings
- Link to [Meeting Materials](#)

	Completed							Future						
	RAC 1 & 2	RAC 3	RAC 4	RAC 5	RAC 6	RAC 7	RAC 8		RAC 9	RAC 10	RAC 11	LCDC	LCDC	LCDC
								Oct 26th	Nov 5th	Dec 17th	Jan TBD	Feb 3-4	Mar 31st	May 19-20
Orientation													Apr 1st	
<u>Flesh out concepts</u>														
Equitable Outcome Statement														
Performance Measures														
Performance Monitoring														
<u>Drafting Rules</u>														
Division 44 - Metropolitan Planning											Final draft			
Division 8 Housing Rules											Final Draft			
Division 12 Transportation											Final Draft			
Engage community - 2nd virtual mtg.														
LCDC Hearings									Nov 18-19					Adopt