

OREGON DEPARTMENT OF AGRICULTURE (ODA)
LAND USE COMPATIBILITY STATEMENT (LUCS)

WHAT IS A LUCS? The LUCS is the process ODA uses to determine that ODA permits and other approvals that affect land use are consistent with the local government comprehensive plan.

WHY IS A LUCS REQUIRED? Oregon law requires that state agency activities related to land use be consistent with local comprehensive plans in accordance with ORS Chapter 195.

WHEN IS A LUCS REQUIRED? A LUCS is required for nearly all ODA permits, some General Permits, and certain approvals for plans or related activities that affect land use. These activities are listed in this form. In cases where a source needs more than one ODA permit or approval, a single LUCS may be used.

A permit modification requires a LUCS when:

- there is a physical expansion on the property or the use of additional land is proposed;
- there is a significant increase in discharges to water;
- there is a relocation of an outfall outside of the source property; or
- emission rate increase as defined in OAR 340-28-110.

A permit renewal requires a LUCS if one has not previously been submitted, or if one of the above four permit modification factors apply.

HOW TO COMPLETE A LUCS:

- The LUCS form is included in the ODA permit application or approval packet.
- Applicant fills out Section 1 of the LUCS and then submits it to the city or county planning office.
- The local planning office determines if the business or facility meets all local planning requirements.
- The local planning office must attach written findings of fact for local reviews or other necessary planning approvals that are required of the applicant.
- The applicant includes the completed LUCS and attachments with the permit application or approval submittal.

WHERE TO GET HELP: Questions on the LUCS are to be directed to ODA, Natural Resources Division, at (503) 986-4700,

SECTION 1 – TO BE FILLED OUT BY APPLICANT

1. Name of applicant: _____ Contact person: _____
Telephone: _____

Mailing address: _____ Location address: _____

Tax Acct. # _____ Tax Lot # _____ Township _____ Range _____ Section _____
Latitude _____ Longitude _____

2. Describe type of business or facility and the services or products provided:

3. Mark the type of ODA permit being applied for at this time:

Oregon CAFO General Permit _____ Oregon CAFO Individual Permit _____

4. This application is for a:

new permit _____ permit renewal _____ permit modification _____ other _____

SECTION 2 – TO BE FILLED OUT BY CITY OR COUNTY PLANNING OFFICIAL

5. The facility proposal is located: inside city limits _____ outside UGB _____ outside UGB _____

6. Name of city or county that has land use jurisdiction*: _____
*jurisdiction means the legal entity that is responsible for land use decisions for the subject of property or land use.

7. The business or facility complies with all applicable local land use requirements: yes _____ no _____

7a. List all local reviews or approvals that were required of the applicant before the LUCS consistency was determined. (This does not include past requirements that do not relate to the pending ODA permit request).

7b. If no, identify reasons for noncompliance or list requirement(s) that the applicant must comply with before LUCS consistency can be determined.

7c. Is local government currently processing remaining requirements to attain LUCS consistency? yes _____ no _____

8. Planning official reviewer’s telephone number: _____

SIGNATURES

Planning Official Print Planning Official’s name Title _____ Date _____

Planning Official Print Planning Official’s name Title _____ Date _____
(depending upon city/county agreement on jurisdiction outside city limits but within UGB)

ATTENTION: A LUCS approval cannot be accepted by ODA until all local requirements have been met. Written findings of fact for all local decisions addressed under 7 through 7b must be attached to the LUCS.