



**NOTICE OF ADOPTED CHANGE
TO A COMPREHENSIVE PLAN OR
LAND USE REGULATION
FORM 2**

FOR DLCD USE

File No.:

Received:

Local governments are required to send notice of an adopted change to a comprehensive plan or land use regulation **no more than 20 days after the adoption**. (See [OAR 660-018-0040](#)). The rules require that the notice include a completed copy of this form. **This notice form is not for submittal of a completed periodic review task or a plan amendment reviewed in the manner of periodic review**. Use [Form 4](#) for an adopted urban growth boundary including over 50 acres by a city with a population greater than 2,500 within the UGB or an urban growth boundary amendment over 100 acres adopted by a metropolitan service district. Use [Form 5](#) for an adopted urban reserve designation, or amendment to add over 50 acres, by a city with a population greater than 2,500 within the UGB. Use [Form 6](#) with submittal of an adopted periodic review task.

Jurisdiction: City of Portland

Local file no.: Floodplain Resilience Plan

Date of adoption: 10/11/2023

Date sent: 10/23/2023

Was Notice of a Proposed Change (Form 1) submitted to DLCD?

Yes: Date (use the date of last revision if a revised Form 1 was submitted): 8/23/2022

No

Is the adopted change different from what was described in the Notice of Proposed Change? **Yes** No
If yes, describe how the adoption differs from the proposal:

The adopted Floodplain Resilience Plan updates City maps and zoning regulations to ensure that floodplain development addresses risks from a changing climate, does not jeopardize threatened and endangered species, and maintains access to federally backed flood insurance for Portlanders. Updates to the plan include minor changes to language in the Action Plan and language on restoration projects and mitigation banks to reflect current efforts and information. Other changes since the Notice of Proposed Change include the following amendments to Title 33, the Portland Zoning Code: (1) Extending the expiration timeline for land use approvals for multiple building projects (33.730.130); (2) The allowance for minor changes to an approved River Review to be approved through a Type 1x Procedure (33.865.300); (3) Maintaining the exemption for replacement, and allow, in some cases, the expansion of utilities already located in the floodplain (33.430.080 and 33.475.250.D); (4) Clarification on the approval criteria for proposed modifications to the River Environmental overlay zone (33.865.100.B); and (5) Technical amendments to clarify language in a number of Zoning Code sections to ensure more effective implementation, including amendments focused on language regarding the measuring of top of bank, dredging in the waters along South Waterfront, the application of the River Environmental overlay zone on public streets and sidewalks and proposed tree removal standards in South Waterfront, among others.

Proposed Zoning map updates were modified in the following ways: (1) Reversal of the proposed application of the riparian buffer area requirements and associated expansion of the River Environmental overlay zone on two properties along the Willamette River in the Central Reach. These changes were based on new data received on the extent of the FEMA 100-year floodplain on these properties; (2) Modification of the extent of the River Environmental overlay zone on 11930 S Riverside Drive to account for additional information on natural resources on the property; and (3) Modification of the proposed River Environmental overlay zone extent to address an oversight where some medium-ranked natural resources were inadvertently removed prior to the release of the Proposed Draft.

Local contact (name and title): Jeff Caudill, City Planner II - Environmental

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PLEASE COMPLETE ALL OF THE FOLLOWING SECTIONS THAT APPLY

For a change to comprehensive plan text:

Identify the sections of the plan that were added or amended and which statewide planning goals those sections implement, if any:

For a change to a comprehensive plan map:

Identify the former and new map designations and the area affected:

- Change from _____ to _____ acres. A goal exception was required for this change.
- Change from _____ to _____ acres. A goal exception was required for this change.
- Change from _____ to _____ acres. A goal exception was required for this change.
- Change from _____ to _____ acres. A goal exception was required for this change.

Location of affected property (T, R, Sec., TL and address):

The subject property is entirely within an urban growth boundary

The subject property is partially within an urban growth boundary

If the comprehensive plan map change is a UGB amendment including less than 50 acres and/or by a city with a population less than 2,500 in the urban area, indicate the number of acres of the former rural plan designation, by type, included in the boundary.

- Exclusive Farm Use – Acres: _____ Non-resource – Acres: _____
- Forest – Acres: _____ Marginal Lands – Acres: _____
- Rural Residential – Acres: _____ Natural Resource/Coastal/Open Space – Acres: _____
- Rural Commercial or Industrial – Acres: _____ Other: _____ – Acres: _____

If the comprehensive plan map change is an urban reserve amendment including less than 50 acres, or establishment or amendment of an urban reserve by a city with a population less than 2,500 in the urban area, indicate the number of acres, by plan designation, included in the boundary.

- Exclusive Farm Use – Acres: _____ Non-resource – Acres: _____
- Forest – Acres: _____ Marginal Lands – Acres: _____
- Rural Residential – Acres: _____ Natural Resource/Coastal/Open Space – Acres: _____
- Rural Commercial or Industrial – Acres: _____ Other: _____ – Acres: _____

For a change to the text of an ordinance or code:

Identify the sections of the ordinance or code that were added or amended by title and number:

The following sections in Portland’s Zoning Code (Title 33) have been amended since the submission of Form 1, Notice of a Proposed change:

Amended Chapters

- 33.10, Legal Framework and Relationships
- 33.430, Environmental Zones
- 33.475, River Overlay Zones
- 33.510, Central City Plan District
- 33.610, Lots in RF through R5 Zones
- 33.611, Lots in the R2.5 Zone
- 33.631, Sites in Flood Hazard Areas

33.730, Quasi-Judicial Procedures

33.865, River Review

Added Sections

33.865.300

33.865.310

33.865.320

33.865.330

33.865.340

Other amendments proposed prior to the submission of Form 1 remain as part of the plan.

For a change to a zoning map:

Identify the former and new base zone designations and the area affected:

Change from see attached to see attached Acres: see attached

Change from to Acres:

Change from to Acres:

Change from to Acres:

Identify additions to or removal from an overlay zone designation and the area affected:

Overlay zone designation: Environmental Conservation Acres added: 1.2 Acres removed: 0

Overlay zone designation: River Environmental Acres added: 10.6 Acres removed: 45

Location of affected property (T, R, Sec., TL and address):

List affected state or federal agencies, local governments and special districts: City of Portland, Multnomah County

Identify supplemental information that is included because it may be useful to inform DLCD or members of the public of the effect of the actual change that has been submitted with this Notice of Adopted Change, if any. If the submittal, including supplementary materials, exceeds 100 pages, include a summary of the amendment briefly describing its purpose and requirements.

NOTICE OF ADOPTED CHANGE – SUBMITTAL INSTRUCTIONS

1. A Notice of Adopted Change must be received by DLCD no later than 20 days after the ordinance(s) implementing the change has been signed by the public official designated by the jurisdiction to sign the approved ordinance(s) as provided in [ORS 197.615](#) and [OAR 660-018-0040](#).

2. A Notice of Adopted Change must be submitted by a local government (city, county, or metropolitan service district). DLCD will not accept a Notice of Adopted Change submitted by an individual or private firm or organization.

3. **Hard-copy submittal:** When submitting a Notice of Adopted Change on paper, via the US

Postal Service or hand-delivery, print a completed copy of this Form 2 on light green paper if available. Submit **one copy** of the proposed change, including this form and other required materials to:

Attention: Plan Amendment Specialist
Dept. of Land Conservation and Development
635 Capitol Street NE, Suite 150
Salem, OR 97301-2540

This form is available here:

<https://www.oregon.gov/LCD/CPU/Pages/Plan-Amendments.aspx>

1. 4. **Electronic submittals** may be sent via e-mail. Address e-mails to plan.amendments@dlcd.oregon.gov with the subject line “Notice of Adopted Amendment.”

FTP may be needed for large file submittals. Contact DLCD for FTP information.

The FTP site must be used for all .zip files regardless of size.

Include this Form 2 as the first pages of a combined file or as a separate file.

5. File format: When submitting a Notice of Adopted Change via e-mail or FTP, or on a digital disc, attach all materials in one of the following formats: Adobe .pdf (preferred); Microsoft Office (for example, Word .doc or docx or Excel .xls or xlsx); or ESRI .mxd, .gdb, or .mpk. For other file formats, please contact the plan amendment specialist at 503-373-0050 or plan.amendments@dlcd.oregon.gov.

6. Content: An administrative rule lists required content of a submittal of an adopted change ([OAR 660-018-0040\(3\)](#)). By completing this form and including the materials listed in the checklist below, the notice will include the required contents.

Where the amendments or new land use regulations, including supplementary materials, exceed 100 pages, include a summary of the amendment briefly describing its purpose and requirements.

7. Remember to notify persons who participated in the local proceedings and requested notice of the final decision. ([ORS 197.615](#))

If you have any questions or would like assistance, please contact your DLCD regional representative or the DLCD Salem office at 503-373-0050 or e-mail plan.amendments@dlcd.oregon.gov.

Notice checklist. Include all that apply:

- Completed Form 2
- A copy of the final decision (including the signed ordinance(s)). This must include city *and* county decisions for UGB and urban reserve adoptions
- The findings and the text of the change to the comprehensive plan or land use regulation

If a comprehensive plan map or zoning map is created or altered by the proposed change:

- A map showing the area changed and applicable designations, and
- Electronic files containing geospatial data showing the area changed, as specified in [OAR 66We0-018-0040\(5\)](#), if applicable
- Any supplemental information that may be useful to inform DLCD or members of the public of the effect of the actual change