

Eugene School District 4J

Code: **FB**
Adopted: 7/2/73; 5/19/82
Readopted: 11/20/85; 4/16/14
Orig. Code(s): 8110; 8120

Land Use Decisions

Definition of Land Use Decisions

The school district has legal authority and obligation to locate school properties, to purchase, sell, and lease school sites, and to construct school buildings. The school district also has a legal obligation to exercise its land use planning duties in accord with the Lane County Comprehensive Plan and the Metropolitan Area Plan and with the plans of other affected units of local government. Therefore, land use decisions will be considered to be the following:

1. Acquisition of new school sites;
2. Purchase and sale of properties;
3. Change in primary use of school properties to uses other than designated school purposes.

Procedures For Land Use Decision Making

1. Initiation of Land Use Decision Process

It shall be the responsibility of the superintendent to recommend land use action. If the Board accepts the recommendation, it will set a timeline for the remaining steps and appropriate legal notices will be made.

2. Public Agency Referrals

Referral of proposed land use decisions will be made.

3. Item for Future Action

The administrative recommendations and proposed findings of fact will be presented at a meeting prior to the public hearing.

4. Public Hearings

The Board will conduct a public hearing on the proposed land use decision.

5. Revision of Findings of Fact

The administration will revise the findings of fact based on the testimony at the public hearing and information provided by affected public agencies.

6. Decision

The Board will accept, reject, or modify the findings of fact and make its decision.

7. Implementation

The administration will implement the decision.

END OF POLICY

Legal Reference(s):

[ORS 195.110](#)

[ORS 197.295 - 197.314](#)

[ORS 332.155](#)

[OAR 581-022-1530](#)

Toxic Substances Control Act, 15 U.S.C. §§ 2601-2629 (2006); Asbestos Hazard Emergency Response Act of 1986, 15 U.S.C. §§ 2641-2656 (2006).