

## **Other requirements of state law applicable to the proposed project which may have a direct or indirect relationship to water quality**

### **Laws Administered by the Oregon Division of State Lands (“DSL”)**

ORS 196.795- 905, implemented through OAR Division 141-085, requires that permits be obtained from DSL prior to any fill and removal of material from the bed or banks of any waters of the state. Such permits, when issued, may be expected to contain conditions to assure protection of water quality so as to protect fish and aquatic habitat. The proposed project will not result in any fill/removal within waters of the state beyond the banks of the Columbia River. We are currently engaged in discussion with the State Department of Justice regarding the applicability of the fill/removal law to the proposed work within the banks of the Columbia River.

### **Laws Administered by the Oregon Department of Fish and Wildlife (“ODFW”)**

ORS 496-171-192, implemented through OAR Division 635-100, regarding threatened or endangered wildlife species.

ORS 590.140, implemented through OAR Division 635-425, requires that a permit be obtained from ODFW prior to undertaking any blasting in waters of the state. Such activity can reasonably be expected to impact water quality.

OAR 635-007-0510 prevents serious depletion of any indigenous fish species through protection of native ecological communities.

OAR 635-007-0523 requires support of habitat protection and restoration on private and public lands.

OAR 637-500-0130 requires protection of chinook salmon habitat in coastal river basins.

### **Laws Administered by the Department of Environmental Quality (“DEQ”)**

ORS Chapters 468 and 468B, implemented through OAR Division 340-041, setting state water quality standards and otherwise dealing with water quality issues, and OAR Division 340-045, regarding NPDES permits. These water quality standards are addressed in the Integrated Feasibility Report and Environmental Impact Statement, submitted to DEQ.

ORS 466.605-680, implemented through OAR Division 340-108, regarding spill response and cleanup of hazardous materials.

OAR Division 340-047 regarding oil spills into public waters.