US Army Corps of Engineers
Portland District

PUBLIC NOTICE
for PERMIT APPLICATION

Issue Date: July 22, 2008
Expiration Date: August 21, 2008
Corps of Engineers Action ID: NWP-2008-429
30 Day Notice Oregon Department of State Lands Number: N/A

Interested parties are hereby notified that an application has been received for a Department of the Army permit for certain work in waters of the United States, as described below and shown on the attached plan.

Comments: Comments on the described work should reference the U.S. Army Corps of Engineers number shown above and should reach this office no later than the above expiration date of this Public Notice to become part of the record and be considered in the decision. Comments should be mailed to the following address:

U.S. Army Corps of Engineers
ATTN: CENWP-OP-GP (Ms. Karla G. Ellis)
P.O. Box 2946
Portland, Oregon 97208-2946

Applicant: Tillamook RV c/o Mike Borough 2150 Hadley Road Tillamook, Tillamook County, Oregon 97141

Location: The project is located in wetlands within Section 13, Township 1 South, Range 10 West, Tillamook, Tillamook County, Oregon.

Project Description: The proposed project involves construction of a repair shop and three storage units, as well as an entrance located off of Suppress Road. A stormwater pond would be construed on site to treat stormwater run off from the new impervious surfaces.

Construction would impact 1.80 acre of wetlands and 0.04 acre of ditches. The project involves pacing approximately 13,292 cubic yards of silt, clay, sand, gravel, and asphalt. Site construction would commence with the implementation of the erosion control plan followed by the wetland being stripped of top soil and then filled with the above-mentioned materials. The next step would involve rough grading and then final grade as well as the construction of the stormwater detention pond. Upon completion of site preparation and fill activities the area would be paved and building constructed.

To mitigate for proposed impacts, the applicant proposes to enhance 4.0 acres of adjacent low-quality wetland and create 1 acre of wetland adjacent to the project site.

If a permit is issued, the Corps will determine what is appropriate and practicable compensatory mitigation. The amount of compensatory mitigation required shall be commensurate with the anticipated impacts of the project.

Purpose: The purpose of the project is to relocate the existing Tillamook RV Repair. The new location is needed as the present site regularly floods several times per year causing significant damage.

Drawing(s): Eleven, labeled NWP-2008-429

Additional Information: Additional information may be obtained from Ms. Karla G. Ellis, U.S. Army Corps of Engineers at (503) 808-4377.

Authority: This permit will be issued or denied under the following:

Section 404, Clean Water Act (33 U.S.C. 1344), for discharge of dredged or fill material into waters of the United States.

Water Quality Certification: A permit for the described work will not be issued until certification, as required under Section 401 of the Clean Water Act (P.L. 95-217), has been received or is waived from the certifying state. Attached is the state's notice advertising the request for certification.

Section 404(b)(1) Evaluation: The impact of the activity on the public interest will be evaluated in accordance with the Environmental Protection Agency guidelines pursuant to Section 404(b)(1) of the Clean Water Act.

Coastal Zone Management Act Certification: A permit for the described work will not be issued until the state has concurred with the applicant's certification that the described activity affecting land or water uses in the Coastal Zone complies with the State Coastal Zone Management Program. Section 307(c)(3) of the Coastal Zone Management Act of 1972, as amended by 16 U.S.C. 1456(c)(3) requires the applicant to provide a Certification of Consistency statement. If the state fails to concur or object to the certification statement within six months, state concurrence shall be conclusively presumed. Attached to this Public Notice is a notice of application for Certification of Consistency with the State's Coastal Zone Management Program.

Public Hearing: Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing.

Endangered Species: Preliminary determinations indicate that the proposed activity will not affect endangered species or critical habitat. Consultation under Section 7 of the Endangered Species Act of 1973 (87 Stat. 844) is not required for the described activity.

To our present knowledge, the described activity is not located on property registered or eligible for registration in the latest published version of the National Register of Historic Places. The permit area has been so extensively modified by modern development that little likelihood exists for the proposed project to affect an undisturbed historic property or any other type of cultural resource.

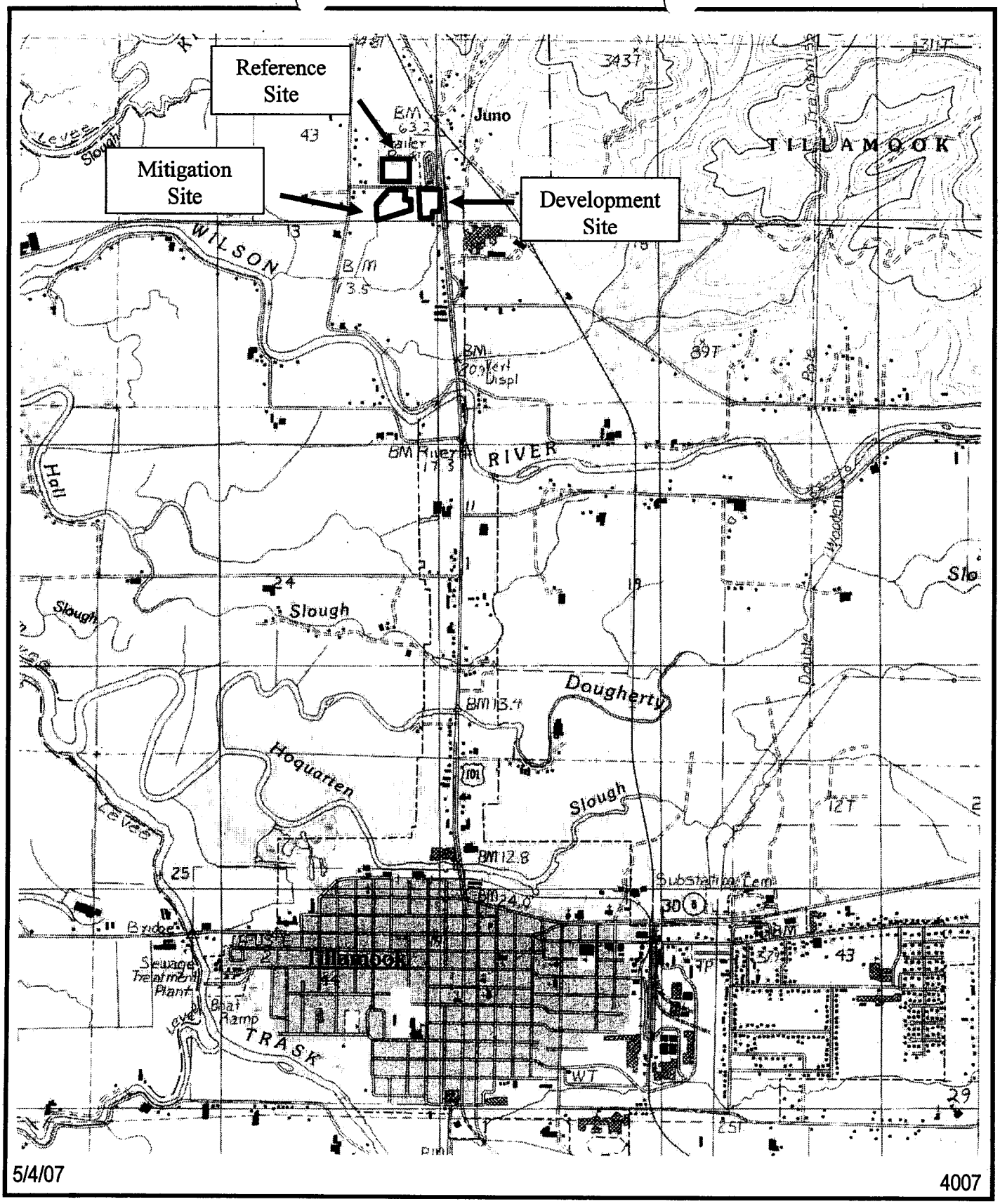
This notice has been provided to the State Historic Preservation Office, interested Native American Indian Tribes, and other interested parties. If you have information pertaining to

cultural resources within the permit area, please provide this information to the Corps project manager (identified on page 1 of this notice) to assist in a complete evaluation of potential affects.

Evaluation: The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the described activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit, which reasonably may be expected to accrue from the described activity, must be balanced against its reasonably foreseeable detriments. All factors, which may be relevant to the described activity will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, consideration of property ownership and, in general, the needs and welfare of the people.

The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

Additional Requirements: State law requires that leases, easements, or permits be obtained for certain works or activity in the described waters. These State requirements must be met, where applicable, and a Department of the Army permit must be obtained before any work within the applicable Statutory Authority, previously indicated, may be accomplished. Other local governmental agencies may also have ordinances or requirements, which must be satisfied before the work is accomplished.

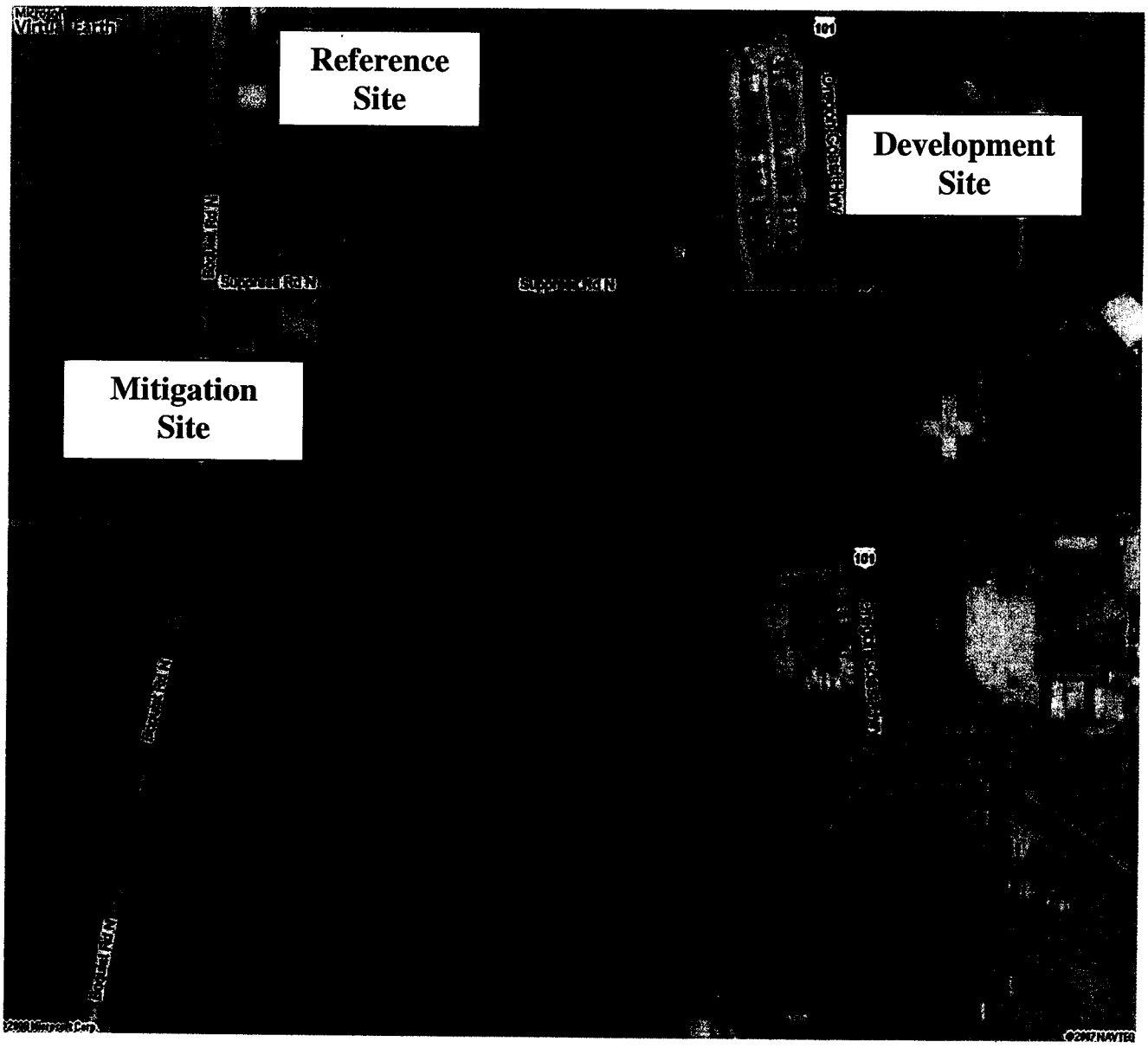


Location and general topography of the proposed Tillamook RV development site and mitigation site in Tillamook County, Oregon (USGS Tillamook, OR quadrangle, 1985).

FIGURE 1

—Pacific Habitat Services, Inc.

NWP-2008-429



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Aerial photograph of the proposed Tillamook RV development site and mitigation site in Tillamook County Oregon (Aerial photo courtesy of Live Search; 2008).

FIGURE 2

Pacific Habitat Services, Inc.

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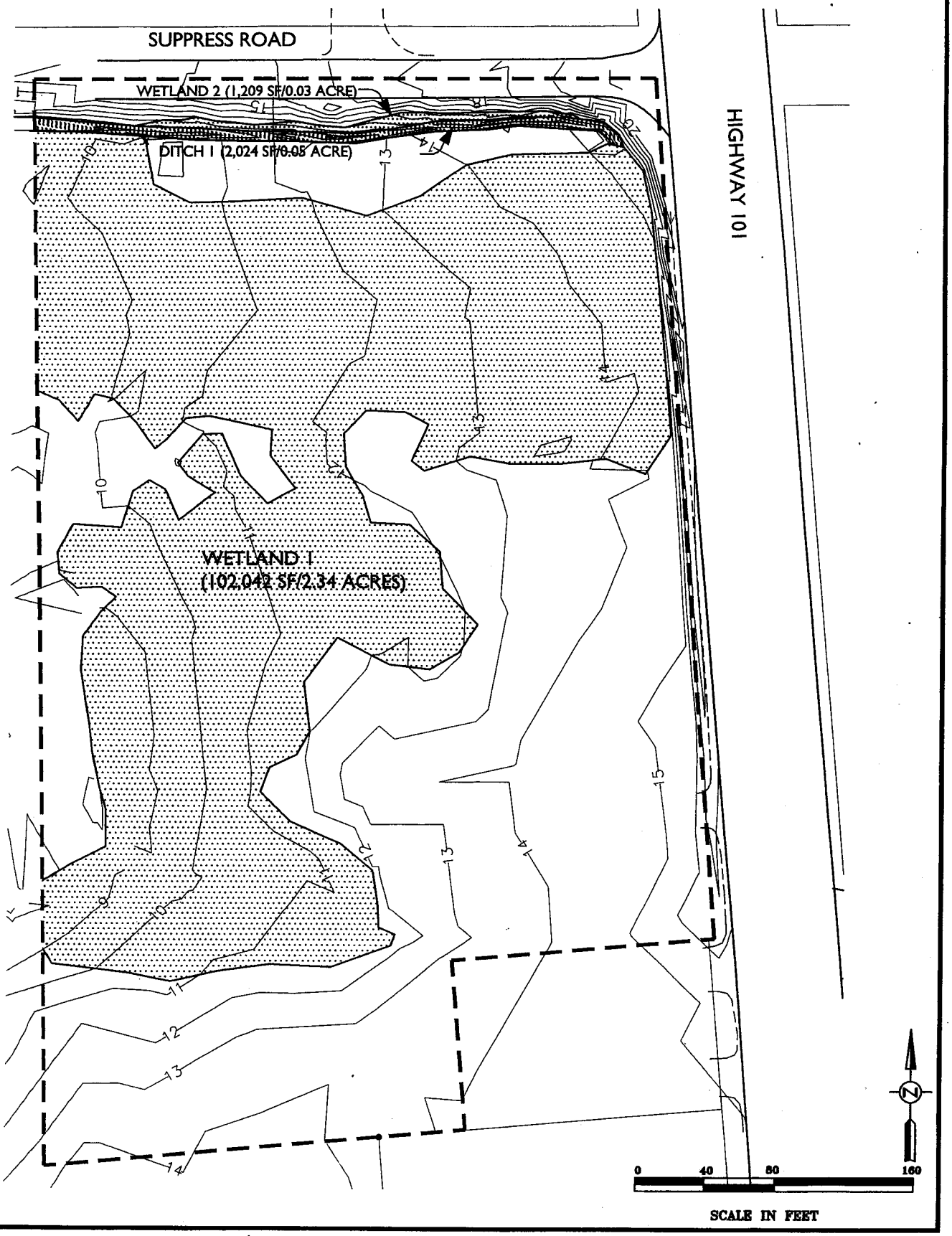

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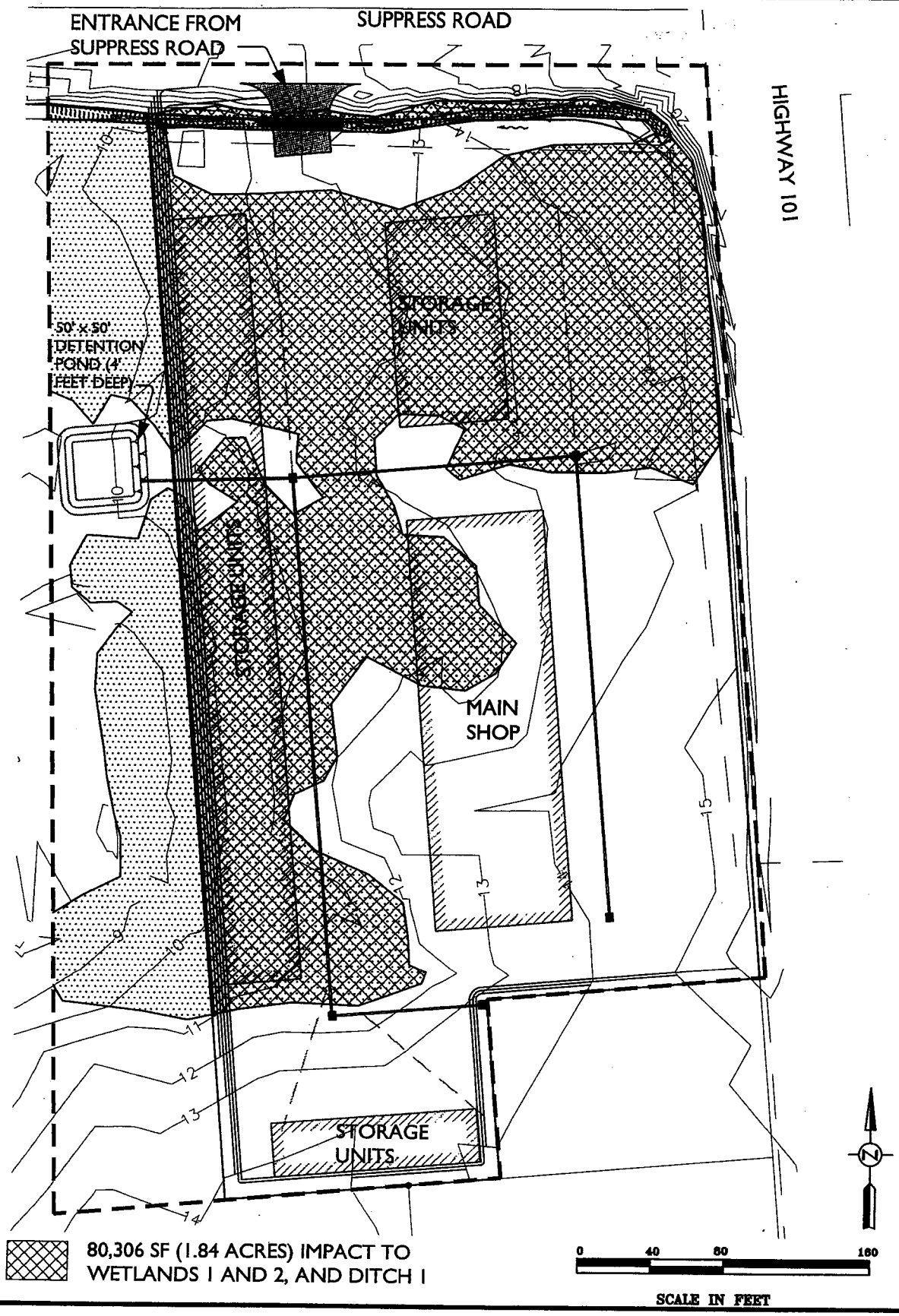
Existing conditions for the Tillamook RV development site in Tillamook County, Oregon. Survey provided by Bayside Surveying.

FIGURE 4

Pacific Habitat Services, Inc.

NWP-2008-429



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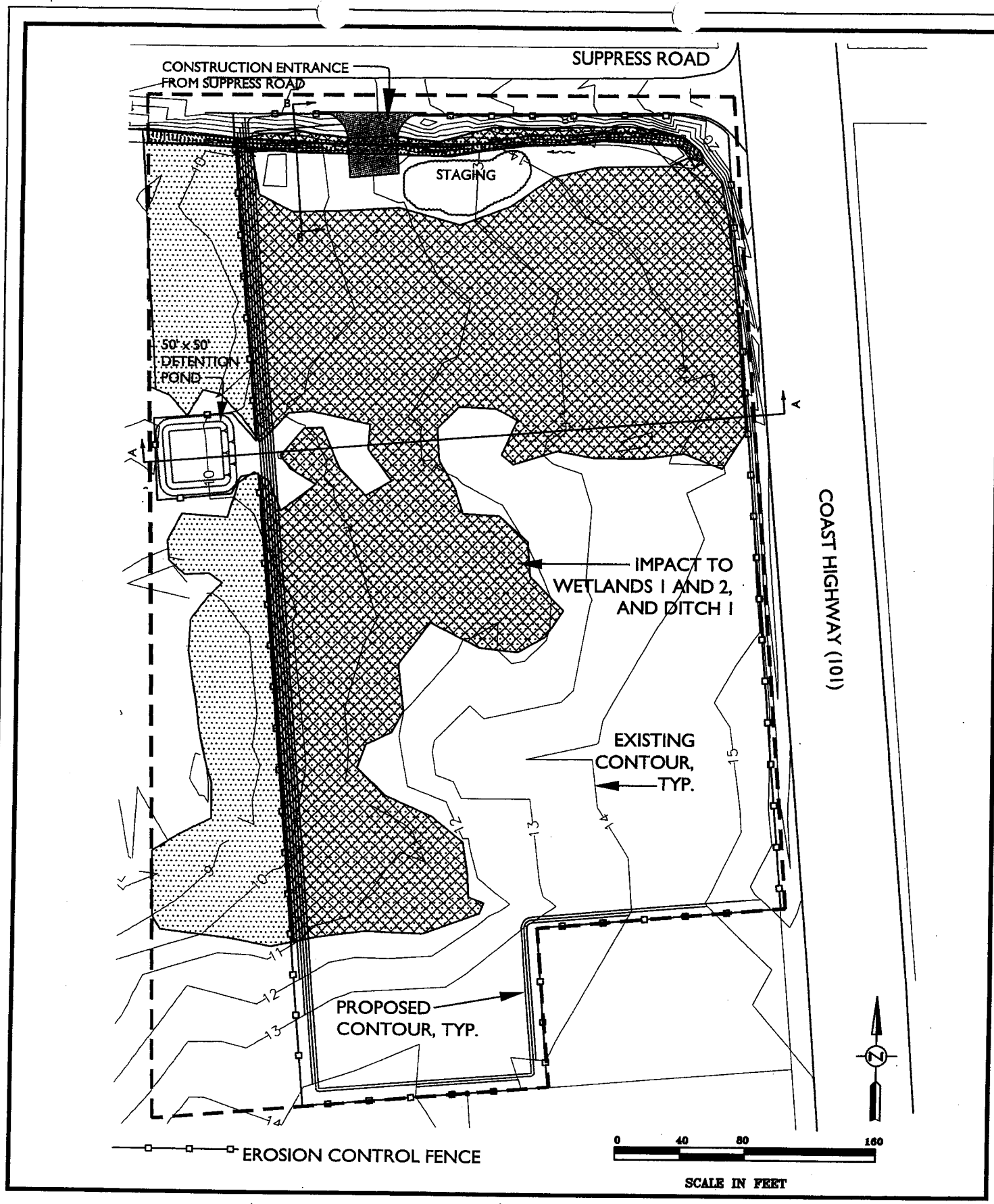
Site plan and wetland impacts for the Tillamook RV development site in Tillamook County, Oregon. Provided by North Coast Engineering, 2008.

FIGURE 5

Pacific Habitat Services, Inc.

NWP 2008-429



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Grading and erosion control plans, and location of staging area for the Tillamook RV development site in Tillamook County, Oregon. Provided by North Coast Engineering, 2008. See Figure 6A for cross-sections A–A and B–B).

FIGURE 6

Pacific Habitat Services, Inc.

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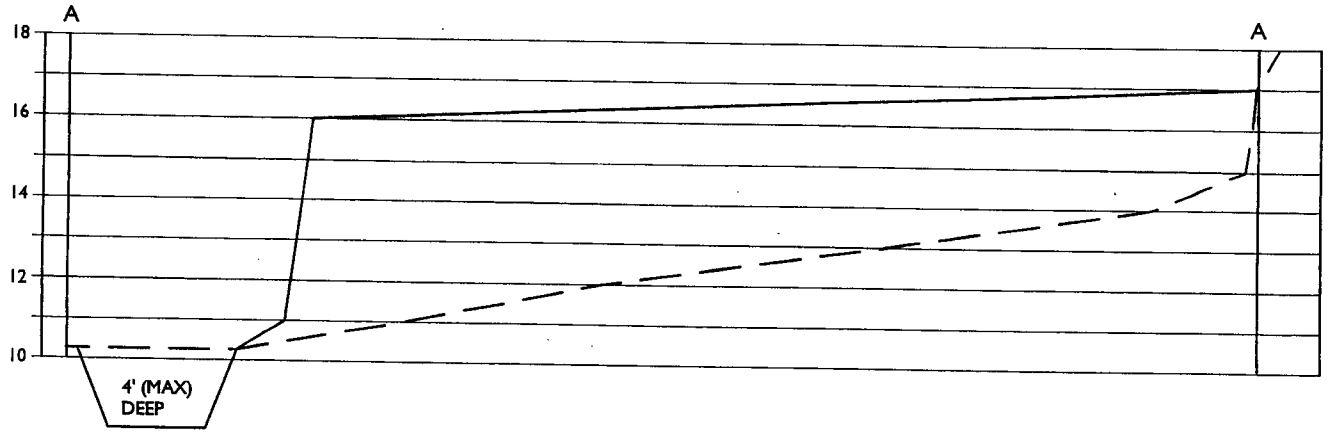
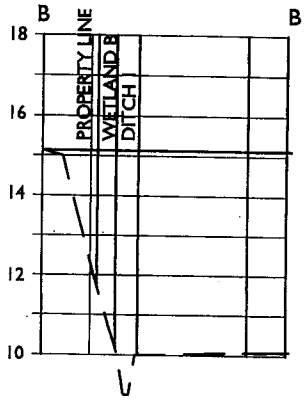


SCALE:
1"= (HORIZONTAL)
1"= (VERTICAL)

EXISTING CONTOUR
PROPOSED CONTOUR



SCALE:
1"= (HORIZONTAL)
1"= (VERTICAL)

EXISTING CONTOUR
PROPOSED CONTOUR

FIGURE 6A

Cross–sections A–A and B–B for the Tillamook RV development site in Tillamook County, Oregon.

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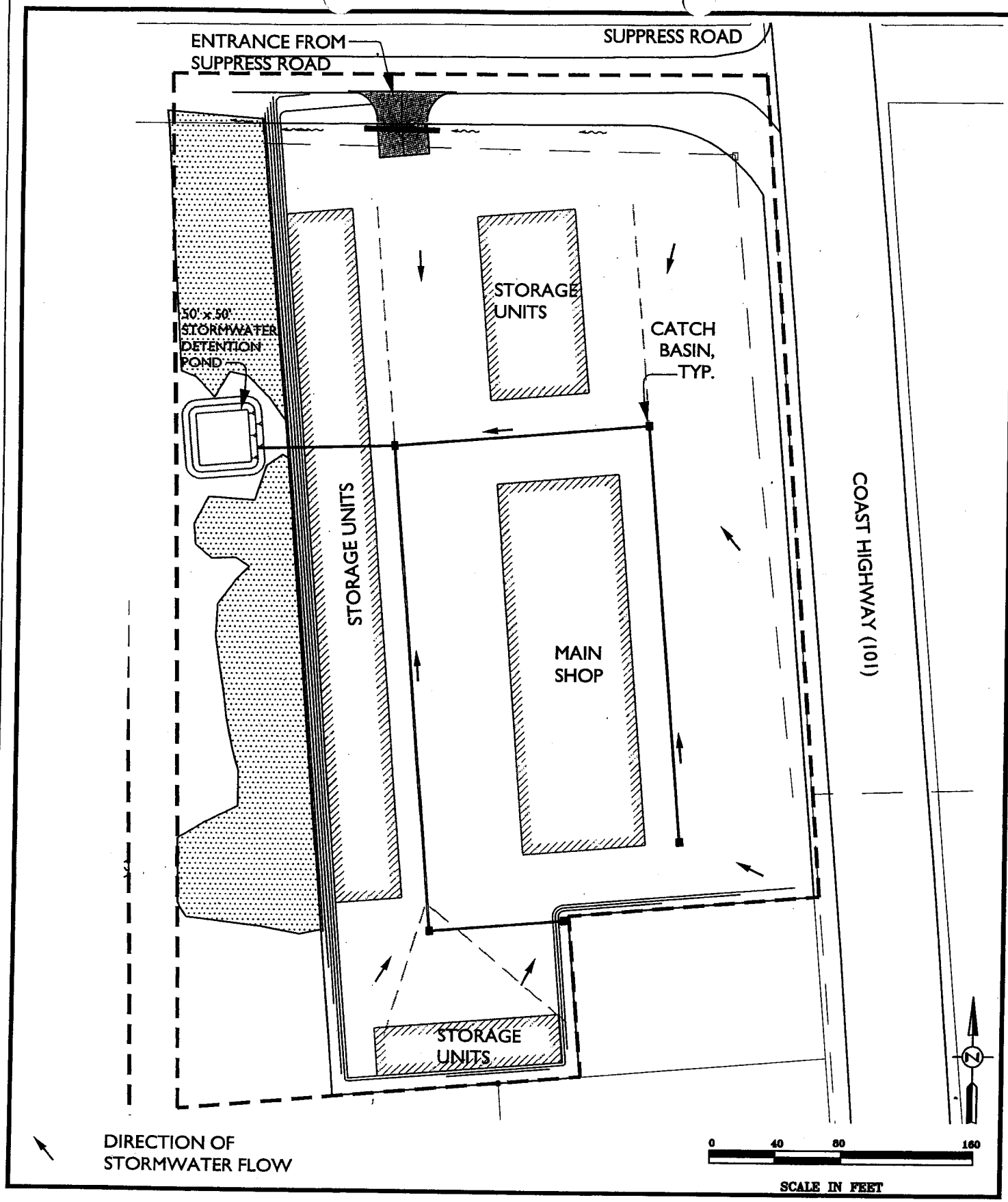

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Stormwater plan for the Tillamook RV development site in Tillamook County, Oregon. Provided by North Coast Engineering, 2008.

FIGURE 7

Pacific Habitat Services, Inc.

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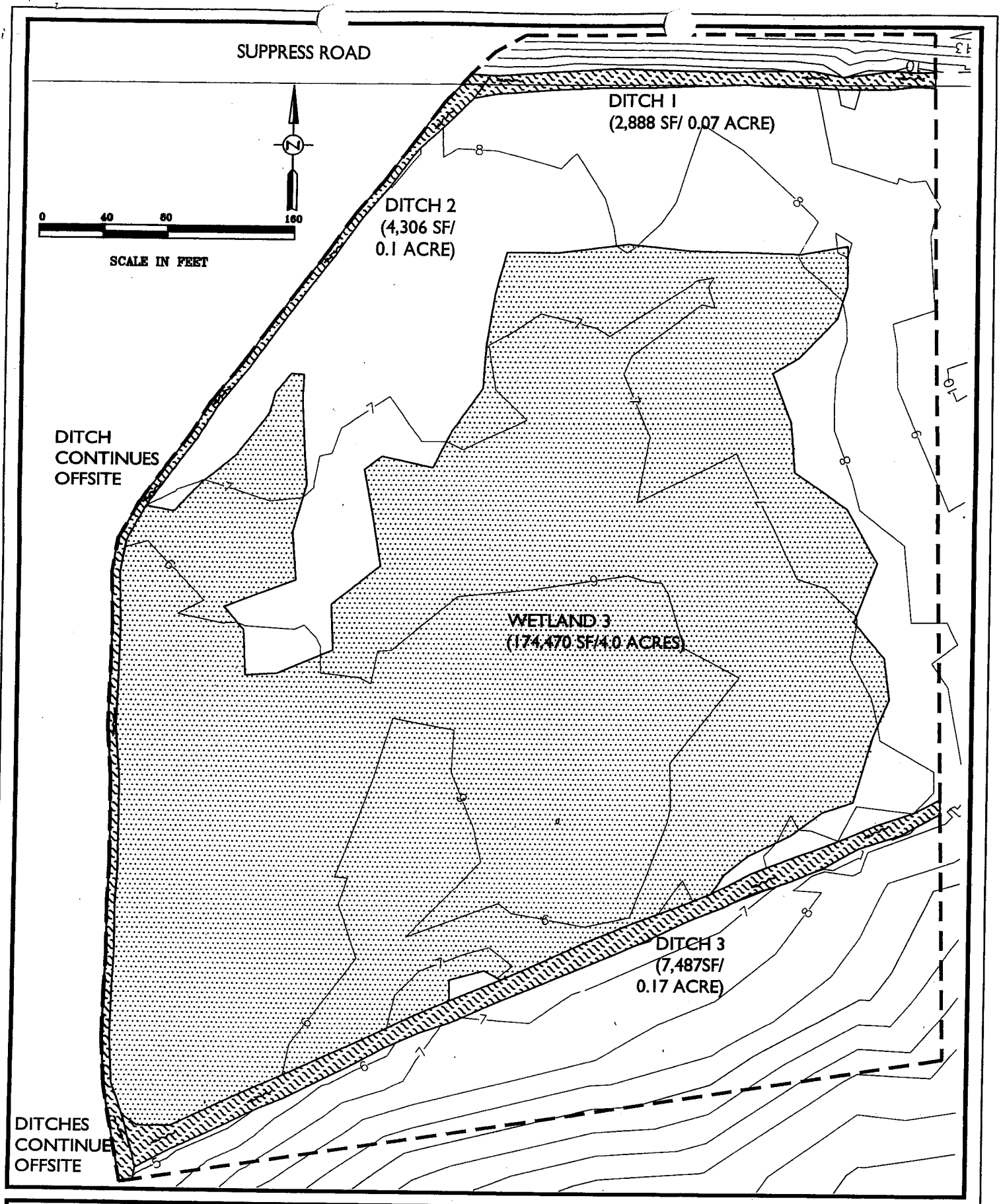

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Existing conditions for the Tillamook RV mitigation site in Tillamook County, Oregon. Survey provided by Bayside Surveying.

FIGURE 8

Pacific Habitat Services, Inc.

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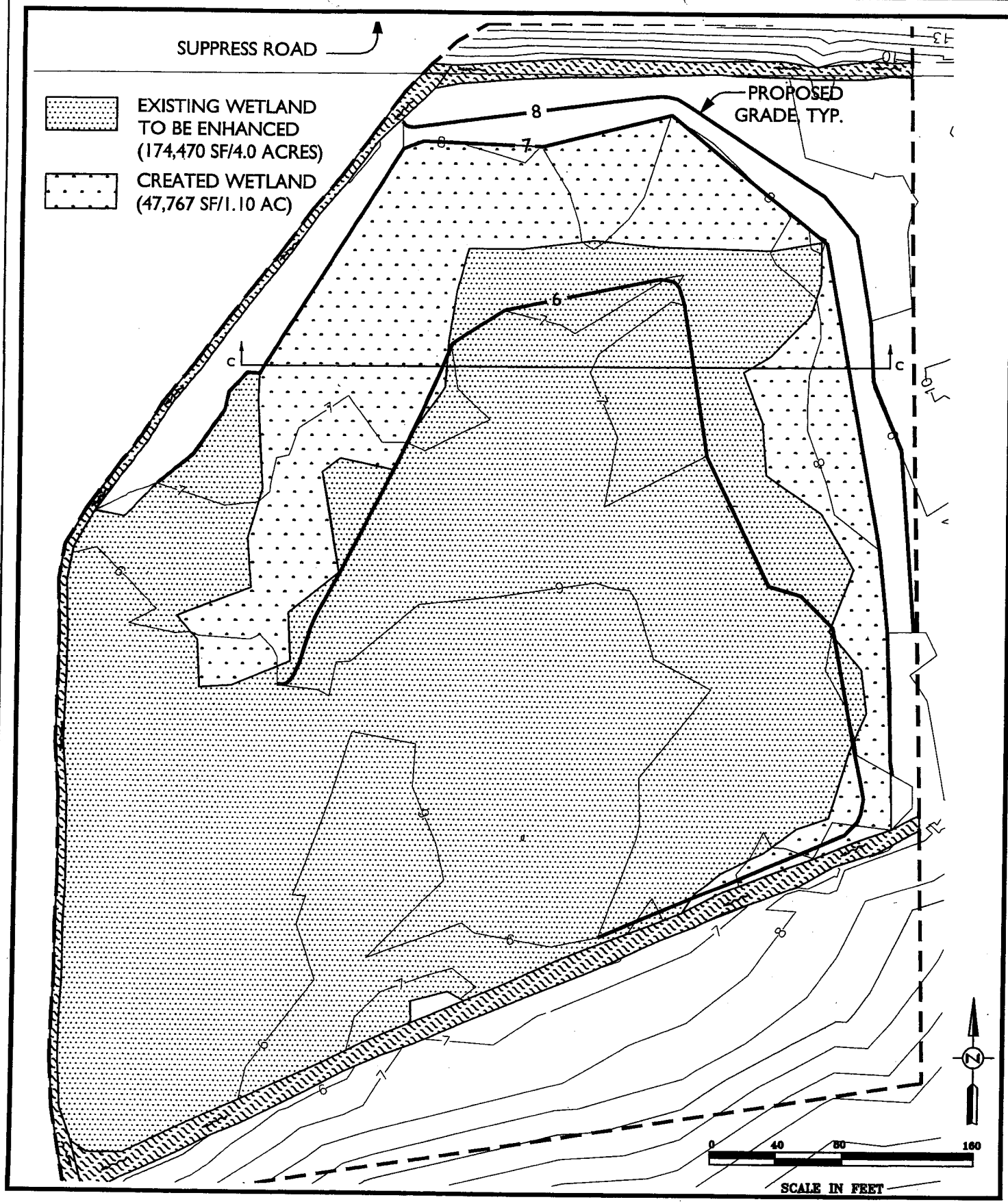

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Proposed grading of the mitigation area for the Tillamook RV development site in Tillamook County, Oregon. See Figure 9A for cross-section C–C.

FIGURE 9

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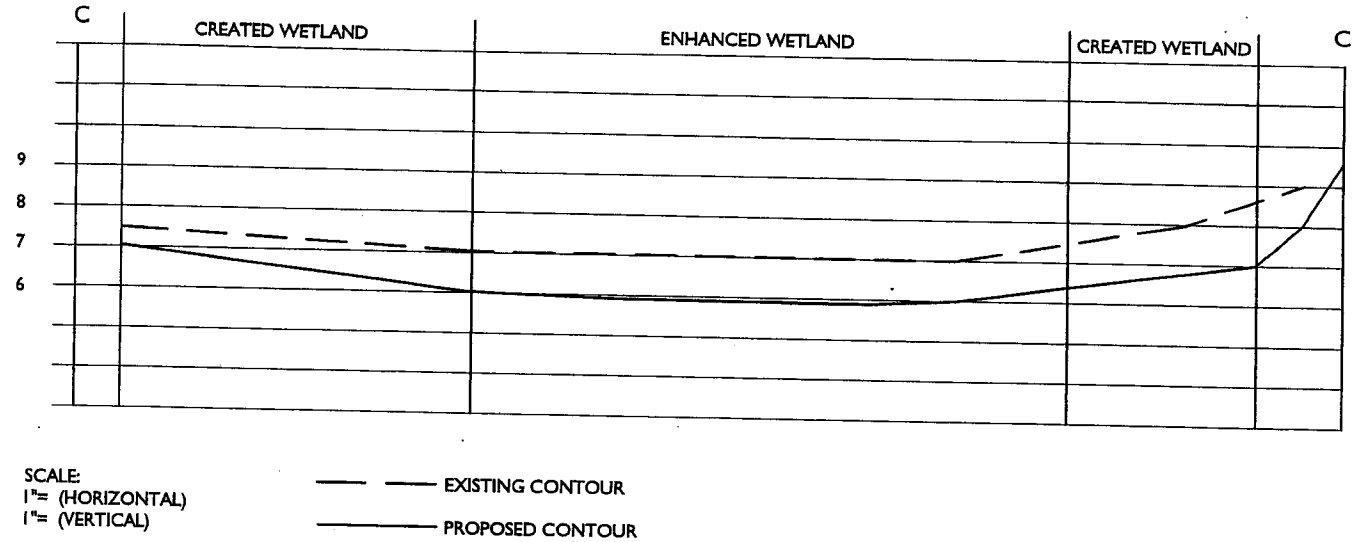

FIGURE 9A

Cross–section C–C for the Tillamook RV development site in Tillamook County, Oregon.

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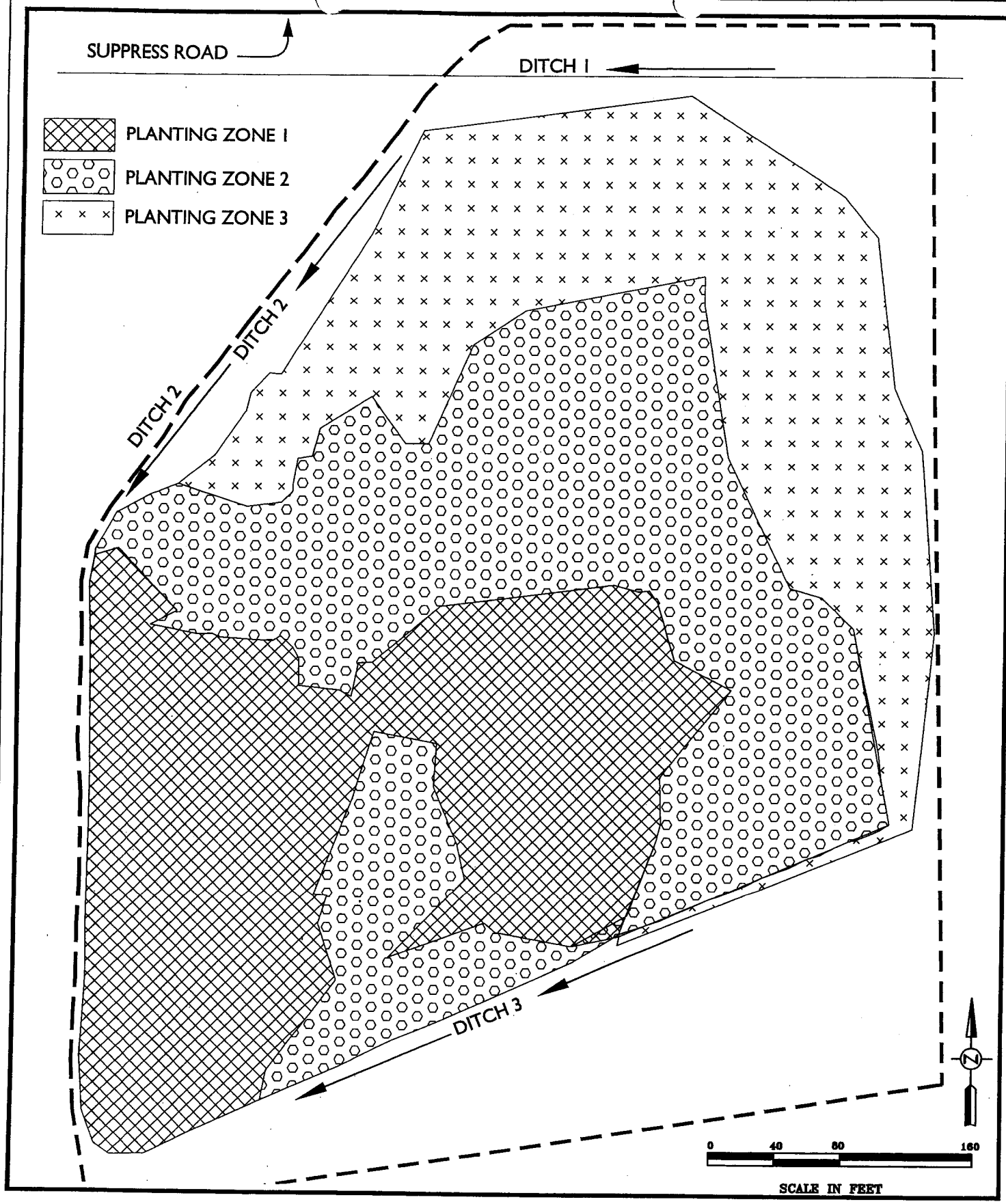

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Mitigation planting areas for the Tillamook RV development site in Tillamook County, Oregon. See Figure 10A for plant list.

FIGURE 10

Pacific Habitat Services, Inc.

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PUBLIC NOTICE
Oregon Department of Environmental Quality (DEQ)
Water Quality 401 Certification

Corps of Engineers Action ID Number: NWP-2008-429
Oregon Department of State Lands Number: N/A

Notice Issued: July 22, 2008
Written Comments Due: August 21, 2008

WHO IS THE APPLICANT: Tillamook RV

LOCATION OF CERTIFICATION ACTIVITY: See attached U.S. Army Corps of Engineers public notice

WHAT IS PROPOSED: See attached U.S. Army Corps of Engineers public notice on the proposed project

NEED FOR CERTIFICATION: Section 401 of the Federal Clean Water Act requires applicants for Federal permits or licenses to provide the Federal agency a water quality certification from the State of Oregon if the proposed activity may result in a discharge to surface waters.

DESCRIPTION OF DISCHARGES: See attached U.S. Army Corps of Engineers public notice on the proposed project.

WHERE TO FIND DOCUMENTS: Documents and related material are available for examination and copying at Oregon Department of Environmental Quality, 401 Water Quality Certification Coordinator, Northwest Region, 2020 S.W. 4th Avenue, Portland, Oregon 97201-4953.

While not required, scheduling an appointment will ensure documents are readily accessible during your visit. To schedule an appointment please call Jan Coomler at (503) 229-5087.

Any questions on the proposed certification may be addressed to the 401 Program Coordinator at (503) 229-6030 or toll free within Oregon at (800) 452-4011. People with hearing impairments may call DEQ's TTY at (503) 229-6993.

PUBLIC PARTICIPATION:

Public Hearing: Oregon Administrative Rule (OAR) 340-48-0032 (2) states that " The Corps provides public notice of and opportunity to comment on the applications, including the application for certification, provided that the department (DEQ), in its discretion, may provide additional opportunity for public comment, including public hearing."

Written comments:
Written comments on the proposed certification must be received at the Oregon Department of Environmental Quality by 5 p.m. on August 21, 2008. Written comments should be mailed to Oregon Department of Environmental Quality, Attn: 401 Water Quality Certification Coordinator, Northwest Region, 2020 S.W. 4th Avenue, Portland, Oregon 97201-4953 or faxed to (503) 229-6957. ***People wishing to send written comments via e-mail should be aware that if there is a delay between servers or if a server is not functioning properly, e-mails may not be received prior to the close of the public comment period.*** People wishing to send comments via e-mail should send them in Microsoft Word (through version 7.0), WordPerfect (through version 6.x) or plain text format to 401publiccomments@deq.state.or.us . Otherwise, due to conversion difficulties, DEQ recommends that comments be sent in hard copy.

WHAT HAPPENS NEXT: DEQ will review and consider all comments received during the public comment period. Following this review, the permit may be issued as proposed, modified, or denied. You will be notified of DEQ's final decision if you present either oral or written comments during the comment period. Otherwise, if you wish to receive notification, please call or write DEQ at the above address.

ACCESSIBILITY INFORMATION: This publication is available in alternate format (e.g. large print, Braille) upon request. Please contact DEQ Office of Communications and Outreach at (503) 229-5317 or toll free within Oregon at 1-800-452-4011 to request an alternate format. People with a hearing impairment can receive help by calling DEQ's TTY at (503) 229-6993.

PUBLIC NOTICE
OREGON COASTAL MANAGEMENT PROGRAM
CONSISTENCY CERTIFICATION

Date: July 22, 2008

Corps of Engineers Action ID Number: NWP-2008-429
Oregon Department of State Lands Number: N/A

Notification

For projects subject to coastal zone review, notice is hereby given that the project is being reviewed by the Department of Land Conservation and Development (DLCD) as provided in Section 307(c) of the Coastal Zone Management Act. The applicant believes that the activities described in the attached materials would comply with and be conducted in a manner consistent with the Oregon Coastal Management Program. Project information can be made available for inspection at DLCD's Salem office.

DLCD is hereby soliciting public comments on the proposed project's consistency with the Oregon Coastal Management Program. Written comments may be submitted to DLCD, 635 Capital St. NE, Suite 200, Salem, OR 97301-2540, attention consistency review specialist. Any comments must be received by DLCD on or before the comment deadline listed in the federal notice. For further information, you may call DLCD at (503) 373-0050, ext. 250.

REVIEW CRITERIA

Comments should address consistency with the applicable elements of the Oregon Coastal Management Program. These elements include:

- Acknowledged Local Comprehensive Plans & Implementing Ordinances
- Statewide Planning Goals
- Applicable State Authorities (e.g. Removal-Fill Law and Oregon Water Quality Standards)

INCONSISTENT?

If you believe this project is inconsistent with the Oregon Coastal Management Program, your comments to DLCD should explain why you believe the project is inconsistent and should identify the Oregon Coastal Management Program element(s) in question. You should also describe how the project could be modified, if possible, to make it consistent with the Oregon Coastal Management Program.