



US Army Corps
of Engineers
Portland District

PUBLIC NOTICE

for PERMIT APPLICATION

Issue Date: April 8, 2004

Expiration Date: May 10, 2004

Corps of Engineers Action ID: 200300561

Oregon Division of State Lands Number: 31413-RF

30 Day Notice

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: Bay Breeze Golf Course Attn: Mike Lehman
2325 Latimer Road
Tillamook, Oregon 97141

Location: The project is located in wetlands adjacent to an unnamed tributary (Juno Creek) of the Wilson River, Section 18, Township 1 South, Range 10 West, near Tillamook, Tillamook County, Oregon.

Project Description: The proposed project involves:

- 1) **Four, six-foot wide golf cart paths:** A total of 996 linear feet of wetland would be impacted during construction of the four, 6-foot wide cart paths. The paths would consist of a six-inch layer of crushed rock placed within the wetland. Approximately 111 cubic yards of fill material would permanently impact 0.14 acre of wetland.
- 2) **One, eight-foot wide utility path:** A total of 170 linear feet of wetland would be impacted during construction of the 8-foot wide path. The path would consist of a six-inch layer of crushed rock placed within the wetland. Approximately 25 cubic yards of fill material would permanently impact 0.03 acre of wetland.
- 3) **Four, six-foot wide golf cart bridges:** A total of 750 linear feet over four locations of wetland on the north and south sides of the creek would be impacted during construction of the bridges. The bridges would be constructed of treated or untreated

timber. Concrete footings and approach fill will be placed below ordinary high water. To allow for installation of the footings, a 3-foot by 3-foot by 5-foot deep hole would be excavated at each proposed pier location.

Bridge 1) The bridge would measure 30 feet in length and would be anchored with two 3-foot by 8-inch piers with a total of two 10-inch by 5-foot support columns. The approach ramps would extend 22 feet to the north and 25 feet to the south of the bridge. Installation at this location would require approximately 8.66 cubic yards of approach fill and footings to be placed below ordinary high water on the north side of the creek and 11.95 cubic yards to be placed on the south side of the creek.

Bridge 2) The bridge would measure 32 feet in length and would be anchored with two 3-foot by 8-inch piers with a total of two 10-inch by 5-foot support columns. The approach ramps would extend 17 feet to the north and 7 feet to the south of the bridge. Installation at this location would require approximately 4.42 cubic yards of approach fill and footings to be placed below ordinary high water on the north side of the creek and 1.46 cubic yards to be placed on the south side of the creek.

Bridge 3) The bridge would measure 30 feet in length and would be anchored with two 3-foot by 8-inch piers with a total of two 10-inch by 5-foot support columns. The approach ramps would extend 24 feet to the north and 17 feet to the south of the bridge. Installation at this location would require approximately 9.94 cubic yards of approach fill and footings to be placed below ordinary high water on the north side of the creek and 4.73 cubic yards to be placed on the south side of the creek.

Bridge 4) The bridge would measure 30 feet in length and would be anchored with two 3-foot by 8-inch piers with a total of two 10-inch by 5-foot support columns. The approach ramps would extend 18 feet to the north and 9 feet to the south of the bridge. Installation at this location would require approximately 4.68 cubic yards of approach fill and footings to be placed below ordinary high water on the north side of the creek and 1.06 cubic yards to be placed on the south side of the creek.

Bridge installation would require removal of a total of 33 cubic yards of material to allow for pier installation and 47 cubic yards of fill placed below ordinary high water. This portion of the project would result in permanent impacts to 0.02 acre of waters of the United States.

Mitigation: To offset impacts to 0.19 acre of waters of the United States, the applicant has proposed enhancement of 0.56acre of on-site palustrine emergent wetland. The mitigation area is located directly adjacent to the existing creek. The area is dominated by Reed Canary Grass and will be graded and planted with native vegetation. The design involves excavating a low terrace adjacent to the creek. The final elevation will be 1.5 feet below the current land-surface.

If a permit is issued, the Corps will determine what is appropriate and practicable compensatory mitigation.

Purpose: To bring the project up to U.S. Golf Course Association standards by expanding it from a 3-par golf course to an executive golf course.

Drawings: Figures 1 and 2, Project Location
Figure 3, Wetland Impact Areas
Figure 4 and 5, Wetland Enhancement Areas
Figure 6, Cross-Sections of Paths
Figure 7, Grading Sections
Figure 8-10, Bridge/Ramp Detail
Figure 11-15, Mitigation Plan

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

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

Section 10, Rivers and Harbors Act 1899 (33 U.S.C. 403), for work in or affecting navigable waters of the United States.

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 may affect an endangered or threatened species or its critical habitat. Consultation under Section 7 of the

Endangered Species Act of 1973 (87 Stat. 844) will be initiated. A permit for the proposed activity will not be issued until the consultation process is completed.

Cultural Resources: 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. This notice has been provided to the State Historic Preservation Office.

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.

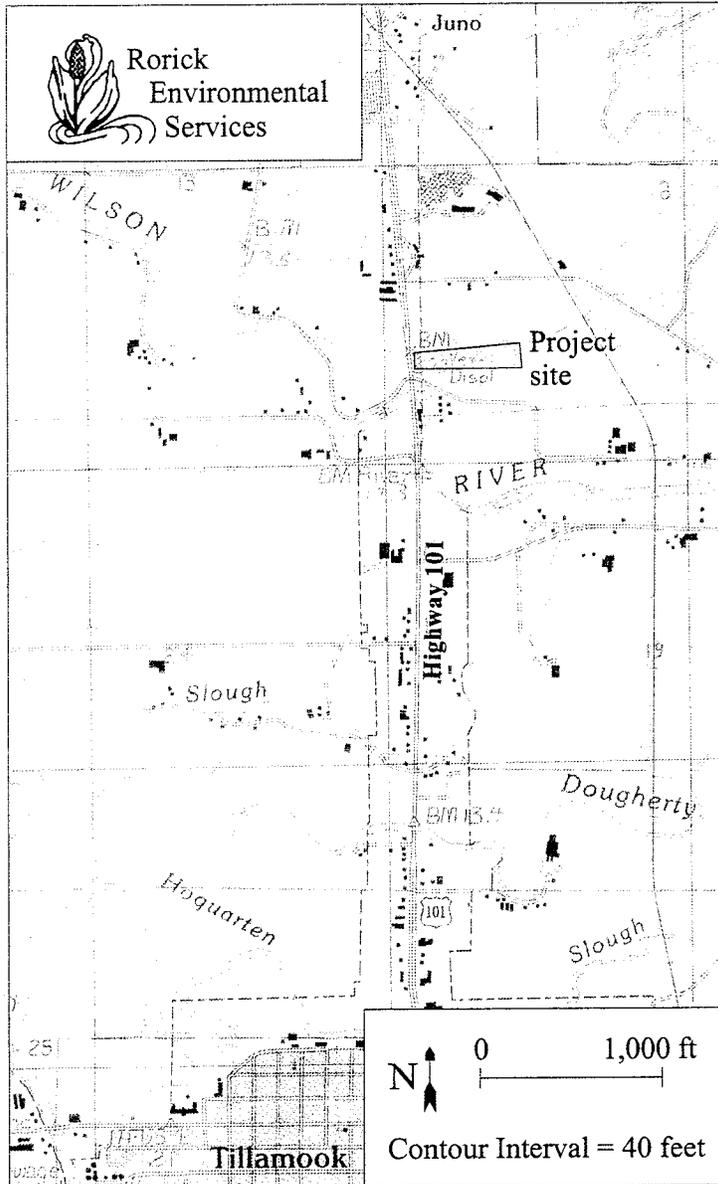


Figure 1 Project location map.

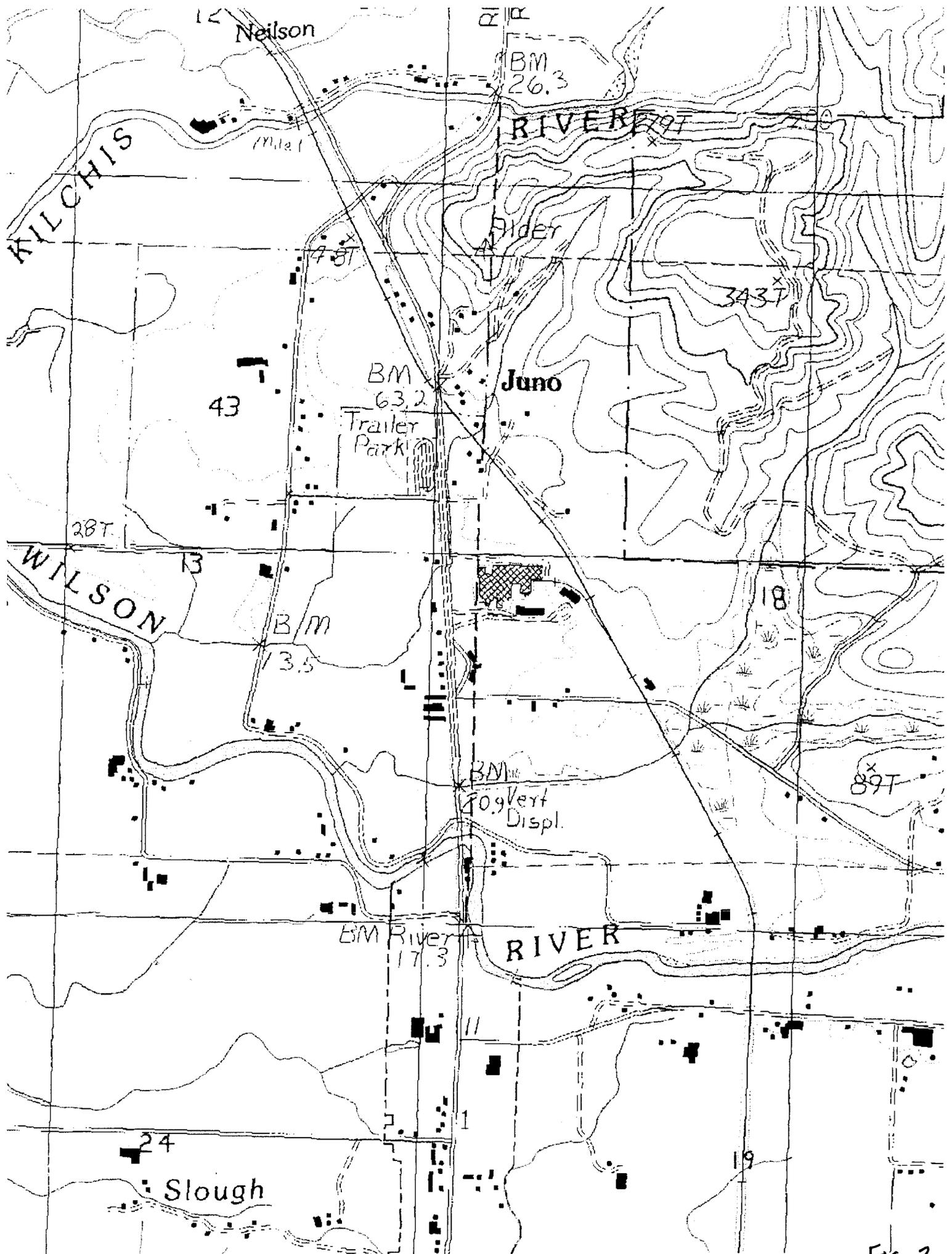
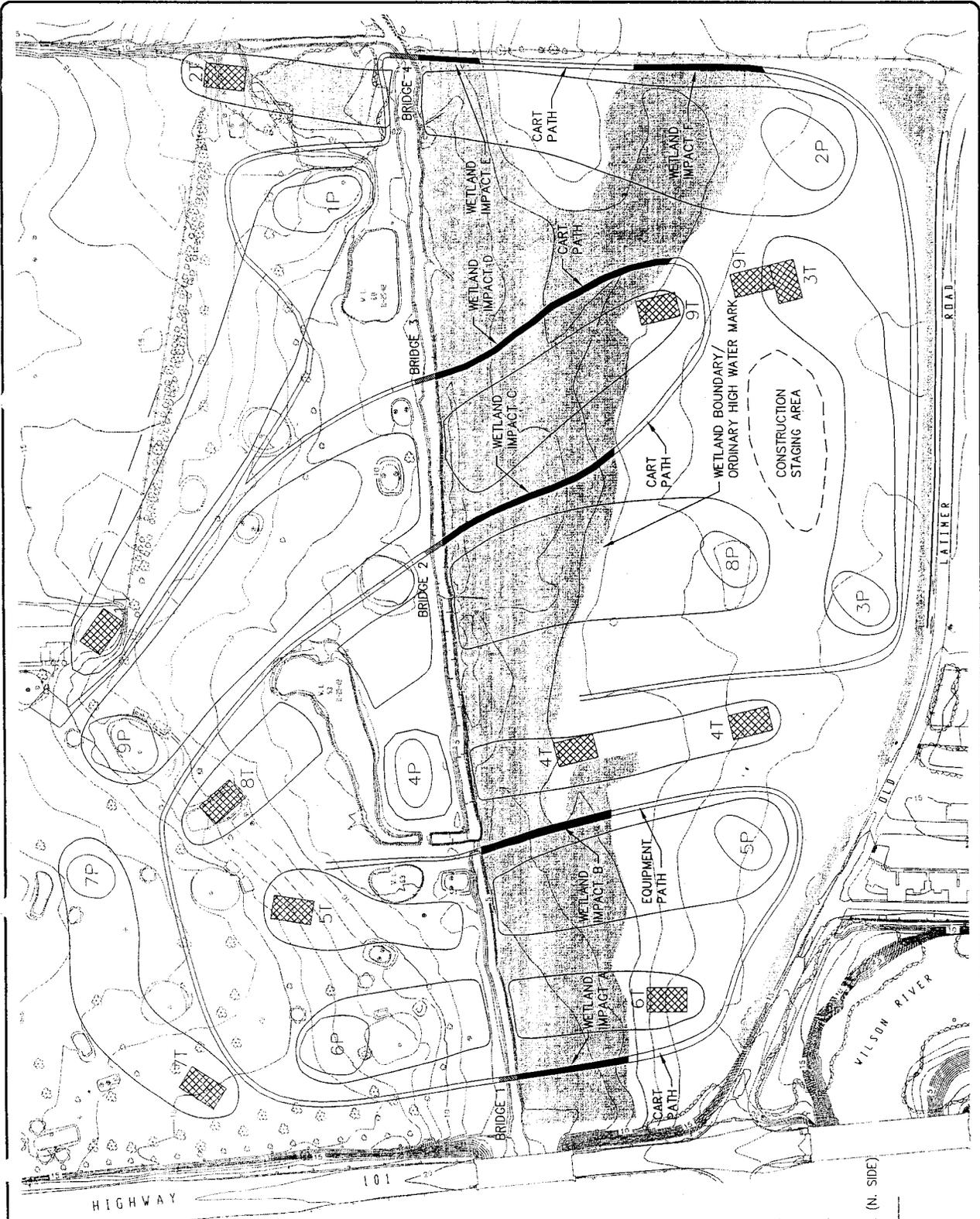


FIG. 2



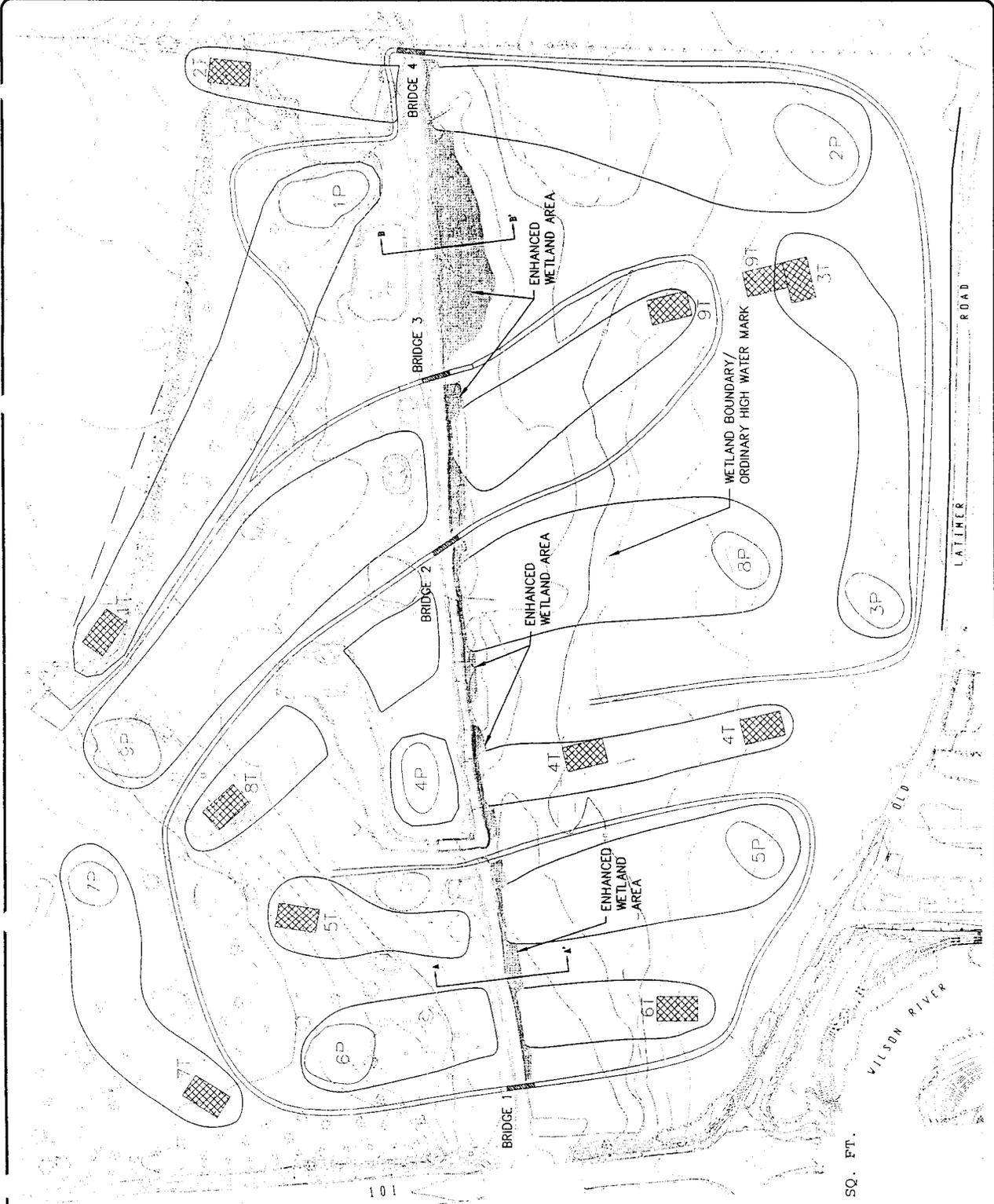
WETLAND IMPACT	Area	Sq. Ft.
WETLAND IMPACT A	950 SQ. FT.	
WETLAND IMPACT B	1,360 SQ. FT.	
WETLAND IMPACT C	1,465 SQ. FT.	
WETLAND IMPACT D	2,095 SQ. FT.	
WETLAND IMPACT E	485 SQ. FT.	
WETLAND IMPACT F	980 SQ. FT.	
4 BRIDGE RAMPS	750 SQ. FT. (N. SIDE)	
TOTAL IMPACT	8,085 SQ. FT.	

PHOTO DATE: 11-29-02
 HORIZONTAL DATUM: LOCAL
 VERTICAL DATUM: NAVD 1929
 GROUND CONTROL BY:
 C. WAYNE COOK LAND SURVEYING
 CONTOUR INTERVAL = 1'
 PHOTOGRAMMETRY BY:
 SPEICHER & GROSS, INC.
 13545 N.W. FOREST RD.
 OREGON 97229 (503)
 646-1733
 COMPILATION DATE:
 AUG-18-06
 WETLANDS SURVEY CONDUCTED BY:
 FORKOR ENVIRONMENTAL SERVICES

LEGEND

- EXISTING TREES
- CART PATH
- WETLANDS
- TEE BOX
- NEW BRIDGE
- GREEN

FIG. 3

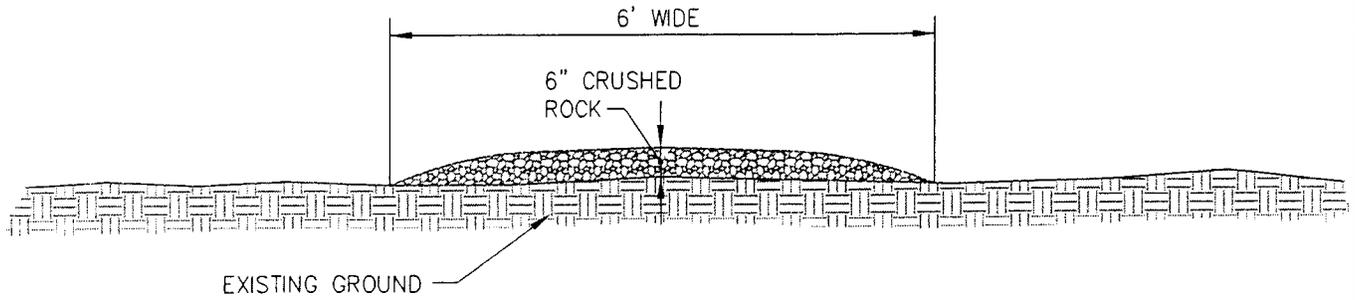


- LEGEND**
- EXISTING TREES
 - CART PATH
 - ENHANCED WETLANDS
 - WETLANDS
 - TEE BOX
 - NEW BRIDGE
 - GREEN

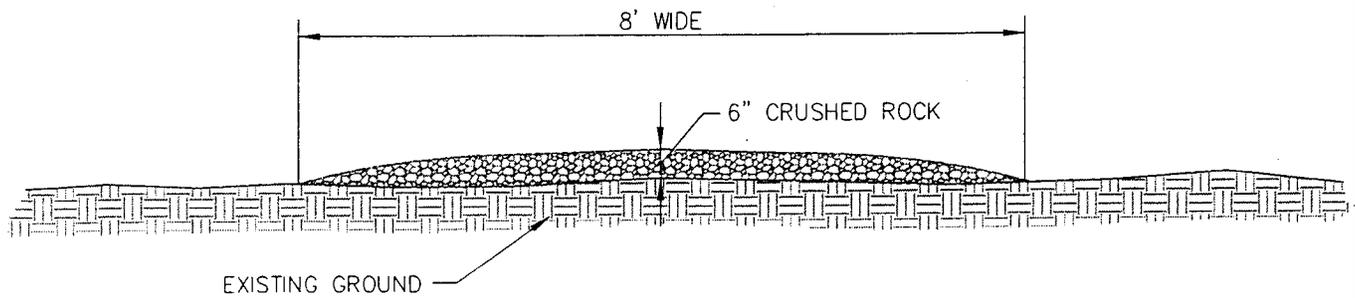
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 HORIZONTAL DATUM: LOCAL
 VERTICAL DATUM: NGVD 1929
 GROUND CONTROL: 89
 C: WETLAND SURVEYING
 CONTOUR INTERVALS:
 PHOTOGRAMMETRY BY:
 13545 N. W. SCIENCE, INC.
 PARK DRIVE (PORTLAND, OR)
 503-253-9229 (2005)
 503-253-9229 (2005)
 COMPLETION DATE:
 12-13-02 JOB NO.
 MD-189
 WETLANDS SURVEY CONDUCTED BY
 FORKUS ENVIRONMENTAL SERVICES

TOTAL WETLAND ENHANCEMENT AREA — 24,255 SQ. FT.

3004 2 6	Figure 4 WETLAND ENHANCEMENT AREAS 3004XHB13.DWG, 9/16/03, MEYERD	PROJECT BAY BREEZE GOLF COURSE TILLAMOOK, OREGON	Planners Engineers Surveyors LDC Design Group, Inc. 3500 N.W. 11TH TERRACE MILLERSHOP, OREGON 97124 PHONE (503) 858-4242 FAX (503) 858-1200 www.ldcgroup.com	Mike Lehman Bay Breeze Golf Course 2325 Lotmer Road Tillamook, Oregon
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CART PATH



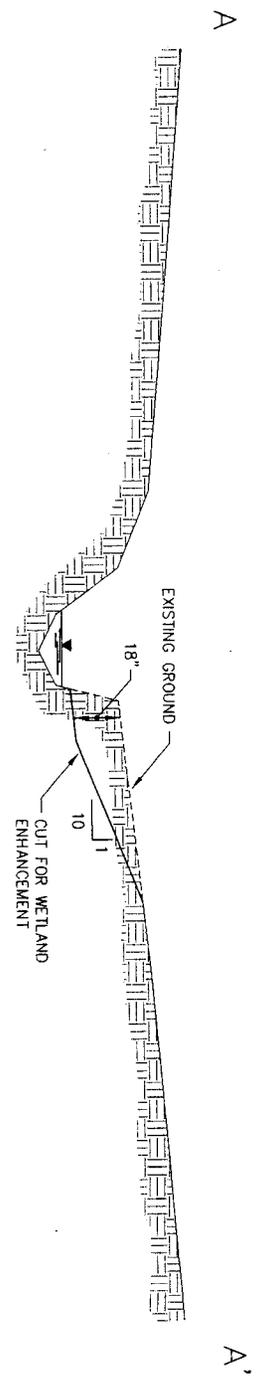
EQUIPMENT PATH

PREPARED FOR
Mike Lehman
Bay Breeze Golf Course
2325 Latimer Road
Tillamook, Oregon

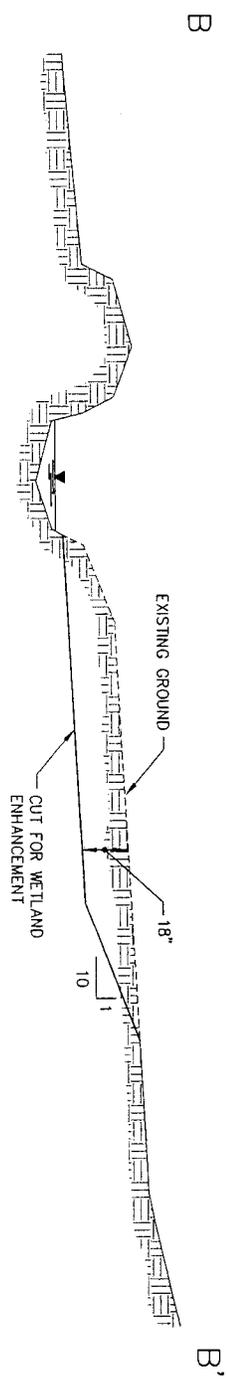
LDC
Design Group, Inc
Planners
Engineers
Surveyors
3300 N.W. 211TH TERRACE
HILLSBORO, OREGON 97124
PHONE: (503) 858-4242
FAX: (503) 645-5500
www.lcdesign.com

DRAWING TITLE:
Figure 5
TYPICAL CROSS
SECTION OF PATHS
3004EXHIBIT2.DWG, 9/16/03, MeyerD

JOB NO.:
3004
DRAWING NO.:
3 of 6



SECTION A-A'
 SCALE: 1"=16' HORZ
 1"=4' VERT



SECTION B-B'
 SCALE: 1"=16' HORZ
 1"=4' VERT

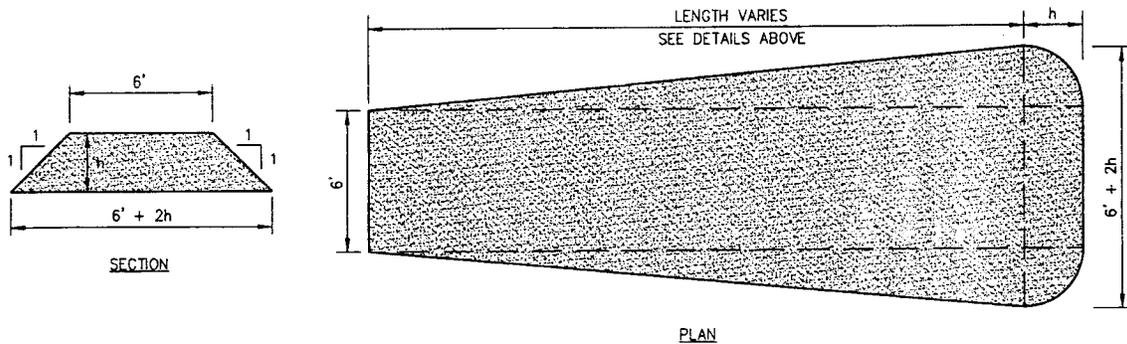
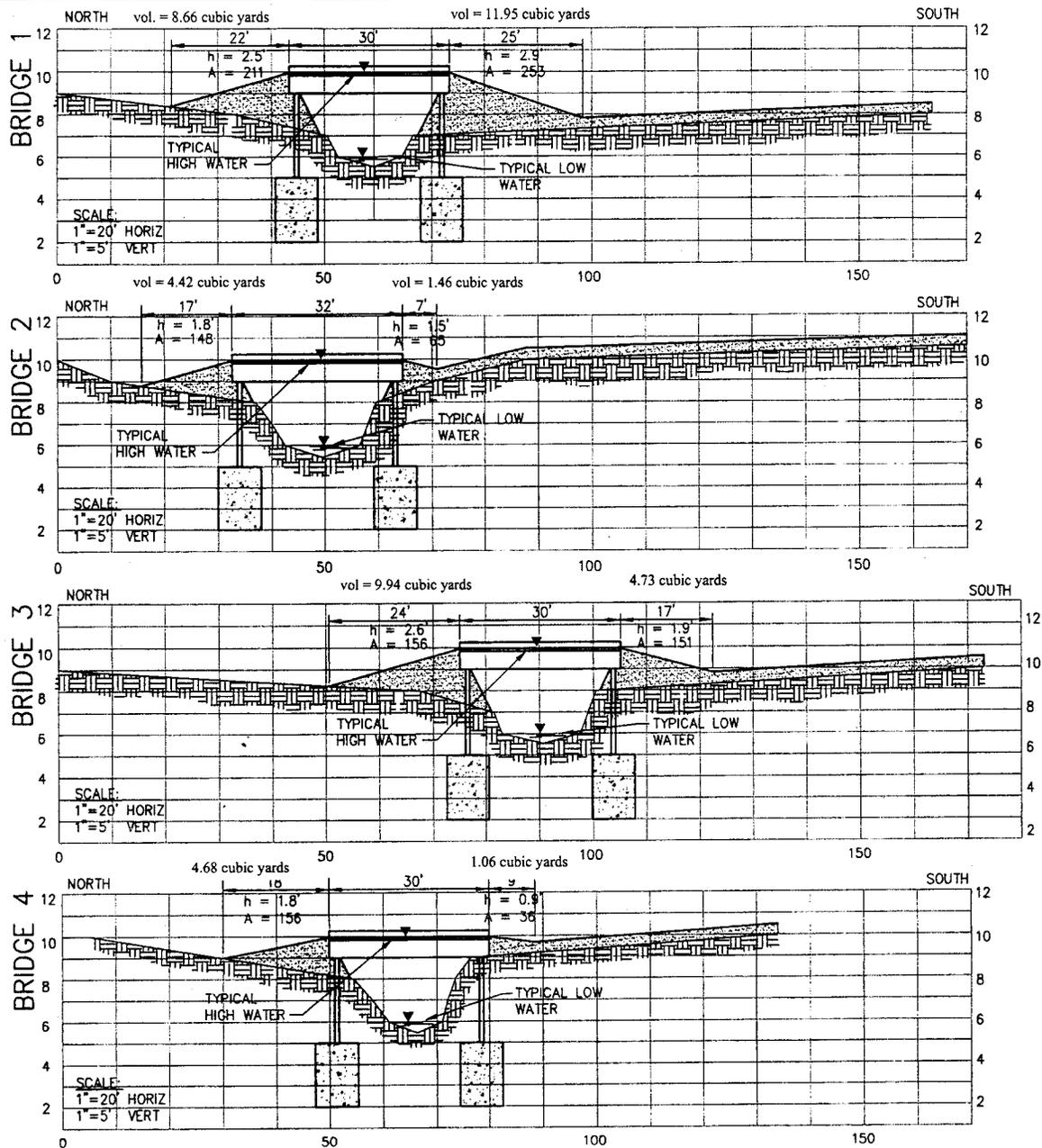
Mike Lehman
 Bay Breeze Golf Course
 2325 Latimer Road
 Tillamook, Oregon

LDC
 Design Group, Inc
 Planners
 Engineers
 Surveyors
 3300 N.W. 211th, W. BRIDGE
 HILLSBORO, OREGON 97124
 PHONE: (503) 836-4242
 FAX: (503) 843-3500
 www.ldceng.com

PROJECT
**BAY BREEZE
 GOLF COURSE**
 TILLAMOOK, OREGON

DRAWING TITLE
**Figure 6
 GRADING SECTIONS**
 3004EXHIBIT5.DWG, 9/16/03

DATE PLOTTED
 3004
 DRAWING NO.
 4 of 6



TYPICAL BRIDGE RAMP DETAIL

Boy Breeze Golf Course Permit Application

Mike Lehman Boy Breeze Golf Course 2325 Letimer Road Tillamook, Oregon	 Planners Engineers Surveyors <small>3300 N.W. 211th Terrace Hillsboro, Oregon 97124 Phone: (503) 668-4242 Fax: (503) 668-3002 www.lcdgroup.com</small>	PROJECT BAY BREEZE GOLF COURSE TILLAMOOK, OREGON	DRAWING TITLE Figure 7 PEDESTRIAN BRIDGE SECTIONS AND DETAILS <small>3004EXHIBIT6.DWG, 9/18/03</small>	JOB NO. 3004 SHEET NO. 5 OF 6
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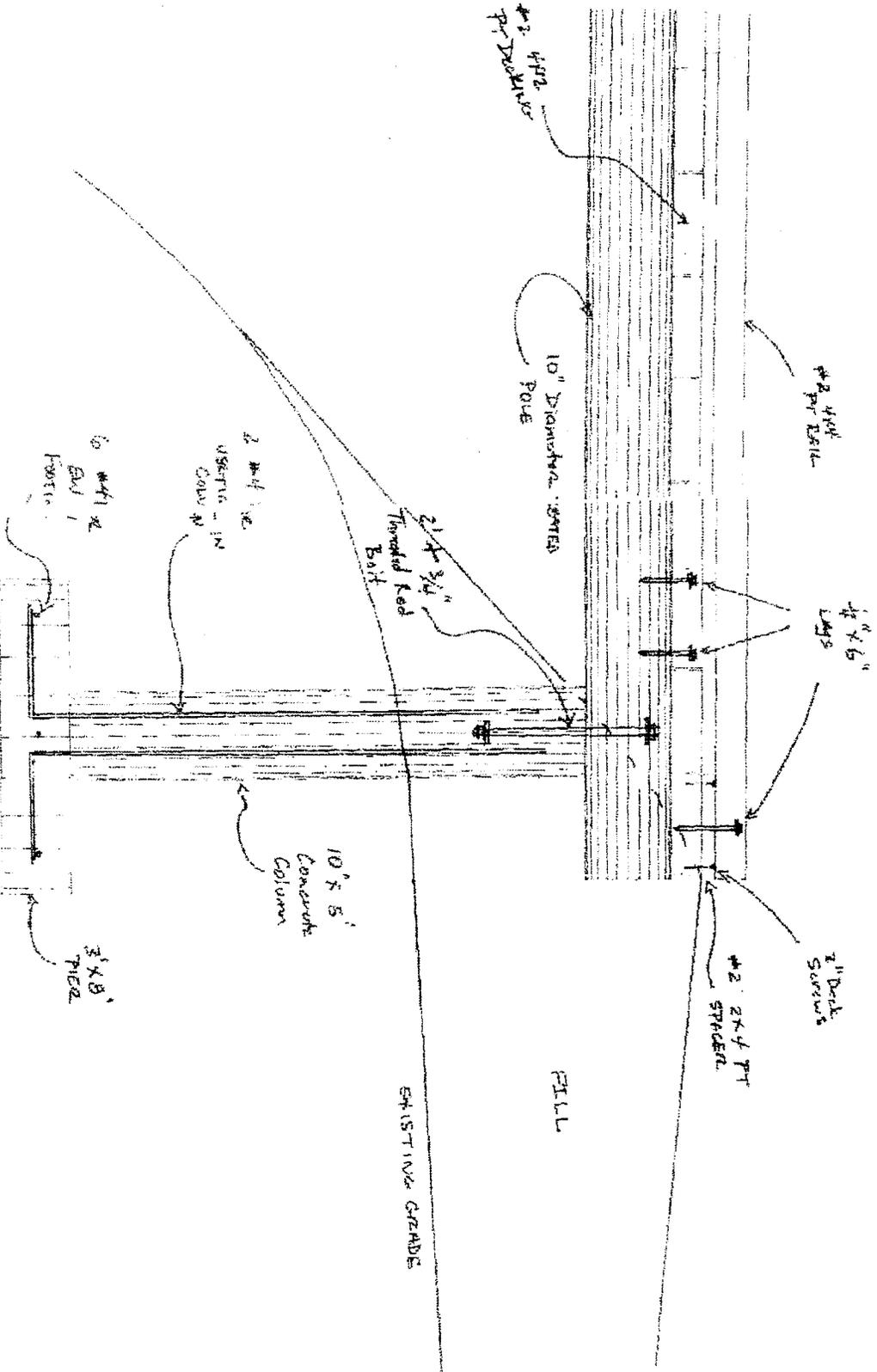


Figure 5 Bridge pier diagram.

Function	Comment	Anticipated Change
Plant species diversity	The site currently has little species diversity because it is dominated by reed canary grass.	Planting riparian vegetation will increase diversity. However, there are a limited number of species that can tolerate the intense flooding and sediment deposition.
Native plant species	There are few native species and non-natives dominate.	Planting riparian vegetation will increase the number of native species.
Educational opportunities	There are currently little educational opportunities.	There will be no change in educational opportunities.
Public access	The public access is currently high.	This will increase as golfers would be able to cross the stream.

Mitigation Plan

Assumptions

The following assumptions have been made about site conditions and the mitigation plans:

1. That the hydrologic conditions observed onsite are normal and that they will continue throughout the monitoring period.
2. That the grading and planting will be carried out as outlined in this report.
3. That the site will be maintained according to the directions outlined in this report.
4. That the prescribed native plant species or appropriate substitutions will be available for purchase before the scheduled planting time.

The client, by accepting the findings of this report and implementing the mitigation plan, accepts these assumptions and the risks involved.

Grading Plan

LDC Design Group has prepared a grading plan for the wetland enhancement areas and cross sections (figures 8 and 9). The design involves excavating a low terrace adjacent to the stream. The final elevation of the terrace will be 1.5 feet below the current land-surface elevation.

Reference Wetland

A reference wetland is used as a guide in designing a wetland mitigation site and preparing a planting plan. To be a good reference, a wetland should be located near the mitigation site, occur in the same geomorphic position in the landscape, have the same type of water sources, and be dominated by native species.

The consultants chose two areas: (1) the stream bank of the Wilson River just south of the site; and (2) the north wetland located on the project site. The Wilson River site was chosen because the vegetation along the riverbank is adapted to the intense flooding. The south wetland is also subject to flooding but has more native species. Tables 2 and 3 are lists of plant species found in the reference wetlands:

Table 2 Plant list for reference wetland located on the bank of the Wilson River.

Common Name	Scientific Name / Indicator Status	Native / Introduced
bracken fern	<i>Pteridium aquilinum</i> FACU	native
common horse tail	<i>Equisetum arvense</i> FAC	native
Himalayan blackberry	<i>Rubus discolor</i> FACU	introduced
Japanese knotweed	<i>Polygonum cuspidatum</i> NI	introduced
manroot	<i>Marah oreganos</i> NL	native
Pacific willow	<i>Salix lasiandra</i> FACW+	native
piggy back plant	<i>Tolmiea menziesii</i> FAC	native
red alder	<i>Alnus rubra</i> FAC	native
red elderberry	<i>Sambucus racemosa</i> FACU	native
reed canary grass	<i>Phalaris arundinacea</i> FACW	introduced
Sitka willow	<i>Salix sitchensis</i> FACW	native
snowberry	<i>Symphoricarpos albus</i> FACU	native

Table 3 List of plants growing in the north wetland.

Common Name	Scientific Name / Indicator Status	Native / Introduced
red alder	<i>Alnus rubra</i> FAC	native
salmonberry	<i>Rubus spectabilis</i> FAC+	native
Sitka willow	<i>Salix sitchensis</i> FACW	native
black twinberry	<i>Lonicera involucrata</i> FAC+	native
skunk cabbage	<i>Lysichiton americanum</i> OBL	native
creeping buttercup	<i>Ranunculus repens</i> FACW	introduced
reed canary grass	<i>Phalaris arundinacea</i> FACW	introduced
Douglas spirea	<i>Spiraea douglasii</i> FACW	native

Planting Plan

The mitigation plan is to enhance a palustrine emergent wetland dominated by reed canary grass by converting it to 0.56 acres into a scrub shrub riparian area. The site is annually subjected to several intense floods over the winter months. The species chosen for the site are those that can tolerate the flooding and sediment load. The species list is based on the reference wetland and the consultants' experience.

The success of this planting plan depends on the skill of the native plant horticulturist(s). Critical factors include:

- ❑ The season of planting (late autumn is recommended);
- ❑ Provision of adequate supplemental moisture, should weather patterns be insufficient to meet wetland plant demand during the establishment phase;
- ❑ Health, size and adequate root systems of the plant materials, bearing in mind that young woody transplants survive better than older larger ones;
- ❑ Proper soil preparation and planting techniques;
- ❑ And adequate funding for maintenance during establishment, including control of invasive weeds.

Table 4 lists the species to be planted on the mitigation areas, the plant materials to use, and planting methods. The native shrubs and trees growing in the reference wetlands are Pacific willow, Sitka willow, black twinberry, Douglas spirea, red elderberry, snow berry, salmon berry, and red alder.

All planting material should be derived from Oregon’s northern coastal plant resources. The project consultant must first approve all substitutions of species.

Table 4 Planting Plan Criteria and Plant Species for Compensatory Mitigation Project.

Shrub Species	Planting Material	Method/Planting Density
black twinberry (<i>Lonicera involucrata</i> FAC+)	rooted cuttings (2- or 3-year wood)	Plant above Douglas spiraea plantings along bottom half of stream bank, in clusters of 2-3 cuttings; space clusters 15 feet apart and in an irregular pattern, not a straight line. 220 plants.
clustered rose (<i>Rosa pisocarpa</i> FAC)	rooted cuttings (2- or 3-year wood)	Plant on upper edge of stream bank in clusters of 2-3 cuttings; space clusters 15 feet apart and in an irregular pattern, not a straight line. 55 plants.
Douglas spiraea (<i>Spiraea douglasii</i> FACW)	rooted cuttings (2- or 3-year wood)	Plant on bottom third of stream bank, close to water. After established, thin to one plant each 6 feet. 55 plants.
Nootka rose (<i>Rosa nutkana</i> FAC)	rooted cuttings (2- or 3-year wood)	Plant on upper half of stream bank in clusters of 2-3 cuttings; space clusters 15 feet apart and in an irregular pattern, not a straight line. 55 plants.
Pacific willow (<i>Salix lasiandra</i> FACW+)	rooted cuttings	plant along stream edge from cuttings on site

Shrub Species	Planting Material	Method/Planting Density
red alder (<i>Alnus rubra</i> FAC)	bare root plants	plant upslope of the stream in areas away from fairways; 6 feet OC. 100 plants.
red-osier dogwood (<i>Cornus stolonifera</i> FACW)	rooted cuttings	plant in clusters on stream banks near channel; 6 feet OC. 200 plants.
salmonberry (<i>Rubus spectabilis</i> FAC+)	containerized plants 1-2 years old	plant in higher areas; 6 feet OC. 100 plants.
Sitka spruce (<i>Picea sitchensis</i> FAC)	containerized plants 1-2 years old	plant upslope of the stream in areas away from fairways; 6 feet OC. 170 plants
Sitka willow (<i>Salix sitchensis</i> FACW)	rooted cuttings	plant along stream from cuttings on site.

Figure 10 shows the wetland enhancement area divided into three zones. The species that should be planted in zone 1 are Sitka willow, Pacific willow, and Douglas spirea. The species that should be planted in zone 2 are nootka rose, cluster rose, red osier dogwood, and black twinberry. Zone 3 includes some trees because it is not crossed by a fairway. The plants designated for zone 3 are red alder, Sitka spruce, nootka rose, cluster rose, salmonberry, and red osier dogwood.

Implementation Plan

- Hydroseed with a native grass seed mixture that contains tufted hairgrass (*Deschampsia cespitosa*) and slough sedge (*Carex obnupta*). Woody plants may be planted from October to March.
- Plantings should be monitored on a regular basis to insure that sufficient water is available during the establishment period, especially during dry summers. Woody plants may take one or two seasons to develop a self-sustaining root system.
- Most of the recommended species can survive some degree of flooding when they are well established. If there is severe flooding during the first two or three years, some areas may require replanting.
- A maintenance program should be established to remove any undesirable weedy species that could invade and displace the native plant community on the mitigation site. Reed canary grass and Himalayan blackberry are two of the most aggressive species, and will need regular monitoring and removal each growing season.
- Signs will be placed to prohibit golfers from entering the wetland mitigation area.

Monitoring Plan

On completion of the constructed wetland, a qualified wetland consultant will prepare a post-construction report for the agencies. This report will include a map showing the planted riparian areas.

The consultant will monitor the site annually for three to five years (as required by the agencies) and submit annual monitoring reports to the agencies. The monitoring reports will include data on hydrology, vegetation and soils that document report findings. During the first monitoring visit, the consultant will set up photographic monitoring locations. The locations will be chosen to provide overall views of the mitigation site and close-up views of developing plant communities, and to show land use in adjacent upland areas.

The consultant will judge the success of the mitigation by observing the vegetation establishment in the enhanced wetlands. At each annual monitoring visit, the consultant will measure the percent cover of desired species.

Responsible Party and Corrective Action

Bay Breeze Golf Course is responsible for implementing, maintaining and monitoring the compensatory mitigation plan.

If the wetland creation and restoration areas fail to meet the vegetation, hydrology and soils requirements for jurisdictional wetlands, corrective action will be taken under the direction of a qualified wetland consultant. Areas may require weed removal and replanting.

Schedule

Construction for the golf course, golf-cart paths, and bridges will begin in the spring of 2004 (weather permitting). The enhancement areas will be graded during the 2004 in-water-work period (July 1 through September 15) or with special permission from the Oregon Department of Wildlife.

Deed Restriction

Bay Breeze Golf Course will obtain a deed restriction to provide legal protection for the mitigation site.

Oregon Department of Environmental Quality Water Quality 401 Certification

Corps of Engineers Action ID Number: 200300561
Oregon Division of State Lands Number: 31413-RF

Notice Issued: April 8, 2004
Written Comments Due: May 10, 2004

WHO IS THE APPLICANT: Bay Breeze Golf Course Attn: Mike Lehman

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, Water Quality Division, 811 S.W. 6th Avenue, Portland, Oregon 97204

While not required, scheduling an appointment will ensure documents are readily accessible during your visit. To schedule an appointment please call Alice Kavajecz at (503) 229-6962.

Any questions on the proposed certification may be addressed to the 401 Program Coordinator at (503) 229-5845.

PUBLIC PARTICIPATION:

Public Hearing: Oregon Administrative Rule (OAR) 340-48-0020 (6) states that "The Director shall provide an opportunity for the applicant, any affected state, or any interested agency, person, or group of persons to request or petition for a public hearing with respect to certification applications. If the Director determines that new information may be produced thereby, a public hearing will be held prior to the Director's final determination. Instances of doubt shall be resolved in favor of holding the hearing. There shall be public notice of such a hearing."

Written comments:

Written comments on the proposed certification must be received at the Oregon Department of Environmental Quality by 5 p.m. on (full date). Written comments should be mailed to Oregon Department of Environmental Quality, Attn: 401 Program Coordinator, 811 S.W. 6th Avenue, Portland, Oregon 97204. ***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 melville.tom@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: April 8, 2004

Corps of Engineers Action ID Number: 200300561
Oregon Division of State Lands Number: 31413-RF

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.