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MINUTES - TILLAMOOK COUNTY BOARD OF COMMISSIONERS' EMERGENCY  
BOARD MEETING  
Tuesday, September 15, 1987  
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COMMISSIONERS PRESENT: Dean J. Kinkade, Chairman  
Gerald J. Creasy, Vice-Chairman

COMMISSIONER ABSENT: Gerald A. Woodward, Commissioner  
(On Vacation)

STAFF PRESENT: Fred G. Young, County Counsel  
Vic Affolter, Community Development  
Director  
Dorene Sheldon, Recording Secretary

GUESTS PRESENT: Paul Benson, and Jay Rasmussen, OCZMA; Represent-  
ative Paul Hanneman; Pat Blue, Port of Tillamook Bay; Basil  
Edmunds, Oregon Economic Development Department; Don Mason,  
Economic Development Director; and Jack Madison

CALL TO ORDER: By Chairman Kinkade at 4:50 p.m. in the  
Commissioners' Conference Room.

Representative Hanneman said in addition to the Botts Marsh  
issue, he felt it timely to discuss several other economic devel-  
opment projects that are already funded or soon will be. He  
requested Mr. Rasmussen be present to update the group on what  
OCZMA is doing on these projects.

Mr. Rasmussen said Botts Marsh is a classic case of the lack of  
state consistency in determinations of land use and permitting.  
He distributed copies of letters sent by Jim Ross of DLCD to Gail  
Achterman, the Governor's Assistant for Natural Resources and Ed  
Zajonc, Director of the Division of State Lands (DSL). The  
letters recommended a number of interesting options. Mr. Ras-  
mussen asked what OCZMA could do to help in the effort.

Commissioner Creasy spoke with Tony Meeker's assistant, Skip  
Huwaldt, who informed him there is a completely different feeling  
on Botts Marsh because of the letter from Jim Ross. Mr. Huwaldt  
said a meeting would be held this week to review the matter.

Commissioner Creasy said OCZMA could write a letter to the De-  
partment of Fish and Wildlife in support of Botts Marsh. Repre-  
sentative Hanneman said his office could also write a letter,  
with copies to the State Land Board members.

Representative Hanneman spoke with Mr. Meeker after last week's  
meeting who said he would "take it to the wall." Mr. Rasmussen  
said agency coordination, a rule amendment, or removal through a  
law amendment are long term solutions. The only thing they are  
suggesting is an executive order.

Mr. Young said the Botts Marsh issue has the potential of embar-  
rassing the Governor's Oregon Come-Back Plan. It shows that he  
who goes through the whole land-use process, takes it to the

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Supreme Court and wins, still loses because of another state agency. Representative Hanneman said the Governor doesn't want a project stopped after the Supreme Court has almost hit the nail on the head.

Mr. Young said when the group met with the Governor last month they explained the whole process Mr. Scovell went through. If there were objections, they asked him to let them know what they were so the permit could be structured to address those issues. Mr. Benson said an important part of Jim Ross's letter was for them to recognize the Supreme Court decision and if there were some details about the project they had problems with, then to address those issues.

Mr. Young asked why Barbara Roberts has stonewalled the project. He said it has been impossible to speak with her directly. Representative Hanneman was unaware of the problem.

Mr. Young said Mr. Meeker gave the impression DSL already made its decision. Representative Hanneman said an actual determination has not been made.

Mr. Young said the longer it is put off, the harder it will be to do on the federal level because of the dredging issue. Representative Hanneman said it was important to get action as soon as possible.

Representative Hanneman said several key agencies, including Fish and Wildlife, LCDC and Economic Development have to work with OCZMA because the money is tied together for coastal projects.

Mr. Rasmussen said OCZMA received funds from the legislature to help the Port of Bay City on the flow-lane disposal pilot project this winter. OCZMA will take on the responsibility of monitoring the program. Monitoring costs may be as much as the actual dredging costs. Mr. Rathburn of Enviro Services did initial samples of dredge material from the boat basin in July. Next month he will establish a monitoring design program to submit to agencies for them to buy into the in-channel flow-lane disposal project this winter. Results would be monitored before, during and after dredging to see the effects on the Bay. If the monitoring is successful in proving the material is flushed, they will try to go through the Ports Division to get a permit to do the dredging without the special monitoring. Mr. Benson said this would be supportive of the economic development project as another piece of the Garibaldi boat basin expansion project in terms of making it do-able.

Mr. Rasmussen said OCZMA is considering doing a feasibility study of the excursion train in Garibaldi and the Tillamook Bay restoration program. If funds came in, he would like to use them for a hard demonstration project, coupled with a Parks project

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for the restoration of the Bay. He felt seed money of \$200,000 would be used, and activities could be done by OSU also.

Mr. Edmunds spoke to Bill Wick who said there is a chance of getting strong support from the University on the restoration project.

Representative Hanneman said he hasn't heard anything from Mr. Faudskar regarding oyster farming.

Representative Hanneman said five additional staff positions may be available, mainly DEQ, for monitoring. Mr. Affolter said that would be good if they will do the type of monitoring he needs. He needs staff to work on identifying specific sources of contamination. Representative Hanneman said he would confirm with Mr. Affolter what type of work the positions will do.

Mr. Mason said Tillamook County has to submit its' strategies to the Oregon Tourism Alliance October 9th, and the county still hasn't determined how much it anticipates spending on the projects. He said if a private group plans on doing the excursion train, perhaps a feasibility study isn't necessary. Mr. Blue said a study has already been done. Representative Hanneman said that is why it is important to be organized, and not duplicate efforts. Mr. Rasmussen said none of the projects he reviewed will be formalized until the OCZMA December meeting.

The breakdown of lottery dollars was discussed. Mike Wetter told Chairman Kinkade the Governor promised \$165,000 to Tillamook County, and he has not rescinded that statement.

Mr. Edmunds said he would meet with Henre Dupri, Port of Bay City manager, to update estimated costs for the boat basin expansion.

Mr. Edmunds asked for copies of the correspondence to Mr. Zajonc and the Governor and said he would do his best to get his department's support of the Botts Marsh project.

Mr. Rasmussen said he would send a draft of the letter to Fish and Wildlife to the Board for their approval.

Chairman Kinkade adjourned the meeting at 5:40 p.m.

RESPECTFULLY Submitted this 18<sup>th</sup> day of September, 1987.



Dorene Sheldon, Recording Secretary

APPROVED BY:

  
DJK

  
GJC

  
GAW

TILLAMOOK COUNTY BOARD OF COMMISSIONERS

MEETING

GUEST LIST

DATE: 9-15-87

NAME

ITEM OF INTEREST

Paul Benson, OCZMA	Battle Marsh and etc.
Paul Hammerman, Legislature	Econ. Dev, etc
Rae Blue, Port of Tillamook Bay	
Jay Commune	OCZMA
J. Basil Edwards	DEDR
Jack Madison	DEDP Battle Marsh etc
Ann Mason	Economic Development Tillamook County
Vic Affolter	
Ed Young	