



OAR Division 141-089

**Information Session and
Public Rule Hearing
February 21, 2024
6:00PM**



Agenda



Columbia River – Sand Island / DSL Photo: Dan Cary

6:00PM

Information Session:

- Overview of Proposed Rules
- Question and Answer Session

7:00PM

Public Rule Hearing

- Oral Comments

Zoom Protocols

- Raise your hand to ask a question or provide a comment:
 - Click the Reactions icon near the bottom of your screen and click “raise hand”
 - Press *9 if you are on the phone.
- Participants will be called in the order in which hands are raised.
- Keep your mic muted unless it is your turn to speak.
- Be respectful of each other and DSL representatives.
- If there are numerous participants who wish to speak, time will be limited to 3 minutes per person in order to accommodate each participant.

Information Session



Need for the Rules

- Update general and activity-specific conditions of GAs to ensure protection of the functions & values of wetlands and waterways
- Include additional activities that have no more than minimal adverse effect to wetlands and waterways
- Remove two GAs that are either no longer being used or are duplicative of other permitting options
- Improve consistency, readability, and organization of the rule language

Proposed Changes Include

- No GAs allowed in Willamette River miles 1.9 – 11.8
- Most GA “applications” must include completed fish passage review
- Permit condition added for operation of equipment in the water
- Only GAs with a fee are Over-water Structures GA and the Temporary Impact GA (and only if ≥ 50 cy)
- “Beaver Pond Leveler and Exclusion Devices” and “Maintenance and Reconstruction of In-Water Structures” added to Minimal Disturbance in ESH GA
- Piling GA re-written to cover certain: residential docks, public recreation structures, commercial dock maintenance, & up to 50 derelict piling removal.

Proposed Changes Include

- Temporary Impact GA expanded to include non-tidal wetlands up to 0.5 acres, tidal wetlands up to 0.2 acres, and work area isolation in waterways
- Removed the “Certain Transportation Activities” GA
- Removed the “Sediment Behind Tidegates” GA
- Bank Stabilization GA now allowed in tidal waterways; additional guidance added for use of large wood; log jams and porous weirs moved to Waterway Habitat GA
- “Habitat Logs, Beaver Dam Analogs and Post-Assisted Log Structures” added to Waterway Habitat GA; expanded allowed types of culvert & tidegate projects
- Larger structures allowed to be removed under Wetland Ecosystem GA; added “Placement of Temporary Exclusion Fencing”
- No changes to Non-Motorized Placer Mining in ESH GA

Questions?



Beaver dam on Cullaby Creek / DSL Photo: Dan Cary

Public Rule Hearing



Columbia River, Sauvie Island / DSL Photo: Dan Cary

Commenters have a 3-minute time limit.
Please state your name and affiliation.

Provide Written Comment

Written comments may be submitted through March 4, 2024, at 5:00 p.m. by:



Email

dsl.rules@dsl.oregon.gov



Online form

www.oregon.gov/dsl/Laws/Pages/RuleComment.aspx



Mail

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Thank You!

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Kingston Prairie lansecape / DSL Photo: Matt Unitis