Oregon
John A. Kitzhaber, MD, Governor

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State Land Board

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Kate Brown
Secretary of State

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State Treasurer

July 19, 2011

Tammy Baney, Chair
Deschutes County Board of Commissioners
1300 NW Wall Street, Suite 200
Bend, OR 97701

Re: Approval of the South Deschutes County Local Wetlands Inventory and Assessment

Dear Ms. Baney:

I am pleased to notify you that the Department of State Lands (DSL) has approved your Local Wetlands Inventory (LWI) and assessment. We appreciate your planning staff and the wetland consultant working with our staff to ensure that the inventory meets state LWI requirements (OAR 141-86-180 to 240) and the county's needs. The DSL-approved report and maps can be viewed and downloaded from our website at http://www.oregonstatelands.us/DSL/WETLAND/lwi_disclaimer_agreed.shtml?. The DSL-approved GIS datasets are available for download from the Department's ftp site at ftp://rogue.dsl.state.or.us/. Please contact DSL if you would like a paper copy of the approved-LWI. The final inventory requirement is for the county to notify property owners with wetlands or probable wetlands mapped on their property within 120 days of this approval. Please provide us with a copy of the landowner notification, indicating the date of notification when notification has been completed.

Approval by DSL means that the LWI becomes part of the Statewide Wetlands Inventory. The LWI must now be used by the county instead of the National Wetlands Inventory for the Wetland Land Use Notification Process (ORS 227.350) for the portion of the County within the LWI study area. The LWI and functional assessment also form the foundation for wetland planning under Statewide Planning Goals 5 and/or 6, and the LWI must be adopted by the county per the Goal 5 requirements. Please note when Goal 5 locally significant wetlands or Goal 6 water quality resources are designated by the city, other wetlands may be coded to distinguish them from these Goal 5 or 6 wetlands, but must not be removed from the approved LWI maps. These wetlands are still subject to state and federal permit requirements.

While considerable effort has been made to identify accurately most wetlands within the study area, DSL's approval does not guarantee that all regulated wetlands have been mapped. The mapped wetland boundaries are estimated boundaries, they have not been surveyed, and there are inherent limitations in mapping accuracy. DSL advises persons proposing land alteration on parcels containing mapped wetlands or probable wetlands first to contact DSL or to obtain a

wetland boundary delineation by a qualified consultant and submit it to DSL for approval prior to the land alteration.

It will be important to annotate your map (and associated database, if any) as new wetland delineations are completed and approved by DSL in order to keep your LWI updated. We will forward copies of the delineations to the county planning department and recommend the DSL file number be noted on the affected tax lots. Future wetland delineation approvals will be provided to the planning department.

We are pleased that Deschutes County has conducted a thorough wetlands inventory and has made wetland planning a high priority. We look forward to working with you and your staff as you continue on the Goal 6 wetland planning effort. Please feel free to contact Jevra Brown at (503)986-5297 with any questions you may have about the LWI or its use.

Sincerely,

Bill Ryan
Assistant Director
Wetlands and Waterways Conservation Division

ec: Merle Irvine, Chair, Deschutes County Planning Commission
Peter Gutowsky, Principal Planner, Deschutes County CDD
Karen Swirsky, Central Oregon Regional Representative, DLCD
Sarah Hartung, ESA Adolfson
Ryan Houston, Executive Director, Upper Deschutes Watershed Council
Patty Snow, Land and Water Use Coordinator Wildlife Division, ODFW
Nancy Doran, Assistant Hydropower Coordinator, ODFW
Eric Nigg, Eastern Region Water Quality Manager, ODEQ
Yvonne Vallette, EPA
Tina Teed & Brian Wilson, Corps of Engineers
Shauna Ginger, Ecosystem Services Biologist, USFWS, Portland Field Office
Bill Kirchner, NWI Coordinator Region 1, Ecological Services, Portland
Bethany Harrington, DSL