



CLATSOP COUNTY
BOARD OF COMMISSIONERS AGENDA
WORK SESSION & REGULAR MEETING
JUDGE GUY BOYINGTON BUILDING,
857 COMMERCIAL ST., ASTORIA

Wednesday, January 24, 2024

BOARD OF COMMISSIONERS:

Mark Kujala, Dist. 1 – Chair
Courtney Bangs, Dist. 4 – Vice Chair
John Toyooka, Dist. 2
Pamela Wev, Dist. 3
Lianne Thompson, Dist. 5

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JOIN THE BOARD OF COMMISSIONERS VIRTUAL MEETINGS

To access the meeting by phone – Please dial 1-253-215-8782.

Webinar ID: 823 7899 6028

Passcode: 030912

[\(Zoom link\)](#)

Public Testimony

You must register in advance if you want to provide testimony virtually on public hearings or during Business from the Public. There are three ways to do this: On our website at , emailing or by calling 503-325-1000. Once registered, we will notify you when it is your opportunity to speak for a two-minute comment. In-person testimony, please fill out a blue comment card and submit to Clerk of the Board. You may also submit written comments which will be provided to the Board and submitted into the record.

~~WORK SESSION: 5:00 PM~~

~~Work Sessions are an opportunity for Board members to discuss issues informally with staff and invited guests. The Board encourages members of the public to attend Work Sessions and listen to the discussion, but there is generally no opportunity for public comment. Members of the public wishing to address the Board are welcome to do so during the Board's regularly scheduled meetings held twice monthly.~~

~~Discuss Formal Agenda {5 min}~~

TOPIC:

~~[1. Strategic Planning Work Session #3 {Page 3}](#)~~

REGULAR MEETING: 6:00 PM

The Board of Commissioners, as the Governing Body of Clatsop County, all County Service Districts for which this body so acts, and as the Clatsop County Local Contract Review Board, is now meeting in Regular Session.

FLAG SALUTE

ROLL CALL

AGENDA APPROVAL

PROCLAMATION

- [2.](#) Cascadia Earthquake Awareness Day Proclamation {Page 33}

BUSINESS FROM THE PUBLIC – *Individuals wishing to provide oral communication at the designated time must register in advance by calling 503-325-1000 or emailing commissioners@clatsopcounty.gov by 3 p.m. on the day of the meeting.*

CONSENT CALENDAR

- [3.](#) Board of Commissioners Meeting Minutes 12-13-23 {Page 35}
- [4.](#) Board of Commissioners Meeting Minutes 9-13-23 {Page 41}
- [5.](#) Adoption of the FY24-25 Budget Policies {Page 45}

COMMISSIONER'S LIAISON REPORTS

COUNTY MANAGER'S REPORT

BUSINESS AGENDA

- [6.](#) Budget Committee Appointments {Page 57}
- [7.](#) Rural Health Coalition of Clatsop County {Page 66}
- [8.](#) Copeland Commons Predevelopment Funding Request {Page 71}

PUBLIC HEARINGS

- [9.](#) Ordinance 24-02: Comprehensive Plan Goal 5 Updates {Page 73}
- [10.](#) Solid Waste Ordinance amendment – Second Reading {Page 142}

GOOD OF THE ORDER

ADJOURNMENT

As necessary Executive Session will be held in accordance with but not limited to: ORS 192.660 (2)(d) Labor Negotiations; ORS 192.660 (2)(e) Property Transactions; ORS 192.660 (2)(f) Records exempt from public inspection; ORS 192.660 (2)(h) Legal Counsel

Agenda packets also available online at www.clatsopcounty.gov

This meeting is accessible to persons with disabilities or wish to attend but do not have computer access or cell phone access. Please call 325-1000 if you require special accommodations at least 48 hours prior to the meeting in order to participate.

Board of Commissioners Clatsop County

WORK SESSION AGENDA ITEM SUMMARY

January 24, 2024

Topic: Strategic Planning Work Session #3
Presented By: Don Bohn, County Manager and Amanda Rapinchuk,
Management/Policy Analyst

Informational Summary: Clatsop County's annual strategic planning process is the structure through which the Board of County Commissioners:

1. Examine the County's progress implementing current priorities,
2. Consider what needs to be prioritized for the upcoming fiscal year (FY 24-25), and
3. Update the Strategic Plan accordingly.

Strategic Plan Review (Oct. 18)

Initiating our annual planning process, County staff provided an overview of Strategic Plan 2021, our current progress, and the upcoming strategic planning process.

Work Session #1 (Nov. 8)

In early October, a strategic planning survey went out to County management staff and representatives from a wide range of other local stakeholder groups to gather feedback on:

1. External factors that will impact the County's ability to deliver services and
2. Strategic Plan priorities for FY 24-25.

During this first Work Session, the Board reviewed the results of the survey and discussed external factors and potential priorities for the upcoming fiscal year.

Work Session #2 (Dec. 13)

The Board completed several rounds of a prioritization group activity and established:

1. A finalized list of FY 24-25 priorities and
2. Levels of importance (tier 1, 2, and 3) assigned to each priority.

Work Session #3 (Jan. 24)

During today's Work Session, the Board will discuss the actions they would like to assign to each FY 24-25 priority.

Attachment List

- A. Annual Strategic Planning Process for FY 24-25 Priorities
- B. Assigning Actions to FY 24-25 Priorities
- C. Overview of Strategic Plan 2021
- D. [Annual Update to Strategic Plan 2021: FY 23-24 Priorities](#) (weblink)



ANNUAL STRATEGIC PLANNING PROCESS FOR FY 24-25 PRIORITIES

October 2023

- ✓ Strategic Planning Survey: Oct 4
- ✓ Strategic Plan Review: Oct 18

November 2023

- ✓ Work Session #1 - preliminary list of priorities: Nov 8

December 2023

- ✓ Work Session #2 - affirm FY 24-25 priorities and level of importance: Dec 13



January 2024

- Work Session #3 - affirm actions for FY 24-25 priorities: Jan 24

February 2024

- Adopt FY 24-25 Priorities - Annual Update to Strategic Plan 2021: Feb 28
- Secure FY 24-25 Priorities to Fiscal Year Budget: Feb-May

June 2024

- Adopt County's FY 24-25 Budget: TBD

July 2024

- Implement Adopted FY 24-25 Budget & Strategic Plan Priorities: July 2024-June 2025



STRATEGIC PLAN 2021

ASSIGNING ACTIONS TO FY 24-25 PRIORITIES

Notes for the Board's Discussion

WORK SESSION #3

JANUARY 4

INTRODUCTION

Clatsop County's strategic plan is a roadmap that guides us as we navigate opportunities and challenges in our community. It helps us coordinate the efforts of both the County's elected officials and staff, match priorities with resources, and adapt to the community's changing needs.

The Clatsop County Board of Commissioners engage in an annual planning process where they review our progress with current fiscal year priorities and determine the County's priorities for the upcoming fiscal year.



On December 13, 2023, the Clatsop County Board of Commissioners participated in Strategic Planning Work Session #2. After completing several rounds of a prioritization group activity, the Board:

- Finalized a list of FY 24-25 priorities and
- Assigned a level of importance to each priority



On January 24, 2024, the Board is scheduled to meet for the third and final Strategic Planning Work Session. They will discuss the actions they would like to assign to each FY 24-25 priority.

County staff have created this document to assist the Board's discussion. Each page will include:

- An **objective** from the Board's list of FY 24-25 priorities
- **Type of priority:**
 - Tier 1 - High priority. Immediate action
 - Tier 2 - Medium priority. May take more than one fiscal year
 - Tier 3 - Low priority. May be addressed in a future fiscal year
 - On Target - ongoing effort, but still recognized as a priority
 - Administrative – priority for County Manager's Office (CMO)
- **Possible action(s)**, incorporating Board feedback and the County's current efforts
- **The potential details** for the possible action:
 - Deliverable – measurable outcome
 - The County's Role – lead, collaborative partner, participant, etc.
 - Others Involved
 - Type of Project – analysis, planning, implementation, etc.
 - Resources Required

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TIER 1 - BEHAVIORAL HEALTH CRISIS STABILIZATION PLAN

POSSIBLE ACTIONS:

1. In collaboration with local providers, invite State agencies to develop funding strategies and an ongoing partnership with the County to address behavioral health crisis stabilization needs.

Potential Details for the Action Above	
Deliverable	Feasible funding strategies and/or State partnership commitment to address local behavioral health crisis stabilization needs
The County's Role	Collaborative partner
Others Involved	State Legislators, the Governor's Office, OHA, and CBH
Type of Project	Planning
Resources Required	Staff time and contracted lobbyists
Estimated Completion	August 2025

2. Facilitate/coordinate round table discussions with community providers about next steps for expanding the County's behavioral health crisis stabilization capacity.

Potential Details for the Action Above	
Deliverable	Next steps for expanding the County's behavioral health crisis stabilization capacity
The County's Role	Collaborative partner
Others Involved	CBH, law enforcement, healthcare providers, and other community providers
Type of Project	Analysis and planning
Resources Required	Staff time and facility/materials for roundtable discussions
Estimated Completion	June 2025

3. *Additional options the Board would like to consider.*

TIER 1 - CONSOLIDATED EMERGENCY COMMUNICATIONS

POSSIBLE ACTIONS:

1. Continue collaboration with city partners to develop a feasible strategy to integrate/consolidate emergency communications (9-1-1).

Potential Details for the Action Above	
Deliverable	Intergovernmental agreement for a County-wide strategy to integrate/consolidate emergency communications infrastructure
The County's Role	Process lead and collaborative partner
Others Involved	Local jurisdictions, districts, law enforcement agencies, and emergency communications service providers
Type of Project	Planning/implementation
Resources Required	Staff time
Estimated Completion	Fall 2024

2. In partnership with local jurisdictions and service providers, work with Federal and State partners to secure funding for various elements of an integrated/consolidated emergency communications system.

Potential Details for the Action Above	
Deliverable	Funding secured for various elements of an integrated/consolidated emergency communications system
The County's Role	Lead and collaborative partner
Others Involved	Federal and State legislators, relevant Federal and State agencies, local jurisdictions, local law enforcement agencies, and local emergency communications service providers
Type of Project	Planning
Resources Required	Staff time and contracted lobbyists
Estimated Completion	June 2025

2. *Additional options the Board would like to consider.*

TIER 1 - ECONOMIC DEVELOPMENT STRATEGIES PLAN

POSSIBLE ACTIONS:

1. Consider recommendations from the County's Economic Opportunities Analysis (EOA).

Potential Details for the Action Above	
Deliverable	Recommendations approved for County implementation
The County's Role	Lead and collaborative partner
Others Involved	Local jurisdictions, chambers of commerce, CEDR, Col-Pac, and other local partners
Type of Project	Planning
Resources Required	Staff time
Estimated Completion	December 2024

2. Invite State agencies to identify feasible strategies to facilitate long-term economic development in the County to address the projected impacts of the Western Oregon Habitat Conservation Plan (HCP) and the FEMA Biological Opinion (BiOp).

Potential Details for the Action Above	
Deliverable	Feasible funding strategies and/or State partnership commitment for long-term economic development
The County's Role	Collaborative partner
Others Involved	State Legislators, the Governor's Office, ODF, Business Oregon, local jurisdictions, chambers of commerce, CEDR, Col-Pac, and other local partners
Type of Project	Planning
Resources Required	Staff time and contracted lobbyists
Estimated Completion	June 2025

TIER 1 - ECONOMIC DEVELOPMENT STRATEGIES PLAN

POSSIBLE ACTIONS CONTINUED:

3. Identify how the County can support the efforts of community partners in addressing local workforce development and workforce housing needs.

Potential Details for the Action Above	
Deliverable	Plan to support local workforce development and/or housing efforts
The County's Role	Collaborative partner
Others Involved	Clatsop Regional Housing Taskforce, , Northwest Oregon Works (NOW), Clatsop Community College, industry representatives, and local jurisdictions, local service providers, local employers, and other community partners
Type of Project	Planning
Resources Required	Staff time
Estimated Completion	June 2025

4. *Additional options the Board would like to consider.*

TIER 1 - MANAGEMENT OF SEPTAGE

POSSIBLE ACTIONS:

1. Collaborate with cities and haulers to identify a pathway for local acceptance of septage.

Potential Details for the Action Above	
Deliverable	Strategy for local acceptance of septage
The County's Role	Collaborative partner
Others Involved	Local jurisdictions and haulers
Type of Project	Planning
Resources Required	Staff time
Estimated Completion	June 2025

2. Utilize the results of Phase II of the Organic Materials Recovery and Bioenergy Feasibility Study to identify next steps.

Potential Details for the Action Above	
Deliverable	Next steps for possible organic materials recovery and bioenergy project (i.e. anaerobic biodigester)
The County's Role	Lead and collaborative partner
Others Involved	ODOE and local jurisdictions
Type of Project	Planning
Resources Required	Staff time
Estimated Completion	December 2024

3. *Additional options the Board would like to consider.*

TIER 1 - TIDE GATES, LEVEES, AND DIKES

POSSIBLE ACTIONS:

1. If NOAA Climate Resilience grant funding is awarded, work in partnership with the Columbia River Estuary Study Taskforce and the Department of Land Conservation and Development's (DLCD) NOAA Coastal Management Fellow to identify at-risk dikes and levees within the Columbia River estuary and potential projects to address them.

Potential Details for the Action Above	
Deliverable	Analysis of at-risk dikes and levees within the Columbia River estuary and a list of potential projects to address them
The County's Role	Collaborative partner
Others Involved	CREST and DLCDC NOAA Coastal Management Fellow
Type of Project	Analysis
Resources Required	Staff time and NOAA Climate Resilience grant funding
Estimated Completion	TBD

2. In collaboration with local districts, work with Federal and State partners to secure funding for repairing and improving the capacity of damaged and overburdened tide gates, levees, and dikes within the County.

Potential Details for the Action Above	
Deliverable	Funding secured for improvements to tide gates, levees, and dikes
The County's Role	Lead and collaborative partner
Others Involved	Federal and State legislators, relevant Federal and State agencies, and local districts
Type of Project	Planning
Resources Required	Staff time and contracted lobbyists
Estimated Completion	TBD, dependent on possible action #1

TIER 1 - TIDE GATES, LEVEES, AND DIKES

POSSIBLE ACTIONS CONTINUED:

3. Participate in FEMA's outreach and comment period following the release of both the Environmental Impact Statement (EIS) and Technical Guidance in the summer of 2024 by providing testimony on how the proposed modifications to the National Flood Insurance Program (NFIP) will impact local floodplain management and advocating for the County's interests and concerns.

Potential Details for the Action Above	
Deliverable	Public comment, testimony, Board letters, etc.
The County's Role	Lead
Others Involved	Federal legislators, FEMA, the Governor's Office, and DLCD
Type of Project	Analysis and implementation
Resources Required	Staff time and contracted lobbyists
Estimated Completion	December 2024

4. *Additional options the Board would like to consider.*

TIER 1 - TRANSPORTATION SAFETY IMPROVEMENTS

POSSIBLE ACTIONS:

1. Work with Federal and State partners to secure funding in support of the construction of the Westport Ferry Road Bypass and critical improvements to lifeline route infrastructure, such as the reconstruction of the Lewis and Clark Bridge.

Potential Details for the Action Above	
Deliverable	Funding secured for Westport Ferry Road Bypass and improvements to lifeline route infrastructure
The County's Role	Lead
Others Involved	Federal and State legislators, relevant Federal and State agencies, and local districts
Type of Project	Planning
Resources Required	Staff time and contracted lobbyists
Estimated Completion	June 2025

2. *Additional options the Board would like to consider.*

TIER 2 - HOMELESSNESS INITIATIVES/ACTIONS

POSSIBLE ACTIONS:

1. Continue participation in local housing Multi-Agency Coordination (MAC) Group to support successful implementation of new State-funded shelter and rehousing services.

Potential Details for the Action Above	
Deliverable	Sustained operation of new State-funded shelters and rehousing services through the Balance of State contract with OHCS which expires on June, 30, 2025
The County's Role	Process lead and collaborative partner
Others Involved	OHCS, Clatsop Housing MAC Group, and local jurisdictions, and local housing service providers
Type of Project	Implementation
Resources Required	Staff time
Estimated Completion	June 2025

2. In collaboration with local jurisdictions and service providers, work with Federal and State partners to secure additional funding and/or other resources to expand shelter bed capacity throughout the County.

Potential Details for the Action Above	
Deliverable	Funding and/or resources secured for expanding and maintaining shelter bed capacity throughout the County
The County's Role	Process lead and collaborative partner
Others Involved	Federal and State legislators, The Governor's Office, OHCS, Clatsop Housing MAC Group, Clatsop Regional Housing Taskforce, and local housing service providers
Type of Project	Planning
Resources Required	Staff time and contracted lobbyists
Estimated Completion	December 2025

3. Agenda Item #1. options the Board would like to consider.

TIER 2 - WATER QUALITY & QUANTITY MONITORING

POSSIBLE ACTIONS:

More clarification needed.

Potential Details	
Deliverable	
The County's Role	Collaborative partner
Others Involved	Local watershed councils, CREST, and other local partners?
Type of Project	Analysis or planning?
Resources Required	Staff time and funding contribution?
Estimated Completion	TBD

TIER 3 - CARRYING CAPACITY ANALYSIS

POSSIBLE ACTIONS:

More clarification needed.

Potential Details	
Deliverable	
The County's Role	Process lead and collaborative partner?
Others Involved	Local jurisdictions or districts?
Type of Project	Analysis
Resources Required	Staff time and contracted consulting firm?
Estimated Completion	TBD

TIER 3 - COMMUNITY AND STAKEHOLDER ENGAGEMENT

POSSIBLE ACTIONS:

1. Adopt a community engagement plan.

Potential Details for the Action Above	
Deliverable	Adopted community engagement plan
The County's Role	Lead
Others Involved	TBD
Type of Project	Planning
Resources Required	Staff time
Estimated Completion	June 2025

2. *Additional options the Board would like to consider.*

TIER 3 - EVACUATION ASSEMBLY AREAS

POSSIBLE ACTIONS:

1. Begin implementation of the County's Tsunami Evacuation Facilities Improvement Plan (TEFIP) by designating land for assembly areas (for evacuees and survival equipment).

Potential Details for the Action Above	
Deliverable	Designated land for assembly areas
The County's Role	Lead and collaborative partner
Others Involved	Local jurisdictions and property owners of potential sites
Type of Project	Planning and implementation
Resources Required	Staff time and funds for necessary easements, signage, and trail improvements
Estimated Completion	June 2026

2. *Additional options the Board would like to consider.*

TIER 3 - IMPACTS OF SEA LEVEL RISE ON PUBLIC INFRASTRUCTURE

POSSIBLE ACTIONS:

1. Identify any County policy changes that may be necessary to implement updated comprehensive plan Goals 16-17 addressing sea level rise and coastal erosion.

Potential Details for the Action Above	
Deliverable	Recommended policy changes for implementation for comprehensive plan Goals 16-17
The County's Role	Lead
Others Involved	TBD
Type of Project	Analysis and planning
Resources Required	Staff time
Estimated Completion	June 2025

2. *Additional options the Board would like to consider.*

ON TARGET - CHILD CARE

POSSIBLE ACTIONS:

1. Continue supporting the expansion of local child care services through the Clatsop Child Care Retention and Expansion Program.

Potential Details for the Action Above	
Deliverable	FY 24-25 ARPA funds allocated to the Child Care Retention and Expansion Program
The County's Role	Collaborative partner
Others Involved	Child Care Retention and Expansion Program
Type of Project	Implementation
Resources Required	Staff time and County ARPA funds
Estimated Completion	June 2025

2. *Additional options the Board would like to consider.*

ON TARGET - RURAL BROADBAND EXPANSION

POSSIBLE ACTIONS:

1. Partner with private ISPs that receive Rural Digital Opportunity Fund (RDOF) dollars to implement broadband expansion in underserved communities as soon as possible.

Potential Details for the Action Above	
Deliverable	Commitment from ISP(s) to expand broadband infrastructure in underserved communities within the County
The County's Role	Collaborative partner
Others Involved	ISPs and local districts
Type of Project	Planning
Resources Required	Staff time
Estimated Completion	December 2024

2. Leverage RDOF awards with County American Rescue Plan Act (ARPA) funds to accelerate the progress of broadband expansion.

Potential Details for the Action Above	
Deliverable	New broadband infrastructure in underserved communities within the County
The County's Role	Collaborative partner
Others Involved	ISP(s) and local districts
Type of Project	Implementation
Resources Required	Staff time and County ARPA funds
Estimated Completion	December 2025

3. *Additional options the Board would like to consider.*

ADMINISTRATIVE - EQUITABLE ACCESS TO COUNTY SERVICES

POSSIBLE ACTIONS:

1. Conduct a needs assessment to help identify potential barriers to accessing County services.

Potential Details for the Action Above	
Deliverable	Needs assessment results and recommendations for improving equitable access to County services
The County's Role	Lead
Others Involved	Community partners
Type of Project	Analysis
Resources Required	Staff time and contracted consulting firm
Estimated Completion	December 2025

2. *Additional options the Board would like to consider.*

ADMINISTRATIVE - SUSTAINABLE COUNTY OPERATIONS

POSSIBLE ACTIONS:

1. Adopt a Sustainability Framework for County operations that will ultimately guide future efforts to establish a Sustainability Operations Plan.

Potential Details for the Action Above	
Deliverable	Adopted Sustainability Framework for County operations
The County's Role	Lead
Others Involved	TBD
Type of Project	Planning
Resources Required	Staff time
Estimated Completion	June 2025

2. *Additional options the Board would like to consider.*



STRATEGIC PLAN 2021

CLATSOP COUNTY

OVERVIEW

Updated:
January 2024

STRATEGIC PLAN OVERVIEW

What is a Strategic Plan?

- Our roadmap
- Defines our vision, mission, and guiding values
- Guides coordinated efforts of elected officials and County staff



Why have one?

- Match priorities with resources
- Adapt to community's changing needs
- Be transparent and accountable



FRAMEWORK

STRATEGIC PLANS

- New plans are adopted every 3 to 5 years
- About a 16-month planning process

Components:

- Situation Assessment
- Vision, Mission, & Guiding Values
- Focus Areas
- Priorities for the First Fiscal Year

ANNUAL UPDATES

- Adopted every fiscal year
- Annual planning process is from September to February

Components:

- Fiscal Year Priorities

FISCAL YEAR PRIORITIES EXPLAINED

Objectives

Topics, issues, or solutions

- What the Board wants to address

Actions

Plans or strategies

- How the Board wants to address an objective

Tiers

Levels of importance

- Tier 1 = High priority. Immediate action.
- Tier 2 = Medium priority. May take more than one fiscal year.
- Tier 3 = Low priority. May be addressed in a future fiscal year.

Results

Measurable outcomes

- The end result of an action

STRATEGIC PLANNING PROCESS

Jul Aug Sept Oct Nov Dec Jan Feb Mar Apr May Jun

Implementation of Fiscal Year Priorities

(July 1 - June 30)

Annual SP Process

(September - February)

Activities

- Strategic plan review
- Board work sessions (about 3)
- Adopt upcoming fiscal year priorities



Output

Annual Update to Strategic Plan

Secure Fiscal Year Priorities to County Budget

(February - June)

SP Process Every 3 to 5 Years

(About a 16 Month Process)

Planning Phases

- Launch — outline the planning process
- Data Gathering — community outreach activities
- Analysis — review and summarize findings

Composition — draft new strategic plan

Agenda Item #1.

Adoption



Output

New Strategic Plan

SITUATIONAL ASSESSMENT

Internal Factors

- Strengths
 - County's cash reserves
 - New County Manager
 - Positive feedback from internal and external evaluations of County services
 - Willingness to evaluate and improve
- Areas for Improvement
 - Governance: evaluation, documentation, and decision-making
 - Community and stakeholder engagement
 - Homelessness, child care, and disaster preparedness services

External Factors

- Demographic and Social:
 - Large aging population
 - Child care desert
 - Addiction
 - Lack of affordable housing
- Technological:
 - Lack of broadband infrastructure and maintenance
- Economic:
 - Continued population growth
 - Historical reliance on natural resource and tourism industries
 - Unequal income distribution
- Environmental:
 - Interest in sustainable practices for renewable resources
 - Climate change
- Political:
 - Political polarization
 - Limited partnerships with agencies and interest groups

CLATSOP COUNTY'S STRATEGIC PLAN 2021

VISION

In a world of change and uncertainty, people trust Clatsop County to provide public services and facilities in an effective, efficient, and equitable manner.

MISSION











Clatsop County will:

- Identify the broad services it understands community members want and are willing to support
- Provide those services effectively, efficiently, equitably, within budget, and in partnership with other public, non-profit, and private sector service providers

GUIDING VALUES

- Engagement and Collaboration
- Effectiveness and Efficiency
- Equity
- Transparency and Accountability

FOCUS AREAS

	Governance	
	Infrastructure	
	Economic Development	
	Environmental Quality	
	Social Services	

Board of Commissioners Clatsop County

AGENDA ITEM SUMMARY

January 24, 2024

Agenda Title: Cascadia Earthquake Awareness Day Proclamation
Category: Proclamation
Presented By: Mike Neelon, Clatsop County Emergency Management Coordinator

Issue Before the Commission: Proclaiming January 26, 2024 as Cascadia Earthquake Awareness Day

Informational Summary: Cascadia Earthquake Awareness Day was named in 2019 as an event to encourage people to create a disaster plan and prepare for emergencies, namely by remembering the last large rupture of the Cascadia Subduction Zone.

At around 9 p.m. on January 26 in the year 1700, an earthquake with an estimated magnitude of 8.7-9.2 occurred in Clatsop County. The severe shaking resulted in subsidence—the land around us dropping by about 6 feet—and a tsunami, which arrived ashore 15-25 minutes later, depending on location.

While experts cannot predict when the next “big one” will occur, there is agreement that the region is overdue for another catastrophic earthquake and tsunami. Especially, in the past decade, there has been a sharp increase in our understanding of our inherent risks associated with earthquake/tsunami, however, Clatsop County and the State of Oregon remain largely unprepared for such an event.

Clatsop County will observe “Cascadia Earthquake Awareness Day” in an effort to encourage resilience planning among stakeholders and constituents.

Fiscal Impact: None.

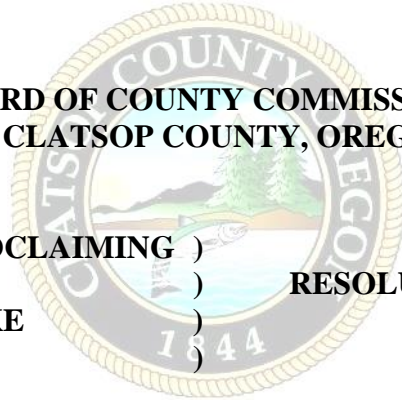
Requested Action:

Approve the Resolution and Order proclaiming January 26, 2024 to be Cascadia Earthquake Awareness Day and authorize the Chair to read, then sign the proclamation.

Attachment List

- A. Resolution and Order

**THE BOARD OF COUNTY COMMISSIONERS
FOR CLATSOP COUNTY, OREGON**



**IN THE MATTER OF PROCLAIMING)
JANUARY 26, 2024 TO BE) RESOLUTION AND ORDER
CASCADIA EARTHQUAKE)
AWARENESS DAY)**

WHEREAS, January 26th marks the 324th anniversary of the last Cascadia Subduction Zone Earthquake to impact our region; and

WHEREAS, geologists have determined that major earthquake magnitudes of 8 or 9 have occurred many times in the past and could occur at any moment in the Pacific Northwest; and

WHEREAS, given the current lack of preparedness in the region, such a quake could create the worst natural disaster in North American history; and

WHEREAS, government agencies and disaster organizations cannot bear the sole responsibility to prepare for, respond to, and recover from disasters; and

WHEREAS, as a community, we recognize this earthquake threat and commit to increase our earthquake resilience; and

WHEREAS, Clatsop County is also vulnerable to tsunami and residents should prepare to be self-sufficient for at least two weeks following a natural disaster of this magnitude; and

WHEREAS, greater recognition of the earthquake threat is key to motivating action by such individuals and groups.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Clatsop County Board of Commissioners does hereby proclaim January 26, 2024 as

“CASCADIA EARTHQUAKE AWARENESS DAY”

in Clatsop County and invites all community members to join in this effort to encourage everyone to be prepared for the Cascadia Subduction Zone earthquake.

DATED this 24th day of January, 2024.

**BOARD OF COUNTY COMMISSIONERS
FOR CLATSOP COUNTY, OREGON**

Board Chair

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**Clatsop County
Board of Commissioners
Minutes
Wednesday, December 13, 2023**

REGULAR MEETING: 6:00 PM

FLAG SALUTE

The Pledge of Allegiance was recited.

ROLL CALL

PRESENT

Chair Mark Kujala
Vice Chair Courtney Bangs
Commissioner John Toyooka
Commissioner Pamela Wev
Commissioner Lianne Thompson

AGENDA APPROVAL

Commissioner Thompson requested extended discussion and Staff reports on Items 12, 13, and 16 during future meetings. Commissioner Wev supported the request.

Motion made by Vice Chair Bangs, Seconded by Commissioner Thompson to approve the agenda as presented.

Voting Yea: Chair Kujala, Vice Chair Bangs, Commissioner Toyooka, Commissioner Wev, Commissioner Thompson

BUSINESS FROM THE PUBLIC

M. Eng, P.O. Box 12, Astoria, reported on drug and sex crimes occurring at LiFEBoat, noting that the LiFEBoat management allowed the crimes to occur and kicked out those who reported the crimes. She also reported that LiFEBoat did not allow disabled people to enter their facility and that women were concerned about their safety there. She appreciated all of the work to help the homeless, but money would not make places safe for people with disabilities and those who go to LiFEBoat should have the right to go to the authorities.

Michael Avila, 750 Alameda Ave, Astoria, pastor of the Astoria First United Methodist Church, noted that the church housed the Astoria Warming Center from 2014 to 2023. After the center closed, the church leadership unanimously voted to partner with LiFEBoat to provide shelter, meals, and resources to the homeless in the church's open space where the warming center was previously located. LiFEBoat is a low-barrier shelter that makes a positive difference in Astoria and the community needed LiFEBoat to continue their services. He hoped that the church's support of LiFEBoat would allow LiFEBoat to continue providing assistance to the homeless and others in need.

1 **CONSENT CALENDAR**

2 *Motion made by Vice Chair Bangs, Seconded by Commissioner Thompson to approve*
3 *the consent calendar as presented.*

4 *Voting Yea: Chair Kujala, Vice Chair Bangs, Commissioner Toyooka, Commissioner*
5 *Wev, Commissioner Thompson*

- 6 1. Board of Commissioners Meeting Minutes 10-25-23 {Page 22}
- 7 2. Board of Commissioners Meeting Minutes 11-08-23 {Page 26}
- 8 3. Lease agreement for Tillamook Head Communications Site {Page 31}
- 9 4. FY23/24 budget and appropriations adjustments for unanticipated grant revenue
10 from Columbia Pacific CCO for Syringe Service Program /Harm Reduction
11 program supplies {Page 47}
- 12 5. Award Two Year Contract to perform Landscape Maintenance Work {Page 60}
- 13 6. Amendment No. 2 to Grant No. 15663 State of Oregon, Dept. of Education
- 14 7. Approve the 2023-24 Budget and Appropriation Adjustments {Page 113}
- 15 8. State Homeland Security Program (SHSP) Grant No. 23-259 {Page 116}
- 16 9. Contract for 2023-24 Emergency Management Program Grant (EMPG) {Page
17 140}
- 18 10. Amended and Restated IGA with the State of Oregon, acting by and through its
19 Oversight and Accountability Council (OAC), which is staffed by Oregon Health
20 Authority (OHA), for the Biennium July 1, 2023 through June 30, 2025 {Page
21 165}
- 22 11. IGA #180004 Amendment #4 with Oregon Health Authority (OHA) for the
23 Biennium July 1, 2023 through June 30, 2024 {Page 235}
- 24 12. Youngs Bay Net Pen Gangway Replacement Construction Contract with
25 Bergerson Construction {Page 248}
- 26 13. Agreement with IZO Inc. for the Biennium July 1, 2023 through June 30, 2025
27 {Page 258}
- 28 14. Subrecipient Funding Agreement – LiFEBoat Services {Page 285}

29 **COMMISSIONER'S LIAISON REPORTS**

30 Commissioner Wev gave Commissioners reports on the Arts Council’s annual summit
31 and their upcoming study on the impact of the arts on the county. She also reported on
32 the Liberty Theater’s programming, the workforce training conference, Linn County’s
33 housing for the homeless, and a recent court decision about the liability of governments
34 when someone is injured on public property.

35 Commissioner Thompson understood that CIS Insurance recommended governments
36 close their trails as a result of the court decision.

37 County Counsel Pope responded that the City was looking into the ramifications of the
38 court decision. The ruling was very narrow and only applied to certain trails. The ruling

1 would not impact most of the County’s trails and Staff would do everything it could to
2 mitigate risk on the few trails the ruling would apply to.

3 Vice Chair Bangs reported on the Habitat Conservation Plan and the Forest Trust Land
4 Advisory Committee (FTLAC) meeting to discuss expected volumes and incomes to
5 counties. She shared her concerns about the modeling used to determine Clatsop
6 County’s volume and income and its negative impact to the County if the modeling is
7 approved. She is committed to advocating for the community and said she hoped that
8 upcoming discussions on the modeling would lead to improved volumes and incomes
9 for the County. She encouraged the public to comment on the topic at the Board of
10 Forestry meeting in January and asked that the Commission provide a statement as
11 well.

12 Commissioner Thompson agreed with Vice Chair Bangs that the FTLAC’s modeling
13 would negatively impact the services provided by the County and said she supported
14 the right balance of protected habitats and economic development. She reported on the
15 annual Oregon Leadership Summit on the Oregon Business Plan, upcoming
16 neighborhood meetings on new land use requirements and wildfire resilience, the
17 Northwest Area Committee on Transportation (ACT) meeting, and her efforts to change
18 the State’s tax structure.

19 Chair Kujala reported on his meeting with Warrenton staff to discuss levies and dikes.
20 He also reported on the net pens and the Northwest Oregon Housing Authority (NOHA).

21 Vice Chair Bangs added that she had been hearing community members referring to
22 the County’s contingency funds as a nest egg or a piggy bank. She explained that
23 contingency funds were necessary when funding from the Federal Emergency
24 Management Administration (FEMA) would not be received fast enough. Contingency
25 funds were fiscally responsible.

26 **COUNTY MANAGER'S REPORT**

27 County Manager Bohn reported that a work session would be scheduled in January to
28 discuss the recreational immunity case and discretionary immunity. He also reported on
29 staff’s efforts to develop an economic development plan and workforce development
30 plan, as well as partnering with the State on revenue replacement.

31 Vice Chair Bangs recommended the County launch its own legislative appeals in 2025
32 because the Governor’s Office had limited conversations to direct payments.

33 Commissioner Thompson requested that the Army Corps of Engineers be included in
34 the County’s work on the dikes. County Manager Bohn responded that all stakeholders
35 would be included because there were a lot of things the County could not control. A
36 partnership with the State would be necessary. Chair Kujala added that it would make
37 sense for the Regional Solutions Task Force to discuss the matter.

38 **BUSINESS AGENDA**

39 15. Organic Materials Recovery and Bioenergy Feasibility Study Phase II Contract –
40 Jacobs Engineering, Inc. {Page 333}

1 Assistant County Manager Steele presented the Staff report on the contract for
2 Phase II of the study to determine the feasibility of placing an anaerobic
3 biodigester in Clatsop County. Staff recommend approval of the contract.

4 Commissioner Thompson understood there was an urgent need for an anaerobic
5 biodigester because people could not get their septic waste hauled.

6 Assistant County Manager Steele confirmed that septic waste haulers could no
7 longer dispose of a full tank of waste at the water treatment plant in Rainier and
8 haulers found it difficult to find other places to empty their tanks.

9 County Manager Bohn added that a short-term solution would be for the
10 municipal treatment plants to accept septic waste and Staff are talking to cities to
11 try to facilitate a solution.

12 *Motion: "Approve the contract with Jacobs Engineering, Inc. to conduct Phase II*
13 *of an Organic Materials Recovery and Bioenergy Feasibility Study in the amount*
14 *of \$248,236 and authorize the County Manager to sign the contract and any*
15 *amendments."*

16
17 *Motion made by Vice Chair Bangs, Seconded by Commissioner Thompson.*
18 *Voting Yea: Chair Kujala, Vice Chair Bangs, Commissioner Toyooka,*
19 *Commissioner Wev, Commissioner Thompson*
20

21 16. Award Contract to Rehabilitate Sewer at Clatsop County Jail {Page 345}

22 Facilities Manager Gerber presented the Staff report on the contract to
23 rehabilitate the sewer line at the jail. Staff recommended the contract be awarded
24 to Apollo Plumbing.

25 Sherriff Phillips confirmed for Commissioner Thompson that the sewer lines were
26 functional when the jail remodel was bid so they were not included in the remodel
27 project.

28 *Motion – "Award the Clatsop County Jail Sewer rehabilitation contract to Apollo*
29 *Plumbing Heating and Air Conditioning. Authorize the County Manager to sign*
30 *the Contract in the amount of \$93,670.75 and authorize the County Manager to*
31 *sign amendments."*

32
33 *Motion made by Vice Chair Bangs, Seconded by Commissioner Wev.*
34 *Voting Yea: Chair Kujala, Vice Chair Bangs, Commissioner Toyooka,*
35 *Commissioner Wev, Commissioner Thompson*

36 **PUBLIC HEARINGS**

37 17. Second Reading of Ordinance 23-09: Goal 11 Exception to Expand Arch Cape
38 Sanitary District to Arch Cape Fire Hall {Page 369}

39 Planning Manager Decker presented the Staff report on the proposed ordinance.

40 County Counsel Pope conducted the second reading of the ordinance.

1 Chair Kujala confirmed there were no public comments and closed the public
2 hearing.

3 *Motion: "Approve Ordinance 23-09."*

4 *Motion made by Commissioner Thompson, Seconded by Commissioner*
5 *Toyooka.*

6 *Voting Yea: Chair Kujala, Vice Chair Bangs, Commissioner Toyooka,*
7 *Commissioner Wev, Commissioner Thompson*

8 18. Second Reading of Ordinance 23-10: Goal 11 Exception to Expand Arch Cape
9 Sanitary District to Include 79876 and 79878 Hwy 101 {Page 373}

10 Counselor Pope conducted the second reading of the ordinance.

11 Senior Planner Sisson presented the Staff report on the proposed ordinance.

12 Chair Kujala confirmed there were no public comments and closed the public
13 hearing.

14 *Motion: "Approve Ordinance 23-10."*

15 *Motion made by Commissioner Thompson, Seconded by Vice Chair Bangs.*

16 *Voting Yea: Chair Kujala, Vice Chair Bangs, Commissioner Toyooka,*
17 *Commissioner Wev, Commissioner Thompson*

18 19. Ordinance 24-01: 2023 LAWDUC Legislative Amendments (formerly Ordinance
19 23-15) {Page 377}

20 Counselor Pope conducted the first reading of the ordinance.

21 Director Henrikson presented the Staff report on the proposed ordinance.

22 Commissioner Thompson asked if there was any flexibility in the way the County
23 is implementing the State's requirements. Director Henrikson responded that if
24 the County did not update its Codes with this ordinance, State law would still
25 apply.

26 Director Henrikson announced that a hybrid public information session had been
27 scheduled for January 16, 2024 at 5:00 pm to discuss housing amendments. A
28 link to the virtual meeting was available on the County's website. She confirmed
29 for Commissioner Thompson that the housing amendments were separate from
30 this ordinance, not required by State law, and were prompted by the
31 Commission's desire to alleviate the housing crisis.

32 Chair Kujala opened the public hearing and confirmed that no Commissioner had
33 a conflict of interest to declare. He called for public comments. Seeing none, he
34 closed the public hearing.

35 *Motion: "Continue the matter to January 10, 2024 meeting"*

36 *Motion made by Vice Chair Bangs, Seconded by Commissioner Toyooka.*

37 *Voting Yea: Chair Kujala, Vice Chair Bangs, Commissioner Toyooka,*
38 *Commissioner Wev, Commissioner Thompson*

39 **GOOD OF THE ORDER**

1 There was nothing for the good of the order.

2 **ADJOURNMENT**

3 There being no further business, the meeting was adjourned at 7:18 pm.

4 Approved by,

5

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Mark Kujala, Chair

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**Clatsop County
Board of Commissioners
Minutes
Wednesday, September 13, 2023**

7
8

REGULAR MEETING: 6:00 PM.

9

FLAG SALUTE

10 The Pledge of Allegiance was recited.

11

ROLL CALL

12

PRESENT

13 Chair Mark Kujala

14 Vice Chair Courtney Bangs

15 Commissioner John Toyooka

16 Commissioner Pamela Wev

17 Commissioner Lianne Thompson

18

AGENDA APPROVAL

19 *Motion made by Vice Chair Bangs, Seconded by Commissioner Wev.*

20 *Voting Yea: Chair Kujala, Vice Chair Bangs, Commissioner Toyooka, Commissioner*

21 *Wev, Commissioner Thompson*

22

PROCLAMATION

23

1. National Hispanic Heritage Proclamation {Page 4}

24 Monica Moulin and Diana Niño, Consejo Hispano, explained they serve the
25 communities in Clatsop, Tillamook and Columbia Counties. Ms. Nino thanked the
26 Board for recognizing Hispanic Heritage Month.

27 *Motion: "Approve Resolution and Order proclaiming September 15, 2023 through
28 October 15, 2023 as National Hispanic Heritage Month and authorize the Char to
29 read, then sign the proclamation."*

30 *Motion made by Vice Chair Bangs, Seconded by Commissioner Wev.*

31 *Voting Yea: Chair Kujala, Vice Chair Bangs, Commissioner Toyooka,
32 Commissioner Wev, Commissioner Thompson*

33 Chair Kujala read the Proclamation.

34

BUSINESS FROM THE PUBLIC

35 M. Eng, PO Box 12, Astoria. Eng reminded the Board that American Rescue Act dollars
36 are federal dollars and have the responsibilities under the Americans with Disability
37 Acts, Civil Rights Act and Fair Housing Act. Any people who receive this funding should
38 be non-discriminatory. She said there have been repeated reports of women not feeling
39 safe in the existing homeless industries. Inclusivity of women and disabilities should be
40 at the fore front. The local facility has a staircase which is ADA prohibitive. She has
41 been discriminated from the non-profit for 482 days for trying to report crimes she has
witnessed. She said until services are equitable and distributed fairly to all genders,
regardless of race or orientation, the pain in the community is devastating.

1 **CONSENT CALENDAR**

2 *Motion made by Vice Chair Bangs, Seconded by Commissioner Wev to approve the*
3 *consent calendar with the addition of 14a. Installation of Sprinkler System for the*
4 *Columbia Inn - Contract*
5 *Voting Yea: Chair Kujala, Vice Chair Bangs, Commissioner Toyooka, Commissioner*
6 *Wev, Commissioner Thompson*

- 7 2. Board of Commissioners Minutes 8-9-23 {Page 8}
- 8 3. Board of Commissioners Minutes 7-26-23 {Page 12}
- 9 4. Board of Commissioners Minutes 8-23-23 {Page 16}
- 10 5. CJC Specialty Court Grant – Mental Health Court {Page 20}
- 11 6. CJC Specialty Court Grant – Adult Drug Court {Page 40}
- 12 7. IGA #180004 Amendment #1 with Oregon Health Authority (OHA) for the
- 13 Biennium July 1, 2023 through June 30, 2024 {Page 60}
- 14 8. Purchase Replacement Tractor for Parks Department
- 15 9. Purchase of a Ford F350 pickup {Page 73}
- 16 10. Select Area Fisheries Enhancement (SAFE) Enhancement Project Number
- 17 199306000 Intergovernmental Contract No. 92985 {Page 80}
- 18 11. Concrete Flooring Restoration - Contract {Page 104}
- 19 12. Approve the 2023-24 Budget and Appropriation Adjustments {Page 115}
- 20 13. Designate Administrator for Ambulance Service Area (Clatsop County Code
- 21 Chapter 5.04) {Page 118}
- 22 14. Contract to provide CCA meals for Project Turnkey {Page 127}
- 23 *14a. Installation of Sprinkler System for the Columbia Inn - Contract*

24 **COMMISSIONER'S LIAISON REPORTS**

25 Commissioner Wev had no reports.

26 Vice Chair Bangs attended the Fair Board meeting where they debriefed on the Fair and
27 are already planning the next fair with some lofty goals. She participated in two listening
28 sessions with the governor’s staff of the Natural Resources Department regarding the
29 Habitat Conservation Plan (HCP). She was disappointed to see the resolution tabled as
30 she felt that would have been good for Clatsop County. She provided context on the
31 losses that Clatsop County will sustain within the next five years. She requested
32 economic support, job creation support and training.

33 Commissioner Toyooka says the county is taking a pro active approach on the HCP,
34 wind and wave energy and Measure 110, providing information on the county’s impact
35 and how these policies are detrimental. He looks forward to continuing the fight on
36 these issues.

37 Commissioner Thompson thanked Commissioner Bangs for her good work on providing
38 information on the impacts of the HCP to Clatsop County. She is the co-chair of AOC’s

1 Membership Committee and they have reached a \$200,000 goal of supplement
2 business memberships to AOC. This helps AOC expand its range of services. District 7
3 AOC meeting will be in Tillamook on Friday, she asked if any Commissioner was
4 available to attend, the district is trying to meet with the legislative coastal caucus in
5 order to have a more robust coastal voice. After that meeting will be a conference about
6 wild fire mapping in Oregon.

7 Chair Kujala said the seafood processors are dealing with the new rules from DEQ on
8 discharge. He said they are setting standards that are unachievable. Chair Kujala wants
9 a letter submitted for public comment.

10 **COUNTY MANAGER'S REPORT**

11 County Manager Bohn thanked the Board and staff for their advocacy in getting more
12 homeless money from the state. The Columbia Inn is getting close to the ribbon cutting.
13 He said as we go through a lot of significant conversations with the state, it is good to
14 connect with other agencies. The county is interviewing for a lobbying firm which will
15 help the county with their legislative priorities having someone in Salem.

16 **BUSINESS AGENDA**

17 15. Funding Agreement with Port of Astoria for Airport Industrial Park {Page 132}

18 County Manager Bohn said the county has an industrial revolving fund which
19 includes monies paid to the county from the sale of industrially zoned land. The
20 Port has requested some funds for pre-develop work for the airport industrial site.
21 The funds will be used for wetlands permitting, initial environmental work,
22 planning, drawings, civil engineering for site plans and utilities. Staff are
23 recommending a contribution of \$250,000.

24 *Motion: "Move to approve a \$250,000 contribution to the Port of Astoria Airport
25 Industrial Park development project and authorize the Board Chair to execute the
26 funding agreement."*

27 *Motion made by Commissioner Wev, Seconded by Vice Chair Bangs.
28 Voting Yea: Chair Kujala, Vice Chair Bangs, Commissioner Toyooka,
29 Commissioner Wev, Commissioner Thompson*

30 16. ARPA Funding Agreement with City of Warrenton to Enhance Infrastructure to
31 Facilitate Housing {Page 143}

32 County Manager Bohn said the City of Warrenton has the land capacity for all
33 income levels of housing. They have some infrastructure challenges which
34 relates to its wastewater and its water infrastructure. Staff are recommending a
35 contribution of \$250,000 for their infrastructure improvement along Ridge Road.

36 *Motion: "Move to approve the ARPA Funding Agreement with the City of
37 Warrenton in the amount of \$250,000 to fund infrastructure improvements along
38 Ridge Road to facilitate housing development."*

39 *Motion made by Vice Chair Bangs, Seconded by Commissioner Toyooka.
40 Voting Yea: Chair Kujala, Vice Chair Bangs, Commissioner Toyooka,
41 Commissioner Wev, Commissioner Thompson*

1 17. Purchase and Sale Agreement Amendment with Atlin Investments North
2 Coast Business Park

3 Assistant County Manager Steele said back in March, Atlin Investments
4 requested a second extension for the purchase and sale agreement for the due
5 diligence period. They are requesting the due diligence be extended again for
6 another 90 days and free of the extension payment so they can continue the
7 work around wetland mitigations.

8 *Motion: "Move to authorize the County Manager to sign the amendment of*
9 *Purchase and Sale Agreement with Atlin Investments extending the contingency*
10 *period for an additional ninety days without the required extension payment.*

11 *Motion made by Vice Chair Bangs, Seconded by Commissioner Wev.*
12 *Voting Yea: Chair Kujala, Vice Chair Bangs, Commissioner Toyooka,*
13 *Commissioner Wev, Commissioner Thompson*

14
15 **GOOD OF THE ORDER**

16 There was nothing for the good of the order.

17 **ADJOURNMENT**

18 The meeting was adjourned at 6:44 P.M.

19 Approved by,

20
21
22 _____
23 Mark Kujala, Chair

Board of Commissioners Clatsop County

AGENDA ITEM SUMMARY

January 26, 2022

Agenda Title: Adoption of the FY24-25 Budget Policies
Category: Consent Calendar
Presented By: Andrew Sullivan, Finance Director

Issue Before the Commission: Adoption of the Budget Policies for FY24-25

Informational Summary: The budget process and resulting budget document reflect the County's priorities for the coming fiscal year as established by the Board of Commissioners. When staff work on developing the proposed budget document, the Board's annually adopted budget policies are what provide the foundation and guidance for a fiscally sound document.

It is necessary on an annual basis for the Board of County Commissioners to review and adopt the annual Budget Policies.

Fiscal Impact: The annual adoption of the Board's Budget Policies provide the foundation for staff as well as the Budget Committee to develop a fiscally responsible budget that helps to provide long-term viability of county programs and services.

Requested Action:

"I move that the Board adopts the FY 2024-2025 Budget Policies as presented."

Attachment List

- A. FY 2024-2025 Proposed Budget Policies
- B. Budget Calendar

CLATSOP COUNTY 20243-20254 BUDGET POLICIES

I. Clatsop County Budget Process:

The budget process and resulting budget document reflect the County's policy and budget priorities for the coming fiscal year as established by the Board of County Commissioners. The budget document, in its entirety, serves as a Policy Document, Operations Guide, Financial Plan, and Communication Device.

The County will adopt a balanced budget for all funds. A balanced budget is defined as a budget where planned expenditures do not exceed the amount of resources available in accordance with state law.

II. Budgets Supported by the General Fund:

- A. **General Fund Underpinnings:** The General Fund houses discretionary revenues and expenditures. The General Fund will be actively managed over a multi-year forecasting horizon according to Board policies and directives, and fund priority programs, services and service levels. The General Fund will be actively managed during the fiscal year, with adjustments made as necessary based on the best information available to meet year-end fund balance goals.
- B. **Fiscal Planning:** Financial forecasting will be grounded in best-available data/information and historical trends.
- C. **General Guidance for FY 243-254**
1. Based on forecast modeling, the aggregated growth in General Fund expenditures is targeted for ~~6% to 7% over~~ 5% - 6% for the FY 24/252-23 adopted level fiscal year.
 - i. FTE ~~growth is assumed to be status quo — with no major investments in General Fund staffing levels~~ count is to remain consistent with fiscal year 2023/24 levels (no new positions anticipated). The priority is to fund existing COLA, step adjustments and associated benefit costs for existing employees.
 - ii. Materials and supplies are ~~targeted for minimal growth~~ no growth there to remain at fiscal year 2023/24 levels or below. Departments should scrutinize M&S line-items and prioritize expenses accordingly and reduce where appropriate.
 - iii. Strategic Plan and other Board directed priorities should be discussed with Finance Director and County Manager prior to including in requested budget.
- D. **Base Budget Assumptions for FY 243-254:** General Fund Departments will be provided a base budget amount. The base allocation is calculated using departments adopted ~~20232-243~~ budgets and includes any known adjustments, either increases or decreases, in expenses for the coming budget cycle.
1. Base Budget Elements:
 - Staffing Levels:** The base budget includes a “status quo” position type and FTE (Full-Time Equivalent) count.

- i. Materials & Services: The base budget does not include an increase for materials and supplies above the current 2023-24 budgeted ~~iii~~ levels. Departments should critically examine past spending patterns by line-item to see if increases or decreases are necessary.

~~iv~~ Budget Requests Beyond Base: Personnel or program expenditure changes that departments cannot accommodate within their base budget allocation must be submitted to, and discussed with, the Finance Department and County Manager prior to budget submittal.

- E. Revenue Estimates: Departments should budget for revenues based on the best information available during the budget process. If additional information becomes available during the budget process, it should be provided to the Finance Director on a timely basis. Accuracy in revenue/expenditure estimates is critical. New revenues should be estimated based on available information the first year. Subsequent annual estimates should also take into consideration actual receipts from the previous year. One-time resources should only be used for one-time expenditures/uses, and recurring resources should be used for recurring expenditures/uses.
- F. Pursuit of New Departmental Revenues: Departments shall pursue revenue sources to the fullest extent possible for all services using activity-based costing to determine all cost drivers, both direct and indirect, for fee setting purposes. Any new revenue sources should be used to offset the cost of existing staff and programs, rather than funding new staff or programs. Fee schedules will be reviewed annually to ensure costs are recovered.
- G. Expenditure Reductions: In the event that reductions in revenues require expenditure reductions from the base budget level, recommendations will be guided by the Board's ~~adopted~~ Resource Management Strategy.
- H. New Discretionary Programs: New discretionary programs should be discussed with the Finance Director and County Manager prior to inclusion in the department's budget submittal using the Personnel and Work Program Change form. The impact of new or expanded programs on overhead services (information system services, financial services, building/grounds maintenance, human resource services, budget services, etc.) shall be evaluated to determine if overhead services need to be increased due to the addition of new programs. The costs of increases in overhead services attributed to additional programs shall be included in the analysis of the total cost of new programs. Should outside funding for a program expire, the program may be adjusted or eliminated by the Board of Commissioners.
- I. Full Cost Recovery: County staff shall make every effort to assign costs in the department where they occur through the use of interdepartmental/interfund charges and indirect cost percentage assignments. The intent is to clearly define the actual cost of each direct service the County provides internally or externally. The first priority is the recovery of overhead costs from all funds and grant programs and from County Service Districts, through the use of the County's Indirect Cost Allocation Plan.
- J. Expected Expenditure Level(s): General Fund organization units are expected to spend under the appropriated spending level. Historically, the General Fund

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expends between 88% and 92% of the appropriated level. For sake of forecasting, an average expenditure rate based on the historical expenditure amounts is factored into the projected year-end spending and is a cornerstone to financial stability and viability.

III. Non-General Fund Budgets:

- A. General Fund Contributions: For activities or programs funded primarily from non-General Fund sources, Departments are to prepare budgets holding any General Fund contribution to no more than the amount provided in the current (2023-24) fiscal year, subject to the availability of funds. Whenever possible, reductions in General Fund contributions should be identified.
- B. Revenue Reductions: Non-General Fund departments experiencing reductions in State-shared or federal revenues or other earned revenues should not include a General Fund contribution offsetting the reduction.
- C. Revenue Estimates: Departments should budget for revenues based on the best information available during the budget process. If additional information becomes available during the budget process, it should be provided to the Finance Manager on a timely basis. Accuracy in revenue/expenditure estimates is critical. New revenues should be estimated based on available information the first year. Subsequent annual estimates should also take into consideration actual receipts from the previous year. One-time resources should only be used for one-time expenditures/uses, and recurring resources should be used for recurring expenditures/uses.
- D. Overhead Cost Allocation Charges: All non-General Fund departments should budget the amount allocated to that department in the County's Indirect Cost Allocation Plan.
- E. Cost Efficiency: As with the General Fund, staff responsible for non-General Fund budgets will prepare fiscally conservative budgets and will seek savings wherever a balance between cost efficiency and the quality of public service can be achieved.
- F. General Fund Transfer Savings: Budget and Finance will monitor and work with departments on the necessity of making all or some of the budgeted General Fund transfers to non-General Fund departments.

IV. General Fund Reserve Goals:

- A. Managing the General Fund Reserve is a core strategy to maintain financial stability, ensure essential priority services are funded and the long-term financial health of the General Fund is maintained over the long run. The General Fund Reserve strategy is informed by the following goals:
 - a. Maintain a financial position that provides the time necessary to manage/respond to year-to year fluctuations in revenues and/or expenses. The reserves provide critical time to analyze, strategize and implement strategies to balance revenues and expenditures without negatively impacting priority services and service levels.
 - b. Maintain a favorable Bond Rating

- c. Compliance with financial best practices, per Government Finance Officers Association (GFOA)
 - d. Plan for unforeseen events (recession, natural disaster, other emergency or unanticipated event) within limits of discretionary revenues.
 - e. Maintain positive cash position from beginning of fiscal year to tax collection in November.
- B. General Fund Reserve Goal: The County will manage the General Fund with the goal of maintaining the Reserve within a range of 20% to 30% of budgeted expenditures, excluding Contingency and the transfer amount to the Revenue Stabilization Fund. This equates to 2.5 to 3.5 months of expenses. The minimum reserve level is established at 20%.
- a. The Reserve amount is derived by three elements:
 - i. Contingency (the General Fund has single contingency – Org Unit 9900)
 - ii. General Fund Stabilization (Special Fund – Org. Unit 1200)
 - iii. Unappropriated Ending Fund Balance
- C. Use of Contingency: In all funds, no expenditure can be made using budgeted contingency prior to approval from the Board of County Commissioners. With the approval, the expenditure authority budgeted as contingency will be reduced and the appropriate expense account(s) will be increased by the same amount. Prior to requesting Board approval any request made by a department for use of contingency must first be approved by the County Manager or designee, and must address the following considerations:
1. Need: reason the expenditure is necessary in the current fiscal year.
 2. Planning: reason this expenditure could not have been anticipated during the budget process.
 3. Alternatives: besides contingency, how can the organization realistically fund this request and what are the impacts.
- ~~D. Special Projects Fund: Retain no more than the lowest year of actual timber receipts over the last fifteen (15) years in the General Fund, not to exceed the amount required to support the current level of General Fund services. Additional timber monies shall be transferred to the Special Projects Fund, only in an amount necessary to meet the anticipated capital requirements for the 2023-24 FY, where the monies will be used to fund General Fund capital projects and other one-time expenditures. Ongoing operating expenditures will not be funded using the Special Projects Fund.~~
- ~~E.~~
- ~~D. General Fund Resource Stabilization Account: Maintain a Fund to set aside discretionary timber revenue resources that are in excess of the fifteen (15) year low and once Special Projects needs have been identified, to provide a long-term resource for General Fund operations in the event timber revenues received are insufficient in the future meet General Fund reserve goals detailed in sections IV(B) of this policy. The General Fund Stabilization Account will be used to meet General Fund financial commitments in any year when the County's timber revenue projection is less than the total amount of current year commitments including the amount provided to the General Fund for operations as set forth in Section IV-D, above and any debt payment obligations.~~

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V. Matching Funds:

- A. County Share: If State funding is reduced, there should be no increased County share for programs funded primarily from non-General Fund sources, unless otherwise approved by the Board of Commissioners. The exceptions would be for high priority programs identified in the Resource Management Strategy or any mandated increases in the County share. Staff shall consider the effect of reducing the existing General Fund match to the lowest allowed by State/Federal mandates.
- B. In-kind Contribution: In-kind resources already allocated by the county will be used first as matching funds for grant purposes. Hard dollar match resources will be used last.

VI. Lobbying and Grant Applications:

- A. Approval to Pursue: County Manager's Office approval is necessary before appointed County representatives and employees may pursue, in accordance with the County Legislative Guide, lobbying efforts on matters having budget implications, and before grant applications are submitted to the granting agency. Elected department heads should advise the Manager's Office before official positions are taken on matters that might have budget implications.
- B. General Fund Matching Funds: General Fund match or share of the cost of a grant project may not be included in grant applications without the prior review and approval of the County Manager or designee.

VII. New Positions and Programs:

- A. Considerations of New Positions and Programs: Consider new positions and programs only if the cost of the position or program is offset by non-General Fund sources legally tied to the new position, or if the cost of the position is offset by new external revenues, and the position is required to generate those revenues, or is pursuant to item II.H., above. Cost estimates for new positions will include office facility space, equipment, rent, utilities, supplies, related increases in overhead services (as identified in II.I. above), etc.

VIII. Mid-Year Budget Reductions:

- A. Revised Revenue or Expense Estimates: If additional information concerning revenue reductions or significant expense increases becomes available after the start of the 2024~~3~~-25~~4~~ fiscal year, it may be necessary to make budget adjustments. These adjustments will be made in accordance with the Board's adopted Resource Management Strategy.

IX. Mid-Year Requests, General Fund Contingency:

- A. Non-Emergency Requests: In those cases where a department is required to absorb an unanticipated cost beyond its control of a non-emergency nature, departmental resources must first be exhausted prior to a transfer from General Fund contingencies. Upon conducting a final financial review of departmental budgets towards the end of the year, a transfer from contingency may be made to cover unanticipated costs that could not be absorbed through the year.
- B. Emergency Requests: Emergency requests during the fiscal year will be submitted to the Budget and Finance Department for recommendation and forwarded to the County Manager and Board of Commissioners for consideration.

X. Employee Salary Adjustments:

- A. Cost of Living Adjustment: Budgeted personnel services expenditures will include an amount to account for a cost of living adjustment for all employees. The amount budgeted for this purpose will consider the most recent consumer price index information available at the time the budget is prepared, existing collective bargaining agreements, and other relevant information.
- B. Step Adjustments: Budgeted personnel services expenditures will include an amount to account for annual step adjustments for all employees who are not currently at the top of their range. Annual employee adjustments will be in accordance with union contracts as well as applicable salary schedules.

XI. Budget Controls:

- A. Legal Compliance: The County Budget Officer or designee will continue to review and control departmental budgets to ensure legal compliance with all applicable rules and regulations.

XII. Contribution(s) to Outside Agencies:

- A. The Board, to the extent resources are available, may allocate up to \$30,000 in General Fund resources for contributions to outside agencies or organizations to be applied for through a grant application process.

XIII. Discretionary Resources:

- A. Maximize Board's Discretion: Wherever legally possible, revenues are to be treated as discretionary resources, rather than as dedicated to a particular program or service. The goal is to give the Board as much flexibility as possible in allocating resources to priority services and service levels.

XIV. Dedicated Resources:

- A. Room Tax Revenues: 7% of the 9.5% room tax monies are not legally dedicated to fund particular programs or services and would fall under discretionary resources. The additional 2.5% is to be distributed as directed by ORS 320.350 which allows 70% of the new revenue to be used to fund tourism promotion or tourism-related

facilities. The remaining 30% of the increase can be used in a discretionary manner and under the Board's direction is intended to be used to fund storm water drainage and improvements to public roads primarily in Arch Cape, or any legal costs associated with legal action taken by citizens of unincorporated Clatsop County against the county on land use issues.

Per Ordinance No. 2018-07 a county-wide tax of one percent is being imposed on transient lodging (room tax). Of this one percent tax increase, a portion of the 70% is to be used to fund tourism promotion or tourism-related facilities and shall be distributed to the Cities within which the tax was collected from. The remaining 30% collected for General Fund purposes shall be used for jail operational costs.

- B. Video Lottery Revenues: Video Lottery monies must be used to further economic development, as defined by the Board. The Board recognizes that a wide variety of County programs and services further economic development, by helping to create climate that makes economic development possible. The first priority for use of video lottery monies will be those existing or new County programs, services, or projects that the Board finds are supporting economic development in the County.
- C. Parks Land and Acquisition Maintenance Fund: Spending priorities for the Parks Land and Acquisition Maintenance Fund are as follows:
1. Matching funds for grants for new or existing Parks facilities that generate revenue;
 2. Urgently needed maintenance of existing parks facilities; and
 3. Recognition that a portion of the fund be used to support parks operating expenses.

When the Parks operation begins to generate revenue beyond the amount needed to cover actual operational costs without General Fund support, the excess amount will be returned to the Parks Land and Acquisition Fund to support parks acquisition and/or major improvements.

- D. Industrial Revolving Fund: These monies are to be spent pursuant to ORS 275.318(3) which includes:
1. Engineering, improvement, rehabilitation, construction, operation or maintenance,
 2. including pre-project planning costs, of any Industrial Facility as defined in ORS 271.510 and specifically including off-site transportation or utility infrastructure that is necessary or appropriate to serve a development project.
- E. Use of Dedicated Funding Sources: Whenever legally possible, the funding responsibility for dedicated programs or activities to appropriate dedicated funding sources should be used. Thus, freeing up scarce discretionary resources to fund Board priorities.

XV. Unappropriated Ending Fund Balances:

- A. **Limit Unappropriated Ending Fund Balances:** To provide the most budget flexibility during the year, limit the use of unappropriated ending fund balances to circumstances where they are required by law. Rather than use unappropriated fund balances, the goal should be to place any monies not needed for current expenditures in the relevant funds' operating contingencies.

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CLATSOP COUNTY RESOURCE MANAGEMENT STRATEGY

Guiding Policies & Principles

1. Recognizing its financial limits, the County will make a distinction between two different types of services: those that are funded primarily from County discretionary resources; and those that are funded primarily from dedicated resources:
 - * County discretionary resources fund traditional county services that have historically been funded by discretionary resources, and are not services that generate significant revenues from fees or other sources. The County will fund these programs primarily from discretionary resources.
 - * Dedicated resources (e.g., fees, grants, state-shared revenues) are traditional county services that have historically been funded primarily with dedicated resources, or if they are traditional county services and may generate significant revenues from fees or other sources. Frequently, these services will be state or federal programs that the County administers locally, such as Parole & Probation. The County will fund these programs primarily from dedicated resources. Exceptions may be made, on a case-by-case basis, only by the Board of County Commissioners. One criterion will be whether the County would incur more significant discretionary costs in another part of the system by failure to provide discretionary support to a county-wide service funded by dedicated resources.
2. The County services funded by discretionary resources are listed below:

Functional Area
 Public Safety and Justice
 Public Health
 General Government Direct Services
 Community Development, Land Use, Transportation, Housing, Economic
 Development, and Capital
 Culture and Recreation

As additional discretionary resources become available, the Board of Commissioners will consider the priority of functional areas as part of the decision-making process in determining which programs will receive additional and/or new funding.

The County's overhead programs will not be prioritized, but will be sized to the need and size of the overall organization.

3. Generally, wherever possible, the County's goal is to make fee-supported programs self-sufficient. This includes recovering those programs' appropriate share of the County's overhead costs.
4. Where legally possible, the County will consider using dedicated resources to fund high priority programs related to the purpose for which the dedicated funds are received.

RESOURCE MANAGEMENT STRATEGY

General Policies and Principles

1. When faced with a potential reduction in resources, the County's goal is to continue to provide high priority services in a professional, effective and efficient manner. Consequently, to the extent possible, across-the-board reductions in expenditures will be avoided. Reductions will be made on a case-by-case basis, focusing on each individual program or service.
2. Expenditure reductions will attempt to preserve the higher priority functional areas as much as possible; however, all functional areas may have to share in the overall need for reductions. Wherever possible, it will also be the County's goal to reduce the quantity of a service being provided, rather than the quality of service (e.g., limit the number of recipients of a service, rather than the quality of service provided to the remaining recipients).
3. For purposes of the 2024~~3~~-25~~4~~ fiscal year budget, the County will not consider seeking voter approval for a new or increased broad-based discretionary revenue source (such as a new property tax base, sales tax or real estate tax) to offset any reduction in revenues.
4. Recognizing that it is not prudent to fund current operations at the expense of long-term capital or planning programs, every effort will be made to continue capital and planning programs geared to the County's long-term needs.

Resource Management Priorities

If, as a result of loss of a significant amount of discretionary resources, expenditure reductions become necessary, those reductions will be made roughly in the following order:

1. First, County contributions to outside organizations will be reduced or eliminated. If this proves insufficient, then
2. Moderate reductions in discretionary support will be made on a case-by-case basis. These reductions will focus first on programs funded by dedicated resources and then low priority services funded by discretionary resources. Reductions made at this point will generally not have a significant impact on service levels. If this proves insufficient, then

3. Any discretionary funding for County-wide services that are funded by dedicated resources will be reduced or eliminated. This may apply to programs or activities expanded or started with discretionary resources within the last few years. Exceptions may be made on a case-by-case basis, by the Board of County Commissioners. One criterion will be whether the County would incur more significant costs in another part of the system by failure to provide discretionary support to a County-wide service funded by dedicated resources. If necessary, where legally possible the County will consider turning these programs over to the state. If this proves insufficient, then

4. Discretionary funding for programs funded by discretionary resources will be reduced or eliminated. To the extent possible, funding reductions will attempt to preserve the higher priority functional areas as much as possible; however, all functional areas may have to share in the overall need for reductions. If necessary, the County will consider turning programs over to the state where legally possible. County mandated services funded by discretionary revenues are listed below:

Functional Area
Public Safety and Justice
Public Health
General Government Direct Services
Community Development, Land Use, Transportation, Housing, Economic Development, and Capital
Culture and Recreation

General Government overhead will be sized to the needs and size of the rest of the organization. If this proves insufficient, then

5. A reduced County workweek will be proposed to achieve salary savings.

If, due to a loss of state-shared revenue, significant expenditure reductions become necessary in programs that are primarily the state's responsibility, then the County will consider returning responsibility to the state for operating those programs.

DRAFT Budget Calendar

January	4	Cost Sheets Distributed to Departments
	10	Board of Commissioners review Budget Policies/Calendar at work session Review of Long-range Financial Forecast
	22	Indirect Costs and Base Budgets distributed to departments
	23 - 24	Budget Training for Department Staff (Jan. 23 rd at 2pm and Jan. 24 th at 9am)
	24	Board of Commissioners adopt Budget Policies/Calendar
	25	Budget Policies & Calendar distributed to budget committee members and staff
	29	Due Date for submission of any cost sheet revisions
	29 - 31	If applicable – Department meeting to discuss 2024 – 2025 budget requests
February	2	Budget Module opens to department staff
	16	Departments submit current budget year (23-24) expenditure and revenue projections to the Finance office
	16	General Fund capital outlay proposals and future capital outlay proposals due to Finance office
March	1	Submission Deadline for requested line item budget proposals (budget summary) and supporting schedules (personnel/program changes, education/ travel/ membership, contractual services and non-GF departments capital outlay/future capital outlay). Information must be submitted in hard copy form.
	5 - 12	County Manager and Finance review requested budgets with departments
	14 - 15	Additional meetings with departments as needed
	18	Deadline for submission of approved requested budget revisions; final decisions by County Manager
April	15	Proposed Budget document to printers
	24	Budget Document distributed to Commissioners and Committee members for review
May	1	1st Budget Committee Meeting 10 – 12 PM - Presenting the Budget Message Only (County-wide & Special Districts)
	8	2nd Special Districts Budget Committee Meeting 4 – 5 PM - Receive Public Comment
	8	2nd County-wide Budget Committee Meeting 5 – 6 PM - Receive Public Comment
	15	3rd County-wide Budget Committee Meeting 10:15 – 12 PM (if necessary)
	15	3 rd Special Districts Budget Committee Meeting 12 – 1 PM (if necessary)
	22	4th County-wide Budget Committee Meeting 4 – 6 PM (if necessary) Deadline for Committee to offer recommendation to BOCC.
June	12	Public Hearing on approved budget and 24-25 adoption by Board of Commissioners

Board of Commissioners Clatsop County

AGENDA ITEM SUMMARY

January 24, 2024

Agenda Title: Budget Committee Appointments
Category: Business Agenda
Presented By: Andrew Sullivan, Finance Director

Issue Before the Commission: Appointments to the Budget Committee

Informational Summary: Review of the applicants to appoint to the vacant seat in District 2 and District 5 for the County-wide Budget Committee.

County Wide Budget Committee

There are currently two vacancies on the County-wide Budget Committee for Districts 2 and 5; vacancies were advertised beginning in October 2023. The term for district 2 is a full-term appointment expiring in June 2026; and the district 5 term is an unexpired term and will end in June of 2025. When possible, it is the intent to fill vacancies with a representative from each district.

The following table is a summary of the applicants that were received for the County-Wide Budget Committee, years of residency within the county as well as relevant governmental experience. Additional background information on the applicants can be found on the attached application.

CURRENT MEMBERS			
Name	Commissioner District	Occupation	Term Expiration Date
Dannell Davis	#1		6/30/2024
Vacant	#2		6/30/2026
David Oser	#3		6/30/2025
Gretchen Allen	#4		6/30/2025
Vacant	#5		6/30/2025
APPLICANTS			
Katie Lindstrom	#1	Director-Health & Human Services	
Michael Green	#2	Retired-former Director of Telecommunications	
Esperanzita (Tita) Montero	#2	Retired	
Clara Sroufe	#5	Director-Clatsop Soil & Water Conservation District	

Road District #1 Budget Committee

There are currently five vacancies on the Road District #1 Budget Committee; vacancies were advertised beginning in October of 2023 and will continue to be advertised through the end of February. No applications were received. It is permissible per Budget Law for the Board of Commissioners to serve as a five (5) person Budget Committee.

4-H & Extension District Budget Committee

There are currently two vacancies on the 4-H & Extension District Budget Committee; vacancies were advertised beginning in October of 2023 and will continue to be advertised through the end of February. No applications received at this time.

The following table is a summary of the current members of the 4-H & Extension Budget Committee.

CURRENT MEMBERS			
Thomas Ank			6/30/2025
Patrick Duhachek			6/30/2024
Ed Johnson			6/30/2024

Westport Sewer District Budget Committee

There are currently five vacancies on the Westport Sewer District Budget Committee; vacancies were advertised beginning in October of 2023 and will continue to be advertised through the end of February. No applications received at this time.

Fiscal Impact: None

Requested Action:

"I move that the Board appoint _____ to fill the District 2 county-wide position, and _____ to fill the District 5 county-wide position."

Attachment List

- A. Budget Committee Applications

COMMITTEE, BOARD OR COMMISSION APPLICATION
CLATSOP COUNTY

Date: 10/17/2023

Michael Green
Name

33687 Westshore Ln
Mailing Address

Warrenton, OR 97146
City

Street Address: 33687 Westshore Ln Email: michael.green@orangesq

Home Telephone: 503-374-2553 Other Telephone: _____
 work cell phone

Current Occupation Retired

Past Occupation (if retired) Director of Telecommunications

Years Resident of County: ~2

Do you live within the city limits: Yes No

In which Commission District do you reside: 1 2 3 4 5

Committee, Board of Commission Applied for:

1. Clatsop County Budget Committee

2. _____

3. _____

Background (Relevant education, training, experience, etc.):

University of California, Berkeley, Berkeley, California
3/2004 to 3/2018 Managed operations of wired/wireless data networking, outside fiber plant, wired and cellular voice systems, IT security, and emergency communications for a customer base of 60,000 persons in a distributed campus environment. Administered an annual cost-recovery budget of \$18,000,000 and an annual infrastructure development budget of \$5,000,000 with a permanent staff of 50 persons, 8 contractors and 5 students in support of enterprise infrastructure.

Please complete other side →

Describe your interest in serving on this Board, Committee or Commission:

I have heard from multiple persons in my neighborhood that it is difficult to find people to serve on area committees. I am currently serving on the board of the Shoreline Sanitary District and have found that interesting. When I saw that you folks were looking for someone to help with the budget committee it seemed like a reasonable fit.

Michael Green

Signature

**Return Form To: County Manager's Office
800 Exchange St., Ste. 410
Astoria, OR 97103
Fax: 325-8325**

email: commissioners@co.clatsop.or.us

Committee Vacancies Application: Submission #58

Date

Mon, 10/23/2023 - 00:00

Applicant Information

CLARA R SROUFE

P.O box 88

81867 hwy 101

Cannon Beach. 97110

clarasroufe@gmail.com

5037173830

Current Occupation

Gardener

Past Occupation (if currently retired)

N/A

Years Resident of County

24

In which Commissioner District do you reside?

5

Committee, Board or Commission Applied For

Budget Committee

Background (relevant education, training, experience, etc.)

I am currently a director for the Clatsop Soil and Water Conservation District, and serve on the Clatsop SWCD budget committee.

Describe your interest in serving on this Committee, Board or Commission:

I have a desire to be more informed and involved with the running of my community and I feel that this committee would be one good way to accomplish that.

COMMITTEE, BOARD OR COMMISSION APPLICATION
CLATSOP COUNTY

Date: 12/19/2023

Esperanzita Montero
Name

400 Necanicum Dr. #12
Mailing Address

Seaside OR 97138
City

Street Address: 400 Necanicum Dr. #12 Seaside OR 971 Email: eifxcm@gmail.com

Home Telephone: _____ Other Telephone: 503-440-4454
 work cell phone

Current Occupation retired

Past Occupation (if retired) management

Years Resident of County: 21 years 8 mo

Do you live within the city limits: Yes No

In which Commission District do you reside: 1 2 3 4 5

Committee, Board of Commission Applied for:

1. Budget Committee

2. _____

3. _____

Background (Relevant education, training, experience, etc.):

I have been on the county's budget committee for some years. My current term is expiring. I wish to be reappointed.

Please complete other side →

Describe your interest in serving on this Board, Committee or Commission:

I am interested in serving my community. I also serve on the budget committees for City of Seaside as well as the Sunset Empire Transportation District as well as sit on the Seaside City council which provides a broad perspective for contributing to the county's budget committee.

Esperanzita A Montero

Signature

**Return Form To: County Manager's Office
800 Exchange St., Ste. 410
Astoria, OR 97103
Fax: 325-8325**

email: commissioners@co.clatsop.or.us

Committee Vacancies Application: Submission #57

Date

Tue, 10/17/2023 - 00:00

Applicant Information

Katie Lindstrom

106 South Place

Astoria. 97103

katieolindstrom@gmail.com

5034682723

Current Occupation

Director (Health & Human Services)

Past Occupation (if currently retired)

N/A

Years Resident of County

46

In which Commissioner District do you reside?

1

Committee, Board or Commission Applied For

Budget Committee

Background (relevant education, training, experience, etc.)

20 years experience working in the public sector including 15 years experience developing and overseeing department budget (approx 6.5 million this year). Strong understanding of local government funding, systems, and procedures.

Describe your interest in serving on this Committee, Board or Commission:

I'm interested in getting more involved in my community and feel I have some skills and knowledge that could be useful to the budget committee.

Board of Commissioners Clatsop County

AGENDA ITEM SUMMARY

January 24, 2024

Agenda Title: Rural Health Coalition of Clatsop County
Category: Business Agenda
Presented By: Jiancheng Huang, Director of Clatsop County Public Health

Issue Before the Commission: Clatsop County Department of Public Health participation in Rural Health Coalition of Clatsop County

Informational Summary: The Rural Health Coalition of Clatsop County ('Coalition') came together during the COVID-19 pandemic to better use the limited resources available to meet the healthcare needs of our rural community. Together the Coalition provided information, testing, personal protective equipment, and vaccinations to tens of thousands of Clatsop County residents.

With a desire to continue the collaboration, in 2022 the Coalition produced the 'North Coast Community Health Needs Assessment (CHNA)'. This collaborative project resulted in one of our region's most comprehensive CHNA's ever completed.

With that same desire for continued collaboration, the Coalition now wishes to formalize the partnership and define goals for future work.

The Coalition will focus on coordinating health services for our community and partnering on projects informed by our Community Health Needs Assessments.

Mission

Improve community health through the collaboration of organizations addressing healthcare needs and social determinants of health in Clatsop County.

Vision Statement

The Coalition brings members and local agencies together to create a healthier community that equitably addresses health needs through shared goals and projects. This collaboration leads to improved

communication and resource utilization allowing the Coalition to achieve more together than any one organization could individually.

Goals

- 1) Every three years the Coalition will develop a joint Community Health Needs Assessment and Community Health Improvement Plan.
- 2) The Coalition will identify and work on at least one shared Health Improvement Project annually. Each member organization will commit to supporting the projects. This includes providing resources needed to meet project goals. The Coalition will establish and track key performance indicators (KPI) to understand progress toward established goals.

Fiscal Impact: Minimal, predominately in-kind support.

Requested Action:

Approve of Clatsop County Department of Public Health participation in Rural Health Coalition of Clatsop County as set out in the Coalition Charter and authorize the County Manager to sign the Charter and any subsequent amendments.

Attachment List

- A. Rural Health Coalition of Clatsop County Charter

The Rural Health Coalition of Clatsop County Charter

The Rural Health Coalition of Clatsop County ('Coalition') came together during the COVID-19 pandemic to better use the limited resources available to meet the healthcare needs of our rural community. Together the Coalition provided information, testing, personal protective equipment, and vaccinations to tens of thousands of Clatsop County residents.

With a desire to continue the collaboration, in 2022 the Coalition produced the 'North Coast Community Health Needs Assessment (CHNA)'. This collaborative project resulted in one of our region's most comprehensive CHNA's ever completed.

With that same desire for continued collaboration, the Coalition now wishes to formalize the partnership and define goals for future work. The Coalition will focus on coordinating health services for our community and partnering on projects informed by our Community Health Needs Assessments.

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The Coalition brings members and local agencies together to create a healthier community that equitably addresses health needs through shared goals and projects. This collaboration leads to improved communication and resource utilization allowing the Coalition to achieve more together than any one organization could individually.

Goals

- 1) Every three years the Coalition will develop a joint Community Health Needs Assessment and Community Health Improvement Plan.
- 2) The Coalition will identify and work on at least one shared Health Improvement Project annually. Each member organization will commit to supporting the projects. This includes providing resources needed to meet project goals.
- 3) The Coalition will establish and track key performance indicators (KPI) to understand progress toward established goals.

Structure

Each Coalition organization will appoint one primary voting member ('Member') and one secondary representative ('Representative') to a Coalition Leadership Board.

The Director of Public Health will act as Chair of the Coalition Leadership Board ('Board'). In this role they will organize and facilitate all Board meetings. The position of Co-Chair will be occupied by another Member and will be chosen by a Member vote. Term of Co-Chair will be 12-months and must rotate at least once per year.

The Board will meet no less than four times per year to conduct business.

Members of the Board shall represent their respective organization and have the ability to vote to approve collaborative projects. Commitment to a project is contingent upon a project Amendment to

Rural Health Coalition of Clatsop County Charter

this agreement or Memorandum of Agreement (MOU) signed by the governing body of each organization.

Unanimous Board vote is required for approval of all joint projects.

- a) If Members are unable to attend a meeting and wish their vote to be recorded in the meeting minutes, they may submit a proxy to their Representative who may cast the vote for the Member.

The Board may establish committees to assist in carrying out the Coalition's activities. Non-Member organizations may be part of these committees.

Coalition Board Organizations

The Rural Health Coalition of Clatsop County will form a Rural Health Coalition of Clatsop County Leadership Board.

The Board will consist of one Member from each of the following organizations:

Clatsop County Department of Public Health (CCDPH)- Chair
Providence Seaside Hospital (PSH)
Columbia Memorial Hospital (CMH)
Clatsop Community Action (CCA)
Clatsop Behavioral Health (CBH)
Yakima Valley Farm Workers Clinic, Coastal Family

Attendance

- 1) The Member or Representative will represent their respective Coalition organization at Board meetings.
- 2) Members or their Representatives are responsible for attending at least seventy five percent (75%) of the meetings each calendar year. Members and/or their Representatives will not have more than three (3) consecutive absences from regularly scheduled meetings. Failure to meet this requirement shall first result in a warning and a second failure shall result in appropriate action taken by the Members, which may include dismissal.

Financial Structure:

There are no financial obligations to be Coalition organizations. Projects requiring financial support or dedication of labor will be documented in a separate Amendment or MOU.

Amendments

This Charter may be amended by a unanimous vote of the Members, at any regular or special meeting, provided that all Members are present and notice has been emailed or delivered personally to each Member and Representative of the Board at least Ten (10) business days prior to said meeting, and provided further, that such email notice shall fully represent the proposed amendments.

The Board shall review the Charter at least once every three (3) years, or as deemed necessary by the Board for appropriate amendments.

Rural Health Coalition of Clatsop County Charter

Terms of Agreement

This Charter becomes effective when signed by all parties.

Clatsop County

Organization Signature & Date _____

Printed Name & Title:

Voting Member Name & Title: Dr. Jiancheng Huang

Secondary Representative Name & Title: Lisa McClean

Providence Seaside Hospital

Organization Signature & Date *Rebecca Coplin* Dec 15, 2023
Rebecca Coplin (Dec 15, 2023 09:32 PST)

Printed Name & Title: Rebecca Coplin, Chief Executive

Voting Member Name & Title: Jason Plamondon, RN, MSN Chief Nursing Officer

Secondary Representative Name & Title: Sherry Hazen, Quality Assurance RN

Columbia Memorial Hospital

Organization Signature & Date *Erik Thorsen* Dec 15, 2023
Erik Thorsen (Dec 15, 2023 09:48 PST)

Printed Name & Title: Erik Thorsen, Chief Executive Officer

Voting Member Name & Title: Chris Laman, VP Strategy

Secondary Representative Name & Title: Nicole Williams, Chief Operating Officer

Clatsop Community Action

Organization Signature & Date *Viviana Matthews* Nov 22, 2023

Printed Name & Title: Viviana Matthews, Executive Director

Voting Member Name & Title: Viviana Matthews, Executive Director

Secondary Representative Name & Title: Susan Prettyman, Social Service Manager

Clatsop Behavioral Health

Organization Signature & Date *Amy Baker* Nov 22, 2023
Amy Baker (Nov 22, 2023 09:16 PST)

Printed Name & Title: Amy Baker, Executive Director

Voting Member Name & Title: Amy Baker, Executive Director

Secondary Representative Name & Title: Shyra Merila, Deputy Director
Robert Law, Medical Care Coordinator

Yakima Valley Farm Workers Clinic, Coastal Family

Organization Signature & Date *Glen Davis* Dec 15, 2023
Glen Davis (Dec 15, 2023 08:28 PST)

Printed Name & Title: Glen Davis, Chief Operating Officer

Voting Member Name & Title: Jamie Godwin, Clinic Administrator

Secondary Representative Name & Title: Brenda McNaughton, CMD
Irene Selbrede, RN

Board of Commissioners Clatsop County

AGENDA ITEM SUMMARY

January 24, 2024

Agenda Title: Copeland Commons Predevelopment Funding Request
Category: Business Agenda
Presented By: Elissa Gertler, Housing Manager

Issue Before the Commission: Copeland Commons Predevelopment Funding Request

Informational Summary:

Clatsop County ARPA Funds for Predevelopment

As part of implementing the Board of Commissioner’s strategic plan priority of housing, the county is investing in housing development in multiple ways, including utilizing surplus land for housing, staffing the Regional Housing Task Force, providing the Clatsop County Housing Dashboard, changing county codes to facilitate housing development, and leading a countywide land and infrastructure housing inventory. One key way Clatsop County has invested in housing is by allocating ARPA funds to support predevelopment of affordable housing projects in the county. ARPA funds are subject to federal procurement, performance, and reporting requirements.

Copeland Commons Predevelopment Request

In 2023, Clatsop County received a request from the Copeland Commons housing project for \$200,000 to support development of formal/final architectural drawings in order to prepare an application to Oregon Housing and Community Services (OHCS) for their 2024 funding cycle.

As background on Copeland Commons, in 2019, members of Astoria’s First Presbyterian Church purchased the Old State Hotel (and adjacent, east parking lot) for the purpose of reclaiming an historical Marine Drive, tuna cannery worker “boarding house” for workforce housing. Subsequently, a non-profit corporation was established (separate from the church), a 501(c)3 tax exempt “public benefit” organization. In honor of the Copeland family – original property owners and Astoria pioneers – the organization and the development project are known as Copeland Commons.

The organization has contracted with a non-profit developer, Innovative Housing, Inc (IHI). IHI will oversee construction and, eventually, own and manage Copeland Commons, envisioned to provide 63+ studio, 1- and 2-bedroom units. IHI estimates a budget shortfall of \$1.5 million and has asked the Copeland Commons board to raise that amount before submitting a funding application to OHCS.

Copeland Commons has secured a \$500,000 pledge of support from the Columbia Pacific Coordinated Care Organization; however these funds will not be awarded until the project is approved for funding by Oregon Housing and Community Services.

Staff Recommendation

To date, Clatsop County has invested in the predevelopment of Copeland Commons through the support of the county’s Brownfields program, providing resources to conduct needed environmental assessments.

Staff recommends that Clatsop County commit \$125,000 of ARPA funds as a pledge, similar to the CPCCO commitment. Once Copeland Commons is approved by OHCS for funding, the county will make the funds available for approved predevelopment activities, such as architecture and engineering.

Fiscal Impact: This action will obligate \$125,000 of county ARPA funds subject to conditions.

Requested Action:

Approve Pledge to Commit of \$125,000 of ARPA Funds to Support Copeland Commons Predevelopment Funding Request, Conditional on OHCS Funding Commitment.

Attachment List

None

Board of Commissioners Clatsop County

AGENDA ITEM SUMMARY

January 24, 2024

Agenda Title: Ordinance 24-02: Comprehensive Plan Goal 5 Updates
Category: Public Hearing
Presented By: Gail Henrikson, Community Development Director

Issue Before the Commission: Revisions to Clatsop County Comprehensive Plan Goal 5: Natural Resources, Scenic and Historic Areas, and Open Spaces

Informational Summary: On June 28, 2023, your Board approved amendments to the Clatsop County Comprehensive Plan to update Goals 1-4, 6-14 and 19. Goal 5, due to its complexity, was removed from that adoption process and placed on a separate review and update track.

On August 31, 2023, County staff completed revisions to Goal 5 and forwarded that draft to the Department of Land Conservation and Development (DLCDD) for a courtesy review. As of October 9, no comments have been received back from the State. Your Board also reviewed a draft of revised Goal 5 during a work session on October 25, 2023.

The proposed revisions to Goal 5 follow the same process and changes to update Goals 1-4, 6-14 and 19:

- Narrative sections were removed from the comprehensive plan and placed in a separate background report
- Policies were reviewed and revised to distinguish between policies or actions that are mandated under state law and items are discretionary
- Remove or combine redundant or repetitive policies

The Planning Commission conducted a public hearing on the proposed amendments at its December 12, 2023, meeting. No members of the public spoke for or against the proposed revisions.

Your Board conducted the first public hearing of Ordinance 24-02 on January 10, 2024. No members of the public spoke for against the proposed updates.

At the meeting, your Board directed staff to revise Wetland Policy M. This change has been incorporated into the latest draft of Goal 5, which is included with this agenda item.

Fiscal Impact: None anticipated

Requested Action:

Approve Ordinance 24-02 and conduct the second reading by title only.

Attachment List

- A. Ordinance 24-02
- B. Goal 5 Background Report

EXHIBIT A

Ordinance 24-02

**BEFORE THE BOARD OF COMMISSIONERS
FOR THE COUNTY OF CLATSOP**

In the Matter of:

An Ordinance adopting Amendments to Clatsop County Comprehensive Plan Goal 5 – Natural Resources, Scenic and Historic Areas, and Open Spaces.

ORDINANCE NO. 24-02

Doc # _____

Recording Date: _____

RECITALS

WHEREAS, the Oregon State Legislature approved Senate Bill 100 on May 29, 1973, creating the Land Conservation and Development Commission and establishing the foundation for the statewide land planning system; and

WHEREAS, the Board of Clatsop County Commissioners approved Resolution and Order 74-11-4 adopting *A Plan for Land and Water Use Clatsop County, Oregon Phase I*; and

WHEREAS, the Board of Clatsop County Commissioners approved Ordinance 80-13 on September 30, 1980, amending Resolution and Order 74-11-4 by adopting new background reports and countywide elements into the Comprehensive Plan; and

WHEREAS, the Board of Clatsop County Commissioners adopted amendments to Goals 1-4, 6-14 and 19 on June 28, 2023; and

WHEREAS, the Board of Clatsop County Commissioners recognizes that the Clatsop County Comprehensive Plan and supporting community plans continue to need periodic revision and amendment; and

WHEREAS, the Board of Commissioners finds that updated Clatsop County Comprehensive Plan Goal 5 complies with the respective Statewide Planning Goals; and

WHEREAS, the Board of Commissioners further determines that the adoption procedure for this Ordinance amending the Comprehensive Plan complies with Statewide Planning Goal 1 – Citizen Involvement; and

WHEREAS, the Clatsop County Planning Commission held a public hearing on these amendments on December 12, 2023; and

WHEREAS, the Board of Commissioners has received and considered the Planning Commission’s recommendations on these proposed amendments

THE BOARD OF COMMISSIONERS OF CLATSOP COUNTY ORDAINS AS FOLLOWS:

Ordinance 24-02

1st Public Hearing: January 10, 2024

2nd Public Hearing: January 24, 2024

Agenda Item #9.

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SECTION 1. ADOPTION

The Board of County Commissioners hereby adopts Comprehensive Plan Goal 5 as shown in Exhibit 1, and adopts the Goal 5 Background Report, as shown in Exhibit 2, attached hereto and incorporated herein by this reference, and adopts all other listed supporting documents by reference.

SECTION 2. SEPARABILITY

The provisions of this ordinance are severable. If any portion of this ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance.

SECTION 3. CONFORMANCE OF STATE LAW

This Ordinance shall not substitute for nor eliminate the necessity for conformity with any and all laws or rules of the state of Oregon, or its agencies, or any ordinance, rule, or regulation of Clatsop County.

SECTION 4. INCONSISTENT PROVISIONS

This Ordinance shall supersede, control and repeal any inconsistent provision of any County Ordinance as amended or any other regulations made by Clatsop County.

SECTION 5. APPLICABILITY

This Ordinance shall apply within the unincorporated areas of Clatsop County but shall not apply within the boundaries of any incorporated City.

SECTION 6. EFFECTIVE DATE

This Ordinance shall take effect on the 30th day following adoption by the Board of Commissioners as provided in Chapter III, Section 8(B) of the Home Rule Chapter for the Government of Clatsop County.

Approved this ____ day of _____, 2024

THE BOARD OF COUNTY COMMISSIONERS
FOR CLATSOP COUNTY, OREGON

By _____
Chair

Date _____

By _____

Theresa Dursse, Recording Secretary

First Reading: January 10, 2024

Second Reading: January 24, 2024

Effective Date: February 23, 2024

Ordinance 24-02

1st Public Hearing: January 10, 2024

Agenda Item #9. 2nd Public Hearing: January 24, 2024

EXHIBIT 1

Ordinance 24-02

1st Public Hearing: January 10, 2024

Agenda Item #9. 2nd Public Hearing: January 24, 2024

GOAL 5



NATURAL RESOURCES, SCENIC AND HISTORIC AREAS, AND OPEN SPACES

STATEWIDE PLANNING GOAL 5:

To protect natural resources and conserve scenic and historic areas and open spaces.

CLATSOP COUNTY GOAL 5:

To protect natural resources and conserve scenic and historic areas and open spaces.

OVERVIEW

Goal 5 is an extremely broad and complex goal. LCDC implements the goal primarily through OAR Chapter 660, division 23. Almost all of the 15 resources addressed by Statewide Planning Goal 5 can be found within the county's borders. The Goal requires local governments to inventory many of the resources, and encourages the inventory of others.

Required Inventories

- Riparian Corridors
- Wetlands
- Wildlife Habitat
- Groundwater Resources
- Oregon Scenic Waterways
- Federal Wild and Scenic Rivers
- Oregon Recreation Trails
- Natural Areas
- Wilderness Areas
- Mineral and Aggregate Resources
- Energy Sources
- Cultural Areas

Recommended Inventories

- Historic Resources
- Open Space
- Scenic Views and Sites

Goal 5 relies on inventories that have been conducted by state or federal entities or, for some resource categories, requires local inventories be developed. Inventoried resources are assessed to identify those that are high value or "significant". Inventories and assessments are the basis for developing a local program to protect significant resource sites and plan for development and conflicting uses.

Protection of these diverse resources requires a variety of approaches. The role of land use planning in this protection

CLATSOP COUNTY COMPREHENSIVE PLAN

involves a threefold approach:

- Collecting and maintaining data and other inventories of assets;
- Coordinating with local, regional, state and federal programs; and
- Administering local and state regulations that protect the sustainability and quality of the resources.

The following Goal 5 significant resource sites have been identified and are listed in the Clatsop County Comprehensive Plan:

DRAFT

TABLE 1: CLATSOP COUNTY GOAL 5 RESOURCE INVENTORY

Riparian Corridors

No Riparian Corridors are included in the current Goal 5 inventory. The County’s Shoreland Overlay (Goals 16 and 17) includes a 50’ buffer for specified estuarine resources and coastal shorelands. Section 6.5000, LAWDUC, includes standards for the protection of riparian vegetation.

Wetlands

<u>Resource Description</u>	<u>Location</u>	<u>Planning Area</u>	<u>Notes</u>
Site 1 (CP 9)	Along the Skipanon River, south of Warrenton and SE of Hwy 101	Clatsop Plains	Size: 98 acres
Site 2 (CP 13)	Taylor Lake, north of Cullaby Lake	Clatsop Plains	Size: 17 acres
Site 3 (CP 14)	Cullaby Lake	Clatsop Plains	Size: 280 acres
Site 4 (CP 15)	Between Cullaby Lake and Hwy 101	Clatsop Plains	Size: 230 acres
Site 5 (CP 16)	East of Hwy 101 from the south end of Dellmoor Loop Rd south to Palmberg Gravel Works	Clatsop Plains	Size: 380 acres
Site 6 (CP 18)	Two small lakes and adjacent wetlands on Cullaby Creek, 4000 ft south of Cullaby Lake	Clatsop Plains	Size: 160 acres
Site 7 (CP 19)	North of the road to the Crown site, up to the Palmberg Gravel Co. east of Hwy 101 and Seaside airport	Clatsop Plains	Size: 130 acres
Site 8	Southeast of Seaside; south of the Millponds, east of Hwy 101	Clatsop Plains	Size: 132 acres
Site 9 (EC 35)	Driscoll Slough marshes, between Wauna Mill and Westport	Northeast	Size: 360 acres

Fish and Wildlife Habitat

<u>Resource Description</u>	<u>Location</u>	<u>Planning Area</u>	<u>Notes</u>
Major Big Game Range	"That portion of the county which supports the majority of big game. In general, these lands are sparsely developed forest lands."	Multiple	
Peripheral Big Game Range	"Foothill areas of the county, generally located between commercial forest lands and productive agricultural lands."	Multiple	
Excluded Big Game Range	"Developed areas that are only occasionally used by big game."	Multiple	
Upland Game Birds (grouse, mountain quail, band-tailed pigeons)	Generally corresponds with Major & Peripheral Big Game Range and includes riparian areas and mineral springs and other watering areas. See also: Sensitive Bird Habitat Overlay District (SBHO)	Multiple	
Waterfowl	Estuarine and coastal shoreland areas; water areas; riparian areas	Multiple	
Furbearers and Hunted Non-game Wildlife (aquatic species - beaver, muskrat, mink; terrestrial species - skunk, bobcat, coyote)	Aquatic furbearers: estuarine and coastal shoreland habitat; riparian areas; Terrestrial	Multiple	

Non-game Wildlife (eagles, hawks, osprey, herons)	furbearers: areas considered Major and Peripheral Big Game Range.	
Snowy Plover	Refer to SBHO and map on page 92	Multiple
	Sparsely vegetated, active dune areas just inland from the high tide line; beach from Necanicum River north to Columbia River. See also: SBHO	Clatsop Plains
Fish Habitat	All rivers and streams with a perennial flow; non-coastal shoreland lakes (including Big Creek Pond, Fishhawk Lake, Lost Lake, Lost Lake (yes there are two), Spruce Run Lake, Riverside Lake, Quartz Lake, Soapstone Lake, Carnahan Lake, and Cullaby Lake); riparian areas along rivers, streams, and lakes.	Multiple
Groundwater Resources		
<u>Resource Description</u>	<u>Location</u>	<u>Planning Area</u> <u>Notes</u>
Clatsop Plains Area * See also: Goal 6 - Air, Water, and Land Resources Quality		Clatsop Plains
Oregon Scenic Waterways		
<u>Resource Description</u>	<u>Location</u>	<u>Planning Area</u> <u>Notes</u>
Nehalem River	~4.38 miles, between Henry Rierson Spruce Run Park and the Clatsop/ Tillamook County line	Elsie-Jewell This terminology replaces “Wild and Scenic Waterways”
Federal Wild and Scenic Rivers		
No Federal Wild and Scenic Rivers are located in Clatsop County		
Oregon Recreation Trails		
<u>Resource Description</u>	<u>Location</u>	<u>Planning Area</u> <u>Notes</u>
Saddle Mountain Trail Oregon Coast Trail	North of Highway 26, west of Highway 202 Fort Stevens State Park to Clatsop/ Tillamook County line	Elsie-Jewell Clatsop Plains Seaside Rural Southwest Coastal
Also refer to Goal 8 Recreational Lands		
Natural Areas (Oregon State Register of Natural Heritage Resources)		
<u>Resource Description (Per OAR 660-023-0160, sites listed in the Oregon State Register of Natural Heritage Resources are required to be included in local inventories)</u>		
Blind Slough Swamp Preserve	North of Highway 30	Northeast
Knappa Slough Island	North of Highway 30	Northeast
Saddle Mountain	North of Highway 26, west of Highway 202	Elsie-Jewell
Natural Areas (Locally-Identified Ecologically- and Scientifically-Significant Natural Areas)		
<u>Resource Description</u>	<u>Location</u>	<u>Planning Area</u> <u>Notes</u>
Bradwood Cliffs	T 8N, R 6W, Sections 9 and 16	Northeast -
Walker Creek Old Growth Forest	T 6N, R 6W, Sections 7 and 18	Elsie-Jewell -

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Elsie County Park (aka Nehalem Park or Red Bluff Park)	T 5N, R 7W, Section 32	Elsie-Jewell	-
David Douglas County Park	T 5N, R 8W, Section 21	Elsie-Jewell	-
Onion Peak	T 4N, R 10W, Section 22-23	Seaside Rural	-
Sugarloaf Mountain	T 4N, R 10W, Section 1	Seaside Rural	-
Klootchey Creek Park	T 5N, R 10W, Section 14	Seaside Rural	-
Saddle Mountain State Park	T 6N, R 8W, Sections 28, 29, 32, 33, 24	Seaside Rural	-
Bradley State Park	T 8N, R 6W, Section 16	Northeast	-
Oswald West State Park	T4N, R 10W, Section 30-31	SW Coastal	-

Wilderness Areas

<u>Resource Description</u>	<u>Location</u>	<u>Planning Area</u>	<u>Notes</u>
Oregon Islands Wilderness	Tillamook Head Rocks; Bird Rocks; Sea Lion Rocks; Haystack Rock; Castle Rock; Jockey Cap; Tim Rock; Gull Rock; Unnamed Rocks located in Section 12, Township 5W, Range 10W	Seaside Rural Southwest Coastal	

Mineral and Aggregate Resources

<u>Resource Description</u>	<u>Location</u>	<u>Planning Area</u>	<u>Notes</u>
Clatsop County - Clifton	T 8N, R 6W, Section 17	Northeast	Rock
Clatsop County - Big Creek	T 8N, R 7W, Section 29	Northeast	Gravel
Howard Johnson - US 101	T 5N, R 10W, Section 4	Clatsop Plains	Rock
Bayview Transit Mix - US 101	T 5N, R 10W, Section 4	Clatsop Plains	Basalt
George Ordway	T 5N, R 10W, Section 14	Seaside Rural	Basalt
Teevin Bros. Logging	T 8N, R 6W, Section 27	Northeast	Rock
Daren Berg, Humbug Rock	T 5N, R 8W, Section 18	Elsie-Jewell	Rock
M. Nygaard Logging	T 7N, R 9W, Section 31	Lewis & Clark, Olney- Wallooskee	Rock
A. Riekkola	T 7N, R 8W, Section 18	Lewis & Clark, Olney- Wallooskee	Basalt
Tagg	T 7N, R 10W, Section 3	Clatsop Plains	Sand
Horecny	T 5N, R 9W, Section 23	Seaside Rural	Rock

Various "Other Sites" are also listed, but are not protected from conflicting uses under Goal 5. Multiple

Energy Sources

<u>Resource Description</u>	<u>Location</u>	<u>Planning Area</u>	<u>Notes</u>
Defined by OAR 660-023-0190 as naturally-occurring locations, accumulations, or deposits of natural gas, surface water (dam sites), geothermal, solar and wind. No energy sources have been identified or inventoried in Clatsop County. Energy sources applied for or approved through the Oregon Energy Facility Siting Council (EFSC) or the Federal Energy Regulatory Commission (FERC). There are no EFSC or FERC facilities within Clatsop County. Also refer to Goal 13 Energy Conservation			

Cultural Areas

<u>Resource Description</u>	<u>Location</u>	<u>Planning Area</u>	<u>Notes</u>
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CLATSOP COUNTY COMPREHENSIVE PLAN

Various archeological sites

An inventory of 90 known archeological sites is maintained in confidential status at the State Historic Preservation Office. Because of the limited number of archeological surveys undertaken, there are undoubtedly other undiscovered archeological sites in Clatsop County.

Multiple

Historic Resources

<u>Resource Description</u>	<u>Location</u>	<u>Planning Area</u>	<u>Notes</u>
Fort Clatsop National Monument	T 7N, R 10W, Section 35	Lewis & Clark, Olney-Wallooskee	-
Cannon at Cannon Beach	East side of Hwy 101 between Cannon Beach and Arch Cape	SW Coastal	-
Tillamook Rock Lighthouse	T 5N, R 11W, Section 1	Seaside Rural	-
Ecola State Park	T 5N, R 10W, Sections 6, 7, 18 T 5N, R 11W, Sections 1, 12 T 6N, R 10W, Sections 29, 30, 31, 32	Seaside Rural, Clatsop Plains	-
Lindgren House	T 7N, R 10W, Section 22	Clatsop Plains	-
R.W. Morrison House (aka Tagg Place)	T 7N, R 10W, Section 4	Clatsop Plains	-
Clatsop Plains Memorial Church	T 7N, R 10W, Section 4	Clatsop Plains	-
Clatsop Plains Cemetery	T 7N, R 10W, Section 4	Clatsop Plains	-
The Mill Site of the Falls Pulp Company	T 7N, R 10W, Section 27	Lewis & Clark, Olney-Wallooskee	-
The Shepherd and Morse Sawmill Site	T 8N, R 6W, Section 36	Northeast	-
Westport Log Tunnel	T 8N, R 6W, Section 36	Northeast	-

Open Spaces

<u>Resource Description</u>	<u>Location</u>	<u>Planning Area</u>	<u>Notes</u>
General Open Space	Forest lands, agricultural lands, estuarine areas, Pacific Ocean and adjacent beaches.	All	Forest and agricultural land comprise 80% of the County's land area.
Parks, wildlife refuges, natural areas, specific scenic sites, and fresh water wetlands	Countywide	All	These categories are addressed in the corresponding section(s) of Goal 5 and Goal 8.
Areas provided in conjunction with a specific development, usually residential.	Countywide	All	Subdivisions in the Clatsop Plains area are required to have clustered lots in order to maintain open space values.

Scenic Views and Sites

<u>Resource Description</u>	<u>Location</u>	<u>Planning Area</u>	<u>Notes</u>
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CLATSOP COUNTY COMPREHENSIVE PLAN

Box Canyon	T 6N, R 10W, Section 13 and T 6N, R 9W, Sections 18-19	Lewis & Clark, Olney- Wallooskee and Seaside Rural	-
Knappa Gorge at Big Creek	T 8N, R 7W, Sections 28, 29, 32, 33	Northeast	-
Gnat Creek Falls	T 7N, R 6W, Section 6	Northeast	-
Plympton Creek Falls	T 7N, R 6W, Sections 2 and 11	Northeast	-
Fall Creek Falls	T 4N, R 8W, Section 20	Seaside Rural	-
Youngs River Falls	T 7N, R 8W, Section 27	Lewis & Clark, Olney- Wallooskee	-
Nehalem River from Cronin to Gorge Creek	T 4N, R 8W	Elsie-Jewell	-
Lewis and Clark Rd above Thompson Falls	T 6N, R 10W, Section 14	Clatsop Plains	-
U.S. Hwy 101 Scenic Corridor	Cannon Beach Junction to Silver Point	Seaside Rural, SW Coastal	-
Westport - Scenic Conservancy, Hwy Corridor	T 8N, R 6W, Sections 35, 36	Northeast	-
Hwy 53 - Scenic Conservancy, Hwy Corridor	T4N, R 9W, Sections 20, 27	Seaside Rural	-
North Fork Nehalem River - Scenic Conservancy, River Corridor	T 4N, R 9W, Section 25 and T 4N, R 8W, Sections 19, 20	Seaside Rural	-

Watersheds			
Resource Description - Major Waterway(s)	Location	Planning Area	Notes
Plympton Creek / West Creek	-	Northeast	Size: 8,900 acres
Hunt Creek	-	Northeast	Size: 5,100 acres
Blind Slough / Grizzly Slough	-	Northeast	Size: 24,700 acres
Big Creek / Little Creek / Fertile Valley Creek	-	Northeast	Size: 29,000 acres
Mary's Creek / Bear Creek / Ferris Creek	-	Northeast	Size: 14,500 acres
John Day River	-	Northeast	Size: 4,400 acres
Youngs River / Klaskanine River / Walluski River	-	Lewis & Clark, Olney-Wallooskee	Size: 80,300 acres
Lewis & Clark River	-	Lewis & Clark, Olney-Wallooskee	Size: 42,800 acres
Neawanna Creek / Thompson Creek	-	Clatsop Plains, Seaside Rural	Size: 4,700 acres
Canyon Creek	-	Seaside Rural	Size: 2,100 acres
Necanicum River	-	Seaside Rural	Size: 30,300 acres
Nehalem River	-	Elsie-Jewell	Size: 213,200 acres
Elk Creek	-	Seaside Rural	Size: 15,200 acres
Arch Cape Creek / Asbury Creek / Shark Creek / Fall Creek / Red Rock Creek	-	SW Coastal, Seaside Rural	Size: 7,100 acres
Clatsop Plains (Skipanon River and Neacoxie Creek)	-	Clatsop Plains	Not listed

* See also: Goal 6 - Air, Water, and Land Resources Quality

OBJECTIVES AND POLICIES

CLIMATE CHANGE

OBJECTIVE 1: Clatsop County shall work to protect watersheds, surface waters, aquifers and drinking water supplies from the impacts of climate change.

- Policy A:** The County should promote water conservation and reduced use to avoid unnecessary waste and consumption.
- Policy B:** The County should encourage the use of natural processes and functions to mitigate projected changes in climate.
- Policy C:** The County should review the need for increased riparian protection on public lands.
- Policy D:** Clatsop County should encourage state agencies and property owners to develop a framework to protect cold water streams that will serve as thermal refugia.
- Policy E:** The County may develop incentives for projects that voluntarily increase riparian and floodplain connectivity.
- Policy F:** The County will include the future planning concerns of the infrastructure districts, including water, sanitary sewer, and fire districts, in looking at future development. Such review will include the number of homes supplied.

RIPARIAN CORRIDORS

OBJECTIVE 1: The County will preserve riparian areas to provide for productive ecological function.

- Policy A:** The County may explore creating comprehensive and continuous riparian area protections across all land uses.
- Policy B:** The County may restore riparian buffers, structure and function on County-owned lands.
- Policy C:** The County may continue to work with the Columbia River Estuary Study Taskforce (CREST) to identify significant riparian areas within Clatsop County.
- Policy D:** At such time as the County chooses to conduct a riparian corridor inventory, the County shall use the Goal 5 Administrative Rule to conduct an ESEE analysis to determine which riparian corridors should be included in the County's Goal 5 resource inventory.
- Policy E:** At such time as the County chooses to conduct a riparian corridor inventory, the County shall work with property owners, community members, elected and appointed officials to determine the level of regulation necessary to protect any riparian corridors identified as a Goal 5 resource.
- Policy F:** The County shall encourage the protection of riparian corridors, recognizing that

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they support fish and wildlife habitat and the health of the communities.

Policy G: The county may adopt a hybrid approach for riparian corridors.

Policy H: Grading, excavation or filling in the riparian zone of rivers, streams and creeks shall continue to be reviewed by Clatsop County, the Oregon Department of State Lands, and/or the US Army Corps of Engineers, as applicable. Filling, grading, and excavation of lands is prohibited within the shoreland overlay.

WETLANDS

OBJECTIVE 1: The County will protect significant freshwater wetlands as identified in the Statewide Wetland Inventory.

Policy A: The County will protect identified significant freshwater wetlands, for which no conflicting uses have been identified, from incompatible uses.

Policy B: The following requirements shall apply to Wetland Site 7 (which also contains white-tail deer habitat).

1. All industrial development shall be located north of the railroad right-of-way. The area between the railroad right-of-way and U.S. Highway 30 shall be designated for protection of its wetland characteristics.
2. Development of land adjacent to Driscoll Slough shall minimize the alteration of riparian vegetation, degradation of water quality and stream sedimentation.
3. Piling is preferred to filling for any access corridor across Driscoll Slough.
4. Industrial development on the eastern portion of the site shall be designed to minimize or avoid the removal of riparian vegetation along Westport Slough. Riparian vegetation removal shall be permitted where direct access to the water is required.
5. Filling of the site shall not be permitted until a specific development proposal has been reviewed and approved by the County.

Policy C: The County should encourage protection and restoration of wetlands and floodplains to improve watershed functions and soil water retention.

Policy D: The Board of Commissioners may review the work of the ad hoc wetlands advisory committee and establish buffer areas around ecologically significant areas as recommended by that committee.

Policy E: The County should identify newly emergent wetlands and utilize the Goal 5 Administrative Rule and ESEE process to determine which sites should be included in its wetlands resource inventory or used for potential wetland mitigation.

Policy F: The County may continue to work with the Columbia River Estuary Study Taskforce (CREST) to identify significant wetlands within Clatsop County.

Policy G: If significant wetlands are identified and added to the County's Goal 5 inventory, the County shall work with property owners and elected and appointed official to determine the necessary level of protection required.

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- Policy H:** The County may work with CREST to develop educational materials to inform property owners about the importance of wetlands and to encourage maintenance and preservation of wetlands wherever possible.
- Policy I:** Clatsop County may work with realtors to advise sellers and buyers of the possibility of wetlands when properties are transferred.
- Policy J:** The County may digitize wetland delineations approved by the Oregon Department of State Land in order to reflect ground-truthed conditions on WebMaps.
- Policy K:** The County may work with DSL to refine procedures and policies to facilitate development on properties in Clatsop County that contain potential wetlands.
- Policy L:** The County should develop a process to allow zoning boundaries to be relocated based on ground-truthed evidence, such as DSL-approved wetland delineations.
- Policy M:** The County should finalize the CREST Wetlands Report (2021), submit the report to the Department of State Lands for review and approval and adopt the final DSL-approved-report. The report may be used as a basis for a workplan to pursue the identification of significant wetlands and adoption of appropriate local protection
- Policy N:** The County may develop a transfer of development rights (TDR) program to encourage further protection wetlands and other sensitive natural areas.
- Policy O:** The County may develop incentive programs to encourage the voluntary preservation of wetlands.

WILDLIFE HABITAT

- GOAL 1:** Clatsop County recognizes the importance of riparian vegetation in protecting fish and wildlife habitat resources. Vegetated riparian areas are vital to water quality function including the following:
1. Providing shade to maintain or reduce stream temperatures to meet state water quality standards
 2. Supporting wildlife in the stream corridors
 3. Minimizing erosion and nutrient loading into water
 4. Maintaining natural hydrology
 5. Stabilizing slopes to prevent landslides that contribute to sedimentation of water.

Clatsop County strongly encourages the protection of riparian vegetation to the greatest extent feasible from the impacts of development consistent with the best available ecological science.

- Policy A:** To ensure that future development does not unduly conflict with Major Big Game Range, the County shall:
1. require that review uses and conditional uses in the F-80 and AF zones be allowed only if they are found to be consistent with the maintenance of big game range;

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2. require that review uses and conditional uses in the F-80 and AF zones be subject to clustering and siting criteria;
3. submit proposed review use and conditional use applications to the Oregon Department of Fish and Wildlife for their comments on consistency with Major Big Game habitat and recommendations on appropriate siting criteria to minimize any conflicts; and
4. submit all proposed comprehensive plan and zone changes of land zoned F-80, and AF to a more intensive use zone to the Oregon Department of Fish and Wildlife for a determination of possible conflicts with big game habitat requirements. If the Department identifies conflicts, the County will consider recommendations for resolving these conflicts.
5. Residential development in areas of big game habitat shall be of a low density so that potential conflicts (i.e. damage to gardens, yards, etc.) can be minimized.

Policy B: To ensure that future development does not unduly conflict with Peripheral Big Game Range, the County shall:

1. require that review use and conditional uses in the F-80 and AF zones be allowed only if they are found to be consistent with the maintenance of big game range;
2. require that review of conditional uses in the F-80 and AF zones be subject to clustering and siting criteria;
3. submit proposed review use and conditional use applications to the Oregon Department of Fish and Wildlife for their comments on consistency with Peripheral Big Game Range and recommendations on appropriate siting criteria to minimize any conflict; and
4. submit all proposed comprehensive plan and zone changes of land zoned F-80 and AF to the Oregon department of Fish and Wildlife for a determination of possible conflicts with big game habitat requirements. If the Department identifies conflicts, the County will consider recommendations for resolving these conflicts.
5. Residential development in areas of big game habitat shall be of a low density so that potential conflicts (i.e. damage to gardens, yards, etc.) can be minimized.

Policy C: The County shall rely on strict enforcement of support and promote enforcement of current riparian vegetation and stream protection standards in the Oregon Forest Practices Act to protect riparian vegetation along Type F streams and lakes, and Type N streams affecting Type F streams. The county may seek changes to the Forest Practices Act when necessary to better protect riparian vegetation and water quality, from potential adverse effects of forest practices.

Policy D: Existing riparian vegetation along streams and lakes not subject to the Forest Practices Act should be maintained to the greatest extent feasible to provide

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fisheries and wildlife habitat, minimize erosion and scouring, retard water velocities and suppress water temperatures. To protect riparian vegetation along streams and lakes not covered by the Forest Practices Act, the County may implement buffers as required by OAR 629-635-0310, and shall require a minimum setback for non-water dependent uses of 35 feet or as determined by best available ecological practices. The County should amend buffer requirements as the best available science is updated or when Forest Practices Act-required buffers are amended.

- Policy E:** The County shall rely on the State Department of Water Resources to ensure that minimum stream flow standards required for the maintenance of fish habitat are developed and implemented.
- Policy F:** The County shall rely on the Division of State Lands' permit process, under the Fill and Removal Law, to ensure that proposed stream alterations such as bridges, channelization, or filling do not adversely affect the stream's integrity or its value as fish and wildlife habitat.
- Policy G:** The County shall submit all proposals with a potential for impact on identified Columbian White-tail deer habitat (e.g. subdivision, dredge material disposal, industrial development, and land clearing of more than 3,000 square feet) to the Oregon Department of Fish and Wildlife and the U.S. Fish & Wildlife for their determination of conflicts. If either agency identifies conflicts and makes recommendations for resolving these conflicts, the County shall implement those recommendations to the maximum extent feasible, consistent with other land use planning requirements. If in the future subpopulation of the Columbia White-tailed deer are located which are not within identified essential habitat, the County will consider recommendations for protection of these areas to the extent feasible consistent with other land use planning requirements including but not limited to the Goal 5 Administrative Rule.
- Policy H:** The County will notify USFW and ODFW when processing applications for development and activities in nesting areas and habitat sites of sensitive, threatened, and endangered species from incompatible uses and activities.
- Policy I:** The County, in coordination with property owners and state agencies, may explore the use of mechanisms to protect large, contiguous areas that currently have high-quality habitats for fish and wildlife.
- Policy J:** The County may explore developing incentives for projects that enhance connectivity between existing high-quality habitats or habitats that could be feasibly enhanced and connected.
- Policy K:** The County should identify areas of county-owned lands that contain connected, less-fragmented habitats suitable for long-term protection.
- Policy L:** The County may identify areas of county-owned lands that may be small, fragmented, or isolated, but which may still be suitable for long-term habitat

CLATSOP COUNTY COMPREHENSIVE PLAN

preservation.

- Policy M:** The County shall add language to its zoning code that would allow projects for restoration and enhancement of fish and wildlife habitat to be added as permitted and conditional uses in all zones.
- Policy N:** The County should consider requiring cluster developments to provide more open space. The County should encourage ODFW to identify and protect wildlife migration corridors that are usable and provide forage and water.
- Policy O:** Clatsop County should coordinate with local Native American tribes and other signing jurisdictions and agencies to implement the requirements of the Declaration of Cooperation.
- Policy P:** Unnecessary removal of shoreline vegetation shall be prohibited.
- Policy Q:** The County shall maintain important fish and wildlife sites by protecting vegetation along many water bodies through the use of riparian corridors with appropriate setbacks.
- Policy R:** Private and public owners of property on which valuable habitat is located will be encouraged to adequately protect important fish and wildlife sites. The private owners which participate in preserving the natural character of these sites will be assisted in taking advantage of reduced property taxes for protecting such areas.
- Policy S:** New subdivisions in the Clatsop Plains Planning Area in the Rural Lands designation and cluster partitions in any Comprehensive Plan designation shall be required to leave undeveloped 30% common open space, which may benefit fish and wildlife habitat.
- Policy U:** Development within crucial habitat areas shall conform to Oregon Department of Fish and Wildlife (ODFW) regulations.
- Policy V:** Habitat of all species indicated as endangered, threatened or vulnerable shall be preserved as directed by ODFW and USFW.
- Policy W:** New culverts, roads, bridges, etc. that impact rivers and streams shall be designed to minimize removal of shoreline vegetation and shall be installed in a manner that will not impede the flow of water or passage of fish.
- Policy X:** The County shall coordinate with ODFW to evaluate any proposal to change the use or modify lands that are habitat of threatened, endangered or otherwise listed species to determine possible effects on the species. Habitats of all species indicated as endangered, threatened or vulnerable should be preserved. Nesting sites of endangered bird species should be protected and buffered from conflicting uses.
- Policy Y:** Clatsop County will cooperate with governmental agencies to conserve and protect identified fish and wildlife habitat, including notifying appropriate agencies of applications that may affect fish and wildlife habitat and working on land use compatibility statements for Department of State Lands and/or US Army Corps of Engineers projects.

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- Policy Z:** To conserve and protect fish and wildlife habitat, new developments shall be designed and constructed so as to:
1. Maintain wherever possible a natural, vegetative buffer strip along wetlands and streams;
 2. Minimize the alteration of land and vegetation; and
 3. Preserve open space, including agricultural and forest lands.
 4. The County should revise stream and riparian setback language to align with the Oregon Forest Practice Act (FPA) as defined in OAR 629-635-0310.

FEDERAL WILD AND SCENIC RIVERS

- Policy A:** If any federal Wild and Scenic Rivers are designated within Clatsop County, the designated area(s) shall be added to the Comprehensive Plan Goal 5 resource inventory; and corresponding land use policies shall be added to the Land and Water Development and Use Code in accordance with OAR 660-023-0120.

STATE SCENIC WATERWAYS

- Policy A:** The OSW-designated section of the Nehalem River shall be included in the Comprehensive Plan Goal 5 resource inventory and corresponding land use policies shall be added to the Land and Water Development and Use Code in accordance with OAR 660-023-0130.
- Policy B:** If any Oregon Scenic Waterways are designated within Clatsop County, the designated area(s) shall be added to the Comprehensive Plan Goal 5 resource inventory; and corresponding land use policies shall be added to the Land and Water Development and Use Code in accordance with OAR 660-023-0130.

GROUNDWATER AND SURFACE WATER RESOURCES

- Policy A:** The County should cooperate and coordinate with State and Federal Agencies in assuring the beneficial use of all water areas in the County.
- Policy B:** In partnership with private landowners and state and federal agencies, Clatsop County may monitor impacts to groundwater resources caused by climate change, and will develop strategies to mitigate those impacts.
- Policy C:** The County may establish an education and outreach program to raise awareness of the value and fragility of groundwater resources and the role of the Clatsop Plains aquifer in water regeneration, supply and quality.
- Policy D:** In partnership with private landowners and state and federal agencies, The County may monitor the cumulative impacts of pollution on groundwater and surface water. Ensure that inappropriate development is directed to appropriate commercial and industrial districts.
- Policy E:** The County should encourage state and federal agencies to monitor impacts from

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potential sea level change, including the potential for salt water intrusion into coastal aquifers.

OREGON RECREATION TRAILS

- Policy A:** The Oregon Coast Trail and Saddle Mountain Trail shall be added to the Comprehensive Plan Goal 5 resource inventory.
- Policy B:** If any Oregon Recreation Trails are designated within Clatsop County, the designated trail(s) shall be added to the Comprehensive Plan Goal 5 resource inventory. Corresponding land use policies may be added to the Land and Water Development and Use Code in accordance with OAR 660-023-0150.
- Policy C:** The County is encouraged to cooperate with public and private property owners and the Oregon Parks and Recreation Commission to support the designation of new Oregon Recreation Trails in Clatsop County.

NATURAL AREAS

- Policy A:** Significant natural and scientific areas and scenic sites should be set aside for preservation and managed so as to protect the unique characteristics of the area.
- Policy B:** The County will cooperate with appropriate State and Federal agencies and private groups to ensure that examples of the full range of Clatsop County's natural ecosystem are preserved for future study and enjoyment.
- Policy C:** As resources permit, Clatsop County shall continue to identify sites for possible voluntary listings as Goal 5 inventoried natural area resources, assisting property owners who wish to participate, by entering into conservation easements, or using other instruments, such as Oregon State Register of Natural Heritage Resources, to preserve natural areas. These may be areas not previously addressed in periodic reviews. Participation would be completely at the property owner's option.
- Policy D:** The Natural designation for Sugar Loaf Mountain shall not affect the continued operating and maintenance of the radio transmitter facility located there.

WILDERNESS AREAS

- Policy A:** Clatsop County shall work with federal agencies in the protection of federal wilderness areas.
- Policy B:** Clatsop County shall periodically verify that all Clatsop County sites in the Oregon Islands Wilderness Area are listed as Goal 5 resources in the County's comprehensive plan as required by OAR 660-023-0160.

MINERAL AND AGGREGATE RESOURCES

GOAL 1: To protect and ensure appropriate use of mineral and aggregate resources of the

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county, while minimizing any adverse effects of mining and processing upon surrounding land uses.

- Policy A:** The County shall maintain an inventory of mineral and aggregate resources sites and shall protect significant mineral and aggregate resources consistent with Statewide Planning Goal 5 and the process for complying with the Goal specified in Oregon Administrative Rules Chapter 660, Division 16.
- Policy B:** In making a decision whether to protect a significant mineral or aggregate site from conflicting uses, the County shall recognize that Goal 5 requires the protection of natural resources for future generations, and that the requirements of other applicable Statewide Planning Goals must be considered in any analysis of conflicting uses.
- Policy C:** For each site determined to be significant, the county shall complete the remainder of the Goal 5 process of identifying conflicting uses, analyzing the ESEE consequences of the conflicting use(s), and designating a level of protection from conflicting uses. If the final decision concerning the site is to fully preserve or partially protect the resource from conflicting uses, the site shall be zoned with the Mineral and Aggregate Resources Overlay.
- Policy D:** The County shall require increased setbacks, insulation, screening, or similar measures as conditions of approval for any new conflicting use within an impact area surrounding a mineral or aggregate resource site when such measures are deemed necessary to resolve conflicts identified in a site-specific Goal 5 analysis.
- Policy E:** Mineral and aggregate resource maps shall be kept updated with active/inactive quarry/reclamation/mining overlays and layers.
- Policy F:** The Quarry/Mining Zone shall be updated to reflect the actual uses.
- Policy G:** Quarry/Mining Zone and Overlay shall be revised to accurately apply to all sites, as the zone and overlay are intended to protect the resource from conflicting uses developing next to them.
- Policy H:** The County shall review its acknowledged inventory of mineral and aggregate resources during its regular review of Goal 5.

ENERGY SOURCES

- Policy A:** Development shall not be allowed to preclude use of adjacent properties for potential wind generating facilities.
- Policy B:** The County will rely on state and federal permitting processes to govern the location of low-head hydro projects and to resolve any conflicts that may result from such projects.
- Policy C:** Clatsop County shall apply the Goal 5 Administrative Rule to oil, gas, nuclear, geothermal, and large-scale hydro that are proposed in the future.
- Policy D:** If and when the City of Astoria intends on constructing a hydroelectric facility at the

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Youngs River Falls site, Clatsop County shall, in cooperation with the City of Astoria, apply the Goal 5 Administrative Rule.

- Policy E:** The County should coordinate with Camp Rilea personnel and appropriate agencies to encourage the installation and use of solar panels to generate electricity.
- Policy F:** Clatsop County may identify possible sites that could be candidates for wind generation facilities.
- Policy G:** Clatsop County may review and monitor developments in ocean thermal energy conversion to determine and evaluate impacts to and benefits for Clatsop County.

CULTURAL AREAS

- Policy A:** The County will review land use activities that may affect known archeological sites. If it is determined that a land-use activity may affect the integrity of an archaeological site, the County shall consult with local Native American tribes and the State Historic Preservation Office on appropriate measures to preserve or protect the site and its contents.
- Policy B:** Native American cairns, graves and other significant archaeological resources uncovered during construction or excavation shall be preserved intact until a plan for their excavation or reinterment has been developed by local Native American tribes and the State Historic Preservation Office.
- Policy C:** Clatsop County should seek to work cooperatively countywide with state agencies, cities, the Clatsop County Historical Society and local historic preservation organizations, and local Native American tribes to recognize and protect cultural and historic sites.
- Policy D:** Clatsop County shall create a standard condition of approval for all development permits advising permit holders of requirements for Oregon Archaeological Permits.
- Policy E:** Clatsop County should encourage the State Historic Preservation Office and local Native American tribes to coordinate on an archaeological survey of and protection for Native American villages within Clatsop County.
- Policy F:** Clatsop County shall review development on properties adjacent to significant archaeological sites to ensure that activities are not in compatible with adjacent cultural resources and do not conflict with known archaeological sites.
- Policy G:** The County should identify ways to incorporate more input and cultural and historical knowledge from the federally recognized and unrecognized local Native American tribes.

HISTORIC RESOURCES

- Policy A:** Clatsop county shall seek to work cooperatively countywide with state and federal agencies, cities, the Clatsop County Historical Society and local historic preservation organizations local Native American tribes to recognize and protect cultural and historic sites.

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- Policy B:** The County Parks Department, to the extent funding permits, will continue to maintain the Lindgren House.
- Policy C:** The County should encourage the Clatsop County Historical Society, the State Historic Preservation Office and local Native American tribes to place commemorative plaques at the sites of the Falls Pulp Mill and the Shepherd and Morse Sawmill.
- Policy D:** The County will continue to protect the historical character of the Tillamook Lighthouse, Morrison House, the Clatsop Plains Memorial Church and the Westport Log Tunnel through appropriate provisions in the zoning ordinance.
- Policy E:** Clatsop County should work with the State Historic Preservation Office and local historic preservation organizations to evaluate the historical significance of sites and buildings identified through this comprehensive plan update process. The County will protect National Register resources as required by OAR 660-023-0200.
- Policy F:** The County should identify ways to incorporate more input and cultural and historical knowledge from the federally-recognized and unrecognized local Native American tribes.
- Policy G:** The County should identify and map historic rural places and buildings in order to preserve that knowledge for future generations.
- Policy H:** The County should consider opportunities to designate historic routes, including information about structures that may no longer physically exist.
- Policy I:** The County should encourage adaptive reuse of old buildings and encourage preservation of historic buildings.
- Policy J:** The County should inventory and evaluate the following resources to determine historic significance:
- Bradwood and Clifton, particularly the Clifton net shed
 - Svensen Cemetery
 - Arch Cape Tunnel
 - Wagon Trail in Arch Cape
 - Hug Point and surrounding geological sites
 - Hamlet School
 - Hamlet Cemetery
 - All sites on the National Register of Historic Places
 - Sites on the State Historic Sites inventory
 - State-identified archaeological sites
 - Historic cemeteries
- Policy K:** The County should explore whether there is public support for the County becoming a Certified Local Government.
- Policy L:** The County should develop a public education and outreach program to inform property owners about how to properly handle and report found artifacts.
- Policy M:** All sites and structures within unincorporated Clatsop County that are included on

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the National Register of Historic Places are also included in the Clatsop County Goal 5 historic resource inventory. Appropriate protective measures shall be developed for these sites.

- Policy N:** Clatsop County shall protect significant historical resources by:
1. encouraging those programs that make preservation economically possible;
 2. implementing measures for preservation when possible;
 3. recognizing such areas in public and private land use determinations subject to County review.
- Policy O:** Clatsop County shall review development on properties adjacent to significant historic sites to ensure that activities are not incompatible with adjacent historic resources and do not conflict with known historic sites.
- Policy P:** Clatsop County should encourage the use of identifying signs or markers for historic landmarks, historically-significant buildings and other historic sites. The Clatsop County Historical Society and other local preservation organizations should be encouraged to assist in this project.

OPEN SPACE

- Policy A:** The County should consider maximum-allowed lot coverage limitations countywide.
- Policy B:** The County should consider developing an open space acquisition program for the purposes of protecting Clatsop County's Goal 5 resources such as open space, wetlands, historic sites, and outstanding scenic sites; and for hazard mitigation functions such as flood storage or protection of landslide-prone areas. Consideration should include short and long-term funding sources. Acquisitions as part of this program would be opportunistic, as properties become available, rather than a use of eminent domain.
- Policy C:** The County should consider developing a program to encourage and facilitate private property owners to create conservation easements or other related instruments for the purposes of protecting Clatsop County's open space values.
- Policy D:** The County should consider developing a program to encourage and facilitate private property owners to eradicate noxious and/or invasive plant species.
- Policy E:** The County should consider requiring subdivisions to be clustered countywide in order to provide increased open space, preserve views and protect wildlife habitat to the maximum extent possible.
- Policy F:** Land owners should be encouraged to retain or preserve large parcels of undeveloped land as open space under the provisions of the open space taxation program.
- Policy G:** Permanent open space should include, whenever possible, steep dunes which would require substantial alterations for building, buffers along streams, water bodies, deflation plains, areas abutting military lands, and farm and forest lands.

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- Policy H:** The County is encouraged to develop standards for dedicated open space in subdivisions that support continuity of natural resources / sensitive areas / wildlife habitat.
- Policy I:** The County should encourage the use of conservation easements where transfer of development rights and other regulatory approaches are not workable or achievable, and coordinate with land trusts, cities, state and federal agencies, and other agency partners, in educating property owners on the benefits and stewardship responsibilities that come with having a conservation easement.

SCENIC VIEWS AND SITES

- Policy A:** Protection of Goal 5 scenic views and sites should include best management practices to reduce wildfire risk.
- Policy B:** Review of energy production facilities, including but not limited to wind or off-shore production, should include an evaluation of potential impacts to Goal 5 scenic views and sites.
- Policy C:** The County should encourage owners of private property containing Goal 5 scenic views and sites to enter into conservation easements. Facilitate opportunities for property owners to voluntarily enter into conservation easements (or other instruments).
- Policy D:** The County should consider conducting an Economic, Social, Environmental, Energy (ESEE) evaluation for the following sites to determine if those areas should be included as inventoried scenic view and site resources:
- Clatsop Plains planning area, or portions thereof
 - Fishhawk/Lee Wood Park Falls
 - Jewell Meadows
 - Red Bluff Park
 - Twilight Eagle Sanctuary
 - Svensen Island
 - Bradley Hill
 - Knappa Docks
 - Fort-to-Sea Trail
 - Highway 101 to the south County border
 - Oswald West State Park
 - Ecola State Park
 - Fort Stevens State Park
 - Saddle Mountain State Park
 - Arcadia State Recreation Area
 - Hug Point State Recreation Area
 - Cape Falcon Marine Reserve
 - Ecola Forest Reserve

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IMPLEMENTING OREGON ADMINISTRATIVE RULES (OAR):

660-023 – Procedures and Requirements for Complying with Goal 5

660-016 – Complying with Statewide Planning Goal 5

660-031 – State Permit Compliance and Compatibility

COORDINATING STATE AND LOCAL AGENCIES:

Oregon Department of Fish and Wildlife (ODFW)

Oregon Department of Agriculture (ODA)

Oregon Parks and Recreation Department (OPRD)

Oregon Department of Energy (ODOE)

State Historic Preservation Office (SHPO)

Oregon Department of State Lands (DSL)

Oregon Health Authority (OHA)

Department of Geology and Mineral Inventories (DOGAMI)

Oregon Department of Land Conservation and Development (DLCD)

Columbia River Estuary Study Taskforce (CREST)

BACKGROUND REPORTS AND SUPPORTING DATA:

- Threatened, Endangered, Candidate Fish and Wildlife Species, ODFW 2021
- *Fifth Oregon Climate Assessment*, Oregon Climate Change Research Institute, January 2021
- *Future Climate Projects Clatsop County*, Oregon Climate Change Research Institute, February 2020
- *Regional Framework for Climate Adaptation Clatsop and Tillamook Counties*, Sea Grant Oregon, 2010
- *Oregon Climate Change Adaptation Framework 2021*, Department of Land Conservation and Development
- *Clatsop County Significant Wetlands; Wetland and Riparian Inventory in Unincorporated Clatsop County* – Columbia River Estuary Study Taskforce (CREST) (2021)
- Goal 5 Background Report

EXHIBIT 2
Goal 5 Background Report

Ordinance 24-02

1st Public Hearing: January 10, 2024

Agenda Item #9. 2nd Public Hearing: January 24, 2024

GOAL 5: NATURAL RESOURCES, SCENIC AND HISTORIC AREAS, AND OPEN SPACES BACKGROUND REPORT

PURPOSE: To protect natural resources and conserve scenic and historic areas and open spaces.

HISTORICAL PERSPECTIVE

When Clatsop County first developed its Goal 5 plan, the community reviewed existing information on the Goal 5 resources that occurred locally and were important to address. The County then reviewed land uses allowed on or near each resource site that might have a negative impact on the resource. It then decided on a level of protection appropriate for each resource site and adopted codes to put its policies into effect. State rules for implementing Goal 5 have been adopted and amended over the years. As Clatsop County works through this update of its comprehensive plan and community plans, it has the opportunity to identify new resources and to adopt policies and codes that are consistent with the current state rules for Goal 5.

The "Goal 5 Process" starts with an inventory of Goal 5 resources. Resource sites are assessed and significant sites are protected. Rules for some Goal 5 resource categories rely on inventories and assessments that have been conducted by state or federal entities. There are four Goal 5 resource categories found in Clatsop County that rely on state or federal inventories:

- State scenic water ways
- Ground water resources
- Oregon recreation trails
- Wilderness areas

Three categories require local inventories:

- Riparian areas
- Wetlands
- Wildlife habitat

There are three categories for which local Goal 5 programs are optional, which also rely on local inventories:

- Historic resources
- Open space
- Scenic views and sites

Aggregate is a Goal 5 resource for which a county-wide local inventory was initially required. Since 1996, sites are added to the local inventory on a site-by-site basis in response to applications made by applicants to the county.

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The following Goal 5 significant resource sites have been identified and are listed in the Clatsop County Comprehensive Plan:

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TABLE 1: CLATSOP COUNTY GOAL 5 RESOURCE INVENTORY

Riparian Corridors

No Riparian Corridors are included in the current Goal 5 inventory

The County’s Shoreland Overlay (Goals 16 and 17) includes a 50’ buffer for specified estuarine resources and coastal shorelands. Section 6.5000, LAWDUC, includes standards for the protection of riparian vegetation.

Wetlands

<u>Resource Description</u>	<u>Location</u>	<u>Planning Area</u>	<u>Comprehensive Plan Page Reference(s)</u>	<u>Notes</u>
Site 1 (CP 9)	Along the Skipanon River, south of Warrenton and SE of Hwy 101	Clatsop Plains	69-70	Size: 98 acres
Site 2 (CP 13)	Taylor Lake, north of Cullaby Lake	Clatsop Plains	69, 71	Size: 17 acres
Site 3 (CP 14)	Cullaby Lake	Clatsop Plains	69, 71	Size: 280 acres
Site 4 (CP 15)	Between Cullaby Lake and Hwy 101	Clatsop Plains	69, 72	Size: 230 acres
Site 5 (CP 16)	East of Hwy 101 from the south end of Dellmoor Loop Rd south to Palmberg Gravel Works	Clatsop Plains	69, 72	Size: 380 acres
Site 6 (CP 18)	Two small lakes and adjacent wetlands on Cullaby Creek, 4000 ft south of Cullaby Lake	Clatsop Plains	69, 73	Size: 160 acres
Site 7 (CP 19)	North of the road to the Crown site, up to the Palmberg Gravel Co. east of Hwy 101 and Seaside airport	Clatsop Plains	69, 73	Size: 130 acres
Site 8	Southeast of Seaside; south of the Millponds, east of Hwy 101	Clatsop Plains	69, 74	Size: 132 acres

Site 9 (EC 35)	Driscoll Slough marshes, between Wauna Mill and Westport	Northeast	69, 74	Size: 360 acres
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Fish and Wildlife Habitat				
<u>Resource Description</u>	<u>Location</u>	<u>Planning Area</u>	<u>Comprehensive Plan Page Reference(s)</u>	<u>Notes</u>
Major Big Game Range	"That portion of the county which supports the majority of big game. In general, these lands are sparsely developed forest lands."	Multiple	22-30, 40	See map on page 40
Peripheral Big Game Range	"Foothill areas of the county, generally located between commercial forest lands and productive agricultural lands."	Multiple	22-30, 40	See map on page 40
Excluded Big Game Range	"Developed areas that are only occasionally used by big game."	Multiple	22-30, 40	See map on page 40
Upland Game Birds (grouse, mountain quail, band-tailed pigeons)	Generally corresponds with Major & Peripheral Big Game Range and includes riparian areas and mineral springs and other watering areas. See also: Sensitive Bird Habitat Overlay District (SBHO)	Multiple	31-33	
Waterfowl	Estuarine and coastal shoreland areas; water areas; riparian areas	Multiple	33-34	
Furbearers and Hunted Non-game Wildlife (aquatic species - beaver, muskrat, mink; terrestrial species - skunk, bobcat, coyote)	Aquatic furbearers: estuarine and coastal shoreland habitat; riparian areas; Terrestrial furbearers: areas considered	Multiple	34	

	Major and Peripheral Big Game Range.			
Non-game Wildlife (eagles, hawks, osprey, herons)	Refer to SBHO and map on page 92	Multiple	34-49, 92	See map on page 92
Snowy Plover	Sparsely vegetated, active dune areas just inland from the high tide line; beach from Necanicum River north to Columbia River. See also: SBHO	Clatsop Plains	42	
Fish Habitat	All rivers and streams with a perennial flow; non-coastal shoreland lakes (including Big Creek Pond, Fishhawk Lake, Lost Lake, Lost Lake (yes there are two), Spruce Run Lake, Riverside Lake, Quartz Lake, Soapstone Lake, Carnahan Lake, and Cullaby Lake); riparian areas along rivers, streams, and lakes.	Multiple	43-47	

Federal Wild and Scenic Rivers

No Federal Wild and Scenic Rivers are included in the Goal 5 inventory

Groundwater Resources

<u>Resource Description</u>	<u>Location</u>	<u>Planning Area</u>	<u>Comprehensive Plan Page Reference(s)</u>	<u>Notes</u>
Clatsop Plains Area		Clatsop Plains	97	

* See also: Goal 6 - Air, Water, and Land Resources Quality

Water Areas

Resource Description

Location

Planning Area

Comprehensive Plan Page Reference(s)

Notes

See Wetlands, Watersheds, and Fish and Wildlife Habitat.

Watersheds

Resource Description - Major Waterway(s)

Location

Planning Area

Comprehensive Plan Page Reference(s)

Notes

Plympton Creek / West Creek

-

Northeast

96

Size:
8,900
acres

Hunt Creek

-

Northeast

96

Size:
5,100
acres

Blind Slough / Grizzly Slough

-

Northeast

96

Size:
24,700
acres

Big Creek / Little Creek / Fertile Valley Creek

-

Northeast

96

Size:
29,000
acres

Mary's Creek / Bear Creek / Ferris Creek

-

Northeast

96

Size:
14,500
acres

John Day River

-

Northeast

96

Size:
4,400
acres

Youngs River / Klaskanine River / Walluski River

-

Lewis & Clark,
Olney-
Wallooskee

96

Size:
80,300
acres

Lewis & Clark River

-

Lewis & Clark,
Olney-
Wallooskee

96

Size:
42,800
acres

Neawanna Creek / Thompson Creek

-

Clatsop Plains,
Seaside Rural

96

Size:
4,700
acres

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Canyon Creek	-	Seaside Rural	96	Size: 2,100 acres
Necanicum River	-	Seaside Rural	96	Size: 30,300 acres
Nehalem River	-	Elsie-Jewell	96	Size: 213,200 acres
Elk Creek	-	Seaside Rural	96	Size: 15,200 acres
Arch Cape Creek / Asbury Creek / Shark Creek / Fall Creek / Red Rock Creek	-	SW Coastal, Seaside Rural	96	Size: 7,100 acres
Clatsop Plains (Skipanon River and Neacoxie Creek)	-	Clatsop Plains	96-97	Not listed

* See also: Goal 6 - Air, Water, and Land Resources Quality

Oregon Recreation Trails

<u>Resource Description</u>	<u>Location</u>	<u>Planning Area</u>	<u>Comprehensive Plan Page Reference(s)</u>	<u>Notes</u>
Refer to Goal 8 Recreational Lands			85	

Wild and Scenic Waterways

<u>Resource Description</u>	<u>Location</u>	<u>Planning Area</u>	<u>Comprehensive Plan Page Reference(s)</u>	<u>Notes</u>
Refer to Goal 8 Recreational Lands			85	

Ecologically and Scientifically Significant Natural Areas

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<u>Resource Description</u>	<u>Location</u>	<u>Planning Area</u>	<u>Comprehensive Plan Page Reference(s)</u>	<u>Notes</u>
Bradwood Cliffs	T 8N, R 6W, Sections 9 and 16	Northeast	48-61	-
Walker Creek Old Growth Forest	T 6N, R 6W, Sections 7 and 18	Elsie-Jewell	48-61	-
Elsie County Park (aka Nehalem Park or Red Bluff Park)	T 5N, R 7W, Section 32	Elsie-Jewell	48-61	-
David Douglas County Park	T 5N, R 8W, Section 21	Elsie-Jewell	48-61	-
Onion Peak	T 4N, R 10W, Section 22-23	Seaside Rural	48-61	-
Sugarloaf Mountain	T 4N, R 10W, Section 1	Seaside Rural	48-61	-
Kloutchy Creek Park	T 5N, R 10W, Section 14	Seaside Rural	48-61	-
Saddle Mountain State Park	T 6N, R 8W, Sections 28, 29, 32, 33, 24	Seaside Rural	48-61	-
Bradley State Park	T 8N, R 6W, Section 16	Northeast	48-61	-
Oswald West State Park	T4N, R 10W, Section 30-31	SW Coastal	48-61	-

Wilderness Areas

<u>Resource Description</u>	<u>Location</u>	<u>Planning Area</u>	<u>Comprehensive Plan Page Reference(s)</u>	<u>Notes</u>
Oregon Islands Wilderness	Tillamook Head Rocks; Bird Rocks; Sea Lion Rocks; Haystack Rock; Castle Rock; Jockey Cap; Tim Rock; Gull Rock; Unnamed Rocks located in Section 12, Township 5W, Range 10W	SW Coastal	79	

Mineral and Aggregate Resources

<u>Resource Description</u>	<u>Location</u>	<u>Planning Area</u>	<u>Comprehensive Plan Page Reference(s)</u>	<u>Notes</u>
Clatsop County - Clifton	T 8N, R 6W, Section 17	Northeast	15-19, 94	Rock
Clatsop County - Big Creek	T 8N, R 7W, Section 29	Northeast	15-19, 94	Gravel
Howard Johnson - US 101	T 5N, R 10W, Section 4	Clatsop Plains	15-19, 94	Rock
Bayview Transit Mix - US 101	T 5N, R 10W, Section 4	Clatsop Plains	15-19, 94	Basalt
George Ordway	T 5N, R 10W, Section 14	Seaside Rural	15-19, 94	Basalt

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Teevin Bros. Logging	T 8N, R 6W, Section 27	Northeast	15-19, 94	Rock
Daren Berg, Humbug Rock	T 5N, R 8W, Section 18	Elsie-Jewell	15-19, 94	Rock
M. Nygaard Logging	T 7N, R 9W, Section 31	Lewis & Clark, Olney- Wallooskee	15-19, 94	Rock
A. Riekkola	T 7N, R 8W, Section 18	Lewis & Clark, Olney- Wallooskee	15-19, 94	Basalt
Tagg	T 7N, R 10W, Section 3	Clatsop Plains	15-19, 94	Sand
Horecny	T 5N, R 9W, Section 23	Seaside Rural	15-19, 94	Rock
Various "Other Sites" are also listed, but are not protected from conflicting uses under Goal 5.		Multiple	15-19, 94	

Energy Sources

<u>Resource Description</u>	<u>Location</u>	<u>Planning Area</u>	<u>Comprehensive Plan Page Reference(s)</u>	<u>Notes</u>
Refer to Goal 13 Energy Conservation				

Cultural Areas

<u>Resource Description</u>	<u>Location</u>	<u>Planning Area</u>	<u>Comprehensive Plan Page Reference(s)</u>	<u>Notes</u>
Various archeological sites	"An inventory of 53 known archeological sites is maintained in confidential status at both the Clatsop County Planning Department and the State Historic Preservation Office. Because of the limited number of archeological surveys undertaken, there are undoubtedly other	Multiple	84-85	

undiscovered archeological sites in Clatsop County."

Historic Areas, Sites, Structures and Objects

<u>Resource Description</u>	<u>Location</u>	<u>Planning Area</u>	<u>Comprehensive Plan Page Reference(s)</u>	<u>Notes</u>
Fort Clatsop National Monument	T 7N, R 10W, Section 35	Lewis & Clark, Olney-Wallooskee	79-84, 93	-
Cannon at Cannon Beach	East side of Hwy 101 between Cannon Beach and Arch Cape	SW Coastal	79-84, 93	-
Tillamook Rock Lighthouse	T 5N, R 11W, Section 1	Seaside Rural	79-84, 93	-
Ecola State Park	T 5N, R 10W, Sections 6, 7, 18 T 5N, R 11W, Sections 1, 12 T 6N, R 10W, Sections 29, 30, 31, 32	Seaside Rural, Clatsop Plains	79-84, 93	-
Lindgren House	T 7N, R 10W, Section 22	Clatsop Plains	79-84, 93	-
R.W. Morrison House (aka Tagg Place)	T 7N, R 10W, Section 4	Clatsop Plains	79-84, 93	-
Clatsop Plains Memorial Church	T 7N, R 10W, Section 4	Clatsop Plains	79-84, 93	-
Clatsop Plains Cemetery	T 7N, R 10W, Section 4	Clatsop Plains	79-84, 93	-
The Mill Site of the Falls Pulp Company	T 7N, R 10W, Section 27	Lewis & Clark, Olney-Wallooskee	79-84, 93	-
The Shepherd and Morse Sawmill Site	T 8N, R 6W, Section 36	Northeast	79-84, 93	-
Westport Log Tunnel	T 8N, R 6W, Section 36	Northeast	79-84, 93	-

Open Space

<u>Resource Description</u>	<u>Location</u>	<u>Planning Area</u>	<u>Comprehensive Plan Page Reference(s)</u>	<u>Notes</u>
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General Open Space

Forest lands, agricultural lands, All estuarine areas, Pacific Ocean and adjacent beaches.

8-9

Forest and agricultural land comprise 95% of the County's land area.

Parks, wildlife refuges, natural areas, specific scenic sites, and fresh water wetlands

Countywide

All

8-9

These categories are addressed in the corresponding section(s) of Goal 5 and Goal 8.

Areas provided in conjunction with a specific development, usually residential.

Countywide

All

8-9

Subdivisions in the Clatsop Plains area are required to have clustered lots in order to maintain open space values.



Outstanding Scenic Views and Sites				
Resource Description	Location	Planning Area	Comprehensive Plan Page Reference(s)	Notes
Box Canyon	T 6N, R 10W, Section 13 and T 6N, R 9W, Sections 18-19	Lewis & Clark, Olney- Wallooskee and Seaside Rural	62-69	-
Knappa Gorge at Big Creek	T 8N, R 7W, Sections 28, 29, 32, 33	Northeast	62-69	-
Gnat Creek Falls	T 7N, R 6W, Section 6	Northeast	62-69	-
Plympton Creek Falls	T 7N, R 6W, Sections 2 and 11	Northeast	62-69	-
Fall Creek Falls	T 4N, R 8W, Section 20	Seaside Rural	62-69	-
Youngs River Falls	T 7N, R 8W, Section 27	Lewis & Clark, Olney- Wallooskee	62-69	-
Nehalem River from Cronin to Gorge Creek	T 4N, R 8W	Elsie-Jewell	62-69	-
Lewis and Clark Rd above Thompson Falls	T 6N, R 10W, Section 14	Clatsop Plains	62-69	-
U.S. Hwy 101 Scenic Corridor	Cannon Beach Junction to Silver Point	Seaside Rural, SW Coastal	62-69	-
Westport - Scenic Conservancy, Hwy Corridor	T 8N, R 6W, Sections 35, 36	Northeast	62-69	-
Hwy 53 - Scenic Conservancy, Hwy Corridor	T4N, R 9W, Sections 20, 27	Seaside Rural	62-69	-
North Fork Nehalem River - Scenic Conservancy, River Corridor	T 4N, R 9W, Section 25 and T 4N, R 8W, Sections 19, 20	Seaside Rural	62-69	-

CURRENT CONDITIONS

RIPARIAN CORRIDORS

Riparian areas, similar to the functions of wetlands, provide habitat for nursery salmonids; and they absorb and can hold carbon. Clatsop County's existing and acknowledged Goal 5 element does not contain an inventory of any riparian corridors. Clatsop County has, however, adopted a shoreland overlay that requires a 50-foot buffer from significant estuarine and coastal shorelands identified in Goals 16 and 17. The County has also adopted standards related to the protection of riparian vegetation in Section 6.5000, LAWDUC. Oregon Administrative Rule (OAR) 660-023-0250, adopted in 1996, requires local governments to amend acknowledged plans and land use regulations during periodic review. Because the County is no longer subject to mandatory periodic review requirements, an inventory for this resource has not been developed, and the rule otherwise does not impose a deadline on the county to conduct an inventory. No new riparian inventories are proposed as part of this comprehensive plan update and the County will continue to provide riparian protections to the waterways and water bodies identified in Goals 16 and 17.

WETLANDS RESOURCES

Wetlands provide habitat for nursery salmonids; and they absorb and can hold carbon. Clatsop County supports the beneficial use of all water areas within the County, including:

- domestic water supply
- fishing
- industrial water supply
- boating
- irrigation
- water contact recreation
- livestock watering
- aesthetic quality
- fish and aquatic life
- hydropower
- wildlife and hunting
- commercial navigation and transportation
- non-use
- critical habitat for salmonids

OAR 660-023-0100 requires local governments to notify the Oregon Department of State Lands when development permit applications or other land use permit applications are submitted that may affect wetlands. On lands outside of Urban Growth Boundaries (UGB) or in Urban Unincorporated Communities, local jurisdictions are required to determine the need for Department of State Lands (DSL) notification based on the Statewide Wetland Inventory (SWI). Counties are not required to amend their comprehensive plan to add or amend a list of locally-significant wetlands. If a county chooses to conduct a local wetland inventory

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and protect locally significant wetlands, the process steps described for areas inside UGBs apply.

In 1983, Duncan Thomas prepared a report entitled *Significant Shoreland and Wetland Habitats in the Clatsop Plains*. This report identified 58 significant wetlands, primarily within the Clatsop Plains planning area. That initial report and list was further reviewed and subsequently the nine sites shown on Table 1 were included as Goal 5 locally-significant wetlands. In 2020, Clatsop County contracted with the Columbia River Estuary Study Taskforce (CREST) to prepare an updated report – *Clatsop County Significant Wetlands; Wetland and Riparian Inventory in Unincorporated Clatsop County*. The County may utilize the information in the 2020 CREST report as a basis for future identification of locally-significant wetlands and development of appropriate local protection program elements.

WILDLIFE HABITAT

Clatsop County is historically an area of rich, abundant rivers and forests. Fish and wildlife are among the county's major attributes. Two state agencies' missions include monitoring and protection of fish and wildlife areas and habitats:

- The Oregon Department of Forestry (ODF) administers the Forest Practices Act (FPA), which sets standards for all commercial activities involving the establishment, management, or harvesting of trees on Oregon's forestlands. Key elements of the act are aimed at protection of water resources. Regulations require landowners to leave forested buffers and other vegetation along streams, wetlands, and lakes to protect water quality and fish and wildlife habitat. Timber harvesting, road building, and chemical use are restricted near streams, rivers, lakes, and wetlands. Wildlife protection practices include timing of operation, leaving nesting habitat for birds, bats and other mammals, and modifying harvest activities to protect sensitive areas used by species identified as sensitive, threatened, or endangered.
- More substantially, the Oregon Department of Fish and Wildlife's (ODFW) programs and authorities are covered in Chapter 635 of the Oregon Administrative Rules. Divisions under Chapter 635 are vast in scope and address topics that range from tax incentives, fishing seasons, hatchery management, harvest licensing and seasons, to enhancement programs, wildlife rehabilitation, conservation programs and wildlife management programs.

Per OAR 660-023-0110, "wildlife habitat" is defined as an area upon which wildlife depend in order to meet their requirements for food, water, shelter, and reproduction. Examples include wildlife migration corridors, big game winter range, and nesting and roosting sites. The county is required to obtain current habitat inventory information from ODFW for the following:

- Threatened, endangered, and sensitive wildlife species habitat information;
- Sensitive bird site inventories; and
- Wildlife species of concern and/or habitats of concern identified and mapped by ODFW

If the County chooses to update its Goal 5 program for wildlife habitat, it would be required to follow the standard procedures and requirements of OAR 660-023-0100 or 660-023-0030 for inventory work and 660-023-0040 and 660-023-0050 for developing a program to protect significant resource sites.

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The County must also coordinate with ODFW and should consult with appropriate federal agencies when adopting programs intended to protect species listed under the US Endangered Species Act.

The current comprehensive plan identifies the following fish and wildlife habitats:

- **Major Big Game Range:** That portion of the county which supports the majority of big game. In general, these lands are sparsely developed forest lands.
- **Peripheral Big Game Range:** Foothill areas of the county, generally located between commercial forest lands and productive agricultural lands.
- **Excluded Big Game Range:** Developed areas that are only occasionally used by big game.
- **Upland Game Birds (grouse, mountain quail, band-tailed pigeons):** Generally, corresponds with Major and Peripheral Big Game Range and includes riparian areas and mineral springs and other watering areas. See also: Sensitive Bird Habitat Overlay District (SBHO) in the Land and Water Development and Use Code.
- **Waterfowl:** Estuarine and coastal shoreland areas; water areas; riparian areas.
- **Furbearers and Hunted Non-Game Wildlife (aquatic species – beaver, muskrat, mink; terrestrial species – skunk, bobcat, coyote):** Aquatic furbearers: estuarine and coastal shoreland habitat; riparian areas; Terrestrial furbearers: areas considered Major and Peripheral Big Game Range.
- **None-game Wildlife (eagles, hawks, osprey, herons):** Refer to SBHO and map.
- **Snowy Plover:** Sparsely vegetated, active dune areas just inland from the high tide line; beach from Necanicum River north to Columbia River. See also: SBHO.
- **Fish Habitat:** All rivers and streams with a perennial flow; non-coastal shoreland lakes (including Big Creek Pond, Fishhawk Lake, Lost Lake 1, Lost Lake 2, Spruce Run Lake, Riverside Lake, Quartz Lake, Soapstone Lake, Carnahan Lake, and Cullaby Lake); riparian areas along rivers, streams, and lakes.

Specific standards designed to minimize impacts to Major and Peripheral Big Game Habitat were adopted into the county's zoning code and development standards.

Threatened and Endangered Species

The Federal Endangered Species Act (ESA) was passed in 1973. The ESA helps to stabilize populations of species at risk of extinction. A primary focus of the ESA is to conserve the habitats upon which threatened and endangered species depend. Additionally, land use planning in Clatsop County can be used to protect wildlife habitat and improve species populations. Local governments can be held liable under the ESA if permits issued by that local government result in killing or harming a listed species so that it cannot continue to survive or reproduce. This is known as a "take". In some instances, destruction of habitat can result in a take.

The State of Oregon and the federal government maintain separate lists of Threatened and Endangered species. Under ORS 496.171-496.192, the Fish and Wildlife Commission, through the Oregon Department of Fish and Wildlife (ODFW), maintains a list of native wildlife species in Oregon that have been determined to be either "threatened" or "endangered". Per information from ODFW

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released in July 2021, the following Threatened, Endangered, and Candidate Fish and Wildlife Species have been identified in Oregon:

TABLE 2: THREATENED, ENDAGERED, AND CANDIDATE FISH AND WILDLIFE SPECIES			
Common Name	Scientific Name	State Status*	Federal Status
FISH			
Bull Trout (range-wide)	<i>Salvelinus confluentus</i>		T
Columbia River Chum Salmon	<i>Oncorhynchus keta</i>		T
Green Sturgeon (Southern DPS)	<i>Acipenser medirostris</i>		T
Hutton Spring Tui Chub	<i>Siphateles bicolor ssp</i>	T	T
Lahontan Cutthroat Trout	<i>Oncorhynchus clarki henshawi</i>	T	T
Lost River Sucker	<i>Deltistes luxatus</i>	E	E
Lower Columbia River Chinook Salmon	<i>Oncorhynchus tshawytscha</i>		T
Lower Columbia River Coho Salmon	<i>Oncorhynchus kisutch</i>	E	T
Lower Columbia River Steelhead	<i>Oncorhynchus mykiss</i>		T
Middle Columbia River Steelhead	<i>Oncorhynchus mykiss</i>		T
Oregon Coast Coho Salmon	<i>Oncorhynchus kisutch</i>		T
Pacific Eulachon/Smelt (Southern DPS)	<i>Thaleichthys pacificus</i>		T
Shortnose Sucker	<i>Chasmistes brevirostris</i>	E	E
Snake River Chinook Salmon (Fall)	<i>Oncorhynchus tshawytscha</i>	T	T
Snake River Chinook Salmon (Spring/Summer)	<i>Oncorhynchus tshawytscha</i>	T	T
Snake River Sockeye Salmon	<i>Oncorhynchus nerka</i>		E
Snake River Steelhead	<i>Oncorhynchus mykiss</i>		T
Southern Oregon/Northern California Coast Coho Salmon	<i>Oncorhynchus kisutch</i>		T
Upper Columbia River Spring Chinook Salmon	<i>Oncorhynchus tshawytscha</i>		E
Upper Columbia River Steelhead	<i>Oncorhynchus mykiss</i>		T
Upper Willamette River Chinook Salmon	<i>Oncorhynchus tshawytscha</i>		T
Upper Willamette River Steelhead	<i>Oncorhynchus mykiss</i>		T
Warner Sucker	<i>Catostomus warnerensis</i>	T	T

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AMPHIBIANS AND REPTILES			
Green Sea Turtle	<i>Chelonia mydas</i>	E	T
Leatherback Sea Turtle	<i>Dermochelys coriacea</i>	E	E
Loggerhead Sea Turtle	<i>Caretta</i>	T	E
Olive Ridley Sea Turtle	<i>Lepidochelys olivacea</i>	T	T
Oregon Spotted Frog	<i>Rana pretiosa</i>		T
BIRDS			
California Brown Pelican	<i>Pelecanus occidentalis californicus</i>	E	
California Least Tern	<i>Sternula antillarum browni</i>	E	E
Marbled Murrelet	<i>Brachyramphus marmoratus</i>	E	T
Northern Spotted Owl	<i>Strix occidentalis caurina</i>	T	T
Short-tailed Albatross	<i>Phoebastria albatrus</i>	E	E
Streaked Horned Lark	<i>Eremophila alpestris strigata</i>		T
Western Snowy Plover	<i>Charadrius nivosus nivosus</i>	T	T (Pacific Coast population DPS)
Yellow-billed Cuckoo (Western DPS)	<i>Coccyzus americanus</i>		T
MAMMALS			
Blue Whale	<i>Balaenoptera musculus</i>	E	E
Canada Lynx	<i>Lynx canadensis</i>		T
Columbian White-tailed Deer (Columbia River DPS)	<i>Odocoileus virginianus leucurus</i>		T
Fin Whale	<i>Balaenoptera physalus</i>	E	E
Gray Whale	<i>Eschrichtius robustus</i>	E	
Humpback Whale	<i>Megaptera novaeangliae</i>	E	E
Killer Whale (Southern Resident DPS)	<i>Orcinus orca</i>		E
Kit Fox	<i>Vulpes macrotis</i>	T	
North Pacific Right Whale	<i>Eubalaena japonica</i>	E	E
Red Tree Vole (North Oregon Coast DPS)	<i>Arborimus longicaudus</i>		C
Sea Otter	<i>Enhydra lutris</i>	T	T
Sei Whale	<i>Balaenoptera borealis</i>	E	E

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Sperm Whale	<i>Physeter macrocephalus</i>	E	E
Washington Ground Squirrel	<i>Uroditellus washingtoni</i>	E	
Wolverine	<i>Gulo gulo</i>	T	

(T= Threatened, E= Endangered, C= Candidate, DPS= Distinct Population Segment)

* Listed under the Oregon Endangered Species Act (ORS 496.171 through 496.192); Revised July, 2021

Listings of threatened or endangered invertebrates is overseen by the U.S. Fish and Wildlife Service and the Oregon Biodiversity Information Center (ORBIC), which is based at Portland State University. The list of rare, threatened and endangered species is updated every two to three years, with the last update released in July 2019. This report has inventoried the following invertebrate species in Clatsop County:

TABLE 3: THREATENED OR ENDANGERED INVERTEBRATES				
SCIENTIFIC NAME	COMMON NAME	S_RANK	ODFW_STRAT	HP_LIST
<i>Danaus plexippus</i> <i>pop. 1</i>	Monarch - California overwintering population	S1S2B	Strategy species	1
<i>Margaritifera falcata</i>	Western pearlshell (mussel)	S3		2
<i>Bombus fervidus</i>	Yellow bumblebee	S3S4		3
<i>Anodonta oregonensis</i>	Oregon floater (mussel)	S3?		2
<i>Bombus suckleyi</i>	Suckley's cuckoo bumblebee	S1?		1
<i>Anodonta nuttalliana</i>	Winged floater (mussel)	S2?	Strategy species	3
<i>Speyeria cybele</i> <i>pugetensis</i>	Puget Sound fritillary	S3?	Strategy species	3
<i>Megomphix hemphilli</i>	Oregon megomphix (snail)	S3		4
<i>Fluminicola virens</i>	Olympia pebblesnail	S2		2
<i>Bombus caliginosus</i>	Obscure bumblebee	S2?		3
<i>Tanypteryx hageni</i>	Black petaltail	S3?	Strategy species	4
<i>Pristiloma johnsoni</i>	Broadwhorl tightcoil (snail)	S3		3
<i>Lycaena mariposa</i> <i>junia</i>	June's copper	S1?		2
<i>Anodonta californiensis</i>	California floater (mussel)	S2	Strategy species	3

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<i>Vorticifex neritoides</i>	Nerite ramshorn (snail)	SH		1
<i>Physella columbiana</i>	Rotund physa (snail)	SH		1
<i>Bembidion tigrinum</i>	Cryptic beach carabid beetle	S4		3
<i>Fluminicola fuscus</i>	Columbia pebblesnail	S1		2
<i>Speyeria zerene hippolyta</i>	Oregon silverspot (butterfly)	S1	Strategy species	1
<i>Polites sonora siris</i>	Sonora skipper (butterfly)	S3?		3
<i>Pristiloma pilsbryi</i>	Crowned tightcoil (snail)	S1		1
<i>Hemphillia glandulosa</i>	Warty jumping-slug	S1?		3

The most widely used NatureServe rank in the United States are the State Ranks, which describe the rarity of a species within each state's boundary. These State Ranks begin with the letter "S". Global, National, and State ranks all use a 1-5 ranking system, summarized below:

- 1 = Critically imperiled because of extreme rarity or because it is somehow especially vulnerable to extinction or extirpation, typically with 5 or fewer occurrences.
- 2 = Imperiled because of rarity or because other factors demonstrably make it very vulnerable to extinction (extirpation), typically with 6-20 occurrences.
- 3 = Rare, uncommon or threatened, but not immediately imperiled, typically with 21-100 occurrences.
- 4 = Not rare and apparently secure, but with cause for long-term concern, usually with more than 100 occurrences.
- 5 = Demonstrably widespread, abundant, and secure.
- H = Historical Occurrence, formerly part of the native biota with the implied expectation that it may be rediscovered.
- X = Presumed extirpated or extinct.
- U = Unknown rank.
- ? = Not yet ranked or assigned rank is uncertain.

The Native Plant Conservation Program, operated by the Oregon Department of Agriculture, oversees the conservation and management of Oregon's listed plant species. Statewide, there are 59 protected plants. In Clatsop County, the following plant species have been listed:

TABLE 4: PROTECTED PLANTS			
ENDANGERED		THREATENED	
Common Name	Scientific Name	Common Name	Scientific Name
Pink Sandverbena	<i>Abronia umbellata</i>	Nelson's checkermallow	<i>Sidalcea Nelsoniana</i>

*Source: Oregon Department of Agriculture, August 27, 2016

Under federal law, the U.S. Fish and Wildlife Service (USFWS) and the National Oceanic and Atmospheric Administration (NOAA) share responsibility for implementing the federal Endangered Species Act of 1973, with USFWS overseeing terrestrial and freshwater species and NOAA having responsibility for marine and anadromous species.

Clatsop Plains Elk Project

In April 2019, Governor Kate Brown designated the Clatsop Plains Elk Collaborative as an Oregon Solutions Project. The Governor designated Warrenton Mayor Henry Balensifer and Seaside Mayor Jay Barber as co-conveners of the project and Oregon Solutions formed a project team of 26

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members consisting of key stakeholders, private landowners, state agency staff, local community and government leaders, academics, Governor’s Regional Solutions staff, and area non-profit representatives to focus on the goals of reducing conflict between elk-human interactions, increasing safety, and promoting cohabitation between elk and people in the Clatsop Plains area.

A kick-off meeting with the entire project team was held on May 28, 2019. At that meeting, the team drafted the following purpose statement in order to form the scope of the project:

The community in and around the greater Clatsop Plains study area seeks to reduce elk-human related conflicts. We have expressed a sense of urgency and willingness to work collaboratively to identify management solutions and implementation strategies. The purpose of this collaborative is to find viable ways to improve public safety and reduce property damage through outreach and education and a community-wide approach to reducing urban elk interactions while maintaining healthy and viable herds as a valuable cultural and natural resource.

The project team organized its work through four different sub-committees:

- Elk Management
- Human Behavior Management
- Land Use
- Data

A steering committee oversaw the general work of the sub-committees and full project team.

The work of these four sub-committees culminated in a Declaration of Cooperation, which was signed by Clatsop County on September 1, 2021. By signing the Declaration, the County committed to undertaking the following actions:

- Pass a “no feeding” ordinance for unincorporated areas west of Highway 101
- Assist in the guidance and education of residents and tourists regarding elk safety, landscaping, and best practices for pets; support the development of content, printed materials, and community outreach.
- Conduct community outreach and education to assist residents when making elk fencing options
- Identify land to be maintained in an undeveloped state for the purpose of creating wildlife corridors, open space requirements for subdivisions, and other practices that will decrease pressure on elk habitat. Build necessary partnerships for support and implementation.
- Review subdivision ordinances, develop educational campaigns, and work with private property owners to build support for requiring minimum open space requirements and regulations that provide adequate elk habitat and forage within and between adjacent developments.
- Integrate land use issues regarding the Clatsop Plains Elk Collaborative into the Clatsop County Comprehensive Plan update process. Use the Clatsop Plains Elk Collaborative Declaration of

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Cooperation as consideration and guidance for zoning code discussions (open space requirements, locations, designs) and density transfer discussions.

- Develop and implement an informal process of coordinating with and notifying developers and private landowners of the presence of elk in areas they may be converting from a more natural state to residential or commercial use. An informal process might include:
 - Ensuring that developers and land owners are aware of wildlife buffers and other land use recommendations from the Clatsop Plains Elk Collaborative
 - Providing an additional disclaimer on over-the-counter building permits to advise applicants of the possible presence of elk
 - Providing mapping of wildlife areas in conjunction with notifications
 - Working with real estate agents to build support for notifying potential buyers of the presence of wildlife where they are buying a home or setting up a business
- Provide ODFW with copies of all public notices for conditional use permits, even in areas not officially designated as Big Game Habitat
- Assist in education and outreach, in coordination with Warrenton and Gearhart, to inform the public and local officials on the relationship between land use planning and wildlife interactions
- House and administer GIS data for the Clatsop Plains Elk Collaborative map
- Review the County's density transfer program and adjust as needed to disperse density transfers throughout appropriate areas of unincorporated Clatsop County
- Support requests for culling permits made by cities within the Clatsop Plains area that would be conducted on unincorporated land outside of city limits when the elk are understood to be biologically attached to the city making the request. This does not require a formal resolution.
- Consider passing a formal resolution for a culling permit from ODFW when requests are made by private entities for elk on unincorporated land that are not biologically attached to a city.

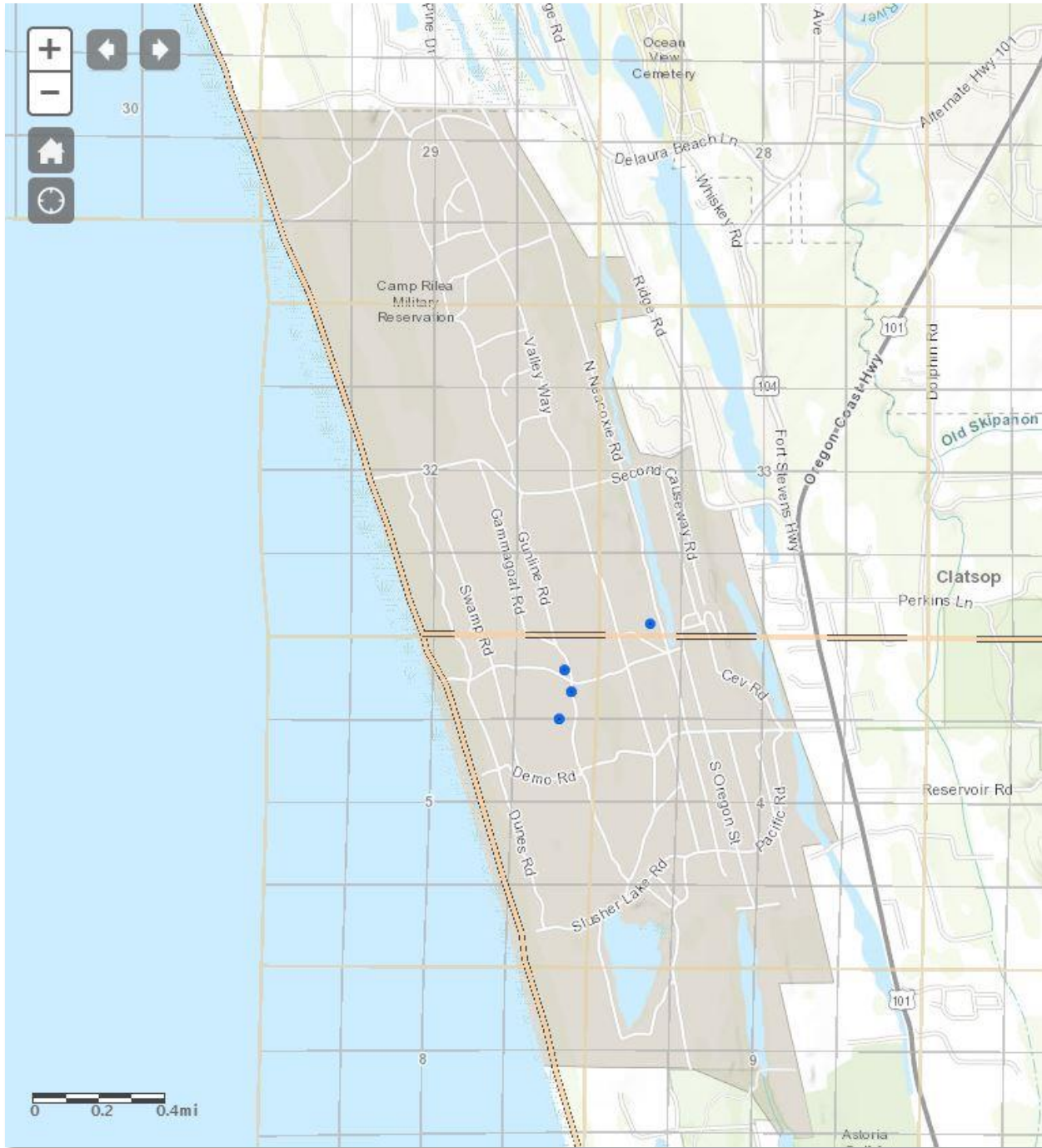
GROUNDWATER RESOURCES

OAR 660-023-0140 defines "Groundwater" as "any water, except capillary moisture, beneath the land surface or beneath the bed of any stream, lake, reservoir, or other body of surface water." While Statewide Planning Goal 5 specifically calls out groundwater resources as a required inventory, policies related to or affecting groundwater resources are found in several goals throughout the comprehensive plan, as well as in the individual community plans for each planning area. In addition to the inventoried wetlands and fish and wildlife habitats included in Goal 5, 15 distinct groundwater resources are also listed as inventoried groundwater resources on Table 1.

In Oregon, the Department of Environmental Quality (DEQ) has the primary responsibility for groundwater protection. DEQ, in coordination with the Oregon Health Authority's Drinking Water Program, the Oregon Water Resources Department, and the Oregon Department of Agriculture implement the majority of federal and state programs related to groundwater. Per information from

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the Oregon Water Resources Department there are four observation wells currently located at Camp Rilea.



Current observation wells at Camp Rilea. Source: Oregon Water Resources Department

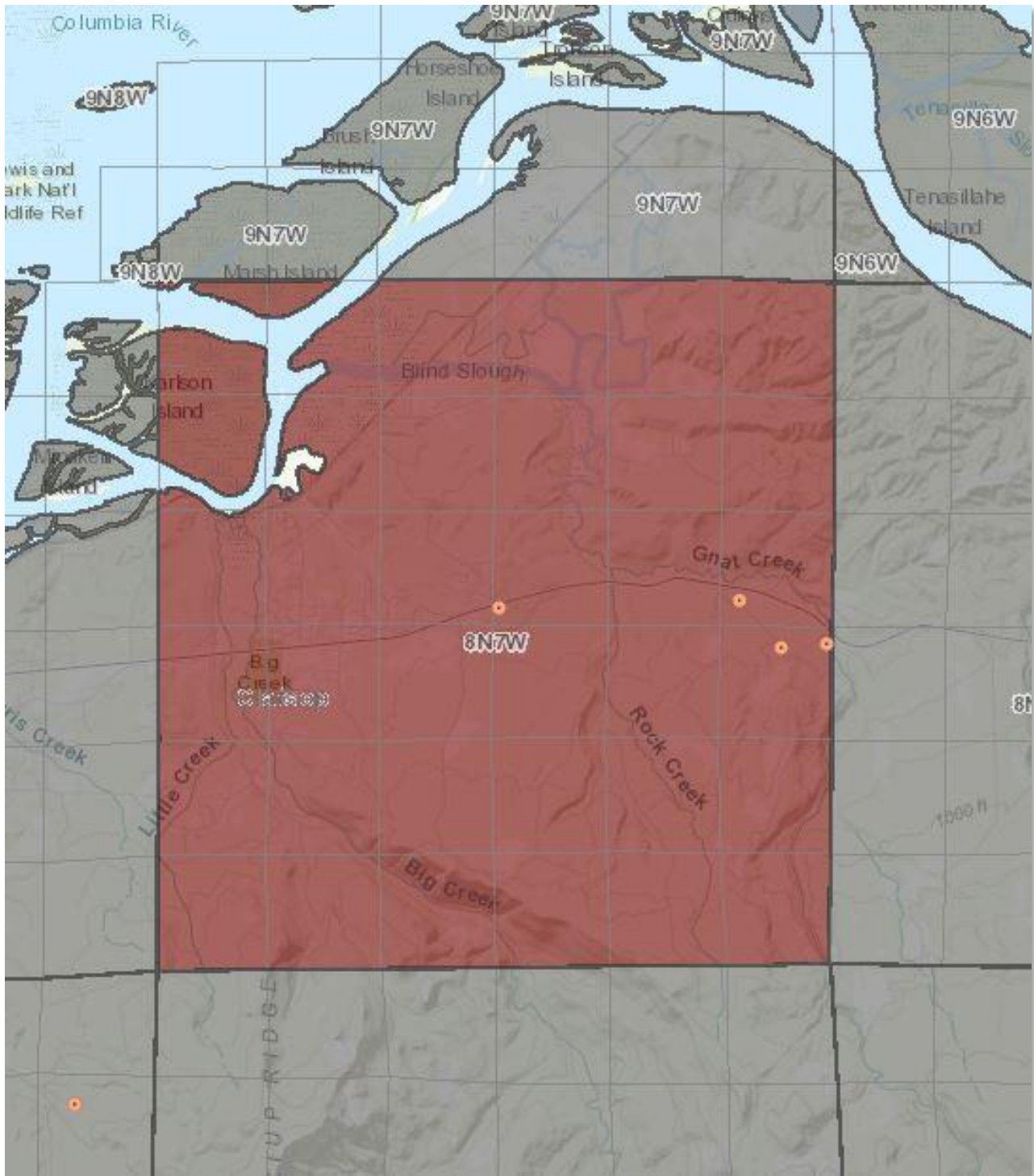
The Oregon Water Resources Department has identified a portion of the Clatsop Plains planning area where limited groundwater yield has been noted as a groundwater resource concern. The areas around Big Creek and Gnat Creek have been identified as an area of significant concern.

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Area of limited groundwater yield. Source: Oregon Water Resources Department

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Area of significant concern. Source: Oregon Water Resources Department

Groundwater and Drinking Water

While some drinking water districts obtain their supply from groundwater sources, surface water also plays a significant role as a drinking water resource. Clatsop County is developing a mapping layer on the GIS WebMaps tool to identify drinking water district watershed boundaries. **Table 5**, below is a

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list of 32 active public water systems in Clatsop County. These systems draw on both ground and surface water for the supply. Per information from the Oregon Health Authority (OHA), which inventories these systems, these active systems provide water to an estimated 40,693 people. Both groundwater and surface water systems are susceptible to contamination from chemicals, road runoff, and illegal dumping.

DRAFT

TABLE 5: ACTIVE DRINKING WATER SYSTEMS, CLATSOP COUNTY							
PWS ID	PWS Name	Regulating Agency	System Type	Owner Type	Connections	Population Served	Primary Source
OR4100802	ARCH CAPE WATER DISTRICT	State - Reg 1	C	Local Government	293	150	SW
OR4100055	ASTORIA, CITY OF	State - Reg 1	C	Local Government	4,076	9,802	SW
OR4100054	BURNSIDE WATER ASSOCIATION	County	C	Private	112	315	SWP
OR4194481	CAMP 18	County	NC	Private	5	69	GW
OR4195443	CAMP RILEA	County	NTNC	State Government	75	136	GW
OR4100164	CANNON BEACH, CITY OF	State - Reg 1	C	Local Government	1,781	1,710	GW
OR4100044	CANNON VIEW PARK INC	County	NC	Private	50	75	GW
OR4100804	ELDERBERRY NEHALEM WS	County	C	Private	60	140	GW
OR4100805	EVERGREEN ACRES	County	C	Private	47	100	GW
OR4100045	FALCON COVE BEACH WD	County (Tillamook)	C	Local Government	92	200	GW
OR4100059	FERNHILL COMMUNITY WTR SYSTEM	County	C	Private	91	300	SWP
OR4100124	FISHHAWK LAKE RESERVE AND COMMUNITY	State - Reg 1	C	Private	250	350	SW
OR4100318	GEARHART WATER DEPARTMENT	County	C	Local Government	1,400	1,465	SWP
OR4190416	GEORGIA PACIFIC CO LLC WAUNA	State - Reg 1	NTNC	Private	1	700	SW
OR4194157	HAMLET QUICK-STOP	State - Reg 1	NC	Private	1	30	SW
OR4190531	JEWELL SCHOOL DISTRICT #8	State - Reg 1	NTNC	Local Government	10	200	GU
OR4100060	JOHN DAY WATER DISTRICT	County	C	Private	101	350	SWP
OR4100061	KNAPPA WATER ASSOCIATION	County	C	Private	574	1,800	GW
OR4195297	ODF NORTHRUP CREEK HORSE CAMP HP	County	NC	State Government	1	55	GW
OR4190762	ODF SPRUCE RUN PARK HP	County	NC	State Government	1	40	GW
OR4191097	ODOT HD SUNSET SPRINGS RA	County	NC	State Government	3	500	GW
OR4100057	OLNEY-WALLUSKI WATER ASSN	County	C	Private	233	530	SWP
OR4190413	ONEYS RESTAURANT/LOUNGE	County	NC	Private	6	60	GW
OR4191007	OPRD BRADLEY STATE WAYSIDE	County	NC	State Government	2	383	GW
OR4100799	SEASIDE WATER DEPARTMENT	State - Reg 1	C	Local Government	3,500	6,400	SW
OR4100800	STANLEY ACRES WATER ASSN	County	C	Private	112	315	SWP
OR4100933	SUNSET LAKE RV PARK	County	C	Private	100	170	GW
OR4100932	WARRENTON, CITY OF	State - Reg 1	C	Local Government	3,539	9,100	SW
OR4100951	WAUNA WATER DISTRICT	County	C	Local Government	68	188	GW
OR4100195	WESTPORT HEIGHTS	County	C	Private	40	90	GW
OR4100950	WESTPORT WATER ASSOCIATION	County	C	Private	165	550	GWP
OR4100063	WICKIUP WATER DISTRICT	State - Reg 1	C	Private	636	1,590	SW
OR4100058	WILLOW DALE WATER DISTRICT	County	C	Local Government	125	300	SWP
OR4100062	YOUNGS RIVER LEWIS & CLARK WD	State - Reg 1	C	Local Government	1,004	2,530	SW
TOTAL					18,554	40,693	

Source: Oregon Health Authority, Drinking Water Data Online, 2021

System Classification:

C = Community Water System: A water system that has 15 or more service connections used by year-round residents, or that regularly supplies drinking water to 25 or more year-round residents. Examples are cities, towns, subdivisions, and mobile home parks.

NTNC = Non-Transient Non-Community Water System: A water system that supplies water to 25 or more of the same people at least six months per year in places than their residences. Examples include schools, hospitals, and work places.

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TNC = Transient Non-Community Water System: A water system that provides water to 25 or more persons in a place where people do not remain for long periods of time, such as a restaurant or campground.

NP = Non-EPA (State Regulated) Water System ("Non-Public"): A water system that provides water to small residential communities between 4 and 14 connections, or serves from 10 to 24 persons a day at least 60 days a year, or is licensed by the Health Division or delegate county health department but is not a Transient Water System.

W = Wholesale System: A water system that produces finished water and delivers all of that finished water to one or more public water systems.

Agency:

Who has primary responsibility to provide oversight and help to the water system

S = Oregon Health Authority

A = Department of Agriculture

C = Local county health department

Source Type/Primary Source:

GW = Groundwater (wells, springs).

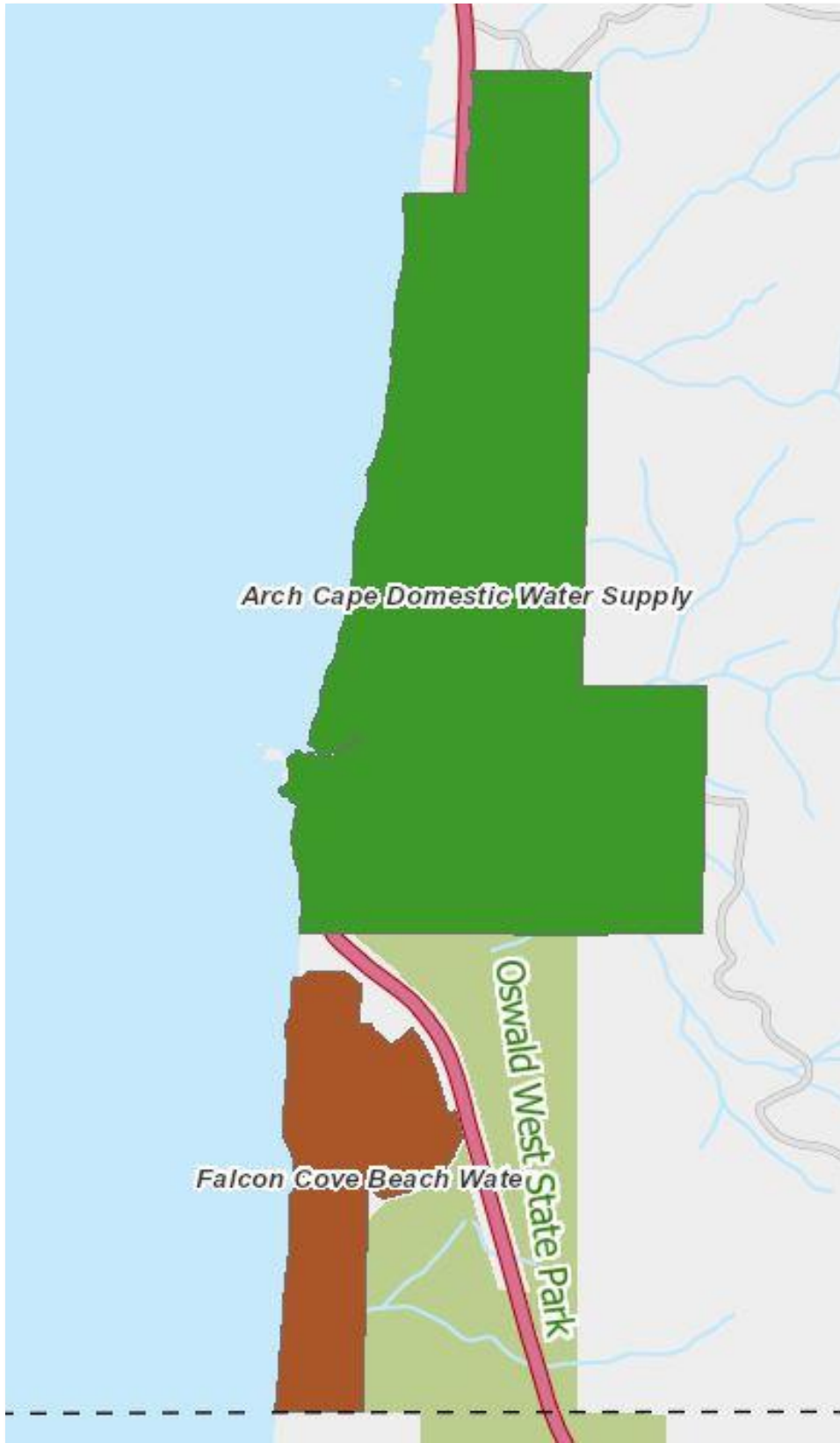
SW = Surface water (e.g., rivers, lakes, creeks).

GU = Groundwater under direct influence of surface water (GWUDI). GWUDI refers to groundwater sources located close enough to nearby surface water to receive direct surface water recharge.

GWP = Purchases water from another water system that uses ground water only.

SWP = Purchases water from another water system that uses surface water or surface water and ground water mixed.

GUP = Purchases water from another water system that uses GWUDI or GWUDI and ground water mixed.



Arch Cape and Falcon Cove Beach Water Districts
 Source – Clatsop County GIS

Surface Water Districts: Water is provided directly from runoff in rivers and creeks. There is a higher potential for surface water to come in contact with pollutants than naturally-filtered ground water. It is generally used by public or larger private/community water districts who have the ability to process and treat the water to meet water quality standards. These districts include the Arch Cape Water District, the Youngs River/Lewis and Clark Water District, and the City of Astoria Water District.

Ground Water Districts: Water is supplied from aquifers and wells. In Clatsop County, it is generally smaller districts and individual landowners who provide this type of water access. These districts include the Wauna Water District, Sunset Lake RV Park, and the Knappa Water Association. The Oregon Health Authority also oversees several smaller community water districts such as the one at Elderberry.

Individual and Small Group Systems: In addition to residents and businesses served by water districts, many households

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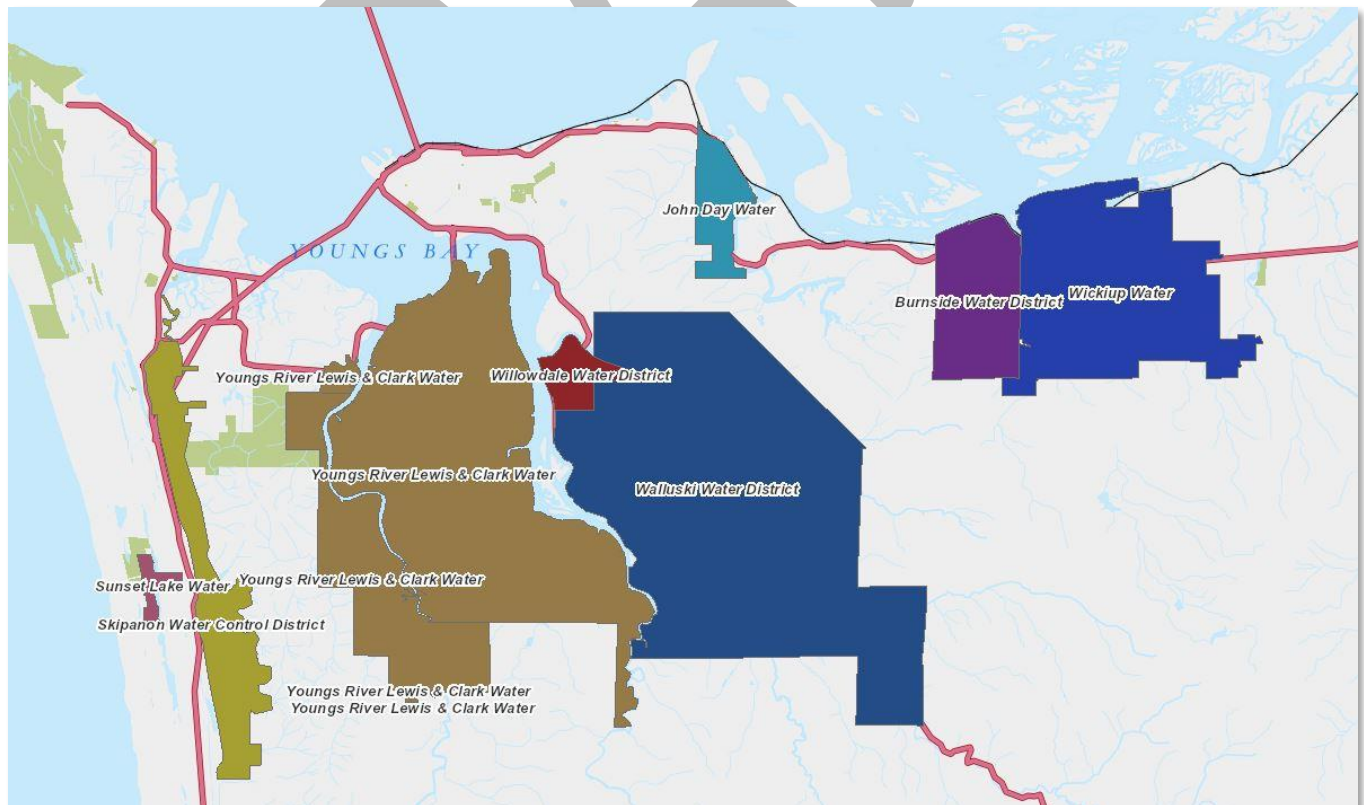
Wauna Water District: Source – Clatsop County GIS

and the quality of the Clatsop Plains Aquifer.

outside those districts are served by individual or small group water systems. These systems are vulnerable to drought, climate change, and contamination. These vulnerabilities may be accentuated by a lack of testing, impacts from activities on adjacent properties, and lack of expertise to maintain the systems.

During the citizen advisory committee meetings on ground water resources, many committee members addressed the issue of groundwater and surface water pollution and the cumulative impacts of existing and new development. Another common concern raised during these meetings related to the impacts of wildfire and climate change on groundwater resources and aquifer recharge areas. The Clatsop Plains CAC also noted the need to protect both the quantity

The Board of Clatsop County Commissioners recognized those concerns during the development of



North County Water Districts: Source – Clatsop County GIS

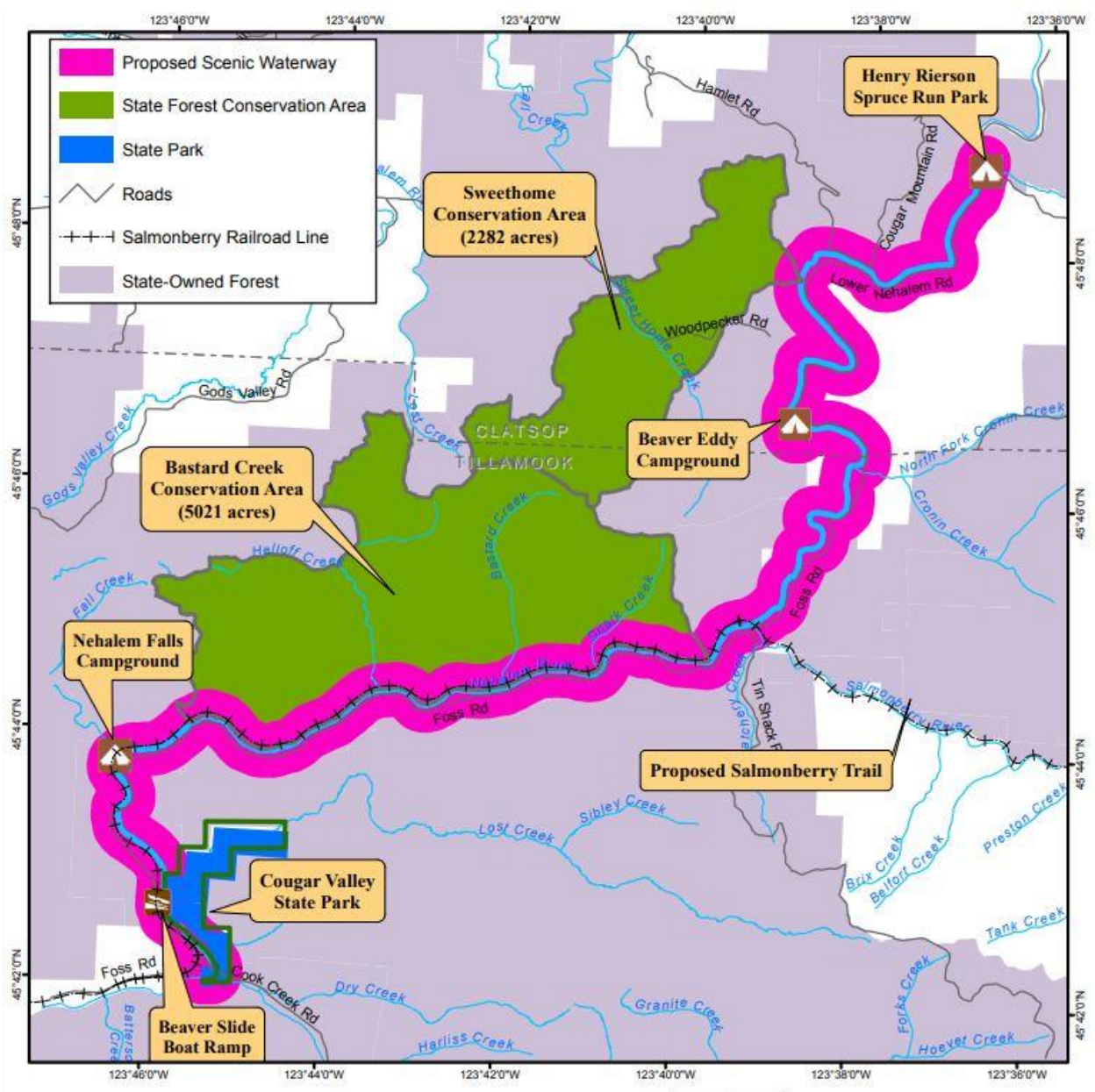
their

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initial 2020 Strategic Plan. The FY 2023-24 priorities update to this strategic plan also include the Tier 3 priority of continuing to engage with local watershed councils to identify how to support their work. It is estimated that resulting support plan will be completed in December 2024.

STATE SCENIC WATERWAYS

OAR 660-023-0130 requires local governments to amend acknowledged plans and land use regulations to address any Oregon Scenic Waterway (OSW) and associated corridor that is not addressed by the plan. A 17.5-mile section of the Nehalem River was designated as a State Scenic Waterway in June 2019. Approximately ¼ of this section is located in Clatsop County, while the rest is in Tillamook County.



Source: Oregon Forest Conservation Coalition

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Per OAR 660-023-0130(4), no later than the next time the County is subject to periodic review, the County must either adopt a Goal 5 program for this segment of the Nehalem River by conducting an Economic, Social, Environmental and Energy (ESEE) analysis to identify consequences that could result from a decision to allow, limit, or prohibit a conflicting use on or adjacent to this resource. Alternatively, the County may adopt a “safe harbor” approach, which would require the County to adopt implementing ordinances necessary to carry out the Nehalem River Scenic Waterway Management Plan that has been approved by the Oregon Parks and Recreation Commission. The management plan rules are set forth in OAR 736-040-0120.

FEDERAL WILD AND SCENIC RIVERS

Local governments are required to amend acknowledged comprehensive plans and land use regulations to address any federal Wild and Scenic River (WSR) and associated corridor established by the federal government that is not addressed by the acknowledged plan. While WSRs are required to be designated as significant Goal 5 resources, they are not subject to the full Goal 5 inventory process, economic-social-environmental-energy consequences analysis (ESEE), or development of implementing ordinances.

There currently are no designated or pending WSRs within Clatsop County.

OREGON RECREATIONAL TRAILS

Pursuant to OAR 660-023-0150, “recreation trail” means an Oregon Recreation Trail designated by rule adopted by the Oregon Parks and Recreation Commission (OPRC). Recreation trails are designated by OPRC in cooperation with local governments and private land owners. Local governments are not required to inventory recreation trails under OAR 660-023-0030. Instead, local governments are required to designate all recreation trails designated by OPRC as significant Goal 5 resources. As each jurisdiction’s comprehensive plan is updated, the local government must amend its plan to recognize any recreation trails designated by OPRC subsequent to acknowledgment or a previous periodic review.

Designated trails in Clatsop County include the Saddle Mountain Trail and the Oregon Coast Trail.

NATURAL AREAS

The Oregon Natural Areas Program was established by the 1979 Legislature in the Natural Heritage Act (ORS 273.561-.591 [SB 448]), to help protect natural areas in Oregon. The law was based on a tradition of natural area inventory and conservation. Updated, expanded and revised numerous times, more recent review of the now “Oregon Natural Heritage Act and Natural Heritage Program” affirmed that natural areas continue to provide important places for public education and baseline research and that it remains important for Oregon to maintain a natural areas program.

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For Goal 5 purposes, “natural areas” are those sites that are listed in the Oregon State Register of Natural Heritage Resources (OAR 660-023-0160). At the time of adoption of Goal 5 in 1979/1980, several Clatsop County sites were to be added to the Oregon Islands Wilderness. The new sites are mentioned, but not shown as listed in the goal. Also, other sites may have been included in the interim. The comprehensive plan update will verify that all the sites in the federal listing are included in the County’s Goal 5 list of resources. Sites currently listed in the Oregon State Register of Natural Heritage Resources, but not yet included in the County’s comprehensive plan, include:

- Blind Slough Swamp Preserve
- Knappa Slough Island
- Saddle Mountain
- Humbug Mountain

The county is home to a large number of natural areas that might be appropriate for future listing on the Natural Heritage Resource Register. It is important to note that listing is voluntary and areas can be delisted at the owner’s request. An example of potential candidate sites is Onion Peak, which is already included among the eight sites in Oregon listed as a Dedicated Natural Heritage Conservation Area.

WILDERNESS AREAS

Per OAR 660-023-0170, wilderness areas are designated by the federal government, under the National Wilderness Preservation System, signed into law by President Lyndon Johnson in 1964. Oregon was among the first states to gain wilderness area under the act.

In Clatsop County, one Wilderness Area is designated: The Oregon Islands Wilderness, managed by the US Fish and Wildlife Service, which runs the length of the Oregon Coast. In Clatsop County, this includes:

- Tillamook Head Rocks
- Bird Rocks
- Sea Lion Rocks
- Haystack Rock
- and Castle Rock

Unnamed Rocks located in T5N, R10W, Section 12, Jockey Cap, Tim Rock and Gull Rock were to be added at the time the Comprehensive Plan was being adopted.

Local governments are not required to inventory wilderness areas, but they are required to list all federally designated wilderness areas as significant Goal 5 resources.

MINERAL AND AGGREGATE RESOURCES

Clatsop County is home to significant natural resources. While natural resources are most often associated with the county’s forests, the Pacific Ocean, and the Columbia River, as well as all the streams, wetlands and

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wildlife habitat, Clatsop County currently is home to 13 active mines and quarries that also are Goal 5 resources. This is in addition to five active county rock pits, but does not include an unknown number of rock pits on forest lands used for roads covered by the Forest Practices Act. These quarries and mines produce aggregate, crushed rock, basalt and sand, materials that are used extensively in road building, road maintenance, and other construction activities.

As originally drafted and approved in 1980, Goal 5 is 626 pages in length. Despite the diversity of natural resources within Clatsop County, the majority of Goal 5 is dedicated to mineral and aggregate resources. This would appear to be indicative of the economic importance of mining activities at the time this goal was written. However, much of the material related to mineral and aggregate resources includes copies of staff reports and ordinances that rezone specific parcels for mining uses. The inventoried Goal 5 mineral and aggregate resources include:

- Clatsop County – Clifton
- Clatsop County – Big Creek
- Howard Johnson – US 101
- Bayview Transit Mix – US 101
- George Ordway
- Teevin Bros. Logging
- Daren Berg, Humbug Rock
- M. Nygaard Logging
- A. Riekkola
- Tagg
- Horecny

OAR 660-016-0030 states that when planning for and regulating the development of aggregate resources, local governments are required to complete the following three items:

1. Address the requirements of ORS 517.750 to 517.900 and OAR chapter 632, divisions 1 and 30.
2. Coordinate with the State Department of Geology and Mineral Industries (DOGAMI) to ensure that requirements for the reclamation of surface mines are incorporated into programs to achieve the Goal developed in accordance with OAR 660-016-0010.
3. Establish procedures designed to ensure that comprehensive plan provisions, land use regulations, and land use permits necessary to authorize mineral and aggregate development are coordinated with DOGAMI.

When this rule was instituted, the county had until January 1, 1993, to update its comprehensive plan and land use regulations to address these three items. Those items have been included in the acknowledged comprehensive plan and implementing ordinances.

Four state agencies regulate the development and operation of aggregate mining and processing projects in Oregon. The role that each play depends on the scale, design, and associated impacts.

The primary agencies and their specialty areas are:

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- [Oregon Department of Environmental Quality](#) – air quality, stormwater runoff, and wastewater. (DEQ noise standards apply. However, if no DEQ permit is required, the local government addresses noise violations.)
- [Oregon Department of Geology and Mineral Industries](#) – site reclamation and mine safety standards.
- [Oregon Department of State Lands](#) – earth removal and fill permits for activities conducted in wetlands, waterways, and other state lands.
- [Oregon Water Resources Department](#) – water rights for consumptive use of water for processing.

In Clatsop County, mineral and aggregate sites are typically protected by being designed as “Conservation Other Resources” on the comprehensive plan map and being zoned QM – Quarry and Mining; or by being placed in the Quarry and Mining Overlay. During the work of the citizen advisory committees it was noted that many quarry and mining sites are either not zoned QM or have not been placed in the overlay.

Per OAR 660-023-0180(2), local governments are not required to amend acknowledged inventories or plans except in response to an application to amend the plan or during periodic review. Because the County is no longer subject to mandatory periodic review, and because no applications have been submitted or are currently under review to amend the acknowledged plan, the County is not required to amend its acknowledged inventories as part of this process. In order to ensure that the plan remains accurate and consistent with OAR it is recommended that the list of acknowledged mineral and aggregate resources be reviewed within five years of the adoption of this plan. Otherwise, the County will follow OAR 660-023-0180 and apply those criteria directly to any applications to amend the plan to list a mineral and aggregate site.

ENERGY SOURCES

OAR 660-023-0190 defines “energy source” as including naturally occurring locations, accumulations, or deposits of one or more of the following resources used for the generation of energy:

- Natural gas
- Surface water (i.e., dam sites)
- Geothermal
- Solar
- Wind

Energy sources applied for or approved through the Oregon Energy Facility Siting Council (EFSC) or the Federal Energy Regulatory Commission (FERC) shall also be deemed significant energy sources for purposes of Goal 5. Per information on the Oregon Department of Energy website, there are no EFSC or FERC facilities within Clatsop County at this time.

Additional discussion of energy sources may be found in Goal 13.

CULTURAL AREAS

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The State Historic Preservation Office (SHPO) houses a statewide GIS database of more than 30,000 known archaeological sites in Oregon. According to SHPO, 90 of these known archaeological sites are located within Clatsop County. In order to discourage looting or vandalism, the locations of these sites are not published. Per Oregon Revised Statute (ORS 390.235 and 358.905-961), an Oregon Archaeological Permit is needed to excavate or collect from an archaeological site on non-federal public or private lands. A permit is also needed to probe for an archaeological site on non-federal public lands. A permit is not required for pedestrian survey if no materials will be collected. Sections 6.700-6.7030, LAWDUC, include language related to the protection of archaeological areas. Standard conditions of development permit approval require property owners to notify SHPO if cairns, graves or other significant archaeological resources are uncovered.

Discussions during the citizen advisory committee meetings emphasized the need to more fully acknowledge the first peoples that populated Clatsop County and subsequent ethnic and racial minority groups, such as Chinese immigrants.

HISTORIC RESOURCES

While historic resources, which are often closely related to cultural areas, are not a required inventory under Goal 5, Clatsop County choose to conduct an inventory when the comprehensive plan was originally adopted. Clatsop County has a long and diverse history and the current inventory includes the following sites:

- Fort Clatsop National Monument
- Cannon at Cannon Beach
- Tillamook Rock Lighthouse
- Ecola State Park
- Lindgren House
- R. W. Morrison Houses (aka Tagg Place)
- Clatsop Plains Memorial Church
- Clatsop Plains Cemetery
- The Mill Site of the Falls Pulp Company
- The Shepherd and Morse Sawmill Site
- Westport Log Tunnel

In 2017, the Goal 5 rule for historic resources, OAR 660-023-0200, was amended. It now requires that new sites added to the National Register of Historic Places be automatically recognized as locally-significant sites. Baseline protections in the Goal 5 rule are automatically applied. Any additional protections proposed by a local jurisdiction would require approval through a public hearing process. Table 6 lists sites in unincorporated Clatsop County that have been listed on the National Register of Historic Places.

TABLE 6: NATIONAL REGISTER OF HISTORIC PLACES LISTED SITES – UNINCORORATED CLATSOP COUNTY			
REF ID	Property Name	Date Listed	Location

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13001058	Astoria Marine Construction Company Historic District	1/8/2014	92134 Front Rd.
66000640	Fort Clatsop National Memorial	10/15/1966	4.5 mi. S of Astoria
89001385	ISABELLA Shipwreck Site and Remains	9/21/1989	Address Restricted
97000983	Bald Point Site (35CLT23)	9/10/1997	Address Restricted
97000984	Ecola Point Site (35CLT21)	9/10/1997	Address Restricted
97000982	Indian Creek Village Site (35CLT12)	9/10/1997	Address Restricted
71000678	Fort Stevens	9/22/1971	Fort Stevens State Park
84002959	Hlilusqahih Site (35CLT37)	4/26/1984	Address Restricted
81000480	Tillamook Rock Lighthouse	12/9/1981	SW of Seaside
84002960	Indian Point Site (35 CLT 34)	5/9/1984	Address Restricted
92000128	Goodwin--Wilkinson Farmhouse	3/9/1992	US 26/101 W of Cullaby Lake

Source: National Park Service; National Register of Historic Places

The citizen advisory committees identified a need to work more closely with local Native American tribes when identifying and protecting known historic resources. Local Native American tribes include both federally-recognized and unrecognized tribes. On June 23, 2021, the Board of Clatsop County Commissioners approved a resolution in support of tribal recognition for the Chinook Indian Nation. The citizen advisory committees also recognized the need to update terminology to reflect the diversity of native persons (i.e., change the term “Indian” to “Native American”). Representatives from the Chinook Indian Nation also identified areas within Goal 5 where references to and information about traditional activities of native persons could be incorporated.

The citizen advisory committees also encouraged the County to obtain public input and explore the possibility of becoming a Certified Local Government (CLG). Becoming a CLG would require the County to adopt a local historic preservation ordinance and create a historic preservation committee. However, local input would determine the extent of the regulations included in the ordinance, as there is not a “one-size-fits-all” guide to local preservation activities. Additionally, becoming a CLG would open up funding opportunities for the County with regard to historic preservation activities, including educational programs and restoration projects.

OPEN SPACE

Per OAR 660-023-0220, “open space” includes parks, forests, wildlife preserves, nature reservations or sanctuaries, and public or private golf courses. Local governments are encouraged, but not required to identify open space resources in acknowledged comprehensive plans. If local governments decide to establish or amend open space inventories, the Goal 5 inventory process outlined in OAR 660-023-0030 through 660-023-0050 applies. Local governments may also adopt a list of significant open space resource sites as part of an open space acquisition program. Such sites do not require the full Goal 5 inventory process unless land use regulations are adopted to protect sites prior to acquisition.

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Open space is inclusive of land used for agriculture or forest uses and any land area that would, if preserved and continued in its present use:

- a) Conserve and enhance natural or scenic resources;
- b) Protect air or streams or water supply;
- c) Promote conservation of soils, wetlands, beaches or tidal marshes;
- d) Conserve landscaped areas such as public or private golf courses, that reduce air pollution and enhance the value of abutting or neighboring property;
- e) Enhance the value to the public or abutting or neighboring parks, forests, wildlife preserves, nature reservations or sanctuaries or other open space;
- f) Promote orderly urban development.

The following three categories of open space resources have been identified within Clatsop County, along with potentially-conflicting uses and methods for protection from conflicting uses:

- **General Open Space** (farm and forest land, estuarine areas, the Pacific Ocean and beaches):
 - Conflicting uses: intensive rural residential, commercial, and industrial development; filling and draining estuarine areas.
 - Protections: Farm and forest zones with large minimum lot sizes and limited land uses; locational criteria for residential, commercial and industrial uses; natural and conservation zoning for estuarine areas; the ocean and beaches are regulated by the State of Oregon.
- **Site-Specific Resources** (parks, wildlife refuges, natural areas, specific scenic sites, and fresh water wetlands)
 - Conflicting uses and protections: The Open Space element refers to other elements of Goal 5 and Goal 8 which specifically address these resources.
- **Open Spaces Provided in Conjunction with a Specific Development**
 - Conflicting uses: development, generally.
 - Protections: policies that encourage cluster development and the retention of open space in residential developments; subdivisions in the Clatsop Plains sub-area are required to have clustered lots in order to maintain open space values.

Specific open space resources are included in the inventory on Table 1.

SCENIC VIEWS AND SITES

Pursuant to OAR 660-023-0230, “scenic views and sites” are lands that are valued for their aesthetic appearance. Local governments are not required to amend acknowledged comprehensive plans in order to identify scenic views and sites. If local governments decide to provide or amend inventories of scenic resources, the requirements of OAR 660-023-0030 through 660-023-0050 apply (Goal 5 inventory process; ESEE analysis; development of implementing ordinances to protect the identified resource).

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The Clatsop Comprehensive Plan currently includes an inventory of 12 scenic views and sites. The Comprehensive Plan Citizen Advisory Committees have suggested the following additions to the Goal 5 inventory of scenic views and sites:

1. Clatsop Plains
2. Lee Wooden / Fishhawk Falls County Park
3. Jewell Meadows
4. Nehalem / Red Bluff Park
5. Elsie Cemetery
6. Twilight Eagle Sanctuary
7. Svensen Island
8. Bradley Hill
9. Knappa Docks
10. Remainder of U.S. Highway 101 corridor within Clatsop County
11. Ecola State Park
12. Oswald West State Park
13. Fort Stevens State Park
14. Arcadia State Recreation Area
15. Hug Point State Recreation Area

FUTURE CONDITIONS

Climate Change

In February 2020 the Oregon Climate Change Research Institute published a report entitled *Future Climate Projects Clatsop County*. This report was prepared for the Oregon Department of Land Conservation and Development in conjunction with grant assistance to Clatsop County to prepare an update to its Natural Hazard Mitigation Plan. The county-specific future climate projections were derived from 10-20 global climate models and two scenarios of future global greenhouse gas emissions – early 21st Century (2010-2039) and mid-21st century (2040-2069).

While the State has not yet mandated policies or actions that local governments must undertake to mitigate or adapt to climate change, it is probable that such requirements will be codified within the 20-year planning horizon. In 2021, the Oregon Department of Land Conservation and Development released its *Oregon Climate Change Adaptation Framework 2021*, which details actionable adaptation strategies and approaches based on six themes:

- Economy
- Natural World
- Built Environment and Infrastructure
- Public Health
- Cultural Heritage
- Social Relationships and Systems

Clatsop County should continue to monitor discussions at the state level and adapt policies and requirements to address specific climate change-related concerns and issues within the county.

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As part of this comprehensive plan update process, a sub-committee of the Countywide Citizen Advisory Committee utilized strategies from the *Regional Framework for Climate Adaptation Clatsop and Tillamook Counties* to develop recommended policies specific to Clatsop County.

FEMA Biological Opinion (BiOp)

The [National Flood Insurance Program](#) (NFIP) provides flood insurance for homeowners and property owners. The NFIP is administered by the Federal Emergency Management Agency (FEMA). FEMA sets standards for local governments participating in the NFIP, including requirements for local floodplain development ordinances. The Department of Land Conservation and Development (DLCD) is designated as Oregon's NFIP coordinating agency and assists local governments with implementation of the federal standards.

Because the NFIP has a direct effect on development that occurs in areas adjacent to local streams, rivers, and waterbodies, the NFIP is required to consider its effects on endangered species. Marine and anadromous species are protected by the Endangered Species Act (ESA) which is administered by the National Marine Fisheries Service (NMFS), a branch of the National Oceanic Atmospheric Administration (NOAA). This branch is also known as NOAA-Fisheries. The ESA provides for the conservation of threatened and endangered plants and animals and the habitats in which they are found. The ESA requires federal agencies to ensure that actions they authorize, fund, or carry out do not jeopardize the continued existence of any ESA listed species.

For several years, the NMFS and FEMA have been discussing measures that could be used to reduce negative impacts from the National Flood Insurance Program (NFIP) on salmon, steelhead and other species listed as threatened under the Endangered Species Act (ESA). In April 2016, NMFS delivered a jeopardy Biological Opinion (BiOp) to FEMA, stating that parts of the NFIP could have a negative impact on the habitat of endangered salmon species.

Local governments, including Clatsop County, that participate in the NFIP will be required to change their review process for floodplain development permits. FEMA will use its legal authorities under the National Flood Insurance Act to respond to the findings and recommendations in the BiOp. FEMA Region 10 will work with Clatsop County and other affected communities to determine best ways to implement the interim measures described in the Reasonable and Prudent Alternatives (RPA). FEMA headquarters will review the entire biological opinion to determine best ways to address the full range of recommendations in the RPA.

In October 2021, FEMA released a draft of the *Oregon Implementation Plan for NFIP-ESA Integration*. Ultimately, NFIP communities in the 31 Oregon counties with ESA listed salmonids will need to increase habitat protections. Development that degrades floodplain functions includes: clearing of native riparian vegetation; increases in impervious surface; displacement or reduction of flood storage via fill or structures; interruption of habitat forming process; and increases of pollutant loading in receiving water bodies. Any new protective measures included in the final implementation plan will have significant economic and development impacts for property owners within unincorporated Clatsop County.

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Demand for Housing

In 2019, Clatsop County and the cities of Astoria, Warrenton, Gearhart, Seaside and Cannon Beach completed a housing study to identify opportunities and weaknesses associated with housing supply in Clatsop County. That report concluded that while the County has a surplus of potentially buildable lands, certain types of housing and housing products at specific price-points are either missing from the county's housing inventory, or are not provided in sufficient quantities.

In March 2020, the coronavirus pandemic resulted in changes worldwide that significantly altered housing markets, including in Clatsop County. Some people choose to leave more densely populated areas and relocate to more rural areas. Others benefited from remote work options, which no longer tied workers to a specific geographic location. As a result, the median selling price of a home in Clatsop County rose from \$322,500 in November 2018 to \$502,500 in September 2021 (Source: Realtor.com). While some of these home sales will be to households that become permanent Clatsop County residents, many will be vacation homes and some of those will be used for short-term rentals.

The increase in median housing prices, coupled with a lack of long-term rental units, will result in increased pressure to increase housing stock by constructing new residential units. While Goal 14 stresses that higher intensity uses and dense development be directed to urban areas, there is, and will continue to be, a movement to increase housing development on rural lands. Encroaching residential development has the potential to impact inventoried Goal 5 resources, including wildlife habitat, groundwater, and open spaces.

Transportation Congestion

As the demand for housing increases there is also a corresponding increase in the need to provide new roads to those homes. Again, while Goal 14 directs new housing development primarily to urban areas, partitioning and subdividing of rural lands continues to occur in unincorporated Clatsop County. The construction of new roads, or the expansion of existing roads, has the potential to eliminate or reduce wildlife habitat.

Tourism

Clatsop County has historically had a strong tourism base. Per information from Travel Oregon, in 2019 local recreationists and visitors spent \$785 million on outdoor recreation in Clatsop County. Many of those visitors are drawn by Goal 5 resources, including scenic views and sites, open spaces, and wildlife. As visitation increases there is the potential for conflicting uses and unintended consequences which may threaten inventoried Goal 5 resources.

Board of Commissioners Clatsop County

AGENDA ITEM SUMMARY

January 24, 2024

Agenda Title: Solid Waste Ordinance amendment – Second Reading
Category: Public Hearing
Presented By: Anthony Pope – County Counsel

Issue Before the Commission: Update to the Solid waste ordinance and rules regarding the curbside recycling requirements.

Informational Summary: On February 23rd, 2022, the County Board of Commissioners voted on Ordinance No. 2021-06 establishing the requirement for Solid Waste Collectors to obtain a franchise from the County.

On July 13, 2022, the County Board of Commissioners passed the Solid Waste and Recycling Administrative Rules. These rules included the provision that every residence in unincorporated Clatsop County would receive curbside recycling.

After further review and discussions with the haulers, it was found that it would not immediately be economically feasible to offer curbside recycling to all residences in the unincorporated County.

It is proposed that the County's Solid Waste Ordinance be altered to allow flexibility in the curbside recycling requirements.

County Staff will work with the Haulers to determine these designations with the goal of providing curbside recycling to as many citizens as feasible with a goal to expand county wide curbside recycling to all residence in the unincorporated parts of the County within 12 months.

Requested Action: Adopt Ordinance 24-04.

Attachment List

- A. Proposed Ordinance

IN THE BOARD OF COUNTY COMMISSIONERS
FOR CLATSOP COUNTY, OREGON

ORDINANCE) AN ORDINANCE AMENDING
NO. 2024-04) CLATSOP COUNTY CODE §7.04
) TO REQUIRE SOLID WASTE COLLECTORS
) TO OBTAIN A FRANCHISE

The Board of Commissioners of Clatsop County ordains as follows:

SECTION 1. SHORT TITLE

This ordinance shall be entitled and shall be known as the “Ordinance Adopting Clatsop County Code §7.04 to require solid waste collectors to obtain a franchise.”

SECTION 2. PURPOSE

The purpose of this ordinance is to adopt an ordinance regulation solid waste collection franchises through the unincorporated areas of Clatsop County.

SECTION 3. CONFORMANCE OF STATE LAW

This ordinance shall not substitute for, nor eliminate, the necessity for conformity with any and all laws or rules of the State of Oregon, or its agencies, or any ordinance, rule, or regulation of Clatsop County.

SECTION 4. INCONSISTENT PROVISIONS

This ordinance shall supersede, control and repeal any inconsistent provision of any County ordinance as amended or any other regulations made by Clatsop County.

SECTION 5. SEVERABILITY

If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by a Court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions of this ordinance.

SECTION 6. EFFECTIVE DATE

This ordinance shall take effect on the 30th day following adoption by the Board of Commissioners as provided in Chapter III, Section 8© of the Home Rule Charter for the Government of Clatsop County.

SECTION 7. ADOPTION CLAUSE

The Board of Commissioners hereby amend the Clatsop County Code §7.04 as recorded in Exhibit A.

BOARD OF COUNTY COMMISSIONERS FOR
CLATSOP COUNTY, OREGON

First Reading:

Second Reading:

Effective Date:

By _____
Board Chair

By _____
Theresa Dursse, Recording Secretary

EXHIBIT A

Chapter 7.04 SOLID WASTE CONTROL

7.04.010 Policy.

To protect the health, safety and welfare of the people of the County, the Board has determined the necessity of providing a coordinated countywide program for the safe, economical and efficient collection, storage, transportation and disposal of wastes and solid wastes, and to ensure adequate standards of service for said collection, storage, transportation and disposal of wastes and solid wastes, and this chapter shall be liberally construed for the accomplishment of these purposes.

7.04.020 Definitions.

In addition to the definitions provided in ORS 459.005, and as used in this chapter, unless the context requires otherwise:

- A. "Collection vehicle" is any vehicle used to collect or transport waste or solid waste.
- B. "Franchise" means a sanitary service franchise issued by the Board.
- C. "Solid waste collection service" or "service" means service that provides for collection of solid waste or recyclables or both, as described in ORS 459 and 459A.
- D. "Service area" means the unincorporated portion(s) of Clatsop County in which a hauler is permitted to operate.

7.04.030 Administration—Responsibility.

The County Manager under the authority of the Board shall be responsible for the administration and enforcement of this chapter. The County Manager may delegate any or all of the duties.

7.04.040 Administration—Authority.

The County Manager shall have authority to certify to all official acts, and require the attendance of witnesses at public hearings before the Board; produce relevant documents at public hearings; provide testimony, and enter or authorize personnel to enter upon the business premises of any person regulated by this chapter at reasonable times to determine compliance with this chapter and the rules and regulations promulgated by the Board.

7.04.050 Rules and regulations—Promulgation.

The Board shall promulgate reasonable rules and regulations pertaining to the administration of this chapter and for the collection, storage, transportation and disposal of waste and solid waste, including but not limited to the following:

- A. Standards of service to be provided to the public;
- B. Collection, storage, transportation and disposal of wastes and solid wastes to prevent:
 - 1. Vector production and sustenance,

2. Conditions for transmission of diseases to people or animal,
 3. Air pollution by dust, fumes, gas, smoke, odors and particulate matter or any combination thereof,
 4. Fire hazards,
 5. Hazards to service or disposal workers or to the public;
- C. Collection of waste and solid wastes to prevent vector nuisances and air and water pollution through frequency and regularity of collection and by proper design, construction, operation and maintenance of collection equipment;
 - D. Storage of wastes and solid wastes at the point of origin to eliminate conditions conducive to the creation of vector nuisances and air and water pollution through proper container construction and design and through waste and solid waste handling practices including, but not limited to, Container Maintenance, as defined in the County's Solid Waste and Recycling Program Administrative Rules;
 - E. Construction, loading and operation of collection vehicles used in performing service that is consistent with industry standards and for the purposes of preventing the contents thereof from dropping, sifting, leaking or escaping onto public roads and highways;
 - F. Disposition at disposal sites, to the extent that no other regulatory or governmental body has jurisdiction over such matters and provided that they do not conflict with any other rules or regulations.

The Board delegates to the County Manager the authority to modify, update or change these administrative rules as needed.

7.04.055 Business recycling requirement.

All businesses within the County shall comply with waste prevention, recycling and composting requirements as set forth in the County's Solid Waste and Recycling Program Administrative Rules. For the purpose of this section, the term business shall mean any commercial or nonprofit entity, such as a store, office, manufacturing and industry facility, restaurant, warehouse, school, college, university, government, hospital and other similar entities doing business within the unincorporated county, but excludes businesses permitted in residences.

7.04.120 Franchise—Issuance.

Except as otherwise provided in this chapter, it is unlawful for any person to collect, store, transport or dispose of any waste or solid waste, or to offer or advertise to provide services to collect, store, transport or dispose of any waste or solid waste, in the unincorporated areas of the County for compensation unless first obtaining a franchise issued by the Board; or after issuance of a franchise, for the applicable franchisee to collect, store, transport or dispose of waste or solid waste in a service area not covered by the applicable franchise, except as otherwise provided by this chapter.

7.04.130 Exemptions.

Franchises shall not be required of:

- A. Cities that collect, store, transport or dispose of waste or solid waste;
- B. Federal or state agencies that collect, store, transport or dispose of waste or solid wastes or those who contract with such agencies to perform the service, but only insofar as the service is performed by or for the federal or state agency;
- C. Other persons, practices, processes, businesses or wastes exempted by a written resolution of the Board after receipt of a recommendation of the County Manager on the basis of findings made after public hearing that the same is not necessary to the implementation of the County or a regional solid waste management plan.
- D. Persons transporting waste or solid waste collected outside the unincorporated areas of the County.
- E. Any nonprofit or charitable individual or organization engaged in collection of recyclable materials for profit from customers within an urban growth boundary. The County Manager may require proof of nonprofit or charitable status in determining whether this exemption applies.
- F. Persons collecting and transporting sewage sludge, septic tank and cesspool pumping or other sludge.
- G. Persons collecting and transporting discarded or abandoned vehicles or parts thereof.
- H. Persons collecting or transporting dead animals.
- I. Persons collecting, storing, transporting, or disposing of waste or solid waste resulting from a disaster event pursuant to a contract with federal, state or local agencies issued during a state of emergency declared pursuant to Clatsop County Code Section 1.04.070.

7.04.140 Compensation defined.

As used in Sections 7.04.120, "compensation" includes the flow of consideration from the person owning or possessing the waste or solid waste to the person collecting, storing, transporting or disposing of the same or the flow of consideration from the person collecting, storing, transporting or disposing of waste or solid waste to the person owning or possessing the same.

7.04.150 Franchise—Application form.

Applications for franchises shall be on forms provided by the County Manager. The applications shall be filed with the County to determine whether the applicant meets the requirements specified in Section 7.04.170.

7.04.160 Franchise—Information required.

Applicants for franchises shall state:

- A. The types of service to be provided within a specified service area;

- B. The rates to be charged for this service;
- C. When the applicant already provides service to all or part of the area, a sworn and verified statement of all customers served within the area and a map showing service routes and boundaries.

7.04.170 Franchise—Requirements.

- A. The applicant must show to the satisfaction of the Board the following:
 - 1. Has available equipment, facilities and personnel sufficient to meet the standards of equipment and service established by this chapter and ORS Chapter 459, and regulations promulgated thereunder;
 - 2. Is registered with the State of Oregon Corporation Division Business Registry; and
 - 3. Has comprehensive general liability insurance, including but not limited to auto liability and workers compensation insurance, in the amounts of, and as established in the Solid Waste and Recycling Administrative Rules.
- B. In addition to the foregoing requirements, the applicant must:
 - 1. Submit with an application for a franchise a sworn and verified statement of all disposal sites used, operated or otherwise patronized by the applicant, and a sworn declaration that applicant will dispose of all solid wastes at disposal sites approved by the Board and the Board shall approve all reasonably requested changes to the list of approved disposal sites that may be needed throughout the term of any franchise;
 - 2. Submit with an application a corporate surety bond, in an amount established by the Board that is consistent with industry standards, guaranteeing full and faithful performance by the applicant of the duties and obligations of a franchise holder under the provisions of this chapter; and
 - 3. Defend and indemnify the County, its officers, commissioners, employees and agents and hold them harmless for any claim in any venue, including appeals, resulting from the actions or inactions of the franchise holder regulated by this chapter; provided however, that such obligation shall not apply to the extent such claim results from actions of the County.
- C. An applicant for a franchise who is not already serving the area defined in said franchise must show to the satisfaction of the Board that he meets all of the requirements of Sections 7.04.150 through 7.04.170, and that:
 - 1. The defined service area has not been certified to another; or
 - 2. The defined service area is not presently being served by the holder of a franchise; or
 - 3. The defined service area is not being adequately served, as determined by the Board after a public hearing and comment, by the holder of a franchise, and there is a substantial demand from customers within the area for a change of service to the area.

7.04.180 Franchise—Application review.

Applications for franchises shall be reviewed by the County Manager which shall make such investigation as it deems necessary and appropriate. Written notice shall be given by the County to any person who holds a franchise which includes any part of the area contained in the application of another.

7.04.190 Franchise—Investigation.

Upon the basis of the application, evidence submitted and results of any investigation by the County Manager, the County shall make a finding on the qualifications of the applicant under Section 7.04.170, and whether additional areas should be included or additional service and equipment be provided.

7.04.200 Franchise—Recommendation.

On the basis of its findings, the County Manager shall recommend to the Board whether or not the application should be granted, denied, or modified, and the Board shall issue an order granting, denying or amending the application. If the order of the Board is adverse to either the applicant or the holder of a franchise, it shall not become effective until 30 days after the date of said order. The franchise holder or applicant may request a public hearing before the Board upon the Board's order by filing a written request for hearing with the Board within 30 days after the date of said order. Upon the filing of said request of hearing, the Board shall set a time and place for a public hearing upon its order, which hearing shall be not more than 30 days from the date of filing of said request for hearing. The franchise holder or applicant may submit evidence to the Board relevant to the Board's order. The Board may, following the hearing, affirm or amend its prior order.

7.04.210 Franchise—Final order.

Subject to the provisions of Section 7.04.410, the determination of the Board after conclusion of said public hearing shall be final. If the Board makes a final order rejecting all or part of an application for a franchise, the applicant may not submit another application for the same or a portion of the same service area for a period of six months unless the Board finds that the public interest requires reconsideration within a shorter period of time.

7.04.212 Franchise—Term.

The franchises shall be for an initial term of five years. On each yearly anniversary of the effective date of the franchise, the franchise term shall be automatically extended for one (1) additional year, unless either the County or the franchise holder provides written notice of its intent not to extend, at least thirty (30) days prior to such yearly anniversary.

7.04.214 Franchise—Periodic review.

A. Periodic Review Schedule.

1. The County Manager shall conduct the initial periodic review of all franchises in each group commencing on the dates set forth below, and shall conduct similar periodic

reviews of all such franchises commencing March 15th on a schedule deemed appropriate by the County Manager.

2. The periodic reviews shall be completed not later than December 31st of the year in which the review is commenced.
- B. Purpose of Periodic Review. Periodic review shall be conducted for the purpose of determining whether the franchises and the holders of such franchises are in compliance with the provisions of this chapter and all applicable rules, regulations and laws. Each franchise holder shall demonstrate compliance with all such requirements.
- C. Information Submittals. The County Manager shall prepare a summary of information required to be submitted by each franchise holder, and may specify the forms for such submittals to assure that information necessary to determine compliance is available to the County Manager.
- D. Effect of Noncompliance. If in the course of its review of franchises, the County Manager determine that the franchise or franchise holder being reviewed is not in compliance with the provisions of this chapter or applicable rules, regulations and laws then the County Manager shall advise the franchise holder in writing of such violation in the manner set forth in Section 7.04.290 and direct that the compliance be achieved within a date certain determined by the County Manager. If the franchise holder fails to achieve compliance within the date specified, the County Manager shall report to the Board with a recommendation on whether the franchise should be suspended, modified or revoked.
- E. Suspension, Modification and Revocation. The County Manager and board may initiate proceedings for suspension, modification or revocation under Sections 7.04.290 through 7.04.310, inclusive, at any time, whether or not a periodic review is being conducted.

7.04.270 Responsibility of franchise holder.

- A. The holder of a franchise:
1. Shall provide required service and facilities consistent with the standards established by the County in the Solid Waste and Recycling Administrative Rules;
 2. Shall not discontinue service to the service area or any substantial portion thereof without giving not less than 90 days' written notice of the proposed discontinuance of service to the County and to customers and receiving the approval of the County prior to discontinuing said service;
 3. May contract with another person to provide service within the service area after giving 30 days' written notice to and obtaining the approval of the County. The County shall approve the contract unless it finds that the quality or extent of service would be jeopardized;
 4. May refuse collection service to any customer as provided for within the County's Solid Waste and Recycling Administrative Rules, or for other reasons as may be established by the Board; provided, however, in no event shall the holder of any franchise terminate said service without first notifying the customer in writing of the

holder's intention to terminate service not less than seven calendar days prior to the date of termination of service.

7.04.280 Franchise—Transfer.

A franchise holder may transfer a franchise or a portion of the service area only after written notice to and approval by the Board.

- A. The Board shall approve the transfer if it finds that the transferee meets all applicable requirements of this chapter.
- B. The Board shall approve or disapprove any application for transfer of franchise within 60 days after receipt of notice by the Board unless the Board finds that there is a substantial question of public health or safety involved and requires additional time for investigation and decision.

7.04.290 Franchise suspension, modification or revocation—Notice.

The County shall, upon reasonable cause, make investigations to determine if there is sufficient reason and cause to suspend, modify or revoke a franchise as provided in Section 7.04.300. If, in the opinion of the County, there is sufficient evidence to constitute a violation of this chapter or ORS Chapter 459 or the rules and regulations promulgated thereunder, the County shall notify the holder of the franchise in writing of the alleged violation and what steps must be taken to cure the violation. If the holder of the franchise is unable to or refuses to cure the violation and follow the requirements of the County set forth in said notice, the County may recommend to the Board that the service franchise be suspended, modified or revoked.

7.04.300 Franchise suspension, modification or revocation—Findings.

The Board may suspend, modify or revoke a franchise upon finding that the holder thereof has:

- A. Willfully violated this chapter or ORS Chapter 459 or the rules and regulations promulgated thereunder; or
- B. Materially misrepresented statements in the application for a franchise; or
- C. Willfully refused to provide adequate service in the defined service area after written notification and a reasonable opportunity to do so.

7.04.310 Franchise suspension, modification or revocation—Compliance order.

In lieu of immediate suspension, modification, or revocation of a franchise, the Board may order compliance and make suspension, modification or revocation contingent upon compliance with the order within a time stated in said order.

7.04.320 Rates—Determination.

The Board shall approve and establish existing rates filed by all applicants under Sections 7.04.150 and 7.04.160 who meet the requirements of Section 7.04.170, unless it finds that such rates are demonstrably unreasonable and are substantially higher than those charged generally in the county

under similar service requirements and for the same or similar quality of service. In determining whether such rates are unreasonable under this section and Section 7.04.330, the Board shall consider the length of haul, type of waste or solid waste collected, stored, or transported, the number, type and location of customers served, or such other factors as may, in the opinion of the Board, justifiably affect the rates charged.

7.04.330 Rates—Consideration.

Increases or decreases in the rates approved under Section 7.04.320 shall not be made by the Board unless the Board finds that the increase or decrease is based upon an increase or decrease in the cost of doing business or an increased cost of additional, better or more comprehensive service. In determination of a proposed rate change, the Board shall give due consideration to:

A. The investment in facilities and equipment, the services of management, local wage scales, the concentration of customers in the area served, methods of collection and transportation, the length of haul to disposal facilities, and the cost of disposal, reasonable return of the owners of the business and the future service demands of the area which must be anticipated in equipment facilities and personnel;

B. The Board may require an investigation of any proposed rate increase or decrease. For purposes of making its investigation, the County Manager is authorized to hold public hearings and to take and receive testimony relevant to the considerations to be made by the board in allowing or denying rate increases or decreases under this chapter. Upon completion of its investigation, the County Manager shall make report of the hearing and recommendation to the board regarding the proposed rate increases or decreases;

C. In considering rate increases or decreases, the Board must find that the rates will be just, fair, and provide a reasonable and sufficient rate of return for the franchise holder to provide proper service to the public. The Board may consider the rates charged by other persons performing the same or similar service in the same or other areas.

7.04.340 Rates—Preferences prohibited.

A. No franchise holder subject to rate regulation under this chapter shall give any rate preference to any person, locality or type of waste or solid waste, collected, stored, transported or disposed.

B. Nothing in this section is intended to prevent:

1. The reasonable establishment of uniform classes of rates based upon length of haul, type of waste or solid waste collected, stored, transported or disposed of or the number, type and location of customers served, or upon other factors so long as such rates are reasonably based upon costs of the particular service and are approved by the Board in the same manner as other rates;
2. Any person from volunteering service at reduced costs for a charitable, community, civic or benevolent purpose.

7.04.342 Responsibility for payment of charges.

The provisions of solid waste collection service to residential tenants is declared to be a benefit and service to the owners of such property, as well as the tenants. Any person who receives service shall be responsible for payment for such service. The landlord of any premises shall be

responsible for payment for service provided to that premises if the tenant fails to pay for the service.

7.04.344 Recycling.

- A. All holders of franchises shall offer to provide either on-route collection or a drop off depot for source separated recyclable material from all customers consistent with the service standards established within the County's Solid Waste and Recycling Administrative Rules. This service shall include, but not be limited to, each of the materials required to be collected by Oregon Administrative Rules, together with any other materials which may be designated by the Department of Environmental Quality and as agreed on between the applicant and County to cover materials that provide for a maximum diversion from landfill and are recyclable based on available end-markets.
- B. Each holder of a franchise shall provide notices to its customers that comply with all applicable requirements of the County's Solid Waste and Recycling Administrative Rules as well as all applicable Oregon Administrative Rules.

7.04.350 Franchise fees—Amount.

The Board shall collect, in the manner and at times hereinafter provided, from the holder of any franchise, an annual fee equal to five percent of the gross receipts from the area defined in said franchise.

7.04.360 Franchise fees—Collection.

The annual fee shall be computed and collected at least on a quarterly basis, the quarterly periods to consist of the periods ending March 31st, June 30th, September 30th and December 31st. The fee shall be paid by the franchise holder not later than the last day of the month immediately following the end of the quarter.

7.04.370 Franchise fees—Records maintenance.

Every franchise holder shall maintain complete and accurate records as defined within the County's Solid Waste and Recycling Administrative Rules disclosing the gross receipts for services rendered for compensation pursuant to this chapter. All applicable books and records shall be open at reasonable times and places for review by authorized personnel of the County.

7.04.380 Franchise fees—Receipts misrepresentation unlawful.

Misrepresentation of gross receipts by an applicant or franchise holder as disclosed by review, shall constitute cause for denial or revocation of franchise, pursuant to Sections 7.04.290 through 7.04.310.

7.04.400 Conformity with law.

This chapter, all amendments made thereto, and all rules and regulations adopted by the Board pursuant thereto shall be in no way a substitute for, nor in any way eliminate the necessity of conforming with all valid federal and state statutes or laws or any rules or regulations adopted

pursuant thereto, nor any ordinance enacted by the County or rule or regulation adopted pursuant to such ordinance. The provisions of this shall be construed to be an addition to the requirements imposed by all such statutes, laws, ordinances, rules or regulations.

7.04.410 Review of board action.

All decisions of the Board under this chapter shall be reviewable by the Circuit Court of the state of Oregon for the County under the provisions of ORS 34.010—34.100 which shall be the sole and exclusive remedy for reviewing any and all actions of the Board under this chapter.

