



Department of State Lands Rulemaking Notice

Divisions 141- 085, 089 and 102

CAPTION: Removal-Fill Authorizations within Oregon Waters, General Authorizations and Essential Salmon Habitat Designations

SUMMARY: The Division 85 rules have been amended to reflect statutory changes enacted during the 75th Oregon Legislative Assembly—2009 Regular Session (HB 2155 and HB 2156), and to provide increased precision in certain technical areas, such as In-Lieu Fee Mitigation, and acceptable forms of financial security instruments for compensatory mitigation projects. The Division 89 rules have also been amended in part, to reflect statutory changes, but also to make them more succinct and consistent with the format used in the recently revised Division 85 rules. The Division 102 rules have been amended to update the Department of State Lands' Essential Indigenous Anadromous Salmonid Habitat (ESH) mapped designations based upon newly available, more accurate data from the Oregon Department of Fish and Wildlife on the spawning and rearing habitat of federally listed threatened and endangered runs of indigenous, anadromous salmonids and state listed sensitive runs of these same species.

WEB SITE: The Notice of Proposed Rulemaking Hearing, Statement of Need and Fiscal Impact, and the Proposed Rules are available at:
http://www.oregon.gov/DSL/rules_activity.shtml

HOW TO COMMENT: You may comment on the proposed rules by sending written comments by **5 PM, November 20, 2009**, to:

Ms. Liz Martino
Rules Coordinator
Oregon Department of State Lands
775 Summer ST NE, STE 100
Salem, OR 97301-1279

Or via e-mail to:

For 141-085 Removal-Fill Rules: **rfrulescomments@dsl.state.or.us**

For 141-089 General Authorization Rules: **general_authorization@dsl.state.or.us**

For 141-102 ESH Rules: **essential_salmon_habitat@dsl.state.or.us**

RULEMAKING HEARINGS: You are invited to attend the rulemaking hearings, which will take place:

DATE: Wednesday, November 18, 2009

TIME: 9 a.m. - 10 a.m.

PLACE: DSL, Land Board Rm., 775 Summer St. NE, Salem, OR

DATE: Wednesday, November 18, 2009

TIME: 2 p.m. – 3 p.m.

PLACE: Douglas County Courthouse, Rm. 310, 1036 SE Douglas, Roseburg, OR

DATE: Thursday, November 19, 2009

TIME: 9 a.m. – 10 a.m.

PLACE: DSL Eastern Region, 1645 NE Forbes Rd., STE 112, Bend, OR