



Project Summary 2008

SB-2008-OR-55169: Whale Cove - A
Pacific Coast Treasure

State Submission Date

Mar 25, 2008

Division Submission Date

not submitted

State Priority

0

This application must be completed online at <http://www.bywaysonline.org/grants/>, and submitted electronically and in printed form.

Project Category

Which category best describes the location of this project?

- Project that is associated with a highway that has been designated as a National Scenic Byway, All American Road, or one of America's Byways.
- Project along a State or Indian tribe scenic byway that is carried out to make the byway eligible for designation as a National Scenic Byway, an All-American Road, or one of America's Byways.
- Project that is associated with the development of a State or Indian tribe scenic byway program.

Choose from the following categories of eligible work the type that best fits your project.

- Byway Programs
- Corridor Management
- Safety Improvements
- Byway Facilities
- Access to Recreation
- Resource Protection
- Interpretive Information
- Marketing

Is this application a resubmission of an unfunded project from a previous year?

- Yes
- No

Project Location

State(s) involved in project:

Oregon

Indicate the byway's regional location within the State. Reference prominent landmarks such as parallel major highways, natural features, counties, or large cities, that makes the byway(s) easy to locate in a road atlas.

Whale Cove, Depoe Bay, Lincoln County including a total of 13 acres (4.5 acres contiguous to Hwy 101/Pacific Coast Scenic Byway); directly linked by shoreland to Rocky Point State Park to the south.

Briefly describe the project's location(s) on the byway using references to route numbers, byway gateway communities, project location communities and landmarks so any reviewer can identify the project sites.

Approximately 4.5 acres contiguous to Hwy 101/Pacific Coast Scenic Byway at Whale Cove within the city limits of Depoe Bay, Lincoln County (13 acres total project).

Associated Byways

State	Byway Name
OR	Pacific Coast Scenic Byway - Oregon

Is this project consistent with the Corridor Management Plan(s) for the byway(s) involved?

- Yes
- No / CMP not available

Congressional Districts

State	District	Representative (at time of application)
OR	5	Hooley, Darlene

Abstract

Project Description

Complete the sentence "This project will..." before adding remaining information.

This project will complete funding to acquire fee title to approximately 13 acres of forest, grassy coastal prairie, and rocky coastal headland at Whale Cove - a Pacific Coast treasure. Whale Cove is the only marine area in Oregon's territorial sea where all marine life is protected. Following acquisition, property will be managed for its natural resource values and as a principal component of the overall Whale Cove ecology. The property provides critical habitat for coastal wildlife. The headland parcel also includes a 3000+ year old Native American midden site.

Byway Benefits

Complete the sentence "This project benefits the byway traveler by..." before adding remaining information.

This project benefits the byway traveler by preserving the view shed from Hwy 101/Pacific Coast Scenic Byway at Whale Cove, a uniquely protected area in Oregon. The parcel provides direct visual access of a coastal sitka spruce forest on the edge of sea cliffs and a vista of Whale Cove. The headland property is also in the view shed from Hwy 101, providing a panoramic vista of forest and sea cliffs in the foreground, a picturesque cove, and a coastal headland in the background. Protected wildlife are frequently visible.

Narrative

Project Summary

Completely describe all the major elements of your proposed project in a concise but complete summary.

This proposal is an acquisition project that would secure approximately 13 acres of forest, grassy coastal prairie, and rocky coastal headland. It is the intent of this proposal to secure funding to acquire fee title to the land and manage it for its natural resource values. Approximately 4.5 acres are contiguous with Hwy 101 and are directly linked by shore land to Rocky Point State Park to the South. This parcel provides direct visual access of a coastal sitka spruce forest on the

edge of sea cliffs and a vista of Whale Cove that would be hard to top on the rest of the Oregon Coast. The headland property is also in the view shed from Hwy 101 and provides a panoramic vista of the forest and sea cliffs in the foreground, a picturesque cove, and a coastal headland in the background. Harbor Seals can generally be seen on the rocky exposures during low tide. As if all of this is not enough, two streams cascade as waterfalls into the cove over the nearby sea cliff.

The headland parcel of this project also includes a 3000 + year old Native American midden site associated with one of the sea cliffs. All of the property being proposed for acquisition surrounds Whale Cove. This cove is the only marine area in Oregon's territorial sea where all marine life is protected from human harvest, including plants and animals found in the intertidal. In 1966 Whale Cove was designated a harvest-restricted area where harvest of all marine invertebrates was prohibited. In 1988 further restrictions were adopted, prohibiting the harvest of all marine fish as well as marine invertebrates. No other coastal resource in Oregon is currently protected at the level of Whale Cove. An addition of the upland, proposed in this project, will add the last chapter to the Whale Cove story.

Oregon Department of Fish and Wildlife has observed that the forest above Whale Cove is a principal component of the overall Whale Cove ecology. The trees setting above the cove provide critical habitat for coastal wildlife and perching habitat for a pair of bald eagles that nest nearby in the Rocky Creek drainage. Marine birds, such as pigeon guillemonts and black oyster catchers who feed in the Cove's intertidal and sub-tidal habitats, use the adjacent cliffs for nesting and roosting.

Benefit to Byway Traveler

Describe how the proposed project will benefit a byway traveler, add to their travel experience or fulfill an important objective of your CMP.

The proposed project, land acquisition, is designed to contribute to the "park like" setting that is currently observed from Hwy 101 at this location. Only one private parcel of land separates the proposed purchase area from an ocean front park, Rocky Creek State Park. This acquisition will insure no new adverse additions to the view shed from the park into Whale Cove, and also insure that there will be no visual detractors created into the future. All necessary easements and deed restrictions over and above the current status of the byway and zoning will be generated to link the protective goal of this acquisition to the property by conservation easement or deed restriction.

Prior Projects

Describe any relationship between this project and previously funded National Scenic Byways grant projects. In addition, discuss how the proposed work relates to any multi-year work plan byway leaders have developed.

This acquisition protects in perpetuity a critical view shed from Hwy 101 at Whale Cove - Oregon's most protected coastal resource. It adds a level of security to the established Hwy 101/Pacific Coast Scenic Byway and All American Road designations.

Project Coordinator

Please provide contact information for a person responsible for this project.

Name: Neal Maine

Title: Executive Director

Organization: North Coast Land Conservancy

Address: P.O. Box 67
Seaside, OR 97138

Phone: 503-738-9126

Fax: 503-738-4184

E-mail: nc1ctrust@theoregonshore.com

Work Plan

Milestone/Task	Start Date	Duration	Responsible Party	Justification
Establish funding agreement with State	AAD*			
Execute Intergovernmental Agreement guaranteeing local match between local agencies and Oregon Department of Transportation	AAD + 30 days*	30 days	Oregon Department of Transportation	Creates a formal agreement among the parties guaranteeing local matching funds and designating North Coast Land Conservancy as the property purchaser and title holder consistent with protection covenants.
Execute bargain sale with property owner	AAD + 60 days*	30 days	North Coast Land Conservancy	Fee acquisition of 13 acres to protect scenic and other Byway qualities through a combination of purchase and property owner donation.

* AAD = Actual Award Date (estimated to be August 01, 2008)

Budget

Cost Breakdown

#	Description	Total Cost	Requested	Match
1.	Fee acquisition	2,250,000	650,000	1,600,000
2.	Project management	6,000	0	6,000
Total		\$2,256,000	\$650,000	\$1,606,000

Matching Funds

Source	Type	Description	Amount
Oregon Parks and Recreation Department	Cash		450,000
Maui Dream LP and Malama LLC	Property (Non-federal)	Portion of property appraised value	1,150,000
North Coast Land Conservancy	Services (Non-state or Non-federal)	Coordination of transaction through staff time and cost of appraisal.	6,000
Total			\$1,606,000

Funding Allocation

Do the byways involved in the project cross any Federal Lands? (Check all that apply)

- Bureau of Indian Affairs
- Bureau of Land Management
- Fish and Wildlife Service
- National Park Service
- USDA Forest Service

If this project is selected for funding, please indicate your preference for carrying out the project (check one):

- FHWA allocates the funds for the project to the State DOT
- FHWA allocates the funds for the project to one of the Federal Land Management agencies marked above (provide contact information below)
- FHWA allocates the funds for the project to an Indian tribe or tribal government (provide contact information below)

If funding should be allocated to a Federal land management agency or Indian tribal organization, please provide contact information for that organization:

Name:

Title:

Organization:

Address:

Phone:

Fax:

E-mail:

Application Checklist

The following statements are for informative purposes. Please read and check each statement.

- I understand that this is a reimbursement program - funds are not available up-front.
- I have reviewed and responded to the Complete Application statements as outlined in the Grants Guidance.
- I have been in touch with the State scenic byway coordinator and have responded to recommendations or requirements of the State.
- I have verified with the State byway coordinator that this proposed project can receive authorization to proceed from the State and FHWA division before the end of the fiscal year for which the application is made.

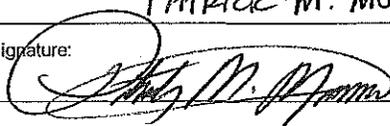
Attachments

No attachments have been provided with this application.

Signatures

Application Completeness

I certify that this application is complete and correct, and is eligible for National Scenic Byways funding. (This should be completed by the State's scenic byways coordinator.)

Please print name: <i>PATRICK M. MORAN</i>	Title: <i>OREGON SCENIC BYWAYS PROGRAM MANAGER</i>
Signature: 	Date: <i>21 MAR 08</i>

Matching Funds Certification

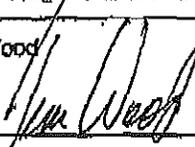
I certify that the matching funds for this project are available for use at the time of application.

Please print name: Neal Maine	Title: Executive Director
Signature:	Date:

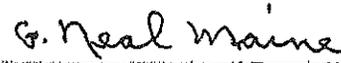
**7. OREGON APPLICATION
FOR FHWA FY 2008 DISCRETIONARY FUNDS
Endorsements**

Complete all sections relevant to your project, or attach separate letters and documents. (Contacts are listed in Appendix B.)

PROJECT IDENTIFICATION	
Byway Name: Pacific Coast Scenic Byway	
Project Name: Whale Cove - A Pacific Coast Treasure	
BYWAY PROPONENT APPROVAL (Required for all projects -- see Appendix B.)	
Name: Pat Moran	Title: Oregon Scenic Byways Program Manager
Signature:	Date: 3/18/08
Signature indicates support for project and that project is <u>consistent with approved byway management plan.</u>	
ODOT AREA MANAGER APPROVAL (REQUIRED FOR ALL PROJECTS ON STATE HIGHWAYS)	
Name: Vivan Payne	Title: ODOT Area Manager - Corvallis Office
Signature:	Date: 3/18/08
GOVERNMENT SPONSOR (required <u>only</u> if applicant is not a government agency)	
Name of Agency: Oregon Parks and Recreation Department	
Name: Tim Wood	Title: Director
Signature: 	Date: 3/18/08
Signature indicates that you have the legal authority to act for the government agency above, and further represents that the government agency supports the proposed project and is willing to take financial and management responsibility for project and sign an interagency agreement with the Oregon Department of Transportation if the Federal Highway Administration approves funding.	

MATCH VERIFICATION		
This is required for all projects and must be completed for EACH organization providing matching funds or contributions to the project.		
Type of Match	\$ Value	Description
Cash on Hand		
Cash available prior to September 30, 2008	450,000	Oregon Parks Acquisition Funds
Hard Match Sub-Total	450,000	Oregon Parks Acquisition Funds
Donation of Material		
Donation of Property		
Volunteer Labor/Services		
Soft Match Sub-Total		
TOTAL MATCH PLEDGED	450,000	Oregon Parks Acquisition Funds
Organization: Oregon Parks and Recreation Department		
Name: Tim Wood	Title: Oregon Parks and Recreation Department Director	
Signature: 	Date: 3/18/08	

Signature indicates that you have the legal authority to act for the organization above, and further represents that the organization supports the proposed project.

Type of Match	\$ Value	Description
Cash on Hand		
Cash available prior to September 30, 2008		
Hard Match Sub-Total		
Donation of Material		
Donation of Property		
Volunteer Labor/Services	6,000	North Coast Land Conservancy
Soft Match Sub-Total	6,000	North Coast Land Conservancy
TOTAL MATCH PLEDGED	6,000	North Coast Land Conservancy
Organization: North Coast Land Conservancy		
Name: Neal Maine	Title: Executive Director	
Signature: 	Date: 3/18/08	

Signature indicates that you have the legal authority to act for the organization above, and further represents that the organization supports the proposed project.

MATCH VERIFICATION		
This is required for all projects and must be completed for EACH organization providing matching funds or contributions to the project.		
Type of Match	\$ Value	Description
Cash on Hand		
Cash available prior to September 30, 2008		
Hard Match Sub-Total		
Donation of Material		
Donation of Property	1,180,000	Bargain Sale - MAUI DREAM LP & MALAMA LLC
Volunteer Labor/Services		
Soft Match Sub-Total	1,150,000	Bargain Sale - MAUI DREAM LP & MALAMA LLC
TOTAL MATCH PLEDGED	1,150,000	Bargain Sale - MAUI DREAM LP & MALAMA LLC
Organization: Oregon Parks and Recreation Department		
Name: Bryce Buchanan	Title: Land Owner	
Signature: <i>Bryce Buchanan</i>	Date: 3/18/08	

Signature indicates that you have the legal authority to act for the organization above, and further represents that the organization supports the proposed project.

Type of Match	\$ Value	Description
Cash on Hand		
Cash available prior to September 30, 2008		
Hard Match Sub-Total		
Donation of Material		
Donation of Property		
Volunteer Labor/Services		
Soft Match Sub-Total		
TOTAL MATCH PLEDGED		
Organization: North Coast Land Conservancy		
Name:	Title:	
Signature:	Date: 3-19-08	

Signature indicates that you have the legal authority to act for the organization above, and further represents that the organization supports the proposed project.