

May 18, 1977

Dr. Edward T. La Roe
Land Conservation & Development Dept.
1175 Court Street N.E.
Salem, Oregon

Dear Ted:

Following our conference last Friday, we have the following to submit to you with regard to Yaquina Head:

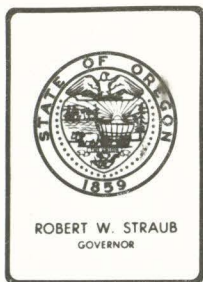
- (1) We can arrange to provide direction for suitable mining activity and eventual reclamation of the site. We estimate that this will take no longer than 30 days elapsed time after we have received the go-ahead from you. This work would be conditioned upon our being provided with the authority to enter upon the premises and to conduct planning with the operators. As I believe we discussed last Friday, we have no jurisdiction via the Mined Land Reclamation route since this operation is one of the "grand-father sites", so any authority would have to come from another quarter. We feel that if proper cooperation is achieved, a workable extractive program and reclamation can be accomplished without causing too much disruption.
- (2) As to the long-range aspects of the problem, we are prepared to undertake a detailed site survey within the market envelope and supply recommendations either (1) for a drilling campaign to outline and evaluate possible alternate resource sites, or (2) provide information on possible alternate sources of supply tributary to the market area but originating beyond its borders. In conjunction with this study, we can also provide a geologic map in greater detail than that originally prepared by Schlicker in our earlier study. The economic aspects of the proposed cessation of activities at Yaquina Head would be studied. This study would indicate economic impact on the community and public agencies operating in the area and an appraisal of the positive and negative factors involved in the action.

We estimate that we can provide the services outlined in (1) above, plus periodic policing of the site for two years, for \$5,000. Our estimate for services for (2), which would include all publication costs plus consultations during the transition period, would amount to \$32,500.

Sincerely yours,

Ralph S. Mason
State Geologist

Stan
Jerry
Bob
John
RSM:jr
Cliff



Department of Geology and Mineral Industries
ADMINISTRATIVE OFFICE

1069 STATE OFFICE BLDG., PORTLAND, OREGON 97201 PHONE (503) 229-5580

May 18, 1977

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Sincerely yours,

Ralph S. Mason
State Geologist

RSM:jr



OREGON PROJECT NOTIFICATION AND REVIEW SYSTEM

STATE CLEARINGHOUSE

Intergovernmental Relations Division
Room 306, State Library Building
Salem, Oregon 97310, Phone: 378-3732

RECEIVED-PTLD

JUN 3 1977

DEPT OF GEOLOGY
& MINERAL INDUS.

P N R S S T A T E R E V I E W

JUN 24 1977

Project #: 7705 5 1450 Due Date: _____

To Agency Addressed: If you intend to comment but cannot respond by the return date, please notify us immediately. If no response is received by the due date, it will be assumed that you have no comment and the file will be closed.

PROGRAM REVIEW AND COMMENT

To State Clearinghouse: We have reviewed the subject Notice and have reached the following conclusions on its relationship to our plans and programs:

- () It has no adverse effect.
- () We have no comment.
- () Effects, although measurable, would be acceptable.
- () It has adverse effects.
- () We are interested but require more information to evaluate the proposal.
- () Please coordinate the implementation of the proposal with us.
- () Additional comments for project improvement. (Attach if necessary)

REMARKS (Please type or print legibly)

Agency Geology By _____



United States Department of the Interior

IN REPLY REFER TO
2370 (14.37)
OR 17241

BUREAU OF LAND MANAGEMENT
District Office
3550 Liberty Road S.
P. O. Box 3227
Salem, Oregon 97302

MAY 24 1977

7705 5 1450

AN INVITATION TO PARTICIPATE IN THE ASSESSMENT
OF ENVIRONMENTAL IMPACTS ASSOCIATED WITH
PROPOSED USES OF FEDERAL LAND NOT NEEDED FOR
THE YAQUINA HEAD LIGHTHOUSE RESERVE

On June 8, 1866, President Andrew Johnson set aside (withdrew) some 23 acres of unsurveyed public domain land on Yaquina Head for a lighthouse. On January 17, 1977, the Coast Guard filed a notice of intent to relinquish 18.1 acres of the lighthouse reserve as that land is no longer needed for lighthouse purposes. The Coast Guard would retain jurisdiction over 4.5 acres at the tip of Yaquina Head where that agency maintains an active lighthouse. A map is enclosed showing the location of the property to be relinquished.

The Salem District, Bureau of Land Management, now has the responsibility to (1) determine the land's suitability for return to public domain (now called national resource land) status and (2) to recommend appropriate uses or disposition of the land. The recommendation will be forwarded to the BLM State Director, Oregon State Office.

The first step has been completed --- The land is primarily undisturbed. A gravel road and aerial power and telephone lines are the only improvements on the property.

It is for the second step that this invitation is extended. We ask for your participation in the determination of appropriate uses or disposition of the land and the environmental consequences of those uses or disposition.

Several options have been suggested but the range of possible alternatives or combinations appear unlimited. Some of the suggestions include the following:

- (1) Designating the land as a research natural area. The land is reported to contain several threatened or endangered plant species and several animal species of scientific interest. The Federal Committee on Research Natural Areas has identified Yaquina Head as an area representative of intertidal ecosystems on the open coast of Oregon. A high priority is assigned to this suggestion.



- (2) Permitting Oregon State University and Marshfield Senior High School (Coos Bay) to use the land for operation of a marine science center. The Coast Guard's notice of intent mentions the interest expressed by the above parties to use the land for a marine science center. No details were given as to the extent of development contemplated.
- (3) Allowing the land to be quarried for its rock. The adjoining land to the east is privately owned and has been used as a rock source for many years. Continued quarrying will lower the profile of the headland and it has been suggested that the Federal land be quarried to create a "more uniform" headland.

We are aware of the controversy that has developed over the issue of quarrying the private land on Yaquina Head. We are also aware of the Land Conservation and Development Commission's current effort to draw up long-range plans for the use of the entire head. It is our intention to coordinate our recommendation with the LCDC plan.

Because so many public meetings and hearings have been held recently, we have chosen to communicate by mail; however, should the need arise we will hold a public meeting in the vicinity of Yaquina Head.

Your ideas, opinions, and knowledge are requested in order for us to reach the proper recommendation. We encourage you to express your views in writing and ask that your comments reach us by June 22, 1977.

Sincerely yours,



District Manager

Enclosure
Map

N



PACIFIC OCEAN



LIGHTHOUSE

PARCEL TO BE
RETAINED BY COAST GUARD

PARCEL TO BE TRANSFERRED
TO BLM

PACIFIC OCEAN

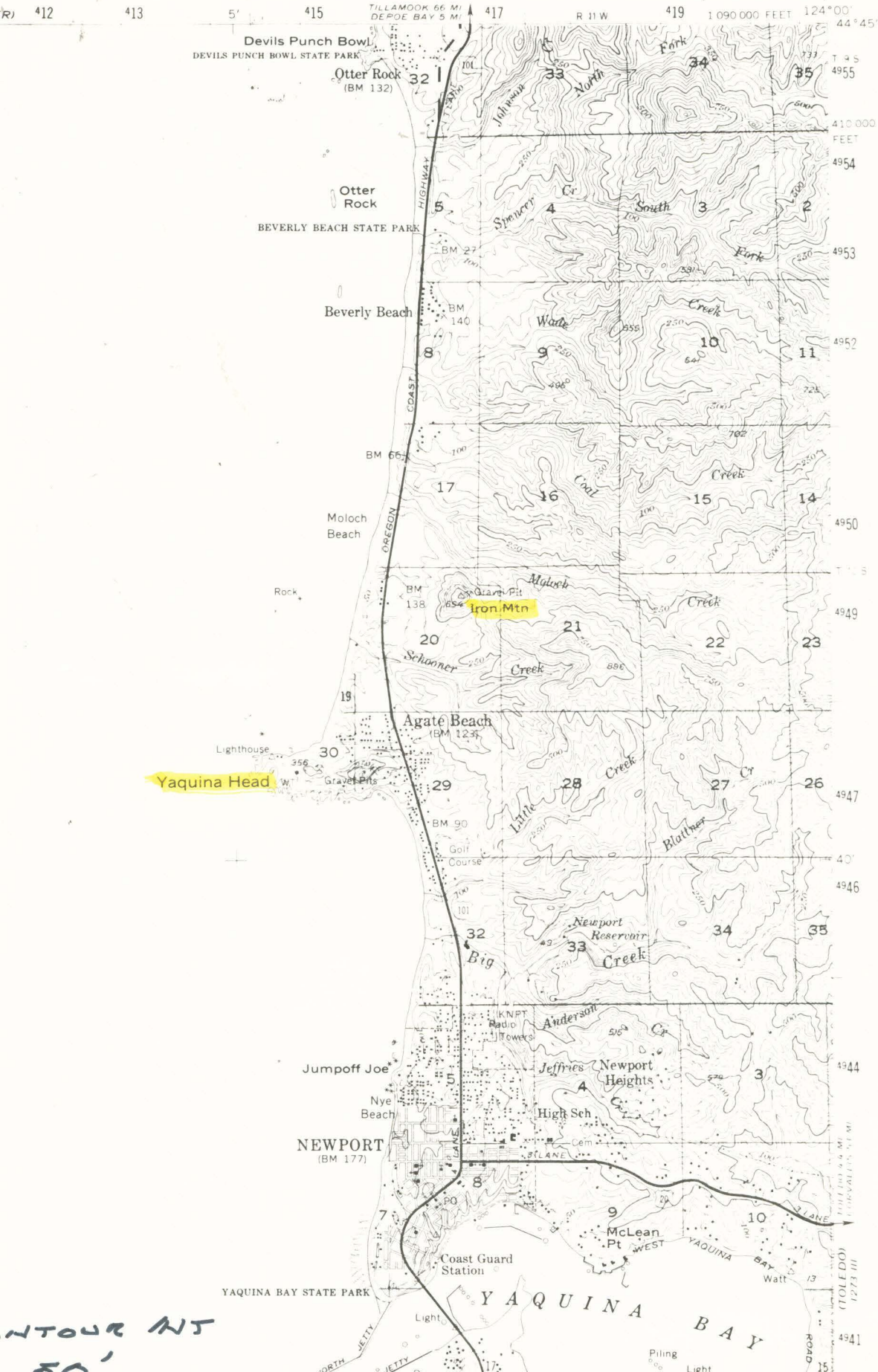
COUNTY ROAD

SW Cor
Lot 3

SCALE: 1" = 200' (APPROX.)

YAUQUINA QUADRANGLE
OREGON—LINCOLN CO.
15 MINUTE SERIES (TOPOGRAPHIC)

1273 IV
EUCHRE MT.



NTOUR NT
30,



STATE OF OREGON

INTEROFFICE MEMO

RECEIVED-PTLD
MAR 15 1977
DEPT OF CLERK

TO: File

DATE: March 9, 1977

FROM: S. L. Ausmus

SUBJECT: Yaquina Head Quarries, #21-0014

Received a call from Dane Dietz, Administrative Assistant to Rep. Roger Martin (378-8772) regarding Yaquina Head Quarries. His questions concerned:

1. Possible exchange of Iron Mountain for Yaquina Head. I stated the OSHD's position as I understand it and recommended:
2. Available alternatives if the State obtained the quarry. I indicated three.
 - a) Fence off and do nothing.
 - b) Mine and reclaim over the long term.
 - c) Totally reclaim on a short term time frame.
3. Possible costs to the State. I pointed out:
 - a) Cost of about 1.5 m yds. of rock plus value of the reclaimed site.
 - b) Cost of loss of resource at Iron Mountain.
 - c) Cost of reclamation of the quarry.
 - d) Cost to open new sites by both OSHD and Yaquina Head.
4. What can the State do (Legislatively) to help the present operator?
 - a) Provide engineering assistance.
 - b) Provide an in-depth study of the site including quality and quantity of resource available.
 - c) Provide an acceptable overall plan for the site and recompense the operator for any loss of resource and revenue that will result from following the State plan.
5. What are the planned limits of excavation by the present operator?

Answer: "Unknown" for certain, but indications are that the overall profile will not be reduced much below its present configuration IF the reclamation plan recommended by the Dept. is followed. We have not seen, nor can we demand to see, the voluntary plan which the operator is purported to have prepared.

3-17-77
Frank R. Alexander
Paul Phillips
Agnes Oppen

Memo to the File
Yaquina Head Quarries
March 9, 1977
page 2

Dave will call Fretwell and may have other questions for us later.

Also received a call from Chuck Kinzie of Sen. Powell's office regarding this same matter.



Standley L. Ausmus
Administrator
Mined Land Reclamation

SLA/lb

Copies to: Mr. Ralph Mason
Mr. Bill Fretwell

LAQUINX HEAD

PAUL HUGHES - STUDY (FOR OPS)

BOLLY
MONTAG & ASSOC - STUDY BY BEARDSLEY FOR OPS

STUDY FOR COUNTY

STUDY BY HINAY

6 SITES FOUND YET

HINAY WANTS TO KEEP IRON MT.

6 MONTHS FLASSED TIME REQ'D — 2-MEN
START - 7-1-78?

OPER PLAN

MOVE ROAD

FIND OUT W/ ACCEPTABLES FWD PROD
NEEDS AND JUNEY

DO IN 30 DAYS

DEVELOPMENT PLAN

ADJUST INTERFACES W/FBOS

IRONY - 15⁰⁰ HR 554/WK + 20% = 665/WK
HRRB 16⁰⁰ HR 642/WK + 20% = 770

	#1	2.
IRONY	\$665 x 4 WKS 12 WKS	\$2660 1330 JTG 665 x 16 = 10,650
EDIT	60 x 3 DAYS	180 HGS 770 x 8 = 6150 "4"
HAIR	\$90	90 EDIT 450 x 2 = 900
TOTAL		1600 390 x 4 = 1560
		3930 PUB \$5000 = 5000
		2930 GROL-I 336 x 16 = 5375

PUBLIC INQUIRY AND/OR COMPLAINTS

NAME OF CALLER: Peter McDonald

DATE: 11/19/76

OPERATOR/LANDOWNER: Yaquina Head Quarries

FILE NO. 21-0014

LOCATION: Lincoln County

STATUS: LE-pm

NATURE OF INQUIRY OR COMPLAINT:

Mr. McDonald called inquiring about permit and reclamation plan. I explained grandfather sites and the voluntary reclamation plan which the Department developed for Yaquina Head Quarries last year. Discussed at some length the recommendations which were made. Mr. McDonald wanted estimate of production and reserves which I did not give. He asked how long Yaquina Head Quarries could operate within their 1972 configuration and I projected anywhere from four to ten years.

This is the second call received today concerning this site. The previous one was from the Parks Department, State Highway Division inquiring about operating permit and reclamation plan for this site. Apparently pressure is building and the Parks Department has been asked to investigate the possibility of obtaining this property through an exchange. Location of other quality rock resource in that vicinity is questionable.



ACTION:

TIME: - Office
- Travel
- Field

OTHER COSTS:

PUBLIC INQUIRY AND/OR COMPLAINTS

NAME OF CALLER: Mr. Henry Richmond 223-4396
407 Dekum Bldg.
519 SW 3rd

DATE: 11/29/76

OPERATOR/LANDOWNER: Portland, OR 97204
Yaquina Head Quarries, Inc.

FILE NO. 21-0014

LOCATION: Agate Beach, P. O. Box 624

STATUS: Newport, Or 97365
Limited exemption

NATURE OF INQUIRY OR COMPLAINT:

Mr. Richmond, Director of 1,000 Friends of Oregon, called requesting information relative to Yaquina Head Quarries, Inc. He requested copies of pertinent communications between Yaquina Head Quarries and this office relative to the determination of "grandfather rights", as well as information relative to recommended reclamation plans and final contours. This material, although quite bulky, was reproduced and forwarded to Mr. Richmond on this date.

ACTION:

TIME: - Office
- Travel
- Field

OTHER COSTS:

PUBLIC INQUIRY AND/OR COMPLAINTS

NAME OF CALLER: Steve Smith, Eugene Register-Guard

DATE: December 2, 1976

OPERATOR/LANDOWNER: Yaquina Head Quarries, Inc.

FILE NO. 21-0014

LOCATION: Agate Beach P. O. Box 624, Newport, OR 97365

STATUS: Limited Exemptions because of prior mined.

NATURE OF INQUIRY OR COMPLAINT: Requested information relative to Yaquina Head Quarries.

Points of Inquiry:

1. General State authority over surface mining.
2. Specific detail as to the responsibility of Yaquina Head Quarries under the State Mining Law.
3. Requested to review the file including application, production, reserves, etc.

Response:

1. Reviewed the State Surface Mining Law in general, pointing out exemptions, both total and limited.
2. Detailed history of Yaquina Head Quarries and Mined Land Reclamation Division actions relative to the "grandfather rights" at this site. Referenced the recommendations developed by MLRD and pointed out that the Department's recommendations include continued mining at this site rather than cessation in order that
 - a. the usable resource is utilized.
 - b. the site is ultimately developed for subsequent beneficial use rather than abandon in a useless state.
3. I advised that any of the material in the file was open except the information sent by the operator under the confidentiality provision of ORS 517.900. He questioned the rationale of this and I explained that the production figures were submitted voluntarily by the operator and were not required by Law. The State Law directs itself to the reclamation plan and mining commensurate with it. The production and reserve figures which we have are provided at the courtesy of the operator with the understanding it will be treated as confidential.

TIME: - Office
- Travel
- Field

OTHER COSTS:

STATE OF OREGON
DEPARTMENT OF GEOLOGY AND MINERAL INDUSTRIES
1069 State Office Building
Portland, Oregon 97201

To: Ralph
From: John

Stan reports re: his discussion with Walt Brown that Brown has requested

- 1) a personal resume
- 2) an exposition on the Clackamas County Issues
- 3) a briefing on the types of persons and types of interagency coordination required by the Administrator
- 4) demonstration that the structure of the organization requires Environmental Specialist 4 abilities regardless of number of staff.

Also, the Yaquina Head issue is coming to a head and is probably going to lend an environmental flavor to MLR before it is resolved. Nancy Fadeley has sent letters to all legislators requesting action on the Yaquina Head issue. A special hearing will be conducted on March 30 (evening) and this agency has been requested to be represented.

VARGUNA HEAD

ACRES = 45 ACRES BXC
7 " PLANT

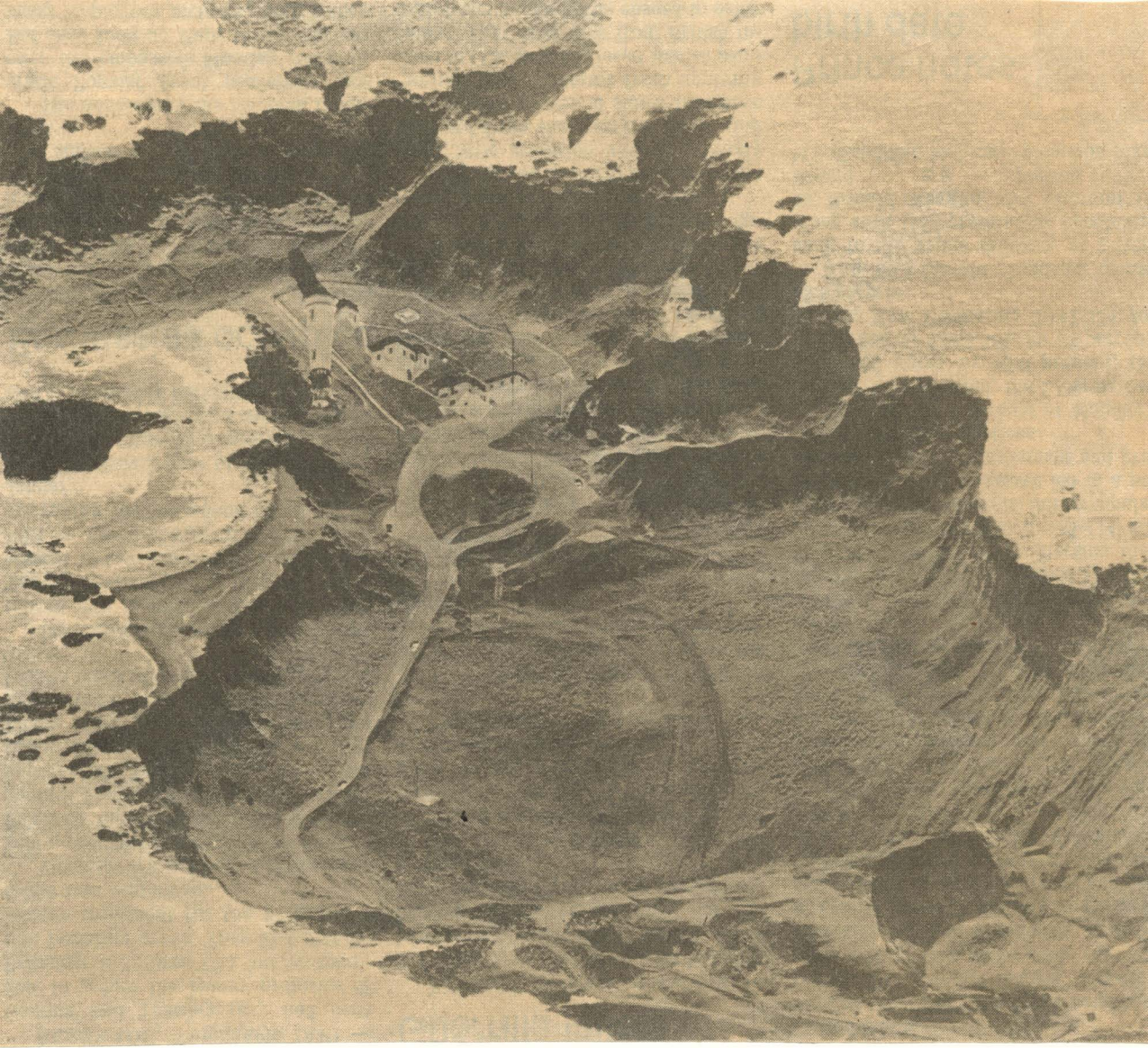
52 + 11025?

LET. TO RECONSTRUCTION
FRTNRL 20

15-20 YRS RESTONE

120,000 YDS/YR

~~\$~~
Box — 936,000
Land 52 AC X 10,000 = 520,000
Plant — 200,000
Box — 100,000



Yaquina Head gravel pit, 2001



STATE OF OREGON

INTEROFFICE MEMO

RECEIVED-PTLD
JUN 2 1977
DEPT OF GEOLOGY
MINERAL INDUS

TO: File

FROM: Standley L. Ausmus

SUBJECT: Yaquina Head Quarries

DATE: May 23, 1977

On May 18, 1977, I met in conference in the LCDC office in Salem with Ted La Roe and Becky Kreag of LCDC and Larry Jacobson the the Parks Department, for the purpose of discussing the Yaquina Head Quarries and the assignment of Yaquina Head as an area of critical State concern.

LCDC has been assigned the responsibility of preparing response for Legislative consideration which will propose actions to be taken (See alternative 2 of the LCDC Report dated 5/6/77). These actions will be 1) designation by the 1977 Legislature of Yaquina Head as an area of critical State concern, 2) establishment of an interim mining plan, 3) the development of a total, overall plan for either continued mining or ultimate reclamation, and use of Yaquina Head and the surrounding area.

The roll of the Department of Geology appears to be that of providing input for the interim mining plan, providing monitoring services, inspection to assure that the interim mining plan that is developed is being followed, and to assist in the development of the overall plan for Yaquina Head.

It appears to me that prior to the development of a mining plan for this site, even on an interim basis, it will be necessary to have established by a rather thorough engineering study, the parameters with which we have to work, including the elevations, contours, locations of the various grades of rock, stratification, stabilities, the market requirements of Yaquina Head Quarries for various grades of rock. In addition, we need to determine those areas where mining is not to be conducted during the interim, where limited mining

is not to be conducted during the interim, where limited mining can be conducted, and areas where unlimited mining can be conducted. I have a serious doubt as to whether or not a program can be conducted for \$5,000 if the Department has to do the engineering study.

If, on the other hand, the Department has availability to the engineering study conducted by Smith, Monroe, and Associates for Yaquina Head Quarries on their contract with the quarry, we might possibly be able to work within those permameters.

At any rate it will require an addition to our staff to take on that additional responsibility, either a temporary position or an assignment of other departmental personnel to Mined Land Reclamation for that purpose.

On 5/19/77 Becky Kreag called and asked for a rough informal estimate of additional cost for the Department to develop the overall plan. I estimated an additional \$5,000 to \$10,000 over the \$5,000 indicated in Ralphs item 1.



Standley L. Ausmus
Administrator
Mined Land Reclamation

SIA:lv

1. I think the site shown as 2 and 3 are the only ones that could supply the Newport-Toledo market either for the short term or long term.

2. The statement is made on page 5 in the "Final Report of the Yaquina Head Advisory Committee to the Governor and 60th Legislative Assembly" that the present production averages 125,000 tons per year and assuming a growth rate of 10% per year the Yaquina Head Quarry would last 20 years.

3. Assumptions:

- growth of quarry rock demand is 10% per year.
- the average transportation cost is 15¢/mile. Highway 101 is a narrow, slow highway and all other roads are even worse. Therefore, I think the 15¢/mile is reasonable.
- Newport is the center of the Newport-Toledo market.

4. Transportation Cost Summary to the Newport Market From Three Quarries:

	Cost/Ton To Market	The market's transporta- tion cost at end of 1979 if supplied from each of the sites	Differ- ence be- tween site 2 and the other two	The market's transportation annual cost at end of 1990 if supplied from each of the sites	Differ- ence be- tween site 2 and the other two	The market's transportation accumulative cost from 1979- 1990 if supplied from each of the sites	Differ- ence be- tween site 2 and the other two
Distance from site 1 to market is 22 miles	\$3.30	\$453,750	\$391,471	\$1,295,003	\$1,132,680	\$10,718,062	\$9,483,584
Distance from site 2 to market is 3 miles	\$.45	\$ 62,279	-	\$ 162,323	-	\$ 1,234,478	-
Distance from site 3 to market is 21 miles	\$3.15	\$433,529	\$371,250	\$1,237,759	\$1,075,436	\$ 8,352,770	\$7,118,292

5. Above table does not take into account higher fuel costs.

6. The action of closing Yaquina Head would surpass the President's guideline on inflationary actions.

Prepared May 1977
DOGM,
Jerry Gray

Figures from

R.G. Hicks

OSU

TRANSPORTATION COSTS

METHOD OF HAUL	COST (¢/TON - MILE)
TRUCK	<u>RURAL AREA</u> 8 TO 10
	<u>CITY AREA</u> .17 TO 20
BARGE	0.6 - 1.2



Ocean Lake S&G
Fisher Quarry

Yaquina Head Quarry

Market Center for 125,000 tons/year of Quarry stone
with a 10%/year growth

3/4/80

20 miles

10 ton truck

2 miles / gallon $\rightarrow$ 5 gallons / 10 tons

1 cubic foot / 120 cubic feet

\$3³⁰ / .65 $\rightarrow$ 5 gallons

1,250,000 tons $\rightarrow$ 14 million cubic feet
~~+ 2 million~~

100 x 360 x 360 rock
20 x 75 x 75 fuel

730,000 gallons over
10 year period



STATE OF OREGON

INTEROFFICE MEMO

RECEIVED-PTLD
SEP 26 1978
DEPT OF GEOLOGY
C. J. HARRIS, CHIEF

TO: Don Hull

DATE: September 25, 1978

FROM: Jerry J. Gray

SUBJECT: Yaquina Head Quarries

The USBM production statistics for Yaquina Head Quarries are as follows:

<u>Year</u>	<u>Tons</u>	<u>Value</u>
1970	90,000	\$ 219,710
1971	90,000	219,700
1972	165,000	315,000
1973	123,750	371,250
1974	147,493	385,682
1975*	120,196	356,481
1976	119,000	355,000
TOTAL	855,439	\$2,222,823

In answer to the question "Where is the stone supply to satisfy the Newport demand if Yaquina Head Quarries was to be closed down overnight?, it will come from the Kernville or the Waldport areas.

For the near future the market for asphalt aggregate, riprap, fill, and other stone needs will most likely come from Oceanlake's quarry, and Kaufman's quarry near Kernville and Eckman Creek's quarry near Waldport. See attached map. Crushing plants are located in each of these quarries. I think the three sites have unused plant capacity that could be used for Newport demand.

Continued on page 2

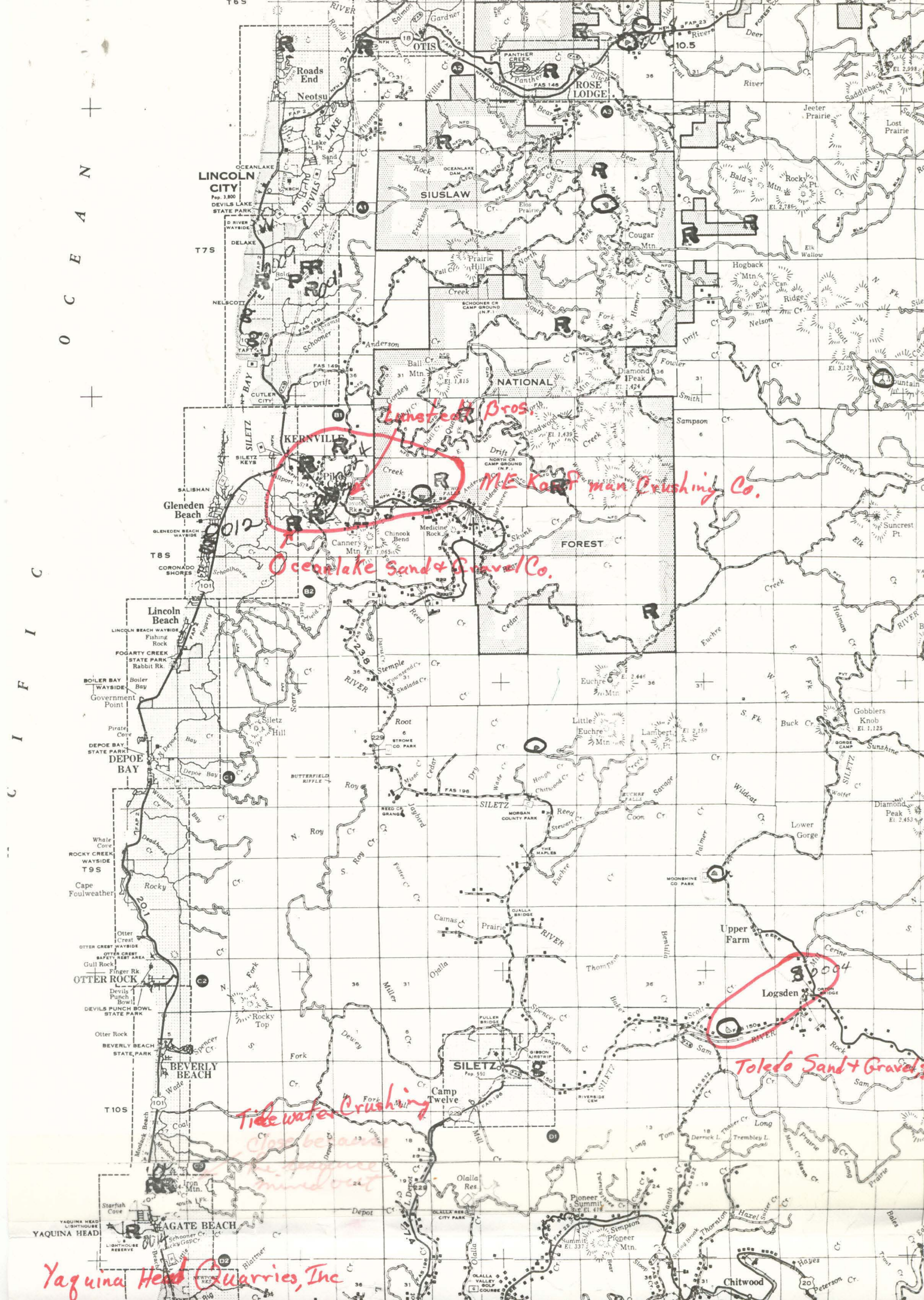
* The USBM also reported that Yaquina Head Quarries produced 21,481 tons of sand and gravel valued at \$15,912. They may have been selling sand from a construction site.

Yaquina Head Quarries
Page 2

For the long term, supply does not look good. Unless Eckman Creek can lease USFS land its resource will be mined out very soon. I think with increased demand Oceanlake's quarry would not last over 10 to 15 years. Lunstedt Bros.' quarry and Kaufman's quarry are both sidehill gouges with high high-walls. To produce major amounts of stone from these two quarries major and expensive changes would have to be made in the way the quarries are being mined.

Local sources of sand and gravel (Toledo Sand and Gravel) has too much clay to make concrete; therefore, the present market for concrete aggregate is being supplied by truck from Willamette Valley gravel deposits or by barge from the bottom of the Umpqua River. The closure of Yaquina Head Quarries will not affect the supply and demand for this material.

Jerry



LINCOLN CITY
Pop. 3,800
DEVILS LAKE STATE PARK

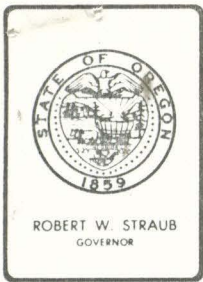
NATIONAL FOREST

Lunsted Bros.
ME Kaff man Crushing Co.
Oceanlake Sand & Gravel Co.

Toledo Sand & Gravel

Tide water Crushing

Yaquina Head Quarries, Inc



Oregon State Highway Division

HIGHWAY-BUILDING, SALEM, OREGON 97310

February 18, 1977

Lincoln County Board of
Commissioners
Courthouse
Newport, OR 97365

Gentlemen:

Attached is the report concerning the quarry operation at Yaquina Head prepared by the Highway Division which may be used as testimony at the Yaquina Head hearing which, I understand, is to be held February 22 at 7:30 p.m. in the Lincoln County Courthouse.

Sincerely,

H. S. Coulter
State Highway Engineer

cc/att:

Mr. H. G. Schlicker
Mr. S. L. Ausmus
(Dept. Geology &
Mineral Industries)

QUARRY OPERATION AT YAQUINA HEAD

The Highway Division of the Oregon State Department of Transportation has been asked to gather data and prepare a report relative to the controversy on quarrying at Yaquina Head. On Thursday, January 20, 1977, representatives of the Highway Division, State Parks Department and the Department of Geology and Mineral Industries met to determine what might be done in response to public protest, regarding the existing quarry operations at Yaquina Head.

Yaquina Head is a headland composed of "Cape Foulweather Basalts" (Snively and others, 1973). This highly resistant basalt is the major contributor to the shore's irregularity. The unit includes several textural varieties of volcanic basalt but consists primarily of massive subaerial lava flows and submarine pillow lavas. It overlays massive mudstones and sandstones of the Astoria formation. The quarry operations at Yaquina Head are located in this series of volcanics.

The quarrying was started by the Wienert family in 1923 and has continued without interruption since that date. The latest production estimate indicates that approximately 100,000 cubic yards of material are produced from the site each year. The owner of Yaquina Head Quarries, Inc., Mr. Bob Wienert, estimates that he has about 15 to 20 years of operating time remaining in the quarries at or near the present rate of production.

The present controversy is delineated in the December, 1976 newsletter of "The 1,000 Friends of Oregon". The owner of the quarries is Mr. Bob Wienert of Newport. Petitions to stop the quarrying operations on Yaquina Head have been circulated in the Newport area. Since Mr. Wienert is operating within the confines of the law and in accordance with the Oregon Mined Land Reclamation Act, his legal right to continue the operation appear valid. Because of this, "The 1,000 Friends of Oregon" have suggested alternate means to halt the operation which include an out-right purchase and moving of Mr. Wienert's operation to another acceptable site. Yaquina Head would be vacated and available for conversion to public use.

As far as the State purchasing the quarry area is concerned, the existing or potential recreational uses for the quarry area are questionable at best. Primary recreational values at Yaquina Head are associated with the Lighthouse, adjacent marine gardens, and the off-shore rocks which support significant concentrations of birdlife. It is assumed that since these attractions are associated with public ownership, that the current level of access and public use will continue to be available.

Rehabilitation of the quarry areas for enhancement of public recreational opportunities is not practical. Many of the vertical slopes created by the quarry operations present safety hazards and would probably require a great deal of fencing or other public control methods. Landscape reclamation on the sites would be long-term and would require large sums of money to accomplish because of the exposure to the coastal elements.

Yaquina Head is a significant landform and visually important to the coastal scene. The quarry operations are equally important, however, to the economy and future development of the Lincoln County area. The primary issue is one of land use. There are conflicting points of view as to what this land use should be. Under the provisions of the Federal Coastal Zone Management Act (1972), the Statewide Planning Goals and Guidelines (1975) of the coastal resources, and the comprehensive land use planning process at the local level, there should be ample opportunity for public consideration of the alternatives. It is not an issue that is going to be resolved by out-right land acquisition even if it could be afforded.

Supplying of an alternate rock source for Yaquina Head Quarries could lead to difficulties since one of the alternate sources mentioned in early correspondence was the State-owned Iron Mountain Quarry. This source was purchased by the Highway Division in 1942 and serves as the only State-owned source in the Newport area. The material obtained here is used by the Highway Maintenance forces in their operations from Depoe Bay to the Lane County line, on the Oregon Coast Highway, U. S. 101, and from Newport to the Coast Range summit on the Corvallis-Newport Highway, U.S. 20. It has been listed as a "designated source" for crushing contracts and will continue to serve as a source for crushed material as long as the quantity is sufficient. Iron Mountain is the finest quarry in Lincoln County. The rock is superior to that obtained from other sources due to its fresh, unweathered quality. Iron Mountain has none of the contamination by sea water or sediments that are present in the flow rock at Yaquina Head. This source can serve the State for many years in the low-key

manner in which it is being operated.

It is not appropriate for the Highway Division to involve itself in a lawfully ongoing private enterprise, particularly regarding a possible limitation or cessation of the firm's activity. The Division, in fact, has no jurisdiction in this particular matter other than seaward of the beach zone line which is not at issue here. In addition, the Division should actively resist any proposals to divest itself in any way of the Iron Mountain Quarry; we need to protect this excellent, environmentally acceptable material source for future use by the Division and its contractors, and ultimately Oregon's road users.

It would seem that the appropriate method to handle the situation would be to allow Yaquina Head Quarries, Inc., to continue their operations augmented with a "Reclamation Development Plan" negotiated by the Mined Land Reclamation Division of the Department of Geology and Mineral Industries. It should be noted, however, that compliance with such a plan would, under existing surface mining regulations, be voluntary on the part of Yaquina Head Quarries, Inc., due to the "grandfather clauses" in the State law (ORS. 517.770). Such a voluntary plan has, in fact, already been discussed and at least partially developed.

SIUSLAW NATIONAL FOREST
P. O. Box 1148, Corvallis, OR 97330

REPLY TO: 7170 Materials Engineering

January 5, 1977

SUBJECT: Rock Resource Inventory

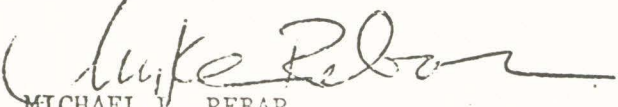
TO: District Rangers, Timber Staff



Attached is the Classification Inventory and Priority for FY 77 and 78 for our rock quarries.

This detailed work represents Geo-Tech's evaluation of our rock resource. Since it is intended to be a current, working document, it will be updated periodically and also corrected as input is received from you or noted by the Geo-Tech group. We have also outlined a priority and accomplishment schedule. It is our best thoughts. We'll modify or adjust as needed, so your input is solicited.

Over the next month or two, Joe Rohleder and/or Ted Chapman will be contacting the Project Engineers to receive further comments. We will work to refine the information and to implement a longer term plan.


MICHAEL Y. REBAR
Forest Engineer

Enclosure

cc: Letter only
Rohleder
Norris
Rebar

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE

Waldport Ranger District
Waldport, Oregon 97394

REPLY TO: 1560

May 3, 1977

SUBJECT: Yaquina Quarry LCDC Hearing

DEPARTMENT OF
LAND CONSERVATION
AND DEVELOPMENT



TO: Ted Laroe
LCDC
1175 Court St. NE
Salem, OR 97301

SALEM

During the Yaquina Head hearing at Newport on April 27, there was some discussion relating to the rock resource on the Siuslaw National Forest.

The fate of the Yaquina Quarry lands is properly a State and local decision. I would like the Commission to be aware of the Forest's position on a few alternative rock sources that were mentioned.

Eckman pit was mentioned as an alternate source. The National Forest portion of this rock source has had some preliminary drilling and geologic exploration. The preliminary findings indicate that a large body of rock is available. Several questions, however, leave much doubt as to the suitability of this source.

The proposed pit lies between two streams, Eckman Creek and Wiest Creek, that provide all the water supply for the town of Waldport. In addition, Eckman Creek is an anadromous fish stream flowing into a fresh water lake, then into the Alsea Bay. This proposed pit is highly visible from extensive areas of the Alsea Bay and surrounding lands. The Forest Service is currently negotiating a contract to determine the environmental feasibility of developing the Eckman source. This study will deal with economics, rock needs, alternate sources of rock, and environmental impacts of development and operation of a rock quarry.

Based on the results of this study, the Service is planning extensive core drilling to assess the suitability of rock. Development of the pit could require right-of-way and easements for development of the pit. As you can see, all of this will take time. Any large commercial development will have difficulty meeting environmental constraints.

I want to clarify that our intention at this point is to make this rock available to the community, not just federal projects.

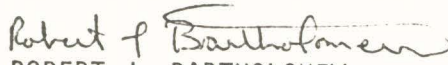
Table Mountain has been discussed as a possible source. The highly visual nature of this source, coupled with difficult transportation problems, in my opinion, precludes this area as a large commercial rock source.

Blodgett pit is a source south of Waldport. This pit has low quality rock. The development would take place adjacent to a stream from which SW Lincoln Water District takes some water for their users.

Other possibilities exist. We have a very rough inventory of known potential rock sources.

In summary, all of our known sources on National Forest land have some problems with development. Most are not suited to large commercial development, primarily because of amount and quality of the rock or other associated environmental impacts.

I would be glad to provide you with more detailed information on our pits if needed.


ROBERT J. BARTHOLOMEW
District Ranger

3/5/79

*

SB420

OPPORTUNITY TO CLARIFY

supply

- data
- nearby
- distant

Iron mtn

O Lake stg

Logsdell

} reuse
rec. plans

demand - Eco D model

- match specific mix of rocks
to specific uses now recognized

*

Issue

- Reclamation
- sidewalk modifications
 - jurisdiction on new
areas if old recl. plan involves
new area

*

MLR involvement

grandfather sibs

Plan

- Statting to address
- specific goal
concerns addressed

- * {
 - 1) - Cost to consumer
 - 2) - objections to alternate site
 - 3) - reclamation
 - 4) - zoning + quality

* - too little for all desirable options

SB420

Sen Comm. on Transportation

2/5/79

Kofoury
Smith
Clifford
Isham
Hammon
Day

- HALL: - Ore Bin Article showing 20 sites in area - specific testimony unclear; adequate alternatives elsewhere *
- Umpqua river company. (Mr. Lewis' roadwork)
- close Yaguina → more competition
- dredging of channel → a factor
Foissie - some lots in the bill should be deleted (or some lots should be added?)

lots 1000, 200, 500, 700, 1400, 1600

- Wienert, Bob - Pres. Yaguina Head Quarries
- No one source suitable for exchange *
- Alternatives - "leave us alone"
- Adopt Minority Report - landfill *
- Will sell, if the wish of the state
- All areas to be quarried are now opened.
- Authorities of DOGAMI examined } put new add
- cost factor. } us veiled comments
- what will state do with it if they got it. } on lobbying + lawsuit
Rjiken - 60 cents over weekend.
- political hot potato + getting burned by it through inaccurate reporting
Dunn: - mineral species - rare ^{actinolite} pyrites + also enstatite
mineral - possibly a zeolite

Deil, G. -

YARQUINA HEAD

9/25/78

Stan

1. Limited exemption
Prior mined -

2. Inspected ^{196-early '77} - several months ago

3. Could operate 8-10 yrs. w/o
expansion

4. Need general funds to
do detailed reclamation study.

5. DOGAMI is powerless.

6. Site is unsafe for public access

(a) Landslide

(b) Shear cliffs

tg

YAGUINA HEAD

9/25/78

Herb - John

1. CK MLE status

2. Unsafe

3. Alternate rock source

4. Kaufman's quarry
Waldport

5. Reserves

Iron Mtn. - ~ 1 yr

6. Current production - @ Yaguina Head by Weinert

7. 9×10^6 tons

8. Glen Jackson - Medford

Sprawl - Newport



DEPARTMENT OF GEOLOGY AND MINERAL INDUSTRIES

MINED LAND RECLAMATION OFFICE

3523 S. PACIFIC BLVD., P.O. BOX 1028 • ALBANY, OREGON 97321 • (503) 928-5386

ROBERT W. STRAUB
GOVERNOR

February 18, 1977

Mr. Andy Zedwick, Chairman
Lincoln County Board of Commissioners
P. O. Box 947
Newport, Oregon 97365

Re: Yaquina Head Quarries, Inc.
Surface Mining Site #21-0014

Gentlemen:

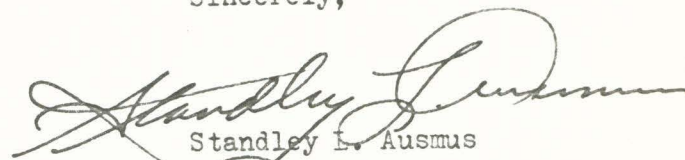
With regard to the Yaquina Head Quarries operation at Agate Beach in Lincoln County, the following comments are submitted for your information and consideration.

1. On June 27, 1972, Yaquina Head Quarries made application for and received a provisional operating permit for the quarry site at Yaquina Head in accordance with the requirements of Oregon State Revised Statute 517.750 through 517.900. On August 8, 1974, Yaquina Head Quarries, at the request of the Department of Geology and Mineral Industries, filed a revised application for that site and applied for recognition of "grandfather" status under the provisions of ORS 517.770 (1) (a) which says, in part, that nothing in the State Surface Mining Law applies to lands within the surfaces and contours of surface mines existing as of July 1, 1972, or to vertical extensions of those surfaces and contours. After considering all the evidence and making a number of personal on-site inspections, the examination of aerial photographs dating from August 8, 1968, 1973, 1974, and 1975, it was determined that little, if any, expansion of surface mining activity beyond the 1968 configuration could be identified.
2. As a result of the examination of evidence presented, the Department determined that the claim for exemption on the basis

of the prior mined provision within the State Surface Mining Law, applied to the Yaquina Head Quarry site at Agate Beach and this claim was recognized officially by a certificate of limited exemption issued on August 8, 1975. This certificate of limited exemption was renewed in 1976 after determining that no additional areas had been disturbed under the existing "grandfather" rights.

3. There are within the Yaquina Head property, certain areas of land which have not been surface mined prior to July 1, 1972, and which remain unmined at the present time. Should the quarry operation expand into those previously unmined areas, a surface mining permit and reclamation plan would be required for those specific areas. Such reclamation plan would not apply to the entire quarry site but only to those areas of expansion outside the 1972 configuration. Thus, within the framework of the existing State Law there is no mandated reclamation that can be required at this site for the bulk of Yaquina Head Quarries properties, and certainly no required reclamation of any of the existing quarry site.
4. The Department has worked extensively with the Weinerts concerning voluntary development and reclamation plan. It is the understanding of the Department that such a plan is being considered by Yaquina Head Quarries, and that the plan being considered is such as to make it an acceptable one in terms of existing State Law if, in fact, such State Law applies to this site.
5. The Department of Geology and Mineral Industries position is that if this surface mining site is mined consistently in accordance with an acceptable development and reclamation plan, following the completion of the extractive phase of mining the site will be restored to a condition that will make it an asset to the coastal community and a condition that will be commensurate with the surrounding environment.

Sincerely,



Standley L. Ausmus
Administrator
Mined Land Reclamation

SLA/lb

*Copies to Oscar Thayer
Bob Weinert
Bill Dretwell*



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

OREGON STATE OFFICE
P.O. Box 2965 (729 N.E. Oregon Street)
Portland, Oregon 97208

IN REPLY REFER TO:

OR 20029
2310 (943.4)

RECEIVED-PTLD
JAN 30 1979

JAN 26 1979
DEPT OF GEOLOGY
& MINERAL INDUS.

State Geologist
Department of Geology
& Mineral Industries
1400 S.W. 5th Avenue
Portland, Oregon 97201

Dear Sir:

Enclosed is a notice of proposed withdrawal and reservation of 18.1 acres of land in Lincoln County, Oregon.

The land is a portion of the Yaquina Head Lighthouse Reserve withdrawn by Executive Order in 1866 and now excess to the Coast Guard's needs for lighthouse purposes. Upon approval of the Secretary of the Interior, the withdrawal will be partially revoked and the land returned to the public domain. The Secretary has approved the Bureau of Land Management's request to file application for withdrawal of the land parcel to preserve and protect its scenic, biological, educational, and recreational resource values.

This notice affords interested persons an opportunity to request a hearing on the proposed withdrawal pursuant to section 204(h) of the Federal Land Policy and Management Act of 1976.

The notice will be published soon in the Federal Register.

Sincerely yours,

Ralph R. Shera

State Director ^{ACTING}

Enclosure:
Notice

Thence North 99.00 feet;

Thence South 62° West 264.00 feet;

Thence North 66.00 feet;

Thence West 66.00 feet;

Thence South 32° West 158.40 feet;

Thence South 16°45' West 171.60 feet;

Thence South 16°45' East 264.00 feet;

Thence North 27° East 250.80 feet;

Thence South 47°45' East 150.00 feet to the point of beginning.

The area described contains, after making the aforesaid exception, 18.1 acres in Lincoln County, Oregon.

The land is a portion of the Yaquina Head Lighthouse Reserve and is presently withdrawn by Executive Order of June 8, 1866. The U.S. Coast Guard has filed intent to relinquish and return to the public domain the land described above as it is no longer needed for lighthouse purposes. On acceptance of jurisdiction, the Bureau of Land Management desires that the land be reserved and designated as an outstanding natural area because of its unique scenic, scientific, educational, and recreational values.

For a period of 40 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned authorized officer of the Bureau of Land Management.

Pursuant to section 204(h) of the Federal Land Policy and Management Act of 1976, notice is hereby given that an opportunity for a public hearing is afforded in connection with the proposed withdrawal. All interested persons who desire to be heard on the proposed withdrawal must submit a written request for a hearing to the State Director, Bureau of Land Management, at the address shown below, on or before MAR 8 1979. Notice of the public hearing will be published in the Federal Register giving the time and place of such hearing. The public hearing will be scheduled and conducted in accordance with BLM Manual, Sec. 2351.16 B.

The Department of the Interior's regulations provide that the authorized officer of the BLM will undertake such investigations as are necessary to determine the existing and potential demands for the lands and their resources. He will also assure that the area sought is the minimum essential for the proposed use and provide for the maximum concurrent utilization of the lands and their resources.

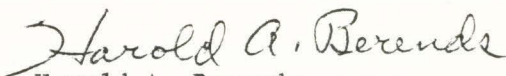
The authorized officer will also prepare a report for consideration by the Secretary of the Interior who will determine whether or not the lands will be withdrawn and reserved as requested. The determination of the Secretary on the application will be published in the Federal Register. The Secretary's determination shall, in a proper case, be subject to the provisions of section 204(c) of the Federal Land Policy and Management Act of 1976, 90 Stat. 2752.

The above described lands are temporarily segregated from the operation of the public land laws, including the mining laws but not the mineral leasing laws, to the extent that the withdrawal applied for, if and when effected, would prevent any form of disposal or appropriation under such laws. The segregative effect of this proposed withdrawal shall terminate upon (a) rejection of the application by the Secretary, (b) withdrawal of the lands by the Secretary, or (c) two years from the date of publication of this notice. If the withdrawal is approved, the segregation will continue for the duration of the withdrawal.

The segregative effect and current administrative jurisdiction of the existing withdrawal are not affected by this proposal.

All communications (except public hearing requests) in connection with this proposed withdrawal should be addressed to the undersigned officer, Bureau of Land Management, Department of the Interior, P. O. Box 2965, Portland, Oregon 97208.

Date: JAN 26 1979


Harold A. Berends
Chief, Branch of Lands
and Minerals Operations

MEMORANDUM

TO: Yaquina Head Advisory Committee and Interested Parties DATE: 11/22/78

FROM: Jeff Ouderkirk, Chairman

SUBJECT: Next Committee Meeting

The Committee meeting previously scheduled for December 8, 1978 has been cancelled. The meeting will be rescheduled for January 5, 1979. Please mark your calendars accordingly. An agenda for the meeting will be sent during December.

In lieu of a meeting, allow me to bring you up to date on Committee business.

The minority report (Strand, Brenneman and Weakley) is apparently nearing completion. The full Committee should be provided copies soon thereafter. It appears that the consultant preparing the minority report is donating his services.

A personal services contract has been prepared for Bob Johnson's signature. Bob has already started some work and will go to Washington, D.C. the week of December 4-11, 1978. His completion date is now January 5, 1979. I expect that he will present his report to the Committee during our meeting on that date.

I have received a letter from Senator Packwood which is generally very favorable (attached).

The slide show is slowly progressing with Bill Burley and Gary Gustafson donating some time towards it's completion. They should have something ready to present by January 5th.

I, hereby, appoint another Subcommittee composed of Kathi Foisie, Allen Hermann, George Diel and Walter Gordon to review a draft newsletter format of the Committee's final report. The staff of the Department of Land Conservation and Development will soon release a sample format for review. Gary Gustafson will work with you on finalizing the form for this product.

Attached are various items of general interest. Please contact me at 265-8823 if you have any questions.

JFO/GGG/aj

Happy Holidays

Jeff

RUSSELL B. LONG, LA., CHAIRMAN

HERMAN E. TALMADGE, GA.
VANCE HARTKE, IND.
ABRAHAM RIBICOFF, CONN.
HARRY F. BYRD, JR., VA.
GAYLORD NELSON, WIS.
WALTER F. MONDALE, MINN.
MIKE GRAVEL, ALASKA
LLOYD BENTSEN, TEX.
WILLIAM D. HATHAWAY, MAINE
FLOYD K. HASKELL, COLO.

CARL T. CURTIS, NEBR.
PAUL J. FANNIN, ARIZ.
CLIFFORD P. HANSEN, WYO.
ROBERT J. DOLE, KANS.
BOB PACKWOOD, OREG.
WILLIAM V. ROTH, JR., DEL.
BILL BROCK, TENN.

United States Senate

COMMITTEE ON FINANCE
WASHINGTON, D.C. 20510

MICHAEL STERN, STAFF DIRECTOR
DONALD V. MOOREHEAD, CHIEF MINORITY COUNSEL

November 9, 1978

DEPARTMENT OF
LAND CONSERVATION
AND DEVELOPMENT

NOV 20 1978

Mr. Jeff Ouderkirk
Chairman
Yaquina Head Advisory Committee
Department of Land Conservation
and Development
313 S.W. 2nd, Suite B
Newport, Oregon 97365

Dear Mr. Ouderkirk:

Thank you very much for your recent letter informing me of the Advisory Committee's recommendations to the Governor regarding the acquisition of Yaquina Head. I appreciate the opportunity to know of the Committee's decision, and hope that I can be of some assistance to you in locating sources of funding.

As you probably know, many federal funding programs are channeled through state agencies, so that each state may use its discretion in the distribution of those funds. Therefore, two sources you might wish to investigate involve state programs.

The LCDC works with the Federal Office of Coastal Zone Management (a branch of the National Oceanic and Atmospheric Administration), to assure proper protection of critical geographic areas. I am sure, though, that you are already exploring those options.

The Parks and Recreation Division of the State Department of Transportation provides federal financial assistance for acquisition and development of outdoor recreational areas and facilities. As "recreational development" is a proposed activity of the Yaquina Head area, this source should be explored. The federal agency with a similar acquisition program is the Heritage Conservation and Recreation Service (formerly called the Bureau of Outdoor Recreation). Should you wish more information, contact:

Mr. Jeff Ouderkirk
November 9, 1978
Page 2

Mr. Maurice Lundy
Regional Director
Heritage Conservation and Recreation Service
Room 990
Federal Building
915 Second Avenue
Seattle, Washington 98174

You may already be familiar with the services of a private organization known as The Nature Conservancy. Located in Portland, this group, among other activities, purchases critical habitat areas when they are threatened by development, and then will resell the property when appropriate governmental agencies obtain the necessary funds. You might wish to explore this option.

I hope these suggestions are helpful to you in your Committee's search for funding for Yaquina Head. I agree that the unique features of this landmark merit preservation. Please let me know how I can assist you further.

Again, thanks for keeping in touch.

Cordially,

A handwritten signature in dark ink that reads "Bob Packwood". The signature is written in a cursive, slightly slanted style.

BOB PACKWOOD

BP/lis

R E S O L U T I O N

WHEREAS the Yaquina Head Advisory Committee is recommending to the Legislature of the State of Oregon that the preservation of Yaquina Head be accomplished by State Acquisition;

AND WHEREAS the Yaquina Head Advisory Committee, in session October 13, 1978, adopted a Resolution to ask the Oregon members of Congress to assist in seeking funding for said acquisition;

AND WHEREAS The Committee to Save Yachats 804 Trail desires to join in said recommendation and request:

NOW, THEREFORE, BE IT RESOLVED that The Committee to Save Yachats 804 Trail joins in the recommendation of the Yaquina Head Advisory Committee and in its request to congressional members for assistance in finding funds for State acquisition.

Dated this 9 day of November, 1978.



President

ATTEST:



Secretary



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

District Office
3550 Liberty Road S.
P. O. Box 3227
Salem, Oregon 97302

DEPARTMENT OF IN REPLY REFER TO
LAND CONSERVATION
DEVELOPMENT

NOV 08 1978

2370 (14.37)
OR 17241

SALEM

DEPARTMENT OF 1978
LAND CONSERVATION
AND DEVELOPMENT

NOV 8 1978

Mr. Lavern J. Weber
Director, Marine Science Center
Oregon State University
Marine Science Drive
Newport, OR 97365

Dear Mr. Weber:

On October, 1977, I sent my recommendation to the Oregon State Director regarding the partial relinquishment of the Yaquina Head Lighthouse Reserve. Unfortunately, there has been little progress to date.

I have decided to move forward in advance of the actual transfer of jurisdiction to BLM and perform one of the items that I stated in my letter of October 7, 1977, to Vice President Popovich--place a gate on the eastern property line. A copy of the letter is enclosed. This gate will be operated by the OSU Marine Science Center and keys will be furnished to you and the Coast Guard. This office will also have a key.

I share your concern about the protection of this area and I hope this action will provide an interim measure of protection.

Sincerely yours,

District Manager

cc: Commanding Officer
Yaquina Bay Coast Guard
Station
Newport, OR 97365

Cmdr. 13 Coast Guard Dist. (F)
Federal Building, Room 3590
912 2nd Avenue
Seattle, WA 98174

Mr. Jeff Ouder Kirk, Chairman
Yaquina Head Advisory Committee
% Dept. of Land Conservation & Development
1175 Court Street NE
Salem, OR 97310

State Director (943.1)



ROBERT W. STRAUB
GOVERNOR



OFFICE OF THE GOVERNOR
STATE CAPITOL
SALEM, OREGON 97310

November 1, 1978

Jeff Ouderkirk, Esq.
P. O. Box 1167
Newport, OR 97365

Dear Jeff:

Thank you very much for sending copies of the Yaquina Head Advisory Committee's Final Report. The Governor has reviewed your report and very much appreciates the dedicated work of your Committee.

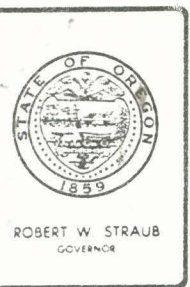
I assure you that we will be trying to help find funds and techniques to facilitate the eventual acquisition of Yaquina Head. The Governor has personally endorsed and forwarded copies of your report to Senator Hatfield, Senator Packwood and Representative AuCoin, urging their most diligent efforts in identifying federal funds.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Janet', written in dark ink.

Janet McLennan
Assistant to the Governor
Natural Resources

JMc:pt



NOV 6 1978

Department of Land Conservation and Development

1175 COURT STREET N.E., SALEM, OREGON 97310 PHONE (503) 378-4926

4 November 1978

For further information,
contact: Roger Kirchner
378-4929 [Salem]

FOR IMMEDIATE RELEASE

[Newport] - The Yaquina Head Advisory Committee created by the Legislature and staffed by the Department of Land Conservation and Development, adopted its final report here recently.

The report, which will be sent to Governor Straub and the 60th Legislative Assembly, recommends that the State of Oregon act immediately to acquire and manage Yaquina Head.

The present owner of the Head has agreed to a negotiated purchase pending a fair market value determination.

Representative Max Rijken, D-Newport, and Senator Dell Isham, D-Florence, have indicated that they will proceed immediately in having Legislative Counsel draft legislation to carry out the report's recommendations. Rijken and Isham will co-sponsor the legislation.

Yaquina Head is a scenic headland near Newport perhaps best known for its scenic lighthouse operated by the U.S. Coast Guard. Concern has been raised due to quarry operations on the headland which threaten to reduce the scenic promontory, altering the landscape and wind currents.

Pursuant to statute, the Governor appointed the Yaquina Head Advisory Committee earlier this year to study methods of preserving and protecting the headland.

Copies of the final report may be obtained from the Department of Land Conservation and Development, Coastal Field Office, 313 S.W. 2nd, Room B, Newport, OR 97365.

- 30 -

[Final Report - Yaquina Head Advisory Committee
attached]

Mr. Johnson Goes To Washington



Not Committee's Job

The Yaquina Head Advisory Committee has done its job and any excess funds should be returned, not spent.

A 16-page report has been made by the committee in support of the State of Oregon buying Yaquina Head. It now will go to the state legislature for any further action.

The \$6,000 reportedly left over from the study should now be returned to the state.

The naming of a person to go to Washington D.C. seeking funds to help the state buy the land is not the job of this committee. Just because some money is left, does not mean it has to be spent.

Janet

RECEIVED

APR 7 1978

Governor's Office

Please prepare draft reply
for Governor's signature
by 4/17
Thank you

PLEASE RETURN 5 April 1978
ORIGINAL LETTER

RECEIVED-PTLD
APR 11 1978
DEPT OF GEOLOGY
& MINERAL INDUS.

The Governor
State of Oregon
Salem, OR 97310

Dear Sir:

I attended a meeting on March 24, 1978, of the Yaquina Head advisory and technical committees.

Naturally it is imperative that a thorough study be made, not only of the devastating quarrying taking place at the headland, but also, of the avenues available for state purchase of that most precious of nature's possessions.

I was dejected to learn that the committees study does not have to present its findings until December 1978. By that time a huge portion of the headland could be almost flattened! Look at it now, sir! Have you ever taken the time to stroll Agate Beach or driven north on SE Elizabeth Street in Newport and seen the ravaging that has occurred at Yaquina Head? It jolts and insults the senses.

At the above mentioned meeting, Dr. Herbert Schlicker of the technical committee showed, in my opinion, with his erratic verbal report, blatant bias in favor of quarry owners. Erratic in that to me it seemed ponderous, defensive and inconclusive. He even suggested that if the state does purchase the quarry they might continue a similar commercial operation there!

I am an ordinary housewife who cares for my community and its scenic vista's. and want to see them saved for future generations. This place has its fine tourist, logging and fishing industries. Why would anyone—with all due respect to the private enterprise involved—want to tear and rip it apart with quarrying and a tankful of liquid natural gas?

There are other sources of road rock and other places to store natural gas. Why here, sir? Why here?

Wes: pls prepare
reply

xerox to Don H. Lyi

Yours truly,

Lynette Sproul
Lynette Sproul
1037 NW Hurbert Street
Newport, OR 97365

MEETING NOTICE

YAQUINA HEAD ADVISORY COMMITTEE

Friday September 8, 1978 5:15PM

Conference Room

Lincoln County Courthouse

Newport, Oregon

AGENDA

- 5:15PM 1.0 Chairman's Report (Jeff Ouderkirk)
1.1 Approval of minutes
1.2 Rijken letter
- 5:25PM 2.0 Staff Report (Gary Gustafson)
2.1 Funding authorizations
2.2 Historical photos
- 5:40PM 3.0 Model Status Report (Walter Gordon)
- 5:50PM 4.0 Slide Show Update (Bill Burley)
- 6:00PM DINNER!
- 6:15PM 5.0 Review of Draft Committee Recommendation Report to Legislature (Gus & Jeff)
Note: The draft report will be mailed out from Newport on Tuesday (Sept. 4). Committee members should receive it by Wednesday or Thursday, prior to meeting. Please review it for discussion.
- 8:00PM 6.0 New Business
6.1 Next meeting date
- 8:10PM 7.0 Adjournment

GGG/aj

9/1/78

Due DATE
21 or 24 RECEIVED

JUL 10 1978

Governor's Office

met

3875 Spring Blvd.
Eugene, Oregon 97405
June 19, 1978

DEPARTMENT OF
LAND CONSERVATION
AND DEVELOPMENT

JUL 14 1978

SALEM

The Honorable Bob Packwood
1317 Dirkson Building
Washington, D.C. 20510

Dear Senator Packwood:

It has been brought to my attention that the Yaquina Head on the Oregon Coast at Newport is being destroyed by quarrying. This is a natural headland, and should be a concern of both the State and Federal Governments.

Changing the structure of this headland alters the shape of its neighboring shores, and is causing ecological and environmental damage to this area.

What must be done to save this headland before it is too late? Thanks for your interest and concern in this matter.

Sincerely yours,

Virginia B. Booth

Virginia B. Booth

P.S. Shouldn't auto licenses and annual registrations be increased in order to pay for highway construction and repairs?

ROBERT W. STRAUB
GOVERNOR



DEPARTMENT OF
LAND CONSERVATION
AND DEVELOPMENT

AUG 1 1978

OFFICE OF THE GOVERNOR
STATE CAPITOL
SALEM, OREGON 97310

July 27, 1978

Ms. Virginia B. Booth
3875 Spring Blvd.
Eugene, Oregon 97405

Dear Ms. Booth:

Senator Packwood has referred your letter concerning the quarry at Yaquina Head to me. I will briefly describe the State of Oregon's effort to preserve and protect Yaquina Head.

There has been a privately owned rock quarry operating at Yaquina Head since the 1920's. This quarry has provided the Lincoln County area with a consistent supply of high grade rock and aggregate. However, in recent years a great deal of public sentiment has surfaced in opposition to any further destruction of this scenic coastal headland.

In response to public concern, the 1977 Oregon Legislature created the Yaquina Head Advisory Committee. The Committee was directed to develop a recommendation for the Legislature and Governor which would provide "a fair and equitable means for preserving and protecting Yaquina Head." The Committee was given until December 1, 1978 to complete its work.

I have confidence the Committee will soon be making its recommendation. They have been meeting regularly to study the problem in depth. Based upon the Committee's recommendation, a bill will be introduced during the next legislative session. It is then up to the Legislature to make a final decision.

Ms. Virginia Booth

Page 2

July 27, 1978

Gary Gustafson, Coastal Field Representative for the Department of Land Conservation and Development provides staff assistance to the Committee. He will be happy to answer any specific questions. His telephone number is toll-free 1-800-452-7813.

I will provide the Committee with a copy of your letter. Thank you for your interest.

Sincerely,

Governor

RWS:mk

cc: Senator Packwood's Office

bcc: Gary Gustafson, LCDC ✓

August 7, 1978

Representative Les AuCoin
House of Representatives
231 Cannon House Office Building
Washington, D.C. 20515

Dear Representative AuCoin:

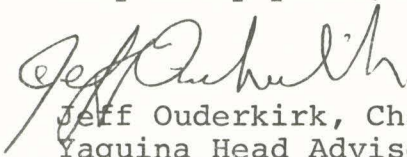
Recently the House passed legislation authorizing approximately \$1.3 billion for more than 100 park, conservation and recreation projects.

The Yaquina Head Advisory Committee is interested in whether any of these federal funds might be available for acquisition of Yaquina Head. As you are aware, the Committee is responsible for recommending a fair and equitable means of preserving and protecting this scenic Oregon headland. In order to make an acquisition recommendation to the Oregon Legislature, we must explore all possible funding sources.

We would greatly appreciate your response to whether any of these conservation and recreation funds might be applied to acquisition of Yaquina Head.

Thank you very much for your time.

Very truly yours,



Jeff Ouderkirk, Chairman
Yaquina Head Advisory Committee

JFO/aj

cc: Yaquina Head Advisory Committee
Janet McLennan
Wes Kvarsten
Penelope Hull

But How Much

Committee Recommends State Purchase Yaquina Head

The Yaquina Head Advisory Committee will recommend the state purchase the rock head from quarry owner Bob Wienert — but it is still unknown how much it may cost.

The advisory committee, appointed by Gov. Bob Straub in November last year and charged with making recommendations to the legislature as to the best means of "preserving and protecting" Yaquina Head, has begun to formulate those recommendations. The com-

mittee will compile its report to the next legislature before Dec. 1.

The report will include a topographical map of the head and a three-dimensional model as well as the written recommendations and background of the committee's study. The model will have removable sections to graphically show what the head once looked like and what it now looks like after years of rock removal by the quarry operation.

The head is northwest of

Newport and has been the site of a quarry operation since the 1920's. The site now provides a major source of rock for the Oregon coast.

To enhance the possibility of the legislature seriously considering negotiating purchase from Wienert, committee members agreed their report should include a "ballpark figure" of what the cost may be. Although the committee has been allotted \$5,000 for an appraisal, that apparently isn't sufficient to have a thorough

analysis done.

It was decided the general figure would be obtained from assessment records from the county, although that figure could be as much as 15-20 percent lower than the appraised value.

The state will be asked by the committee to use its own personnel to make an appraisal, too.

While the committee will recommend purchase, it will not get involved in recommending specific reclamation proposals. And if the negotiated purchase doesn't pan out, condemnation procedures will be recommended.

At least two committee members — John Brenne-man, Newport mayor, and Fred Weakley, Port of Newport manager — have gone on record against the state buying the head at this time.

While a negotiated purchase was recommended as the first alternative for acquiring the head, it may not get very far. Following a recent meeting with Wienert, the committee learned the owner values quarry equipment at the site at several million, and he will probably not want to sell the land without selling the equipment.

The state may want the land but not the equipment.

The committee began last week to develop the form its report, will take as Land Conservation and Development (LCDC) staff Director Wes Kvarsten warned members "time is running out."

"The committee must come to grips with the issues, by next meeting," Kvarsten said. He recommended the final report be submitted to both Gov. Straub and local legislators Dell Isham of Lincoln City and Max Rijken of Newport.

The issue will eventually go before the legislature in the form of a bill, probably introduced by the two representatives.

Price Too High?

The State of Oregon should purchase and preserve Yaquina Head.

This is the recommendation of the Yaquina Head Advisory Committee to the state legislature. The committee has been studying the subject for the past nine months.

The recommendation comes as no surprise, but many serious questions still remain unanswered as committee members themselves have stated.

Probably the biggest question is how much is this going to cost the taxpayer. And can we afford it?

Bob Wienert, owner of Yaquina Head Quarries, Inc. owners of the rock quarry, has stated he wants over \$2 million for the equipment at the quarry.

A value for the land must be set and a purchase price negotiated. The committee has been unable to have the property appraised and is asking for more funds to have it done.

If the state should purchase the land, a reclamation project to return the Head to a park-like setting or natural state would be

we the taxpayers, will have to pick up this tab also.

The Head is Lincoln County's prime source for gravel and is possibly the county's only source of good rock for road building. If the quarry shuts, the costs of road construction will soar.

The cost of a new rock quarry, if a location could be found and purchased, would almost be prohibitive. Meeting the pollution and environmental regulations would also hinder locating a new quarry and add to the costs.

The State Parks Department has stated it does not want Yaquina Head for a state park. There is no tax money to buy it or to do the reclamation project.

Plus, what about taking more land off the tax rolls? Hasn't the committee heard about the tax revolt, taking the land off the tax rolls will only increase taxes.

Also, what will the people currently employed at the quarry do?

The committee is probably right; the best way to preserve Yaquina Head is for the state to purchase it, but is the price too

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Also, what will the people currently employed at the quarry do?

The committee is probably right; the best way to preserve Yaquina Head is for the state to purchase it, but is the price too high?

Call It A "Sacrifice Area"

To the Editor:

Maybe you're right about the excessive costs of the State acquiring Yaquina Head. A fellow geographer, David Hickcox, is studying coal and water resource development in southeastern Montana and has recently suggested the establishment of the "Tongue River National Sacrifice Area" to promote the exploitation of those resources while sacrificing the natural amenities of the area. You might be interested in pursuing a similar course of action for Yaquina head; the potential is unlimited.

To start the ball rolling the county would have to declare Yaquina Head a "Local Sacrifice Area". Judging from the attitude of numerous city and county officials, support for the designation should be easily obtained.

There would probably be abundant federal money available for the administration of the Sacrifice Area and just think of the tourist benefits of having the very first National Sacrifice Area! The Yaquina Head National Sacrifice Area Visitor's Center would be a sure-fire attraction. Uniformed guides trained by the National Park Service would lead tours and answer questions about scale models of the head (with movable pieces to illustrate how the Head was, how it is and how it will be when it isn't any more). Photo exhibits can be shown and background noise can be furnished from tapes of all the hearings and committee meetings held about Yaquina Head. The tour would conclude with a visit to the viewing platform where hourly dynamite blasts could be staged to further entertain the tourists.

Rick Price
Eugene

STATE OF OREGON
DEPARTMENT OF GEOLOGY AND MINERAL INDUSTRIES
1069 State Office Building
Portland, Oregon 97201

April 13, 1978

To: Herb
From: John
Subject: Attached

Recognizing that the attached letter is no doubt biased, it is important nonetheless that in our public appearances we carefully frame our presentations so that they not appear biased towards specific interest groups.

JDB:lk

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JDB:lk

APR 7 1978

Governor's Office

The Governor
State of Oregon
Salem, OR 97310

Please draft reply
for Governor's signature
by 4-17
Thank you

PLEASE RETURN 5 April 1978
ORIGINAL LETTER

RECEIVED-PTLD
APR 11 1978
DEPT OF GEOLOGY
& MINERAL INDUS.

Dear Sir:

I attended a meeting on March 24, 1978, of the Yaquina Head advisory and technical committees.

Naturally it is imperative that a thorough study be made, not only of the devastating quarrying taking place at the headland, but also, of the avenues available for state purchase of that most precious of nature's possessions.

I was dejected to learn that the committees study does not have to present its findings until December 1978. By that time a huge portion of the headland could be almost flattened! Look at it now, sir! Have you ever taken the time to stroll Agate Beach or driven north on SE Elizabeth Street in Newport and seen the ravaging that has occurred at Yaquina Head? It jolts and insults the senses.

At the above mentioned meeting, Dr. Herbert Schlicker of the technical committee showed, in my opinion, with his erratic verbal report, blatant bias in favor of quarry owners. Erratic in that to me it seemed ponderous, defensive and inconclusive. He even suggested that if the state does purchase the quarry they might continue a similar commercial operation there!

I am an ordinary housewife who cares for my community and its scenic vista's and want to see them saved for future generations. This place has its fine tourist, logging and fishing industries. Why would anyone—with all disrespect to the private enterprise involved—want to tear and rip it apart with quarrying and a tankful of liquid natural gas?

There are other sources of road rock and other places to store natural gas. Why here, sir? Why here?

Yours truly,

Lynette Sproul
Lynette Sproul
1037 NW Hubert Street
Newport, OR 97365

Wesley Sproul

copy

Wesley Sproul

YAQUINA HEAD ADVISORY COMMITTEE

Regular Meeting

OSU Marine Science Center, South Beach, Oregon

September 29, 1978

PRESENT: Bill Burley Allen Hermann
George Diel Jeff Ouderkirk
Walter Gordon Al Strand

ABSENT: John Brenneman
Kathi Foisie
Fred Weakley

OTHERS
PRESENT: Steve Beaty (News-Times)
Mrs. Walter Gordon
Gary Gustafson (DLCD)
Randy Martin (Plans Coordinator, Lincoln County)
Jim Ross (DLCD)

Chairman Jeff Ouderkirk opened the meeting at 5:15 PM; the minutes of the September 8th regular meeting were approved as written.

STAFF REPORT

Gary Gustafson reported that on September 27th, 1978 he had met with Wes Kvarsten (DLCD), Janet McLennan (Governor's Office), Dave Talbot (State Parks), and Don Hull (DOGMI) to discuss funding options for the acquisition of Yaquina Head. Ms. McLennan said that there was little chance that the State could provide sufficient funds for an outright purchase, and that a funding package would be necessary, emphasizing federal and private sources. Expert advice is needed to determine which, if any, federal sources would most likely have funds which could be used for land acquisition. Senator Hatfield has expressed his support for a funding search.

At the meeting, Dave Talbot stressed that, at the present time, Yaquina Head is not a priority site for acquisition and management by State Parks.

MODEL REPORT

Walter Gordon and Bill Burley reported that the model is nearing completion and that it would be delivered to the Committee at the next meeting. All that remains to be done is the construction of the plexiglass cover.

REVIEW OF DRAFT #2

Draft #2 of the Committee's final report and recommendation was reviewed in great detail, somewhat to the consternation of a few Committee members. The question of whether the Committee should recommend that Yaquina Head be declared an Area of Critical State Concern was a major discussion topic. There was general agreement that further advice was needed from DLCD and other state government officials in Salem, so a decision was delayed until the next meeting. Jim Ross (DLCD) suggested having the Department of Transportation or other agency serve as a "grantsman" to investigate possible funding sources. The grantsman approach will be discussed at the next meeting.

NEW BUSINESS

Committee member Albert Strand reported that three Committee members (Strand, Brenneman, and Weakley) will be filing a minority report along with the Committee's Final Report and Recommendation.

There being no further business, Chairman Ouderkirk adjourned the meeting at 7:45 PM.

Bill Burley

Bill Burley, Secretary

BB/aj

11/2/78

YAQUINA HEAD ADVISORY COMMITTEE

MATERIALS DISTRIBUTED PRIOR TO THE SEPTEMBER 29, 1978 REGULAR MEETING:

1. Agenda for the September 29, 1978 regular meeting.
2. Draft #2 of the REPORT OF THE YAQUINA HEAD ADVISORY COMMITTEE TO THE GOVERNOR AND THE 60TH LEGISLATIVE ASSEMBLY.
3. Letter (September 7, 1978) from Commander G.A. Penington (U.S. Coast Guard in Seattle) to Randy Martin (Plans Coordinator for Lincoln County) regarding the proposed transfer of 18.1 acres of federal land at Yaquina Head to the Bureau of Land Management.
4. Minutes of the September 8, 1978, regular meeting.

BB/aj

11/2/78

YAQUINA HEAD ADVISORY COMMITTEE

Regular Meeting

Lincoln County Courthouse

October 13, 1978

PRESENT: Bill Burley Walter Gordon
George Diel Allen Hermann
Kathi Foisie Albert Strand

ABSENT: John Brenneman
Jeff Ouderkirk
Fred Weakley

OTHERS

PRESENT: Margaret Carstens
Gary Gustafson (DLCD)
Randy Martin (Plans Coordinator, Lincoln County)
Jim Ross (DLCD)

In the absence of Chairman Jeff Ouderkirk, Vice-Chairman Albert Strand opened the meeting at 5:30 PM. Approval of the minutes for the September 29th regular meeting was delayed until November.

STAFF REPORT

Gary Gustafson reported on recent conversations with Wes Kvarsten and others concerning the possibility of hiring a grantsman to seek federal, state, and/or private monies for acquisition of Yaquina Head. He reminded the Committee that three-fourths of the YHAC budget (\$9,487) remained, and that part of this could be used for that purpose. Allen Hermann said that Senator Hatfield had mentioned he would work on seeking funds for the acquisition of Yaquina Head, once the Committee had passed a resolution requesting him and other members of the Oregon Congressional Delegation to do so. Jim Ross reported that the Office of Coastal Zone Management confirmed that the Committee could use CZM funds (in the Committee's budget) to finance the search for funding sources, but that a formal Committee resolution to that effect was needed. Accordingly, George Diel moved, Allen Hermann seconded, that within the constraints of its budget, the Committee retain an individual or appropriate organization to seek funds for the acquisition of Yaquina Head. Motion carried. Gustafson requested that a subcommittee be appointed to help in the selection of this individual or organization; Albert Strand appointed Hermann, Burley, Foisie, and Diel to serve as the subcommittee.

MODEL REPORT

Walter Gordon presented the Yaquina Head Model to the Committee. The model includes "before" (1915) and "after" (1978) inserts in the center of the styrofoam reproduction. Most agreed that it will be useful in helping the public and the legislators visualize the controversy at Yaquina Head. Gary Gustafson reported that the final bill (\$800) had been received from the Bockels, an amount slightly below the original estimate.

REVIEW OF DRAFT #3

After short discussion of the third draft of the Committee's final report, George Diel moved, Walter Gordon seconded, that the Report and Recommendation be accepted with minor corrections and editing. Absent Committee members were polled for their vote regarding acceptance of this Report and Recommendation. The Final Report and Recommendations of the Yaquina Head Advisory Committee to the Governor and 60th Legislative Assembly was carried by a 6-3 majority: Yea - Burley, Diel, Foisie, Gordon, Hermann, Ouderkirk; Nay - Brenneman, Strand, Weakley (final vote includes poll of absent members).

NEW BUSINESS

Allen Hermann presented a draft resolution requesting "the Oregon Congressional Delegation to assist in the search for funds to acquire and manage Yaquina Head." After discussion, Walter Gordon moved, Allen Hermann seconded, that the resolution be adopted as so stated and that Chairman Jeff Ouderkirk present the resolution to the Governor's Office. Motion carried.

There was further discussion of the work that remains to be completed by the Committee, and three items in particular were mentioned: 1) continued communication between individual Committee members and members of the Oregon Congressional Delegation and state legislators; 2) the Committee's decision on hiring an individual or organization to seek out federal, state, and/or private funds for a land acquisition funding package; and 3) development of a slide-show illustrating the Yaquina Head controversy. It was agreed that each of these should be acted upon in the Committee's last few formal meetings.

The next regular meeting was scheduled for November 3, 1978. There being no further new business, Vice-Chairman Strand adjourned the meeting at 7:50 PM.

Bill Burley

BB/aj

YAQUINA HEAD ADVISORY COMMITTEE

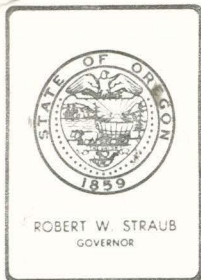
MATERIALS DISTRIBUTED PRIOR TO THE OCTOBER 13, 1978

REGULAR MEETING:

1. Agenda for the October 13th meeting.
2. Draft #3 of the REPORT OF THE YAQUINA HEAD ADVISORY COMMITTEE TO THE GOVERNOR AND 60TH LEGISLATIVE ASSEMBLY.

BB/aj

11/3/78



Department of Geology and Mineral Industries
ADMINISTRATIVE OFFICE

1069 STATE OFFICE BLDG., PORTLAND, OREGON 97201 PHONE (503) 229-5580

October 17, 1978

Mr. Gary Gustafson
Oregon Department of Land
Conservation and Development
313 S.W. 2nd, Suite "B"
Newport, Oregon 97365

Dear Mr. Gustafson:

Attached is a revision to the geology portions of the text of the Draft Yaquina Head document prepared in response to HJR 79.

Adequate assessment of potential alternative sites requires precise local information with regard to reserves. This must then be compared with the site and location of future market areas. Statements to this effect should appear in the report.

These and other points have been discussed previously by various members of our Department.

Sincerely,

John D. Beaulieu
Deputy State Geologist

JDB:lk
Encl.

Geology: The youngest Tertiary rock unit in the area, the basalt of Cape Foulweather, is exposed at Yaquina Head.

The basalt of Cape Foulweather consists predominantly of basalt breccia, water-laid fragmental debris, and massive flows and pillow lavas. Much of the basalt was erupted subaerially, but fringing aprons of marine basaltic breccias apparently developed around the volcanic centers.

Basalt of Cape Foulweather is glassy to very fine grained. Based on regional geologic consideration, the basalts of Depoe Bay and Cape Foulweather are considered to be of middle Miocene age.

The eroded volcanic material overlies sedimentary rocks of the Astoria Formation which were deposited in early Miocene time between 15 and 18 million years ago. These light-colored formations are exposed along the north and south shores of the headland. Erosion of these sedimentary deposits is more rapid than the overlying volcanic material, resulting in the development of steep sea cliffs which are prone to landsliding. The basalt surface layer is covered by 40 to 60 inches of gravelly clay loam soils which are generally well drained. A marine terrace has been formed extending from the lighthouse into the quarry area at an approximate elevation of 80-100 feet. Evidence also suggests that the lighthouse area is being gradually eroded from the rest of the headland, and will eventually become a sea stack.

The basaltic material mined at Yaquina Head yields generally good quality construction aggregate used for crushed rock, riprap, and asphalt mix. It is not used for concrete. Approximately 3-4 million cubic yards of extractable construction aggregate remain at the Yaquina Head Quarry. This amount of rock could sustain the present quarry operation for at least another 20 years, assuming a 10 percent yearly growth rate on the present production average of approximately 125,000 tons per year.

FINAL REPORT OF THE YAQUINA HEAD
ADVISORY COMMITTEE TO THE
GOVERNOR AND 60TH LEGISLATIVE ASSEMBLY

Adopted October 13, 1978

Regarding a fair and equitable method of
preserving and protecting Yaquina Head.

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Illustrations

Figure 1 (Acquisition Map)

Page 16

I. RECOMMENDATIONS OF THE COMMITTEE

The Yaquina Head Advisory Committee recommends to the Governor and the 60th Legislative Assembly that the State of Oregon act immediately to acquire identified private lands on Yaquina Head in Lincoln County (Figure No. 1, page 16). Acquisition of these lands should occur by negotiated purchase at a fair market value. If negotiated purchase is not practicable, eminent domain proceedings should be utilized in the public interest.

Acquired lands should be administered by the Parks and Recreation Branch of the Oregon Department of Transportation. A management plan which includes reclamation should be developed to retain or restore the headland consistent with public use objectives. The management plan should be fully coordinated with adjacent public and private land uses.

Appropriate state agencies should be directed to cooperate in this effort by negotiating acquisition funding, determining fair market value, assessing subsurface rock resources and developing a management plan which includes reclamation.

A combination of private, state and federal funding sources should be developed to finance the acquisition and management of Yaquina Head.

The Committee further recommends that the Legislature act immediately to declare Yaquina Head an Area of Critical State Concern.

II. BACKGROUND INFORMATION

Yaquina Head is a basalt promontory (headland) extending into the Pacific Ocean 3 miles north of the city of Newport in Lincoln County, Oregon.

The western tip of Yaquina Head (approximately 23 acres) was placed under the jurisdiction of the Coast Guard as a lighthouse reserve in 1866. The headland then remained in its natural state until 1873 when a lighthouse was constructed on the marine terrace. The remainder of Yaquina Head was used only occasionally as pastureland until the initiation of mining activity in 1925. Since 1925, Yaquina Head has been the site of nearly continuous rock resource extraction by a sequence of operators. These surface mining activities, affecting approximately 55 acres, have significantly altered the profile and visual characteristics of the headland. The maximum elevation of Yaquina Head has been reduced from a rounded peak about 356 feet high to a small knoll 274 feet high. Several mined areas presently extend well below 150 feet. Bluffs originally 50 feet high or greater along the southern shoreline have been lowered to sea level or below in some areas. Mining activity has also resulted in the deposition of boulder size spoil in some intertidal areas and has created geologically hazardous situations. Yaquina Head is the only Oregon headland with an active quarry operation.

In addition to mining activities, Yaquina Head is used for recreational, scientific and educational purposes. These activities are primarily concentrated near the publicly owned lighthouse at the western tip. Oregon State University Marine Science Center operates both research and education programs at this site. Access to this area is provided solely by a gravel road extending through the quarry. A shorebird refuge administered by the U.S. Fish and Wildlife Service encompasses several small off-shore islands west and southwest of the headland.

Quarrying of the private land on Yaquina Head has been a controversial issue for many years. Numerous complaints by local residents and others eventually brought the issue statewide attention. In the spring of 1977, the Oregon Land Conservation and Development Commission (LCDC) held public hearings to determine whether to recommend Yaquina Head as an Area of Critical State Concern. On May 24, 1977, the LCDC submitted a report to the 59th Legislature recommending Yaquina Headland for designation as an Area of Critical State Concern. Although the Legislature subsequently failed to pass a bill out of committee before adjournment, a resolution was adopted.

The Yaquina Head Advisory Committee was created by the Governor on January 9, 1978 (Executive Order No. EO-78-01) pursuant to House Joint Resolution 79, passed by the 59th Legislative Assembly. The Committee was directed "to prepare recommendations regarding a fair and equitable method of preserving and protecting Yaquina Head". The Legislature also urged the Committee to present a written report containing a digest of facts in addition to its recommendations and

BACKGROUND INFORMATION (cont.)

alternatives for preserving the unique qualities of Yaquina Head. This written report, including recommendations, was directed to be delivered to the Governor and Sixtieth Legislative Assembly on or before December 1, 1978.

Yaquina Head Advisory Committee:

Jeff Ouderkirk, Chairman
Albert Strand, Vice Chairman
Bill Burley, Secretary
John Brenneman
George Diel
Kathi Foisie
Walter Gordon
Allen Hermann
Fred Weakley

A Technical Advisory Committee, composed of nine state agency representatives and a representative of private industry, was appointed to assist the Committee. The Department of Land Conservation and Development provided staff assistance and financial support.

III. FINDINGS OF FACT

Historical Values

The lighthouse at the end of the headland is on the statewide inventory of historic sites and buildings. Built in 1873, it has been nominated to the National Register of Historic Places and is on the "eligible for inclusion" list. It is the second oldest active light tower on the Oregon Coast.

No other historical sites on Yaquina Head have been identified for inclusion on the National Register of Historic Places.

Archeological Values

There are no archeological sites on Yaquina Head listed in the statewide inventory. The existence of three small Indian middens near the lighthouse has been documented, but never verified.

Climatology

Yaquina Head has a temperate, marine climate which is significantly influenced by the Pacific Ocean. Annual precipitation varies from 40-60 inches per year. Winters are generally mild and wet with prevailing winds from the southwest. Summers are also mild with considerably less precipitation and prevailing northwest winds. The average frost free growing season is about 248 days.

Constant wind prevails. Velocities of 10-20 miles per hour are common with occasional gusts reaching 75-100 miles per hour. The headland has potential for location of a wind generated power facility, although the federal government recently rejected it as a turbine location. It is estimated, however, that windmills here could generate about 2 to 3 million kilowatt hours per year. At the present time, there are no plans for installation of windmills on Yaquina Head.

Due to its location, being surrounded on three sides by the Pacific Ocean, Yaquina Head is subject to tidal action, wave patterns, ocean currents and tsunamis. Uprush of waves affects a considerable portion of the upland extent of the coastal shoreland.

The intrusion of the headland into the Pacific Ocean also results in a minor "wind shadow" effect, creating a localized microclimatic condition.

Geology

Yaquina Head is formed primarily from coarse basalt of the Miocene Epoch. The basalt consists predominately of breccia, water-laid fragmental debris and massive flows and pillow lavas. The eroded volcanic material overlies sedimentary rocks of the Astoria Formation which were deposited between 15 and 18 million years ago. These light-colored formations are exposed along the north and south shores of the headland. Erosion of these sedimentary deposits

FINDINGS OF FACT (cont.)Geology (cont.)

occurs at a much faster rate than the overlying volcanic material, resulting in the creation of steep sea cliffs which are prone to landsliding. The basalt surface layer is covered by 40 to 60 inches of gravelly clay loam soils which are generally well drained. A marine terrace has been formed extending from the lighthouse into the quarry area at an approximate elevation of 80-100 feet. Evidence also suggests that the lighthouse area is being gradually eroded from the rest of the headland, and will eventually become a sea stack.

The basaltic material mined at Yaquina Head yields generally good quality construction aggregate used for crushed rock, riprap and asphalt mix. It is not used for concrete. Approximately 3-4 million cubic yards of extractable construction aggregate remain at the Yaquina Head Quarry. This amount of rock could sustain the present quarry operation for at least another 20 years, assuming a 10 percent yearly growth rate on the present production average of approximately 125,000 tons per year.

Fish and Wildlife

Yaquina Head is used by many people to fish, observe and photograph wildlife (gray whales, seals and sea lions, shorebirds, etc.). The intertidal area around Yaquina Head has been set aside by the Oregon Department of Fish and Wildlife for scientific and educational collection of non-food animals. For intertidal study, this is the most popular area in Oregon. More scientific and educational collecting permits are issued here than for any other collecting area on the Oregon Coast. As many as 500 persons have been observed using the area during a single tide period.

Most of the birds and terrestrial wildlife observed on Yaquina Head are located on the 23 acres of U.S. Coast Guard administered land, rather than the area of the headland affected by quarrying operations. If the quarrying were stopped and the land rehabilitated, it is likely that some birds and mammals would reestablish themselves. Surf fishing from the rocks is usually productive for bottom species.

An inventory of the mammals, fish and birds of Yaquina Head has been completed by Dale Snow of the Oregon Department of Fish and Wildlife.

No threatened or endangered animal species are known to reside or breed on Yaquina Head, but three species which are listed as endangered or threatened may be infrequent visitors (peregrine falcon, bald eagle and western snowy plover).

FINDINGS OF FACT (cont.)

Botanical Resources

Due in part to a variety of microhabitats, Yaquina Head has a large and diverse flora. The headland is typical of coastal bluffs with a complex mixing of herb or shrub-dominated plant communities. The south shore basks in sunlight on clear days and is hit by strong winds and salt spray on stormy days; the north shore remains in shade much of the time and is somewhat sheltered from strong south-westerly winds. Different species of plants are found in each of these areas.

Two Yaquina Head plants have been proposed for either Threatened or Endangered status by the Smithsonian Institution (1975) or by the Oregon Rare and Endangered Plant Species Task Force. Another unusual plant, Sea Cabbage (introduced from Europe), is found nowhere else on the West Coast.

Bill Burley of The Nature Conservancy has compiled an inventory of the Yaquina Head flora.

Aesthetics

Yaquina Head is a prominent landmark visible from many scenic waysides and state parks, including a large portion of U.S. Highway 101. Its rugged beauty has been described as one of the outstanding features of the Oregon Coast. The headland and the historic lighthouse combine to make Yaquina Head one of the most popular places on the coast to visit and to photograph. The headland is described in the Oregon Coastal Conservation and Development Commission (OCCDC) report entitled Visual Resource Analysis of the Oregon Coast (1974) as a resource having "Potential for Exceptional Coastal Experience". Such resources are defined as containing "landscapes which are of statewide and/or national concern".

The quarry operation of Yaquina Head has substantially altered the profile and scenic qualities of the headland. If quarrying continues, it will eventually lower the profile to elevations ranging from 40-100 feet above mean sea level. The only remaining significant promontory (240 ft.) would be the easternmost portion of the Coast Guard administered property, immediately west of the quarry.

Quarry-related activities, including blasting, heavy equipment operation, truck traffic, rock crusher operation, dust and noise, influence the aesthetic quality of a visit to Yaquina Head. The only access road to the western tip of the headland passes adjacent to the rock crusher and directly through the quarry operations, exposing this area to view. This road is used by both visitors and the heavy equipment associated with quarry operations.

In recent years, the western crest of the headland has been subject to increased off-road vehicle (ORV) use. This activity has resulted in substantial damage to the fragile vegetation of the headland.

FINDINGS OF FACT (cont.)Aesthetics (cont.)

Aesthetic quality on Yaquina Head remains high, however, due to the water-dominated landscape, vivid color contrasts, lighthouse, steep and rugged landforms, unusual plants, abundant birdlife, proximity to marine mammals and accessible tidepools.

Ownership

The off-shore rocks which extend into the Pacific Ocean west and southwest of Yaquina Head are federal lands administered by the U.S. Fish and Wildlife Service as a National Wildlife Refuge.

The western tip of Yaquina Head (approximately 23 acres) was set aside as a federal lighthouse reserve by President Andrew Johnson in 1866. The Yaquina Head lighthouse was subsequently built in 1873 and has been maintained by the U.S. Coast Guard. The U.S. Coast Guard filed notice on January 17, 1977 of its intent to relinquish control of 18.1 acres of the lighthouse reserve to the Bureau of Land Management. When completed, the Coast Guard will retain jurisdiction over 4.5 acres, including the lighthouse.

Yaquina Head Quarries, Inc. owns 7 parcels (separate tax lots) of contiguous property which make up most of the central portion of Yaquina Head. These parcels total approximately 55 acres. Yaquina Head Quarries, Inc. also owns several other parcels on Yaquina Head which are not a part of the quarry operations.

The surface mining activity of Yaquina Head Quarries, Inc. is exempt from the requirements of the Oregon Mined Lands Reclamation Act (ORS 517.750 to 517.900) because of a "grandfather" exclusion. The combination of areas mined prior to 1972, and the areas used for storage or disposal of mining refuse include most of the lands owned by Yaquina Head Quarries. A permit of limited exemption has been granted to Yaquina Head Quarries, Inc. by the Oregon Department of Geology and Mineral Industries. However, the present owner has voluntarily developed a reclamation plan which assumes continued quarrying of the headland and restoration to about 60-100 feet above sea level. The specifics of this plan, and the owner's intent to implement it, remain unclear.

The State of Oregon (2.9 acres), U.S. Government (9.06 acres), Agate Beach Water District (.25 acres) and a private individual, Stella Wade of Overland Park, Kansas (2.8 acres) also own parcels of property at the northeastern end of the headland.

A county road runs the length of Yaquina Head along the south slope, connecting the lighthouse area with U.S. Highway 101.

Land holdings considered by the Committee for purposes of delineating Yaquina Head are identified on Figure 1 (page 16). These parcels are also listed below by ownership and tax lot number (Lincoln County Map 29 10 11 BC).

FINDINGS OF FACT (cont.)Ownership (cont.)

<u>Tax Lot Number</u>	<u>Ownership</u>
300	U.S. Coast Guard
200,1400,1500,1600, 2400,2700,2900	Yaquina Head Quarries, Inc.
1200	Stella Wade
2500	U.S. Government
2600	State of Oregon
2401	Agate Beach Water District

Assessed Value

The total value of the lands which constitute Yaquina Head is unknown. Although 1978-79 property assessments are available for each property, these assessments do not take into account the subsurface rock resource value of each parcel. An appraisal of the subsurface rock resource value remaining on Yaquina Head has not been undertaken.

The Committee's attempt to identify a fair market value for the private lands of Yaquina Head was unsuccessful. The Committee had neither the funding nor expertise needed to conduct a meaningful subsurface appraisal of the rock resources. Without an appraisal, any estimate of the market value of these properties would be speculative.

The Oregon Department of Transportation has estimated that a general appraisal of the Yaquina Head Quarries, Inc. property could be completed for approximately \$10,000. Such an appraisal would not, however, be adequate for acquisition or condemnation proceedings. An acquisition process would require at least two independent opinions of value. This would raise the cost to about \$20,000.

The 1978-79 value listed by the Lincoln County Assessor for the seven identified contiguous parcels owned by Yaquina Head Quarries, Inc. is \$306,150, including improvements. In addition, the quarry owner (Robert Wienert) estimates that a total of approximately 2 million dollars of equipment is employed on the properties. An active market exists for heavy equipment sales, as evidenced by recent government and Alyeska heavy equipment clearance sales in the Pacific Northwest.

The 1978-79 assessed value of the 2.8 acres owned by Stella Wade is \$5,150.

FINDINGS OF FACT (cont.)Land Use Planning

The Yaquina Bay Land Use Plan (1969) designates Yaquina Head as a Natural Resource and Open Space area. This plan will remain in effect until the completion of a new Lincoln County Comprehensive Plan in 1980.

Current county zoning designations of the headland are as follows:

1. R-1 (Residential - Single Family) at Lighthouse Reserve at western tip; and
2. M-I (Marine - Industrial) at Yaquina Head Quarries, Inc. property.

The existing zone designations will also be revised consistent with the new comprehensive plan.

Any new mining operations in Lincoln County are subject to a reclamation plan, including bonding responsibility. By virtue of its established "grandfather" use, Yaquina Head Quarries, Inc. is exempt from these county regulations.

The Oregon Statewide Coastal Planning Goals were adopted by the Land Conservation and Development Commission (LCDC) and became effective on January 1, 1977. The Oregon Legislature directed that the LCDC, in developing goals, shall give "priority consideration" to "coastal headlands and related areas" among other areas and resources (ORS 197.230(2)(9)). This direction was reflected in Statewide Goal No. 17 for Coastal Shorelands, which states, in part:

Major marshes, significant wildlife habitat, COASTAL HEADLANDS, exceptional aesthetic resources and historic and archeological sites shall be protected. Uses in these areas shall be consistent with protection of natural areas. (Comprehensive Plan Requirements - Coastal Shorelands Goal. Emphasis added.)

The Coastal Shorelands Goal also provides that proposed uses must be ranked according to priority, with water-dependent and water-related uses being given preference over other uses. Any new use at Yaquina Head which would not provide for the protection of natural values would be difficult to initiate, according to the statewide goals.

ORS 197.405 provides that the LCDC may recommend significant resource areas to the Legislature for designation as Areas of Critical State Concern. Areas of Critical State Concern are areas defined and designated by the state because uncontrolled or incompatible development could result in serious damage to 1) the environment, life, or property; 2) the long term public interest; or 3) the potential for other uses. Basic to the concept are the critical

FINDINGS OF FACT (cont.)Land Use Planning (cont.)

nature of the resource or area, and the existence of a regional, state, or national concern which is greater than local significance. Subsequent to public hearings and findings, the LCDC recommended in May, 1977 that the Legislature declare Yaquina Head an Area of Critical State Concern.

Lincoln County Rock Resources

There are presently five major producers of rock products in Lincoln County:

1. Yaquina Head Quarries;
2. Devils Lake Sand and Gravel;
3. Ocean Lake Sand and Gravel;
4. Toledo Sand and Gravel;
5. Eckman Creek Quarry.

These quarries produced about 600,000 to 650,000 tons (400,000 to 430,000 cubic yards) of rock products in 1975. Yaquina Head Quarries supplied about 25 percent of the total, for use mostly in Lincoln County.

At the present time, four additional rock sources in Lincoln County appear to have potential for future development. These sources include:

1. Iron Mountain:

Located about 1 1/2 miles north of Agate Beach, Iron Mountain is a proven rock resource extraction site, capable of producing specification rock for road base material, asphalt and riprap. The site is owned and operated by the Oregon State Highway Division which uses it primarily for state highway building and repair. The estimated reserves are about 400,000 cubic yards. Crushing costs at Iron Mountain run considerably higher than at Yaquina Head due to the hardness of the rock.

2. Cape Foulweather:

Intrusive basalt dikes exist in the eastern portion of Cape Foulweather. Some small quarry operations by logging firms have occurred east of the Cape. At the present time, no quarry operations are active.

Additional exploration appears necessary in order to determine the quantity and quality of rock at Cape Foulweather. It is predicted, however, that quarry operations at Cape Foulweather would encounter public opposition similar to Yaquina Head.

FINDINGS OF FACT (cont.)Lincoln County Rock Resources (cont.)3. Siletz-Logsdan Area:

In the past, several alluvial and terrace deposits have been utilized for rock. The quantity is estimated at 4-5 million cubic yards. The quality is borderline, but it does produce suitable road base material and asphalt rock. The material is covered by 4-10 feet of overburden.

Additional rock extraction in this area, however, might encounter high transport costs to the market place, reduced water quality and zoning difficulties.

4. Importation of Rock via Dock Facilities:

Rock could be barged into the Lincoln County area from outside sources such as the Umpqua River in Douglas County. Dock unloading and storage facilities might be provided in Yaquina Bay.

The quality of Umpqua River area rock is suitable for road base rock, asphalt and concrete. Quantity is unknown at this time.

Economic Factors

Lincoln County is characterized by a natural resource based economy (forest products, tourism, fishing and fish processing). Employment opportunities are limited and there is an influx of retirement age persons who make up a disproportionate share of the population. The area is likely to continue a slow, steady rate of population and economic growth. Tourism is expected to become increasingly important.

During fiscal year 1976, Yaquina Head Quarries, Inc. averaged 15 employees and a payroll of \$163,000. That year, Yaquina Head Quarries, Inc. provided about 0.2 percent of the County's total payroll and 0.12 percent of its employment. It provided about 30 percent of the mining related employment for the County.

Like the rest of Oregon, Lincoln County is experiencing a dramatic upsurge in new housing starts, particularly in Waldport and Depoe Bay. An average single family dwelling is estimated to need about 180 cubic yards of gravel during construction. The average annual rate of aggregate use in Lincoln County is estimated as between 12-20 tons per person. The cumulative demand will total approximately 9,000,000 tons by 1990 and 16,000,000 tons by the year 2000. This means that known sources of high quality rock in Lincoln County have a remaining life span of about 15-20 years. After that, it is uncertain whether economical rock will be available in Lincoln County.

FINDINGS OF FACT (cont.)Economic Factors (cont.)

If Yaquina Head Quarries, Inc. were to close, the demand would probably be met by the closest quarries, Ocean Lake, Toledo and Eckman. Production of each of these quarries would have to increase by 30-50 percent to make up this loss. This would reduce further the expected life of these quarries.

If the Yaquina Head Quarries, Inc. properties were acquired by a public agency or other non-profit group and subsequently removed from the tax rolls, Lincoln County would lose approximately \$4,663 per year, based upon the 1977-78 assessment rate of 15.23 per \$1,000 value. This total might increase if the assessment rate is revised upward.

IV. ALTERNATIVES

After compiling and analyzing background information and other data, the Yaquina Head Advisory Committee identified and considered five alternative methods of preserving and protecting Yaquina Head. These alternatives all involve some manner of public acquisition. Non-acquisition, or the long-term continuation of quarrying of the headland was rejected by the Committee because it would perpetuate the destruction of the headland, and was, therefore, inconsistent with the Committee's legislated directive.

Acquisition of Yaquina Head was considered for purposes of enjoining immediately, or phasing out (short-term) all mining activities. Acquisition is possible using one or a combination of the following methods:

1. Negotiated Purchase;
2. Eminent Domain (Condemnation);
3. Land Exchange;
4. Easement Purchase;
5. Gift.

All acquisition methods present the advantages of preserving and protecting the remaining headland and associated qualities. They also lend themselves to immediate implementation of a management plan, including reclamation.

Negotiated purchase of Yaquina Head presents the most equitable settlement arrangement. The quarry owner has expressed a willingness to negotiate a fair purchase price, assuming a factual appraisal of subsurface mineral worth can be completed. Failing an equitable negotiated agreement, the State could utilize eminent domain proceedings.

No alternative rock sources not already under commercial operation were identified by the Committee for possible use in case of acquisition by land exchange. Yaquina Head Quarries, Inc. is the largest rock producer in Lincoln County and no replacement site appears to exist in the county which would provide the operator with an equivalent worth. A thorough assessment of alternative rock resource sites would require more precise local information with regard to reserves. This information would then need to be compared with future market areas. The present owner of Yaquina Head Quarries, Inc. has consistently opposed any land exchange.

The purchase of a conservation easement to protect the headland is considered unlikely because the cost of obtaining such a restrictive easement would undoubtedly approach the cost of acquiring the land. The owner has also stated his opposition to this approach.

It is, also, improbable that the owners would consent to making a gift of their land to the public, although a gift of a portion or percentage of any property might present some tax benefits.

V. MANAGEMENT PLAN

In the case of public acquisition of private lands on Yaquina Head, there is a need for the development of a coordinated resource management plan in order to identify and implement activities and uses compatible with the Committee's Recommendation.

Activities and uses which preserve and protect Yaquina Head while providing for public use should be given priority. The following uses should be examined for inclusion in the plan:

1. Natural Area designation;
2. Educational and Scientific uses;
3. Open Space;
4. Wind Power generation;
5. Wildlife Reserve;
6. Recreational development;
7. Reclamation;
8. Navigation aids.

Other uses and activities are considered incompatible with the Committee's Recommendation.

The management plan should also include reclamation, consisting of reclaimed contours, revegetation and public access for areas affected by quarry activity. The plan should protect existing natural contours while allowing for some surface shaping and modification as appropriate in a fashion consistent with the Committee's Recommendation.

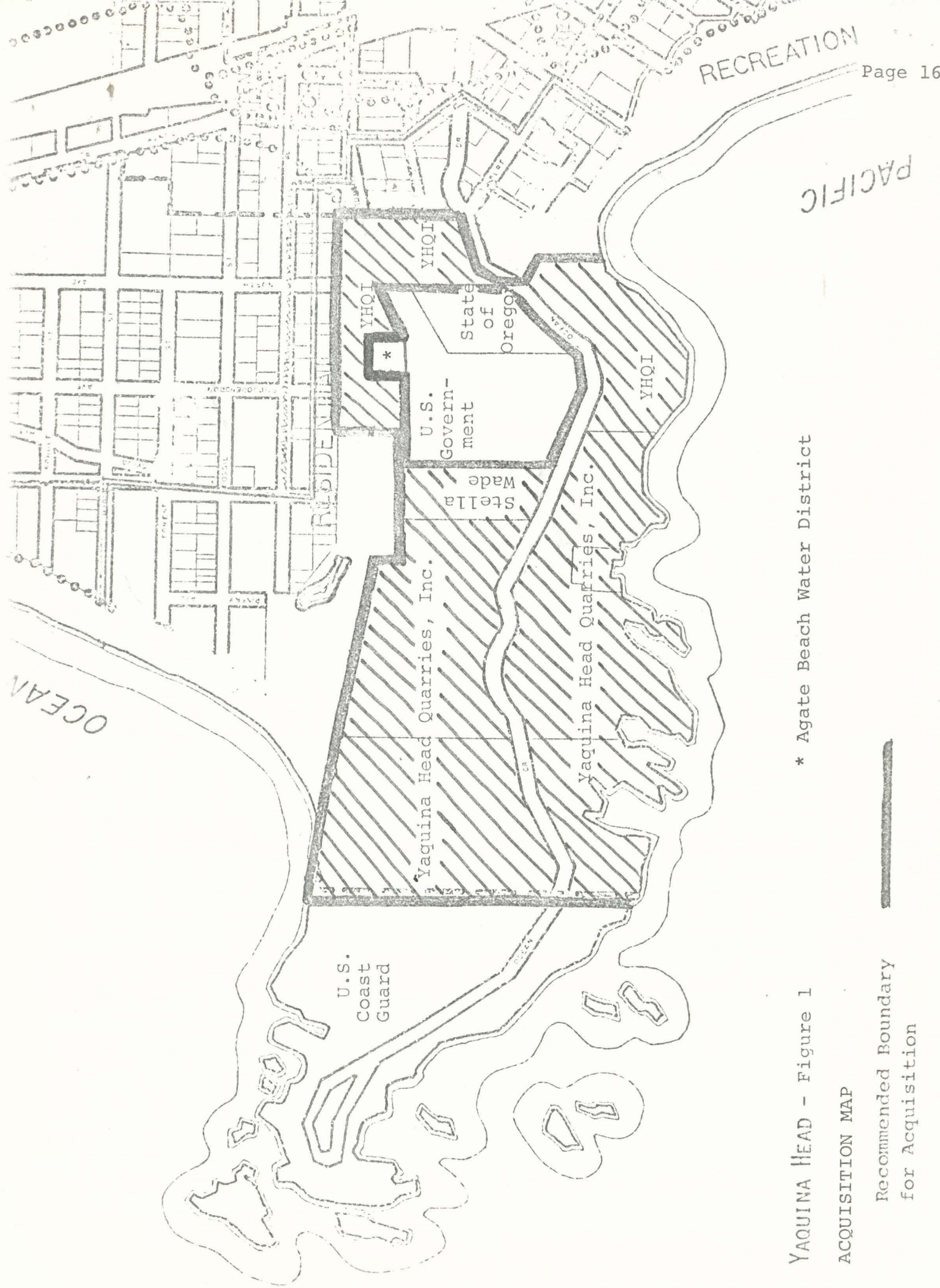
A buffer area should be provided by the plan to protect adjacent private lands from possible incompatible uses.

Public agencies and land management objectives or plans should be coordinated to the maximum extent possible. There should be a single coordinated resource management plan for the entire headland.

The Parks and Recreation Branch of the Oregon Department of Transportation should be given the lead role, in conjunction with the Department of Geology and Mineral Industries and the Department of Land Conservation and Development, to develop and implement a management plan for Yaquina Head.

VI. CONCLUSIONS OF THE COMMITTEE

- A. Yaquina Head is an important coastal headland resource, possessing significant scenic, historical, educational, scientific, recreational, geological, biological and other benefits which should be preserved and protected in the interest of future generations.
- B. Surface mining of rock on Yaquina Head is the primary activity threatening the significant benefits provided by the headland, and should be immediately prohibited in all areas not previously mined (as defined under ORS 517.750 - 517.900) unless necessary as part of a final management plan. The need for immediate state acquisition of Yaquina Head is crucial in order to arrest further lowering or other alteration of the headland profile.
- C. Existing data do not provide a basis for a meaningful estimate of the cost of acquiring the private lands at Yaquina Head. A thorough and expert geological investigation should be undertaken immediately in order to determine the quality and quantity of the remaining subsurface rock resources of the headland. Such an investigation is the only means of assessing a fair market value for acquisition of identified private lands. The 1978-79 value listed by the Lincoln County Assessor for the seven identified contiguous parcels owned by Yaquina Head Quarries, Inc. is \$306,150. The parcel owned by Stella Wade has a 1978-79 assessed value of \$5,150. In addition, the quarry owner estimates that a total of approximately two million dollars worth of equipment is employed on the property. An active market exists for heavy equipment sales.
- D. No alternative rock sources have been identified in the Lincoln County area which would be acceptable to the present quarry owner in the case of a land exchange (trade). The owner of Yaquina Head Quarries, Inc. is opposed to any land exchange for purposes of a continuation of quarry operations.
- E. The U.S. Coast Guard owned and administered land (23 acres) at the western tip of Yaquina Head should remain in federal ownership. The State of Oregon (2.9 acres), U.S. Government (9.06 acres) and Agate Beach Water District (.25 acres) properties at the eastern end of the headland should also be retained under present ownership.
- F. A management plan which provides for the future land use, reclamation, coordination and administration of the entire headland should be developed and implemented. A resource management plan developed for the headland should be coordinated with affected agencies to the maximum extent possible. Due to the regional, state and national importance of Yaquina Head, it is appropriate for the State to develop and apply any necessary regulatory control. Public use and retention or reestablishment of headland qualities shall be given preference in any management plan.
- G. Yaquina Head possesses qualities sufficient for designation as an Area of Critical State Concern.



* Agate Beach Water District

YAQUINA HEAD - Figure 1

ACQUISITION MAP

Recommended Boundary
for Acquisition



MEETING NOTICE

YAQUINA HEAD ADVISORY COMMITTEE

Friday November 3, 1978 5:15 PM

Conference Room

Marine Science Center

Newport, Oregon

AGENDA

- 5:15 PM 1.0 Chairman's Report (Jeff Ouderkirk)
- 1.1 Approval of minutes
 - 1.2 Final Report vote tabulation
 - 1.3 Letters sent
- 5:30 PM 2.0 Staff Report (Gary Gustafson)
- 2.1 Communications Update
 - 2.2 Budget Report
- 5:45 PM DINNER!
- 6:00 PM 3.0 Acquisition Funding Search (Gary Gustafson)
- An update on the acquisition funding search, including a discussion with our funding search representative.
- 7:00 PM 4.0 Committee Assignments
- A discussion of the future role of the Committee; including Subcommittee assignments.
- 7:40 PM 5.0 New Business
- 5.1 Next meeting
- 7:45 PM 6.0 Adjournment

JEFF OUDERKIRK
P.O. BOX 1167
NEWPORT, OR 97365

October 19, 1978

Janet McLennan
Assistant to the Governor for Natural Resources
Office of the Governor
State Capitol
Salem, OR 97310

Dear Janet,

The Yaquina Head Advisory Committee recently recommended that the State of Oregon act immediately to acquire and manage Yaquina Head. As required by Executive Order No. EO-78-01, the Committee will soon submit its written report to the Governor and the 60th Legislative Assembly.

One of the major problems confronted by the Committee was the identification of a primary funding source for acquisition and management of the headland. The Committee is well aware of the probability that the State of Oregon will be unable to assign substantial monies to this effort given existing and imminent financial conditions. Therefore, we will be proposing a funding package for acquisition and management which places heavy reliance on federal or private dollars, thus reducing the state share.

In order to achieve this objective, the Committee has agreed to conduct an active search for federal and private funding sources. We hope to have prominent sources identified prior to the legislative session.

Last week, the Committee passed the attached resolution. It was drafted at the request of Senator Hatfield, who has pledged his support in the identification of federal funding programs.

Janet McLennan
Page 2
October 19, 1978

Janet, I believe the support of the Governor's Office is crucial to our efforts. We hope the Governor will join with us in this important search for outside funding.

Thank you for your continued support of our work.

Very truly yours,



Jeff Ouder Kirk
Chairman

JFO/GGG/aj

Enclosure

cc: Wes Kvarsten, DLCD
Dave Talbot, State Parks
Gary Gustafson, DLCD
Senator Mark Hatfield

YAQUINA HEAD ADVISORY COMMITTEE RESOLUTION

WHEREAS Yaquina Head is a rugged promontory on the Oregon Coast with unique aesthetic, ecological and historic significance; and,

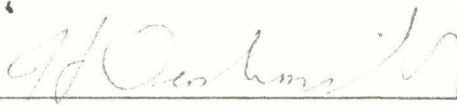
WHEREAS Yaquina Head is being systematically and irreparably destroyed by a rock quarry operation; and,

WHEREAS The Yaquina Head Advisory Committee was appointed by the Governor to make recommendations regarding a fair and equitable method of preserving and protecting Yaquina Head;

NOW THEREFORE BE IT RESOLVED BY THE YAQUINA HEAD ADVISORY COMMITTEE:

That the Committee requests the Oregon Congressional Delegation to assist in the search for funds to acquire and manage Yaquina Head.

Approved this 13th day of October, 1978.



Jeff Ouderkirk, Chairman

October 20, 1978

The Honorable Robert Straub
Governor, State of Oregon
State Capitol
Salem, OR 97310

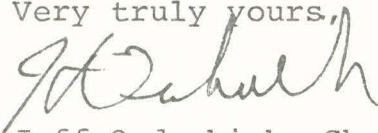
Dear Governor Straub:

The Yaquina Head Advisory Committee is proud to present the attached final report and recommendations. This report should serve to satisfy Executive Order No. EO-78-01, which created a Yaquina Head Advisory Committee to make recommendations regarding a "fair and equitable method of preserving and protecting Yaquina Head".

Our charge was a very difficult one to resolve. The Committee addressed the problem by conducting a thorough review of the issues and facts. We met on a continuous biweekly basis since early March of this year. As a result, the Committee is confident that our final report and recommendations represent a fair and equitable method of preserving this scenic coastal headland.

Although our report is now finished, we feel the job is not yet complete. The Committee will work through the legislative session in order to bring our efforts to fruition. We hope you will join us in the important work ahead.

Very truly yours,



Jeff Ouder Kirk, Chairman
Yaquina Head Advisory Committee

JFO/GGG/aj

Enclosure

cc: Janet McLennan

October 20, 1978

The Honorable Dell Isham
State Senator, District No. 2
3231 W. Devils Lake Road
Lincoln City, OR 97367

Dear Senator Isham:

The Yaquina Head Advisory Committee is proud to present the attached final report and recommendations. This report should serve to satisfy House Joint Resolution 79 which provided for the creation of a Yaquina Head Advisory Committee to formulate a method for preserving and protecting Yaquina Head.

Our charge was a very difficult one to resolve. The Committee addressed the problem by conducting a thorough review of the issues and facts. We met on a continuous biweekly basis since early March of this year. As a result, the Committee is confident that our final report and recommendations represent a fair and equitable method of preserving this scenic coastal headland.

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Very truly yours,



Jeff Ouder Kirk, Chairman
Yaquina Head Advisory Committee

JFO/GGG/aj

Enclosure

cc: Janet McLennan

October 20, 1978

The Honorable Max Rijken
State Representative, District 38
1015 Willa Way
Newport, OR 97365

Dear Representative Rijken:

The Yaquina Head Advisory Committee is proud to present the attached final report and recommendations. This report should serve to satisfy House Joint Resolution 79 which provided for the creation of a Yaquina Head Advisory Committee to formulate a method for preserving and protecting Yaquina Head.

Our charge was a very difficult one to resolve. The Committee addressed the problem by conducting a thorough review of the issues and facts. We met on a continuous biweekly basis since early March of this year. As a result, the Committee is confident that our final report and recommendations represent a fair and equitable method of preserving this scenic coastal headland.

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Very truly yours,



Jeff Ouderkirk, Chairman
Yaquina Head Advisory Committee

JFO/GGG/aj

Enclosure

cc: Janet McLennan

OCT 19 1978

Oct. 18-1978

Dear Mr. Justice:

I sent a letter to the President.
I just hope he will get to read it.
I have heard that lots of letters
don't get to him.

Someone like he takes the
attention and interest which he want
in the protection in Idaho and
Alaska. It passed a bill to
protect the Snake river, as maybe
he will take this river with
consideration. It is a big if
but I surely hope so.

I will send you a copy of the letter.
I cut out a section of a
copy you sent me on the geology
and back ground of the head and

2 a color photo card of the light house
and the head.

I hope something can be
done as I was there several
months ago and it looked terrible.
Duckwater didn't see that
mountain being grazed out so.

Good luck on your word and
I appreciate the information that
is going on with you and me.

Sincerely,
Marguerite Centurion
I hear he is coming to Oregon
in November to meet with the state.

Comments received regarding Yaquina Head Advisory Committee Final Recommendation to the Legislature.

Page 11 "An average family dwelling is - 180 cubic yards of gravel. The average rate of aggregate use ---." The implication is that Yaquina Head contributes to this but it has no gravel and its crushed rock cannot be used in concrete. This paragraph appears to be obfuscatory and to have no place in the report.

Page 11 Siletz-Logsdan Area. "quality is borderline, but it does produce suitable road base material and asphalt rock." One might read this to say that the rock is inferior to Yaquina Head rock but the description is, in fact, an exact description of Yaquina Head rock.

Page 10 "Crushing costs at Iron Mountain run considerably (sic) higher than at Yaquina Head due to the hardness of the rock". This looks like a plus for Yaquina Head but it really says that Yaquina Head rock is soft and of inferior quality.

Page 5 "The basaltic material --- generally good quality construction aggregate --- crushed rock, rip rap and asphalt mix." Yaquina Head employees tell me the rock is a basaltic-lava mix and I have seen this to be true. Lava sounds soft and would not be mentioned by Yaquina Head Quarries at the hearings. Is construction aggregate a proper description - it is used only as an aggregate in road asphalt mixes. Is rip rap going too far - it is unsuitable for use in breakwater construction and in rip rap along the shoreline because it is too soon destroyed. As crushed rock it is not suitable for roadways, but only as an inert material under other hard road surfaces.

A Personal Experience

In 1961, I laid a drive surface with Yaquina Head rock. In two years, the rock was dust supporting grass and weeds. I discussed this with a log truck operator who told me Yaquina Head rock was useless on logging roads that had to endure because the heavy trucks reduced it to particles the size of dust in short order. He suggested I use Iron Mountain rock which I did with considerably better success.

Ralph A. Harvie
535 NW 56 Street
Newport, OR 97365

Lincoln Co. mineral prod - 1976 \$1,529,000

1975 YHQ - 119,000 tons
355,000 Value @ \$2.98 / tn

Macadam 70,000 tons @ \$2.01

Bituminous 45,000 3.44
119,000

Riprap & Jetty 6,000
119,000 @ 1.66

Iron Mtn. - 400,000 yds $\approx$ 1,000,000 tons
8 yrs reserves

Heb

YAQUINA HEAD ADVISORY COMMITTEE

Regular Meeting

Lincoln County Courthouse Conference Room

Newport, Oregon

July 28, 1978

PRESENT: John Brenneman Walter Gordon
 Bill Burley Jeff Ouderkirk
 George Diel Albert Strand
 Kathi Foisie

ABSENT: Allen Hermann
 Fred Weakley

OTHERS

PRESENT: Steve Beaty (Newport News-Times)
 Toni Job (DLCD, Newport)
 Wes Kvarsten (DLCD, Director)
 Randy Martin (Lincoln County)

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Chairman Jeff Ouderkirk called the meeting to order at 5:25 PM. The minutes of the June 23rd and July 7th regular meetings were approved as written.

CHAIRMAN'S REPORT

Jeff Ouderkirk reported on the June 30, 1978 meeting with Yaquina Head quarry owner Bob Wienert. Other Committee members were George Diel, Albert Strand, and John Brenneman. The group discussed possible acquisition with Wienert, who subsequently stated that he would consider some form of negotiated agreement. Wienert does not favor a conservation easement and is opposed to any form of trade. He would, however, consider some form of leaseback arrangement. Wienert felt that the value of the equipment alone may reach two million dollars, and he would not be interested in retaining any of the equipment if the State were to acquire the quarry property.

STAFF REPORT

Wes Kvarsten (Director, DLCD) briefly reviewed the history of the Yaquina Head controversy and the formation of the Yaquina Head Advisory Committee subsequent to House Joint Resolution 79. He urged Committee members to begin drafting their recommendation and initial report which is due to the Governor's office by December 1, 1978, and which will then be forwarded to the Legislature.