



OCEAN SHORE ALTERATION PERMIT DECISION

Application Approved with Conditions:

Application Denied:

Date: August 5, 2005

Applicant: David and Karen Wellman

OPRD File Number: BA-598-05

County: Lincoln

Project Location: 6203 Highway 101 South, Yachats
Lincoln County Assessor's Map #14S-12W-11CA, tax lot 8003

OPRD's review included a staff inspection of the site and evaluation of the project against the Ocean Shore Permit Standards, OAR-736-020-0005 through 736-020-0030.

Project Description:

The proposed project includes the construction of a riprap revetment approximately 100 feet in length, and 12.5 feet in height above the beach level.

ORS.390.605 (2) defines the "ocean shore" to mean the land lying between extreme low tide of the Pacific Ocean and the statutory vegetation line as described by ORS 390.770 or the line of established upland shore vegetation, whichever is farther inland. In the location of the proposed project the statutory vegetation line is located farther inland.

The project is proposed to be located Seaward of the statutory vegetation line
 Seaward of the line of established upland shore vegetation

and therefore within OPRD's jurisdiction to make a decision on your application.

Submitted plans: Attached (See Condition 6) Not Applicable

Based on the evaluation of the above standards, staff inspections of the site, and consideration of public and agency comments, the Oregon Parks and Recreation Department:

Approves your application Denies your application
for a riprap revetment.

See "Findings of Fact Staff Report" re OPRD File Number BA 598-05 for justification and supporting findings for decision.

The denial of this permit application does not preclude the applicants or future property owners from applying for a new permit, if the need for structural protection is established and substantiated through an unexpected increase in erosion and threat to structures or public safety.

/s/ Tim Wood

Tim Wood
Director
Oregon Parks and Recreation Department

Cc: Matt Spangler, Lincoln County
Paul Klarin, DLCD
Kathryn Harris, U.S. Army Corps of Engineers
OPRD/Area 1 Office

Appeal Process

Any person aggrieved or adversely affected by the grant of a permit or the conditions imposed on the permit may file a written request for a hearing with the Parks and Recreation Director. The request must be received within 30 days of the date of the permit. The hearing shall be conducted as a contested case in accordance with ORS 183.415 to 183.430, 183.440 to 183.460 and 183.470