

Water-Related Permits Process Improvement Team (WRPPIT)

Making clear whether and how a project gets to YES & transitioning to a consolidated state permit system.

MEETING RECORD

March 24, 2006

9-11, Conference Room 260, Labor and Industries Building, Salem

Members Present:

Jas Adams, DOJ
Pat Allen, Office of Regulatory Streamlining (RSL) – by phone
Ken Franklin, ODOT
Kim Grigsby, Water Resources
Kirk Jarvie, DSL
Laura Leshar, Project Manager, Office of Regulatory Streamlining (RSL)
Louise Solliday, DSL
Patty Snow, ODFW
Christine Svetkovich, DEQ – by phone

Members Absent:

Gary Lynch, DOGAMI

Intermittent Members Not Present:

Dale Blanton, DLCD
Tony Stein, OPRD
Susan White, SHPO

Consultant:

Jenny Carmichael, Carmichael Consulting

AGENDA

| <u>TIME</u> | <u>AGENDA ITEM</u> | <u>LED BY</u> |
|-------------|--|---------------|
| 9:00 | Meeting Record – Mar 17, Reminder Assignments, Updates | Jenny |
| 9:15 | Debrief – Advisory Committee Meeting - Implications for Audit Committee Presentation on March 30 | Jenny |
| 9:45 | Review 32 Recommendations from RFPIT – May 2005 - any other prep for march 30 Audit committee Presentation | Jenny |
| 10:00 | Memorandum of Agreement – Brainstorm concepts to cover | Jenny |
| 10:30 | BREAK | |
| 10:45 | Memorandum of Agreement continued | Jenny |
| 11:55 | Meeting Wrap – Up <u>Next Meeting:</u> March 30, 10:30 for 30 minutes – Joint Legislative Audits committee, Legislative Building | Jenny |

MEETING RECORD

The agenda sequence was modified as noted below.

- 1. Meeting Record Approval.** This item was postponed until the next meeting to give priority to other agenda items.
- 2. Reminder Assignments.** This item was also postponed until the next meeting.

3. **Updates.** This item was also postponed until the next meeting.

4. **Debrief – Advisory Committee Meeting on March 22, 2006.** Jenny led the team in a debriefing discussion of the March 22 Advisory Committee meeting. Notes of the discussion follow.

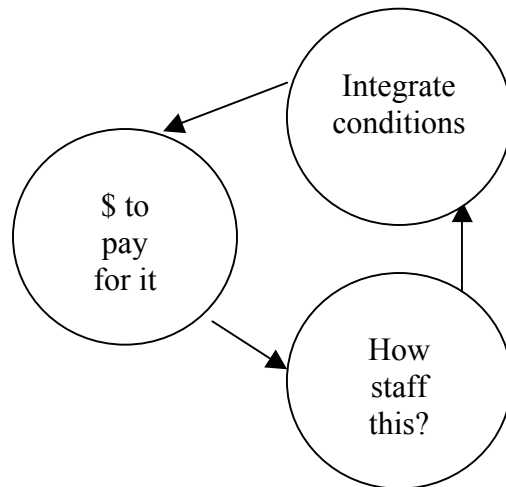
a. What were you pleased with?

- engaged
- lobby, local government and consultant perspective present
- didn't miss boat
- they clearly articulated real problems they want solved
- no acrimony

b. What were you concerned about?

- no public perspective
- no environmental perspective
- poor turnout
- anecdotal issues portrayed as happening all the time
- different views on 404 assumption
- different views on federal integration

c. What does the summary diagram from the Advisory Committee meeting on March 22 mean?



1) What is “integrate federal and state”?

- A list organized (in an applicant friendly way) by area so everything I have to do with a particular issue is in one place
- Concerned that all requirements in SPGP are upfront and some are still duplicative.
- 2 reviews of sediment/erosion control

2) What is “how pay for it”?

- Can we work smarter with existing resources or do we need more \$
- Not unanimous on this
 - Some willing to pay more
 - Some no way
- Why should we give you money, we don’t trust you to use it well
- Some searching for agreement to support a fee bill
- Wetland delineation – yes
- No on anything else

3) What is “how staff it?”

- right person/agency making decision and access to that person
- wetland delineation not timely
- be able to defer to one agency if same standards
- pre-ap team meeting and certified smart person
 - get people there
 - staff changes
- see ORS 196.810(2)
- non binding nature of pre-ap
- where are staff and how they do the work
- doesn’t do anything about fiefdoms
- dedicated staff team, multi-disciplined rather than programs in each agency

d. What are the implications of the Advisory Committee discussion for the redesign?

Each member of the team was asked to write their answers, with each answer on a single half-sheet. The team organized the thoughts offered as followed:

| Agency Commitment | Resources | Integration | Redesign |
|--|---|---|---|
| <ul style="list-style-type: none"> - MOU to identify staffing & funding, roles, conflict resolution, etc. - Need MOU to address participation/ authorities | <ul style="list-style-type: none"> - fee bill – small, big, 0 - new staff - clarify funding requirements | <ul style="list-style-type: none"> - rethink what the OR Removal-Fill permit is - re-look at process redesign – combine steps if possible - strengthen lead agency’s role in integrating all permit conditions - design and do a pilot of multidisciplinary team - more about how people do work rather than process - reconfigure staff - Core team and coordinated members - where on continuum do we want to land? See Figure 1 below. | <ul style="list-style-type: none"> - Agency roles - DSL greater role - ? implications for enforcement - Small changes - See Figure 2 below |

Figure 1.

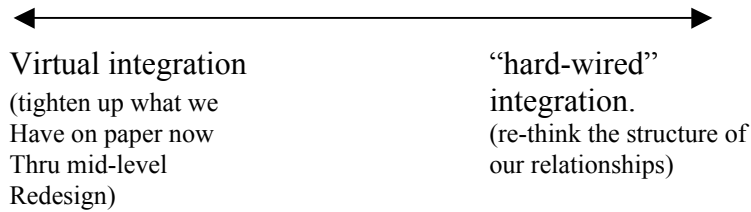
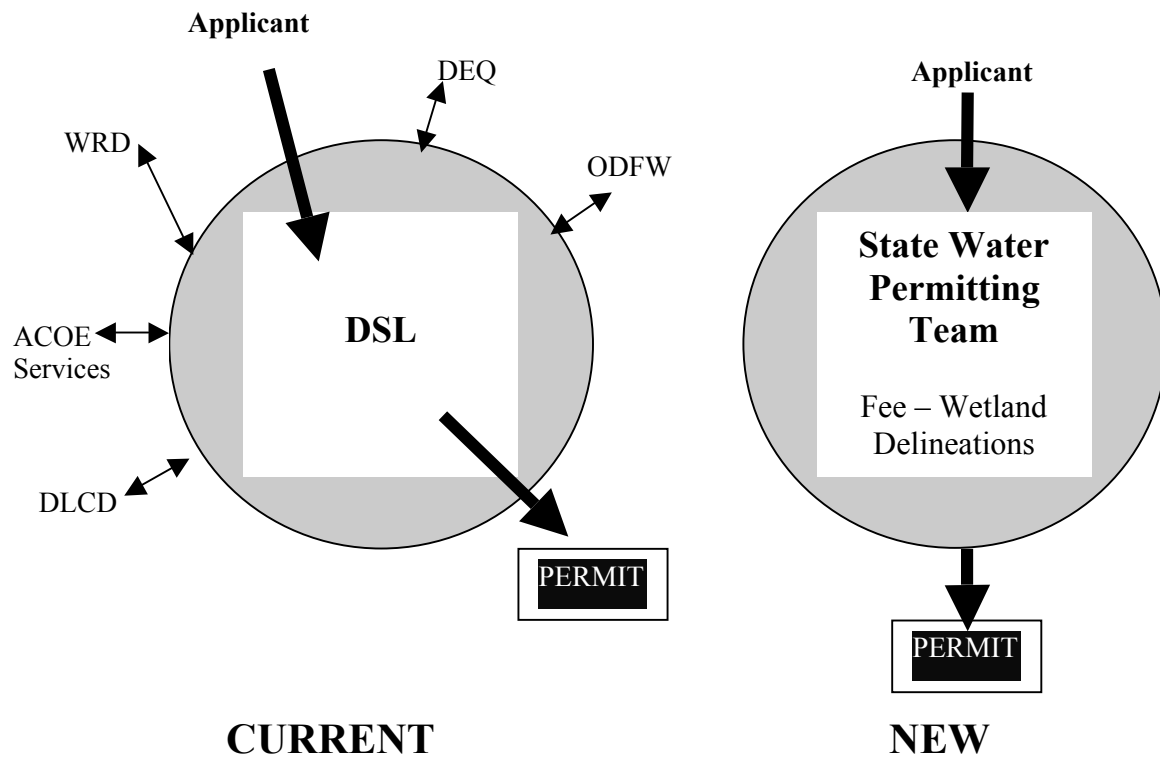


Figure 2.



After discussing the above ideas the team offered the following potential implications of the Advisory Committee meeting:

- SPGP created illusion of one door, DSL sends out to fiefdoms, and gathers one stacked decision. Applicants don't want an SPGP type process.
- Committee wants a consolidated set of requirements, not collection of each agency's requirements. Integrate federal requirements.
- Have staff you need in a single place to truly integrate permitting and that staff members would hold authority to make decision.
- Management as a team.
- Certified smart person leading.
- Obtain expedited (wetland delineation) jurisdictional determination.

CORNERSTONES – Did Advisory Committee up-end the cornerstones or is it in the execution?

| | |
|---|---|
| 1. Redesigned PRODUCT | What we have proposed: a bundling What they want: an integrated permit |
| 2. Redesigned PROCESS • • | Delete step 1 Re-examine steps 5, 6, 7 Rename 3 See diagrams below |
| <p style="text-align: center;">Proposed Redesign– March 6, 2002</p> <p style="text-align: center;">Potential Changes to Process as a result of 3/22/06 Advisory Meeting</p> | |
| 3. CONCURRENT TIMELINES | |
| 4. AGENCY ROLES | |

???Add a new cornerstone – integrated . . .

The team will finish its discussion about the implications of the Advisory Committee March 22nd meeting at its next meeting. Actual changes to the redesign as a result will also be discussed.

- Wrap-Up.** The meeting concluded at 11:00 since most members were not able to stay for the rest of the meeting. The April 3rd meeting will likely change to another date. Jenny will follow up with team members by e-mail.