

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

May 26, 2006

9 – Noon, DEQ Headquarters, 7th floor Conference Room, Portland

Members Present:

Jas Adams, DOJ
Pat Allen, Office of Regulatory
Streamlining (RSL)
Kim Grigsby, Water Resources
Gary Lynch, DOGAMI (by phone)
Patty Snow, ODFW
Kirk Jarvie, DSL
Laura Leshar, Project Manager, Office of Regulatory
Streamlining (RSL)
Christine Svetkovich, DEQ

Consultant:

Jenny Carmichael, Carmichael Consulting

Members Absent:

Ken Franklin, ODOT

Intermittent Members Not Present:

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

Advisory Committee Members Present:

Tom Gallagher, Legislative Advocates

AGENDA

<u>TIME</u>	<u>AGENDA ITEM</u>	<u>LED BY</u>
9:00	Approve May 23 Meeting Record, Reminder Assignments, Updates	Jenny
9:10	Data Review	Jenny
9:45	Update from Patty	Patty
10:00	Redesign Work Definition (see attached draft)	Jenny
10:50	BREAK	
11:00	Continue Redesign Work Definition	Jenny
11:45	Check-in: - Required Legislative Changes State Regulatory Coordinator Position Description	Kirk
11:55	Meeting Wrap-Up Next Meeting: May 30, 1-4, Conference Room B, L&I Building	Jenny

MEETING RECORD

- Approve May 23 Meeting Record.** This agenda item will be addressed on May 30.
- Reminder Assignments.**
 - User Guide. Kirk will be requesting consultant feedback on May 26 with comments due by June 13.
- Updates.**
 - Web Based User Guide. Laura reported that she is working with DHS on a potential rotational that could develop the web based User Guide.

- b. ODFW Public Review. Patty reported that ODFW public review requirements are in rule and therefore no statutory change will be necessary to consolidated ODFW and DSL public review. The rule change will need to allow for a greater time period for fish passage waivers and exemptions that must be reviewed by the ODFW Commission.
- c. MOU. Team members asked that a future agenda item include developing a template for the MOU. Kim will provide a sample that is a multi-agency MOU. The “Redesign Work Definition Blueprint” will track individual items that need to be addressed by statute, rule or in the MOU.

Jas pointed out that items that affect the public and that agencies want to be mandatory should be in a rule. An MOU is designed to address internal agency procedures and outline activities agencies should strive for.

The Team will explore whether all agencies should adopt WRPPIT rule changes together after the specific rule changes are clearly identified.

- 4. **Data Review. Kirk Jarvie reviewed an initial data analysis prepared by Ken Franklin.** Please see Attachment A this meeting record.
- 5. **Redesign Work Definition Blue Print.** The team carefully reviewed and modified a first May 25, 2006 draft titled “WRPPIT Redesign – Work Definition”. Please see separate attachment for this document which reflects the changes made by WRPPIT at this meeting. This document is designed to be the blueprint for the redesign.

Key Decisions:

- a. Completeness Review. This is not a technical adequacy review, rather it is simply checking to see if all documents are present and the blanks have been filled in. This is a change. DSL current combines the completeness and technical review into one. This change is necessary to ensure that the technical review is a multi-agency technical review, not just a review by DSL.
- b. Review of Decision and Conditions by Applicant. An opportunity should be provided to the applicant to review the decision and conditions for clarification. This is not a negotiation step. This also is not consistently done by all resource coordinators today.
- c. Public Review. Combine public review as much as possible.

6. Check-In: Required Legislative Changes

Placeholders. ODFW will be releasing its placeholder. Other agencies are encouraged to keep theirs active.

Timeline for DSL Review. DSL is evaluating whether to ask for an increased timeline from 120 days to 150 or 180.

7. Check-in: Changes/Additions to State Regulatory Coordinator Position Description.

The current position description is broad enough to allow participation of the SRE in all steps of the redesigned process. DSL is still evaluating whether this position should be a Level 3 or 4.

8. Wrap-Up.

The meeting concluded at noon. The next meeting will be May 30, 1-4, Conference Room B, L&I Building, Salem.

Initial WRPPIT Data Analysis

Submitted by Ken Franklin – May 26, 2006

ATTACHMENT A

DSL Authorizations issued between 4-1-03 and 4-1-06

Total no. of authorizations = 3670

No. of placer mining authorizations = 1652 (45%)

No. of all other authorizations = 2018 (55%) – GA’s, IP’s, and emergency authorizations

<u>Year Issued</u>	<u>No. Authorizations</u>
2006	111
2005	675
2004	678
2003	554

DSL authorizations issued between 4-1-03 and 4-1-06

2006 Authorizations

Total Permits issued to date = 111

<u>Authorization Types</u>	<u>No.</u>	<u>%</u>
GA	44	40%
RF (IP’s)	44	40%
Emergency	23	20%
Total	111	100

<u>Applicant Types</u>	<u>Total no. of authorizations</u>	<u>No. authorizations with consultant</u>	<u>% total authorizations with consultant</u>
Commercial	24	17	15%
Individual	22	5	4.50%
Public	65	25	22.5%
Total	111	47	42%

<u>Primary Activity Types</u>	<u>No.</u>	<u>No. with Consultant/ (% total auth)</u>
Road/bridge/culvert	33	20 (18%)
Erosion	20	3 (3%)
Wetland/permanent impact	13	12 (12%)
Removal-fill	11	2 (2%)
Fish habitat enhancement	11	0
Other	23	8 (7%)
Total	111	47 (42%)