

Appendix C

SHPO Letter



Oregon

Theodore R. Kulongoski, Governor

Parks and Recreation Department

State Historic Preservation Office

725 Summer St. NE, Suite C

Salem, OR 97301-1271

(503) 986-0707

FAX (503) 986-0793

www.hcd.state.or.us

July 13, 2006

Mr. Steven Highland
Craven Consulting Group
3930 NW Witham Hill Dr No 252
Corvallis, OR 97330

RE: SHPO Case No. 06-1642
Palmer Ranch Project
6S 3W 59, Dayton Yamhill County

Dear Steven:

Our office recently received your report about the project referenced above. I have reviewed your report and agree that the project will have no affect on any known cultural resources. No further archaeological research is needed with this project.

Please be aware, however, that if during development activities you or your staff encounters any cultural material (i.e., historic or prehistoric), all activities should cease immediately and an archaeologist should be contacted to evaluate the discovery. Under state law (ORS 358.905-955) it is a Class B misdemeanor to impact an archaeological site on public or private land in Oregon. Impacts to Native American graves and cultural items are considered a Class C felony (ORS 97.740-760). If you have any questions regarding any future discovery or my letter, feel free to contact our office at your convenience.

Dennis Griffin, Ph.D., RPA
State Archaeologist
(503) 986-0674
dennis.griffin@state.or.us

Appendix D

Agency and Public Mailing List

Agency and Public Mailing List

Federal Agencies

U.S. Department of the Interior
Attn: Mr. Stanley Speaks
Bureau of Indian Affairs
911 N.E. 11th
Portland, OR 97232

Kemper McMaster
U.S. Fish and Wildlife Service
2600 S.E. 98th Avenue, Suite 100
Portland, Oregon 97266

Larry Rasmussen
U.S. Fish and Wildlife Service
2600 S.E. 98th Avenue, Suite 100
Portland, Oregon 97266

U.S. Department of the Interior
National Park Service
83 S. King, Suite 212
Seattle, WA 98104

U.S. Department of the Interior
Regional Environmental Officer
500 NE Multnomah, Suite 600
Portland, OR 97232-2136

U.S. Department of Agriculture
Forest Service
Pacific NW Region
319 S.W. Pine
Portland, OR 97208

Larry Evans, Chief Regulatory Branch
U.S. Army Corps of Engineers
Portland District – Regulatory Branch
333 S.W. First Avenue
Portland, OR 97204

Michael Tehan
National Marine Fisheries Service
1201 N.E. Lloyd Blvd, Suite 100
Portland, Oregon 97232-1274

L. Michael Bogert, Regional Administrator -
Environmental Protection Agency
Region 10
1200 Sixth Avenue
Seattle, Washington 98101

The Honorable Ted Kulongoski
Governor of Oregon
160 State Capitol
900 Court Street
Salem, Oregon 97301-4047

Karen Quigley, Executive Officer
Oregon Legislative Commission on Indian Services
167 State Capitol
Salem, OR 97310-1347

Katy Coba, Director
State of Oregon
Department of Agriculture
635 Capitol St. NE
Salem, OR 97301

Stephanie Hallock, Director
Oregon Department of Environmental Quality
811 S.W. Sixth Avenue
Portland, OR 97204-1390

Phil Ward, Director
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301

Tom Murtagh, District Fish Biologist
State of Oregon
Department of Fish and Wildlife
17330 S.E. Evelyn Street
Clackamas, Oregon 97015

Virgil Moore, Executive Director
Oregon Department of Fish and Wildlife
3604 Cherry Street N.E.
Salem, OR 97303-4924

Oregon Dept. of Fish and Wildlife
Roy Elicker, Deputy Director
3406 Cherry Ave. NE
Salem, OR 97303

Marvin D. Brown, State Forester
Oregon Department of Forestry
2600 State St.
Salem, Oregon 97310

Ann Hanus, Director

State Agencies

Oregon Department of State Lands
775 Summer Street NE
Salem, OR 97301-1279

Dr. Dennis Griffin, PhD., State
Archaeologist
Oregon Department of Parks and Recreation
State Historic Preservation Office
725 Summer Street NE, Suite C
Salem, OR 97301

Vicki McConnell, Director and State
Geologist
Oregon Dept. of Geology and Mineral
Industries
800 NE Oregon Street #28
Portland, OR 97233

Lane Shetterly
State of Oregon
Land Conservation and Development Dept.
635 Capitol Street NE, Suite 150
Salem, OR 97301-2540

Mike Carrier, Natural Resource Policy
Director
Governor Natural Resource Office
Public Service Building
255 Capitol Street NE, Room 126
Salem, OR 97301

Tim Wood, Director
Oregon Department of Parks and Recreation
725 Summer Street NE, Suite C
Salem, OR 97301-1271

Matthew Garrett, Director
Oregon Department of Transportation
355 Capitol Street NE, Room 135
Salem, OR 97301

Michael Graine, Director
State of Oregon
Department of Energy
625 Marion NE
Salem, OR 97310

Senator Ron Wyden
United States Senate
Portland, OR
1220 SW 3rd Avenue
Suite 585
Portland, OR 97204

Senator Gordon Smith
United States Senate
One World Trade Center
121 SW Salmon Street, Suite 1250
Portland, OR 97204

Representative David Wu
United States House of Representatives
Portland Office
620 SW Main, Suite 606
Portland, OR 97205

State Representative/Senator

Senator Gary George
900 Court Street NE
Suite S-214
Salem, OR 97301-4067

Representative Donna Nelson
900 Court Street NE
Suite H-279
Salem, OR 97301-4050

Native American Tribes

Confederated Tribes of Siletz
Mr. Robert Kentta
P.O. Box 549
Siletz, OR 97380

Confederated Tribes of Grand Ronde
Ms. Khani Schultz
9615 Grand Ronde Road
Grand Ronde, OR 97347

Congressional Delegation

Agency and Public Mailing List

County Offices/Commissioners

Leslie Lewis, Chairwoman
Yamhill County
Board of Commissioners
535 NE Fifth Street
McMinnville, OR 97128

Mike Brandt, Planning Director
Yamhill County
Department of Planning
and Development
525 NE 4th Street,
McMinnville, Oregon 97128

Kathy George, Vice Chair
Yamhill County
Board of Commissioners
535 NE Fifth Street
McMinnville, OR 97128

Mary P. Stern, Commissioner
Yamhill County
Board of Commissioners
535 NE Fifth Street
McMinnville, OR 97128

Bill Gille, Public Works Director
Yamhill County Public Works Department
2060 Lafayette Avenue
McMinnville, OR 97128

Cities (Including Mayor, Library, etc.)

Rhine McLin, Mayor
City of Dayton
416 Ferry Street
PO Box 339
Dayton Oregon 97114

Mary Gilkey City Library
416 Ferry Street
Dayton, OR 97114

Special Interest Groups

Oregon Trout Association
65 S.W. Yamhill Street, Suite 300
Portland, OR 97204

Oregon Wildlife Federation
2753 N. 32nd
Springfield, OR 97477

The Nature Conservancy
821 S.E. 14th Avenue
Portland, OR 97214

Oregon Chapter Sierra Club
2950 S.E. Stark, Suite 110
Portland, OR 97214

Trout Unlimited
1300 North 17th Street, Suite 500
Arlington, VA 22209

OSPIRG
1536 S.E. 11th Avenue
Portland, OR 97214

Salmon & Steelhead Anglers
P.O. Box 293
Gladstone, OR 97027

Kathryn Thomsen
Izaak Walton League of America
1589 Wilson Street
Eugene, OR 97402

Water Watch of Oregon
213 S.W. Ash, Suite 208
Portland, OR 97204

Assoc. N.W. Steelheaders
P.O. Box 22065
Milwaukie, OR 97269

NEWSPAPERS

News Register

611 East Third
McMinnville, OR 97128

ADDENDUM

Assessment of Potential Effects to Essential Fish Habitat

Addendum to the Biological Assessment for the Palmer Creek Water District Improvement Company Water Service Contract

Addendum - ASSESSMENT OF POTENTIAL EFFECTS TO ESSENTIAL FISH HABITAT

1.0 Introduction

Under Section 305 of the Magnuson-Stevens Fishery Conservation and Management Act (MSA), Federal agencies that authorize, fund, or undertake any action that may adversely affect any Essential Fish Habitat (EFH) are required to consult with NMFS. EFH has been defined as those waters and substrate necessary to fish for spawning, breeding, feeding, or growth to maturity (PFMC, 1999). EFH has been designated for federally managed groundfish, coastal pelagics, and Pacific salmon fisheries as those waters and substrate necessary to ensure the production needed to support a long-term sustainable fishery (PFMC, 1999).

The Bureau of Reclamation (Reclamation) has prepared this assessment to evaluate the impacts of the proposed project on EFH for Chinook salmon (*Oncorhynchus tshawytscha*) and coho salmon (*Oncorhynchus kisutch*) that inhabit the project area. Pink salmon are not found in the project area. Freshwater EFH includes all streams, lakes, ponds, wetlands, and other water bodies currently, or historically, used by salmon, and necessary to provide habitat for spawning, breeding, feeding, or growth to maturity. Fish protected under the MSA present in this vicinity of the Willamette River are coho salmon and Chinook salmon.

2.0 Description of the Proposed Action

Please refer to the analysis in the EA for detailed information on the project description, impacts, and mitigation for the proposed project.

3.0 Effects Evaluation on EFH for Coho and Chinook Salmon

The proposed project impacts on EFH necessary for migration, feeding, rearing, and spawning were evaluated in terms of migration of adults, spawning, rearing, and emigration of juvenile fish.

Migration – The project would not impose an impediment to upstream movement of adult coho or Chinook salmon during construction or operation. There are no coffer dams or other obstructions necessary in the Willamette River for installation of the fish screen at the existing intake on a backwater of the Willamette River. Installation would occur during the ODFW designated inwater work period (June 1 to September 30). Adult coho or chinook would not be expected to be present or present in the backwater area of the Willamette River where elevated temperatures would be expected to occur. If adult fish were present, any noise or other installation activities possibly could cause fish to avoid the area and continue upstream. Although installation activities would be unlikely to have a measurable effect, some impact could occur.

Operation of the intake structure during irrigation season could potentially attract fish. The approach velocity would be low (less than 0.3 ft/sec) compared to the velocities of the

Willamette River (greater than 3 ft/sec), and entrainment or impingement of fish would not be expected to occur on the fish screen that meets the fish protection criteria approved by NMFS and ODFW.

Spawning – Spawning activities during the inwater work period of June 1 to September 30 are unlikely for coho and Chinook salmon. There are no records of spawning activities in the backwater area where the substrate material consists of sand-sized sediments. Water quality impacts, such as turbidity and sedimentation likely would not occur during installation of the fish screen. Impacts are not expected to occur.

Rearing and Emigration – Habitat conditions for juvenile fish in the vicinity of the existing intake are relatively minimal. Although the substrate is primarily sand with no undercut banks, side channels, large cobble, or large woody debris, it is likely that juvenile fish use the area during portions of the year when water temperatures are adequate or during downstream movement. Installation of the fish screen would occur during the inwater work period and after the major migration period in the spring months; however some fish likely would be present. Any juvenile fish present likely would avoid the area because of disturbances during installation of the fish screen. The operation of the project would minimize impacts on fish and habitat by maintaining a fish screen on the intake that would have a low approach velocity.

Conclusion - Based on the timing of the work, the relatively minimal habitat in the vicinity of the project, the minimal amount of work needed for the installation of the fish screen on an existing intake structure, there will be a minimal to no adverse impact. Installation of the fish screen approved by NMFS and USFWS will have a significant positive impact on coho and Chinook salmon. The positive effects would occur from minimizing or avoiding the entrainment and/or impingement of fish at the irrigation intake.

4.0 References

PFMC. 1999. Amendment 14 to the Pacific Coast Salmon Plan. Appendix A: Description and Identification of Essential Fish Habitat, Adverse Impacts and Recommended Conservation Measures for Salmon (August 1999). Pacific Fisheries Management Council.