



Oregon

Kate Brown, Governor

Department of State Lands

775 Summer Street NE, Suite 100

Salem, OR 97301-1279

(503) 986-5200

FAX (503) 378-4844

www.oregon.gov/dsl

State Land Board

July 14, 2020

City of John Day
Attn: Nick Green, City Manager
450 East Main Street
John Day, Oregon 97845

Kate Brown
Governor

Bev Clarno
Secretary of State

Re: WD # 2020-0186 **Approved**
Wetland Delineation Report for Wastewater System Improvements
Grant County, T13S R31E S23CB TLs 700 and 1402, S22D TLs 101,
200, 300, and 2500, and S22C TLs 1900 and 1600 (Portions)

Tobias Read
State Treasurer

Dear Mr. Green:

The Department of State Lands has reviewed the wetland delineation report prepared by Anderson Perry & Associates for the site referenced above. Please note that the study area includes only a portion of the tax lots described above (see the attached maps and tax lot table summary). Based upon the information presented in the report, and additional information submitted upon request, we concur with the waterway boundaries as mapped in Figures 6 and 6A through 6B of the report. Please replace all copies of the preliminary wetland maps with these final Department-approved maps.

Within the study area, one waterway (Davis Creek) was identified. It is subject to the permit requirements of the state Removal-Fill Law. Under current regulations, a state permit is required for cumulative fill or annual excavation of 50 cubic yards or more in wetlands or below the ordinary high-water line (OHWL) of the waterway (or the 2-year recurrence interval flood elevation if OHWL cannot be determined).

This concurrence is for purposes of the state Removal-Fill Law only. We recommend that you attach a copy of this concurrence letter to any subsequent state permit application to speed application review. Federal or local permit requirements may apply as well. The U.S. Army Corps of Engineers will determine jurisdiction under the Clean Water Act, which may require submittal of a complete Wetland Delineation Report.

Please be advised that state law establishes a preference for avoidance of wetland impacts. Because measures to avoid and minimize wetland impacts may include reconfiguring parcel layout and size or development design, we recommend that you work with Department staff on appropriate site design before completing the city or county land use approval process.

This concurrence is based on information provided to the agency. The jurisdictional determination is valid for five years from the date of this letter unless new information necessitates a revision. Circumstances under which the Department may change a determination are found in OAR 141-090-0045 (available on our web site or upon request). In addition, laws enacted by the legislature and/or rules adopted by the Department may result in a change in jurisdiction; individuals and applicants are subject to the regulations that are in effect at the time of the removal-fill activity or complete permit application. The applicant, landowner, or agent may submit a request for reconsideration of this determination in writing within six months of the date of this letter.

Thank you for having the site evaluated. If you have any questions, please contact the Jurisdiction Coordinator for Grant County, Daniel Evans, PWS, at (503) 986-5271.

Sincerely,

A handwritten signature in black ink, appearing to read "Peter Ryan".

Peter Ryan, SPWS
Aquatic Resource Specialist

Enclosures

ec: Sue Brady, Anderson Perry & Associates
City of John Day Planning Department
Kristen Hafer, Corps of Engineers
Heidi Hartman, DSL

WETLAND DELINEATION / DETERMINATION REPORT COVER FORM

Fully completed and signed report cover forms and applicable fees are required before report review timelines are initiated by the Department of State Lands. Make checks payable to the Oregon Department of State Lands. To pay fees by credit card, go online at: <https://apps.oregon.gov/DSL/EPS/program?key=4>.

Attach this completed and signed form to the front of an unbound report or include a hard copy with a digital version (single PDF file of the report cover form and report, minimum 300 dpi resolution) and submit to: **Oregon Department of State Lands, 775 Summer Street NE, Suite 100, Salem, OR 97301-1279**. A single PDF of the completed cover form and report may be e-mailed to: **Wetland_Delineation@dsl.state.or.us**. For submittal of PDF files larger than 10 MB, e-mail DSL instructions on how to access the file from your ftp or other file sharing website.

Contact and Authorization Information	
<input checked="" type="checkbox"/> Applicant <input type="checkbox"/> Owner Name, Firm and Address: Nick Green, City Manager City of John Day 450 East Main Street John Day, Oregon 97845	Business phone # (541) 575-0028 Mobile phone # (optional) E-mail: greenn@grantcounty-or.gov
<input type="checkbox"/> Authorized Legal Agent, Name and Address (if different):	Business phone # Mobile phone # (optional) E-mail:
I either own the property described below or I have legal authority to allow access to the property. I authorize the Department to access the property for the purpose of confirming the information in the report, after prior notification to the primary contact.	
Typed/Printed Name: <u>Nicholas Green</u> Signature: <u>Nicholas Green</u> Date: <u>03/25/2020</u> Special instructions regarding site access: _____	Digitally signed by Nicholas Green Date: 2020.03.25 09:53:16 -07'00'
Project and Site Information	
Project Name: Wastewater System Improvements	Latitude: 44.4226, 44.4247 Longitude: -118.9579, -118.9747 decimal degree - centroid of site or start & end points of linear project
Proposed Use: Abandon the existing wastewater treatment facility, and construct a new water reclamation facility and associated piping	Tax Map # See attached Tax Lot(s) Tax Map # Tax Lot(s)
Project Street Address (or other descriptive location): North of the City of John Day, from the existing wastewater treatment facility west to Patterson Bridge Road	Township 13 South Range 31 East Section 22, 23 QQ Use separate sheet for additional tax and location information
City: John Day County: Grant	Waterway: Davis Creek River Mile: 0.01
Wetland Delineation Information	
Wetland Consultant Name, Firm and Address: Sue Brady, Biologist Anderson Perry & Associates, Inc. 1901 N. Fir Street La Grande, Oregon 97850	Phone # (541) 963-8309 Mobile phone # (if applicable) E-mail: sbrady@andersonperry.com
The information and conclusions on this form and in the attached report are true and correct to the best of my knowledge.	
Consultant Signature: <u>Susan J. Brady</u>	Date: <u>03/25/2020</u>
Primary Contact for report review and site access is <input checked="" type="checkbox"/> Consultant <input type="checkbox"/> Applicant/Owner <input type="checkbox"/> Authorized Agent	
Wetland/Waters Present? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Study Area size: 9.74 ac Total Wetland Acreage: 0.0000
Check Applicable Boxes Below	
<input type="checkbox"/> R-F permit application submitted	<input checked="" type="checkbox"/> Fee payment submitted \$ <u>466</u>
<input type="checkbox"/> Mitigation bank site	<input type="checkbox"/> Resubmittal of rejected report (\$100)
<input type="checkbox"/> EFSC/ODOE Proj. Mgr: _____	<input type="checkbox"/> Request for Reissuance. See eligibility criteria. (no fee)
<input type="checkbox"/> Wetland restoration/enhancement project (not mitigation)	DSL # _____ Expiration date _____
<input type="checkbox"/> Previous delineation/application on parcel If known, previous DSL # _____	<input checked="" type="checkbox"/> LWI shows wetlands or waters on parcel Wetland ID code <u>R5UBFx, R5UBH</u>
For Office Use Only	
DSL Reviewer: <u>DE</u> Fee Paid Date: ____ / ____ / ____	DSL WD # <u>2020-0186</u>
Date Delineation Received: <u>3 / 30 / 20</u> Scanned: <input type="checkbox"/> Electronic: <input checked="" type="checkbox"/>	DSL App.# _____

RECEIVED

MAR 30 2020

RECEIVED \$ 466.00
 DEPARTMENT OF STATE LANDS
 # 27883

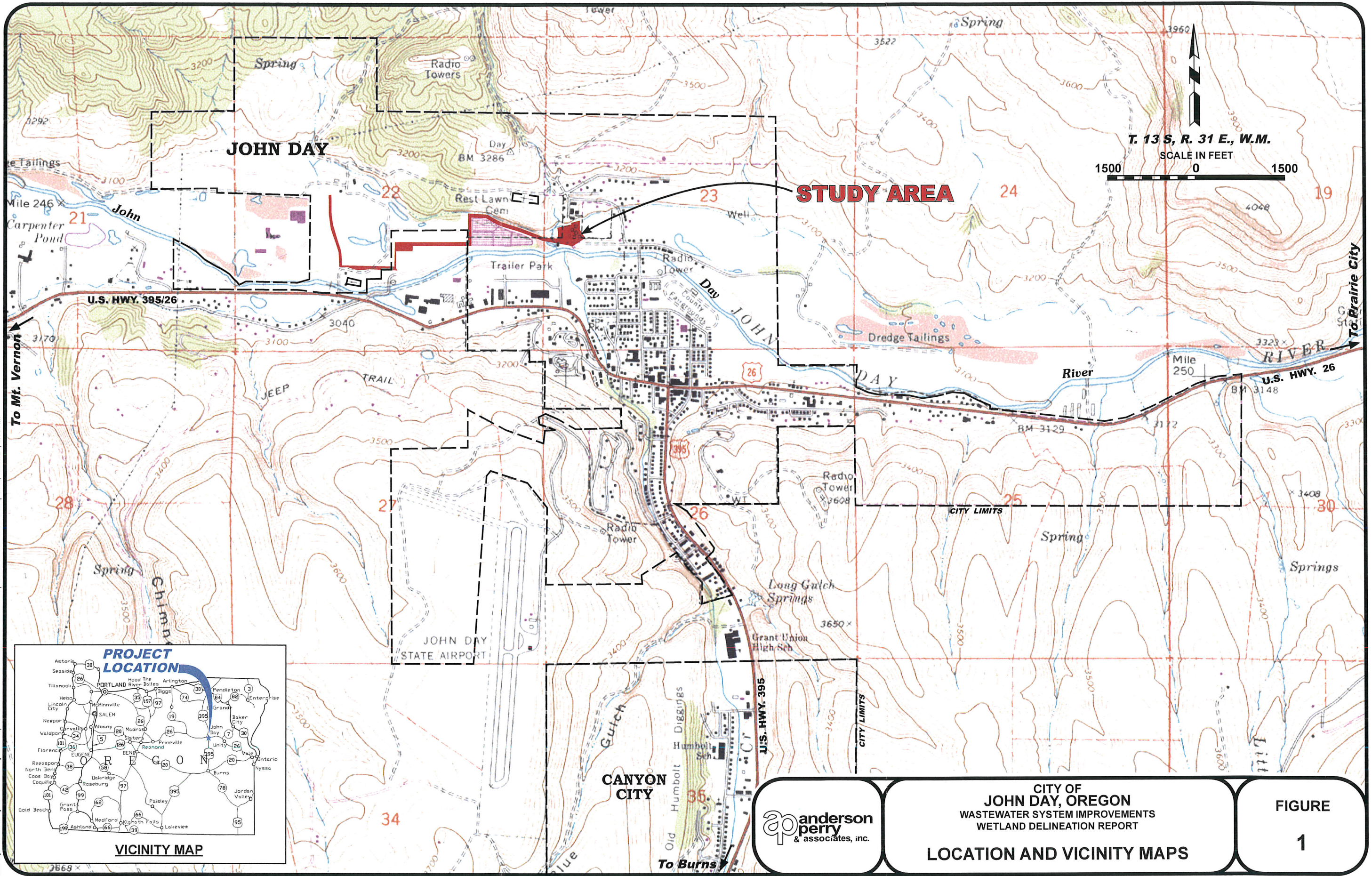
CITY OF JOHN DAY, OREGON - WASTEWATER SYSTEM IMPROVEMENTS

TAX LOTS PRESENT IN THE STUDY AREA

Tax Map	Tax Lot Number
13S31E23CB	700
	1402
13S31E22D	101
	2500
	200
	300
13S31E22C	1900
	1600

Note: all tax lots are only partially investigated.

X:\Projects\JohnDay\592-33 WW System Imp 2019\592-33-224 Wetland Delineation Report\UD WWSI WDR VicMap.indd, 03/11/20, 9:06 AM



T. 13 S., R. 31 E., W.M.

SCALE IN FEET

1500 0 1500

STUDY AREA

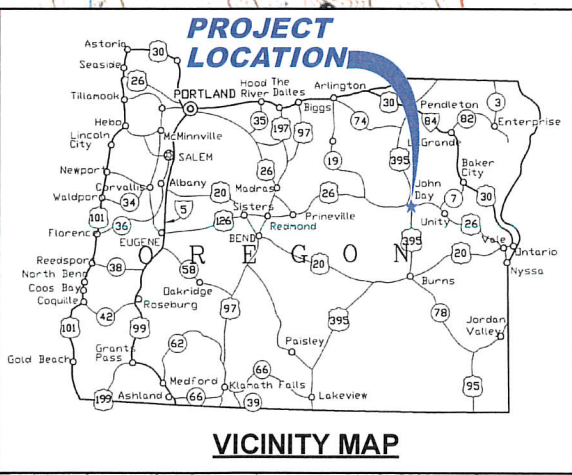
CITY LIMITS

CITY OF
JOHN DAY, OREGON
WASTEWATER SYSTEM IMPROVEMENTS
WETLAND DELINEATION REPORT

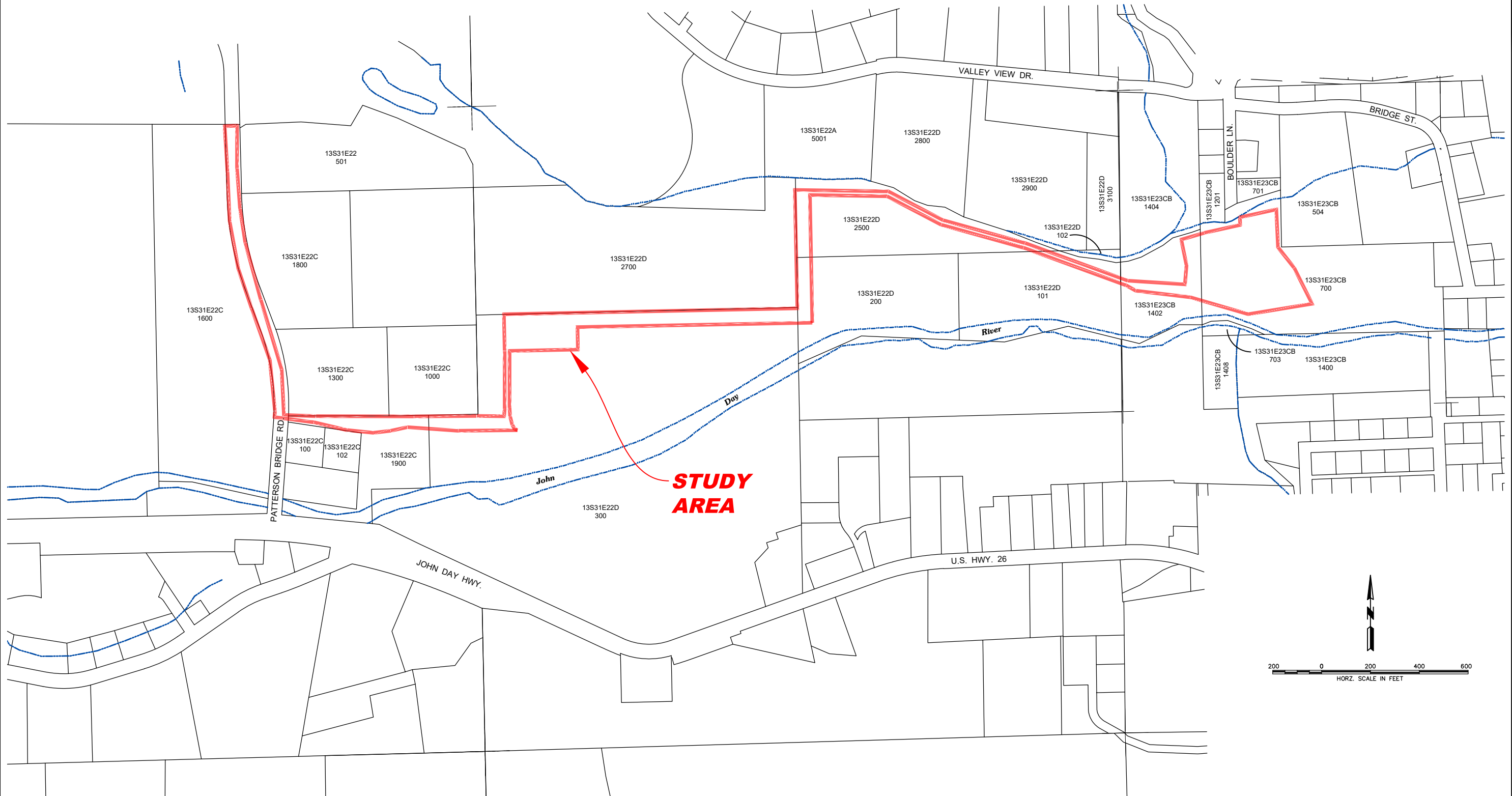
LOCATION AND VICINITY MAPS


FIGURE
1

ap anderson
& associates, inc.



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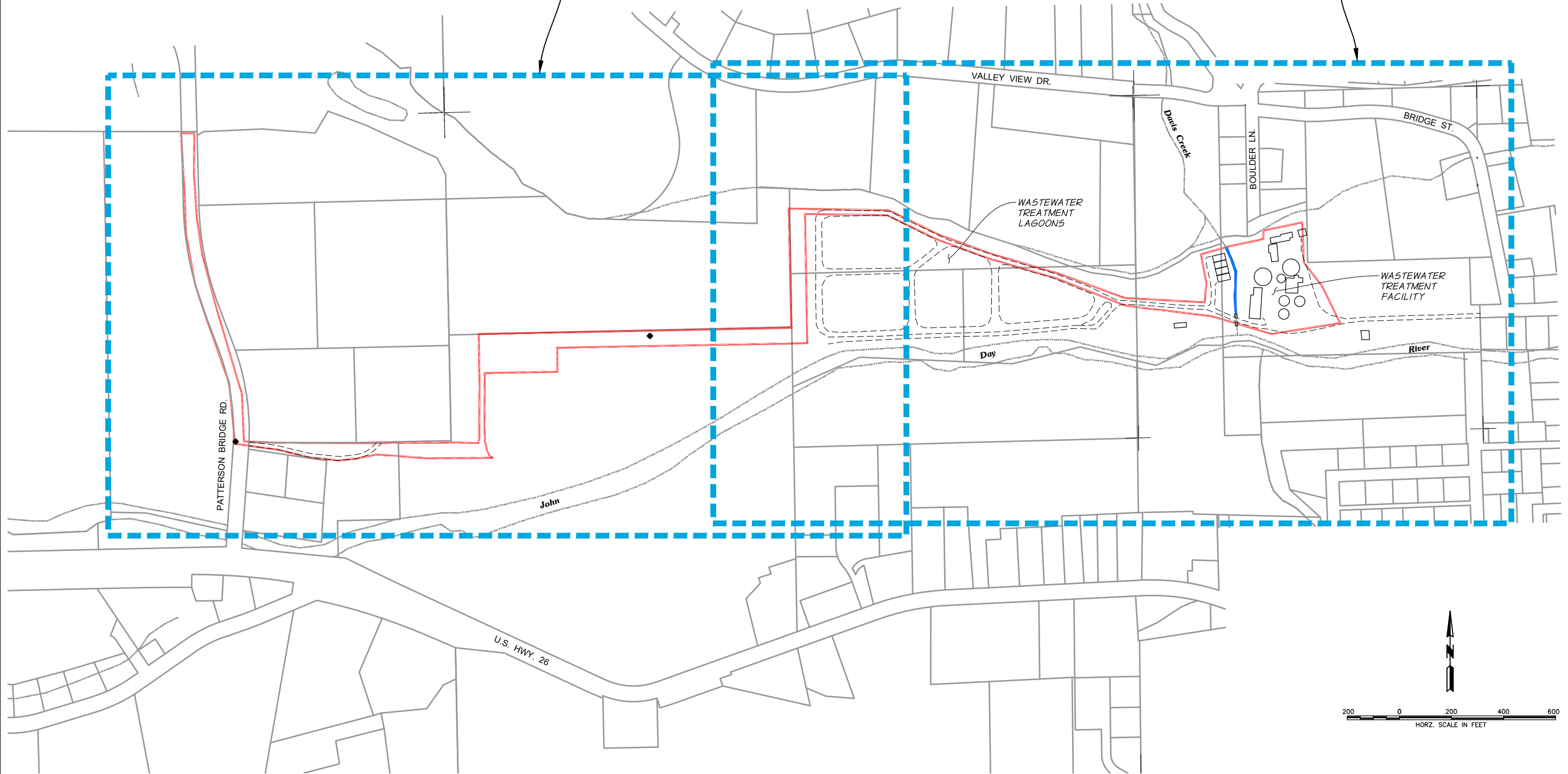
	<p>CITY OF JOHN DAY, OREGON WASTEWATER SYSTEM IMPROVEMENTS WETLAND DELINEATION REPORT</p> <p>TAX LOT MAP</p>	<p>FIGURE 2</p>
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Note: Waters shown outside of study area boundary are not part are approximated and not part of this delineation concurrence.

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Approval Expires 7/14/2025

SEE FIGURE 6A

SEE FIGURE 6B



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NOTE:
WETLAND BOUNDARIES, SAMPLE PLOT LOCATIONS, OHWE, AND PHOTO POINT LOCATIONS WERE MAPPED USING RESOURCE-GRADE GPS TO SUBMETER STANDARDS. THE STUDY AREA BOUNDARY WAS CREATED USING ARCGIS AND FIELD VERIFIED.

LEGEND
— TAX LOT BOUNDARY
— STUDY AREA BOUNDARY (9.74 ACRES)

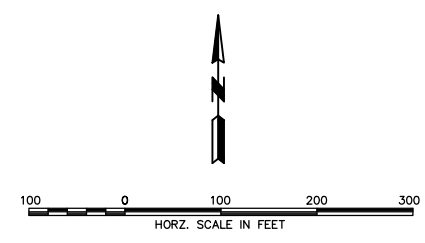
ap anderson perry & associates, inc.

CITY OF JOHN DAY, OREGON
WASTEWATER SYSTEM IMPROVEMENTS
WETLAND DELINEATION REPORT

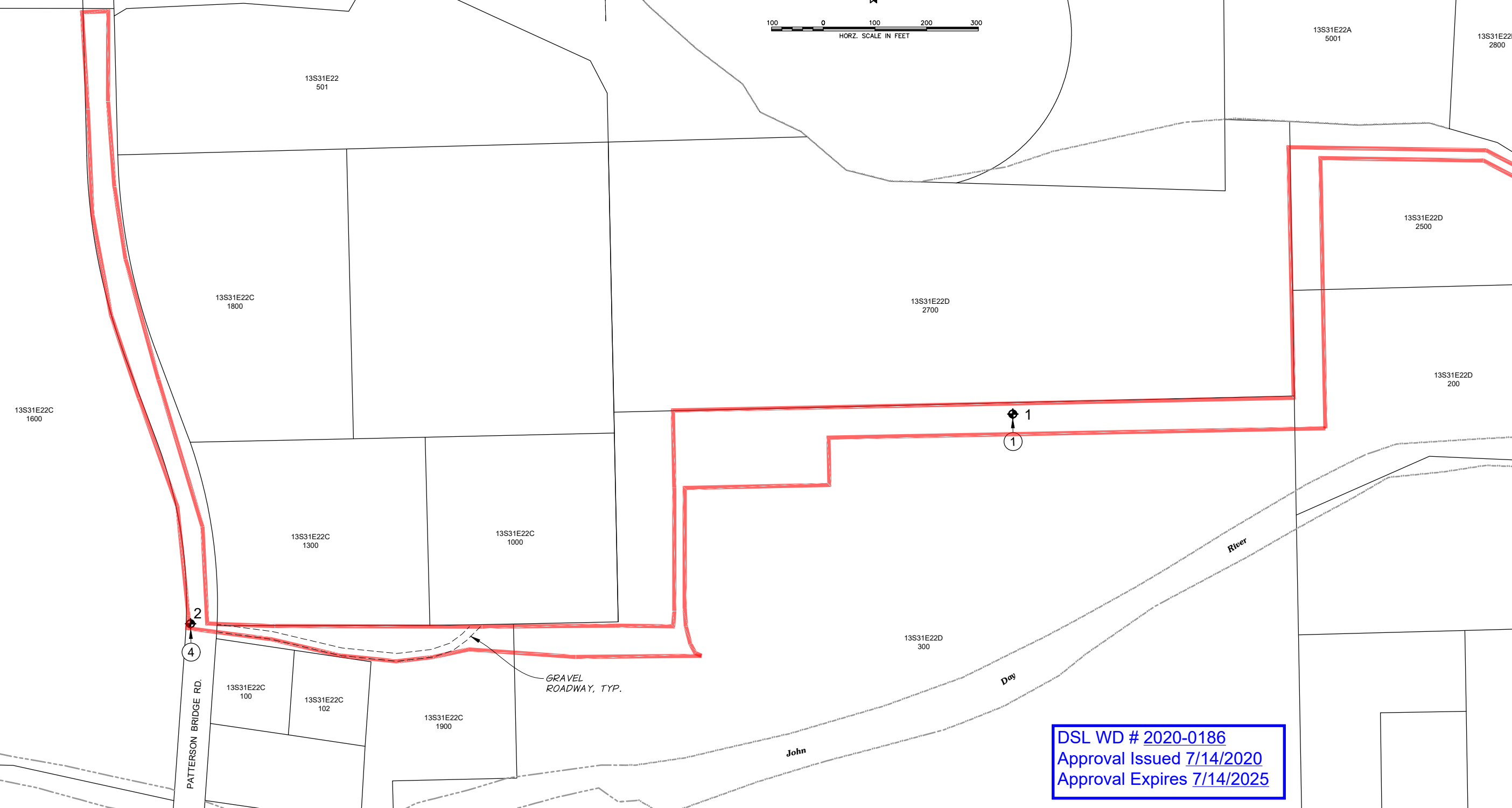
WETLANDS AND WETLAND DELINEATION MAP - SHEET INDEX

FIGURE 6

Note: Waters shown outside of study area boundary are not part are approximated and not part of this delineation concurrence.



VALLEY VIEW DR.



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NOTE:
WETLAND BOUNDARIES, SAMPLE PLOT LOCATIONS, OHWE, AND PHOTO POINT LOCATIONS WERE MAPPED USING RESOURCE-GRADE GPS TO SUBMETER STANDARDS. THE STUDY AREA BOUNDARY WAS CREATED USING ARCGIS AND FIELD VERIFIED.

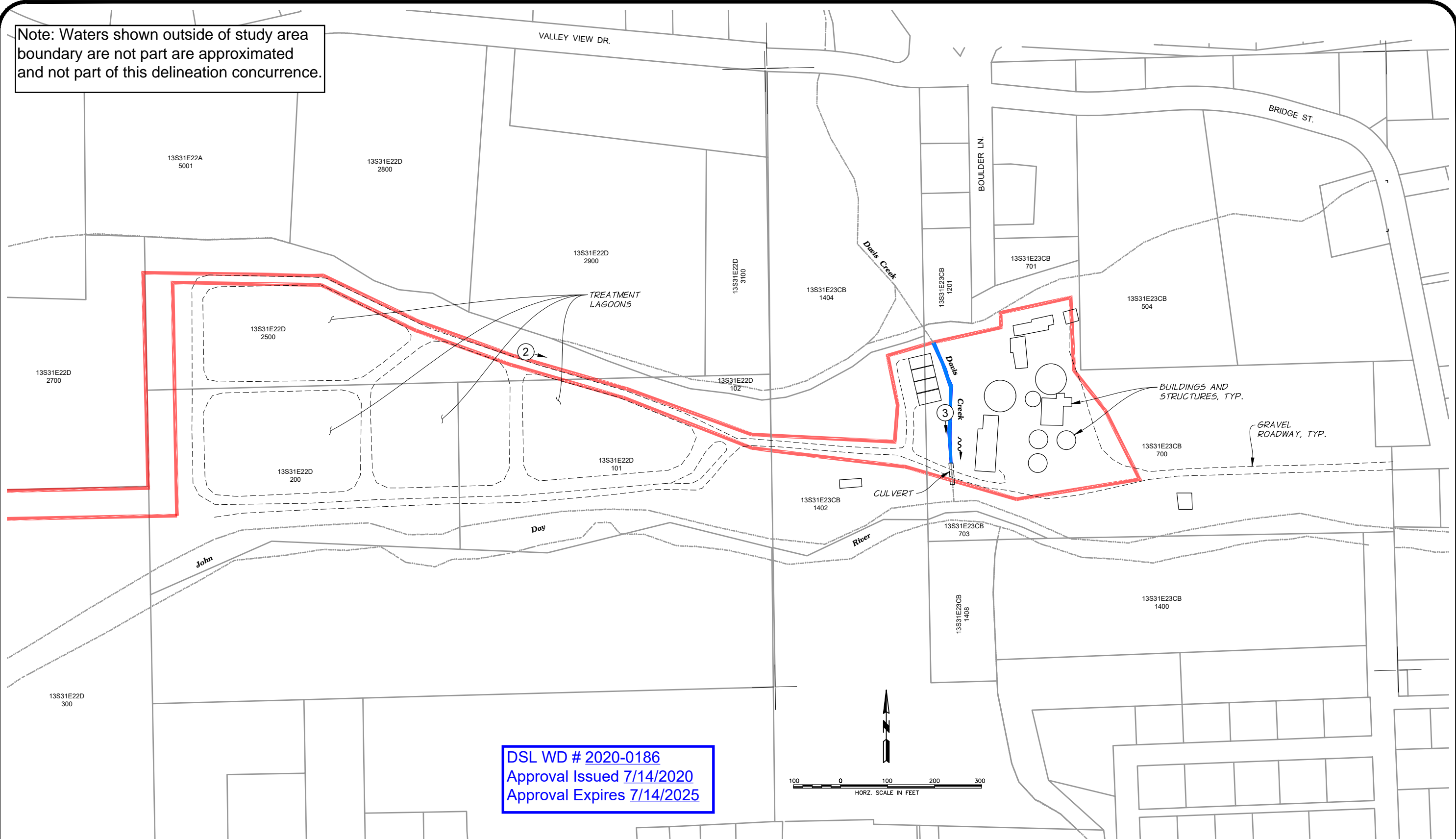
- LEGEND**
- TAX LOT BOUNDARY
 - STUDY AREA BOUNDARY (9.74 ACRES)
 - OHWE AREA BOUNDARY
 - SAMPLE PLOT
 - PHOTO POINT LOCATION AND DIRECTION



CITY OF JOHN DAY, OREGON
WASTEWATER SYSTEM IMPROVEMENTS
WETLAND DELINEATION REPORT
WETLANDS AND WETLAND DELINEATION MAP

FIGURE 6A

Note: Waters shown outside of study area boundary are not part are approximated and not part of this delineation concurrence.



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NOTE:
WETLAND BOUNDARIES, SAMPLE PLOT LOCATIONS, OHWE, AND PHOTO POINT LOCATIONS WERE MAPPED USING RESOURCE-GRADE GPS TO SUBMETER STANDARDS. THE STUDY AREA BOUNDARY WAS CREATED USING ARCGIS AND FIELD VERIFIED.

LEGEND	
	TAX LOT BOUNDARY
	STUDY AREA BOUNDARY (9.74 ACRES)
	OHWE AREA BOUNDARY
	SAMPLE PLOT
	PHOTO POINT LOCATION AND DIRECTION



CITY OF JOHN DAY, OREGON
 WASTEWATER SYSTEM IMPROVEMENTS
 WETLAND DELINEATION REPORT
WETLANDS AND WETLAND DELINEATION MAP

FIGURE 6B