

September 15, 2009

DEPARTMENT OF STATE LANDS

**NOTICE OF:
AVAILABILITY OF PROPOSED REVISIONS TO THE RULES FOR
AUTHORIZING STRUCTURES ON AND USES OF STATE-OWNED
SUBMERGED AND SUBMERSIBLE LAND
AND
PUBLIC HEARINGS CONCERNING THESE RULES**

What Is This Notice About?

The Department of State Lands (DSL) has for some time had rules governing the management of, and issuing of authorizations to place structures on, and to use state-owned submerged and submersible land. These rules (OAR 141-082-0000 through 141-082-0210) were last amended in 2002. Since then, these rules have served DSL well. However, a number of changes, most of which are relatively minor, needed to be made to them to clarify various provisions; streamline some of the processes used; and to ensure that the definitions of terms used in the rules are the same as those recently used in other rules. These rules also needed to be reorganized to reflect the format now used when creating new rules or amending previously adopted rules. Consequently, DSL has revised these rules accordingly. In amending these rules, DSL has also increased the application fee for a public facility license and the fees to register structures on state-owned submerged and submersible land in order to enable the agency to recover more of the costs it incurs to administer its registration program.

This notice is to advise you:

- **That these rules are now available for public review,**
- **Where you can obtain a copy of these rules, and**
- **Of the dates, locations and times of public hearings concerning these rules.**

We want to know what you think of these rules and to hear any comments you may have concerning them.

Where Can I Obtain A Copy Of These Rules?

You may view a copy of these rules on DSL's website: www.oregonstatelands.us They are listed under "current" items on this page. If you do not have access to the internet, you may request a copy by calling Ms. Liz Martino at 503-986-5239, or by writing to her at the following address:

Ms. Liz Martino
Rules Coordinator
Oregon Department of State Lands
775 Summer Street N.E., Suite 100
Salem, Oregon 97301-1279

How Long Is The Public Comment Period?

The public comment period for these draft rules will remain open until **5 PM, Friday, November 6, 2009**. We hope to take these rules to the Land Board for its consideration at the Board's February 2010 meeting.

How Do I Submit Comments?

Comments may be submitted either in writing by U.S. Mail to the Department of State Lands (attention, Ms. Liz Martino, Rules Coordinator) at the above address, or via e-mail at: **waterwayrules@dsl.state.or.us** and must be received by DSL prior the close of the public comment period.

Location, Time and Date of Public Hearings

DSL will conduct three public hearings concerning these rules. You are welcome to attend one or all three of them.

Monday, October 26, 2009, 7-9 PM

Smith Memorial Student Union Bldg
Room 338
Portland State University
1825 S.W Broadway
Portland, Oregon

Tuesday, October 27, 2009, 7-9 PM

Seafood Consumer Center
2021 Marine Drive
Astoria, Oregon

Wednesday, October 28, 2009, 7-9 PM

Coos Bay Public Library
Mrytlewood Meeting Room
525 Anderson Avenue
Coos Bay, Oregon

Questions?

If you have any questions concerning the proposed rules or hearings, please contact Ms. Liz Martino at the addresses/numbers listed above.

Attachments

- **Notice of Proposed Rulemaking Hearing** submitted to Oregon's Secretary of State for publication in the October 1st Oregon Bulletin concerning the Portland, Astoria and Coos Bay public hearings.
- **Statement of Need and Fiscal Impact** submitted to Oregon's Secretary of State for publication in the October 1st Oregon Bulletin.