

These minutes contain materials which paraphrase and/or summarize statements made during this session. Only text enclosed in quotation marks

report a speaker's exact words. For complete contents of the proceedings, please refer to the tapes.

HOUSE COMMITTEE ON WATER POLICY

June 4, 1991Hearing Room D 1:15 p.m.Tapes 84

MEMBERS PRESENT:Rep. Chuck Norris, Chair Rep. Bill Dwyer, Vice-Chair Rep. Bill Markham Rep. Walt Schroeder Rep. Larry Sowa

STAFF PRESENT: Beth Patrino, Committee Administrator Karen Edwards, Committee Assistant

MEASURES CONSIDERED:SB 233 A - Allows Division of State Lands to establish exemptions to land lease requirements of state-owned submerged or submersible lands. - WORK SESSION

SB 1080 - Allows domestic water supply districts to exercise powers of sanitary districts and cities in order to protect water quality of watershed. - WORK SESSION

WITNESSES: Janet Neuman, Division of State Lands Paul Donheffner, Marine Board

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TAPE 84, SIDE A

003 REP. CHUCK NORRIS, CHAIR: Calls the meeting to order at 1:34 p.m.

SB 233 A - WORK SESSION

006 BETH PATRINO, COMMITTEE ADMINISTRATOR: Summarizes SB 233-A8 amendments (EXHIBIT A) and SB 233-A9 amendments (EXHIBIT B).

027 JANET NEUMAN, DIVISION OF STATE LANDS: Discusses proposed amendments.

049 REP. BILL DWYER: Refers to the SB 233-A9 amendments (EXHIBIT B). You want to have every dock registered with the Division of State Lands?

NEUMAN: That is correct. It will enable us to know who is authorized and exempt.

REP. DWYER: If they register prior to this, are they exempt?

NEUMAN: If they fall within the exempt sizes under current law and are grandfathered under the new revised law.

060 REP. DWYER: What is the fee for registration?

NEUMAN: There is no proposed fee for registration at this time.

063 REP. DWYER: How often is registration?

NEUMAN: It would be one time.

067 REP. DWYER: How would you notify these people?

NEUMAN: We work closely with the County Assessor's Office to obtain names of waterfront property owners who we contact through field visits and by mail.

074 REP. BILL MARKHAM: Refers to line eight of the SB 233-A9 amendments (EXHIBIT B). Do you want this into statute?

NEUMAN: If the structure is less than 200 feet, it would be exempt. Does not have a problem with small swimming floats that are anchored to the bottom.

092 PAUL DONHEFFNER, MARINE BOARD: Feels the Division of State Lands should have some control over the location, placement and siting of docks.

NEUMAN: With these amendments, we will have some authority.

124 REP. WALT SCHROEDER: Concerned about the registration. Feels it will be easier to charge a fee at a later time.

REP. MARKHAM: Do you have a fee schedule out yet on structures?

137 NEUMAN: The fee schedule we have now is basically for one category for any structure that is above the exempt size. That is \$478 dollars for the first acre and half of that for additional acres.

REP. NORRIS: With respect to the grandfathering, this would grandfather more than just the 200 square foot structure would it not?

144 NEUMAN: This would grandfather everything that is exempt right now under current law and the new exemption would take place starting with the effective date of this act.

REP. MARKHAM: If a structure were to burn, could it be rebuilt?

155 NEUMAN: Believes it can be maintained with some reconstruction.

MOTION: REP. DWYER moves to adopt the SB 233-A9 amendments (EXHIBIT B) dated 6/4/91 to SB 233-A.

VOTE: Hearing no objection, the amendments were adopted.

MOTION: REP. DWYER moves SB 233-A to the floor with a "do pass" recommendation.

VOTE: In a roll call vote, the motion carries with all members voting AYE.

185 REP. DWYER: Will carry the bill.

Closes work session on SB 233 A.

Opens work session on SB 1080.

SB 1080 - WORK SESSION

193 REP. DWYER: Is there such a thing as an aquifer that is recognized as a sole-source aquifer by the United States Environmental Protection Agency?

PATRINO: Will call Legislative Counsel to obtain the reference.

221 REP. MARKHAM: What do the 1080-3 amendments (EXHIBIT C) do?

REP. DWYER: The way it is written here, in terms of a watershed, a city or county could declare something a watershed and prohibit residents from going hunting, fishing, or anything to address a problem that is related to an aquifer. It is a ground water source of water, not a surface source.

231 REP. SCHROEDER: We are talking about one individual lake in the Heceta Water District.

REP. MARKHAM: We should have isolated that.

233 REP. DWYER: It could not be done in statute.

256 REP. NORRIS: We need to be consistent. We have aquifer in one place and watershed in three other places.

295 MOTION: REP. DWYER moves to adopt the SB 1080-3 amendments (EXHIBIT C) by deleting the word "watershed" and adding the word "aquifer" to lines eight, nine, eleven and fourteen.

VOTE: Hearing no objection, the amendment is adopted.

MOTION: REP. DWYER moves SB 1080 to the floor with a "do pass" recommendation.

337 REP. DWYER: Speaks to his motion.

Would like the phrase sole-source aquifer referenced to the proper U.S. Code.

PATRINO: The reference that is in SB 1080 now is more than likely the entire Safe Drinking Water Act. Will find out.

VOTE: In roll call vote, the motion carries with all members voting AYE.

359 REP. DWYER: Will carry the bill.

CHAIR NORRIS: Closes the work session and adjourns the meeting at 2:08

p.m.

Submitted by: Reviewed by:

Karen Edwards Beth Patrino, Assistant Administrator

EXHIBIT LOG:

A - SB 233-A8 - Amendments - Staff - 3 pages B - SB 233-A9 -
Amendments - Staff - 1 page C - SB 1080-3 - Amendments - Staff - 2
pages