

Pacific City/Woods Citizen Advisory Committee (PC/W CAC)

Minutes of the PC/W CAC Meeting on Saturday, August 20, 2016, 10:30 am
Pacific Coast Bible Church, 33570 Brooten Road (next to Post Office)
Pacific City, Oregon

APPROVED 09-19-16

The meeting was called to order at 10:30 am.

1. **Self-introductions – Anne Price – Chair** - Everyone at the meeting introduced themselves. There were 17 people present, including: Anne Price – Chair; Ilean Rouse – Past Chair; David Yamamoto – Treasurer; and Bud Miller – Secretary.
2. **Discussion of 2016 FEMA/NOAA Biological Opinion on National Flood Insurance Program (NFIP) in Oregon – Bryan Pohl – Director, Tillamook County Department of Community Development** - Bryan handed out information on the Biological Opinion (BiOp) and a copy of the summary of a slide show presentation he had prepared for another meeting, and then expanded on the latter. See attachment [Pohl DCD on 2016 BiOp by NOAA.8.16.pdf](#). **[[WARNING: This is a large, color file.]]** While explaining the information in more detail he also responded to questions and comments from the audience. He described the BiOp as the first time the Endangered Species Act listed-species were pulled into a federal government program such as NFIP, which had always only been about where structures, etc. could be placed in the floodplains. Now, the location, size and building restrictions will also be driven by consideration for salmonid passage and habitat considerations. All action under NFIP will necessitate addressing ESA requirements, and will mean surveys of any property by a fisheries biologist. Mr. Pohl stated that the impacts from implementation of these requirements is probably the most serious that has ever occurred to date to the communities and individuals affected. Its effects will be felt very strongly in Tillamook County. And because of our terrain features, it appears that the Pacific City/Woods area will be the most heavily impacted region in the County.
The Biological Opinion released on April 14, 2016, contains a statement of a new Reasonable and Prudent Alternative (RPA) on the NFIP in Oregon, prepared by NOAA National Marine Fisheries Service. This follows a settlement of lawsuits from environmental groups in the Puget Sound area of Washington State. The requirements it contains apply only to riverine floodplains, and will result in larger floodways and floodplains being designated, as well as greater limits on any construction of structures within such areas. The RPA will also limit the size of any expansion of existing buildings. It was stated that many of the details still need to be worked out, and that the County will continue under existing ordinances for now.

There are six Elements listed in RPA of the BiOp, with a series of deadlines attached to implementing the requirements they contain. If no changes in implementation requirements occur, the date for all conditions to be met is 1/1/2021. The elements listed are 1. Notice, Education and Outreach; 2. Interim Measures; 3. Mapping; 4. Floodplain Management Criteria; 5. Data Collection and Reporting; and 6. Compliance and enforcement.

While many of the changes under the BiOp RPA will go into effect in the future, several attendees reminded us that we must pay attention to this new, burdensome approach now to prevent surprises in the future. Interim measures will be in place until new regulations are adopted, a new set of floodplain/floodway maps must be prepared (negating the two projects done in the last eight years), additional data must be collected and considered in the granting of an insurance policy, and much higher levels of reporting and enforcement will be put in place. One example of the unknown effects of these new requirement is that under Element 2 designation of a Riparian Buffer Zone (RPZ) of 170 feet on each side of any stream is specified. But which streams this applies to, what will or will not be allowed in them, and how whatever will be enforced is all unclear at this time. The result of all of these new rules will be larger areas that are considered floodplains/floodways, that building in such areas will be significantly restricted, and that the obtaining of insurance and building permits will increase in cost and difficulty. Remember that this will affect all farm/dairy lands, as well as commercial and residential zoned areas. With so much uncertainty (including threatened lawsuits), it is unclear how and when all these new requirements will be implemented. It was speculated that similar new rules may be coming in California and other states with ESA listed species.

After the meeting, Bryan Pohl supplied us with a copy of a letter from FEMA to Commissioner Chair Mark Labhart dated June 13, 2016. This was prepared to satisfy the first deadline requirement in the Biological Opinion. A copy of this letter is attached as [FEMAnotice of BiOp.6.13.16.pdf](#).

3. **Minutes of July 18, 2016 CAC Meeting – Anne Price – Chair** – A copy of the draft of these minutes had been shared with CAC members. A motion was made and seconded to accept the notes as revised, and a unanimous voice vote of the members present approved this version.
4. **Treasurer’s Report – David Yamamoto – Treasurer** – David reported the balance in our account as of July 31, 2016 is \$138.06. After a motion was made and seconded to accept the report, a unanimous voice vote approved it. There was a discussion about trying to find a bank that did not charge a monthly fee on the account, but no one knew of such an institution.
5. **Election of Officers – lelean Rouse – Past Chair** – Ms. Rouse stated that under the present by-laws, Sean Carlton will advance to the position of Chair and that there is no candidate for Chair-Elect. Anne Price and David Yamamoto have agreed to stand for the positions of Secretary and Treasurer respectively. David did announce that if he is elected County Commissioner in November, he will have to step down from the Treasurer position. Ballots were handed out, marked and signed by members, counted and presented to lelean.

6. Old Business

- a. **Transient Lodging Tax (TLT) – Doug Olson** – Receipts for the tax are 12 percent higher than last year to date. Doug also mentioned that a push-back on the expansion of Short Term Rentals is occurring in some areas and noted that if this use decreases, tax collections will probably be less. He also observed that forecasts of ever increasing population in Oregon and the Portland area will mean more visitors to the coastal area as well.
David Yamamoto announced that the Futures Council will be holding a series of meetings in four regions of the County to get input from the public on ideas for possible large, and/or long-term projects to be funded by TLT money.
- b. **Cape Kiwanda Master Plan – Anne Price** – The next public meeting will be held on Wednesday, September 7, 2016 from 5:00 to 7:00 pm at the Kiawanda Community Center. This will feature a final report on the findings and recommendations from the Steering Committee and public on how to proceed with work in this area to improve safety and traffic circulation, etc. For more information, including copies of meeting notes and the presentation at the last Steering Committee meeting on 7/28/16, please visit -- www.co.tillamook.or.us/gov/Bocc/CapeKiwanda.htm.
Several attendees noted that the current invasion of visitors to the coast is also having negative impacts in other areas besides the Cape, including Tierra del Mar area, and that the County needs to address these problems as well.
- c. **Cape Kiwanda Safety Task Force – Anne Price** – There will be a meeting of the Steering Committee in October to review their final recommendations.
- d. **Territorial Sea Plan – David Yamamoto** – There is nothing new to report.
- e. **County Parks Advisory Committee – Larry Rouse** – At their last meeting, the discussion centered on the steady increase in Park usage each year. In response to this, plans are being made to add 30 campsites to the Kilchis River County Campground (now 40 sites), with an estimated cost of \$155,000.
- f. **County Roads Advisory Committee – Anne Price** – No meeting was held.
- g. **Nestucca Valley Community Alliance (NVCA) – Gloria Scullin** – Work is proceeding on the parking area at the Community Park using the TLT grant of \$97,000. They hope to go out for a bid in September on the final step of installing the gravel surface. A revised website had been put on line at Nestucca.org. The Science Camp project this year was a success, with 45 students participating. It was NVCA's fourth year of assistance. Gloria also mentioned the recent announcements that our area of the coast will be within the visual impact of a total eclipse of the sun on August 21, 2017, and suggested that we need to be aware of the probable surge in visitors to our community at that time.
- i. **Sitka Sedge State Natural Area (Beltz Farm) – Anne Price** – There will be another informational public meeting on the plans for this new Oregon State Park on Tuesday, September 6, 2016, at the Hebo Fire Station from 1:00 to 3:00 pm. For more information, please visit -- www.Beltzplan.com.

- h. **Discussion of Proposed Changes to CAC By-laws – Anne Price** - The latest version of the changes Anne is proposing (with input from the Executive Board) had been sent out to the CAC members before this meeting, and she opened the floor for discussion of the revisions. The principal changes are (1) go from 5 to 3 officers (Chair, Vice-Chair/Treasurer, & Secretary); (2) change duties of the three positions; (3) allow approval of revision of by-laws after 15 days from when they are proposed; and (4) only notify the Planning Commission of land-use related decisions. After a discussion about several points, a “final draft” was considered available. It will be sent out to the membership today, which will allow discussion and possible final approval at the next monthly PC/W CAC meeting on September 19, 2016.
- i. **Election Results – Ilelean Rouse** – The final tally showed 13 votes for Anne Price for Secretary with no write-ins, and 13 votes for David Yamamoto for Treasurer with no write-ins. Bud Miller was thanked for his seven years of service as CAC/CPAC Secretary.
7. **New Business –**
- a. **No-Parking Ordinance on Shore Drive in Pacific City – Bud Miller** – As recently noted in the Pacific City Sun, the Board of Commissioners passed an ordinance to declare a no-parking zone on the west side of Shore Drive between Alder and Pine Streets. Mr. Miller asked if anyone had been notified or was aware of a proposal for such action before the vote and received only negative replies. It was speculated that this type of action may become more common if recommendations to charge for parking in the Cape Kiwanda Parking Lot made by the Cape Kiwanda Master Plan group are implemented.
8. **Committee Reports –**
- a. **Lighting Committee – Ilelean Rouse** – Nothing to report.
- b. **Land Use Committee (LUC) – David Yamamoto** – There were no new requests for comment.
- c. **Community Plan Review Committee (CPRC) – Ilelean Rouse** – The last Community Plan Public Meeting was cancelled and there is no date yet for the next one.
9. **For the Good of the Order –**
- In was noted that the tenth anniversary of the creation of the CPAC/CAC for Pacific City/Woods will be on October 14, 2016.
 - One attendee asked that the CAC consider writing letters to the Tillamook County Sheriff’s Department and Oregon Parks and Recreation Department to thank them for their efforts to educate and direct visitors in the area of the beach, especially to the north of the beach access ramp. He stated this has had a very positive impact on controlling illegal parking and encouraging people to be more thoughtful in their use of the beach and Cape Kiwanda. There was a brief discussion and an informal vote to support this request, and Anne Price indicated she would draft such letters of thanks.

ANNOUNCEMENTS

- The next monthly meeting of the PC/W CAC will be held on Monday, September 19, 2016 at the Kiawanda Community Center at 34600 Cape Kiwanda Drive in Pacific City, beginning at 6:30 pm.
- A Town Fall to discuss formation of an Enhanced Sheriff's Patrol District for Pacific City and Neskowin will be held on Wednesday, September 28, 2016 from 6:30 to 8:30 pm at the Kiawanda Community Center at 34600 Cape Kiwanda Drive in Pacific City.
- A presentation of the final recommendations by the Cape Kiwanda Master Plan group will be presented on September 7, 2016, from 5:00 to 7:00 pm at the Kiawanda Community Center at 34600 Cape Kiwanda Drive in Pacific City.
- The next meeting to discuss planning for the Sitka Sedge State Natural Area will be on Tuesday, September 6, 2016, at the Hebo Fire Station from 1:00 to 3:00 pm.

The Meeting was adjourned at 12:35 pm.

Please see our website at www.pcwoodscac.org for additional information.

The PC/W CAC meetings provide citizens an opportunity to interact with all community members on issues important to our area. These are public meetings and everyone attending is encouraged to participate.

*For further information contact Sean Carlton – CAC Chair
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