U.S. Department of Commerce

U.S. Environmental Protection Agency

Mike Llewelyn
Administrator
Water Quality Division
Department of Environmental Quality
811 SW Sixth Avenue
Portland, Oregon 97204

Nan Evans
Interim Director
Department of Land, Conservation and Development
635 Capitol Street, NE, Suite 150
Salem, Oregon 97301

Dear Messrs. Llewelyn and Evans:

The National Oceanic and Atmospheric Administration (NOAA) and the U.S. Environmental Protection Agency (EPA) Headquarters and Region 10 have completed their review of Oregon's submittals pertaining to the remaining conditions of approval for Oregon's Coastal Nonpoint Pollution Control Program (CNPCP). We previously sent you written feedback on the boundary, agriculture, urban, marinas, hydromodification, and riparian conditions. Now, we have completed our review of the administrative coordination, critical coastal areas, additional management measures, technical assistance and monitoring submittals and have enclosed an interim decision document for these conditions. This document addresses each condition, conveys NOAA/EPA findings, presents a rationale for our decisions, and recommends actions the State can take to achieve full approval.

Based on the information provided, NOAA and EPA concluded that Oregon has fully met the administrative coordination, critical coastal areas and technical assistance measures. The State has also satisfied portions of both the additional management measures for forestry and monitoring conditions. For the monitoring condition, we are waiting to ensure that monitoring and tracking programs are developed for the additional measures that will be adopted under the forestry section before we grant full approval.

Please note that NOAA and EPA's final decision on these conditions is contingent upon a public notice and opportunity to comment on our intent to fully approve Oregon's CNPCP. This process will occur once NOAA and EPA conclude that Oregon has met all of the conditions under Section 6217. The final decisions may also be subject to Tribal and ESA consultation. In addition, this letter should not preclude the use of (1) Clean Water Act Section 319 funding to further support any of the conditions placed on your program; and (2) Coastal Zone Management Act Section 310 funding to support implementation of approved elements of your program.

NOAA and EPA congratulate Oregon on its progress towards program approval and encourage you to continue working to address the remaining CNPCP conditions. At your earliest convenience, we would like to schedule a conference call with you to discuss the three interim decision documents you have received. This will provide us an opportunity to discuss our decisions and possible steps the State could take to gain full approval and to clarify any questions you may have. For your convenience, we have also included a compilation of all three interim decision memos covering Oregon's entire Coastal Nonpoint Program. Please contact either Allison Castellan of NOAA at (301) 713-3155, Extension 225, or Teena Reichgott of EPA Region 10 at (206) 553-1601 to arrange the conference call or if you have any questions

regarding the enclosed interim findings or recommended actions you would like answered prior to the call.

Sincerely,

John King, Chief
Coastal Programs Division
National Ocean Service

Randall F. Smith, Director
EPA Region 10

Office of Water

Enclosure