

**BEFORE THE WATER RESOURCES DEPARTMENT  
OF THE  
STATE OF OREGON**

In the Matter of the Proposed Water )  
Management and Conservation Plan for )  
the City of Pacific City Joint Water-Sanitary )  
Authority, Tillamook County )

FINAL ORDER APPROVING A WATER  
MANAGEMENT AND CONSERVATION  
PLAN

**Authority**

OAR Chapter 690, Division 086, establishes the process and criteria for approving water management and conservation plans required under the conditions of permits, permit extensions and other orders of the Department.

**Findings of Fact**

1. The City of Pacific City Joint Water-Sanitary Authority submitted a Water Management and Conservation Plan (plan) to the Water Resources Department (Department) on April 5, 2022. The required statutory fee for review of the plan was also received by the Department on April 5, 2022. The plan was required by a condition set forth under the City's previously approved plan, (Sp. Or. Vol. 88, Pg. 595), issued on October 1, 2012.
2. The Department published notice of receipt of the plan on April 12, 2022, as required under OAR Chapter 690, Division 086. No comments were received.
3. The Department provided written comments on the plan to the City on May 19, 2022. In response, the City submitted a revised plan on July 26, 2022.
4. The Department reviewed the revised plan and finds that the revised plan is consistent with the relevant requirements under OAR Chapter 690, Division 086.

**Conclusion of Law**

The Water Management and Conservation Plan submitted by the City of Pacific City Joint Water-Sanitary Authority is consistent with the criteria in OAR Chapter 690, Division 086.

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

**Now, therefore, it is ORDERED:**

**Duration of Plan Approval:**

1. The City of Pacific City Joint Water-Sanitary Authority Water Management and Conservation Plan is approved and shall remain in effect until **October 15, 2032**, unless this approval is rescinded pursuant to OAR 690-086-0920.

**Development Limitation:**

2. The limitation of the diversion of water under **Permit S-54783** established in the Final Order approving an Extension of Time for Permit S-36881 (*issued on May 14, 2012*) remains unchanged. Subject to other limitations or conditions of the permit, therefore, the City of Pacific City Joint Water-Sanitary Authority remains authorized to divert only up to **1.35 cfs** (*out of the total permitted 2.0 cfs*) of water under **Permit S-54783**.

**Plan Update Schedule:**

3. The City of Pacific City Joint Water-Sanitary Authority shall submit an updated plan meeting the requirements of OAR Chapter 690, Division 086 (December 23, 2018) within **TEN (10) years** and no later than **April 15, 2032**.

**Progress Report Schedule:**

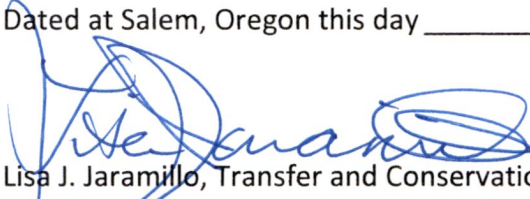
4. The City of Pacific City Joint Water-Sanitary Authority shall submit a progress report containing the information required under OAR 690-086-0120(4) by **October 15, 2027**.

**Other Requirements for Plan Submittal:**

5. The deadline established herein for the submittal of an updated Water Management and Conservation Plan (consistent with OAR Chapter 690, Division 086) shall not relieve the City of Pacific City Joint Water-Sanitary Authority from any existing or future requirements for submittal of a Water Management and Conservation Plan at an earlier date as established through other final orders of the Department.

**OCT 18 2022**

Dated at Salem, Oregon this day \_\_\_\_\_



Lisa J. Jaramillo, Transfer and Conservation Section Manager for  
DOUGLAS E. WOODCOCK, ACTING DIRECTOR  
Oregon Water Resources

Mailing date: **OCT 19 2022**

**Notice Regarding Service Members:** Active-duty service members have a right to stay these proceedings under the federal service members Civil Relief Act. For more information, contact the Oregon State Bar at 800-452-8260, the Oregon Military Department at 503-584-3571 or the nearest United States Armed Forces Legal Assistance Office through <http://legalassistance.law.af.mil>. The Oregon Military Department does not have a toll-free telephone number.