## **ODFW** DIVISION 33 APPLICATION REVIEW SHEET

Recommendations for Water Right Applications that may affect the Habitat of Sensitive, Threatened or Endangered Fish Species, OAR 690-33-310 through 340.

Application #: R 88338 Applicant's Name: Douglas McKee 1) Will the proposed use occur in an area that may affect the essential habitat of sensitive, threatened, or endangered fish species? [690-33-330(1)] Status: Sensitive Threatened Endangered ₩ NO ☐ YES Species: If YES, continue to question (2). If NO, you may comment by completing the public interest review sheet on the back of this page. PLEASE READ THE CONDITIONS ON THE PUBLIC INTEREST SHEET. 2) Stage or value at risk (check all that apply):  $\square$  Spawning,  $\square$  Incubation  $\square$  Rearing  $\square$  Passage  $\square$  Habitat Value 3) Will the proposed use result in a LOSS in the essential habitat of THREATENED OR ENDANGERED SPECIES or a NET **LOSS** in the essential habitat of a SENSITIVE SPECIES? □ NO ☐ YES A) Standard of NET LOSS applies to sensitive species statewide. [690-33-330(2)(b)] B) Standard of LOSS applies to T or E species outside the Columbia Basin. [690-33-330(2)(a)] 4) Can conditions be applied to mitigate the impact to the essential habitat of a S, T or E species? □ NO; skip to question 6. □ YES Which conditions are recommended? (select from Menu of Conditions) 5) If conditions cannot be identified to offset impacts to the essential habitat of S, T or E species, would the proposed use harm the species? \(\begin{align\*} \Pi \text{NO} \\ \end{align\*} ☐ YES [690-33-330(4)] If YES, please explain: 6) If WRD determines that it is in the public's interest to approve a permit even if the impact cannot be mitigated what conditions do you recommend? (select from Menu of Conditions) 7) Your recommendation under OAR 690-033-0330 (2): X Approval with conditions noted on public interest sheet Approval without conditions Denial ODFW Representative signature:

## **ODFW** PUBLIC INTEREST REVIEW SHEET

Application #: R 88338 Applicant's Name: Douglas McKee	
1)	Will the proposed use occur in an area that may affect the habitat of fish or wildlife species?
	□ NO (Sign form and return)  ¥ YES Species: cutthroat trout and other native migratory fish species Other:
Sta	ge or value at risk (check all that apply): ☐ Spawning, ☐ Incubation ♣ Rearing ♣ Passage ♣ Habitat Value
2)	Will the proposed use result in a loss of habitat? ☐ NO ♣ YES
3)	Can conditions be applied to mitigate the impact to the loss of habitat? ☐ NO ▼ YES  Which conditions are recommended? (select from Menu of Conditions)
	fishself. Fish passage must be provided or mitigated for. ODFW has spoken with Mr. McKee regarding the need for passage to be provided at this location or for him to apply for a fish passage waiver that includes the necessary mitigation for the loss of habitat.
4)	If conditions cannot be identified to offset impacts to the habitat, would the proposed use harm the species?   NO YES  If YES, please explain:
	If WRD determines that it is in the public's interest to approve a permit even if the impact cannot be mitigated what conditions you recommend? (select from Menu of Conditions) fishself. Passage must be provided or mitigated for