

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 #: **G 18520**

Applicant's Name: William Radke

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)]

☒ NO ☐ YES Species: _____ Status: ☐ Sensitive ☐ Threatened ☐ Endangered

If YES, continue to question (2). If NO, you may comment by completing the public interest review sheet on the back of this page.

2) Stage or value at risk (check all that apply): ☐ Spawning, ☐ Incubation ☐ Rearing ☐ Passage ☐ 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? ☐ NO ☐ 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): ☒ Approval with conditions
☐ Approval without conditions
☐ Denial

ODFW Representative signature:  Date: 5/16/18

ODFW PUBLIC INTEREST REVIEW SHEET

Application #: G 18520

Applicant's Name: William Radke

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

Other: _____

Stage 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) _____

Riparian: The Oregon Department of Fish and Wildlife recommends the biologically necessary flows identified in C66857 be met or the use mitigated for prior to diversion of water. Because flows are not available to meet the instream right during August and September, ODFW recommends the applicant submit a Mitigation Proposal to WRD that should be approved by ODFW as being consistent with the criteria in OAR 635-415. The applicant should contact the caseworker to schedule a consultation with the local ODFW Fish Biologist concerning the Mitigation Obligation.

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: _____

5) 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)

Riparian: The Oregon Department of Fish and Wildlife recommends the biologically necessary flows identified in C66857 be met or the use mitigated for prior to diversion of water. Because flows are not available to meet the instream right during August and September, ODFW recommends the applicant submit a Mitigation Proposal to WRD that should be approved by ODFW as being consistent with the criteria in OAR 635-415. The applicant should contact the caseworker to schedule a consultation with the local ODFW Fish Biologist concerning the Mitigation Obligation.

6) Your recommendation: ☒ Approval with conditions
☐ Approval without conditions
☐ Denial

ODFW Representative signature:  Date: 5/16/18