

Secretary of State
NOTICE OF PROPOSED RULEMAKING HEARING*
A Statement of Need and Fiscal Impact accompanies this form

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Water Resources Department
Agency and Division
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690
Administrative Rules Chapter Number
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RULE CAPTION

Classifying the Groundwater and Surface Waters of the Smith River Watershed in Curry County.

Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.

Hearing Date	Time	Location	Hearings Officer
9-29-16	5:00 p.m.	Chetco Community Public Library, 405 Alder St., Brookings, OR 97415	John Roberts

RULEMAKING ACTION

Secure approval of rule numbers with the Administrative Rules Unit prior to filing.

ADOPT:

AMEND:

690-517-0000

REPEAL:

RENUMBER: Secure approval of new rule numbers with the Administrative Rules Unit prior to filing.

AMEND AND RENUMBER: Secure approval of new rule numbers with the Administrative Rules Unit prior to filing.

Statutory Authority:

ORS 183 and ORS 536

Other Authority:

OAR 690, Divisions 400, 410 and 500

Statutes Implemented:

ORS 536.340, ORS 536.300, ORS 536.310 and ORS 536.220

RULE SUMMARY

The Water Resources Commission is charged with developing basin program rules with consideration to the multiple aspects of the beneficial use and control of such water resources to best protect and promote the public welfare of Oregon's citizens generally. Current classified uses in the South Coast Basin Program for the Smith River watershed include domestic, livestock, municipal, industrial, fire control, irrigation, agricultural use, mining, power development, recreation, wildlife, and fish life uses. These rules classify the surface waters in the Smith River Watershed for human consumption, livestock, and instream public uses including pollution abatement, fish life, wildlife, and recreation, and classifies the groundwater within the watershed for exempt uses that are outlined in ORS 537.545. Classification of sources of water has the effect of restricting the new uses allowed for new water rights to those that are specified by the classification; no other uses are allowed, except water uses that do not require a water right (for example, see ORS 537.141), alternative reservoirs (i.e., ORS 537.409), and other uses as allowed by law or approved by the Commission (for example, see ORS 536.295).

The Agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing negative economic impact of the rule on business.

09-30-2016 5:00 p.m.
Last Day (m/d/yyyy) and Time
for public comment

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*The Oregon Bulletin is published on the 1st of each month and updates the rule text found in the Oregon Administrative Rules Compilation.

