

Watts Remy

From: Susan Gregory <sinceresusan@gmail.com>
Sent: Tuesday, January 22, 2019 11:09 PM
To: SENR Exhibits
Cc: Kistic, Julie
Subject: SB 46

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Deschutes River Woods, my neighborhood, will be impacted by this bill, and I have strong feelings about it. Neighbors recently went to Deschutes County Commissioners regarding the currently unregulated excavation and/or grading for construction. A neighbor supposedly was going to build a residence on adjacent lava beds; he coincidentally also owned a rock and gravel company. After the neighborhood appeared before the county commissioners in opposition, this neighbor sold his business and moved away, but we recognize we are still at risk.

My understanding is that the bill proposes to add to the Oregon Revised Statutes Section 517.750 a new subsection (16)(b)(H) that excepts the following from the definition of surface mining:

(H) Excavation or grading operations that are necessary for the on-site construction of a building, public works project or other physical improvement authorized by the local jurisdiction with land use authority, unless any excavated minerals are sold into the commercial market.

This exemption would be very problematic in Deschutes County where there is currently **no grading ordinance** and irrigation districts and anyone else could get an onsite mining exemption because of what would be construed as "authorized". I feel strongly that some public review - like site plan approval or a land use permit - should be attached to this bill.

Unfortunately, exempting large scale on-site construction excavation activities from DOGAMI regulation will result in exploitation and destruction of natural resources without adequate consideration of the public interest, public safety and without adequate public participation. I'm certain this is **not** what you want or support.

Please amend the bill to add some conditions/oversight or vote it down.

Sincerely,

Susan Gregory

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