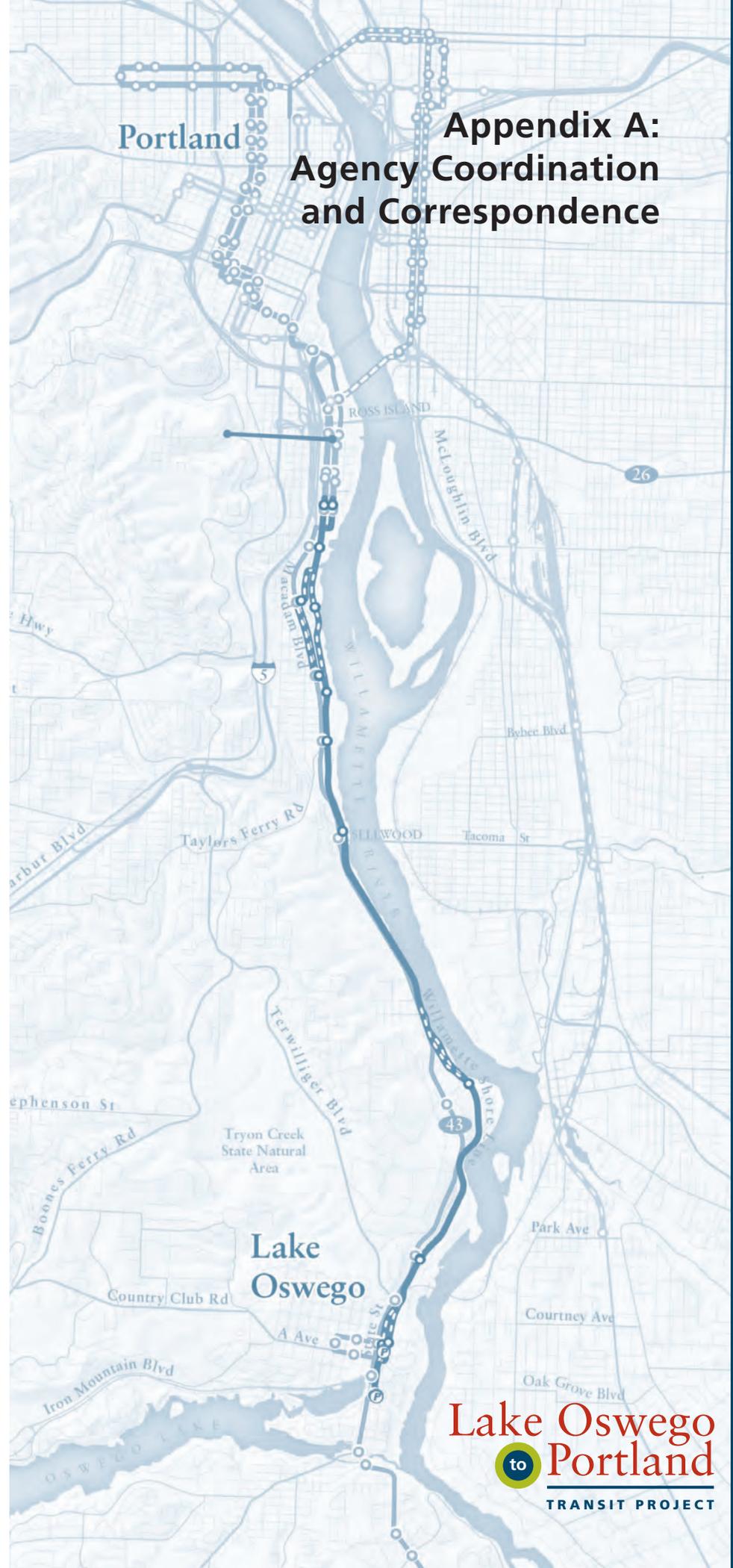


Appendix A: Agency Coordination and Correspondence

Portland



Lake
Oswego

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APPENDIX A

AGENCY COORDINATION AND CORRESPONDENCE

This appendix lists agency coordination and correspondence from the current Lake Oswego to Portland Transit Project as part of the Section 6002 Coordination Plan. The Coordination Plan guides Metro, the Tri-County Metropolitan Transportation District (TriMet) and the Federal Transit Administration (FTA) through the various public and agency involvement activities for the project. The plan outlined activities covered during the project period of Scoping under National Environmental Policy Act (NEPA) through final design and construction. If needed and appropriate, an addendum to the plan may be issued at a later date to address specific activities during final design and construction.

August 20, 2009 – Letter of Invitation of Participation or Coordination Request

Federal Agencies Invited:

Federal Highway Administration
U.S. Army Corps of Engineers
U.S. Department of the Interior
National Marine Fisheries Service
U.S. Environmental Protection Agency
U.S. Fish and Wildlife Service
Federal Railroad Administration

Tribes and Tribal Agencies Invited:

Confederated Tribes of Grand Ronde
Confederated Tribes of Siletz Indians of Oregon
Confederated Tribes of Warm Springs
Columbia River Inter Tribal Fish Commission

State, County and Local Agencies Invited:

Oregon Parks and Recreation Department
Oregon Department of Environmental Quality
Oregon Department of Fish and Wildlife
Oregon Department of Land Conservation and Development
Oregon State Historic Preservation Office
Oregon Department of State Lands
Oregon Department of Transportation
City of Lake Oswego
City of Portland
Clackamas County
Multnomah County
North Clackamas Parks and Recreation
West Multnomah Soil and Water Conservation District

Letters were sent to the above agencies describing the project, inviting them to be a participating or cooperating agency as part of the environmental review process for the project, and inviting them to the participating and cooperating agency meeting on Sept. 17, 2009.

Federal Highway Administration and the U.S. Army Corps of Engineers have agreed to be cooperating agencies. Confederated Tribes of Grand Ronde and Columbia River Inter Tribal Fish Commission, as a representative of Confederated Tribes of Warm Springs, have agreed to be participating agencies. National Marine Fisheries Service, Oregon Department of State Lands, Oregon Department of Transportation, Oregon State Historic Preservation Office, Clackamas County, Multnomah County, City of Lake Oswego, City of Portland, and West Multnomah Soil and Water Conservation District have agreed to be participating agencies. Oregon Parks and Recreation Department declined as a participating agency, indicating that its role in the Section 106 review would suffice.

September 17, 2009 – Initiating the Draft Environmental Impact Statement Section 6002 Coordination

Agencies in Attendance: Federal Transit Administration, Metro, TriMet, National Marine Fisheries Service, Confederated Tribes of Grand Ronde, Oregon Department of State Lands, Oregon Department of Transportation, Oregon State Historic Preservation Office, Clackamas County, West Multnomah Soil and Water Conservation District

The DEIS lead agencies, Federal Transit Administration, Metro and TriMet, convened this meeting to initiate the DEIS agency coordination. Staff provided an overview of the project area, corridor constraints and opportunities, project history, alternatives to be considered draft Coordination Plan, and the topics to be covered in the DEIS. Staff reviewed the draft purpose and need statement for the project and the project schedule.

Comments and concerns that were presented at the meeting were: Oregon State Historic Preservation Office asked for a clarification of the term “cultural resources,” which was described as those relating to Native tribes; National Marine Fisheries Service asked if the project yet aware of the impacts to natural resources, to which staff stated that it was yet unclear, but the project area is near the environment of the Willamette River and at or near the flood plain; Oregon Department of State Lands asked about the process for defining the area of impact and advised that the footprint could overlap with City of Portland and state plans for the Willamette Greenway; and West Multnomah Soil and Water Conservation District expressed concern about affects to the Tryon Creek watershed, issues about fish passage, specifically in Stevens Creek, and water quality on the Willamette River.

September 17, 2009 – Follow up to the Section 6002 Coordination Meeting

To follow up on the September 17 meeting, all invited agencies were sent electronic copies of the draft Section 6002 Coordination Plan, draft Purpose and Need, and list of topics to be covered in the DEIS for review and further invitation to participate.

October 5, 2009 – Additional Initiating the Draft Environmental Impact Statement 6002 Coordination Meeting

Agency in Attendance: Metro, TriMet, U.S. Army Corps of Engineers

For agencies unable to attend the September 17 meeting, staff held an additional meeting to discuss the project and coordination plan. Staff provided an overview of the project area of impact, corridor constraints and opportunities, project history, alternatives to be considered draft Coordination Plan, and the topics to be covered in the DEIS. Staff reviewed the draft purpose and need statement for the project and the project schedule and advised that the Project Methods would be distributed for a cooperating and participating agency review in October.

October 20, 2009 – Distribution of Draft Technical Analysis Methods Report

Cooperating and participating agencies were sent, both electronically and via post, the agency review draft of the Technical Analysis Methods Report for review and comment. Comments were received on the analysis methods from Oregon Department of State Lands, Multnomah county and Clackamas County: Oregon Department of State Lands notified the project of differences in their process from the NEPA process, specifically regarding the ecosystems impacts analysis methods and compensatory mitigation; Multnomah County corrected the citing of a county agency; and Clackamas County corrected the citing of a county agency and pointed sections where the county's authority or contact information should be referenced.

October 20, 2009 – Additional Invitation to Unrepresented Tribe to Participate

Tribe Invited: Confederated Tribes of Siletz Indians of Oregon

As the one potentially affected tribe that did not respond to the invitation to participate, Confederated Tribes of Siletz Indians of Oregon was sent the agency review draft of the Technical Analysis Methods Report for review and comment and as further invitation to participate. No response was received.

March 30, 2010 – Agency Coordination Meeting/Distribution of Advance Draft DEIS

Agencies in Attendance: Metro, TriMet, City of Portland,

Staff presented a project overview, preliminary findings and a project timeline and solicited comments on the advance draft of the DEIS.

April 16, 2010 – Agency Coordination Meeting/Distribution of Advance Draft DEIS

Agencies in Attendance: Metro, TriMet, City of Lake Oswego

Staff presented a project overview, preliminary findings and a project timeline and solicited comments on the advance draft of the DEIS.

April 13, 2010 – Agency Coordination Meeting/Distribution and Tour of Advance Draft DEIS

Agencies in Attendance: Metro, TriMet, Oregon State Historic Preservation Office

Staff presented a project overview, preliminary findings and a project timeline and solicited comments on the advance draft of the DEIS.

May 6, 2010 – Distribution of Advance Draft DEIS

Cooperating and participating agencies were sent, both electronically and via post, the agency review draft of the DEIS for review and comment.

May 28, 2010 – Letter of Invitation to Participating and Cooperating Agency Meeting for Comments on Advance Draft of DEIS

Agencies Invited:

Federal Highway Administration
U.S. Army Corps of Engineers
Confederated Tribes of Grand Ronde
Columbia River Inter Tribal Fish Commission for Confederated Tribes of Warm Springs
National Marine Fisheries Service
Oregon Department of State Lands
Oregon Department of Transportation
Clackamas County
Multnomah County
City of Lake Oswego
City of Portland
West Multnomah Soil and Water Conservation District

A letter of invitation was sent with the advance draft DEIS, inviting agencies to a tour of the alignment and a meeting on June 21, 2010 to discuss their comments on the document.

June 21, 2010 – Agency Coordination Alignment Meeting and Tour/Comments on Advance Draft of DEIS

Agencies in Attendance: Federal Transit Administration, Federal Fish and Wildlife, US Army Corps of Engineers, National Marine Fisheries Service, Oregon Fish and Wildlife, Oregon Department of Transportation, Oregon Department of State Lands, Confederated Tribes of Grand Ronde, Confederated Tribes of Warm Springs, West Multnomah Soil and Water Conservation District and Metro.

Staff provided a tour of the alignment options and an overview of the results of the DEIS and solicited agency comments. Comments and concerns that were presented at the meeting were:

National Marine Fisheries Service asked for clarification on where the stream crossings were in the project, staff described the Tryon Creek and Stephens Creek crossings in addition to some smaller stream crossings in Powers Marine Park; Federal Fish and Wildlife asked for a description of the existing trolley car with the streetcar project, to which staff replied that the project will be mostly double-track with a few single-track areas because of right of way issues; West Multnomah Soil and Water Conservation District inquired about a bike and pedestrian trail as part of the footprint for the project and the water resources and fish habitat along the project, staff replied that there are separate process for both the streetcar and the trail projects, Powers Marine Park access and parking would remain, and regarding the water quality issues staff replied that the project is looking at the areas as fisheries habitat and the wildlife needs through the Powers Marine Park; National Marine Fisheries Service asked how the trail and the streetcar project are being looked at, staff replied that they being considered together but moved forward separately so a trail can be added later in the future; West Multnomah Soil and Water Conservation District and the Oregon Fish and Wildlife both asked about the mitigation and unavoidable impacts from the project, questions which were addressed by staff in detail; Oregon Department of State Lands inquired about the long-term indirect impacts, to which staff gave an overview with a reference to more detail in the DEIS; the Confederate Tribes of Grand Ronde asked to be involved in the development of the mitigation plan, in particularly about the vegetation; Oregon Department of State Lands expressed concern about the loss of the big trees that cannot be mitigated in our lifetime, also noting the areas along the alignment that can create better habitat connectivity; National Marine Fisheries Service asked if the any of the trees will be removed with the roots intact to be moved to other areas, advising that they can be used in restoration projects as part of mitigation; US Army Corps of Engineers suggested to look at the habitats in area around Jennings Marina to provide areas for restoration; Oregon Fish and Wildlife stated that the Oregon white oak needs to be preserved and root systems protected during construction.

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