

**From:** City Engineer <city.engineer@dundeecity.org>  
**Sent:** Thursday, April 11, 2024 7:31 PM  
**To:** Doug Rux; John van Staveren  
**Subject:** Fw: Draft Riparian code Language

**Importance:** High

Doug and Steve,  
Please review the following comments from DEQ and let me know if we need to discuss how to implement.

Thank you,

GSR

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**From:** GOLDRICH-MIDDAUGH Grace \* DEQ <grace.goldrich-middaugh@deq.oregon.gov>  
**Sent:** Thursday, April 11, 2024 2:15 PM  
**To:** City Engineer <city.engineer@dundeecity.org>; BROWN Courtney \* DEQ <Courtney.BROWN@deq.oregon.gov>  
**Cc:** Steve Dahl <Steve.Dahl@dundeecity.org>  
**Subject:** RE: Draft Riparian code Language

Hi Greg,  
Please see my questions and comments below. Most importantly, it is not clear to me how this ordinance can be enforced and further details should be added to address this.

- How will this ordinance be enforced? Does the city have the authority to issue a stop work order, revoke a permit, or issue fines for noncompliance? Where is enforcement of this ordinance outlined?
- Are the referenced corridor widths measured horizontally or up-slope along the bank? *See response*
- Item C.5 should reference agricultural water quality plan requirements regarding site capable vegetation
  - The Ag Water Quality Program uses the concept of “site-capable vegetation” to describe the streamside vegetation that can be expected to grow at a particular site, given natural site factors (e.g., elevation, soils, climate, hydrology, wildlife, fire, floods) and historical and current human influences that are beyond the program’s statutory authority (e.g., channelization, roads, modified flows, previous land management). The Area Rules for each Management Area require that agricultural activities allow for the establishment and growth of streamside vegetation to provide the water quality functions equivalent to what site-capable vegetation would provide. *OK*
- Item E. review standards and criteria should be revised
  - Items 1 and 2 should remove the word “significant” *OK*
  - Item 4 should also acknowledge protection of beneficial uses of water resources *OK*
- Item G 1 and 2 width reductions should include limits for the total allowable square feet of expansion to be developed within the riparian corridor (ie; no more than 1,000 square feet of expansion shall be allowed) *7*
- Re: general notes at end of document – City should consider for development a resource library for residents that connects them to organizations and/or funding sources that can support riparian enhancement or implementation of mitigation measures in the area

Please let me know if you have any questions related to this feedback.