

VAULT COPY

# Agenda

City of Brookings  
Common Council Special Meeting  
Brookings City Hall Council Chambers  
898 Elk Drive, Brookings Oregon  
March 29, 2004 10:00 a.m.

- I. Call to Order**
- II. Pledge of Allegiance**
- III. Roll Call**
- IV. "306A" Coastal Resources Management Improvement Grant**
- V. Adjournment**

# 306A GRANT APPLICATION COVER PAGES

**PROJECT TITLE:** Chetco Point Park Improvements

**APPLICANT** City of Brookings

Name: Ed Wait

Address: 898 Elk Drive

City: Brookings

County: Curry

State: Oregon

Zip: 97415

Federal Employer Identification Number: 93-6002703

Contact Person's Name: Ed Wait

Contact Person's Telephone #: 541-469-2163

Contact Person's E-mail: ewait@brookings.or.us

**TYPE OF PROPOSAL (Check one):**

- ☒ ( x ) Small Scale Construction
- ☐ ( ) Land Acquisition
- ☐ ( ) Both Land Acquisition and Small Scale Construction

**TYPE OF APPLICANT (Check one):**

- ☒ ( x ) Coastal City
- ☐ ( ) Coastal County
- ☐ ( ) Association of Coastal Cities and Counties
- ☐ ( ) Coastal Port District
- ☐ ( ) Public School District
- ☐ ( ) State Agency

**PROPOSED SOURCES OF FUNDING:**

<input checked="" type="checkbox"/> ( x ) Section 306A CZMA:	\$ 50,000
<input type="checkbox"/> ( ) Other Federal:	\$
<input type="checkbox"/> ( ) State:	\$
<input checked="" type="checkbox"/> ( x ) Local:	\$ 50,000
<input type="checkbox"/> ( ) Other:	\$ _____
<b>TOTAL</b>	<b>\$ 100,000</b>

**I CERTIFY THAT**

The applicant will comply with the regulations, policies, guidelines, and requirements, including the Federal Office of Management and Budget's (OMB) Circulars A87 and

[illegible]

- 4

EPA Office of Federal Activities indicating that a facility to be utilized in the projected is under consideration for listing or by the EPA.

11. The applicant will comply with the flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973, P.L. 93-234, 87 Stat. 975, approved December 31, 1976. Section 102 (a) requires, on and after March 2, 1975, the purchase of flood insurance in communities where such insurance is available as a condition for the receipt of any federal financial assistance for construction or acquisition purposes for use in any area that has been identified by the Secretary of the Department of Housing and Urban Development as an area having special flood hazards. The phrase "federal financial assistance" includes any form of loan, grant, guarantee, insurance payment, rebate, subsidy, disaster assistance loan or grant, or any other form of direct or indirect federal assistance.

12. The applicant will assist NOAA and DLCD in its compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 USC 470), E.O. 11593, and the Archeological and Historic Preservation Act of 1974 ( 6 USC 4691 et seq.) by (a) consulting with the State Historic Preservation Officer on the conduct of investigations as necessary to identify proper ties listed in or eligible for inclusion in the National Register of Historic Places that are subject to effect (see 36 CFR Part 800.8) by the activity, and notifying the NOAA and DLCD of the existence of any such properties, and by (b) complying with all requirements established by the NOAA and DLCD to avoid or mitigate adverse effects upon such properties.

13. The applicant will comply with the above assurances if 306A funding is provided.

To the best of my knowledge and belief, the information in this application is true and correct.

Typed name: Leroy Blodgett

Title: City Manager

Signature:

Date signed:

## **Project Description**

### **Chetco Point Park Improvements**

### **Brookings, Oregon**

Chetco Point Park is an 8.9 acre beach park near the wastewater treatment facility on Wharf Street in the City limits of Brookings, Oregon. This park is the only one in the cities inventory that provides for direct beach access. The current park has a gravel area for parking and is accessed on the North side of the wastewater treatment facility through a series of gates. The trail is gravel and traverses the north and west sides of the wastewater treatment plant and the walking trails provide some beach access to Maclyn Cove (Mill Beach) on the west and Chetco Cove (Cove Beach) on the east. A bridge spans a narrow gap on the main trail, facilitating access to the south end of Chetco Point.

The proposed project is for improvements to the parking area, trail system, addition of viewing points, directional signage, interpretative signage, botanical preservation, and handicapped accessibility (to the extent that conditions allow). The improvements will provide additional safety and access to the beach, tidal pools, and other amenities associated with the cities only beach access park feature. The cities comprehensive plan outlines the specific requirements for Chetco Point under Goal 17 and 18, Policies, item #14, Ordinance 02-0-548, attachment "J" which states, "The City shall require development proposed at Chetco Point to include easements, right of way or other access dedications and rights acceptable to the City which ensure physical access to the beach by the public. The City may require areas for public viewing of the shoreline and ocean, and/or condition site planning during Site Plan Review to ensure ocean view corridors."

The improvements include paving the parking lot and trail system to increase handicapped access and safety. Placing interpretive signs at various points of interest to outline the botanical species, historical perspective, marine life, and tidal pools. Removing invasive plant species including Cotoneaster Plantana, Himilyan Blackberry and English Ivy from the native coastal bluff plant community. The trail system will also help preserve, by directing traffic away from, the federally listed species of concern, Oenartha Wolifii. The lower trail will have a specific interruptive sign to outline the area where the former pier from the Brookings Lumber Company once stretched into the sea. Two overlooks will be constructed to provide unobstructed viewing areas. Overall, the project will provide an enhanced platform for hiking and educational opportunities to explore the beauty of the Chetco Point area.

Fountain  
Rock

Zwagg  
Island

Table  
Rock

Chetco  
Point

Walrus  
Rocks

Guano  
Rock

Bell  
Rock

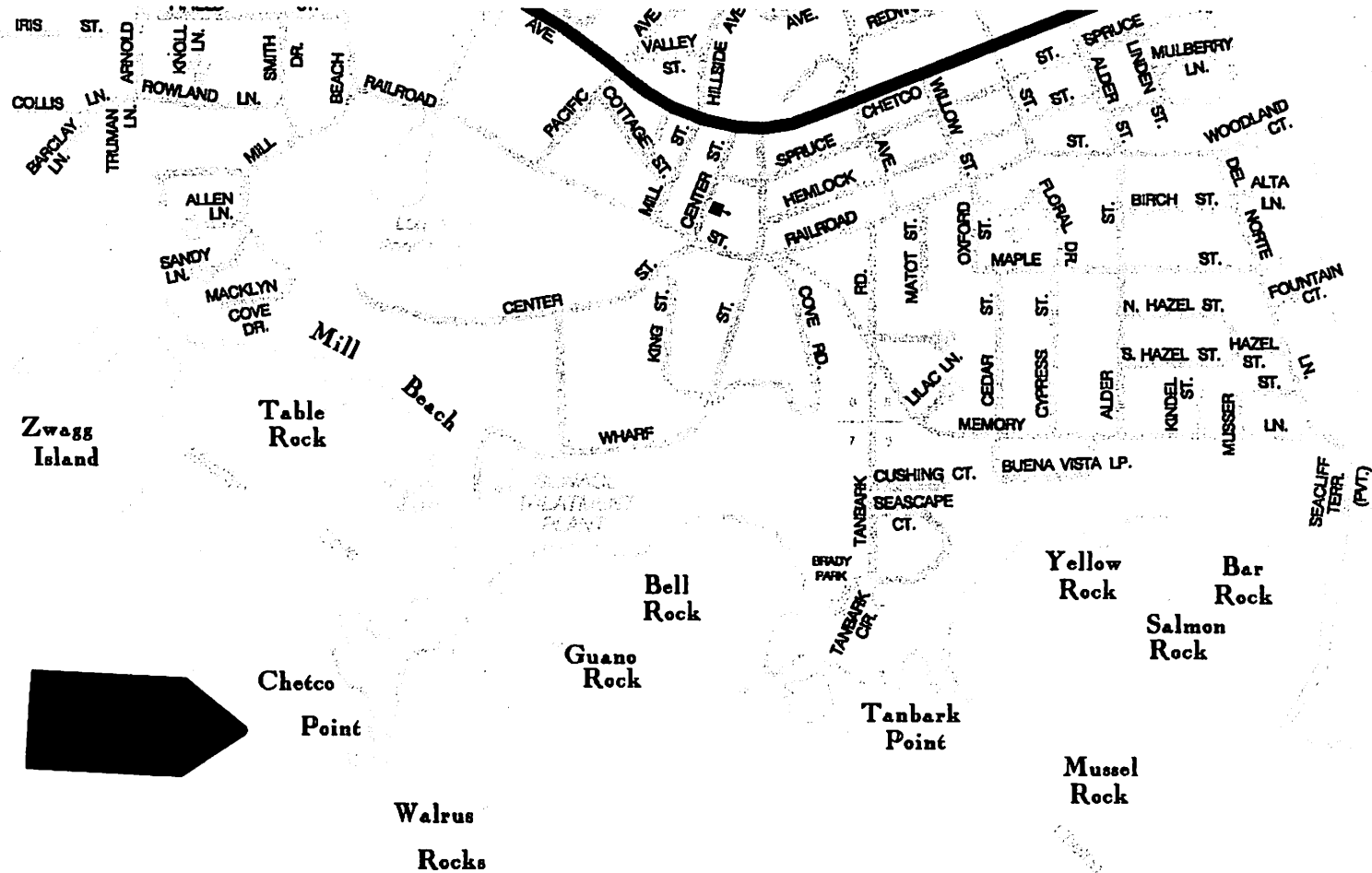
Tanbark  
Point

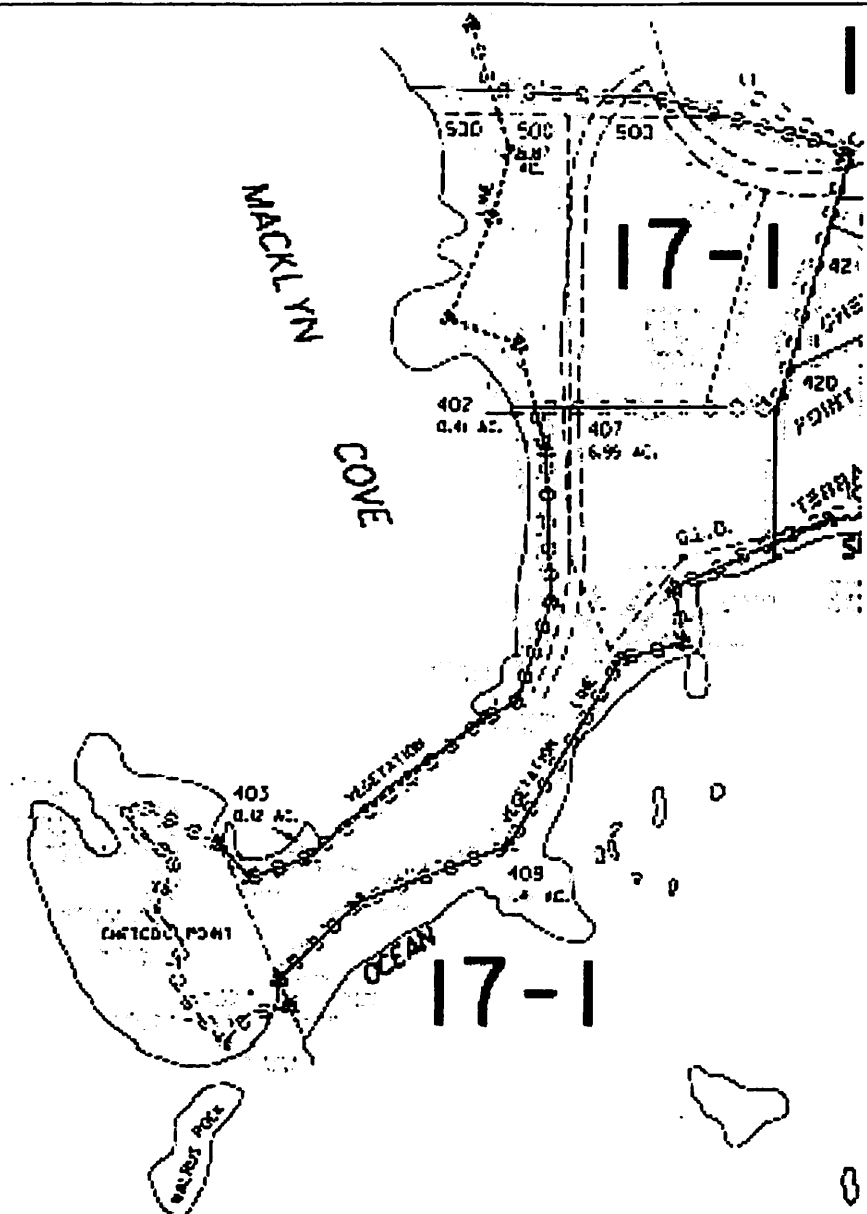
Yellow  
Rock

Salmon  
Rock

Mussel  
Rock

Bar  
Rock



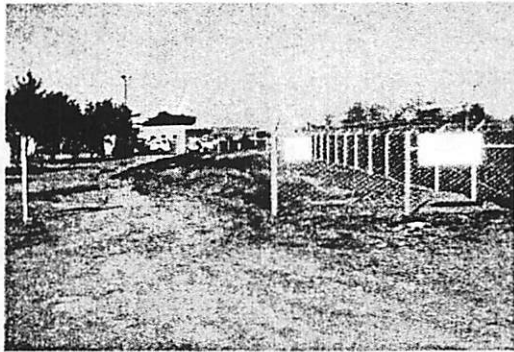


Assessors Tax map: properties include 41 13 7A – 402, 403, 407, 408, and 500.

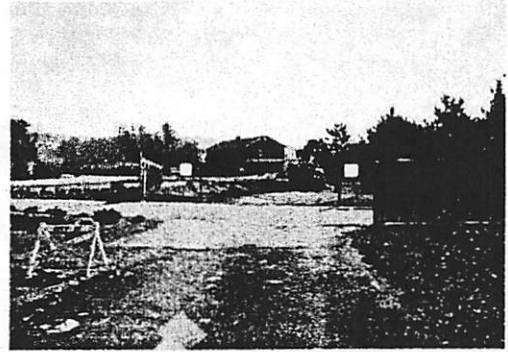




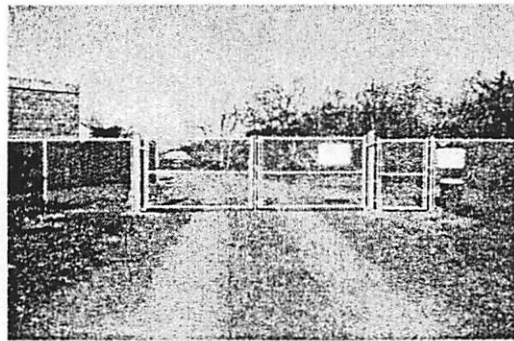




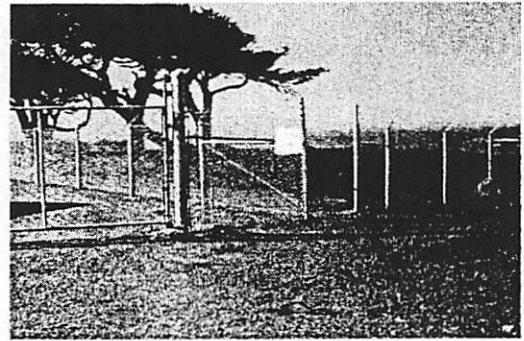
South side parking looking north



Parking area north to south



Entrance Gate Park



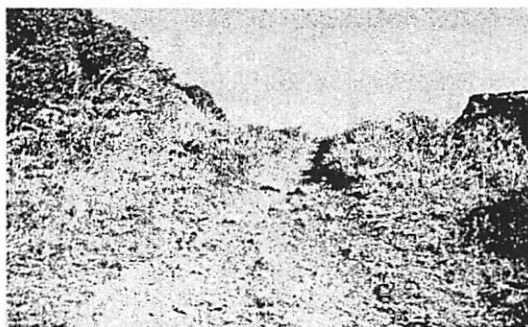
Second entry gate



Park trail looking west



Grass overlook looking west



Beach access trail looking east to west



Beach access area

# TITLE CERTIFICATION - CONSTRUCTION

RE (Project Name): \_\_\_\_\_

I hereby certify that I am in good standing with the State of Oregon bar and have been requested to determine record ownership for the following parcel(s) of property on which the above referenced project will be constructed in part with federal "306A" funds (name or brief description of parcels):

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

After thoroughly examining the public land records or other appropriate records in accordance with the laws of Oregon, I hereby certify the following:

1. The record title to the parcel(s) is held by (name):

2. The authority for the 306A grant applicant to conduct the proposed project on the subject parcels is:

\_\_\_\_\_ Fee simple absolute ownership;

\_\_\_\_\_ Lease from title holder the terms of which are sufficient to allow the 306A project to be constructed and carried out for a minimum 20-year period (please include a signed copy of the lease); or

\_\_\_\_\_ Other (specify): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

3. There are (check one):

\_\_\_\_\_ No easements or other encumbrances on the property which would prevent its use as specified in this 306A Small Scale Construction and Land Acquisition Grant application;

\_\_\_\_\_ Easements or other encumbrances on the property, but they would not interfere with its use as specified in this 306A Small Scale Construction and Land Acquisition Grant application. They are:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Signature: \_\_\_\_\_

Name: \_\_\_\_\_

Address: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Date: \_\_\_\_\_

Bar Number: \_\_\_\_\_

Telephone #: \_\_\_\_\_

E-mail: \_\_\_\_\_  
\_\_\_\_\_

*Handwritten:*  
MLED  
K10M  
John  
Kiew

## **Disposition of Property**

The City of Brookings owns the anticipated construction site and will hold fee title to the construction site in perpetuity.



## STAFF REPORT

Date: March 23, 2004  
To: Ed Wait, Economic and Urban Development Director  
From: LauraLee Gray, Building Official  
Subject: Development at Chetco Point Park

Dear Ed:

After reviewing the proposed development at Chetco Point Park I have determined that both of the viewing platforms would require a building permit and will also require plans to be drawn by a licensed engineer due to the location and proximity to slope.

The City of Brookings is a participant in the National Flood Insurance Program however the location of this project is not within a floodway.

Sincerely,

*LauraLee Gray*  
LauraLee Gray  
Building Official

### **Additional Permit Documentation**

Contact was made with the Oregon Parks and Recreational Department, Harris Beach Management Unit, Park Manager, David Neighbor @ 1-541-469-0224. Mr. Neighbor advised me that an Ocean Shores Development Permit may be required dependent upon the final design of the project. Further dialogue will transpire as the project moves forward.

# CITY OF BROOKINGS



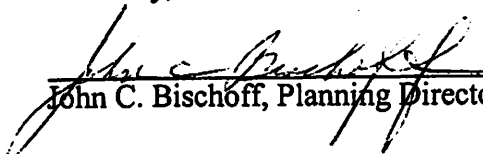
## STAFF REPORT

Date: March 24, 2004  
To: Ed Wait, Economic and Urban Development Director  
From: John C. Bischoff, Planning Director  
Subject: Development at Chetco Point Park

Dear Ed:

Chetco Pt. Park is located within the city limits of Brookings Oregon and is recognized in Goal 5, Open Spaces, Scenic and Historic Areas and Natural Resources, and Goals 17 and 18, Coastal Shorelands/Beaches and Dunes, of the city's Comprehensive Plan and is currently zoned R-2 (Residential Two). The proposed improvements to the park, including paved pathways from the parking area to the southwest corner of the city's wastewater treatment plant, improvement of the trails from the treatment plan onto the point, construction of beach access to Macklyn Cove, and construction of observation platforms, are all consistent with the provisions of the Comprehensive Plan and Land Development Code.

Sincerely,

  
John C. Bischoff, Planning Director

**National Historic Preservation Act compatibility (State Historical  
Preservation Office)**

The Section 106 Level of Effect document, enclosed, was filed electronically with the Oregon Parks and Recreation Department, State Historic Preservation Office, Kirk Ranzetta, Review and Compliance Specialist @ 1-503-986-0678 on March 19, 2004.



**Instructions for Completion of the  
"Oregon Inventory of Historic Properties:  
Section 106 Level of Effect" Form**

**Agency/Project:** Indicate name of lead agency and name or type of project.

**Street Address:** Must be specific address, i.e. street and house number. If the address is estimated, indicate with a "?" in front of the address. If the resource has no address, be as specific as possible, using directions and names of streets at nearest intersection, and use a UTM or latitude/longitude reading.

**City, County:** City where street address is included for post office purposes. If the property is rural, indicate the primary post office city or nearest city; add the term "vicinity." Indicate the County in which the resource is located.

**Preliminary Finding of Effect:** Indicate the appropriate level of effect finding for the resource/project.

**No Historic Properties Affected:** There are no historic properties present, or there are historic properties present but the proposed undertaking will have no effect on them as defined in 36 CFR 800.16(i).

**No Historic Properties Adversely Affected:** There is/are presently historic property(s) that may be "considered eligible" for listing in the National Register of Historic Places located at the project site/area. The property(s) may be affected by the proposed undertaking, but the effect will not be adverse as defined in 36 CFR 800.5(a)(1).

**Historic Properties Adversely Affected:** There is/are presently historic property(s) that may be "considered eligible" for listing in the National Register of Historic Places located at the project site/area. The property(s) may be adversely affected by the proposed undertaking as defined in 36 CFR 800.5(a)(1).

**State Historic Preservation Office Comments:** To be completed by the SHPO.

**Project Description:** Provide written description of the project, and its potential effects on the subject property per 36 CFR 800. Include maps, drawings, and photographs as necessary to effectively describe and discuss the project.

**Continuation Sheets:** Use as needed for photos and additional information.

**OREGON INVENTORY OF HISTORIC PROPERTIES  
SECTION 106 LEVEL OF EFFECT**

Agency/Project: City of Brookings, Chetco Point Park Improvements

Street Address: 898 Elk Drive, Brookings, OR. 97415

City, County: Curry

**Preliminary Finding of Effect:**

XXX ☐ No Historic Properties Affected    ☐ No Historic Properties Adversely Affected    ☐ Historic Properties Adversely Affected

**State Historic Preservation Office Comments:**

☐ Concur

☐ Do Not Concur:

☐ No Historic Properties Affected    ☐ No Historic Properties Adversely Affected    ☐ Historic Properties Adversely Affected

Signed \_\_\_\_\_ Date \_\_\_\_\_

Comments:

Provide written description of the project, and its potential effects on the subject property per 36 CFR 800. Include maps, drawings, and photographs as necessary to effectively describe and discuss the project. Use continuation sheets as needed.

Chetco Point Park is an 8.9 acre beach park near the wastewater treatment facility on Wharf Street. This park is the only one in the city's inventory that provides for direct beach access. The current park has a gravel area for parking and is accessed on the North side of the wastewater treatment facility through a series of gates. The trail is gravel and traverses the north and west sides of the wastewater treatment plant and the walking trails provide some beach access to Maclyn Cove (Mill Beach) on the west and Chetco Cove (Cove Beach) on the east. A bridge spans a narrow gap on the main trail, facilitating access to the south end of Chetco Point.

The proposed project is for improvements to the parking area, trail system, addition of viewing points, directional signage, interpretative signage, and handicapped accessibility (to the extent that conditions allow). The improvements will provide additional safety and access to the beach, tidal pools, and other amenities associated with the cities only beach access park feature. The cities comprehensive plan outlines the specific requirements for Chetco Point under Goal 17 and 18, Policies, item #14, Ordinance 02-0-548, attachment "J" which states, "The City shall require development proposed at Chetco Point to include easements, right of way or other access dedications and rights acceptable to the City which ensure physical access to the beach by the public. The City may require areas for public viewing of the shoreline and ocean, and/or condition site planning during Site Plan Review to ensure ocean view corridors."

The City of Brookings Parks Department and the Parks and Recreation Commission continue to enhance public access to our park system. Chetco Point Park is the only park in our current inventory that provides direct access to the ocean. The current trail system is in need of repair and design to provide better public access to this beautiful coastal environment. The completion of this project will enhance the City's park system, provide handicapped access (to the extent conditions allow), provide directional and interpretive displays; create fantastic view platforms and areas to fully embrace the experience of the Pacific Ocean and our coastal resources.



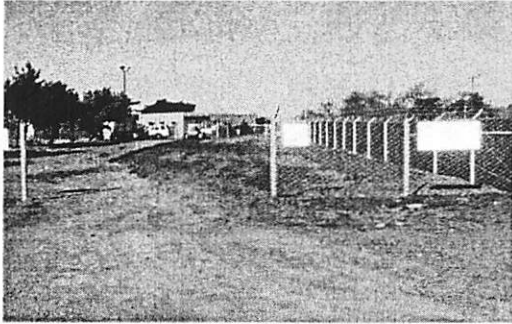
This drawing depicts the configuration of the new improvements that will be developed for the project. The green highlighted areas will be for new asphalt and handy capped accessibility route to the new viewing areas and beach. The project overlays the existing paths that are currently in place and there are no historic properties present and will have no effect as defined in 36 CFR 800.16(i).

OREGON INVENTORY OF HISTORIC PROPERTIES  
SECTION 106: LEVEL OF EFFECT  
Continuation Sheet

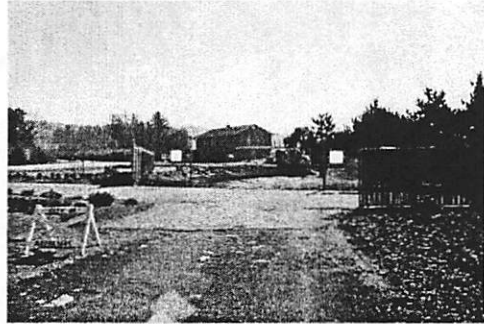
Agency/Project: City of Brookings, Chetco Point Park Improvements

Street Address: 898 Elk Drive, Brookings, OR. 97415

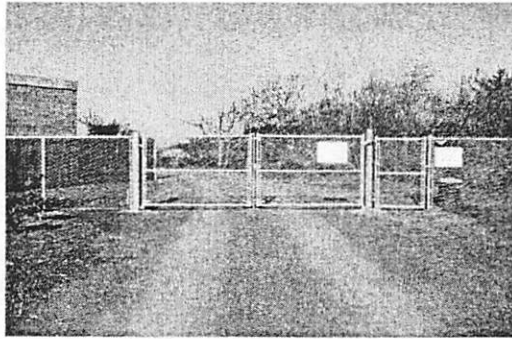
City, County: Brookings, Curry



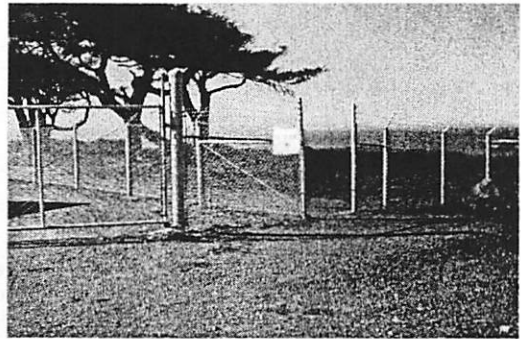
South side parking looking north



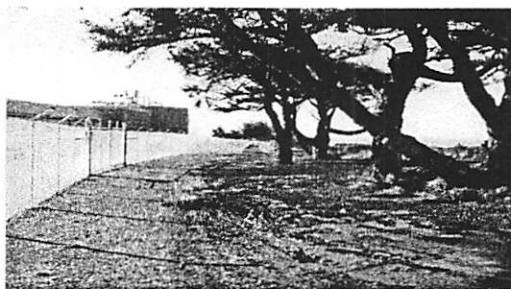
Parking area north to south



Entrance Gate Park



Second entry gate



Park trail looking west



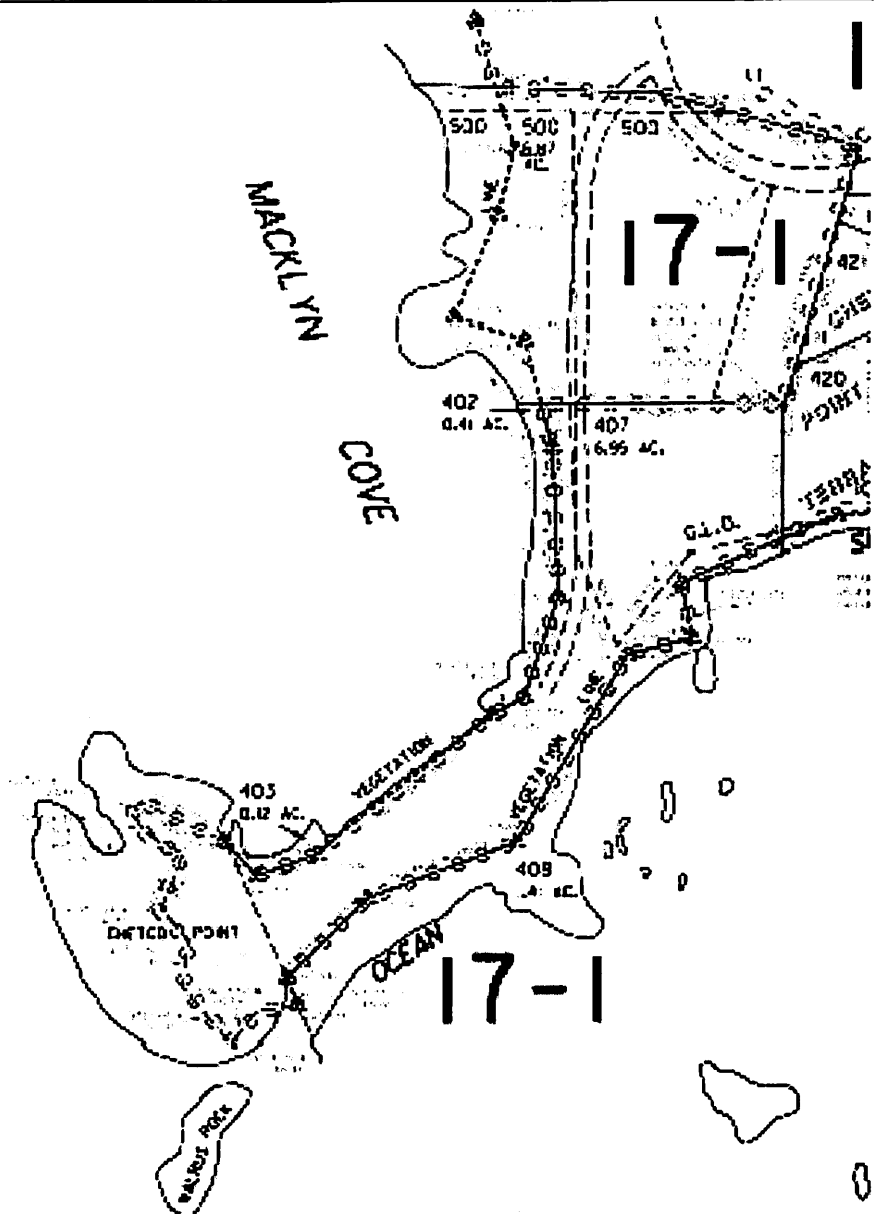
Grass overlook looking west



Beach access trail looking east to west



Beach access area



**Assessors Tax map: properties include 41 13 7A – 402, 403, 407, 408, and 500. The properties are all owned by the City of Brookings.**

## **EIS Documentation**

The proposed project and uses will have no effect or only a very minor effect on beaches, dunes, wetlands, estuarine areas, wildlife habitats, sand spits, wild or scenic rivers, threatened or endangered species, floodplains, or other unique resources, and will not adversely effect human health or safety and are unrelated to other activities with individually insignificant but cumulatively significant effects.

# CITY OF BROOKINGS



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## STAFF REPORT

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The City of Brookings is a participant in the National Flood Insurance Program however the location of this project is not within a floodway.

Sincerely,

*LauraLee Gray*  
LauraLee Gray  
Building Official



## **Project provides physical access to water bodies**

Contact was made on March 24, 2004 with the Oregon Department of Transportation. Jim Risley, District 7 operations coordinator @ 1-541-396-1143 was briefed on the project and is developing an estimate for placing Public Access highway markers on Highway 101 for the project. City crews will install directional signage for Public Access on the Cities streets to direct traffic to the Chetco Point Park.

### **Tentative Schedule**

<b>Final engineering and architectural</b>	7-04 thru 10-04			
<b>Obtain all permits</b>	7-04 thru 10-04			
<b>Bid and award</b>		10-04 thru 2-05		
<b>Construction</b>			3-05 thru 6-05	
<b>Completion</b>				6-05 thru 7-05

The project is anticipated to be competitively bid. Bids will be solicited and selected in accord with state and federal law.

# 306A PROJECT BUDGET FORM

Name of Applicant: City of Brookings

Federal Domestic Assistance Catalog:

No. 11.419

Functional or Other Breakout:

Section 306A

Cost Classification	306A	Non-306A <sup>B</sup>	Total
Administrative expenses	<sup>A</sup>	2,000	2,000
Purchase or lease of land, structures, right of way			0
Property survey, geologic investigations			0
Architectural or engineering fees	7,200	7,200	14,400
Project inspection permits		500	500
Demolition and removal	2,500	2,500	5,000
Site preparation	2,500	2,500	5,000
Construction, project improvements	35,800	19,900	55,700
Educational and interpretive signs and displays	2,000	2,000	4,000
ODOT public access highway markers		400	400
DLCD/NOAA funding source sign		200	200
Landscaping		2,000	2,000
Equipment <sup>A</sup>			0
Indirect Costs <sup>A</sup>			0
Other (specify): <sup>A</sup> Contingency		10,800	10,800
<b>TOTALS</b>	<b>50,000</b>	<b>50,000</b>	<b>100,000</b>

<sup>A</sup> Indicates an ineligible Section 306A expense. However, the same cost classification in the "non-306A" column may be used as a contribution to the total project cost.

<sup>B</sup> "Non-306A" shares include all contributions from non-government sources, from local and state agencies, and from federal sources other than 306A. The total non-306A share must be at least 50 % of the total project cost.

## Financing of Non-306A Share of Total Project Costs\*

*\* Use this form to show the source and amount of all non-306A contributions to the project costs. Also, use the right column to confirm that these funding sources are committed.*

<b>Non-306A Share from Applicant:</b>	<b>\$\$</b>	<b>Committed? (✓)</b>
Cash appropriations:	\$ 50,000	50,000
Bonds:	\$	
Tax levies:	\$	
Noncash:	\$	
Other (explain in "Remarks"):	\$	
<b>(1) Subtotal Applicant Shares:</b>	<b>\$</b>	

<b>Non-306A Share from Other Sources (explain a// in "Remarks")</b>		
State:	\$	
Federal (other than 306A):	\$	
Non-government:	\$	
Other:	\$	
<b>(2) Subtotal Other Shares:</b>	<b>\$</b>	

<b>Total Non-306A Share (1 + 2 above)</b>	<b>\$50,000</b>	<b>\$50,000</b>
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(Total non-306A share must be the same as that shown on the previous "estimated budget" form.)

### Remarks:

The City of Brookings has included the amount listed above within our 2004 thru 2005 budget for this project. Completion of the project will be dependent upon the approval of matching funds from the 306A program.