

Penny Hudgens

From: Becky Crockett
Sent: Tuesday, April 21, 2020 5:05 PM
To: Penny Hudgens
Subject: Fwd: Inquiry regarding New Mining Activity at Henry's Quarry Area, Curry County, DOGAMI ID 08-0090

Hi Penny: Can you post this comment from DOGAMI on line and put in Eckert file? Thanks

Sent from my iPhone

Begin forwarded message:

From: BUCHNER Cari * DGMI <Cari.BUCHNER@oregon.gov>
Date: April 21, 2020 at 4:44:06 PM PDT
To: Becky Crockett <crockettb@co.curry.or.us>
Subject: FW: Inquiry regarding New Mining Activity at Henry's Quarry Area, Curry County, DOGAMI ID 08-0090

Becky,

Here is the response we sent to Ocean Shores Conservation Coalition regarding their inquiry of the Ector quarry.

Take care,
Cari

From: BUCHNER Cari * DGMI <Cari.BUCHNER@oregon.gov>
Sent: Tuesday, April 21, 2020 12:46 PM
To: orshores@teleport.com
Cc: DGMI_DL_mlrr.info <DGMI_DL_mlrr.info@oregon.gov>; JOHNSON Becky * DGMI <Becky.JOHNSON@oregon.gov>
Subject: Re: Inquiry regarding New Mining Activity at Henry's Quarry Area, Curry County, DOGAMI ID 08-0090

Mr. Johnson,

Thank you for bringing this matter to our attention. I can confirm that this site does hold an Operating Permit with DOGAMI (ID 08-0090). I briefly looked into the history of the site to better inform my response and will share what I learned. This site was originally permitted in the mid 1990's by ODOT, who maintained the Operating Permit until 2002. In 2003 the Operating Permit was transferred to the landowner, and current permittee, Suzanne Ector.

A DOGAMI Operating Permit cannot be used without local government land-use approval, and our permitting process includes requesting this information from the appropriate land-use jurisdiction. When this site was originally permitted the county responded that the site would

be allowed to operate as a valid nonconforming use or an outright allowable use and the property was zoned Public Facilities (PF).

The challenge in front of us in trying to answer your question, is that this site was permitted at a time when permit boundaries weren't required and with land use that didn't provide specific geographical limitations. Generally speaking, the reactivation of a quarry is allowed at any time under an Operating Permit, therefore the reactivation of this site does not raise concerns in and of itself. The specific concern regarding dust will be brought to the quarry operators attention, as they should be managing dust on site.

DOGAMI did receive notice from Curry County regarding the pending land use, and in my brief review of the application materials it appears that they are not proposing major changes to the current footprint. The proposed operations also seem to align with their current DOGAMI Operating Permit.

I hope you find this information helpful and hope that you will let us know if you have any questions or if your concerns have not been addressed.

Thank you,

Cari Buchner | Mining Compliance Specialist
Oregon Department of Geology and Mineral Industries
Mineral Land Regulation & Reclamation
229 Broadalbin St SW, Albany, Oregon 97321
Direct: (541) 967-2081 | Fax: (541) 967-2075
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COVID-19 Response: To help address COVID-19 concerns, many DOGAMI staff are teleworking. MLRR is continuing normal operations, but response times may increase. For best service, please contact us by email.

If you'd like to receive our newsletters via email, sign up for our listserv at:
<http://listsmart.osl.state.or.us/mailman/listinfo/mlrr.newsletter>

-----Original Message-----

From: Phillip Johnson <orshores@teleport.com>

Sent: Friday, April 17, 2020 1:33 PM

To: DGMI_DL_mlrr.info <DGMI_DL_mlrr.info@oregon.gov>

Cc: DGMI_DL_info <DGMI_DL_info@oregon.gov>

Subject: Inquiry regarding New Mining Activity at Henry's Quarry Area, Curry County (Capeview Loop off of Meyers Creek Road, Assessor Map Number: 38-14-07; Tax Lot 700)

To the Mineral Land Regulation and Reclamation Division (DOGAMI):

The Oregon Shores Conservation Coalition is a non-profit organization dedicated to protecting the Oregon coast's natural communities, ecosystems, and landscapes, while preserving the public's access to these priceless treasures in an ecologically responsible manner. We are writing with an inquiry regarding new mining activities at the Henry's Quarry Area in Curry County witnessed by one of our members on the afternoon of Wednesday, April 15, 2020. This property is currently subject to a pending permit application before the Curry County Planning Department (AD-2004 Ector) for expansion of

mining activities, for which a decision has not yet been issued (to the best of our knowledge). It is located off of Capeview Loop off of Myers Creek Road, and the property address is 25647 Myers Creek Road (Assessor Map Number: 38-14-07; Tax Lot 700). The documents related to the expansion request to Curry County are attached below, in addition to Oregon Shores' timely comment filed with the Curry County Planning Department on the matter.

Our member witnessed a cloud of dust issuing from the quarry while driving back to Gold Beach from Brookings. He passed by the site, and stated that "mining has resumed there in a BIG way (2 bulldozers, a rock crusher, etc., etc.)." We wanted to alert the Department because it is unclear whether these are operations within the original footprint of the mine (for which the site may have a permit) or whether the activities are an expansion of operations (for which an application is still pending). Please advise.

Thank you,

Phillip Johnson, Executive Director
Oregon Shores Conservation Coalition
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phillip@oregonshores.org