

Presentation of Citizen Comments to the Basin Commission Board

November 19, 2008

Written Comments

Written comments from the Coeur d'Alene Lakeshore Property Owners, dated October 29, 2008, were presented at the October 29 CCC meeting by CCC member Rusty Sheppard. They are included below.

Verbal Comments

Verbal comments provided at the October 29, 2008 CCC meeting are reflected in the CCC meeting summary and paraphrased below.

Comments	Commenter
Kootenai County is concerned about the phrase in the revised BEIPC meeting procedures stating that the TLG would “review” items of a technical nature because it implies that the TLG may revise these items. Kootenai County’s position is that the TLG shouldn’t be in the role of telling the public what to say to the BEIPC and how to say it.	<i>Rusty Sheppard, CCC Member</i>
Responsibility for the recreation sites does not rest with the Recreation Areas PFT but with the land management agencies responsible for the sites (e.g., Idaho Parks and Recreation). The work on flood deposition is happening by agencies outside of the Recreation Area PFT, the TLG, and the Basin Commission.	<i>Rog Hardy, CCC Member</i>
I went to Harrison Beach in response to a news article that said the area “tested clean.” DEQ provided me with test results that sediment at the boat launch had 728 ppm lead. The boat launch is next to the beach, so a "clean beach" next to a boat launch is implausible. I found out that the article referred to water testing, not sediment testing. Panhandle Health should take into consideration the sediment that toddlers play in before they certify a beach clean, not just the water. Only water was tested, and that testing was only in deep water away from the shoreline. The Union Pacific Railroad is responsible for testing the beach sediments in a timely fashion after a high water event, and turning over the results to DEQ. They hadn't done the testing when I called. DEQ and/or Panhandle Health are responsible for certifying the beach as clean. Agencies can coordinate better through the Basin Commission. There has been a lot of work in the Lower Basin happening outside of the Basin Commission—work that is not being brought forward to be reviewed by the TLG.	<i>Rog Hardy, CCC Member</i>
I work with the North Fork Watershed Advisory Group, for which recreation is a big issue. They are looking at developing a recreation management plan that	<i>Bill Rust, CCC Member</i>

Comments**Commenter**

will, among other things, allow them to apply for grants. Coordinating the advisory group's planning effort with the work of the Recreation PFT would be helpful	
The small contribution of riverbank erosion to total metal loadings makes intuitive sense based on my understanding, but riverbank erosion can have other impacts, such as nutrient loading and filling in stream and river beds.	<i>Rog Hardy, CCC Member</i>
Water samples taken in the Spokane River are showing good water quality.	<i>Rusty Sheppard, CCC Member</i>
The Communications PFT notes should give the correct date and time for the presentation by Terry Harwood at the University of Idaho Law School.	<i>Toni Hardy, CCC Member</i>
The BEIPC brochure should be posted on the website. I am disappointed that good ideas for improving the website from CCC and PFT Members Bonnie Douglas and Brian Walker haven't yet been implemented. People laugh at the website.	<i>Toni Hardy, CCC Member</i>
EPA should sample drainage from Black Hawk and Grouse Gulch, which is coming out yellow and orange.	<i>Bill Rust, CCC Member</i>
The Lower Basin PFT should be involved in the Enhanced Conceptual Site Model (ECSM) development. If the ECSM is moving forward, then it is past the time the PFT should have been involved. I have not received responses from EPA regarding my questions about the ECSM. There is a lot of work going on in the Lower Basin that is not being brought to the TLG or the PFT's.	<i>Rog Hardy, CCC Member</i>
A special effort needs to be made to get all TLG members to the meetings on EPA's Upper Basin Decision Document.	<i>Rusty Sheppard, CCC Member</i>
The Basin Commissioners need to get involved in the Upper Basin Decision Document.	<i>Rusty Sheppard, CCC Member</i>
Based on the experience of the Clean Water Act project prioritization effort, it will be important to leave much time for the TLG and others to contribute to the Upper Basin Decision Document.	<i>Rog Hardy, CCC Member</i>
The draft 2009 workplan says a "technical memorandum [on the ECSM] will be presented to the BEIPC," but it doesn't say the TLG or Lower Basin PFT will be involved. This section also says that the PFT and TLG will provide project ideas, but they can't do this without working with EPA and its contractors on the ECSM.	<i>Rog Hardy, CCC Member</i>
The draft 2009 workplan text says the NRDA trustees (USFS, USFW, BLM, and the Tribe) will coordinate work with the BEIPC. I have not seen any information on trustees coordinating work with the BEIPC in the Lower Basin.	<i>Rog Hardy, CCC Member</i>
A big issue for counties is erosion of the tax based through some projects sponsored by federal agencies that lower the tax revenues from the project areas.	<i>Rusty Sheppard, CCC Member</i>
Some of the projects undertaken by the trustees are high risk and expensive; the TLG could help with more innovative solutions.	<i>Rog Hardy, CCC Member</i>

Comments**Commenter**

I have an ethical concern about the letter from the Coeur d'Alene Lakeshore Property Owners submitted by Rusty Sheppard, which described "local waterfront property owners and governments." Property owners are a special interest group that should be distinguished from lakeshore governments. It is confusing who the Lakeshore Property Owners are representing.

*Julie Dalsaso, CCC
Member*

The letter below was submitted by CCC Member Rusty Sheppard on behalf of the Coeur d'Alene Lakeshore Property Owners as comments on Section 3.2 "Lake Management Activities" of the 2009 Workplan.



*Comments on 3.2
of work plan - one year
5 year*

Coeur d'Alene Lakeshore Property Owner's

A S S O C I A T I O N

TO: Toni Hardesty, Director,
Idaho Dept. of Environmental Quality
Chief Allen, Chairman - Coeur d'Alene Tribe
FR: Board of Directors, CLPOA

Oct. 29, 2008

RE: Coeur d'Alene Lake Management Plan

Dear Toni and Chief,

As expressed during the public comment period, the Coeur d'Alene Lakeshore Property Owners Association (CLPOA) maintains its interest in DEQ and the Coeur d'Alene Tribe's efforts of developing a Lake Management Plan.

We believe the best way to obtain the stakeholder support you desire - is to ensure local waterfront property owners and governments are included in the creation, decision making, execution, and management review of the LMP.

CLPOA strongly supports a Coeur d'Alene Lake Management Plan, but the one presented thus far - is NOT the plan we need.

We're surprised that to date, we have yet to receive any response to comments and questions submitted to you - on behalf of our membership. Further, we have strongly recommended that because of the exclusion of our organization - or at the very least - the three county governments during development of the LMP, the public needs assurance our voice and concerns will be heard and addressed.

For example, we have yet to see the results of the USGS 2003-06 study that the DRAFT LMP is based upon, but we've heard the results confirm some of the issues or positions the CLPOA expressed - which point towards the continued need for monitoring, but more importantly - source control of upstream concerns or threats to Lake Coeur d'Alene's water quality and beneficial uses.

With the 2009 Legislative Session looming, CLPOA believes it is imperative for DEQ and the Coeur d'Alene Tribe to bring our organization and the lake's primary stakeholders together - to see what, if any, opportunities exist to agree on an effective LMP.

Please contact CLPOA Exec. Director Bret Bowers at 208-661-2277 with your comments or questions. Thank you.

Respectfully,

Greg Delavan, President
Board of Directors - CLPOA

*Adopted by River
Association also.*

~~208-661-5000~~

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