

Inslee buffer bill seen as shift to regulations

By **DON JENKINS**
Capital Press

OLYMPIA — Gov. Jay Inslee’s salmon adviser Friday outlined for the Washington Fish and Wildlife Commission a proposal to require riparian buffers, which one commissioner called heavy-handed.

Conservation programs that rely on willing landowners have been successful, Commissioner Kim Thorburn of Spokane said. The governor’s proposed Lorraine Loomis Act depends on rules, she said.

“It seems pretty onerous really,” Thorburn told the governor’s adviser, Erik Neatherlin.

“Why the heavy hand in the Lorraine Loomis Act when we have a lot of experience with how beneficial incentive programs are?” she asked.

Neatherlin agreed habitat restoration “through grants and programs and incentives has been really effective.”

“I think on the flip side,



Don Jenkins/Capital Press

The Chehalis River flows past farmland in southwest Washington. Gov. Jay Inslee has proposed mandatory buffers along waterways statewide.

Are we losing habitat more quickly than we’re restoring it? So that’s what this act tries to address,” he said.

The governor’s office and tribes drew up the proposal, named for the late chairwoman of the North-

west Indian Fisheries Commission.

Landowners could be fined up to \$10,000 a day for not planting and maintaining “riparian management zones” along waterways crossing their property. The

act has been introduced by Democrats in the House and Senate.

The House Rural Development, Agriculture and Natural Resources Committee is hearing the legislation, House Bill 1838.

The width of the buffers would be equal to the height of 200-year-old trees growing in the area. In some places, old-growth canopies reach 245 feet, according to the Department of Fish and Wildlife.

The buffer mandate would not apply to land with buildings, but it would apply to farmland.

“Nobody in Western Washington could economically operate” a farm, Washington Farm Bureau CEO John Stuhlmiller said in an interview Friday. “All eyes are on this one. It’s a big deal.”

Farm groups have been through buffer wars before. In 2011, lawmakers created the Voluntary Stewardship Program as an option to large and uniform buffers.

The program was slow to develop because after creating it, lawmakers didn’t fund it for several years. The State Conservation Commission has now approved VSP plans in 27 counties for enhancing fish habitat

through projects by willing farmers.

Several Puget Sound counties, including King County, stayed out of VSP.

Inslee’s salmon plans calls for “leveraging” the Growth Management Act and Shoreline Management Act to enforce a “statewide riparian standard.”

“I’m afraid it might just gut VSP,” Stuhlmiller said. “How do you have a voluntary program when you have mandatory buffers that big?”

The governor’s office cites a Fish and Wildlife 2020 report on riparian ecosystems as the “best science available.”

Riparian buffers stabilize banks, provide shade, filter pollutants and contribute wood to waterways, the report states.

To get the full benefit, buffers may need to be as wide as the tallest trees, though the report notes ecosystems are complex. “Managers should adopt an attitude of humility,” according to the report.

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Bill would sink Washington Ecology stockwater policy

By **DON JENKINS**
Capital Press

OLYMPIA — Two Washington state senators Monday introduced a bill to make it clear that livestock can drink from creeks and to rein in the Department of Ecology’s interpretation of water law.

Senate Bill 5882 traces stockwater rights to territorial days, asserting that landowners have a historic right to divert small amounts of surface water for livestock.

The bill rebuffs Ecology’s position. The department in December sought to “clarify” that livestock owners must

have a department-issued right to draw from surface waters.

“This is once again the Department of Ecology running amok,” said Oak Harbor Republican Ron Muzzall, who introduced the bill with Issaquah Democrat Mark Mullet.

“There are a lot of groups in the state of Washington that see this as a watershed moment,” Muzzall said.

An Ecology spokesman said the agency is reviewing the bill and has not taken a position.

At issue is Ecology’s policy on responding to reports of livestock drinking from creeks and other surface waters.

The current policy, adopted in 1994, encourages animal owners to divert water to get

livestock out of creeks.

The proposed policy states that animal owners need a water right. Ecology points to a 1917 law requiring surface water to be appropriated for beneficial uses.

The department says it’s merely making clear what the law has been for more than a century.

Farm groups say Ecology’s policy revision amounts to a law change. Facing opposition, the department has put the policy on hold to engage in a “stockholder process.”

SB 5882 links stockwater rights to the 1862 Homestead Act and the Washington territorial legislature’s embrace that same year of the common law of England. The bill cites other court decisions and laws,

including the 1917 law, to support the position.

Washington Cattlemen’s Association lobbyist Mark Streuli said Monday that SB 5882 affirms longstanding practice.

“We were never unclear,” he said. “If they (Ecology) need clarity, we think this bill does that.”

SB 5882 warns that Ecology’s proposed stockwater policy would trigger a “legal quagmire.”

“If this doesn’t get taken up in the Legislature, it will end up in the courts,” Muzzall said.

Some conservation district officials say the 1994 policy encouraged livestock owners to divert stockwater from creeks, improving water quality.

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Notice is hereby given that the following vehicle will be sold, for cash to the highest bidder, on 01/24/2022. The sale will be held at 10:00am by
AFFORDABLE TOWING INC
2994 BLOSSOM DR NE SALEM, OR 2020 HOND ACC 4DR
VIN = 1HGCV1F35LA134976
Amount due on lien \$2345.00
Reputed owner(s)
TAHIMI FLORES SANCHEZ
DRIVEWAY FINANCIAL CORP

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Notice is hereby given that the following vehicle will be sold, for cash to the highest bidder, on 01/24/2022. The sale will be held at 10:00am by
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2994 BLOSSOM DR NE SALEM, OR 2019 KIA SOR LL
VIN = 5XYPGDA55KG535057
Amount due on lien \$2905.00
Reputed owner(s)
ROBERTA L ODELL
MARION/POLK SCHOOLS C.U

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Notice is hereby given that the following vehicle will be sold, for cash to the highest bidder, on 01/25/2022. The sale will be held at 10:00am by
AFFORDABLE TOWING INC.
2994 BLOSSOM DR NE SALEM, OR 2017 KIA FOR 4DR
VIN = 3KPF14A72HE036442
Amount due on lien \$2285.00
Reputed owner(s)
TIMOTHY LYNN LATHAM
CONSUMER PORTFOLIO SERV INC.

LEGAL
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Notice is hereby given that the following vehicle will be sold, for cash to the highest bidder, on 01/24/2022. The sale will be held at 10:00am by
AFFORDABLE TOWING INC
2885 NATIONAL WAY WOODBURN, OR 2020 FORD XPD LL
VIN = 1FMJK1PT6LEA33723
Amount due on lien \$1435.00
Reputed owner(s)
BRADLEY MICHAEL EPHREM
CLACKAMAS FEDERAL CU

LEGAL
PURSUANT TO ORS CHAPTER 87
Notice is hereby given that the following vehicle will be sold, for cash to the highest bidder, on 01/24/2022. The sale will be held at 10:00am by
AFFORDABLE TOWING INC
2885 NATIONAL WAY WOODBURN, OR 2008 CHEV SIL PK
VIN = 1GCEK14X582141957
Amount due on lien \$1515.00
Reputed owner(s)
MATTHEW LEE RATHBURN
MSU FEDERAL CU

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AFFORDABLE TOWING INC.
2994 BLOSSOM DR NE, SALEM, OR 2018 TOYT COA 4D
VIN = 2T1BURHEXJC969121
Amount due on lien \$2285.00
Reputed owner(s)
ARYANNA LEONA MARIE WEIS
JPMORGAN CHASE NA

LEGAL
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Notice is hereby given that the following vehicle will be sold, for cash to the highest bidder, on 01/31/2022. The sale will be held at 10:00am by
COPART OF WASHINGTON INC
2885 NATIONAL WAY WOODBURN, OR 2020 KIA STINGER 4D
VIN = KNAE35L1L6075143
Amount due on lien \$1435.00
Reputed owner(s)
M V N GARFIAS & M I G GARFIAS

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COPART OF WASHINGTON INC
2885 NATIONAL WAY WOODBURN, OR 2017 HYUNDAI ELANTRA 4D
VIN = 5NP084LF4HH015522
Amount due on lien \$1515.00
Reputed owner(s)
TIMOTHY & BRAD WALL
CARMAX BUSINESS SERVICES LLC

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COPART OF WASHINGTON INC
2885 NATIONAL WAY WOODBURN, OR 2021 MAZD SW
VIN = 3MVDMBDL1MM268711
Amount due on lien \$1515.00
Reputed owner(s)
ALICEN LYNN HULL
TOYOTA MOTOR CREDIT CORP

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COPART OF WASHINGTON INC
2885 NATIONAL WAY WOODBURN, OR 2021 BUICK ENCORE UT
VIN = KL4CJASB2KB711022
Amount due on lien \$1455.00
Reputed owner(s)
MICHAEL JACOBY BASS
GM FINANCIAL

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COPART OF WASHINGTON INC
2885 NATIONAL WAY WOODBURN, OR 2009 AUDI TT 2D
VIN = TRUDF38J191022228
Amount due on lien \$1515.00
Reputed owner(s)
WILLIAM HARVEY STONE
LINN CO FEDERAL CREDIT UNION

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COPART OF WASHINGTON INC
2885 NATIONAL WAY WOODBURN, OR 2012 DODGE 3500 TK
VIN = 3C63DRHL5CG613699
Amount due on lien \$1435.00
Reputed owner(s)
MICHAEL & TERRINA GREGORY
PHILLIP & JANET STROM

LEGAL
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COPART OF WASHINGTON INC
2885 NATIONAL WAY WOODBURN, OR 2016 FORD FUSION 4D
VIN = 3FA6P0H74GR123498
Amount due on lien \$1515.00
Reputed owner(s)
E R STEWART & J D BLAND
CREDIT ACCEPTANCE CORP

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COPART OF WASHINGTON INC
2885 NATIONAL WAY WOODBURN, OR 1985 FRLL TK
VIN = 1F9AD52B6EA009022
Amount due on lien \$1555.00
Reputed owner(s) AFFORDABLE
EQUIPMENT SALES & RENT

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COPART OF WASHINGTON INC
2885 NATIONAL WAY WOODBURN, OR 2016 BUICK 328 4DR
VIN = WBA8E3C51GK500354
Amount due on lien \$1755.00
Reputed owner(s)
BRENT SCHOPP

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COPART OF WASHINGTON INC
2885 NATIONAL WAY WOODBURN, OR 2007 TOYT FJ UT
VIN = JTEBU11F370092071
Amount due on lien \$1455.00
Reputed owner(s)
BRYAN & MELISSA MITCHELL
FIRST TECH FEDERAL CREDIT UNION

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COPART OF WASHINGTON INC
2885 NATIONAL WAY WOODBURN, OR 2017 BUICK RIVIERA 2DR
VIN = 4Y87U2H905912
Amount due on lien \$1435.00
Reputed owner(s)
RANDY & DEANNA WOLFORD

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COPART OF WASHINGTON INC
2885 NATIONAL WAY WOODBURN, OR 2017 FORD XPL UT
VIN = 1FM5K7D81HGB28111
Amount due on lien \$1515.00
Reputed owner(s)
KAREN TERESA ANDERSON

The Soil and Water Conservation Commission (SWCC) will hold a meeting from 1-5 p.m. Tuesday, February 15, 2022 and the regular quarterly meeting from 8:30 a.m. to 12:30 p.m. Wednesday, February 16, 2022. Both meetings will be held virtually. Information on how to attend can be found at <https://oda.direct/> meetings. The regular quarterly meeting agenda covers SWCC reports, advisor reports, Soil and Water Conservation District programs and funding, Agriculture Water Quality Management Program updates, and other agenda items.

The Oregon Department of Agriculture complies with the Americans with Disabilities Act (ADA). If you need special accommodations to participate in this meeting, please contact Sandi Hiatt at (503) 986-4704, at least 72 hours prior to the meeting.

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COPART OF WASHINGTON INC
2885 NATIONAL WAY WOODBURN, OR 2020 NISS ALT 4DR
VIN = 1N4BL4BW3L143722
Amount due on lien \$1415.00
Reputed owner(s)
LOUIS ANGEL SALAZAR
NISSAN MOTOR ACCEPTANCE CORP

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COPART OF WASHINGTON INC
2885 NATIONAL WAY WOODBURN, OR 2021 KIA NIR 4DR
VIN = KNDCCB3LC4M5479384
Amount due on lien \$1395.00
Reputed owner(s)
VENKATA SRIKANTH VADREVVU
HYUN LEASE TITLING TRUST

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COPART OF WASHINGTON INC
2885 NATIONAL WAY WOODBURN, OR 2017 SUBA IMPREZA 4DR
VIN = 4S3GTAAG5H3717177
Amount due on lien \$1515.00
Reputed owner(s)
AMAYRANY AVILA ARREOLA
OREGON COMMUNITY C.U

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VIN = JTEBU11F370092071
Amount due on lien \$1455.00
Reputed owner(s)
BRYAN & MELISSA MITCHELL
FIRST TECH FEDERAL CREDIT UNION

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COPART OF WASHINGTON INC
2885 NATIONAL WAY WOODBURN, OR 2016 TRAC 2TONE
VIN = 5A7BB2321GT002379
Amount due on lien \$1415.00
Reputed owner(s)
COPART