

# POINT of view

THE DAILY ASTORIAN // QUESTION OF THE WEEK



*"Positive. I think there is no reason not to do something that will prevent you and others from getting sick."*

Hanna Morris, Astoria



*"I think they're good. I'm a retired nurse, and can see the benefit of it for the elderly and kids. Flu kills."*

Barbara Linnett, Astoria



*"I don't like them. I don't agree with them. I think our body needs to do its own work. I think the shots give you more issues."*

Renae Burgess, Astoria

## How do you feel about flu shots?

# EPA challenges ban on ag pesticide

## Farm groups support move

By DON JENKINS  
Capital Press

The U.S. Environmental Protection Agency asked the full 9th U.S. Circuit Court of Appeals on Tuesday to reconsider its ruling banning chlorpyrifos, arguing that the two judges who outlawed the widely used pesticide overstepped their authority.

In a statement supporting the EPA, Agriculture Secretary Sonny Perdue said farmers stand to lose an effective and economical way to protect more than 50 crops, including corn and soybeans.

"The costs of an incorrect decision on chlorpyrifos are expected to be high and would cause serious impacts to American farmers working to feed, fuel and clothe the United States and the world," he said. "For some crops and target pests, chlorpyrifos is the only line of defense, with no viable alternatives."

A three-judge panel representing the circuit court sided 2-1 with environmental groups that chlorpyrifos must be banned in the face of evidence that residue on food causes neurodevelopmental damage to children. The

U.S. Department of Agriculture disputes that chlorpyrifos is a health risk. The EPA says the science currently doesn't support a ban, but it needs more time to make a final judgment.

The court's majority was unwilling to give EPA more time and ruled in August that the agency had 60 days to cancel all of uses of chlorpyrifos. Since then, the agency has compiled a list of 79 registered pesticide products that contain the chemical.

**'For some crops and target pests, chlorpyrifos is the only line of defense, with no viable alternatives.'**

Agriculture Secretary  
Sonny Perdue

In a court filing Tuesday, the EPA argues that the judges didn't have authority to intervene and order a ban while the agency was still reviewing the affects of chlorpyrifos on humans and the environment.

The EPA also claims that the ban is too broad because it also would apply to nonfood uses at nurseries, sod farms and elsewhere.

The Pesticide Action Network of North America and the Natural Resources

Defense Council petitioned the EPA in 2007 to ban chlorpyrifos. Under a court order to rule on the petition, the Obama EPA proposed a ban in 2015, but delayed making a final decision until a change in administrations. The Trump EPA rejected the petition in 2017.

Earthjustice attorney Patti Goldman, who argued for a ban in front of the three-judge panel, said in a statement that the Trump EPA was delaying the inevitable and putting people in harm's way.

"Every day we go without a ban, children and farmworkers are needlessly eating, drinking and breathing this dreadful pesticide," she said.

Chlorpyrifos has been used by U.S. farmers since 1965. The American Farm Bureau Federation and many other agricultural organizations asked the EPA to challenge the August ruling.

Perdue said the ruling "appears to be based on a misunderstanding of both the available scientific information and EPA's pesticide regulatory system."

"EPA should be allowed to continue its ongoing science-based and expert-led evaluation of chlorpyrifos, which is part of EPA's registration review program that covers all pesticides," he said.

# Oregon regulators want court to dismiss oysterman's lawsuit

Associated Press

SALEM — Oregon environmental regulators are seeking the dismissal of a lawsuit aimed at strengthening pollution regulations in Tillamook Bay.

Attorneys for the state Department of Environmental Quality have asked Tillamook County Circuit Judge Mari Garric Trevino to throw out the case before it goes to trial scheduled for next month, the Capital Press reported Tuesday.

Oyster Co. President Jesse Hayes claims in the lawsuit that excessive fecal coliform bacteria from dairies have curtailed or shut down harvests from his oyster beds in the bay.

In a hearing last week, the state claims its total maximum daily load regulation for the bacteria in the rivers is a final agency order that can only be challenged through an administrative process, but the deadline for an objection has long passed. The daily load regulation was set in 2001.

Hayes argues otherwise, saying the regulation can be challenged in court because the harm to his oyster beds is a continuing violation. Hayes is targeting the state because it is "hard to hold any one dairy farmer accountable for what's going on in the bay," said Thomas Benke, his attorney.

The state never notified Hayes about the regulation action, Benke said.

The state was not obligated

to make such a notification because he could have participated in the same public process as other people affected by water quality issues, said Sadie Forzley, an attorney for the state Department of Environmental Quality.

The judge questioned the department's conclusion, saying "it just doesn't make sense to me that he wouldn't be noticed."

"His property is affected probably more than anyone in the watershed," Trevino said.

Hayes said he might take legal action against the state Department of Agriculture, which handles permitting of confined animal feeding operations, if the state doesn't reconsider the daily load regulation.

## OBITUARIES

### Shelley Kim Jones Astoria

Oct. 16, 1937 — Sept. 19, 2018



Kim Jones, 80, died at home in Astoria of heart failure after a long goodbye into Alzheimer's disease. He leaves his wife of 53 years, Patti; son, Eric, and his wife, Jacki; daughter, Hallie Galling, and her husband, Blaze; and his grandson, Devin, all of Portland; and his companion dog, Char.

Kim was born in Vernon, Texas. Following high school graduation he and friends pulled an Airstream trailer to Alaska to work various jobs earning money for college. He held fond memories of these youthful adventures.

After graduating from college with a math degree, Kim attended the Naval Flight Training School in Pensacola, Florida. He was assigned duty on Kwajalein in the Marshall Islands as a missile flight safety officer. In that same capacity, he was transferred to Pacific Missile Range at Point Mugu, California. While there, he met Lt. j.g. Patti Richards, and in December 1964 they were married in Camarillo, California.

From 1965 to 1969, during the Vietnam War, they were sent to joint Tachikawa-Yokota Air Base, Japan, where Kim served as Navy air traffic control officer, coordinating air transport of Navy and Marine personnel and military depen-

dents arriving to and departing from Tachikawa Terminal. Their daughter, Hallie, was born in Tokyo in 1969.

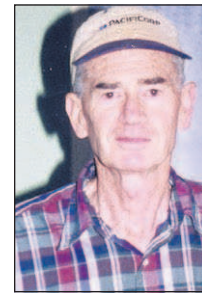
After discharge from the Navy in 1970, they moved to Texas. Their son, Eric, was born in Lubbock in 1972. They moved to Los Alamos, New Mexico, in 1975, where Kim purchased and managed a small deli called Allied Meats. When Hallie and Eric were older, they worked at the busy deli. It was a family effort!

In 1989, Kim sold the shop, retired, and he and Patti traveled. Then for several summers the four Joneses worked at Denali Nation Park, Alaska, mostly in food service positions. Those adventures left a lasting impression to this day.

Finally, in 1993, Kim and Patti moved to Oregon, living first in Grants Pass, then Brookings, Portland, and in 2012, Astoria. Shortly thereafter, Kim began his mental descent, and they were unable to seek more adventures.

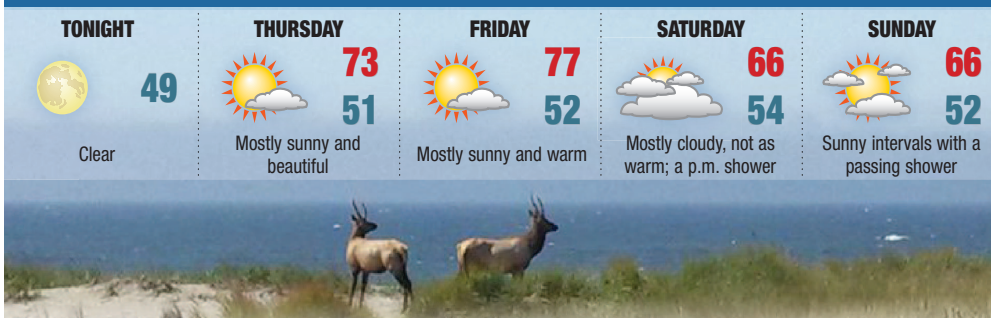
Kim always took pride in a job well done, and was admired for his fairness, tenacity and compassion. His ashes will be released into the Pacific Ocean off the Oregon Coast.

Well done, love!



Kim Jones

## FIVE-DAY FORECAST FOR ASTORIA



## ALMANAC

Astoria through Tuesday.  
**Temperatures**  
 High/low ..... 71°/43°  
 Normal high/low ..... 66°/48°  
 Record high ..... 81° in 1899  
 Record low ..... 38° in 1972  
**Precipitation**  
 Tuesday ..... 0.00"  
 Month to date ..... 2.25"  
 Normal month to date ..... 1.66"  
 Year to date ..... 38.53"  
 Normal year to date ..... 39.76"

## SUN AND MOON

Sunset tonight ..... 7:06 p.m.  
 Sunrise Thursday ..... 7:09 a.m.  
 Moonrise today ..... 8:18 p.m.  
 Moonset today ..... 8:36 a.m.  
 Last New First Full  
 Oct 2 Oct 8 Oct 16 Oct 24

## UNDER THE SKY

Tonight's Sky: Lyra, the harp, is best known for the brilliant star Vega, which stands high overhead at nightfall.

Source: Jim Todd, OMSI

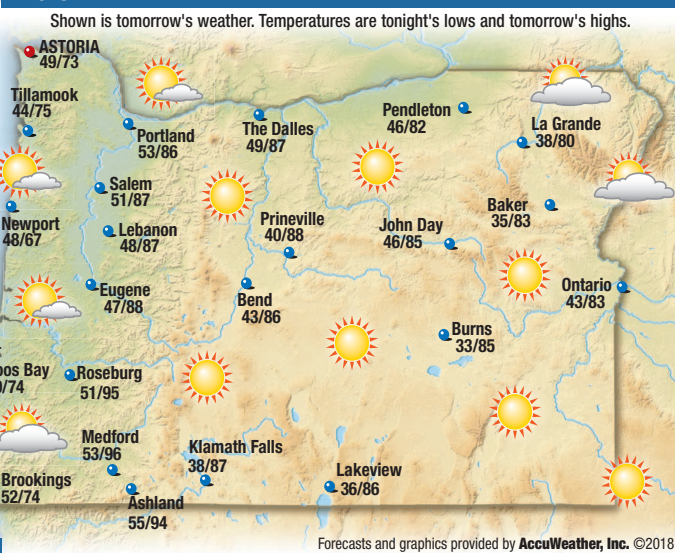
## TOMORROW'S TIDES

Astoria / Port Docks	Time	High	Low
3:23 a.m.	7.7 ft.	9:23 a.m.	0.6 ft.
3:22 p.m.	8.4 ft.	9:58 p.m.	-0.1 ft.

## NATIONAL CITIES

City	Today	Thu.
Atlanta	85 72 t 83 71 t	
Boston	79 59 c 66 56 pc	
Chicago	68 49 pc 70 51 pc	
Denver	74 48 s 79 41 s	
Des Moines	65 50 s 71 47 pc	
Detroit	68 47 pc 68 50 pc	
El Paso	78 55 t 85 62 s	
Fairbanks	49 34 c 52 30 pc	
Honolulu	87 75 sh 85 74 t	
Indianapolis	69 51 pc 70 49 pc	
Kansas City	67 46 s 73 50 s	
Las Vegas	96 74 s 99 75 s	
Los Angeles	85 65 pc 89 68 s	
Memphis	74 61 r 71 61 c	
Miami	91 81 pc 90 81 pc	
Nashville	76 61 t 73 61 c	
New Orleans	86 74 t 85 72 t	
New York	81 60 t 70 61 pc	
Oklahoma City	62 48 sh 72 56 s	
Philadelphia	84 61 t 70 61 c	
St. Louis	71 54 pc 76 55 s	
Salt Lake City	73 50 s 80 54 s	
San Francisco	74 52 pc 73 54 pc	
Seattle	70 53 t 72 55 s	
Washington, DC	85 62 t 68 61 sh	

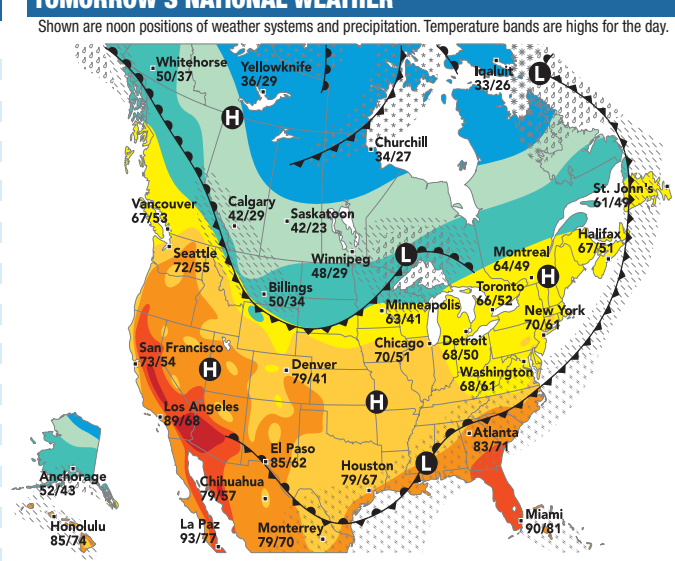
## REGIONAL WEATHER



## REGIONAL CITIES

City	Today	Thu.	City	Today	Thu.
Baker City	79 35 pc 83 37 pc		Olympia	73 46 pc 76 48 s	
Bend	83 43 s 86 43 s		Pendleton	80 46 pc 82 47 pc	
Brookings	73 51 s 72 52 pc		Portland	84 53 pc 85 53 s	
Eugene	86 47 s 88 48 s		Roseburg	90 51 s 95 53 s	
Ilwaco	68 52 s 70 54 s		Salem	84 51 s 87 51 s	
Klamath Falls	84 38 s 87 39 pc		Seaside	72 49 s 74 53 s	
Medford	95 53 s 96 55 s		Spokane	73 49 pc 75 48 pc	
Newberg	84 49 s 86 51 s		Springfield	86 47 s 88 50 s	
Newport	67 48 s 67 51 s		Vancouver	81 50 pc 84 52 s	
North Bend	70 50 s 70 50 s		Yakima	80 45 pc 82 47 s	

## TOMORROW'S NATIONAL WEATHER



## DEATH

**Sept. 25, 2018**  
 SASS, Daniel, 74, of Ilwaco, Washington, died in Ilwaco. Hughes-Ransom Mortuary & Crematory of Astoria is in charge of the arrangements.

**Sept. 24, 2018**  
 WILSON, Gregory Raymond, 49, of Astoria, died in Astoria. Caldwell's Luce-Layton Mortuary of Astoria is in charge of the arrangements.

## MEMORIAL

**Saturday, Sept. 29**  
 LORD, Delma "Jeanne" Marie — Celebration of life at 4:30 p.m., Three Cups Coffee House, 279 W. Marine Drive.

## PUBLIC MEETINGS

**WEDNESDAY**  
**Clatsop County Board of Commissioners**, 6 p.m., Judge Guy Boyington Building, 857 Commercial St., Astoria.  
**Clatsop Community College Board**, 6 p.m., special meeting on board policies, president's conference room, lower library Suite 104, 1651 Lexington Ave.  
**THURSDAY**  
**Sunset Empire Transportation District Board**, 9 a.m., Astoria Transit Center Conference Room, 900 Marine Drive.  
**Clatsop County Recreational Lands Planning and Advisory Committee**, 1 to 3 p.m., fourth floor, 800 Exchange St.  
**Cannon Beach Planning Commission**, 6 p.m., City Hall, 163 E. Gower St.

## LOTTERIES

**OREGON**  
**Tuesday's Pick 4:**  
 1 p.m.: 1-1-5-7  
 4 p.m.: 9-5-9-3  
 7 p.m.: 0-1-8-9  
 10 p.m.: 1-9-0-1

**Tuesday's Lucky Lines:** 1-8-9-16-17-24-26-29  
 Estimated jackpot: \$37,000  
**Tuesday's Mega Millions:** 8-16-32-48-61, Mega Ball: 12  
 Estimated jackpot: \$336 million

**WASHINGTON**  
**Tuesday's Daily Game:** 6-6-8  
**Tuesday's Keno:** 08-09-10-17-18-24-33-37-46-49-50-51-52-60-62-65-66-68-75-78  
**Tuesday's Match 4:** 05-10-15-17

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