



NORTHWEST PROPERTY RIGHTS COALITION

February 27, 2008

Patricia Roberts, Chairperson
Clatsop County Board of Commissioners
800 Exchange Street, Suite 410
Astoria, OR 97103

Madame Chair,

Since the Board of County Commissioners reached its preliminary approval of Bradwood Landing, LLC on December 13, 2007 nearly 3 months has passed. In that time new facts material to your decision have emerged. In particular:

1. Williams Northeast Pipeline reports, in a FERC filing, that they have no capacity on their pipeline, reinforcing the speculation that Palomar will be the sole option for Bradwood [William's letter to FERC, Daily Astorian Article].
2. The Planning Commission, in its findings, rejected consideration of Palomar in determination of Bradwood's size in part based on the applicant's assertion that Palomar was only "an idea." Since then Palomar has requested and been granted pre-filing status by FERC (PF-07-13), has reported to FERC that it expects to file mid-2008, and given November 2011 as the in-service date.
3. National Marine Fisheries has raised serious issues of the completeness and consistency of Bradwood's proposal. [NMFS Letter to FERC]
4. Governor Kulongoski has called for evaluations to be halted pending an independent assessment of the need.

The County's comprehensive plan requires you to look at the cumulative impacts. The plan "recognizes that development activities generate cumulative impacts that cannot be readily addressed on a permit-by-permit basis." The comprehensive plan goes on to state that "a second reason for considering cumulative impacts in this plan is that . . . local jurisdictions are required by state statutes to address them."

Statewide Goal 16 requires a consideration of "the *potential cumulative impacts* of the alterations and development activities envisioned."¹ The Palomar Pipeline is clearly a "*potential cumulative impact*" of Bradwood because the Palomar Pipeline would not be built without the Bradwood LNG terminal. The federal definition of cumulative impact is:

"Cumulative impact" is the impact on the environment which results from the incremental impact of the action when added to other past, present, and *reasonably foreseeable future actions* regardless of what agency . . . or person undertakes such other actions.²

Considering the enormous impact of these pipelines on the forests and farms, rivers and streams, and people of Clatsop County and beyond, the perils of wide-spread use of eminent domain, and the fact that Palomar is an entirely foreseeable consequence of approving Bradwood, render this a different project from the one you

¹ Plan Requirement 5 of Goal 16.

² 40 C.F.R. § 1508.7

have been debating. In light of these revelations we ask that you re-open the public record to receive these and other important updates.

A decision of this magnitude deserves no less.

Further, we call for Richard Lee to recuse himself from this and all other land-use matters before the county for personal bias. The Goldsmith Report documents a disdain for land-use laws and planning staff that render his ability to consider land-use issues in an unbiased fashion highly suspect.

Sincerely

Marc Auerbach,
Chair NWPRC