

UNITED STATES OF AMERICA
Before the
MINERALS MANAGEMENT SERVICE
of the
DEPARTMENT OF THE INTERIOR

Alternative Energy and)
Alternative Used of Existing Facilities) Docket ID: MMS–2008–OMM–0012
on the Outer Continental Shelf;)
Proposed Rule)

COMMENTS FROM THE PORT OF GARIBALDI, OREGON

The following comments from the Port of Garibaldi, Oregon, are in response to the notice of proposed rulemaking published by the Minerals Management service (MMS) in the Federal Register on July9, 2008. We fully support the comments filed by Lincoln County, Oregon.

Although the proposed rulemaking deals with many new and emerging energy technologies, as well as alternate use of existing facilities on the Outer Continental Shelf (OCS), the Port supports the suggested rule improvements to alternative energy made by Lincoln County, and ocean wave energy in particular, as that is the technology being developed along the Oregon Coast.

The Port of Garibaldi applauds MMS and its strong efforts to move forward in a thoughtful manner, promoting the development of alternative energy, while at the same time protecting the environment and existing important uses of the OCS.

The Port of Garibaldi is suggesting two minor rule improvements to help avoid some unnecessary conflicts and to take advantage of recent lessons learned.

Suggested Rule Modifications

Specifically, the Port of Garibaldi, in support of Lincoln County, proposes the following two improvements:

1. Add the following sentence to the end of subsection (e) of proposed rule 285.230:
“If the governing body of an affected local government has enacted an ordinance establishing a formal consultation process for selecting areas for the siting of alternative energy facilities in the OCS under this part, you must certify that you have used, of attempted in good faith to use, that process to identify appropriate parts of the OCD for your proposed alternative energy project.”
2. Add a new paragraph (5) to proposed rule 285.211 (b) to read as follows:
“(5) If the governing body of an affected local government has enacted an ordinance establishing a formal consultation process for selecting areas for the siting of alternative energy facilities in the OCS under this part, before MMS initiates a competitive lease process for part of the OCS involving that affected local government, MMS will first attempt to use that process to identify appropriate parts of the OCS.”

Respectfully dated this second day of September, 2008,

Port of Garibaldi Board of Commissioners

Signed,

Val Folkema, President

Commissioners