

From: dbasore@secairc.com <dbasore@secairc.com>
Sent on: Thursday, December 26, 2024 8:27:11 PM
To: Navigable Waterways <navigablewaterways@idl.idaho.gov>
Subject: 414 PF Hospitality, LLC IDL Case No. PH-2024-NAV-22-004 EXTENSION REQUEST
Attachments: 1000005400.jpg (3.05 MB), 1000005399.jpg (2.27 MB), DB against the additional boat slips.docx (13.78 KB), KB against the additional boat slips.docx (13.79 KB), NO against the additional boat slips.docx (13.84 KB), SO against the additional boat slips.docx (13.84 KB), CD against the additional boat slips.docx (13.83 KB), SD against the additional boat slips.docx (13.84 KB)

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Hello,
Please see attached our 2 exhibits along with 6 letters regarding the 414 PF Hospitality, LLC
IDL Case No. PH-2024-NAV-22-004/
OAH Case No. 24-320-09
Encroachment Permit Application No. L95S3036N

Madame Hearing Officer and Idaho Department of Lands:

We are requesting an extension for a new hearing for the following reasons:

1. New information disclosed at the public hearing:
During the hearing on December 19, 2024, the log boom area was being disputed. The developers' attorney, Scott Hislop, stated that they are staying within their current footprint, and you correctly inquired as to whether the water from the end of the current slips/walkway out to the log boom and including the log boom, was indeed part of the original permit. It was then disclosed by an Idaho Department of Lands representative that the log boom area is NOT and never has been a part of the originally permitted area for the marina. (See attached Exhibit A from the IDL website for this case; different photos were used by Mr. Hislop at the hearing). Mr. Hislop's exact words in his Applicant Pre-Trial Hearing Statement 3.1.1 states "The reconfigured commercial marina with some private moorage will fit within the 'overall footprint' of the existing commercial marina." This does not appear to be accurate- it should be the existing "permitted" commercial marina. The developers have submitted plans for their marina expansion to **include the navigable waterway** between the current marina dock footprint, to the log boom(south). Accordingly, this would not be staying within their current **permitted** footprint; the log boom has been in place prior to any marina and was used for logging purposes. Additionally, the developers are encroaching on the east and west sides as well (see Exhibit B from IDL website for this case), which is another example of them not maintaining their existing (permitted) footprint as they claim.
2. Lack of notice to the community:
 - a. The notice which was determined necessary for the Greenview Condominiums to the west of the project was Returned to Sender, and accordingly those residents did not receive proper notification. It appears that no additional effort was made to ensure residents were notified.
 - b. Many houses upriver from the marina did not know about the magnitude of this expansion, for which the developers are seeking a permit.
3. The Public hearing was scheduled for December 19, 2024, 4-8pm, during one of the busiest seasons for people all year long. We requested to delay the hearing until January so people could be informed, but we were denied. Many people were unable to attend due to holiday plans and travel.

Please consider the above as reasonable and fair; particularly #1, as this confirmation of the log boom NOT being part of the original footprint was exactly what we believed to be the case.
The developers engulfing this amount of navigable water and recreation space will NOT benefit of the citizens of Idaho, and we would argue that it violates IDAPA 20.03.04.012. Policy. (01.)

Delina and Ken Basore
Post Falls

A



Project Name: Marina 33
Applicant: Marina 33
Spokane River
Kootenai County Idaho
Date: 5/30/24

Location: HEIRS OF MARGARET POST ESTATE TAX#5846 & #5847 IIN TR 2 BLK 8, PTN VAC RW PF DOWNTOWN UPD 2022 0350N05W



AUG 27 2024

B

Please hear our voice against the idea of a new permit of building up to 100 additional boat slips to the Templin's boat dock expansion as there are already 189 pre-existing slips today.

We live on the Spokane river in Post Falls and are very concerned about the additional boat slips at Templins causing several issues to fish and wildlife habitat, water quality, lake beds, swimmers, property owners and boaters passing through.

The area currently approaches a maximum carrying capacity on the Spokane River, making the safety for us all as well as property and wildlife a huge concern.

Chris Demolski
Post Falls
December 2024

Please hear our voice against the idea of a new permit of building up to 100 additional boat slips to the Templin's boat dock expansion as there are already 189 pre-existing slips today.

My n laws live on the Spokane river in Post Falls and we use Crystal Bay as a recreational SAFE place for our families. We are very concerned about the additional boat slips at Templins causing several issues to fish and wildlife habitat, water quality, lake beds, swimmers, property owners and boaters passing through.

Thank you,
Nick O'Husky
Rathdrum
December 2024

Please hear our voice against the idea of a new permit of building up to 100 additional boat slips to the Templin's boat dock expansion as there are already 189 pre-existing slips today.

We live in Crystal Bay and have had for several years see boats cause several issues to fish and wildlife habitat, water quality, lake beds, swimmers, property owners and boaters passing through.

We currently approach a maximum carrying capacity on the Spokane River, so how could an additional 100 boat slips get passed unless they are not looking out for people's safety as well as property and wildlife?

We take this matter seriously and hope that you do too and not make a decision based on greed.

Delina Basore
281 S Simonsen Rd
Post Falls
December 2024

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Ken Basore
281 S Simonsen Rd
Post Falls
December 2024

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Nick O'Husky
Rathdrum
December 2024

Please hear our voice against the idea of a new permit of building up to 100 additional boat slips to the Templin's boat dock expansion as there are already 189 pre-existing slips today.

Our parents live on the Spokane river in Post Falls and we use Crystal Bay as a recreational SAFE place for our families. We are very concerned about the additional boat slips at Templins causing several issues to fish and wildlife habitat, water quality, lake beds, swimmers, property owners and boaters passing through.

Thank you,
Sydnee O'Husky
Rathdrum
December 2024