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Sent: Wednesday, July 8, 2020 3:11 PM
To: Charlotte
Cc: Cormier, Ambrea - RD, Olympia, WA <ambrea.cormier@usda.gov>; Roderick, Janice - RD, Olympia, WA <janice.roderick@usda.gov>
Subject: Bridge Public Access

EXTERNAL

Charlotte,

Thanks for the call.

As discussed, if the Raft Island Improvement Association was to install a gate, this action would violate the public use requirement as cited in 7 CFR 1942.17(e). Section 1942.17(e) requires that “[a]ll facilities financed under the provisions of this subpart shall be for public use” and that all CF loans be open to the general public and/or that services provided by the facility be available to all who would seek them. The Raft Island Improvement Association Bridge is a non-utility (versus utility i.e. water or waste water system). For non-utility facilities, “for public use” means that anyone can use the facility, therefore gates would prevent public use and would violate the public use requirement cited in 7CFR 1942.17(e).

Hope this helps....

Best,

Peter

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