

Wednesday September 14, 2022 Part 1 from 9:30am - 11:30am Part from 1:00pm - 3:00pm

Zoom link: https://us06web.zoom.us/j/89242158259?pwd=SGYrakpyVUIYNUIzM09XemhVcIVJUT09

Call-in information: +1 253 215 8782; Meeting ID: 892 4215 8259; Passcode: 202856

## **Agenda**

Time	Agenda Item and Description	Objective (Information, Discussion, Action)	Presenter(s)
9:30* (15 min)	<ul> <li>Welcome and Introductions, Agenda Review</li> <li>Welcome and roll call introductions</li> <li>Review agenda</li> <li>Encourage public comments via chat</li> <li>Adopt summary of June meeting minutes</li> </ul>	Information Reference Materials: September 2022 Agenda Draft June 2022 Meeting Summary (Appendix A)	<ul> <li>Rod Fleck, Acting Co- Chair</li> <li>Garrett Dalan, Acting Co-Chair</li> <li>Mike Chang, Facilitator</li> </ul>
<b>9:45*</b> (10 min)	<ul> <li>WCMAC Updates</li> <li>2023 dates set</li> <li>Elections and process</li> <li>Nominations</li> <li>Deliberation and election in December 2022</li> </ul>	Information	Mike Chang,     Facilitator
9:55* (35 min)  Budget Requests Discussion – Action  Review WCMAC's budget process  Budget updates:  Ecology  DFW  DNR  State Parks  Commerce  Agriculture  MRAC		Discussion, Action	<ul> <li>Mike Chang, Facilitator</li> <li>Any other State reps</li> </ul>





Time	Agenda Item and Description	Objective (Information, Discussion, Action)	Presenter(s)
<b>10:30*</b> (30 min)	<ul> <li>Updates</li> <li>MRC Updates</li> <li>Agency Updates</li> <li>Governor's Office Updates</li> <li>General Coastal Updates</li> <li>MRAC Update</li> </ul>	Information, Discussion	
11:00* (15 min)	<ul> <li>Resiliency Briefing Committee Updates</li> <li>Updates on the Resiliency Briefing Committee</li> </ul>	<ul> <li>Information, Discussion</li> <li>Reference Materials</li> <li>Resiliency Briefing Committee</li> <li>Meeting Summaries (Appendix C)</li> </ul>	<ul> <li>Rod Fleck, Committee Co-lead</li> <li>Russell Callender, Committee Co-lead</li> <li>Jimmy Kralj, Facilitator</li> </ul>
<b>11:15*</b> (15 min)	Public Comment	Discussion	<ul><li>Public/Observers</li><li>Mike Chang, Facilitator</li></ul>
11:30*	1.5-hour break Reconvene at 1:00 pm using same Zoom link		
1:00* (30 min)	<ul> <li>WCMAC Communications Strategy</li> <li>Review draft Communications Strategy</li> <li>Discussion</li> </ul>	Information, Discussion Reference Materials PPT for Comms Strategy (Appendix B)	<ul> <li>Mike Chang, Facilitator</li> <li>Nicole Gutierrez, Facilitator</li> </ul>
<b>1:30*</b> (30 min)	<ul> <li>Kelp Forests and Eelgrass Meadows</li> <li>Presentation on engagement plan for kelp forests and eelgrass meadows</li> <li>Discussion</li> </ul>	Information, Discussion Reference Materials • PPT (Appendix B)	<ul><li>Max Showalter, DNR</li><li>Mike Rechner, DNR</li></ul>
<b>2:00*</b> (45 min)	OSW Energy Committee Updates     Committee logistics – objectives and co-leads     Review and provide feedback on Principles of Engagement	Information, Discussion Reference Materials  OSW Committee Meeting Summaries (Appendix C) Principles of Engagement (Discussion Guide)	Mike Chang,     Facilitator
<b>2:45*</b> (15 min)	Public Comment	Discussion	<ul><li>Public/Observers</li><li>Mike Chang, Facilitator</li></ul>





Time	Agenda Item and Description	Objective (Information, Discussion, Action)	Presenter(s)
3:00*	Adjourn and Next Steps		<ul> <li>Rod Fleck, Acting Co- Chair</li> <li>Garrett Dalan, Acting Co-Chair</li> <li>Mike Chang, Facilitator</li> </ul>





## **WCMAC Discussion Guide**

## **Budget Requests**

The Washington Coastal Marine Advisory Council will review these state agency budget requests, first presented at the June WCMAC Meeting. At the September WCMAC Meeting, WCMAC will discuss whether to formally provide a letter of support to the Governor's Office for the below budget priorities and requests.

#### **Department of Ecology**

Budget Priority	Details	<b>Amount Requested</b>
Coastal Climate Hazards Budget Proposal	<ul> <li>This proposal builds upon 7 years of community outreach, collaboration, and scoping that included considerable WCMAC engagement and support, most recently as part of WCMAC's July 2021 coastal resilience recommendations. This budget request takes action on those recommendations. It would provide resources to significantly increase local and state capacity to proactively prepare for coastal and climate hazards, and develop projects to reduce risk and build resilience in tribal and coastal communities. This funding package would:         <ul> <li>Increase coastal monitoring data and analysis to assess local vulnerability to hazards.</li> <li>Provide coordinated state technical assistance for coastal and climate resilience.</li> <li>Establish a small grants program to increase local capacity for community-based planning, effective project design, and funding proposal development.</li> </ul> </li> </ul>	Approximately \$4 million, plus a \$2 million grant program starting in 2027

#### **Department of Fish and Wildlife**

Budget Priority	Details	<b>Amount Requested</b>
Climate resiliency requests	Budget requests to support: monitoring and management of coastal fisheries,	TBD
	mapping cold water refuges, and monitoring non-native predatory fish.	
Gear Purchase Fund Monitoring emerging commercial fisheries and the creation of a gear purchase		TBD
	fund.	





## **Department of Natural Resources**

Budget Priority	Details	<b>Amount Requested</b>
Accelerating the removal of aquatic derelict structures and creosote pilings	Derelict aquatic structures, including derelict pilings and over-water and submerged structures, such as tire piles ("reefs"), have a negative impact on the environment and safety. Indeed, NOAA issued a biological opinion indicating nearshore structures threaten salmon by negatively impacting nearshore habitat. These structures degrade over time and reduce water quality by releasing pollution, diminish habitat quality, create safety hazards, and provide habitat for predatory fish. Removal of these structures and debris and conducting restoration in the aquatic environment will provide significant lift to habitats used by many species, including southern resident killer whales (SRKW), salmonids, kelp, eelgrass, and shellfish.	\$1.1M operation; \$19.6M capital
	This proposal will necessarily include a three-pronged approach to removing derelict structures:  1. Legislative action  a. Create a statutory definition of "derelict aquatic structures"  b. Create authority for DNR to remove large derelict structures, piling, and debris from state-owned and privately-owned aquatic lands in partnership with local governments and interested non-profits  2. Budget request (\$1.1M operating, \$19.6M Capital)  a. Removal of large derelict structures, piling, and debris removal from aquatic lands, and restoration effectiveness monitoring  b. Enhancement of aquatic habitats by accelerating restoration of state-owned aquatic lands  c. Creation of an incentives program (grants) for small businesses in need of capital to improve structures that are failing or need replacement to meet habitat stewardship requirements  d. Support for increased staffing to support the program  3. Policy changes  a. Develop a link and synergy between DNR restoration programs and the Puget Sound Nearshore Credits Program being implemented by the Puget Sound Partnership, NOAA and other partners, which sells conservation credits to federal permit applicants to offset impacts to critical nearshore habitats. This	



<ul> <li>b. The program will develop plans that incorporate principles of environmental justice.</li> <li>c. Pilot a "nearshore bond" or similar mechanism to bring private capital for removal or improvements to nearshore structures.</li> </ul>
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#### **Washington State Parks**

<b>Budget Priority</b>	Details	Amount Requested
Phase 1 – Twin Harbors	Supports ongoing efforts to create accessible and welcoming experiences for	\$6,262,000
project	State Parks visitors. Designs, permits, and constructs the South Beach Area	
	Administration and Maintenance Headquarters and designs to 90% all the	
	elements that phases 2 through 4 would construct (e.g., campgrounds,	
	welcome centers, cabins, lift stations, RV dump and staff stations, new RV	
	utility sites, group camp and comfort stations, cabins, primitive sites, and day-	
	use improvements). Prior structures affected by flooding.	

## **Department of Commerce**

No WCMAC-related budget requests presented at the June WCMAC meeting.

## **Department of Agriculture**

No WCMAC-related budget requests presented at the June WCMAC meeting.

#### **MRAC**

<b>Budget Priority</b>	<b>Details</b>	Amount Requested
OASeS Symposia and Conference	and Support collaboration and outreach with OASeS through additional symposia/conference focused on ocean acidification \$6,	
	TBD, likely University of Washington	
OASeS website communication platform	Develop an OASeS website to share information across members, tribal communities, decision-makers, and the interested public	\$15,000
	TBD, likely University of Washington	
OASeS coordinated messaging	Support coordinated messaging on ocean acidification and one-pager development in collaboration with OASeS	\$10,000





TBD, likely University of Washington





## **Communications Strategy**

The PowerPoint presentation will be attached in Appendix A.

#### **Discussion Questions**

- Are there any key target audiences missing?
- What other communication tactics can we add?





## **Kelp Forests and Eelgrass Meadows**

Representatives from Washington Department of Natural Resources (DNR) will provide an update on the status of the Engagement Plan for the Statewide Kelp Forest and Eelgrass Meadow Health and Conservation Plan (Kelp and Eelgrass Plan).

The Kelp and Eelgrass Plan is a requirement of the <u>recently codified legislation SB 5619</u> (March 2022) which tasks DNR with developing a Plan that collaboratively identifies 10,000 acres of priority kelp and eelgrass habitat for protection and restoration in addition to identification and monitoring of current and future stressors of kelp and eelgrass. As a waypoint to completion of the Kelp and Eelgrass Plan, the legislation asks DNR to create an Engagement Plan which outlines the collaborative process.

Due in December 2023, the Engagement Plan required by SB 5619 asks that DNR establish a process and timeline for collaborative development of the Kelp and Eelgrass Plan, including engagement with communities, Tribes, state and federal agencies, and stakeholders. DNR is currently in the process of crafting the Engagement Plan and will present on background and current progress at the upcoming WCMAC meeting on September 14<sup>th</sup>.

The PowerPoint presentation is attached in Appendix A.

#### **Discussion Questions**

- How would you or your organization like to be engaged with the Kelp and Eelgrass Plan?
- What venues or conduits for information are most useful for you or your organization to receive updates/solicitations about the Kelp and Eelgrass Plan?
- What information or background is needed or is most useful for you or your organization to engage meaningfully in development of the Kelp and Eelgrass Plan?

#### **More Information and Point of Contact**

For more information, please visit the draft Kelp and Eelgrass Plan webpage at <a href="https://www.dnr.wa.gov/kelp-and-eelgrass-plan">https://www.dnr.wa.gov/kelp-and-eelgrass-plan</a> or contact Max Showalter, PhD at <a href="max.showalter@dnr.wa.gov">max.showalter@dnr.wa.gov</a>, 360-791-1040.





## **OSW Energy Committee**

#### **Confirm OSW Technical Committee Objectives**

The following are the objectives identified for the OSW Technical Committee.

- Objective 1: Provide guidance on engagement and/or principles of engagement to the State and BOEM.
- Objective 2: Review existing data and community research needs in light of the OSW Energy unsolicited lease requests.

#### **Discussion question(s):**

Does WCMAC have any other considerations to these two objectives?

#### **OSW Technical Committee Co-leads**

Co-leads are appointed by WCMAC and will commit to ongoing participation in TC meetings and work with neutral conveners and staff in preparing for meetings. Co-leads will also take the role of being the liaison and spokesperson between the TC and WCMAC. What this means for co-leads is that co-leads will:

- Commit to being active in all TC meetings.
- Commit to being a liaison for the TC to the WCMAC.
- Work with the facilitation team to prepare for meetings, as appropriate and needed.

Currently, individuals who have stated interest and capacity to be co-leads are:

- Doug Kess
- Dale Beasley
- TBD

#### **Discussion Questions:**

• Are there other co-lead considerations? Does WCMAC confirm the appointment of these co-leads?

#### **Principles of Engagement re: OSW Energy**

Below are preliminary principles of engagement that could be provided from WCMAC and directed to the Governor's office and state agencies.



1	WCMAC expects consistent and timely engagement with BOEM and the State. This means meeting multiple times a year with affected stakeholders, and agencies, and that appropriate consultation is done prior to important decision-making.
2	WCMAC expects that all decisions are informed by stakeholder perspectives and key data/information. If relevant information is unavailable, WCMAC expects that BOEM and the state address research needs and/or will describe how uncertainty is integrated into decision-making, including prior to when leases are issued.
3	WCMAC expects multiple forums and ways of meaningful engagement and information dissemination. There is a diversity of stakeholders, and using one type of engagement (e.g., listening sessions) is insufficient to meaningfully engage all the types of stakeholders and communities affected by offshore wind. WCMAC expects that public forums, working groups, and fisheries advisory bodies will be formed as needed to ensure robust public engagement. Additionally, multiple opportunities for input need to be provided so that the affected public can participate.  Additionally, WCMAC expects that the State and BOEM meets communities where they are at and respect local timing considerations, such as fishing seasons.
4	WCMAC expects transparency in this process. There have been concerns in other regions about the transparency of decision making during offshore wind planning processes, including transparency in data sources and transparency in engagement processes. WCMAC recommends a transparent public engagement process that clearly articulates the overall process and when key decisions are going to be made – such as permitting decisions and engagement opportunities.
5	WCMAC expects the State and BOEM to integrate local and community knowledge into the data sources used throughout the permitting process. This can include using fishing locations and other types of community knowledge that is offered.





6	WCMAC expects that all meetings are accessible and conducted in a way suitable for the intended audiences. This could mean hosting both in-person meetings for smaller communities or holding hybrid meetings for others. This is related to Principle #3.
7	TBD, if any
8	TBD, if any

#### **Discussion Questions:**

- What other takeaways/lessons learned have we missed from prior case studies/experiences that have been shared?
- What other principles of engagement do you want to include?
- What coastal stakeholder groups do we want to be sure are engaged throughout this process?





## **Appendix A. June 2022 Meeting Summary**



## WASHINGTON COASTAL MARINE ADVISORY COUNCIL MEETING

Draft Summary
Wednesday, June 15, 2022
Part 1 from 9:30am – 11:30am
Part 2 from 1:00pm – 3:00pm

All meeting materials and presentations can be found on the WCMAC website: http://www.ecy.wa.gov/programs/sea/ocean/advisorycouncil.html

#### **Highlights**

- Updates from state agencies regarding budget items.
- Discussion about WCMAC work plan, coastal resilience, offshore wind energy, and data needs.

#### **Summary of Decisions**

 Rod and Garrett were unanimously approved to serve as WCMAC Co-Chairs.

#### Follow-up Items

- The workplan will be updated and provided to members for review.
- Members were encouraged to participate in the offshore wind technical workgroup.

#### **Upcoming Meetings**

- September 14, 2022
- December 14, 2022

Council Members Present		
Rich Osborne, Science	Mike Rechner, Department of Natural Resources	
Brian Polagye, Coastal Energy	Corey Niles, Washington Department of Fish and	
	Wildlife	
Dale Beasley, Commercial Fishing	Nives Dolšak, Educational Institution	
Doug Kess, Pacific Marine Resource	Garrett Dalan, Grays Harbor Marine Resource	
Committee	Committee	
Randy Lewis, Ports	Gus Gates, Recreation	
Jay Carmony, State Parks	Paula Culbertson, Wahkiakum Marine Resource	
	Committee	
Rod Fleck, North Pacific Marine	Larry Thevik, Commercial Fishing	
Resource Committee		
Rich Doenges, Department of Ecology	Russell Callender, Washington Sea Grant	
Michele Robinson, Economic	RD Grunbaum, Conservation	
Development		

Council Members Absent	
Brian Sheldon, Shellfish Aquaculture	Mara Zimmerman, WA Coastal Salmon
·	Partnership
	Mike Cassinelli, Recreational Fishing

Others Present (as noted on the Teams log-in)		
Jackson Blalock, WA Sea Grant	Jenna Keeton, WA Sea Grant	
Kevin Decker, WA Sea Grant	Tommy Moore, NWIFC	

Tess Brandon, Ecology	Jill Silver, 10,000 Years Institute
Heather Hall, WDFW	Anne Skelton, Pacific County MRC
Brian Blake, State Representative	Shawn Humphrey, Pacific County
Heather Mann, Midwater Trawlers Cooperative	Max Showalter, DNR
Dan Waldeck, Pacific Whiting Conservation Cooperative	Casey Dennehy, Ecology
Teressa Pucylowski, Ecology	Randy Lewis
Chris Wald	Susan Chambers, West Coast Seafood
	Processors Association
Jen Hennessey, Ecology	
Alicia Mahon, Pacific Northwest	Lori Steele, West Coast Seafood Processors
National Laboratory	Association
Mike Chang, Cascadia Consulting	Jimmy Kralj, Environmental Science Associates
Group	
Kristina Zeynalova, Cascadia Consulting Group	Cory Archer, Environmental Science Associates

#### **Welcome and Introductions**

Mike Chang welcomed everyone to the June 2022 Washington Coastal Marine Advisory Council (WCMAC) meeting and was followed by Garrett Dalan who provided a brief introduction to the meeting. Mike then conducted a roll call of meeting participants.

Mike introduced the newest member of WCMAC:

• Brian Polagye: Associate Professor of Mechanical Energy at the University of Washington and Director of the Pacific Marine Energy Center. Brian will represent coastal energy on WCMAC.

Paula Culbertson requested the following updates to the April 2022 Meeting Summary:

- Correct the spelling of Carrie Backman's name (Carrie is correct).
- Correct the spelling of Donna Westlind (Westlind is correct).

Larry Thevik requested the following updates to the April 2022 Meeting Summary:

- Larry noted the importance of accurately reflecting meeting proceedings through the meeting summary, as the summary is the only record of the meeting available to the public.
- Larry commented on the importance of Doug Kess' question regarding impacts of offshore wind development on the fishing industry. The Bureau of Ocean Management (BOEM) representative stated those concerns would occur during the National Environmental Policy Act (NEPA) process, and Larry noted that leasing for offshore wind would occur prior to NEPA.
- Additionally, Larry noted that cumulative impacts of offshore wind development on the fishing industry are not considered in the analysis.

Michele Robinson requested the following updates to the April 2022 Meeting Summary:

 Michele had asked a question during the April meeting about area identification, and the summary should be corrected to say "when", not "if".

- Michele also requested additional context be provided to explain the proposal for offshore wind energy in Washington is relative to an unsolicited bid for a leased area, rather than BOEM's call area process.
  - Corey Niles clarified that BOEM stated it could become a call area process if there is competitive interest.
- Michele requested more clarity in the summary for individuals with the same first name.

The April 2022 meeting summary was approved with the noted changes.

#### **Temporary Acting WCMAC Chairs**

Garrett explained that Rod Fleck has been serving as acting WCMAC chair since the passing of Mayor Dingler, the former WCMAC chair. Mike invited WCMAC members to confirm Garrett and Rod as acting co-chairs, noting this arrangement is temporary and not in-lieu of elections.

WCMAC members can send nominations for the chair position to Mike at any time in advance of elections in December 2022.

Rich Doenges requested clarification regarding WCMAC membership.

- Rich shared that he has been a WCMAC member for over a decade and has been interested in continuing to participate in the WCMAC process and technical committees but questioned if he should given that there are potential term limits.
- Mike clarified that technical committees require two WCMAC member co-leads, but that they
  are also open to non-WCMAC members. WCMAC members whose terms have expired can still
  participate in technical committees.
- Jennifer Hennessey shared that the Boards and Commissions Office under the Governor's
  Office is working to update appointments and that there will likely be turnover in WCMAC
  members. Jennifer offered to put Rich in touch with the Boards and Commissions Office.
- Larry noted the benefits of having WCMAC members with a long history on the committee as they bring lots of institutional knowledge. He also noted statute allows for WCMAC members to be appointed to 4-year terms with no limit to the number of terms.

WCMAC members approved Rod and Garrett to serve as co-chairs by consensus.

## **WCMAC Updates**

Mike provided an overview of the responsibilities of the WCMAC Chair and explained the election process.

- WCMAC chair elections happen in December to align with calendar year, and WCMAC members can provide Mike with nominations before November 2022.
- The WCMAC Chair is responsible for:
  - Presiding over quarterly meetings
  - Serving on the steering committee
  - o Representing WCMAC on the Marine Resources Advisory Committee (MRAC)
  - Leading communication to members between quarterly meetings
  - Communicating between WCMAC and Ecology, the Governor's Office, and elected officials

Serving as the official spokesperson for WCMAC

Mike also shared that Ecology and the facilitation team are working to prepare a communications strategy and a draft will be shared during the September meeting. This will provide WCMAC members materials and information to communicate with elected officials, businesses, and other stakeholders.

#### **Budget Requests from State Agencies**

Mike provided an overview of the WCMAC biennium budget process and explained ongoing funding for WCMAC facilitation and coordination is included in Washington Department of Ecology Ecology's (Ecology) budget. In the past, WCMAC has sent letters of support for continued funding for WCMAC as well as other partner projects and initiatives that aligns with WCMAC priorities.

Mike asked representatives from state agencies to share updates regarding their agency budgets to provide WCMAC members an opportunity to consider priorities the council should support.

#### Ecology

- Casey Dennehy provided an update on the Coastal Climate Hazards Budget Proposal.
- This funding package has been informed by multiple initiatives including the resilience recommendations developed by WCMAC.
- The funding would provide support for coastal monitoring and technical resources to coastal communities.
- The details of this package are still being finalized and Casey will provide an update soon.
- Washington Department of Fish and Wildlife (WDFW)
  - Heather Hall shared information on the WDFW budget and its focus to improve climate resiliency within the agency.
  - Funding will provide support to monitor and manage coastal fisheries, map cold water refuges, and monitor non-native predatory fish.
  - Other provisions are related to Columbia River Endangered Species Act permitting and updates to the mid- and lower-Columbia fishery management plans.
  - Additionally, funding will be provided to support monitoring of emerging commercial fisheries and create a gear purchase fund.
  - The preliminary budget was recently presented to the Fish and Wildlife Commission and will again be presented on August 4<sup>th</sup>.

#### State Parks

- Jay Carmony provided an update regarding Twin Harbor State Park.
- State Parks is requesting funding to support park upgrades in response to changes in the area's hydrology and past flood events.
- Funding would support 90% design elements for the future reconstruction of park facilities including maintenance buildings, campsites, and day use areas.
- Commerce no representative present at meeting.
- Agriculture no representative present at meeting.

#### MRAC

 Cory Archer shared that MRAC is soliciting budget request ideas and priorities related to ocean acidification from partners over the next several weeks.  As the WCMAC representative on MRAC, Garrett will help share information on MRAC's budget requests as they are further developed.

Presentations and other budget request details will be provided to WCMAC members, as available. Members were encouraged to review materials and be prepared to discuss which items WCMAC should support during the September meeting.

Garrett asked Jay if State Parks owns or has jurisdiction over the beach dunes adjacent to Twin Harbor State Park. Jay said that in the Long Beach area, some property deeds were issued prior to the establishment of the state. Accordingly, ownership is complex but there are opportunities for conservation work in the nearshore environment.

#### **Updates**

Mike invited WCMAC members to provide updates regarding coastal issues.

- Marine Resource Committees (MRCs)
  - Doug Kess shared that the Pacific County MRC held their science conference in May and that many communities have expressed concerns regarding BOEM's offshore wind development process.
    - Pacific County has sent a letter to the Congressional delegation detailing those concerns. Of the communities that provided comments, none completely opposed offshore wind development but expressed concerns around the siting process.
  - Paula Culbertson shared that Wahkiakum County MRC is working to further develop their summit, including full agenda development. Sign-up information should be available in the next few months.
  - Rod said the North Coast MRC has had discussions regarding the Olympic Discovery Trail. Additionally, the Marine Advanced Technology Grant from the National Marine Sanctuary Foundation was awarded and helped high school students learn about grant writing and submission.
  - Garrett said that Grays Harbor MRC met with Peter Ruggiero from Oregon State University regarding the Cascadia Scope Hub. This may be of interest to the full WCMAC.
- Agency
  - Chris Waldbillig from WDFW is the Coastal Restoration Coordinator and works with all four coastal MRCs. WDFW has \$500,000 in funding to support green crab control and eradication in local communities.
    - Mike offered to distribute information regarding this funding through the WCMAC listserv.
  - Jennifer Hennessey has left her position with the Governor's office and is now the Special Assistant to the Director with Ecology.
- General Updates
  - Larry shared that the crab season has reached record breaking levels; the tribal and state catches now exceed \$100 million, well above last decades' average of \$43 million.

- Larry also shared that in January, Westport issued a resolution opposed to the Grays Harbor Wind Project and the Quinault Indian Nation has expressed their opposition to the unsolicited lease request from BOEM.
- Dale shared that Washington Sea Grant has hosted several conversations regarding the crabber tow lanes. The U.S. Coast Guard (USCG) is in the process of establishing fairways which would exclude fixed structures. The USCG is hoping to distribute a draft plan in September.
- Dale also expressed that he hopes BOEM uses better maps of fishing areas in Washington when considering areas for offshore wind. He also expressed concerns regarding BOEM's stakeholder engagement process.
- Rich Osborne shared that harmful algal blooms have been minimal so far this year with cool water conditions.
- Doug expressed potential concerns about the impacts of offshore wind development on upwelling and would like to see additional information on this topic.

#### **WCMAC Overview**

Rod and Garrett presented a brief history and overview of WCMAC to provide context on the group and its origin for newer members.

The idea behind a planning body for ocean and coast issues first came from Washington's Marine Spatial Planning process as well as a federal push on ocean policy issues. Initial conversations were facilitated by The Nature Conservancy and Ecology.

In 2012, a bill was passed by the legislature to establish a committee, but it was ultimately vetoed by Governor Gregoire for several reasons including autonomy of membership selection and lack of voting participation by state agencies. Ultimately, new legislation was passed that established WCMAC.

The most impactful difference between the two pieces of legislation was that the approved version housed WCMAC under the purview of the Governor's office and tasked it with making recommendations regarding coastal and ocean issues to the Governor.

The initial focus of WCMACs work was on marine spatial planning, and it comprised the majority of content for nearly every meeting and technical committee. Now that marine spatial planning is less of a focus of WCMAC, the committee hopes the work plan will help guide its work on other issues and duties.

Dale added that another reason WCMAC was proposed was that there was a large influx in proposals to secure ocean areas for energy purposes; one analysis estimated an 11% reduction in waves as a result of proposed wave energy buoys. The legislature wanted to preemptively protect fisheries and other ocean uses while maintaining the character of coastal communities.

Larry noted that under the outlined duties of WCMAC, one is to provide recommendations on the "protection and preservation of current sustainable marine uses."

## Public Comment #1

Jill Silver provided an update regarding the 10,000 Years Institute's request for Washington Conservation Corps crew time. They had requested 12 months of support but were only provided 11

weeks of time. So far, crews have removed 200 acres of Scotch broom and they will be working in Grayland and Twin Harbor State Parks.

#### WCMAC Workplan Updates

Mike provided an update regarding the WCMAC workplan. The draft version of the workplan has been developed by the WCMAC Steering Committee in order to focus WCMAC meetings around specific topics. The workplan will be used to develop intentional agendas over the next year, however, if a topic is not included on the workplan there is flexibility for WCMAC to consider additional items.

Mike invited participants to submit topics for consideration by the Steering Committee using this link: <a href="https://forms.gle/rxV6v1J8Pe7P1tuh6">https://forms.gle/rxV6v1J8Pe7P1tuh6</a>.

Mike reviewed the priorities identified on the workplan through June 2023, noted that the lettering system used for topic ID does not reflect priorities, and welcomed feedback from meeting participants:

- Larry requested that under the offshore wind item, discussions of how WCMAC can inform
  development should be included as there is a larger role for the committee than just tracking
  and monitoring.
- Dale provided separate comments related to marine spatial planning, the Ocean Resources Management Act, and offshore wind. These comments are available at the end of this document.
- Doug shared that WCMAC would make policy recommendations related to wind energy to the Governor, but also federal representatives, NOAA, and BOEM.
- Gus asked about ocean acidification and potential opportunities regarding kelp forest and eelgrass conservation along the outer coast and any potential connections to WCMAC.
- Randy suggested adding an item about how WCMAC can coordinate with other agencies to increase the relevance of WCMAC's relationship to other agencies and the governor's office.
- Larry asked where in the workplan conversations about potential impacts of offshore wind development on upwelling could be discussed.
  - Mike suggested this could be a topic for the offshore wind technical committee.

Mike shared he will update the workplan with the topics discussed today and it will be posted online for review.

## **Resiliency Briefing Committee Updates**

Jimmy Kralj provided an update on the first meeting of the Resiliency Briefing Committee.

- The group agreed to host two briefings: one for a federal audience and one for a state audience. Both briefings would occur this summer likely in August or September.
- Russell agreed to work with UW Federal Relations staff to coordinate the federal briefing and will attempt to coordinate primarily with Representative Kilmer's office.
- The group is still considering individuals to target for a state briefing but would like to include tribal governments and would likely hold the meeting in-person.
- Additionally, the group discussed the importance of maintaining strong relationships with the Governor's office and they plan to reach out to Jennifer Hennessey to discuss strategy.

- Russell added that the group will address the full suite of resilience recommendations including the economic elements.
- Meeting summaries will be distributed to WCMAC members. The Resiliency Technical Briefing Committee's June Meeting is attached at the end of this summary.

## Offshore Wind Energy Engagement Committee

Mike provided an overview of individuals that have expressed interest in participating in the offshore wind energy committee and then reviewed the questions listed in the discussion guide developed for the topic.

- Larry shared his interest in having broader participation in conversations regarding offshore
  wind. Larry explained how he views engagement make take the form of three processes: state
  process with BOEM, WCMAC, and additional engagement through WDFW. Larry urged the
  group to consider options ahead of the BOEM process.
- Corey Niles agreed that broad engagement is important but more focused engagement with particular groups is also necessary. Engagement will need to be greater than just WCMAC and the technical committee.
- Dale stated the importance of early and thorough engagement with the fishing industry throughout the process.
- Jennifer Hennessey clarified that the Governor has the opportunity to provide BOEM direction about how to proceed. She added that WCMAC is uniquely positioned to help describe the individuals and principles behind what engagement should encompass and how it can be successful, and share those recommendations with the Governor.
- Casey asked participants to consider methods useful to capture voices and concerns. For
  example, during marine spatial planning, workshops were held with each MRC and something
  similar may be useful for this approach.
- Larry asked that if the Governor were to request a taskforce to work with BOEM, would the Governor look to WCMAC about how to structure that taskforce?
  - Jennifer Hennessey clarified that the Governor has not decided whether to request a taskforce yet, but WCMAC is suited to provide those recommendations as he considers his options.
- The individuals interested in participating in this group include:
  - Brian Polagye
  - Dale Beasley
  - Larry Thevik
  - Mike Cassinelli
  - Nives Dolšak
  - Arthur Grunbaum
  - Alicia Mahon
  - Casey Dennehy
  - Corey Niles or another WDFW representative

## Marine Spatial Planning: Implementation and Data Needs

Casey gave a presentation on marine spatial planning efforts in Washington and led a discussion on data needs and implementation of the plan.

The Washington Marine Spatial Plan was adopted in 2018 and was first developed in response to proposed offshore wind development and a push from federal agencies regarding ocean planning. The plan was focused on new ocean uses and its study area included all areas up to 700 fathoms of depth.

Information developed in the planning process will be particularly useful for conversations regarding offshore wind development. The plan includes many resources including a data viewer and catalogue.

Work also included Qualitative Network Modeling which examined implications of external factors like climate change, wind, and aquaculture on different habitat types. Not all habitat types have been modeled, but this could be an opportunity for future data development.

Corey shared that recently at the Pacific Fishery Management Council meeting, states were discussing whether or not to expand the depths at which planning is considered. 700 fathoms is no longer a limitation for offshore wind and its likely other states consider deeper management.

Doug shared that he would like to see information and data regarding impacts from offshore wind on upwelling.

Larry asked for data to be included that shows newly designated habitat for humpback whale and Southern Resident Killer Whales and also agreed with Doug's comment.

The offshore wind committee will continue discussions around data gaps and needs.

#### **Public Comment #2**

No public comments were provided.

## **Closing/Next Steps**

The next meeting will take place on September 14, 2022. It is still being decided whether the meeting will be in-person or virtual.

## Attachment 1

This document is a summary of the first meeting of the resilience workgroup.

#### WCMAC Resilience Briefing - Meeting 1

June 8<sup>th</sup>, 2022 | 10:00am - 11:00am

<u>Purpose</u>: Coordinate on messaging, updates, and budget requests to State partners on coastal resiliency recommendations approved in Summer 2021.

<u>WCMAC Context</u>: Ecology requested a workgroup form during the April 2022 WCMAC meeting to plan a resiliency briefing to elected officials.

#### Participants:

- Russell Callender, Washington Sea Grant
- Casey Dennehy, Ecology
- Rod Fleck, City of Forks
- Gus Gates, Surfrider
- Tommy Moore, NWIFC
- Bobbak Talebi, Ecology
- Mike Chang, Cascadia Consulting Group
- Jimmy Kralj, ESA

#### Meeting Summary:

#### Introduction and Purpose

- Bobbak provided an introduction to this work group, its purpose, and intent to develop a plan to provide briefings on the WCMAC Resiliency Recommendations to state and federal officials.
- As the recommendations address both state and federal issues, participants agreed to plan for two briefings: one to state officials and one to federal officials.

#### Workgroup Logistics

Russell agreed to serve alongside Rod as the co-chair of this WCMAC Workgroup.

#### Federal Briefing

- Timing
  - Summer recess (August).
- Audience
  - The group agreed to target the full delegation in a single briefing.
- Approach
  - Russell offered to work with the University of Washington (UW) federal relations team to help arrange this briefing.
  - Depending on schedules and availability, the briefing will either be in-person or remote.

 Gus noted that Representative Kilmer is especially interested in coastal resiliency and suggested that the UW federal relations team partner with his office to arrange the briefing.

#### State Briefing

- Timing
  - August/September
- Audience
  - Bobbak noted the importance of inviting tribes to this briefing as many of the items in the resilience recommendations are relevant and important to tribal nations.
  - Gus suggested inviting Senator Christine Rolfes as well as individuals who championed House Bill 1099.
- Approach
  - o An in-person briefing may be better suited for a state audience.
  - A state briefing may also be a useful opportunity to discuss House Bill 1099 and its connection to coastal resilience work.
  - Since Jennifer has left her position in the Governor's Office, this would also be a useful opportunity to highlight WCMAC and its work with the new individual in her position.
  - The group agreed it would be useful to speak with Jennifer about how to best approach a state focused briefing and how to maintain connections to the governor's office.
  - Although this briefing is focused on physical resilience, it will be important to speak on the economic resilience measures and set up future conversations/briefings on the topic.
  - The group agreed it would be important to highlight the need for the Commerce Department to be more engaged in coastal resiliency.

#### Materials

- The group recommended a one-pager document be developed highlighting information about the resiliency recommendations.
- Additionally, presentation materials (slides, etc.) would be helpful.
- Bobbak suggested the facilitation team could support the development of these materials.

#### Action Items

- Russell will connect with UW federal relations to begin coordinating a federal briefing in partnership with Representative Kilmer's office. Russell will bring potential dates to the next meeting.
- Speak with Jennifer about state focused approach and connections in the governor's office.

- Bobbak and Mike will speak about facilitation team support for the development of a one-pager handout and/or presentation for these briefings.
- Cascadia will develop communication collateral that can be used for the briefings.
- Set dates for both briefings.
- Identify the correct policy representatives from tribal nations.
- Identify specific state officials to invite and determine who will invite them.
- Jimmy will work to schedule the next meeting of the workgroup at the end of June.

## **Attachment 2**

This document was provided Dale Beasley and provides a brief overview of marine spatial planning, the Ocean Resources Management Act, and implications for offshore wind. Dale Requested this document be included with the meeting summary.



History of Washington Coastal Marine Spatial Planning is rooted in ORMA, Ocean Resources Management Act which is a legislative INTENT to protect and preserve fishing for current and future generations. Outcomes matter more than process.

Washington Coastal Marine Advisory Council has an obligation to secure that institutional memory of why the WCMAC even exists, to **Preemptively Protect Fishing and other existing uses**.

Back in 2010 when SB 6350 was originally legislated there were 243 applications to secure ocean real estate for ocean energy which was a massive displacement of existing uses in the ocean which the Washington legislature frowned upon heavily.

Burt Hamner of Grays Harbor Ocean Energy came to the legislature seeking seed funding to develop an oversized offshore wave energy facility that was so extensive that he claimed it would become a coastal erosion control system that would lower the entire wave climate in SW Washington offshore waters by 11 percent. BURT HAMNER's proposal to eliminate all existing uses in SW Washington gave all offshore existing uses a huge favor by illuminating the potential end result of offshore energy having a knee on the neck of coastal Fish Dependent Communities. legislature responded to protect fishing and other uses from being displaced. The legislature did not prohibit offshore energy development but did ensure that Fishing was to be PREEMPTIVELY PROTECTED which was upheld in a UNANIMOUS 9 - 0 decision in the Grays Harbor oil terminal case which interpreted the legislative INTENT of ORMA. The Supreme Court eventually relied on the state RCWs in establishing their landmark decision, the two prior lower court rulings relied exclusively on agency WACs which did not accurately portray the INTENT of the legislature.

As a direct result of GH Wind offshore proposal, the Washington legislature responded as the only state in the nation to initiate



CMSP to 1st and foremost protect existing coastal marine existing uses including but not limited to fishing; all other states including our neighbor Oregon initiated CMSP legislation to install ocean energy.

When congress initiated the Outer Continental Shelf Lands Act the congress policy statement in the ACT was very specific in its INTENT as well, "The right to navigation and fishing therein shall not be affected". BOEM has completely ignored this ongressional policy statement and must be prominent in any Washington taskforce discussions from the outset.

BOEM certainly violated that congressional INTENT when they initially put out a "call for interest" in developing the Oregon offshore energy area by putting up almost 2200 square miles of Oregon fishing grounds as potential Wind Energy Areas, an area over 7X the size necessary to meet the Oregon request for a Wind Energy Area. This malicious action of a huge call area was not even discussed at the Oregon/BOEM Taskforce meetings where the taskforce members were not made aware of the huge "call area" until 18 hours before BOEM made their public announcement. FACT, the BOEM/Oregon Taskforce was NOT a collaborative effort no matter how anyone tries to shade the FACTS.

Washington is UNIQUE in the nation as the only state subject to upholding tribal fishing rights in offshore waters. This UNIQUE situation has significant impacts on the coastal waters that NO other state in the nation is obliged to honor. The result is that the tribes are guaranteed 50% of all fish and crab on over 70% of the Washington coast.

BOEM has NO maximum threshold on CUMULATIVE adverse impacts under their NEPA regulations that would lead to a No Action Alternative. FACT - the entire BOEM process only does one thing, "Lease Ocean to the highest bidder."



Washington currently faces an unsolicited request to BOEM for leasing 300 square miles of Washington offshore waters by Olympic Wind. This same company subsidiary, Trident Wind, requested an unsolicited lease request offshore Morrow Bay and the lease request expanded 4X when BOEM put out a "call for interest" when 14 ocean energy companies expressed interest in leasing that part of the ocean.

Olympic Wind could be only the tip of the iceberg coming to Washington offshore waters. The US Department of Energy predicts 110,000 Megawatts of offshore energy by 2050. This current Olympic Wind request is only the start of more to come, now or in the near future.

The focus of the WCMAC offshore energy interface and what it creates to deal with this pending large displacement of existing uses on our offshore waters has a primal responsibility to carry out the legislative INTENT of the Washington legislature to "protection and preservation of existing sustainable uses for current and future generations, including economic stakeholders reliant on marine waters to stabilize the vitality of the coastal economy" which is protective of fishing as intended; anything less is dereliction of duty. The primary legislative directive is to "Preemptively Protect Fishing" as reviewed and affirmed by the Supreme Court in their January 2017 decision in the Grays Harbor oil industry case.

Moving forward, institutional knowledge of the INTENT of the legislature must become the preeminent objective of the future actions of the WCMAC. It is important to understand that Interfacing with new use that is "Preemptively Protect Fishing" in the ocean is the reason that the WCMAC even exists.

CCF suggests strongly that the Offshore Wind Committee be extended to include some knowledgeable liaisons for inclusion in the committee to ensure ALL interests are at the discussion table



and able to present their views that actually become a FACTOR in the final decisions in the placement or not of offshore wind in Washington offshore waters. This committee should include Olympic Wind, engaged members of the public, and several fishing industry representatives with a reasonable format to act in a collaborative manner similar to the highly successful Lower Columbia Solutions Group where everyone at the table is an equal partner and TRUST building is the first order of business. Decisions are based on developing FACTUAL science which is slow and deliberate and decisions to move forward are based on results of the impacts discovered in the scientific studies which form the basis of decisionmaking. In this case socioeconomic impacts of offshore wind on nearby communities must be prominent in the decisionmaking process outcomes.

## RCW 143.43.060 (1) (a) (b) (c) (d) -

- (a) Serve as a forum for communication concerning coastal waters issues, including issues related to: Resource management; shellfish aquaculture; marine and coastal hazards; ocean energy; open ocean aquaculture; coastal waters research; education; and other coastal marine-related issues.
- (b) Serve as a point of contact for, and collaborate with, the federal government, regional entities, and other state governments regarding coastal waters issues.
- (c) Provide a forum to discuss coastal waters resource policy, planning, and management issues; provide either recommendations or modifications, or both, of principles, and, when appropriate, mediate disagreements.
- (d) Serve as an interagency resource to respond to issues facing coastal communities and coastal waters resources in a collaborative manner.

## RCW 143.43.060 (2) (b)

This last RCW citation is a very important clarification of what the Washington coastal marine advisory council shall consider:

(2) (b) The protection and preservation of existing sustainable uses for current and future generations, including economic stakeholders reliant on marine waters to stabilize the vitality of the coastal economy.



This last RCW is a very important clarification of what the Washington coastal marine advisory council shall consider: RCW 143.43.060 (2) (b) – Preemptively Protect Fishing

## RCW 143.43.030 (2) -

- (2) Uses or activities that require federal, state, or local government permits or other approvals and that will adversely impact renewable resources, marine life, fishing, aquaculture, recreation, navigation, air or water quality, or other existing ocean or coastal uses, may be permitted only if the criteria below are met or exceeded:
- (a) There is a demonstrated significant local, state, or national need for the proposed use or activity;
- (b) There is no reasonable alternative to meet the public need for the proposed use or activity;
- (c) There will be no likely long-term significant adverse impacts to coastal or marine resources or uses;
- (d) All reasonable steps are taken to avoid and minimize adverse environmental impacts, with special protection provided for the marine life and resources of the Columbia River, Willapa Bay and Grays Harbor estuaries, and Olympic national park;
- (e) All reasonable steps are taken to avoid and minimize adverse social and economic impacts, including impacts on aquaculture, recreation, tourism, navigation, air quality, and recreational, commercial, and tribal fishing;
- (f) Compensation is provided to mitigate adverse impacts to coastal resources or uses;
- (g) Plans and sufficient performance bonding are provided to ensure that the site will be rehabilitated after the use or activity is completed; and
- (h) The use or activity complies with all applicable local, state, and federal laws and regulations.

This offshore Wind Committee 1st needs to develop a format to interface with BOEM and other agencies that interact with offshore wind and have a responsibility to issue permits and or modifications to offshore water uses. Making this group fly and become a real contributor to Washington OSW will be problematic



if those most affected by consequences of Washington OSW are not at the discussion table directly with BOEM. Existing BOEM taskforce meetings in Oregon are a dismal FAILURE where HONEST collaboration was NOT accomplished – BOEM did NOT openly even discuss the HUGE 2200 SQ MI call for interest or even mention the size until 18 hours before announcing the call areas.

Washington is UNIQUE in the nation and needs a UNIQUE interface with BOEM that included those most affected by displacement over huge areas that Olympic Wind is proposing at 300 SQ MI of lost fishing opportunity on top of UNIQUE Rafeedie decision losses of time and area on 70% of the Washington coast which NO other state in the nation faces. The Public and Fishing Interests must be at the table to prevent being on the MENU!



# **Appendix B: PowerPoint Presentations**



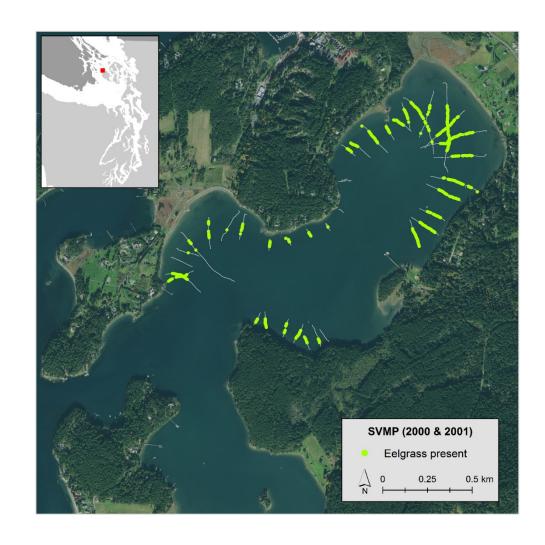
# KELP FOREST AND EELGRASS MEADOW **HEALTH AND CONSERVATION ENGAGEMENT PLAN**

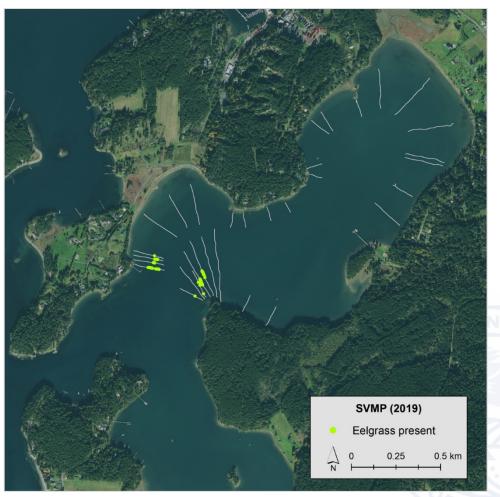
Update to WCMAC 14 Sept. 2022

> Max Showalter, PhD max.showalter@dnr.wa.gov

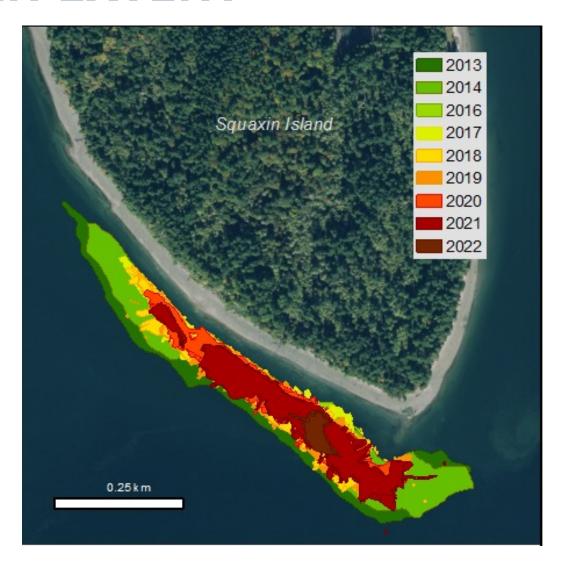


# KELP FORESTS AND EELGRASS MEADOWS ARE DECLINING IN EXTENT





# KELP FORESTS AND EELGRASS MEADOWS ARE DECLINING IN EXTENT







## **Puget Sound Kelp Conservation and Recovery Plan**

January 2020

Prepared by the Northwest Straits Commission, NOAA National Marine Fisheries Service, Puget Sound Restoration Fund, Washington Department of Natural Resources, and Marine Agronomics.









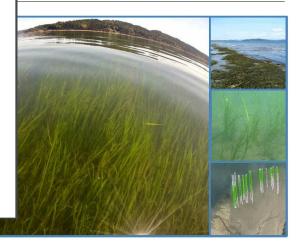




# **EXISTING KELP AND EELGRASS RECOVERY PLANS**

**Puget Sound Eelgrass** (Zostera marina) **Recovery Strategy** 

February 2015





- Strong leadership by **DNR Science**
- Broadly collaborative planning processes
- Complementary findings of priority actions
- Focus on reducing stressors

# **SB 5619 BILL REQUIREMENTS**

- Collaboratively create a framework for prioritizing areas of conservation and restoration
- Create a community engagement plan
- Identify 10,000 acres of priority habitat for conservation and restoration
- Identify current and future stressors impacting health in prioritized areas
- Identify current and future tools to support conservation
- Monitor distribution and trends

# **SB 5619 TIMELINE**

2022 Community engagement plan Schedule of plan development
 2023 Finalized plan Monitoring plan

2024 Ongoing biennial reporting

2038

2040 10,000 acres of kelp and eelgrass habitat conserved and restored

# **Paths for Participation**

**Less** involvement

Path 1
"RECEIVE"

Path 2 "REVIEW"

Path 3
"INFORM"

Path 4 "STEER"



# **Paths for Participation**

Less involvement

Path 1

REVIEW

INFOR

STEER

- **WHO**: Groups interested in the final plan who do not wish to be engaged in development
- HOW: Mailing lists, webpage, and other digital communications
- WHEN: Ongoing throughout plan development



# **Paths for Participation**

Less involvement

RECEIVE

Path 2

INFORM

STEER

- WHO: Groups interested in reviewing the plan
- HOW: All previous methods and with public review period
- **WHEN:** Following plan development



# **Paths for Participation**

Less involvement

RECEIVE

REVIEW

Path 3

STEER

- WHO: Groups interested in providing input during plan development
- **HOW:** All previous methods and through workshops
- WHEN: Workshops to take place in early and mid spring of 2023



# **ENGAGEMENT PLAN WORKSHOPS**

## **WORKSHOP 1**

## Kickoff

- Winter or Early Spring 2023
- Goal to gather input for draft priorities framework
- Background information to be provided

## **WORKSHOP 2**

# **Puget Sound**

- Mid Spring 2023
- Focus on Puget Sound regional groups
- Goal to approve draft framework and gather information for priority areas

## **WORKSHOP 3**

## **Outer Coast**

- Mid Spring 2023
- Focus on Outer Coast regional groups
- Goal to approve draft framework and gather information for priority areas

# **Paths for Participation**

Less involvement

RECEIVE

REVIEW

INFORM

Path 4

- WHO: Experts most invested in plan development
- **HOW:** All previous methods and with regular meetings with DNR core group as a steering committee.
- **WHEN:** Beginning Fall 2022 and ongoing throughout plan development



# **Paths for Participation**

Less involvement

RECEIVE

REVIEW

PROVIDE

STEER

More involvement

## TRIBAL CONSULTATION

- DNR-Tribal consultation process
- Feedback at DNR Tribal Summit
- Additional review periods prior to public review



# **ENGAGEMENT PLAN TIMELINE SUMMARY**

Fall 2022 Finalize Plan

Dec 2022 Submit Engagement Plan to Legislature

Winter 2023 Kickoff Workshop

Mid

Spring 2023 Regional Workshops

Summer 2023

Review Draft Plan

**Dec 2023** 

Submit Final Plan to Legislature

# KELP FOREST AND EELGRASS MEADOW HEALTH AND CONSERVATION PLAN

# **CONTACT**

Max Showalter, PhD

max.showalter@dnr.wa.gov 360-791-1040

dnr.wa.gov/kelp-and-eelgrass-plan





# **Appendix C: Technical Committee Meeting Summaries**



#### WCMAC Resilience Briefing - Meeting 1

June 8<sup>th</sup>, 2022 | 10:00am – 11:00am

<u>Purpose</u>: Coordinate on messaging, updates, and budget requests to State partners on coastal resiliency recommendations approved in Summer 2021.

<u>WCMAC Context</u>: Ecology requested a workgroup form during the April 2022 WCMAC meeting to plan a resiliency briefing to elected officials.

#### Participants:

- Russell Callender, Washington Sea Grant
- Casey Dennehy, Ecology
- Rod Fleck, City of Forks
- Gus Gates, Surfrider
- Tommy Moore, NWIFC
- Bobbak Talebi, Ecology
- Mike Chang, Cascadia Consulting Group
- Jimmy Kralj, ESA

#### Meeting Summary:

#### Introduction and Purpose

- Bobbak provided an introduction to this work group, its purpose, and intent to develop a plan to provide briefings on the WCMAC Resiliency Recommendations to state and federal officials.
- As the recommendations address both state and federal issues, participants agreed to plan for two briefings: one to state officials and one to federal officials.

#### Workgroup Logistics

Russell agreed to serve alongside Rod as the co-chair of this WCMAC Workgroup.

#### Federal Briefing

- Timing
  - Summer recess (August).
- Audience
  - The group agreed to target the full delegation in a single briefing.
- Approach
  - Russell offered to work with the University of Washington (UW) federal relations team to help arrange this briefing.
  - Depending on schedules and availability, the briefing will either be in-person or remote.

 Gus noted that Representative Kilmer is especially interested in coastal resiliency and suggested that the UW federal relations team partner with his office to arrange the briefing.

#### State Briefing

- Timing
  - August/September
- Audience
  - Bobbak noted the importance of inviting tribes to this briefing as many of the items in the resilience recommendations are relevant and important to tribal nations.
  - Gus suggested inviting Senator Christine Rolfes as well as individuals who championed House Bill 1099.
- Approach
  - An in-person briefing may be better suited for a state audience.
  - A state briefing may also be a useful opportunity to discuss House Bill 1099 and its connection to coastal resilience work.
  - Since Jennifer has left her position in the Governor's Office, this would also be a useful opportunity to highlight WCMAC and its work with the new individual in her position.
  - The group agreed it would be useful to speak with Jennifer about how to best approach a state focused briefing and how to maintain connections to the governor's office.
  - Although this briefing is focused on physical resilience, it will be important to speak on the economic resilience measures and set up future conversations/briefings on the topic.
  - The group agreed it would be important to highlight the need for the Commerce Department to be more engaged in coastal resiliency.

#### Materials

- The group recommended a one-pager document be developed highlighting information about the resiliency recommendations.
- Additionally, presentation materials (slides, etc.) would be helpful.
- Bobbak suggested the facilitation team could support the development of these materials.

#### Action Items

- Russell will connect with UW federal relations to begin coordinating a federal briefing in partnership with Representative Kilmer's office. Russell will bring potential dates to the next meeting.
- Speak with Jennifer about state focused approach and connections in the governor's office.

- Bobbak and Mike will speak about facilitation team support for the development of a one-pager handout and/or presentation for these briefings.
- Cascadia will develop communication collateral that can be used for the briefings.
- Set dates for both briefings.
- Identify the correct policy representatives from tribal nations.
- Identify specific state officials to invite and determine who will invite them.
- Jimmy will work to schedule the next meeting of the workgroup at the end of June.

#### WCMAC Resilience Workgroup - Meeting 2

July 8<sup>th</sup>, 2022

<u>Purpose</u>: The purpose of this meeting was to continue to advance the development and planning of briefings on coastal resiliency recommendations to state and federal representatives.

#### Participants:

- Russell Callender, Washington Sea Grant
- Rod Fleck, City of Forks
- · Gus Gates, Surfrider
- Tommy Moore, NWIFC
- Michele Robinson, Oceanbeat Consulting
- Bobbak Talebi, Ecology
- Mike Chang, Cascadia Consulting Group
- Jimmy Kralj, ESA

#### **Meeting Summary:**

Introduction and Summary of Previous Meeting

 Jimmy provided a brief introduction to the meeting along with a summary of the major items discussed during the first meeting.

#### Federal Briefing

- UW Federal Relations Support
  - Russell had reached out to UW Federal Relations to seek their assistance with coordinating the federal briefing but at the time of the meeting had not heard from them. After the meeting, Russell sent an email sharing that he had connected with UW Federal Relations and they agreed to help coordinate the briefing.
- Participants/Invitees
  - Russell asked if this briefing should be opened to representatives from the Puget Sound region in addition to the Senate delegation and representatives from the coast.
  - Bobbak shared that Ecology has structured their budget package around issues important to both coastal areas and those around Puget Sound. Additionally, as broad support is needed for these issues to be advanced at the federal level, Bobbak recommended including Puget Sound representatives as well.
  - Gus had recently met with staff from the offices of Representatives Kilmer and Herrera Beutler and both offices expressed interest in participating.
- Timing
  - The group agreed to move forward with hosting this briefing in late-August and Russell agreed to provide updates from UW Federal Relations.
- Ask
  - The group agreed to focus on three areas in their request for support from federal representatives:
  - Coastal Zone Management Act (CZMA) Reauthorization

- This is the 50<sup>th</sup> Anniversary of passage of the CZMA and the conceptual draft from the Senate Commerce Committee includes provisions related to tribal resilience, new authorizations, and other elements that align with the WCMAC recommendations.
- Fiscal Year 2024 Funding
  - This would include federal funding to support the implementation of the CZMA and resilience work for Sea Grant.
- Federal Standards Modifications
  - Certain federal standards for grants (matching funds, etc.) present barriers to resource limited communities along the coast. Jackson Blalock (WA Sea Grant) and Henry Bell (Ecology) will help develop this portion of the briefing and provide examples of barriers.
- Coordination with Tribes
  - When more fully developed, the list of asks will be shared with the NWIFC during the Environmental Policy Council meeting in August to ensure consistency and alignment with priorities of the NWIFC.

#### State Briefing

- Bobbak shared that he will be meeting with Jen Hennessey on Thursday, July 14<sup>th</sup> and will
  connect with her on how to best maintain engagement with the Governor's office and other
  ideas about how to structure the state focused briefing.
- The group discussed focusing the briefing around the issues identified in the letter from WCAMC to Governor Inslee. This includes ongoing funding support for WCMAC as well as larger project related requests. The briefing could focus on those topics related to resilience.
- Michelle suggested the group consider developing two letters: one related to WCMAC funding and support and the other focused on the resilience pieces. Because the Tribes do not participate in WCMAC, this approach could allow them to endorse the resilience pieces and avoid potential murkiness around WCMAC support as well.
- Timing and Format
  - The group agreed to plan to host the briefing in late-September.
  - Additionally, the group agreed to host this briefing virtually in order to maximize participation.
- Participants/Invitees
  - o The group listed the following individuals to target for the briefing:
    - Senator Christine Rolfes 23<sup>rd</sup> LD
    - Senator Kevin Van De Wege 24<sup>th</sup> LD
    - Senator Jeff Wilson 19<sup>th</sup> LD
    - Representative Mike Chapman 24<sup>th</sup> LD
    - Representative Davina Duerr 1<sup>st</sup> LD
    - Representative Joe Fitzgibbon 34<sup>th</sup> LD
    - Representative Cindy Ryu 32<sup>nd</sup> LD
    - Representative Tarra Simmons 23<sup>rd</sup> LD
    - Representative Steve Tharinger 24<sup>th</sup> LD
    - Representative Jim Walsh 19<sup>th</sup> LD
  - The group also discussed inviting tribal representatives and suggested developing a summary/explanation of the briefing as a way to gauge interest and identify key staff to invite. Tommy offered to connect with the NWIFC on how to best approach this.
- Logistics will be discussed in greater detail at the next meeting.

#### Meeting Materials

- Cascadia Consulting Group is working with Ecology to develop templates to be used by WCMAC for presentations and handouts. These will be developed prior to the briefings and workgroup members will use them to present information.
- Mike shared the four example WCMAC logos and color schemes that were developed by Cascadia. Participants preferred logo A without the anchor.

#### Next Steps

- The next meeting will be held in late-July to advance planning work for the two briefings.
- Michele offered to provide information related to federal programs focused on coastal economic resilience.
- Russell will share information about his work with UW Federal Relations.

#### WCMAC Resilience Workgroup - Meeting 3

July 26<sup>th</sup>, 2022

<u>Purpose</u>: The purpose of this meeting was to continue to advance the development and planning of briefings on coastal resiliency recommendations to federal representatives.

#### Participants:

- Russell Callender, Washington Sea Grant
- Casey Dennehy, Ecology
- Rod Fleck, City of Forks
- · Gus Gates, Surfrider
- Tommy Moore, NWIFC
- Michele Robinson, Oceanbeat Consulting
- Bobbak Talebi, Ecology
- Mike Chang, Cascadia Consulting Group
- Jimmy Kralj, ESA

#### Meeting Summary:

#### Federal Briefing

- Russell provided an update regarding his work with UW Federal Relationships to coordinate the federal briefing.
  - UW Federal Relations has reached out to Dana Rollison in Representative Kilmer's office about planning and sponsorship of the briefing.
  - The UW team will help identify the staffers to invite to the briefing.
- Meeting Logistics
  - UW Federal Relations said it would be best to hold this briefing after August 30th.
    - Russell will work with the UW team and Dana Rollison to identify a date that works best for Representative Kilmer's office.
    - Ideally the briefing will happen between August 31<sup>st</sup> and September 15<sup>th</sup>.
  - The UW team will request one hour for the briefing, but it may be closer to 30/45 minutes.
- Tribal Engagement
  - The group discussed how to incorporate tribal perspectives in the briefing. The following tribal nations and representatives/staff were suggested to include in planning discussions about the briefing:
    - Quinault Indian Nation: Ed Johnstone
    - Quileute Tribe
    - Hoh Tribe
    - Makah Tribe: Haley Kennard
    - Shoalwater Bay Tribe: Chairwoman Charlene Nelson
  - The group discussed potential opportunities for engagement around the briefing:
    - Request to the Environmental Policy Committee of the Northwest Indian Fisheries Commission (NWIFC), which consists of all 20 tribes.
    - Direct outreach to tribal technical staff.
    - Letters of support from tribes to support resilience work.

 Connect with Representative Kilmer's office to learn about their engagement with tribes regarding the Tribal Economic Resilience Bill they have introduced.

#### Timing and Logistics

- Mike noted it can be a lengthy process to add items to tribal council meeting agendas and this engagement would need to happen as soon as possible.
- Ideally, these requests would come from Ecology and be co-signed by the WCMAC co-chairs to maintain government-to-government engagement.
- The group shared concerns about the timing required for this level of engagement in advance of a late-August congressional briefing.

#### Summary

- The group noted that it may not be well received by tribes if they have not been involved in the development of asks/recommendations to congressional staff prior to discussing them at the Environmental Policy Committee meeting of the NWIFC.
- Instead, the group decided to frame the congressional briefing as an informational opportunity to present on the resilience work of WCMAC and the recommendations that were produced.
- Additionally, the group requested further opportunities to consider how WCMAC can best engage with tribal nations around resilience issues/topics.
  - The consulting team will work with Ecology about how best to approach this.
- This approach will be shared with tribes at the NWIFC Environmental Policy Committee on August 15<sup>th</sup>.

#### Briefing Agenda/Process

- As Representative Kilmer's office will assist with execution of the briefing, time will be reserved at the beginning of the briefing for remarks from Representative Kilmer.
- Bobbak will then speak on the process followed by WCMAC to develop the suite of resilience recommendations.
- Rod will then speak on the economic resilience recommendations and Russell will speak on the hazards resilience recommendations.
- Afterwards, two to three community members will speak about the need for the recommendations and their importance for coastal communities.
  - Bobbak will work with Henry and Jackson to identify potential individuals.
  - Jackson and Henry will also be at the briefing to answer technical questions if needed.

#### State Briefing

 The group did not have time to discuss the state briefing; this will be a topic of discussion at the next meeting.

#### WCMAC Resilience Workgroup - Meeting 4

August 18<sup>th</sup>, 2022

#### Participants:

- Casey Dennehy, Ecology
- Rod Fleck, City of Forks
- Gus Gates, Surfrider
- Tommy Moore, NWIFC
- Bobbak Talebi, Ecology
- Jimmy Kralj, ESA

#### **Meeting Summary:**

#### Federal Briefing

- Russell shared an email (attached to this summary) that suggested postponing the federal
  briefing until spring 2023. At the previous meeting, the workgroup expressed interest in
  advancing tribal engagement around the resilience recommendations and incorporating
  community members in the briefing. Russell suggested that additional time would allow for
  more thorough and adequate planning.
- Additionally, Russell noted that spring is generally when congressional staff consider appropriations requests and this timeline would align with requests to support funding for Coastal Zone Management and Sea Grant in Fiscal Year 2024.
- Workgroup participants agreed with Russell's suggestion, noted the limited time available to accomplish proposed work prior to a September briefing date, and agreed to move the federal briefing to spring 2023, ideally in March.

#### State Briefing

- Bobbak had a chance to speak with Jennifer Hennessey on planning for the state briefing.
   She suggested holding the briefing after the Governor's budget is released.
- Holding the briefing prior to the budget release and requesting engagement from the Governor's office may create challenges.
- Bobbak suggested hosting the state briefing in early-/mid-October, after the Hill Days events. The group agreed with this suggestion.

#### Next Steps

- Jimmy will provide a brief overview of alignment between the resilience recommendations and funding opportunities included in recently passed federal legislation (Bipartisan Infrastructure Law and Inflation Reduction Act).
- Jimmy will meet with Tommy to discuss tribal engagement logistics.

The next meeting will take place after Labor Day.

#### Jimmy Kralj

From: W. R Callender <wrc4@uw.edu>
Sent: Thursday, August 18, 2022 9:52 AM

To: Jimmy Kralj

**Cc:** Rod Fleck; Bobbak Talebi

**Subject:** Re: WCMAC Resilience Workgroup - Federal Briefing Updates

#### Jimmy:

Yes, I won't be able to make today's call. My schedule was open on the original poll but before the WCMAC meeting was set, I filled that gap with a meeting that I couldn't change.

UW was going to reach out to Kilmer's staffer to determine whether they would sponsor the briefing, but I do not have confirmation.

I originally agreed to be a co-chair and to try to set up this briefing because I thought it would be straightforward to do. Essentially, we would have developed a short presentation and a couple of us would have a conversation with the congressional staff. That's how these things typically go, and the preparation is not too onerous. I was thinking we could use the some of the Ecology presentation to their leadership talking points and make modifications of the slides that we used in the presentation as it told about 80% of the story we wanted to tell. We would mainly just have to craft the "ask".

At the last working group meeting it was clear that our group wanted to take a different, yet more comprehensive (and complicated), approach involving tribes and constituents. Involving tribes and constituents is important and impactful but, in my experience, that preparation can't be rushed. Especially, tribal engagement and their possible participation.

So, here's my proposal. We should not try to rush into a briefing in the next few weeks if we indeed want to involve tribal representatives and constituents. I suggest that we move forward to developing a briefing for Spring, 2023. Perhaps in early March. This will take advantage of the fact that the congressional staff will be considering appropriations for FY2024. Recall that part of our "ask" was support for the Coastal Zone and Sea Grant FY24 budgets so that timing is advantageous from that perspective. Moving the briefing to Spring may not be advantageous for supporting the CZMA reauthorization but potentially that could be handled through written correspondence or a dedicated meeting. I defer to Bobbak on the efficacy of that approach.

Doing the briefing in Spring will allow us an opportunity to get it done right, without the rush and will have the benefit of including constituents.

I've just copied co-chair Rod and Bobback on this. Feel free to share with the rest of the working group.

#### Russell



# WASHINGTON COASTAL MARINE ADVISORY COUNCIL 7/27/22 MEETING SUMMARY

Offshore Wind (OSW) Technical Committee Agenda Virtual, Held on Zoom

## **Agenda 7/27/22**

Time	Agenda Item and Description		
10:00 - 10:10am	Welcome + Introductions		
10:10 - 10:35am	OSW Technical Committee Purpose + Objectives  Overview of WCMAC's role; timeline of prior WCMAC discussions on OSW energy  Define TC role + objectives Identify co-leads		
10:35 - 10:50am	Engagement and Offshore Wind Process  Overview of BOEM's unsolicited lease request process and timeline Opportunities for engagement throughout the process  Discussion of Principles of Engagement		
10:50 - 11am	Committee Logistics + Next Steps  • Discuss meeting schedule • Identify action items + next steps		

## **Meeting Notes**

#### **Attendees**

**Attendee** Affiliation Doug Kess Pacific MRC Brian Polagye UW, Associate Professor Casey Dennehy ECY, Marine Policy Associate, Staff Support WDFW (rep) Corey Niles Arthur Grunbaum (RD) Marine Resource Committee, Greys Harbor Dale Beasley President Coalition of Coastal Fisheries Heather Hall WDFW Mike Okoniewski Pacific Seafood Consultant Henry Bell ECY, Coastal Planner Michele Robinson Consultant, Coastal Fisheries Nives Dolsak UW, Professor Larry Thevik Commercial Fishing Representative

Mike Chang, Facilitator
Kristina Zeynalova
Nicole Gutierrez

Cascadia Consulting
Cascadia Consulting
Cascadia Consulting

Jimmy Kralj Environmental Science Associates





#### **Welcome and Introductions**

- Mike led introductions and went over the agenda
  - Working from the meeting packet that was shared with the group (Appendix A)

### **OSW Technical Committee Purpose and Objectives**

- Mike provided an overview of WCMAC's role and outlined how WCMAC and this Technical Committee (TC) can move forward in engaging with the OSW process:
  - Can make formal recommendations for WCMAC to consider and reach consensus. Then WCMAC would send those recommendations to the state.
  - Provide an overview or principles of engagement for coastal communities/WCMAC. Outline expectations and best practices as BOEM and the state moves through permitting
  - Run the offshore wind energy through the MSP framework
    - Casey provided an overview at the last meeting.
      - Example: The TC and WCMAC can provide data needs recommendation or data
- Mike went over TC role & objectives
  - Purpose of TC is to provide smaller group discussion with key stakeholders and experts
  - Discuss how the TC and WCMAC should identify engagement priorities and principles/best practices
  - Provide expertise and recommendations for WCMAC to consider, as appropriate
  - Call/propose additional meetings (hold webinars, workshops, working sessions) that can be public
- Discussion
  - Mike O: Has there been thought on how to determine who the audience is for engagement? Target audiences?
    - Mike: There have been preliminary discussions, but that determination would be on the TC to identify before holding engagement events.
      - Note: there are parallel engagement processes with fishing communities and tribes. Mike also noted that members can participate in other engagement events.
  - Larry T: The roles outlines are preliminary and are not finalized. There is an underlying principle for protection of existing marine uses on WA coast. We should be pointing to the MSP.
    - WCMAC serves as an information exchange, a forum. Share expertise and inform policy makers.





- We still don't know who the interacting body in BOEM process will be.
- Larry T also noted that there are data gaps on marine wind farms and impact to hydrodynamics. TC should inform how to fill these in.
- Corey N: This is an open question that will take longer than one hour. The development will be iterative.
  - Shared that the fishery engagement group is not yet formed.
  - WDFW is unsure of how the state will respond to the unsolicited lease request - what the state will ask BOEM to do.
  - Can pull some experience from similar situations in CA and OR.
  - BOEM process is well intentioned but, a little backwards in how they do the NEPA process.
  - Most important step: getting all the input before the wind areas are established.
- Nives: Can we please define the spatial scope of our engagement? Are we engaging with offshore wind (i) that would be located in WA, or any (ii) location that could have an impact on migratory species important for stakeholders in WA?
  - Mike parked this for later in the meeting.

## **Identify co-leads**

- Need to be WCMAC members
- Co-leads are committing to working with Consulting and ECY, helping develop agendas, being the voice of the TC at quarterly WCMAC meetings.
- 2-3 co-leads per TC
- Mike noted that when the TC formed, people were asked if they have capacity to be a co-lead
  - Brian: interest yes, capacity not sure. New to WCMAC and lacking that institutional knowledge
  - Doug: has interest, not sure if he has capacity. Would contribute how he can. First chair of WCMAC.
  - Dale: sent written interest to be a co-lead.
- Mike offered some information about capacity concerns: the consulting team can do some of the leg work by preparing agendas. But we will not be sending out topics or set discussions as the neutral convener.
- Corey: what is this group going to do? What is this group expected to accomplish?
  - Right now, it is likely that WCMAC would develop recommendations on how the federal/state/tribe should engage with BOEM.
  - o Need to answer, what is this TC going to do?
  - Core shared a concern of co-leads setting the scope of what this group does. Also, has a concern about the meeting not being opened to the public. We shouldn't treat the by-laws as constraining. They could be easily changed.
- Casey: The council will decide (in by-laws) who the co-leads are.





- We are setting a foundation to address the issues being brought up.
- Will take this to the larger WCMAC group in Sept and confirm co-leads
- Dale: Biggest problem will be the State. BOEM treats the state interface as useless. In OR BOEM taskforce members were not getting critical updates. Only met once a year.
  - Must engage with BOEM as a State in a way that is responsive.
- Heather: Appreciates the discussion and it feels like we are trying to figure out a lot in a short amount of time. Recognizes what Dale and Corey shared.
  - Most pressing: What is the process of engagement in WA for BOEM?
  - o Agrees with Corey that co-leads should not determine scope of this TC.
  - Mike clarified that co-leads would not set scope, but they would help set the agendas. Scope will require by-in from all WCMAC members.
- Brian: Do we have any idea on timeline on how state will engage with BOEM?
  - The state is currently working with state groups (and tribes) engaging in setting next steps. No timeline.
  - Casey: Governor's office is in the lead and consulting with coastal treaty tribes. They are also speaking with BOEM. No timeframe is established, but there are ongoing conversations. We expect to hear more in the near future. This is an opportunity for TC to provide recommendations to the governor on how to engage with BOEM and figure out the process.
- Doug: Echoed what Dale said. Should reach out to reps that the BOEM process is inadequate. It will be important to reach out to the fed/other influential people to flag this BOEM process is broken. Would like these meetings to be public.
- Dale: Wants meeting to be public as well.
- Mike: Can consider open public meetings as we continue to define the role and scope of this TC. Workshops and listening sessions in the future could be open.
- Mike O: Echo Dale and Doug. BOEM process is broken. State engagement process needs to be improved
  - We need to accept that we need to take a forceful position to get any protection of our fisheries.
- Corey: BOEM did engage with stakeholders in OR, but the perception is that it
  was bad. Believes that BOEM is genuinely trying but need to identify where can
  they do a better job. If this is to go forward in WA, how do we do better?
- Mike: TC can review, assess, provide recommendations that engagement process be better.
- Larry: Disagrees with Corey. BOEM is not genuinely interested in stakeholder engagement. Example: mitigation plan is lacking, but BOEM is moving forward anyways even though the impacts are not fully understood. Found out a lot about BOEMs process, and they don't lead to great outcomes. You need several legs of state representation. We need to provide information to the public and WCMAC on what is missing in this process. "Leasing first and asking questions later".
- Michele: Appreciates everyone's comments and input. This TC was formed without defining what we would do. Purpose is a policy question that should be considered by the full WCMAC. WCMAC should have a thorough discussion on





- what WCMAC should recommend. TC should be implementation. How to engage, fishing considerations, other data.
- Dale: Complete list of all permits necessary to put steel in the water. Have heard there could be up to 30?
  - Want all opportunities to engage outlined.

## **Engagement of Offshore Wind Process**

- This conversation was tabled because there was not enough time. However, based on comments shared, there are some initial principles of engagement that TC identified from prior lessons learned. Summary of this is below. This summary is meant to be a starting point and is not comprehensive of all engagement principles and expectations yet.
  - WCMAC expects consistent and timely engagement with BOEM and the State. This means meeting multiple times a year with affected stakeholders.
  - WCMAC expects that all decisions are informed by stakeholder perspectives and key data/information. If there isn't relevant information, WCMAC expects that BOEM and the State outline how they integrated uncertainty into their decision-making.
  - WCMAC expects multiple forums of engagement and information dissemination. There is a diversity of stakeholders, and using one type of engagement (e.g., listening sessions) is insufficient to meaningfully engage all the types of stakeholders and communities affected by offshore wind.
  - WCMAC expects transparency in this process.
- Additional questions to answer re: engagement.
  - Are we engaging with offshore wind (i) that would be located in WA, or any
     (ii) location that could have an impact on migratory species important for stakeholders in WA?

## **Committee Logistics**

- Mike: We still want to schedule the TC recurring meetings. We can pivot and focus on how to discuss this at the WCMAC meeting - can focus on how to have the engagement discussion with WCMAC in Sept.
  - Packet provided timelines of WCMAC involvement and BOEM timeline.
     These are not finalized.

## **Next Steps**

- Mike: Thank you for joining everyone. Meeting minutes and summaries will be circulated. Fill out the doodle poll so we can schedule upcoming meetings.
- Any questions reach out to Mike or Casey.

#### Scheduling Reminder





- Mike: Hearing that we need recurring 1.5-hour meetings
  - o Reminder to take the doodle poll to schedule recurring meetings.
- Doug: Cannot make morning meetings

## **Appendix A**

## **Timeline of WCMAC's Involvement with OSW Energy**

<u>August 2018:</u> Marine Spatial Plan adopted, focusing on a) protect existing uses, b) protect cultural uses and resources, c) preserve environment, d) integrate decision-making, and e) provide new economic opportunities.

**September 24, 2021**: WCMAC Special Meeting convened about this topic.

- Initial plans and discussion about off-shore wind energy project with WCMAC
- Discussion of MSP's role within OSW

#### **December 15, 2021**: December WCMAC Meeting

- Reviewed special meeting from September 2021
- BOEM presentation on regulatory roadmap for offshore wind energy
- Presentation on data needs and information related to OSW
- Discussion of WCMAC's next steps on OSW

April 12, 2022: Unsolicited lease request submitted by Trident Winds to BOEM.

#### April 20, 2022: April WCMAC Meeting

- Further discussion especially around concerns about OSW and engagement during the leasing process.
- WCMAC endorsed the formation of a technical committee on OSW to discuss OSW engagement.





<u>May-June 2022</u>: Began to recruit OSW Technical Committee Members. However, only two people initially signed up, so paused this until June WCMAC Meeting.

#### June 15, 2022: June WCMAC Meeting

- Expanded the scope of OSW Technical Committee to also look at the MSP and data/information needs.
- Recruited more WCMAC member volunteers.

July 27, 2022: First OSW Technical Committee





#### **BOEM Process and Timeline**

#### **DRAFT - PLEASE DO NOT SHARE**

July 27<sup>th</sup>, 2022 | Prepared by Jimmy Kralj, Environmental Science Associates Current Status

On April 12, 2022, Trident Winds Inc. submitted an unsolicited lease request (ULR) to BOEM for the development of a floating offshore wind farm approximately 43 miles off the coast of Grays Harbor County. A second ULR offshore of Washington has been submitted to BOEM but the details of that request have not been made public.

#### **BOEM Process under an Unsolicited Lease Request**

#### \*\*Current draft timeline. Will eventually be turned into a graphical timeline.

- Upon receipt of a ULR, BOEM will review the proposal to ensure that the proponents meet all legal, technical, and financial requirements to possess a lease for offshore wind development.
  - o <u>This is where things are at present regarding the Trident Winds Inc. Olympic Wind project.</u>
- Once this initial review is completed and if the project proponent has been found to meet all necessary requirements, BOEM would publish a Request for Interest in the Federal Register related to the offshore wind development proposal and solicit comments to assess whether or not competitive interest for site development exists.<sup>2</sup>
  - If BOEM determines competitive interest DOES exist:
    - BOEM will initiate a competitive leasing process and publish a Call for Information and Nominations, the area under consideration is referred to as a Call Area.<sup>3</sup>
    - BOEM will identify Wind Energy Areas for environmental review and lease consideration.
    - BOEM conducts an Environmental Assessment (EA) under the National Environmental Policy Act (NEPA) and consultations with relevant federal agencies, state and local governments, and tribal governments.
    - The draft EA is made available for public comment. Afterwards, the final or revised EA is published with either a Finding of No Significant Impact (FONSI) or an Environmental Impact Statement (EIS) is prepared.
    - A Final Sale Notice (inclusive of terms and conditions identified during the environmental review and consultation) is published and BOEM identifies qualified bidders.
    - Prospective bidders submit their bid deposit and BOEM conducts an auction to award a lease. Lessee is subject to anti-trust review and must provide financial assurances.

<sup>&</sup>lt;sup>3</sup> https://www.ecfr.gov/current/title-30/chapter-V/subchapter-B/part-585/subpart-B/subject-group-ECFR73cbe5d489d3395/section-585.211



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https://tridentwinds.com/wp-content/uploads/2022/04/2020-04-12\_twinc\_ow\_boem-ulr\_public\_v1.pdf

<sup>&</sup>lt;sup>2</sup> https://www.ecfr.gov/current/title-30/chapter-V/subchapter-B/part-585/subpart-B/subject-group-ECFR73cbe5d489d3395/section-585.210



- If BOEM determines competitive interest DOES NOT exist:
  - BOEM will publish a Determination of No Competitive Interest in the Federal Register and Trident Winds Inc. must submit all necessary consistency certifications and data to the Department of Ecology (the WA Coastal Zone Management Act agency) and BOEM.<sup>4</sup>
  - BOEM publishes a Notice of Intent to prepare an EA under NEPA.
  - BOEM will consult with other relevant federal agencies, state and local governments, and tribal governments to review the non-competitive lease request.
  - The draft EA is made available for public comment. Afterwards, the final or revised EA is published with either a FONSI or an EIS is prepared.
  - BOEM may issue a non-competitive lease (inclusive of terms and conditions identified during the environmental review and consultation) to Trident Winds Inc. provided Trident Winds Inc. agrees to the terms and conditions.
- When a lessee is identified and secured:
  - Site Assessment (up to 5 years)
    - If required by the lease, BOEM and the lessee hold pre-survey coordination meetings, the lessee offers to convene tribal survey meetings, and the lessee submits a survey plan to assess impacts to birds, cultural resources, geophysical processes, fisheries, marine mammals, and benthic habitats.
    - BOEM reviews the survey plan for compliance with lease provisions and the lessee conducts relevant surveys.
    - The lessee then prepares a Site Assessment Plan (SAP) which includes the construction and design plans for the offshore wind development.<sup>5</sup>
    - BOEM reviews the SAP and determines if the proposed development is complex or significant depending upon factors such as the use of proven and widely used technology, the size of the development footprint, and the use of standard materials.
    - If determined to be complex and significant, the lessee must nominate a Certified Verification Agent for approval by BOEM to ensure the facilities are designed, fabricated, and installed in conformance with accepted engineering practices.<sup>6</sup>
    - BOEM will prepare any necessary environmental reviews under NEPA and coordinate with relevant federal agencies, state and local governments, and tribal governments.
    - BOEM then either approves, disapproves, or approves with modifications the SAP.
  - Construction (up to 2 years, then 25 years of operation)

<sup>&</sup>lt;sup>6</sup> https://www.ecfr.gov/current/title-30/chapter-V/subchapter-B/part-585/subpart-G



<sup>&</sup>lt;sup>4</sup> https://www.ecfr.gov/current/title-30/chapter-V/subchapter-B/part-585/subpart-B/subject-group-ECFR70e1601b4a0f296/section-

<sup>&</sup>lt;sup>5</sup> https://www.ecfr.gov/current/title-30/chapter-V/subchapter-B/part-585#585.601



- BOEM and lessee conduct coordination meetings as necessary and lessee submits a Construction and Operations Plan (COP).<sup>7</sup>
- BOEM will review the COP and prepare NEPA analyses, coordination and consultation, and technical reviews.
- BOEM either approves, disapproves, or approves with modification the COP.
- Lessee submits the Facility Design Report (FDR) and Fabrication and Installation Report (FIR) which are then reviewed by BOEM.
- After the lessee files decommissioning financial assurances, BOEM approves the lessee for commercial operations.

 $<sup>^{7}\</sup> https://www.ecfr.gov/current/title-30/chapter-V/subchapter-B/part-585\#585.620$ 





# **Opportunities for Engagement**

Still under development.





# WASHINGTON COASTAL MARINE ADVISORY COUNCIL MEETING SUMMARY

Offshore Wind (OSW) Technical Committee Agenda

August 25, 2022 10am - 12pm

## **Agenda**

Time	Agenda Item and Description		
10:00 - 10:10am	Welcome		
10:10 – 11:00am	<ul> <li>OSW Technical Committee Overview and Purpose</li> <li>Technical committee role overview</li> <li>Defining objectives         <ul> <li>Discussion</li> </ul> </li> <li>Tools for engagement and logistics         <ul> <li>Discussion</li> </ul> </li> </ul>		
11:00 - 11:55am	<ul> <li>Engagement and Offshore Wind Process</li> <li>Principles of Engagement         <ul> <li>Review draft Principles of Engagement</li> <li>Discuss and refine Principle of Engagement</li> </ul> </li> </ul>		
11:55 - 12pm	Next Steps and Closing		

#### **Attendees**

- Casey Dennehy
- Mike Okoniewski
- Alicia Mahon
- Nives Dolsak
- Larry Thevik
- Brian Polagye
- Dale Beasley
- Corey Niles
- Arthur (RD) Grunbaum
- Henry Bell
- Consulting Team: Mike Chang and Nicole Gutierrez (Cascadia Consulting), Jimmy Kralj (ESA)



### Welcome

Mike welcomed the group and reviewed the agenda. Mike asked if any members had questions about the agenda before we got started. There were no questions from the committee.

# **OSW Technical Committee Overview and Purpose**

#### **Technical Committee Role Overview**

- Mike went over the Technical Committee role, according to the WCMAC bylaws
  - Technical Committees (TC) are formed by WCMAC to carry out specific assignments between WCMAC meetings. Duties of the TC include advising and providing recommendations on technical issues as directed by WCMAC. As stated in the WCMAC bylaws, the recommendations made by the TC are not formal unless they are adopted by the entire Council.
  - Important Highlight: recommendations formed in this meeting would need to be voted on by full WCMAC

## **Defining objectives**

Mike went over objectives and the justification and context. (See Table Below)

Objective	Justification and Context
Provide guidance and principles of engagement to the State and BOEM.  ** This has been identified	This was initially brought up at the April 2022 WCMAC Meeting and reaffirmed at the June 2022 WCMAC Meeting. The WCMAC Steering Committee also endorsed this objective.
as the higher priority for the OSW Technical Committee at this time.	This Technical Committee could provide a recommendation of engaging via a Federal Task Force and/or a State Workgroup. Due to the uncertainty of how the BOEM engagement process will proceed, the WCMAC Steering Committee suggested that WCMAC and/or an associated Technical Committee codevelop principles of engagement so any engagement venue or forum will be informed on best practices of engaging with coastal stakeholders. This allows WCMAC to be proactive ahead of any formal decisions by the State or BOEM, which the timing is still up-in-the air.
Original: Review existing data and data needs in light of OSW Energy unsolicited lease requests.	This was initially identified as an objective in the June WCMAC Meeting. If needed, develop recommendations for WCMAC to consider in filling data needs.  This discussion will be forthcoming in future months.
Revised: WCMAC should	This disease. Will be fortheening in future months.
ensure data gaps are	



identified to address
community questions/needs
around data and information.

- Mike prompted discussion with the following guiding questions:
  - Do these objectives make sense? Are they specific enough? If not, what are the clarifying questions you want to pose to the full WCMAC on the Committee's objectives and charge?

#### **Discussion**

- Nives (in chat): It would help to have a database of stakeholders in OSW in WA. If one does not yet exist, maybe the OSW TC should add this to our list of goals.
- Larry: Understands the charge is to prescribe an engagement process. However, the
  data needs discussions are as important as the engagement process. Would like to
  see this technical committee dive deeper into what some of those data needs are.
  Responsibility to outline process/data gap failures from BOEM in other places (CA,
  OR), and make sure they are not replicated in Washington.
  - Mike clarified that the engagement objective is a timelier priority as it is currently being considered by the state and BOEM.
  - Casey: Ecology has posted a position for an ocean planner that will focus on data gaps. Ecology is increasing their capacity on this because it is such an important priority.
    - Casey framed the data objective as a 1b priority, data and engagement are equally important, but the engagement process question was flagged by governor's office and requires our immediate attention.
  - Mike O: Agrees with Larry. Saw in OR that they lacked a perspective to get to the engagement process, was more comments. There is a great need for identifying these data gaps/needs within the engagement process.
- Corey: Agrees that the engagement objective is the more pressing time-wise.
   Suggests a rephrasing of Objective 2 "technical committee" is a misnomer.
   WCMAC is not a technical group but is more policy and decision making oriented.
   Objective #2 should more-so focus on what are the questions the public want to see and need answered. What questions do people have on the impacts of OSW? For example, how would OSW affect upwelling in California current?
  - Potentially revise 2<sup>nd</sup> objective to be: WCMAC should ensure data gaps are identified to address community questions/needs around data and information.
- Dale: BOEM in Oregon has virtually ignored the task force work. Important to make sure BOEM has honest engagement with stakeholders.
- Mike O: Noted other data gaps would involve hydrological and ecological function, including upwelling (related to objective 2)
- Larry: Appreciates what Corey said. Filling in data gaps doesn't necessarily mean
  updating maps or including new species in use maps. It is really important to capture
  a broader scope of what data needs are. Need adequate environmental
  assessments.
  - What are the pieces to have people be informed of the engagement process?





- Mike: Identified the need to rephrase second objective address community needs.
   Data can mean both social and technical aspects
- Will bring to WCMAC and flag for concerns/adjustment
- Any Concerns/comments?
  - Corey: Research and Data needs derive from research or policy questions.
     Questions come first and the data needs come from those questions, to try and answer the questions.
  - Casey: Great points made and agrees. Wording of the objective created some confusion, but the intent aligns with what was shared. Will need to wordsmith objective 2.
  - Mike O: Sat down with developers on OR data, the had missed area of heavy-duty fishing. The institutional knowledge that informs where fishing grounds are is critical information in identifying potential gaps.

## **Tools for engagement and logistics (Mike)**

To fulfill the engagement objective, the tools that the TC has include:

- Propose recommendation(s) for WCMAC
  - o Recommendation on Principles of Engagement
  - Recommendation on how BOEM/State should engage
- Scheduling and facilitating events or workshops to support engagement

Additionally, each TC will have 2-3 co-leads. Co-leads are appointed by WCMAC and will commit to ongoing participation in TC meetings and work with neutral conveners and staff in preparing for meetings. Co-leads will also take the role of being the liaison and spokesperson between the TC and WCMAC. What this means for co-leads is that co-leads will:

- Commit to being active in all TC meetings.
- Commit to being a liaison for the TC to the WCMAC.
- Work with the facilitation team to prepare for meetings, as appropriate and needed.

Mike prompted discussion with the following guiding questions:

 Are there any questions about the tools that the TC has available to them? Is there any additional interest for folks to be co-leads? We will ask WCMAC to approve or appoint TC co-leads at the September WCMAC meeting.

#### **Discussion**

- Brian: Withdrew co-lead interest due to scheduling concerns
- Larry: Requested clarity on what is meant by tools of engagement
  - Currently, the content listed under tools, seems more of an outcome





- Shared examples of what he interprets a tool would be (Task force or other working group/joint planning coordination agreement would be considered tools to him)
- o As noted within the processes, there is additional opportunity for engagement
- Would like to see more discussion around the tools we can get to the end products/objectives.
- Mike O: BOEM OR had a decent idea of engagement (OR at least a set of guidelines for engagement that BOEM put out. Will send to full group).
  - Workshops can contribute to real dialogue as opposed to just. Would propose
    that once we have data to look at, we could share that in community meetings
    or fisheries meetings/sector levels. There is nuance in the different fishing
    sectors that should be recognized. This is something that BOEM has had a
    hard time understanding.
- Dale: Agree with what Mike O. shared. Workshop/community meetings are more productive that comments. If BOEM can be engaged. That would be better
  - Dale pointed out that there is a need to engage with more than just BOEM.
     There are a lot of permits related to OSW. WCMAC should develop a list of all permits and the agencies involved in approving the permits (EPA, Army Corp). There is a need to engage with all of these permit entities.
  - O Brian (in chat): Understanding is that NEPA can't occur without a specified location and scope (what technology, scale of project), such that the lease is a necessary precursor for a developer to be able to consider a location without concern that another developer will try to jump in front of them. I'm not saying that it's a good process (for all the reasons that everyone has brought up), but I think that's the reason BOEM structures things the way it does.
  - Nives (in chat): this may be helpful to some: https://www.boem.gov/renewable-energy/state-activities/Oregon
  - Arthur (in chat): When we develop our list of permits, we need those that are required in the ocean, and all of the permits required upland to get the energy to the grid.
- Larry: BOEM will grant leases before any of those permits are requested/provided.
   Fundamental problem = BOEM leases before impacts are assessed. The environmental socioeconomic considerations are not done before BOEM leases.
- Mike Recap: Gather and synthesize information around permits needed for development. Any final comments?
  - o No

## **Engagement and OSW Process**

## **Principles of Engagement**

Mike went over the preliminary list of principles of engagement that could be provided from WCMAC and directed to the Governor's office and state agencies (edited version in table below).



	Draft WCMAC Principles of Engagement	Revisions (edits in <mark>red</mark> )		
1	WCMAC expects consistent and timely engagement with BOEM and the State. This means meeting multiple times a year with affected stakeholders, tribes, and agencies, and that appropriate consultation is done prior to important decision-making.	•	Remove "tribes" since BOEM has other processes to engage with Tribes in a G2G process. Steering Committee to discuss what "timely" means.	
2	WCMAC expects that all decisions are informed by stakeholder perspectives and key data/information. If relevant information is unavailable, WCMAC expects that BOEM and the state address research needs and/or will describe how uncertainty is integrated into decision-making, including prior to leases are issued.	•	Reframing this to be more about best available science rather than incorporating uncertainty. Want to eliminate as much uncertainty as possible.	
3	WCMAC expects multiple forums and ways of meaningful engagement and information dissemination. There is a diversity of stakeholders, and using one type of engagement (e.g., listening sessions) is insufficient to meaningfully engage all the types of stakeholders and communities affected by offshore wind. WCMAC expects that public forums, working groups, and fisheries advisory bodies will be formed as needed to ensure robust public engagement. Additionally, multiple opportunities for input need to be provided so that the affected public can participate.  Additionally, WCMAC expects that the State and BOEM meets communities where they are at and respect local timing considerations, such as	•	Considerations of aligning State processes with BOEM processes? If State is leading meetings, we should expect BOEM representatives to be there. Revised to also include local timing considerations.	
4	fishing seasons.  WCMAC expects transparency in this process. There have been concerns in other regions about the transparency of decision making during offshore wind planning processes. WCMAC recommends a transparent public engagement process that clearly articulates the overall process and when key decisions are going to be made.			
5	WCMAC expects the State and BOEM to integrate local and community knowledge into the data sources used throughout the permitting process. This can include using fishing locations and other types of community knowledge that is offered.	•	New principle identified.	



Draft WCMAC Principles of Engagement		Revisions (edits in <mark>red</mark> )	
6	WCMAC expects all meetings are accessible and conducted in a way suitable for the intended audiences. This could mean hosting both in-person meetings for smaller communities or holding hybrid meetings for others. This is related to Principle #3.	New principle identified.	
7	TBD, if any		
8	TBD, if any		

#### **Current Engagement Forums**

Mike reviewed the current landscape of engagement opportunities:

- BOEM Intergovernmental Task Force<sup>1</sup>
- State-led Workgroup<sup>1</sup>
- WDFW Fishery Stakeholder Advisory Group we are coordinating with WDFW
- WCMAC

Mike prompted discussion with the following questions:

- What other takeaways/lessons learned have we missed from prior case studies/experiences that have been shared?
- What other principles of engagement do you want to include? What is the right format for sharing WCMAC's recommendations?

#### **Discussion**

- Corey
  - WDFW Fishery Stakeholder Advisory Group interest was in favor of establishing a formal group.
  - o Timeline engagement is important for fisheries stakeholders.
  - Currently many questions especially as BOEM is considering the unsolicited lease requests. If there is competitive interest (as determined by BOEM), that will raise more questions.
  - Principle #1: Important to define what timely means. What is the right amount of time needed?
  - Suggested that the title "Principles of Engagement" should be word smithed. That title can be misleading.
  - How can the state led engagement process align with the BOEM process?
     (Aligning the state CZMA and BOEM/ federal decisions)
  - Also questions about energy generation, how much energy is produced and where does energy go?
- Brian

<sup>&</sup>lt;sup>1</sup> The State has not yet determined a pathway for engagement. These two options are not mutually exclusive, and there are some case studies of when both have happened simultaneously.





- Suggested edit on Principle #3 getting multiple forms of meaningful engagement. Emphasize the meaningful engagement point
- CA and OR process were broadly considered to be bad. Has there been any analysis or review of why the process was so bad? Would help inform processes. If not, it would be really nice to have that.
- Suggested a postmortem on CA and OR process.

#### Mike O

- BOEM process discounted concerns of commercial fishing. Used the wrong information for fishing areas, etc.
- Postponed announcement of call area many times. BOEM did not seem serious in their engagement.
- Decision making process is vague, it's all based on guidelines. Not rules.
   No effort in the process to figure out what the cumulative impacts are.
   Most data will come from developers doing their own surveys.
- 35 projects moving forward on the east coast. Never heard of them being denied for any reason.
- For engagement, hybrid (in-person and remote) meetings are great.
   Fishermen can then participate while they are on the water, very important.
- BOEM needs to be included in state meetings. Need to get BOEM on the record with community engagement.
- There are many questions about environmental impacts, that could be answered with a programmatic environmental impact statement. Want to do a PEIS and EIS – not one or the other. Don't know how many wind turbines or wind farms will go in. PEIS can model that without disclosing what the real plan is. Need to do programmatic EIS once area is selected.
  - Sardines for sure are coming from the North Shore. Spawn 60-100 miles off-shore. So will go through wind farms so unsure some of the impacts that will affect them.
  - Crab larvae will also be affected. Go quite a ways offshore and down with the current.
  - Other factors: bottom structure, current, wind, etc.

#### Dale

- A big problem that we could face is that is BOEM doesn't want to engage, what choice would the group have?
- Could also engage with USCG and propose reasonable fairways to protect vessel traffic.
- Dale also noted that WCMAC needs a process to engage in a timely manner. Waiting for the full WCMAC to make decisions won't be effective and meeting once a quarter may not be enough.

#### Larry

- Echo Mike O and Dale.
- o Important for WCMAC to recognize past in relation to tribal engagement
  - Tribes will meet with BOEM on their own schedule. Doubts the tribe will engage through WCMAC



- Edit on Principle #2. Concern how we would incorporate uncertainty into decision making. Rather get best available science into our decision making. Wants to eliminate as much uncertainty as possible.
- In response to Nives' question regarding the spatial scope of WCMAC's engagement, Larry shared that there are fundamentally two aspects when considering the geographic scope: Pacific coast wide and site specific
  - Site specific areas where development is likely to occur
  - Broadly, there is a need to recognize how OSW at the scale being proposed will affect and impact ecosystems and migratory paths.
  - Based on the comments Tribes have submitted, it is likely they feel similarly. Comments have noted how OSW impacts to prescribed usual and accustomed areas need to be considered.
  - Mike C. asked if Larry's response answered Nives' question. Nives confirmed that it did.

#### Corey

- How do we do better than OR and CA? This is a question that is being thought through at WDFW and other state agencies. Wan to line up decision making processes.
  - Would want to frontload things more
- Noted that WA is not part of gigawatt goal within the Climate change agenda., WA was not on BOEMs radar.
- Would want early engagement want to know about the potential impacts soon. Call area process.
- Would also want more analysis done before the leasing stages.
- Alicia: agrees with the frontloading
  - We need to think about multiple ways to engage. In person/hybrid/surveys
  - Different stakeholder groups engage in different ways
  - Need to ensure we are providing enough lead time and disseminating the engagement opportunities (leveraging stakeholders to "market" the opportunity)
- RD: cumulative effects are something we need to highlight
- Nives
  - Suggestion to include previous OR BOEM offshore wind task force members to our next meeting and learn from them about their process and what went wrong
  - O ROSTER:
    - https://www.boem.gov/sites/default/files/documents/regions/pacific-ocs-region/renewable-
    - energy/BOEM%20OR%20Task%20Force%20Roster%20-%20February%202022v2.pdf
- Casey thanked everyone for a productive meeting and a robust list of proposed principles that can be brought to the WCMAC.

## **Next Steps**

Cascadia will be synthesizing Principles of Engagement, incorporating edits





- Further consideration of what some things mean timely and reasonable, data consideration and engagement
- Will want to discuss how to be proactive and frontload work further
- OSW TC
  - o Develop list that states all the permits required for OSW construction
  - o Engagement stakeholder database

