

WASHINGTON COASTAL MARINE ADVISORY COUNCIL MEETING

SPECIAL MEETING (HYBRID): Wednesday, July 10, 2024; 10am – 1:00pm

In-person location: Washington Department of Ecology Headquarters Building Auditorium: 300 Desmond Dr SE, Lacey, WA 98503

Parking Instructions: on Page 3

Virtual Zoom link: <https://us02web.zoom.us/j/88361804326?pwd=pAVHUU5GGq6rOE2zRLZba4yxyadJvR.1>

Meeting ID: 883 6180 4326 | **Passcode:** 071024 | **Call in number:** 1-253-215-8782

[TVW's Broadcast Channel](#)

[Link to Materials](#)

[Public Comment Sign-up](#)

July 10th, 2024 Agenda

Time	Agenda Item and Description	Objective	Presenter(s)
10:00am* (15 min)	Welcome and Introductions, Agenda Review <ul style="list-style-type: none"> Welcome from Chair Review agenda Welcome and roll call introductions Meeting ground rules 	Information <i>Reference Materials:</i> <ul style="list-style-type: none"> July 2024 Agenda 	<ul style="list-style-type: none"> Rod Fleck, Chair Nicole Gutierrez, Facilitator
10:15am* (25 min)	Gridworks Report Overview <ul style="list-style-type: none"> High-level overview of the Gridworks report Q&A 	Information, Discussion	<ul style="list-style-type: none"> Gridworks
10:40am* (30 min)	Public Comment <ul style="list-style-type: none"> Link to sign up for online public comment. Encourage commenters to limit their comments to 2-3 minutes to allow for all public comments to be received. 	Discussion	<ul style="list-style-type: none"> Public/Observers Nicole Gutierrez, Facilitator
11:10am*	10-minute break Online participants: Reconvene using the same Zoom link		
11:20am* (1 hour and 40 min)	WCMAC Discussion <ul style="list-style-type: none"> Review the seven Gridworks recommendations detailed in the final report, identify areas of WCMAC consensus, and formulate final recommendations to provide input on how the Governor's Office may or may not proceed. 	Discussion, Action <i>Reference Materials:</i> <ul style="list-style-type: none"> Gridworks Final Report 	<ul style="list-style-type: none"> Rod Fleck, Chair All
1:00pm*	Adjourn		<ul style="list-style-type: none"> Rod Fleck, Chair

* All times are estimates and subject to change.

Meeting Ground Rules

1. Be Respectful

- Listen when others are speaking. Do not interrupt and do not participate in side conversations. One person speaks at a time.
- Recognize the legitimacy of the concerns and interests of others, whether or not you agree with them.
- Cooperate with the facilitator to ensure that everyone is given equitable time to state their views. Present your views succinctly and try not to repeat or rephrase what others have already said.
- Silence cell phones and refrain from using laptops during the meeting, except to take notes.

2. Be Constructive

- Participate in the spirit of giving the same priority to solving the problems of others as you do to solving your own problems.
- Share comments that are solution focused. Avoid repeating past discussions.
- Do not engage in personal attacks or make slanderous statements. Do not give ultimatums.
- Ask for clarification if you are uncertain of what another person is saying. Ask questions rather than make assumptions.
- Work towards consensus. Identify areas of common ground and be willing to compromise.
- Minimize the use of jargon and acronyms. Attempt to use language observers and laypersons will understand.

3. Be Productive

- Arrive on time and stay until the meeting is adjourned.
- Adhere to the agenda. Respect time constraints and focus on the topic being discussed.
- Volunteer for tasks between meetings.

4. Bring a Sense of Humor and Have Fun.

Parking Instructions for In-Person Attendees

The Department of Ecology Lacey Headquarters Building is located at [300 Desmond Dr SE, Lacey, WA 98503](#).

There is a limited number (71) of visitor parking stalls at the front of the Ecology building, and additional parking behind the parking garage.

All parking is open, so please feel free to park anywhere except for spots reserved for state vehicles or carpool. The 'Paid Parking' signs in the garage are outdated, all parking is free.

Additional overflow parking can be accessed by driving past the Ecology entrance on Desmond Dr. After 0.3 miles, turn left into the Sawyer Hall parking lot. A gravel trail will lead you north to the Ecology building. It is about a five-minute walk to the entrance.



GRIDWORKS

Gridworks convenes, educates, and empowers stakeholders working to decarbonize our economy. We facilitate complex discussion and collaboration to meet decarbonization goals.

Our team offers:

- deep subject matter expertise
- extensive facilitation experience
- motivation to work for Washington equitably, transparently, and with integrity



TEAM & CONSULTANT EXPERIENCE



Matthew Tisdale
Executive Director



Kate Griffith
Director



Steve Johnson
Senior Fellow



Maggie Dunham Jordahl
Senior Project Manager



Pat Oshie
Consultant

- Washington Utilities and Transportation Commission
- Western Electricity Coordinating Council
- Northwest Power and Conservation Council
- Consulting practice focused on tribal relations and energy
- Lives in the Yakima Valley and is a member of Kah-Bay-Kah-Nong Band of the Chippewa Nation



Carol Bernthal
Consultant

- 35 years of experience working in natural resource management
- Served as Sanctuary Superintendent for Olympic Coast National Marine Sanctuary within the National Oceanic and Atmospheric Administration
- Senior Habitat Biologist/Program Coordinator for Point No Point Treaty Council
- Lives in Port Townsend

Offshore Wind

The U.S. federal government (BOEM), California, and Oregon are exploring offshore wind development on the West Coast.

Formal federal process has not begun in Washington, however, Washington State is considering how best to proceed through the development of a planning and evaluation engagement framework.

This is a pre-decisional effort to scope the type of engagement Washington Tribes, fisheries, industry, conservation groups, local governments, communities, etc., would like to see from and around formal federal offshore wind processes, including how Washington might supplement a federal process.



Gridworks' Scope of Work

- Recommend a framework for a Washington-specific consultation and public engagement process to guide the planning and evaluation of potential offshore wind development off Washington's coast, including options for how BOEM and the state can tailor a BOEM process to Washington's unique needs and/or options to develop processes to augment BOEM's efforts.
- Identify key data gaps identified by state agencies, local governments, Tribes, and stakeholders pertinent to the planning and evaluation of offshore wind and recommended scientific studies needed to comprehensively evaluate potential offshore wind impacts.
- Identify funding needs to support the recommended framework.
- Recommend next steps for planning and evaluation of offshore wind development off Washington's coast.



Draft Report: A Proposed Offshore Wind Engagement Framework for Washington State

Research and recommendations to shape planning and evaluation of offshore wind off Washington's Pacific Coast.

MAY 2024



GRIDWORKS

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GRIDWORKS' APPROACH TO THIS PROJECT

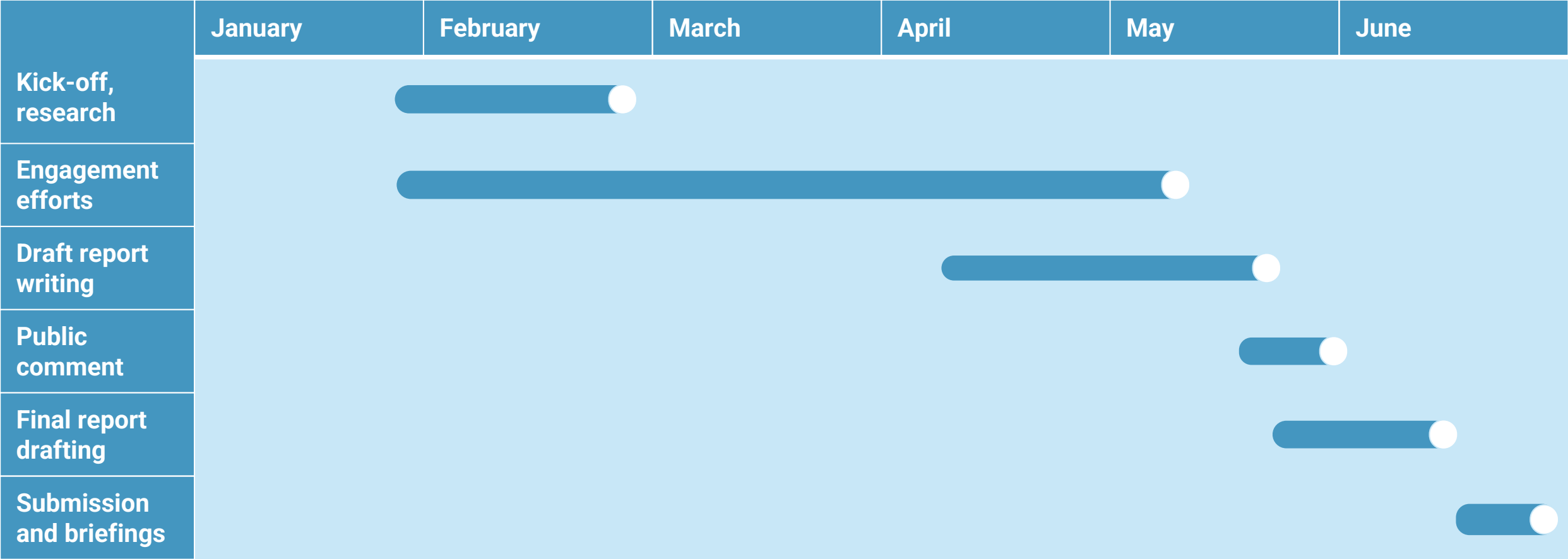
Outcomes

- Framework for a **comprehensive, transparent process to evaluate offshore wind development** in Washington state.
- **Catalog of funding needs** to implement the framework
- **Review of key data gaps** pertinent to planning and evaluation of offshore wind
- **Recommendations for scientific studies** needed to evaluate potential offshore wind impacts.

Process

- Expert **research and documentation of offshore wind engagement best practices** in other jurisdictions
- Targeted **interviews and collaborative meetings with stakeholder groups and Tribes**
- **Public comment and feedback**
- **Socialization of findings and recommendations**

PROJECT TIMELINE



Washington Engagement Process

- Gridworks invited and convened discussions with Washington Tribes, interested parties, and communities who would be most impacted by the development of offshore wind off the Washington Coast
- Most meetings ranged from 1-3 hours in length, and typically included a presentation from Gridworks followed by facilitated discussion.
- Comments and questions largely fell into 7 categories:
 - Federal process improvements/expectations
 - State process improvements/expectations
 - Public trust, respect, and transparent engagement
 - Environmental, marine co-use, and community impact issues
 - Data gathering & research
 - Gridworks' OSW Engagement Project process
 - Tribal impacts

Engagement Meetings To-Date

1.	WCMAC	2/14/24	17.	Research interests	4/10/24
2.	Coastal Tribes - initial briefing	2/20/24	18.	Local Government: Clallam County	4/10/24
3.	All State Tribes - initial briefing	2/23/24	19.	ATNI	4/11/24
4.	Commercial fishing introduction call	3/19/24	20.	Research 1-1: University of Washington	4/12/24
5.	Recreational fishing introduction call	3/20/24	21.	Port of Grays Harbor	4/16/24
6.	Commercial & recreational fishing deep-dive	3/25/24	22.	Local Government: Grays Harbor County	4/22/24
7.	Local government: Ilwaco and Forks	3/25/24	23.	Pacific MRC representative	5/6/24
8.	WCMAC offshore wind TC	3/26/24	24.	Grays Harbor MRC representative	5/6/24
9.	Labor	3/27/24	25.	WCMAC	5/8/24
10.	State Ocean Caucus	3/27/24	26.	Quileute Tribe	5/13/24
11.	Ports and econ development: Pacific County	3/28/24	27.	Hoh Tribe	5/14/24
12.	WA Department of Ecology	3/28/24	28.	Shoalwater Tribe	5/15/24
13.	PNNL	4/3/24	29.	Quinault Indian Nation	5/15/24
14.	Clean energy	4/8/24	30.	State Ocean Caucus	5/22/24
15.	Maritime shipping	4/8/24	31.	Hecate	5/24/24
16.	Conservation	4/10/24	32.	DOD	5/24/24

Research: BOEM Processes, OSW Planning in Other States, Considerations Unique to Washington

- BOEM processes and the Federal Advisory Committee Act
- Oregon, Maine, and California OSW planning and analysis approaches
- Tribal Sovereignty and Treaty Rights
 - Treaty of 1855 and reserved rights
 - Millennium Agreement and Centennial Accord
 - ATNI Worley, Idaho Resolution
 - Coastal Treaty Tribe letters to BOEM in Oregon process
- Washington Fishing Industry
- Coastal Zone Management Act/Enforceable Policies/MSP
- State Energy Strategy and Washington Policy Regarding Offshore Wind

Research Findings

- **BOEM processes and the Federal Advisory Committee Act** offer some flexibility for tailoring processes to state needs, but BOEM's process is scoped for leasing.
- **Oregon, Maine, and California** all approached offshore wind planning and evaluation differently.
 - States can provide leadership in offshore wind evaluation efforts with processes that at least run in parallel, if not start before, BOEM's initiation of its leasing process.
- **Washington Tribes' Treaty Rights** are unique in the country, and Washington Tribes seek meaningful government-to-government engagement on offshore wind issues.
- **Washington's fishing industry** is a multi-billion dollar industry. Industry leaders and communities reliant on fishing are concerned about how offshore wind will impact them in myriad ways.
- **Washington Coastal Zone Management Act Enforceable Policies and MSP** provide a framework for some aspects of offshore wind discussion, but not all.
- **Washington's energy policy and strategy** has no clear policy supporting or scoping offshore wind development off the coast.

Shared Interview Process Findings: General

- Offshore wind planning and evaluation efforts should be conducted with attunement to the perspectives of those who would be most impacted by development:
 - Concern for coastal community and economic impacts, including fishing community impacts
 - Concerns about impacts to tribal rights, way of life, and stewardship of the natural environment
- Processes should include opportunities for not moving forward with offshore wind development if it becomes apparent that offshore wind is not appropriate for Washington.
- Processes should share how participant engagement and feedback has informed decision-making.
- Communities are concerned that the benefits of offshore wind will not flow to communities, but the burdens will. Communities want to define what constitutes a benefit or a burden to their communities.

Shared Interview Process Findings: Federal

- Tribes and stakeholders want environmental/ecosystem issues studied on a coast-wide basis, rather than state-by-state. They want these impacts to be studied early in planning and evaluation processes to inform next steps.
- Stakeholders are concerned with the inclusivity of federal planning and analysis efforts through BOEM's intergovernmental task force.
- Stakeholders are concerned by when and how BOEM's planning and analysis process for determining offshore wind lease areas handles conflicts with current ocean uses.
- BOEM should coordinate early with Tribes and stakeholders prior to BOEM's issuance of Call Areas, Wind Energy Areas, and other proposals developed for decision-making.

Shared Interview Process Findings: State

- Tribes and stakeholders share a need for the state to articulate why, how, or under what circumstances it is considering offshore wind development off the state coast.
- Stakeholders share a need for Washington to get ahead of and play an active role in a BOEM planning and analysis process, before entering the process, in order to ensure federal efforts are meaningful, transparent, and attuned to Washington's unique needs.
- Tribes and stakeholders share a need for more coordinated efforts from federal and state governments exploring offshore wind to ameliorate participant capacity issues in responding to those efforts.

Recommendations

- **Recommendation 1: Tribal Consultation**

- Meaningful consultation on offshore wind issues with Washington Tribes, following Millennium Agreement guidelines
- Conversations about the cross-sector topics (energy, fishing, resource protection, climate and conservation, etc.)
- On-going, iterative consultation with Governor's Office, the Washington Dept. of Ecology, the Dept. of Commerce, and the Dept. of Fish and Wildlife, including leadership and technical staff

- **Recommendation 2: West-wide Research Consortium**

- Consortium to provide independent expert analysis and peer review of, guidance for, and prioritization of the research and analysis informing responsible offshore wind development off the Pacific Coast.
- Washington Departments of Ecology, Fish and Wildlife, Oregon agencies, Washington- and Oregon-based academic research organizations, Tribes, Northwest Indian Fisheries Commission, CRITFC, independent or nonprofit researchers and organizations, federal organizations, etc.

Recommendations

Recommendation 2: West-wide Research Consortium, cont.

A preliminary list of research study needs identified by participants in our process:

- cumulative impacts of West Coast offshore wind development
- potential impacts to the California Current Large Marine Ecosystem
- changes in upwelling
- changes to surface-level mixing
- changes to larval drift/ocean transport
- impacts to stratification
- impacts to thermocline
- wake effects of turbines
- a project's natural disaster resiliency or impacts

- forage effects
- seabird impacts, including blade collision
- endangered and protected species/habitat impacts
- phytoplankton impacts
- electromagnetic field effects
- impacts to marine mammals and migration
- impacts to birds and pollinators
- impacts to fish migration in ocean and upstream into inland rivers, such as the Columbia River

- acoustic noise impacts on ocean life
- social/socio-economic impacts to coastal Washington and inland communities, including behavioral health impacts on Tribes
- fishing production (including stock surveys)
- impacts to/dislocation of other ocean uses
- impacts to the ecological value of natural resources
- broader impacts and benefits of clean energy generation replacing fossil fuel generation

Recommendations

- **Recommendation 3: State Policy Articulation and State Task Force**
 - State should take an active role in determining and articulating its policy priorities relative to offshore wind development off the state coast prior to a BOEM process
 - State Task Force can inform articulation of policy goals through further study and discussion. Representation from Washington state agencies, Tribal governments, Tribal-led organizations, local governments, and representatives of impacted groups including the fishing and maritime industries, labor organizations spanning marine industries to electrical infrastructure, conservation, and other impacted viewpoints.
 - To inform a state task force's efforts and/or to inform gubernatorial, legislative, or administrative decision-making and policy articulation, the state could initiate studies and public education around the following topics:
 - Statewide energy issues
 - Regional grid decarbonization
 - Priorities for ocean use and resource management
 - State Task Force can assist with public education around offshore wind and any future processes

Recommendations

- **Recommendation 4: Offshore Wind Development Concept Framework**
 - State should develop a concept framework for responsible offshore wind development to encourage and elevate priorities around responsible offshore wind development.
 - Engagement with Washington Tribes, stakeholders, and communities through working group to develop the framework
 - Framework to provide a set of guidelines or act as an enforceable document, depending on the state's priorities. This effort could also develop additional work products, such as draft community benefit agreements or minimum requirements of what community benefit agreements should offer.
 - Framework to inform exit opportunities from a federal leasing process from BOEM's planning and analysis phase through site assessments and project development.
- **Recommendation 5: State Authority Review, Articulation**
 - Prior to entering a BOEM leasing process, state should perform a thorough investigation and comprehensive catalog of Washington's legal authorities under Coastal Zone Management Act enforceable policies and other jurisdictional authorities pertinent to potential siting and permitting of offshore wind within the BOEM process.
 - Examine whether additional enforceable policies are helpful for the state

Recommended framework for a comprehensive, transparent process to evaluate offshore wind development

- **Recommendations 6 & 7: State Leadership in a BOEM Process**
 - Develop advisory body requests for BOEM to meet in BOEM's consideration of offshore wind leasing off the Washington Coast, such as an intergovernmental task force or another body.
 - Develop specific guidelines to ensure BOEM's interactions with Tribes, stakeholders, and the public during a BOEM leasing process in Washington are inclusive, comprehensive, and meaningful:
 - i. Request BOEM engage with Washington Tribes and the state concurrently.
 - ii. Request BOEM develop a charter for its advisory body.
 - iii. Request BOEM increase its consultation efforts with Washington Tribes and share decision-making rationale with Tribes prior to public announcements.
 - iv. Request BOEM share with the state, Tribes, and stakeholders a comprehensive and detailed process plan for any BOEM leasing effort off the Washington coast.
 - v. Request BOEM conduct an analysis of potential cumulative impacts of offshore wind development to the marine ecosystem West-wide, Tribes, coastal communities, and economic interests like fishing and shipping during the planning and analysis phase of the BOEM process.
 - vi. Request BOEM share criteria for decision-making and the reasoning supporting BOEM's decisions.
 - vii. Request BOEM share drafts of Call Areas and additional drafts of Wind Energy Areas to inform Tribes, the public, and stakeholders of changes made responding to site conflicts.

HOW CAN WE HELP?

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