

OPAC Territorial Sea Plan Working Group
Meeting Summary
Monday, August 18, 2008
City Dance Hall, 107 Sixth Street, Garibaldi, Oregon

10:20 am Introduction of members and guests: **David Allen** (co-chair)

Last meeting in February- started as study group in Newport. Ideas forwarded to OPAC for long-term group.

List of current membership- introductions

Audience intros.

Overview of meeting agenda

10:25 am Overview of TSP amendment process: **Paul Klarin** (co-chair), DLCD
Wave energy timeline and discussion

Refer to documents provided. Distribute TSP documents.

Why the working group exists, what brought us here, what we'll be doing.

Refer to Gov Executive Order of last March. Amend TSP specifically for wave energy to designate areas appropriate for wave energy sites.

Gov spoke with communities and made commitment to do what he could to address community interests with MR and WE.

TSPWG represents OPAC side of the formula.

DLCD effort will submit to commission amendments to TSP, with advice of OPAC, done through rulemaking process. Paul Klarin will go before commission to ask to create rulemaking advisory workgroup.

In provided materials, LCDC Citizen Involvement Guidelines for Policy Development.

Large list of participants for the group.

David Allen distributed preliminary list of participants for rulemaking advisory workgroup, can be found on DLCD website. Roughly 35-40 stakeholder interests which will be condensed.

The rulemaking advisory workgroup will start beginning of next year; seek membership between Oct and Dec. First meeting early spring.

Two parallel tracks working and hopefully this group can do a lot of the work to feed to the rulemaking advisory workgroup.

Deadline to work in earnest by next July to forward by September. Aggressive timeline with a lot of work to do in between.

Several important things. Refer to docs

Excerpts from TSP. Look at present plan and begin to think and talk about how to amend that to wave energy. Framework and what we're using today. Filtering part 2 of TSP for development.

Need to look at the process and determine if it worked well.

Part 4- uses of Sea floor. Put in for cables, pipelines, etc. How did OPAC go about amending to include part 4 and use as a model for how to amend this time?

Perhaps add Part 5, and what the components would be. Discuss how to formulate and organize. Spatial analysis and designating areas. How do we do the analysis.

Big task- mapping effort that needs to take place of fishing effort up and down the coast.

This is the piece of the puzzle that needs to take place early in the process, to get done in time to be ready for next summer. No money in budgets to do that work, but looking for funds to complete.

DLCD grant from NOAA postponed and money used to try and complete pilot mapping effort by one of groups willing to do it. Methodology and protocols are laid out already. Looking for willing partner. Mapping effort extremely important. Importance of money.

Discussion - TSPWG members.

11:20 am Update on local port groups: **Onno Husing**, OCZMA
Spatial mapping of fishing effort and potential funding opportunities

(Map on chalkboard)

Recall first iteration of group. New vector in MR discussion and fundamental change was federal agency that could award fishing grounds to a private sector for a lease term and award exclusive access to a firm to do that. Undersea cables may be the first introduction to that type of lease of seabed to exclusive uses. Beginning of the need to think differently with new uses. Paradigm shift. Existing TSP anticipates that an applicant can come to OR and apply for permits.

No areas “insignificant,” just looking for “less significant.” Paradigm shift, going to do our best to plan TS and beyond. Fundamental purposes.

Grant application got ball rolling.

Story of OPT meeting in Charleston.

SOORC group. Active group of fishermen and others along coast. Another group, FINE. Create local groups to respond to things. Jack Brown established relationship with Meyer... Kid Zone. Informal conversation to have Meyer entertain letter from coastal communities to help support communities with ocean planning. Understood other side of equation. Have to ask for support to communities.

Lack of \$\$ cripples OPAC. Never had resources to do anything significant.

Want socio-economic work.

Try to extrapolate landing information to get idea of community \$\$.

Need to get better socio-economic information.

Lack fishing information.

Everyone wants to rush to fishing maps, need to get socio-economic information as well.

Pilot projects to scale up to commercial.

Coos Bay conversation to find areas to scale up.

How do we eventually find commercial scale development areas?

Help OPT. Ocean zoning exercise.

(to board) OR, TS, counties, highlights on coastal areas.

Divide coast into areas of interest, work with Sea Grant to get groups together to share information.

Two months ago in Cannon Beach, meeting to have dialogue of MR. Two hour conversation to share information of what's going on. General agreement that the county would develop inclusive planning information.

Ask communities to find location that will work for all of us, minimize conflicts.

Need good GIS work to sort out uses. Word back was there are no firms in OR that do GIS, except Ecotrust. Different communities need to make their own decisions, but growing consensus that fishing ground mapping overlays are important.

Port Orford has been mapped by Ecotrust. Overview of how Ecotrust maps with fishermen. (diagrams on board)

Huge questions on whether this detailed mapping would be released to public.

People in the communities need to believe it is in their interest to map. In addition to fishing grounds, what are other key ecological features out there that should not be affected? May want to release only larger footprints, as opposed to narrow detailed information.

If OPT (example) comes in and still needs to impact part of key fishing grounds, then the information is available to say that there is a major conflict. If there is a compensation claim, can understand and quantify as opposed to theoretical. Can quantify impacts, scale, etc. Benefits fishermen, WE, MR, communities, ecology, etc. because everything rooted in actual data.

Discussion - TSPWG members.

1:30 pm Overview of MMS wave energy: Justin Klure

Draft rules and discussion:

Comments due Sept 8. Board meeting Aug 25 where comments will also be made.

Pacific Energy Ventures. Group put together summary document of the rules. Copies available. In addition to summary document, public meetings were held in Newport and Portland.

Walk through document Issuance of OCS Alternative Energy Leases.

2007 announced interim policy. July 2008 issued proposed regulations.

Purpose of meetings to walk through document. Public outreach meetings.

Summary document:

Based on 700 page document, down to 10-12 pages.

Several types of leases proposed. Commercial and limited leases.

Commercial- long term lease, up to 30 years giving developer right to commercial scale rights and power production to utility operation.

Limited- research and development limited to 5 years. Assess technology, address needs prior to moving forward to commercial.

Two stage lease not in regulations but is being looked at. Linkage from limited to commercial. This is not listed because it didn't make sense. Could scale within commercial some limited lease uses, but this may be something for comment if this is considered valuable.

At commercial level- competitive lease and non-competitive lease. Outlined in document.

Read through document.

Discussion - TSPWG members.

MMS has asked specific questions, listed on webpage. Helps guide process.

High level comments:

Conversation on positive aspects of rule. Strong science and technical information.

Multiple rounds of NEPA and CZMA analysis. 27% revenue sharing attractive to states.

Key area- differences between renewable alt energy and oil and gas industries, not specifics but regulatory info should identify.

Economic conditions significantly different so should be applied.

Wind based on profits.

Regulatory coordination brought up. Key note, FERC/MMS jurisdiction needs to be resolved.

Some said NEPA good, some bad.

Stakeholder consultation brought up numerous times. MMS needs to clearly identify language.

Leases don't adequately address phases. Leases required on plot of lands.

Inclusiveness of adaptive management, MMS should be at the table with these discussions.

Continued discussion - TSPWG members.

2:30 pm Wave energy: discussion of outreach: Kaety Hildenbrand, OSG

Executive Order states important to work with Sea Grant and with outreach.

Sea Grant is not going to do all of the outreach.

Discussion on how to create an outreach plan.

Leave mapping efforts aside; discuss more how information gets out.

Comments on creating a plan.

Outreach and engagement are different.

Outreach is telling and engagement includes meaningful participation.

Other common mistakes are the lack of outreach (ie: marine reserves)

Assuming it's the public's responsibility to find the information is wrong route, it is the responsibility of the group to ensure the information can be found.

Some plans are already outlined.

Brainstorming groups, user groups, places of interest that need to be reached. Who is necessary? Make sure it's clear how the information is used once collected.

Who	How
Attendees from MR meetings	OSG list
Our Ocean- environmental groups	Our Ocean
Fisheries: charter, recreational, commercial, non-grouped (urchin, kelp)	Pre-existing groups, ODFW, OR marine board
Public	OPAC/MR meeting lists, NSAT model, community forums, press
Non-fishing recreational	Surfrider, kayaking, diving clubs and some without groups, blogs
Processors	
Utilities	OR Rural Electrical Association
	ODFW, OSG, meeting lists
State parks (visitors and agencies)- BLM, hotels homeowners	Chambers
Wave Energy community	OWET
Tribes	Tribal councils
Cities, counties, ports/coastal governments	OCZMA
State Whale watching Center (D. B)	Tim Wood

Depoe Bay Beacon	→	
USACOE	→	
Research Community		SAFE- OSU/HMSC lists
General public-not in groups		Internet, valley, FB, My-Space, blogs

OCUCC-Bandon

2 tracks

1. Larger effort- e-mail lists
2. One-on-one conversations

Gaps are apparent between some audience groups and the “how.”

Start early and figure out where the holes are and go after them.

Also important are finances.

What is the “engagement” potential? How does the outreach connect to the engagement?

Start engagement, get process in line and then really begin engagement/outreach.

3:45 pm TSP periodic review: Paul Klarin

Discussion of other TSP issues.

Aquaculture-

Offshore aquaculture act presentation to OPAC. Comments were planned, but nothing happened- needs to be wrapped up.

Paul Engelmeyer working on draft language a while back, but work put on hold to date.

Offshore Act from NOAA, MMS issue with alternative uses.

Issue is still alive on some level (with Sept meeting), phone call about regulations, etc.

Don't assume it won't happen.

Alternative uses on existing facilities (ex: on oil rigs)

Are wave energy and aquaculture co-uses? Could be alternative uses of anything on existing MMS facilities

Potential for sunken pens... this could be an issue we deal with, but may not be immediate.

Go to conference and then report back.

Continued discussion - TSPWG members.

4:20 pm TSPWG membership: David Allen

Necessary to limit membership to OPAC members? Discussion on what should be done in future because this is a long-term working group.

Opportunity to involve people from other groups in RAW. Nov/Dec finalization

Number of spots on group may be determined by commission. Group formed based on stakeholder interests and categories.

Goal to get non-OPAC members but budget constraints.

Interest in having people from original group on RAW.

Issue needs more discussion in future.

4:30 pm Adjourn