

Oregon Board of Forestry – Public Meeting

Oregon Department of Forestry - State Forester's Headquarters
2600 State Street – Building C – Tillamook Room, Salem, Oregon

Thursday, November 5, 2015

Prior meetings' audio and this meeting's written material available on the web www.oregonforestry.gov

The matters under the Consent Agenda will be considered in one block. Any Board member may request removal of any item from the consent agenda. Items removed for separate discussion will be considered after approval of the consent agenda. Public comment will not be taken on consent agenda items.

Consent Agenda

- 9:00 - 9:01 **A. September 9, 2015 Meeting Minutes** State Forester Doug Decker
- 9:00 - 9:01 **B. 2015-17 Board of Forestry Work Plan Items** Kevin Birch
- 9:00 - 9:01 **C. Request Board Approval to Promulgate OARs for Firefighter Legal Defense** Doug Grafe
- 9:00 - 9:01 **D. Forest Recreation Rulemaking** Justin Butteris

Action and Information

- 9:01 – 9:30 **1. State Forester and Board Member Comments**
 A. Public Comments [topics not on agenda – see over] Sign in at Entrance
- 9:30 – 9:50 **2. Fire Season 2015 Update** Doug Grafe, Ron Graham
 Provide the Board an update on the 2015 fire season.
- 9:50 - 12:00 **3. Forest Practices Act (FPA) Riparian Rule Review** Peter Daugherty
 Staff and Board Riparian Rule Subcommittee Members will present outcomes from the September 25 subcommittee meeting and discuss: (1) proposed rule prescription(s) and associated ecological and economic information; (2) opportunities to consider landowner equity concerns and other unintended consequences; (3) considerations for their geographic and stream reach extent; and (4) proposed range of regulatory and non-regulatory prescription scenarios. These results form the foundation for the Board's decision on which prescription(s) to adopt to meet the DEQ protecting cold water temperature standard to the maximum extent practicable, their geographic and stream reach extent, and if the prescription(s) will have a regulatory component.
- 12:00 - 1:00 **Lunch**
- 1:00 - 2:30 **Forest Practices Act (FPA) Riparian Rule Review** Peter Daugherty
 Continue Agenda Item 3.
- 2:30 - 2:40 **Afternoon Break**
- 2:40 - 3:25 **4. Alternative Forest Management Plan Update** ... FMP Subcommittee with staff support from Liz Dent, Brian Pew, Josh Barnard
 Report from FMP Subcommittee on outcomes from the October 19, 2015 subcommittee meeting and next steps.
- 3:25 - 3:45 **5. Elliott State Forest Transfer Opportunity** Liz Dent
 The State Land Board has embarked on a Land Transfer process for the Elliott State Forest which includes a protocol and associated timeline to submit a proposal. The Department is examining our potential role in the transfer process, partnerships, and potential proposal development.
- 3:45 - 4:15 **6. Barred Owl Research Project/Safe Harbor Agreement** USFWS staff and Mike Wilson, State Forests
 U.S. Fish and Wildlife staff will describe the Barred Owl Research project they are implementing as part of the Northern Spotted Owl Recovery Plan as well as the elements and process for associated "Safe Harbor Agreements". ODF staff will give an update on discussion with USFWS on obtaining a Safe Harbor agreement on State Forests Western Lane district lands included in the study area.

Times listed on the agenda are approximate. At the discretion of the Chair, the time and order of agenda items may change to maintain meeting flow. The Board will hear public testimony [*excluding marked items] and engage in discussion before proceeding to the next item.

* A single asterisk preceding the item number marks a work session. Public testimony/comment will not be accepted.

BOARD WORK PLANS: Board of Forestry Work Plans result from the Board's identification of priority issues. Each item represents commitment of time by the Board of Forestry and Department of Forestry staff that needs to be fully understood and appropriately planned. Board Work Plans form the basis for establishing Board of Forestry meeting agendas. Latest versions of these plans can be found on the Board's website at: www.oregonforestry.gov

PUBLIC TESTIMONY: The Board of Forestry places great value on information received from the public. The Board accepts both oral and written comments on agenda items except Work Session items [see explanation below]. Those wishing to testify or present information to the Board are encouraged to:

- Provide written summaries of lengthy, detailed information;
- Recognize that substance, not length, determines the value of testimony or written information;
- Endorse rather than repeat the testimony of others;
- Sign-in at the information table located near the entrance.

Written comments for public testimony provide a valuable reference and may be submitted before or during the meeting for consideration by the Board. Please bring 10 copies for distribution. Written comments received before or during the meeting will be distributed to the Board. Oral or written comments may be summarized and attached to the minutes.

The Board cannot accept testimony on a topic for which a public hearing has been held and the comment period has closed. If you wish to provide comments to the Board, you must sign-in on the sheet provided at the Information Table, located near the meeting room's entrance. (Note: All persons attending a board meeting are requested to sign in, whether or not they intend to provide comment.)

Three minutes will be allotted for each individual. Those wishing additional time for testimony should contact the Board Support office at 503-945-7210 at least three days prior to the meeting. The maximum amount of time for all public comments under this agenda item will be thirty minutes.

WORK SESSIONS: Certain agenda topics may be marked with an asterisk indicating a "Work Session" item. Work Sessions provide the Board opportunity to receive information and/or make decisions after considering previous public comment and staff recommendations. No new public comment will be taken. However, the Board may choose to ask questions of the audience to clarify issues raised.

- During consideration of contested civil penalty cases, the Board will entertain oral argument only if Board members have questions relating to the information presented.
- Relating to the adoption of Oregon Administrative Rules: Under Oregon's Administrative Procedures Act, the Board can only consider those comments received by the established deadline as listed on the Notice of Rulemaking form. Additional input can only be accepted if the comment period is formally extended (ORS 183.335).

GENERAL INFORMATION: For regularly scheduled meetings, the Board's agenda is posted on the web at: www.oregonforestry.gov two weeks prior to the meeting date. During that time, circumstances may dictate a revision to the agenda, either in the sequence of items to be addressed, or in the time of day the item is to be presented. The Board will make every attempt to follow its published schedule, and requests your indulgence when that is not possible. Audio files of the Board's meetings are posted within one week after the meeting at: www.oregonforestry.gov

In order to provide the broadest range of services, lead-time is needed to make the necessary arrangements. If special materials, services, or assistance is required, such as a sign language interpreter, assistive listening device, or large print material, please contact our Public Affairs Office at least three working days prior to the meeting via telephone 503-945-7200 or fax 503-945-7212.

Use of all tobacco products in State-owned buildings and on adjacent grounds is prohibited.