**Type F/N Break Disput Resolution Board Motion Passed 2/11/2014**

I move the Forest Practices Board initiate actions to remedy the Type F water concerns outlined in the majority and minority recommendations of the TFW Policy committee caucuses by obtaining additional information and directing additional work by Policy. These steps are essential for the Board to consider making a final determination of the appropriate approach to take in the development of a permanent water typing rule.

I further move the Board and Policy work plans be amended to reflect the following:

1) Policy is directed to complete recommendations for options on a permanent water typing rule, beginning with two tasks to be completed and reported to the Board at the May 2014 meeting:
   a) Development of “best practices” recommendations regarding protocol survey electrofishing, including an evaluation of relevant literature, minimizing potential site-specific impacts to Incidental Take Permits-covered species, and options for reducing the overall extent of the survey’s use;
   b) An evaluation of the current rule process to identify off-channel habitat under the interim water typing rule, including recommended clarifications in field implementation guidance, or rule language. The evaluation must be based, in part, on field review of approved Forest Practices Applications and water type modification forms.

Policy shall accomplish these tasks through the formation of technical subgroups or other means, as needed, to complete work by the established deadline.

2) The Adaptive Management Program Administrator is directed to work with Board staff and others, as needed, to scope and initiate a pilot project to re-run the existing hydrologic model using LiDAR data, including at least two watersheds, one westside and one eastside. The Administrator shall make optimal use of contract resources, persons involved with the original development of the model, and LiDAR analytical frameworks completed and in-development by DNR-State Uplands. The objectives of this effort are to:
   a) Develop quantitative information about the “footprint” of the interim rule, as applied;
   b) Compare model-based water type designations to on-the-ground Forest Practices Applications and Water Type Modification Forms;
   c) Investigate additional model utility, such as detection of off-channel habitat, ability to predict physicals and assess footprint effects from using different physicals (i.e., its ability to provide analytical and/or implementation value to different “options” for approaching the various issues raised in the water typing rule dispute memos);
   d) Provide information that can inform the Board’s basic administrative choices among “map-as-rule” vs. “guidance map with field adjustments.”

The Board authorizes the Administrator to utilize up to $100,000 of Forests and Fish Support Account funding to enter into contracts as needed to scope and initiate work before the May, 2014 Board meeting.

The pilots are to be completed by the August 2014 Board meeting. The Administrator will present a progress report at the May 2014 Board meeting, including an estimate of the total funds needed to complete the work directed above.