Minutes Board of Natural Resources Meeting February 7, 2023

Webinar/In-Person, Olympia, Washington

BOARD MEMBERS PRESENT

The Honorable Hilary Franz, Chair & Washington State Commissioner of Public Lands

The Honorable Chris Reykdal, Superintendent of Public Instruction

The Honorable Lisa Janicki, Commissioner, Skagit County

Jim Cahill, Designee for the Honorable Jay Inslee, Washington State Governor

Dr. Dan Brown, Director, School of Environmental and Forest Sciences, University of Washington

Dr. Wendy Powers, Dean, College of Agricultural, Human, and Natural Resource Sciences,

Washington State University

CALL TO ORDER

Chair Franz called the meeting to order at 9:03 a.m.

Boardmembers provided self-introduction. A meeting quorum was confirmed.

WEBINAR/SAFETY BRIEFING

Ms. Tami Kellogg, Board Coordinator, provided an overview for viewing and participating in a combined webinar and in-person meeting.

LIGHTNING TALK - Information

Recreation Benefits

John Moon, Boulder Unit Forester, Cascade District, Northwest Region

Mr. Moon's presentation covered Northwest Region's multi-use recreation landscapes, regulatory and policy framework used to manage and make decisions for landscapes, the Reiter Foothills recreation area, and several examples of managing trust lands for recreation and timber sales within the same footprint.

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The Northwest Region covers 300,000 acres of state trust lands, 28 recreation sites, 118 miles of trails, and five multi-use landscapes (areas of recreation, timber sales and commercial leases). The Reiter Foothills Forest includes formal developed recreation, an active timber sales program, and two communication site leases. Work within the landscapes is under the auspice of three objectives of trust obligations and sustainable harvest goals, public access and recreation, and robust environmental protection framework through the Habitat Conservation Plan (HCP) and the Forest Practices Act.

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Because of overuse and widespread public use of trails and streams, the agency closed the Reiter Foothills recreation area in 2008. Over the next several years, the Reiter

Foothills Recreation Plan was developed with support from a diverse group of stakeholders. The recreation plan was adopted in 2010. Reiter Foothills reopened in 2012. The area today includes 33 miles of motorized trails and 4 miles of non-motorized trails. Since 2010, the area has generated \$27.5 million in revenue for beneficiaries and produced approximately 77 mmbf of timber.

Mr. Moon shared information on several timber sales as examples of forests and recreation management generating revenue for beneficiaries.

Superintendent Reykdal inquired about the funding sources for trail improvements. Mr. Moon replied that two main funding sources for recreation include capital funding from the Legislature and grants through the State Recreation and Conservation Office, as well as limited funding from gas tax and the Discover Pass.

Chair Franz added that DNR's recreation program includes approximately 40 personnel funded primarily through various grants DNR is able to receive. Many recreation nonprofit organizations contribute to required grant matches.

Commissioner Janicki asked whether the recreation areas include signage or kiosks informing the public of the working forest. Mr. Moon advised that sites include signs and kiosks. Regular public meetings are conducted to engage with public groups. When logging operations are active, signs are installed alerting the public to the presence of log trucks and logging operations. Several signs/kiosks were installed near motorized trails.

24

Chair Franz said the agency is working on changing signage at a number of high use recreational areas with large boards containing information about DNR, responsibilities of DNR, and information about multi-functional use of the landscape.

Mr. Moon addressed comments about the Department's efforts to prevent formation of unauthorized trails. Working in conjunction with trail user organizations and volunteers. much work has been completed through partnerships by taking advantage of the timber harvesting process and moving stockpiles of stumps removed during the creation of logging roads to manage unauthorized trail access points.

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PUBLIC COMMENTS

Robert Mitchell spoke to governance through non-violence as practiced by Gandhi, even in response to harvesting the degrading dismissively nicknamed Sauerkraut parcel. He suggested assigning respectful names rather than trivializing the violence of removing trees. Renaming parcels scheduled for auction might result in fewer auction approvals. He reemphasized his claim of DNR overreacting to minor violence by locking public lands from access and punishing non-violent users as collateral damage. More knowledge might be helpful to small forest landowners wanting to be part of the solution by demonstrating how stand growth is more influenced by mycorrhiza fungal networks than any models currently predict. He suggested considering compensation of loggers and beneficiaries financially for arrearage instead of logging trees. DNR revenue in the timber sales report is 40% above projections. Arrearage may be increasing profits by holding down oversupply. He asked the Board to move the DNR study of financial revenue sources in addition to carbon markets. DNR did not seek legislative approval to

enter the carbon market. He asked about other financial instrument options and the possibility of hedging commodity prices with futures.

Paul Butler referred to his requests over the last 18 months to protect the little remaining older and mature forests in Western Washington. He realizes DNR does not understand the value of legacy forests. Legacy forests are naturally regenerated remnants and the last unprotected lowland temperate rain forests not converted to tree plantations. They are a legacy of what was ravaged prior to World War II. In 2021, Commissioner Franz reported on the pause of timber sales of legacy forests while DNR reviewed the Older Forests Policy. Several months later, DNR announced ending the review with no changes to policy required but that DNR would follow the science. Scientists, including Jerry Franklin have said unprotected remnants should be preserved intact. The lack of recognition of legacy forest value carries over to how DNR interacts with some beneficiaries. Commissioners from several counties in Western Washington expressed interest in protecting legacy forests; however, DNR is not making it easy. At a minimum, DNR should postpone sales containing legacy forest remnants, which would allow DNR to work collaboratively with the counties to explore other alternatives. Legacy forests provide more value vertically rather than horizontally.

Miguel Perez-Gibson, Washington Conservation Action, commented on the presentation on the Eastside Sustainable Harvest Calculation. The last Eastside SHC was completed in 1996 when he served as the Department's Forest Resources Division Manager. The presentation will raise several policy questions on sustainable harvest units, forest certifications to consider for the Forest Stewardship Council, forest health management, and the HCP. It is essential to recognize that over 80% of the eastside is Common School Trust land while county trusts are less than 3% with the remaining 15% divided over six different federal trusts. Historically, eastside harvests have averaged 10% to 15% with more minor investments in silviculture resulting in a decrease in overall forest health, which created the need for general fund monies from the Legislature to fund forest health treatments. Several of the policy questions pertinent to the eastside are also applicable to westside sustainable harvests. They include climate, species composition, harvest intensity, multi-objective optimization, such as stored carbon and ecological functions, using alternative harvesting techniques resulting in various levels of tree retention, and consideration of how forests across the state need similar policy questions. He acknowledged DNR staff for the successful Turning Wheel timber sale as it serves as an example of managing state forests for all Washington citizens. The Turning Wheel sale leveraged the ability to build a bridge for recreation.

Matt Comisky, American Forest Resource Council (AFRC), said he represents purchasers of DNR timber producing carbon-friendly wood products. Finished wood products require an extensive network of foresters, biologists, loggers, truck drivers, and mill operators to produce wood products. The upcoming timber sales presentation reflects a lack of discussion on the arrearages as requested by Commissioner Janicki in January. He supports DNR moving forward on the eastside SHC; however, the State Lands Prioritization Report is not mentioned from House Bill 1711 as one of the plans the Department needs to incorporate into the SHC. A more detailed discussion is warranted on climate and forecasting future climate change. He referred to a 2021

presentation by Angus Brody on forest resilience and climate change in terms of how state lands are addressed.

Bill Turner, Sierra Pacific Industries, said DNR's timber sales program supports four sawmills in the state. At the last meeting, a speaker levied an accusation of a timber theft on a timber sale involving Sierra Pacific. DNR staff investigated the accusation and found the accusation was false. He expressed appreciation to DNR staff for their follow-up. The company has a good working relationship with DNR staff in the field. Company personnel often work in coordination with DNR staff to improve recreational sites after timber harvesting. The company modified its harvesting practice following a timber harvest to protect a trail. During the decommission of a road, the company stockpiled rocks for recreational use.

Doug Cooper, Hampton Lumber, said Hampton Lumber operates sawmills in the communities of Darrington, Morton, and Randall with two mills actively sourcing DNR logs from Eastern Washington. The company is part of the critical manufacturing infrastructure needed to accomplish forest resiliency treatments that are essential to the sustainability of DNR trust lands in Eastern Washington. With the potential of decreasing harvest volumes in Western Washington, it is critical to have a robust, transparent, and accountable SHC for trust lands in both eastern and western Washington. Forest health depends on maintaining milling and logging infrastructure to combat the threat and impacts of catastrophic wildfire in rural and urban areas of Washington. Responsible and sustainable management of forests is part of the solution for 21st century economic, social, and environmental challenges. Public forests in the Pacific Northwest are the best available and realistic land base to increase timber outputs to support the remaining timber industry, needs of society, and to continue providing a positive contribution to the environment. He looks forward to learning how the SHC incorporates the Forest Plan for State Trust Lands in Eastern Washington within the calculation. There is a great deal of interest in how the assumptions and forest treatments will build resiliency around rural communities. Of additional interest is DNR's climate modeling. the science, and how response is based on future weather trends. DNR must provide the public with the most up-to-date and accurate forest inventory and growth and yield data to ensure transparent and accountable outcomes.

Rod Fleck, City of Forks, said the proposed geographic names represent a remarkable list of proposals of great local culture and historical recognition reflected in the rich, diverse, and inclusion of state history. The proposals should be packaged together as a lesson plan that could be utilized by those teaching history. He questioned the lack of any public discussion or inclusion within the Board's agenda regarding the Department's request for legislation this session. Particularly, last week's introduction of Senate Bill 5688 with a request for authorization to provide the Commissioner of Public Lands the ability to enter into multi-generational 125-year leases for ecosystem services and eco services credit sales. The Board is referenced in the legislation with an option to delegate the Board's authority by resolution. The bill only addresses one-half of the impact of state managed timberland as the value for product versus the jobs associated with the product, especially in rural areas. The term of legacy forests now described an area of timber stands with an average age from the 1920 to 1960s, which is a concern.

Ed Bowen, Clallam County, addressed the proposed sales, sales results, and the Eastside SHC. The proposed sales previously included two Clallam sales that have been pulled. He questioned the withdrawal of the Wild West timber sale affecting junior taxing districts in Clallam County. The sales results are confusing as the information lacks the location of regional sales. The Eastside SHC presentation includes a breakout by county but lacks an explanation of the operable acres or the total number of trust acres. He asked whether the figure of 675.000 acres is the operable acres used to calculate the next SHC. He urged caution in comparing Westside versus Eastside for State Forest Transfer Trust lands. The timeline for completing the inventory versus the yields is confusing.

Sarah Gardam, resident of Whatcom County, said each major forest that falls is a major death today for an increasingly fragile ecosystem. She has witnessed the falling of

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Sarah Gardam, resident of Whatcom County, said each major forest that falls is a major death today for an increasingly fragile ecosystem. She has witnessed the falling of so many in just the last two years as she has monitored DNR razing of legacy forests with impunity. Public awareness about this destruction is growing with more and more people waking up to what is being done to the last few remaining older forests in the lowlands of Western Washington. The more the Board ignores the people, the more effective they become at spreading the word and bringing others into the movement to save forests that deserve love and respect for what they contribute to the planet. The Board should halt the harvest of legacy forests while the good people who testify at meetings are still asking nicely. Please reconsider the next SHC accordingly.

Daniel Harm reported the Brokedown Palace timber sale is located in extremely steep and wet north facing slopes with bedrock hollows and insufficient buffers abutting clifflike inner gorges directly above the middle fork of the Nooksack River, adding that across the valley to south facing slopes are three landslides on Sierra Pacific Industries (SPI) land. One is hundreds of feet long and tracks along the entire face of the slope. The second has destroyed a road. The dark irony is that the operations are directly above a \$17 million dam removal project intended to help salmon. He stated that within Brokedown Palace is a rich, healthy, complex ecosystem teaming on the verge of old growth despite slow growing northerly slopes. There are dozens of 500 to 600-year old fallen cedars and Douglas firs. Logging the parcel would be utter travesty that is being watched closely. Is it worth the risk? A quick history of good forestry science since the 1950s is spraying DDT from helicopters onto public lands or spraying 245T and 24D (Agent Orange) onto public lands. Scientifically stating that old growth is dead and useless is a question for the crowd as anyone older than 50 years could be considered dead and useless. Old growth has been squandered and the industry is fighting for scrapes that are left. The question is what will happen in 10 years if trees are all logged. DNR should stop citing Jerry Franklin to justify land management practices. Dr. Franklin has clearly stated he would never log a stand such as Pennywise. It is important to have a thriving forest product industry but one that is based on true ecological forestry not green-washing misinformation. He wants to see rural communities and education thrive. With \$80 million on the legislative table, it is possible to co-create a future of true ecological forestry that would conserve and protect the last remains of legacy forests, a mere 5% of DNR's land base.

Ed Chadd agreed with the comments offered by Mr. Butler and Ms. Gardam as it is insanity at this point to continue logging the state's last older forests in the Department's portfolio. Those forests are climate mitigation workhorses. As a speaker for the last 18

months during meetings, he does believe there has been any impact on the Board from individuals pointing out the need to change management of forests. Luckily, there is an effort by the Legislature to allocate funds to replace land with legacy forests. The proposal is economically sensible and funding would help to harvest land elsewhere and ensure timber communities remain whole. He urged the Board to join others who are interacting with legislators for a budget proviso to allocate funds from the Climate Commitment Act to solve the problem permanently.

Lynn Fitz-Hugh objected to the sale of Hopscotch this month and Juneau next month, as well as logging legacy forests in general. There are several measures before the Legislature including one for the Trust Land Transfer Program and one request for new funds from the New Natural Climate Solutions Fund to enable DNR to purchase substitute lands in order to protect permanently the remaining 5% of legacy forests. She shared an example of how much carbon would be sequestered if only 8,000 acres of legacy forests were protected from logging and how much emissions would be avoided over the natural life of the trees. Last year, DNR auctioned 15,000 acres of legacy forests or twice the annual emissions of Thurston County. The Board has been consistently asked to address climate change as the actions are creating staggering emissions on a planet that is out of time. The average age of trees in Hopscotch is 103 years and contains approximately of 36,000 metric tons of stored carbon. Perhaps by the end of the legislative session, the Board will have tools to enable the purchase of substitution lands. The Board should adopt a moratorium on logging until other solutions can be implemented.

Julie Ratner commented that many individuals in attendance are dressed in black with bright yellow armbands to illustrate how they stand united to save legacy trees. She asked the Board to protect the last 5% as they are irreplaceable trees representing the crown jewels of Western Washington. When legacy trees are clearcut, the entire self-sustaining ecosystem collapses. The loss of biodiversity occurs and literally tons of stored carbon would be released including the hub of the brain of the underground network. She asked the Board why it is not possible to steward the last 5% of legacy forests before the total remaining forests equal less than 1%. There are plenty of other younger trees available to harvest. She urged the Board to begin the new year as an opportunity to lead, preserve, and steward precious resources. Listen to Dr. Ramirez and over 100 conservation groups who support President Biden's Federal Rule to protect legacy forests from logging. The public attend meetings hopeful the Board will commit to a moratorium on selling legacy forests to include Hopscotch, Juneau, and Buttercup.

Gordon Wheat said he represents the Physicians for Social Responsibility Climate Task Force. He is grieving for the trees but even more for the symbiosis that provides the nutrients for the forest supported by legacy trees. The richest and most productive mycorrhizal ecosystems on the planet are in temperate forests in the Pacific Northwest. Soil ecosystems have more biomass, store more carbon than trees, and provide nutrients making legacy forests the most productive ecosystems on the planet. Acre for acre legacy forests produce more wood biomass and store more carbon than any other ecosystem including tropical rain forests. This is because symbiotic mycorrhiza as the nitrogen-fixing bacteria produces the richest source of nitrogen in any ecosystem on earth. Nitrogen together with decomposition nutrients of fungus are transported to the

tree roots. In exchange, legacy trees have surplus sugars from photosynthesis in its large canopy to support mycorrhiza symbiont with sugars. All ecosystems are destroyed by clearcutting legacy forests. Without large legacy trees, most mycorrhiza dies and releases 70 to 80 percent of stored forest carbon. According to the DNR Charter, the Board is to manage state trust lands to generate healthy forests and sustain revenues for the trustees of Washington. However, each time a legacy forest is clearcut, the mission is abandoned by the Board and healthy forests are destroyed for future generations.

Alice Grendon said she is grieving for the trees and for her own future and future generations. Scientists have indicated the planet has a decade to attain net-zero emissions. To achieve that goal, all remaining legacy forests must remain intact. The planet is currently experiencing a climate catastrophe and it is only getting worse. It is the job of the Board to protect her, young people, and future generations. Members in charge of public instruction sit on the board of universities and by selling legacy forests; they are selling the future of those they instruct. She cited names of timber sales scheduled for logging. The Board is selling trees of which most are pre-1900 second growth irreplaceable forests. The Board should consider a moratorium on logging of legacy forests until a solution can be identified by the Legislature.

Beverly Parsons, Kitsap County, commented that similar to other speakers, she too, is grieving for legacy forests. The harvests should be halted. For many months she has been part of a collective voice calling for protection of forests, especially halting the harvest of the thousands of acres of legacy forests on DNR land. Yet it continues. Boardmembers are rational good people who care about the lives and health of their children, grandchildren, and future generations. Yet, Boardmembers continue to make the same decisions. Boardmembers should be aware of the massive amount of data supporting the preservation of legacy trees. She is also aware of the skewed information brought forth by the timber industry. She questioned whether Boardmembers have experienced threats or the possibility of losing grants or funding from certain industries their institutions need. She questioned whether the timber industry and other related businesses are politically threatening members and their employers with their finances and legal capacities. Alternatively, it could be that members are so busy and so driven by the tyranny of the urgency that they simply do not have the time to work out the entanglements involved in changing course. She asked how individuals can help the Board withstand whatever pressure they are experiencing and how she and others can help the Board make morally and socially just actions.

 Dave Sweitzer, Washington Hardwoods Commission, reported the mission of the Commission is to educate and advocate for the sustainable supply of hardwoods in the marketplace. The Commission works with small and large landowners, sawmills, pulp and paper mills, state agencies, and other public and private sector institutions. Currently, the Commission and its members are engaged in projects with Nature Conservancy, the Olympic Natural Resource Center, and others to enhance the sustainable supply of alder, which is the primary hardwood. DNR is a critical partner in the supply of hardwoods, particularly alder both today and in the future. With the help of Senator Van De Wege and others, the Commission secured a pilot project for DNR to increase hardwood supply. The project is proving beneficial and successful. The Commission looks forward to continuing to engage with the Department and the Board as

the SHC process moves forward. The sustainable and carbon friendly products members produce, such as lumber for furniture, pencil stock, paper products, and critical toilet paper depend on the success of the DNR timber sales program.

Barak Gale, Temple Beth Hatfiloh, Olympia, said he is grieving for legacy forests because they support habitat for diverse species. The planet is losing precious species at one to 10,000 times the historic rate. DNR's website states that ecological health, especially relative to viable wildlife habitats of both dry and moist forest types in Eastern Washington, often depend on a sufficient supply of older trees. He is grieving for legacy trees because they sequester enormous amounts of carbon and because large diameter trees store disproportionately massive amounts of carbon and are a major driver of carbon cycle dynamics in forests worldwide. It takes decades for green recruitment trees to achieve the attributes of legacy trees. Recently, he joined with friends in a local park to celebrate the Jewish New Year of the Trees. The centuries-old tradition involves blessing trees with the belief and hope the words are not merely words but move everyone and bring divine flow for health and life on the planet. There is a sacred text from the fifth century that says if not for the trees, there could be no human life. He asked the Board to stop authorizing timber sales of legacy trees.

TIMBER SALES - Action

 Auction Results for January 2023, FY 2023 Update, Proposed Timber Sales for March 2023

Joe Koontz, Assistant Division Manager of Timber Sales, Product Sales & Leasing Division

Mr. Koontz reported in January 2023, the Department sold eight of the nine sales offered totaling 36.8 mmbf for \$13.2 million with an average stumpage price of \$416 per mbf. The average number of bidders at 3.1 continues to remain high. The one unsold sale will be reoffered in the next several months. Mr. Koontz invited questions.

Commissioner Janicki asked whether the stumpage price of \$416 per mbf was considered an average price over the last year. Mr. Koontz replied that the Department has experienced a good market, as the stumpage price of \$416 per mbf is an above average price over the last six months. As the market begins slowing, lumber futures market pricing may drop. Another impact on the value is the type of logging. For example, a high percentage of cable logging can decrease the dollars per thousand board feet as well as the mixture of species. January sales predominately featured Douglas fir. The addition of hemlock or white woods could reduce prices.

Mr. Koontz reviewed the status of current fiscal year timber sales. A graphic reflected the current plan for auction volume, forecasted volume for the remaining year, sold volume, and timber sales reoffered. The agency has only offered one month of sales in the third quarter, which explains the large difference between planned volume and sold volume. The projected volume reflects a reduction of 26 mmbf from last month's number. Deferred sales moved from the third quarter to the fourth quarter were the result of environmental factors (weather) as well as staffing shortfalls.

No questions were offered by the Board.

Mr. Koontz presented the March timber proposal of nine sales totaling 47.6 mmbf with an estimated value of \$11.1 million and a delivered value of \$232 per mbf. Two sales are located in the Pacific Cascade Region, one is located in the Northwest Region, three are located in the South Puget Sound Region, and three are located in Olympic Region. Mr. Koontz invited questions.

Dr. Brown referred to comments regarding the older average of tree sales particularly the Corkey, Uptick, and Buttercup timber sales. After reviewing the maps he identified some leave tree areas that are likely older trees based on policy. He asked whether the average age reported is for the entire unit or only for the planned harvest area. Mr. Koontz advised that the average age is for the entire unit and includes both old and young trees. Dr. Brown asked whether it is likely conceivable that the average age of harvested trees would be younger trees than reported in the sales packet. Mr. Koontz affirmed that interpretation. The average age for the proposed timber sales is 1949 with stands ranging in age from the 1920s to 1962.

 Chair Franz asked whether it would be difficult for staff to identify the average age of harvested trees for improved transparency. Mr. Koontz advised that the process would be difficult because it requires measurement and coring of each tree, which is impractical in a logging environment. Dr. Brown said it appears the statistics are based on a sample of the entire unit. Mr. Koontz affirmed that interpretation.

With no additional comments or questions from the Board, Commissioner Franz requested consideration of a motion to approve the proposed sales.

MOTION:

Commissioner Janicki moved to approve the proposed sales as presented.

SECOND:

ACTION:

Dr. Brown seconded the motion.

Motion was approved unanimously.

Mr. Koontz provided an update on the Pennywise timber sale in response to comments during the January meeting. Concerns were conveyed about harvesting of leave trees by the operator. Regional staff followed up on the complaint and found no unauthorized removal of leave trees. During the sale layout process, several trees marked with blue bands were determined to be located within the right-of-way boundary of a new road location. Those trees were removed to accommodate road construction. While documenting the pre-sale layout, leave trees that were exchanged were recorded in an Excel spreadsheet and mapped by each leave tree location identifying them by size, species, and leave tree number. The terms and conditions of the Pennywise timber sale have been enforced and all retention trees were fully documented and accounted for during the timber harvest.

Superintendent Reykdal asked how the timber crew was unaware of the scheduled new road within that specific area. Mr. Koontz advised that often a sale layout identifies leave trees and the logging road location. However, in the case of the Pennywise timber sale, the engineer visited the site after the initial layout and identified a better location for the

road. Its speaks to a timing issue as it is often not unusual that a road identified in the initial layout is changed when the engineer visits the site, which is likely what occurred with the Pennywise timber sale.

Superintendent Reykdal asked about the circumstance if other leave trees are not available within the stand for replacement. Mr. Koontz advised that field staff would have identified replacement trees because numerous trees were available in the sales unit.

Mr. Cahill thanked staff for following up on the issue. He asked for additional information on the follow-up process for timber sales to ensure operators are following prescribed requirements. Mr. Koontz explained that the Contract Administrator for each sale visits the sites at least once weekly during harvest operations to monitor logging activity to ensure areas are marked for harvesting, leave trees are protected, logging methodology is followed, and riparian zones and buffers are protected. The process is fully documented with all visits to the site documented by the Contract Administrator and Foresters. Additionally, the Forest Stewardship Council requires field documentation. Certification audits of logging units are based on random sampling.

Commissioner Franz recommended scheduling a future lightning talk on the full sales process.

Superintendent Reykdal referred to the larger conversation on legacy forests and statements that the Department is expediting the harvest of older trees to minimize any potential result should the Board place a moratorium or change practices during the SHC process. He asked about the availability of data for the last four quarters to help identify the age of harvests and whether the amount of older tree harvested have been historically higher in age than in previous years.

Duane Emmons, Assistant Deputy Supervisor for State Uplands, said staff can provide the data for average stand ages. In terms of pre-1900 forests, DNR set-aside through the marbled murrelet decision in the HCP and other protections over 100,000 acres of pre-1900 stands. DNR protected over 850,000 acres statewide through the HCP and other conservation efforts. The inclusion of riparian protection and other protections for Northern spotted owls resulted in the agency protecting over 1 million acres or half of the land base. When considering the Board's decisions for the SHC for the marbled murrelet and prior to rendering decisions, much of older areas were not considered as DNR paused harvesting of those areas until the Board determined areas best suitable for marbled murrelet protection. As staff worked through the next SHC decade beginning in 2015, a number of areas were off limits. The trend was to harvest younger stands because older stands contained structures desirable for protection of the species. At that time, DNR harvesting trended toward younger stands for the first part of the decade. After the decisions in 2019 and 2020, remaining harvesting tended to occur in forests of older trees, which speaks to the obvious difference in the average age between the decades.

Commissioner Franz noted that it took nearly 20 years to complete the Marbled Murrelet Habitat Protection Plan. During that process, a substantial amount of westside forests were paused from harvesting for marbled murrelet. The Board and agency still maintained a responsibility to meet the SHC, which focused on younger stands of trees

while the agency and the Board finalized the HCP. During that period, trees aged and now those areas are opening for harvesting pursuant to the HCP and Marbled Murrelet Long Term Conservation Strategy, which is why there is a noticeable differential between younger and older harvests whereas the historical record reflects harvesting has included a combination of both older and younger forests.

Dr. Brown requested clarification as to the question of protected number of acres as the number does not represent older forest entirely as some younger forests were protected in response to the discussion during the development of the HCP adopted in 2019. It would be interesting to review data as to the degree to which protected areas as part of the HCP and other protections are comprised of older forests versus how much was released for harvest after adoption of the HCP. The conversation today surrounds the importance of each sale but it is in the context of an estate management strategy. The amount may be insignificant if it pertains to a small number at the edges versus a big release.

Mr. Emmons replied that previous presentation materials would likely include information for the Board. When the Board adopted the murrelet HCP, large special management areas were created comprised of older forests with marbled murrelet habitat, as well as larger areas with a mix of stands to serve as buffers around marbled murrelet management areas.

LAND TRANSACTIONS - Action

Picnic Pines Auction, 02-097673, Resolution 1594 East Joseph Auction, 02-0975674, Resolution 1595

Deb Whitney, Project Manager, Land Transactions Program

Ms. Whitney reported the proposed Picnic Pines auction is for property located in Spokane County. She displayed a map identifying the vicinity of the Picnic Pines parcel. lying east of Medical Lake and southwest of the City of Spokane. The 13.1-acre parcel has legal access on the county's Silver Lake road intersecting the parcel with four acres located above the road and nine acres located below the road. The area above the road is unbuildable because of wetlands and lake setback requirements. The property is zoned Rural Transitional and Low Density Residential allowing for one dwelling unit per 10 acres. Land to the east and north of the parcel is DNR managed Common School Trust. land. The parcel was formerly Common School Trust property and exchanged into the land bank to position for auction. Ms. Whitney identified the boundary lines of the parcel. Portions of the Picnic Pines parcel were leased to the former RV Park located to the west of the property in 1971 for recreational use and for septic and overflow areas. Over the years, the RV Park experienced several ownership changes and a default of the lease in October 216. The septic system needs repair and updated regulations may require a larger footprint. DNR does not believe it is in the best interests of the trust to retain the property and segregated the property to position it for public auction.

The property was appraised and staff recommends a minimum bid of \$120,000 for the Picnic Pines property. The public auction would be a sealed bid auction with bids opened at the DNR Deer Park Work Center located north of Spokane. Auction revenue would be allocated to the Land Bank and used to acquire replacement lands for future trust management. Ms. Whitney invited questions from Boardmembers.

Commissioner Janicki commented that ownership of a former septic site is concerning as it could involve the possibility of not selling the parcel and being responsible for repairing a failed septic system in existence for many decades. She asked about the possibility of actions DNR might be required to complete if the parcel fails to sell. Ms. Whitney said staff anticipates a successful sale; however, if the parcel was not sold, DNR would reoffer the parcel for sale through another auction.

Mr. Cahill questioned the management of the abutting parcel. Ms. Whitney advised that the remaining parcel of Common School Trust land include a grazing lease and a communications site lease. DNR does not anticipate releasing the property as the area is anticipated to experience growth over the next decade. At that time, the Department may want to consider selling the property.

Robin Hammill, Assistant Division Manager, Acquisitions and Divestitures, added that the property is considered transition land. Both parcels proposed for auction were transition lands at some point. Transition lands are lands that are close to urban growth boundaries (UGA) or will become part of a UGA within the next 10 years. Staff assesses those parcels to determine if they should remain in the trust or sold. The adjacent land is currently encumbered with a grazing lease and a communications site, which speaks to the need to retain road access.

With no other questions, Ms. Whitney requested consideration of a motion to approve the Picnic Pines Auction, Resolution 1594 as presented.

MOTION: Superintendent Reykdal moved to approve Resolution 1594; Picnic Pines Auction as presented.

SECOND: Dean Powers seconded the motion.

ACTION: The motion was approved unanimously.

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Ms. Whitney presented the proposed East Joseph Auction proposal. The 0.36 acre unimproved vacant parcel is located in Spokane County within the Spokane City limits with access provided by East Joseph Avenue, a county road. The parcel is zoned Light Industrial in an area experiencing low market demand. The property is not contiguous with other DNR managed lands and is fenced on three sides by neighboring properties. The parcel has experienced trespassing and homeless encampments with neighbor complaints to the City of Spokane resulting in DNR required to clean-up and maintain the property free of litter and homeless camping. DNR executed a land use license with a neighboring business to use the parcel for parking and equipment storage to assist in maintenance of the property. DNR permitted the licensee to install a gate and fence on the roadside of the property to fence the property completely. DNR desires to retain the fencing and entered into an improvement agreement with the licensee permitting DNR to sell the improvements at a fixed value of \$4,349.06. The property was appraised and staff recommends a minimum bid of the appraised value of \$50,000. The public auction would be a written sealed auction with bids opened at DNR's Deer Park Work Center. Auction revenue would be allocated to the Land Bank for future acquisition of replacement land for future trust management. The high bidder for the East Joseph

Auction property must also pay the fixed amount of \$4,349.06 for the improvements, which would be forwarded to the licensee following closure of the property. Ms. Whitney asked for any questions. With no questions from the Board, Ms. Whitney requested approval of Resolution 1595 for the East Joseph Auction.

MOTION:

Superintendent Reykdal moved to approve Resolution 1595 for the East

Joseph Auction as presented.

SECOND:

Dr. Brown seconded the motion.

ACTION: The motion was approved unanimously.

Superintendent Reykdal asked whether the Board has the authority to delegate land transactions to the Commissioner for approval or whether there is a dollar threshold level that requires action by the Board.

Bob Winslow, Transaction Project Manager, Conservation, Recreation and Transactions, verified the statutory requirement for Board approval. The statute for timber sales requires the Board's approval of sales exceeding \$100,000 or more. No threshold exists for land transactions. Superintendent Reykdal recommended pursuing legislation to either enact delegation authority to the Commissioner or establish a dollar amount.

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BOARD ON GEOGRAPHIC NAMES - Action

Sara Palmer, Chair, Washington State Committee on Geographic Names

Ms. Palmer presented two proposed names changes of Gooseberry Creek in Okanogan County and South Tucannon Spring in Garfield County. The proposed names were initiated through the efforts initiated by the Secretary of Interior to eliminate derogatory names. The process involved collaboration with the tribes, which have approved the proposed names.

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Comparant of the of Additionally, two names are proposed for areas in Mason County that were previously considered during a similar renaming process intended to remove names derogatory towards Black people. The federal government undertook a similar process and submitted names that did not reference Black people, which represented an erasure of the community's history. To rectify that situation, community members working with the Living Arts Cultural Heritage Project in Poulsbo took advantage of the current renaming process to recommend names reflective of the area's Black history. The committee recommends replacing the names of two bodies of water with the names of the actual Black pioneers. The names proposals include Rodney White Slough and Nathaniel Sargent Lake both located in Mason County. Both gentlemen were early pioneers in Mason County and were residents in those locations.

Chair Franz thanked Ms. Palmer and the committee for their work. She supports Mr. Flecks proposal to develop curriculum of the naming process. She urged Ms. Palmer and the committee to consider collaborating with local schools to develop curriculum.

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Commissioner Janicki inquired as to the identity of the entities assisting in the renaming of the Mason County locations, Ms. Palmer said the request was initiated by the

1 community group in Poulsbo. The committee also consulted with the landowner, county 2 authorities, and with Congressman Derek Kilmer's office, as well as receiving a letter of 3 support from the Mason County Board of Commissioners. The committee's outreach is 4 broad and can involve many individuals and groups to ensure accuracy of the 5 information. The committee's website includes directions on how to submit a naming 6 proposal. The derogatory place names process includes public engagement. The 7 committee emphasizes the importance of the work and offers its assistance. The 8 committee is often reliant on the public to submit proposals to the committee, as well as 9 relying on community members to identify place names that might be problematic. 10 11 Mr. Cahill noted that according to state statute, the state is not able to identify places and 12 propose names as it must be initiated by organizations or communities. 13 14 Dr. Brown moved to approve the following geographic names changes as MOTION: 15 proposed: 16 Gooseberry Creek – Name Proposal 17 South Tucannon Spring - Name Proposal 18 • Rodney White Slough – Name Proposal 19 Nathaniel Sargent Lake - Name Proposal 20 SECOND: Mr. Cahill seconded the motion. 21 22 **ACTION:** The motion was approved unanimously. 23 24 Chair Franz left the meeting at 10:53 a.m. 25 26 **CHAIR REPORT** 27 Eastern Washington Sustainable Harvest Calculation 28 Duane Emmons, Assistant Deputy Supervisor for State Uplands Justin Schmal, Acting Assistant Division Manager, Budgets and Planning Group 29 30 Mr. Emmons reported the briefing is on the Eastern Washington Sustainable Harvest 31 Calculation (SHC) and planning work over the next several years to establish the SHC. 32 33 The SHC forecasts the next hundred years and examines the projection of growth and harvest with the harvest levels established for the first 10 years of the 100-year planning 34 horizon. The planning factors sustainable flow of volume for current and future 35 generations into perpetuity to ensure a balance of harvesting today, throughout the 36 37 decade, and the next 100 years. Other planning objectives include consideration of 38 habitat conditions and other objectives to ensure the SHC does not set levels of overharvesting that would harm species, violate Forest Practice Rules, or create other 39 40 implications. 41 42 The Eastern Washington SHC is applicable to DNR lands in Eastern Washington from the east slopes of the Cascades to Spokane County and involves different tree species and

ecosystems than those existing in Western Washington. The SHC is required by both policy and statute in conjunction with the trust obligation to manage land sustainably.

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DNR recognizes climate changes creating other forest health issues and issues that need to be addressed in the SHC.

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The last purpose of the SHC is the business need. The last Eastern Washington SHC was completed in the late 1990s. A number of reasons exist for the lack of the update. The Eastern Washington SHC was adopted in 1997 followed by the Western Washington SHC. DNR moved into the Lake Whatcom Landscape Plan in conjunction with the 2000 Western Washington SHC. Additionally, DNR was engaged in major land plans to include some amendments to the HCP followed by efforts on the Marbled Murrelet Long-Term Conservation Strategy. Additionally, DNR experienced staffing and funding constraints and a lack of inventory in Eastern Washington contributed to delaying the update of the SHC.

The planning process will also incorporate forest health treatments required in statute adopted by the Legislature several years ago requiring DNR to develop a Forest Health Plan and prioritize forest health treatments to protect communities and trust assets.

A SHC is required under all certification systems. In Western Washington, DNR is managing under the Forest Stewardship Council certification for the South Puget planning area and statewide under the Sustainable Forestry Initiative. The lack of having a current Eastern Washington SHC has been a finding in the agency's certifications over the last several years. DNR has demonstrated how actions completed by the agency have enabled DNR to meet certification objectives. However, DNR also must demonstrate active work on the East Washington SHC or the certification could be in jeopardy.

Superintendent Reykdal asked whether the mandate for the forest health treatment prioritization is funded by the Legislature. Mr. Emmons said the Legislature created the Forest Health Revolving Fund for activities in Eastern Washington that include a forest health component. Any revenue derived from those treatments is deposited to the Forest Health Revolving Fund and is used to fund forest health treatments. Additionally, the fund balance, when it reaches a specific threshold of unobligated funds, requires DNR to distribute those funds to beneficiaries. DNR continues to seek capital funds for some treatments.

Mr. Emmons described some of the early pitfalls of the forest health treatment mandate and how it essentially shut down harvesting temporarily in Southeast Washington as DNR was losing too much revenue and was unable to fund operational requirements.

 Mr. Schmal presented factors affecting the Eastern Washington Forest Estate Model, the model used to calculate the SHC level. The overarching policy document is the Policy for Sustainable Forests comprised of a series of policies approved by the Board guiding management and stewardship of forested trust lands and broad direction to manage trust lands effectively for beneficiaries and the people of Washington.

Mr. Schmal reviewed several policies affecting the model. The policy on wildlife habitat requires DNR to meet requirements of federal and state laws and contractual requirements for protecting threatened, endangered, and sensitive species and their respective habitats as governed by the 1997 HCP and linked Habitat Management Plan.

In addition to existing buffer requirements required by Forest Practice Rules, the Policy on Riparian Conservation requires the Department to establish riparian zones along fish bearing waters, perennial non-fish bearing waters, and when necessary along seasonal streams in Eastern Washington. The Department is also required to establish wetland management zones. In some areas of Eastern Washington, the Department implements riparian and wetland protective measures exceeding forest practices standards.

The policy on Special Ecological Features require identification of forest and state trust land special ecological features of regional and statewide significance that fill critical gaps in ecosystem diversity and protect such areas to remain consistent with the trust objectives including transfer out of trust land status, retention and long-term deferrals, creative partnerships, and other available mechanisms. To date, DNR has placed over 31,000 acres in protected status through the Natural Areas Program. In addition to large areas, smaller areas of significance such as cliffs, falls, and other unique features are protected during timber sale layouts.

Harvest deferral is an effort to meet multiple objectives and to abide with state and federal laws and Board policies. Certain areas of DNR managed lands may be deferred either long- or short-term. Short-term deferrals are deferred from harvest during a planning decade. Long-term deferrals apply beyond the 10-year period and are unavailable for harvest in subsequent decades or indefinitely. Approximately 11% or 73,000 acres have been deferred long-term in Eastern Washington.

Mr. Schmal reviewed sustainable harvest units, which are impactful and are comprised of smaller landscape units. SHC levels are calculated for each sustainable harvest unit. Sustainable harvest units affect the forest estate model because interdecadal flow is regulated at the sustainable harvest unit scale. The current policy on interdecadal flow allows harvest volume to vary up or down up to 25% from one decade to the next.

Mr. Schmal reviewed sustainable harvest units utilized during the Eastern Washington SHC in 1996. The units were synonymous with DNR's district boundaries. Within the Policy of Sustainable Forests, the definition of sustainability for the SHC requires establishment of Eastern Washington sustainable harvest units as part of the SHC. Staff will seek guidance on developing sustainable harvest units as the calculation is developed. Those efforts include analyzing sensitivity analysis on different sustainable harvest unit configurations and presenting information and recommendations to the Board on possible sustainable harvest unit boundaries.

In Western Washington, 20 sustainable harvest units are primarily trust-based with the exception of Capitol Forest and the Olympic Experimental State Forest. In Western Washington, 17 of the sustainable harvest units are comprised of State Forest Transfer Lands within each county and one large sustainable harvest unit in Western Washington. Mr. Schmal outlined how trust land acreage and locations differ between Eastern and Western Washington. A majority of trust lands in Eastern Washington are federally granted. A concentration of State Forest Transfer Lands exists in Klickitat County of approximately 19,260 acres. Staff plans to complete sensitivity analysis to determine different sustainable harvest unit configurations for review by the Board later in the year.

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Mr. Schmal reviewed forest practice requirements. In 1974, the Legislature passed the Forest Practices Act regulating activities for growing and harvesting timber on all nonfederal and non-tribal lands including forested state trust lands. The Forest Practices Board adopts Forest Practices Rules and implements the Act. He highlighted several areas where Forest Practice Rules are directly represented within the Eastern Washington model that include riparian buffer widths and harvest restrictions, wetland buffer widths. reforestation requirements, and Bull trout protection.

Dr. Brown inquired as to whether the presence of many intermittent streams in Eastern Washington has been considered in the update of the stream layer. Mr. Schmal affirmed the presence of many Type 5 streams with intermittent flows. Forest Practice Rules require an equivalent limitation on those streams but they are not necessarily buffered during a timber sale; however the remote sense layer for streams is complex and is based on topography and basin size and it also models those areas of streams regardless of the occurrence of stream flow. The Rules require equipment limitations on non-seasonal streams rather than buffers.

The HCP is a voluntary agreement with the U.S. Fish Wildlife Service and the National Oceanic and Atmosphere Administration to comply with the Federal Endangered Species Act. HCPs provide conservation strategies to minimize and mitigate impacts to listed species. Incidental take permits are issued for approved HCPs covering permitted forest activities in compliance with the Endangered Species Act. The HCP signed in 1997 is effective for 70 years with options to extend. The HCP provides the Northern spotted owl, Marbled murrelet, riparian and other multi-species conservation strategies for all lands west of the Cascade crest; however, in Eastern Washington, the HCP only covers portions along the Cascade crest in the range of the Northern spotted owl and provides a conservation strategy for the species. The majority of Eastern Washington trust lands reside outside HCP protected areas. In that circumstance, DNR follows Forest Practice Rules including those for riparian and wetland areas.

Mr. Schmal outlined the requirements of the HCP to protect Northern spotted owls. In 2004, the only amendment to the HCP was for the Klickitat HCP Planning Unit often referred to as HCP Amendment #1 or the Klickitat Amendment. The administrative change to Northern spotted owl habitat management in the Klickitat Planning Unit was developed through a collaborative process with state, federal, tribal, and private organizations specifically to address forest health concerns since the original plan often promoted overly dense stocking of certain types of stands. The amendment also sought to increase the quality of habitat that contributes to the conservation of and objectives for the Northern spotted owl. It was implemented by shifting nesting, roosting, and forage management areas away from stands that were not conducive to sustaining or maintaining that habitat and shifting to areas capable of supporting habitat. Non-suitable for habitat are considered desired future condition areas within the Klickitat HCP Planning Unit.

The three Habitat Conservation Planning Units in Eastern Washington for the Northern spotted owl include Klickitat HCP Planning Unit, Yakima HCP Planning Unit, and Lake Chelan HCP Planning Unit comprised of approximately 117,000 acres of forested state trust lands managed for Northern spotted owls in Eastern Washington.

 The Loomis State Forest is 134,000 acres of DNR managed land located in north central Washington. The forest is the largest contiguous block of state trust lands in the state and one of the most constrained because of the Loomis Landscape Plan and the Lynx Habitat Management Plan. Mr. Schmal described the purpose of the plans, which address specific conditions unique to the landscape. Constraints of the Loomis Landscape Plan include increased leave tree retention of 13 trees per acre, larger riparian buffer widths with an increase in tree retention of 18 trees per acre, and implementation of the decadal harvest acreage limit. The Lynx Habitat Management Plan impacts forest management of large blocks of state trust lands in the northeast region. The Plan institutes conservation measures to provide and improve habitat for the Canada lynx. The plan was developed separately from the HCP and after the federal listing of the species. Mr. Schmal described protection components of the Lynx Habitat Management Plan.

New policy ideas are related to recent planning documents to align the model with the Plan for Climate Resilience, the 20 Year Forest Health Strategic Plan, and the Forest Health Treatment Prioritization and Implementation Plan for state trust lands in Eastern Washington.

New policy considerations could include:

Forest resiliency:

- Tracking forest resiliency with a metric
- The metric could be set as an explicit goal in the model
- Stand density index versus maximum stand density index

Forest Health Treatments:

 Harvest in high priority landscapes where model harvest acreage does not align with strategic plan targets

Climate Change:

- Model changes to harvest intensity and species composition
- Climate change impacts could be incorporated within the model through vegetation ecotype shifts over time
- Those shifts could impact the type of harvest activities and subsequent planning activities and other silviculture
- Ecotype shifts would be a new strategy for explicitly incorporating climate changes into the model

Mr. Emmons reviewed the timeline for the project. Next steps include providing background on the forest estate model framework for Eastern Washington, an overview of incorporating climate impacts into the Eastern WA model, technical updates as required under Resolution 1591, and feedback received from third party and Technical Advisory Committee reviews. The schedule calls for adoption of the Final Environmental Impact Statement and Board decision towards the end of June 2025.

Vice Chair Brown commented that the next phase involving the generation of new yields could presumably involve a forestry state modeling effort, incorporation of forest resiliency metrics, and some economic objectives, as well as other objectives. He asked about those other objectives and whether there would be any alternative management strategies for consideration.

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Kate McBurney, Assistant Division Manager, Forest Resources Division, reported the team is working on SHC modeling. The yields pertain specifically to the growth and yield elements and projecting the growth of inventory into the future. Harvesting is modeled within the yields. The policies on economics and other factors are integrated in the yield but lack clean separation as they are addressed specifically in the forest estate model. It would be possible to identify a specific objective for forest resiliency goals, as the information would be in the forest estate model yields that could be tracked over time. Other details included within the yield include the harvests, types of treatment, and leave tree retention.

 Mr. Cahill asked about the inclusion of wildfire within the modeling and whether the state's plan to reduce wildfires and protect communities has been factored within the scope for modeling. Ms. McBurney responded that the issue tends to be complicated other than the team has addressed potential ways to address wildfire in the future in terms of when and where it might occur. The team plans to work closely with forest resiliency scientists within the division to develop a good strategy for predicting future fire locations. It likely would not be possible to complete those efforts within the current timeframe because the process is labor intensive and requires time to complete. The intent is producing a good model of current actions on the land base, as well as including more integrated forestry resilience goals that could be modeled over time to assist in reducing density of stands to help address wildfire risks.

Mr. Cahill acknowledged the difficulty of preventing wildfires on a large landscape. His ideas centered on whether firebreaks around communities on DNR land have been considered or serve as another area for harvest to help reduce risks around some communities.

Commissioner Janicki offered that climate change would be worthy of either a lighting talk or an in-depth presentation on how the modeling will incorporate climate change, as well as forest health treatments. Another request is more information on the status of arrearage for the current Western Washington SHC. Mr. Emmons said staff plans to schedule more in-depth information briefings on climate adaptation as well as work occurring by staff at the Webster Nursery in terms of how different seed stock is included in yields and models to account for changes in the climate.

Vice Chair Brown commented on the discussion of the forest health revolving fund that spoke to how much of the work completed has not been profitable. He asked to what degree economic objectives become either less prioritized in Eastern Washington or become a question of reducing costs rather than increasing revenue with the ultimate objective of increasing resiliency.

Mr. Emmons agreed that the economics are different because of how the agency is 1 2 funded for the eastside versus the westside of the state. The revolving fund enables the agency to pursue more treatments to position forests for future benefits. The 3 conversations are different as the costs and revenue feeding the model are different for 4 both sides of the state. As previously discussed, net present value will continue to be the 5 overall objective in the modeling with consideration of different objectives to provide 6 7 balance for all objectives. 8 9 Mr. Emmons added that the Board will continue to receive more background information 10 on the forest estate model framework for Eastern Washington, an overview of climate 11

considerations, and technical updates.

ADJOURNMENT

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16 17 With there being no further business, Vice Chair Brown adjourned the meeting at 11:51 a.m.

Approved this day of March, 2023
Glory Stran
Hilary S. Franz Washington State Commissioner of Public Lands
Jams Calull
Jim Cahill, Designee for Governor Jay Inslee
Ups Mis
Chris Reykdal, Superintendent of Public Instruction
Oliva Jamila
Lisa Janicki, Commissioner, Skagit County
approved via webera
Dr. Wendy Powers, Dean, College of Agricultural, Human, and Natural Resource Sciences,
Washington State University
Oilm
Dan Brown, Director, School of Environmental and Forest Sciences, University of Washington

Prepared by Valerie L. Gow, Recording Secretary/President Puget Sound Meeting Services, psmsoly@earthlink.net

Attest:

Tami Kellogg, Board Coordinator