

N A T U R A L

R E S O U R C E S



FINAL

ENVIRONMENTAL
IMPACT
STATEMENT

on the

POLICY FOR SUSTAINABLE FORESTS

JUNE 2006



WASHINGTON STATE DEPARTMENT OF
Natural Resources
Doug Sutherland - Commissioner of Public Lands



June 2006

Dear Interested Parties:

The Washington State Department of Natural Resources is completing the process of updating the 1992 *Forest Resource Plan*. The department began this process in March 2004 by scoping the need, purpose, policy objectives and significant environmental issues that should be considered when updating the plan. A significant amount of oral and written comments were received and as a result of this scoping effort, the department released a *Draft Environmental Impact Statement on the Policy for Sustainable Forests*, held six public hearings across the state to obtain public comment, and has published the attached *Final Environmental Impact Statement on the Policy for Sustainable Forests*.

These Environmental Impact Statements (EIS) analyze 25 policy subject areas that are organized by four major policy categories: Economic Performance; Forest Ecosystem Health and Productivity; Social and Cultural Benefits; and Implementation. Key policy issues and decisions facing the Board of Natural Resources include Old-Growth Stands in Western Washington; Public Access and Recreation; Forest Health; Wildlife Habitat; and Forest Land Planning.

This Final EIS provides environmental analysis to assist the Board of Natural Resources in their decision-making process and ultimate adoption of the *Policy for Sustainable Forests*. The policies contained in this document will guide long-term sustainable management of 2.1 million acres of forested state trust lands. As a result, the people of Washington can expect the continual flow of economic, ecological and social benefits well into the future, including revenue to support our public institutions, creation of wildlife habitat, clean air and water, as well as outdoor recreation.

Thank you for your interest in this *Final Environmental Impact Statement on the Policy for Sustainable Forests*. A 7-day waiting period begins with the publication of this document. Next steps include presenting the policies analyzed in this Final EIS to the Board of Natural Resources for their consideration for adoption at their regularly scheduled July 11th meeting.

Sincerely,

Doug Sutherland
Commissioner of Public Lands

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WASHINGTON STATE DEPARTMENT OF
Natural Resources
Doug Sutherland - Commissioner of Public Lands

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Asset Management and Protection Division

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Fact Sheet

TITLE

Final Environmental Impact Statement on the Policy for Sustainable Forests

DESCRIPTION

The proposal is the adoption of new policies to update the 1992 *Forest Resource Plan* for forested state trust lands managed by the Department of Natural Resources.

PROPONENT AND LEAD AGENCY

Department of Natural Resources

IMPLEMENTATION DATE

July 2006

RESPONSIBLE OFFICIAL

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**DATE DRAFT ENVIRONMENTAL
IMPACTS STATEMENT ISSUED**

April 15, 2005

COMMENT PERIOD

Comments on the *Draft Environmental Impact
Statement* were received by May 16, 2005.
Comments were submitted electronically on the
DNR website at www.dnr.wa.gov, sent as e-mail
attachments to the SEPA Center,
sepacenter@wadnr.gov, or mailed to:
Department of Natural Resources
SEPA Center
PO Box 47015
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PUBLIC HEARINGS CONDUCTED

May 3, 2005 – Lacey, Lacey Community
Center at Woodland Creek Community
Park
May 4, 2005 – Port Angeles, Peninsula
College
May 5, 2005 – Mount Vernon, Best Western
Cotton Tree Inn and Convention Center
May 9, 2005 – Longview, Cowlitz County
PUD
May 10, 2005 – Bellevue, Bellevue
Community College
May 11, 2005 – Ellensburg, Central
Washington University
May 12, 2005 – Spokane, Hilton Garden Inn

**DATE OF NEXT ACTION AND
SUBSEQUENT ENVIRONMENTAL
REVIEWS**

*Final Environmental Impact Statement on the
Policy for Sustainable Forests* Release Date –
June 2006

**LOCATION OF REFERENCED
MATERIALS**

See contact information.

**ANTICIPATED BOARD OF NATURAL
RESOURCES ADOPTION OF THE
POLICY FOR SUSTAINABLE FORESTS**
July 2006

COST/AVAILABILITY

Copies of this Final EIS are available at
www.dnr.wa.gov/. A limited number of print
copies and computer CDs will also be available
at no charge. After these are distributed,
additional copies will be available for the cost of
printing or CD production, per chapter 42.17
RCW. Requests can be sent to the contact
address.

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Notice of the availability of this Final EIS is on
the department's website at www.dnr.wa.gov.
Copies will be sent to the Board of Natural
Resources; all local government planning
departments (city and county); affected Tribes;
all state and federal agencies with jurisdiction
over selected environmental organizations;
academia; Washington newspapers; libraries;
and all other interested parties.



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1. Executive Summary

1.1 State Environmental Policy Act Process Overview

1.1.1 Introduction

The Washington State Department of Natural Resources (DNR) recognizes the importance of the State Environmental Policy Act (SEPA) to the process for writing the *Policy for Sustainable Forests*, formerly the *Forest Resource Plan*. The SEPA process provides opportunities for other agencies, stakeholders, the Tribes and the public to participate in developing and analyzing information. This process, as detailed in chapter 197-11 WAC, ensures that the Board of Natural Resources understands the environmental consequences of its decisions and considers mitigation of probable significant adverse environmental impacts when making these decisions.

The SEPA Environmental Impact Statement (EIS) process includes:

- Scoping;
- Preparing a Draft EIS, which analyzes the probable impacts of a proposal and reasonable alternatives;
- Issuing a Draft EIS for review and public comment;
- Preparing a Final EIS, which includes analyzing and responding to comments received on the Draft EIS;
- Amending the Draft EIS as needed to address comments or changes to the proposal;
- Issuing a Final EIS; and
- Using a Final EIS in decision-making.

1.1.2 Alternatives

The focus of a Draft and Final EIS is to analyze a range of reasonable alternatives, to assess their probable significant adverse environmental impacts, to identify mitigation measures to avoid or minimize adverse environmental impacts, and respond to comments received on the Draft EIS.

Alternatives are one of the basic building blocks of an EIS. They present meaningful options for the Board of Natural Resources' decisions. Policy changes being considered by the Board of Natural Resources are defined in the set of reasonable alternatives described in Chapter 3 of this Final EIS. All of these alternatives represent different

policy choices, which are consistent with the purpose and need for updating the *Forest Resource Plan*. Moreover, the Board of Natural Resources utilized 10 policy objectives that met the purpose and need to help identify policy subjects and guide development of reasonable alternatives (see Section 1.2.3 Policy Objectives).

In addition, the alternatives incorporate information gathered and issues rose through the SEPA scoping and Draft EIS process.

This Final EIS includes a Board's Preferred Alternative for each policy area. In most instances, the Board's Preferred Alternative is essentially the same as the Department's Recommended Alternative in the Draft EIS with minor changes added for clarity. The Board's Preferred Alternatives are arrayed in the Final EIS, along with other alternatives, so the differences can be readily observed. While most policy subject areas help achieve several policy objectives, none of the policy subject areas alone address all of the policy objectives. In some instances several objectives were met by the development of a range of policy alternatives for a specific policy subject, e.g. Visual Impacts. In other instances a specific policy subject area was developed to fulfill a specific policy objective, e.g. External Relationships. The aggregate of the policies and alternatives analyzed in this *Final Environmental Impact Statement on the Policy for Sustainable Forests* have been narrowed to meet the aggregate of the policy objectives including the purpose and need for updating the 1992 *Forest Resource Plan*. The policy proposals work in conjunction with one another to make up the *Policy for Sustainable Forests* and together meet the Board of Natural Resources identified purpose, need and policy objectives.

1.1.3 Non-Project Proposal

The *Policy for Sustainable Forests* is a "non-project action" under SEPA. Non-project (also called programmatic) actions include the adoption of plans, policies, programs or regulations that contain standards controlling the use of the environment or standards that will guide future actions. Future site-specific management decisions on forested state trust lands will be guided by the policies developed during this process. The probable significant adverse environmental impacts analyzed in a non-project EIS are those impacts foreseeable at this stage, before specific project actions are planned.

1.1.4 Scoping

Scoping initiates public involvement in the SEPA process. It has three purposes: to narrow the focus of the EIS to significant environmental issues; to eliminate issues that would have insignificant impacts or that are not directly related to the proposal; and to help identify reasonable alternatives, consistent with the purpose and need of the proposed decision, to be analyzed in the EIS.

The scoping process alerts the public, the project proponent and the lead agency to areas of concern and potential controversy early in the process. Here, DNR is both the project proponent and the lead agency.

The SEPA process for this update to the *Forest Resource Plan* was formally initiated with the scoping notice published on March 15, 2004. This was followed by a series of seven public workshops held between March 22 and April 1, 2004 in Mount Vernon,

Seattle, Port Angeles, Longview, Lacey, Ellensburg and Spokane. The formal SEPA scoping period ended on May 17, 2004. Many interested individuals and stakeholders attended these public workshops and provided oral testimony. In addition to comments received at these public workshops, DNR received written scoping comment letters and met with many stakeholder groups.

1.1.5 Draft EIS

After the Draft EIS was issued, DNR held a series of seven public hearings in Lacey, Mount Vernon, Port Angeles, Longview, Bellevue, Ellensburg and Spokane. The public hearings were held between May 3 and 11, 2005.

1.1.6 Final EIS

Interested individuals and stakeholders attended the public hearings and provided comments to DNR on the Draft EIS. Those comments have been considered, summarized and responded to in this Final EIS.

1.1.7 Decisions to be Made

This Final EIS is provided to assist the Board of Natural Resources in deciding which policies will be adopted in the *Policy for Sustainable Forests*. Upon the Board of Natural Resources' approval of the *Policy for Sustainable Forests*, DNR will have an updated set of working policies to guide its management of 2.1 million acres of forested state trust lands. DNR will review and develop appropriate guidance for implementation based on direction provided in the adopted policies. DNR will then update any other applicable DNR policies and procedures based on direction provided in the adopted policies.

1.2 Purpose and Need

1.2.1 Purpose

Consistent with the fiduciary standards governing trust management, the purpose of the *Policy for Sustainable Forests* is to conserve and enhance the natural systems and resources of forested state trust lands managed by DNR to produce long-term, sustainable income, and environmental and other benefits for the people of Washington.

1.2.2 Need

A review and update of the 1992 *Forest Resource Plan* is needed to keep pace with the changes shaping current management of forested state trust lands. The *Forest Resource Plan* was envisioned to be a ten-year document. In 2002, the policies in the plan were extended by the Board of Natural Resources for an additional three years so DNR could complete the Western Washington sustainable harvest calculation, which was identified as the first step to revising the *Forest Resource Plan*. The policies amended through the *Final Environmental Impact Statement on Alternatives for Sustainable Forest Management of State Trust Lands in Western Washington* (2004) have already been analyzed and adopted by the Board of Natural Resources and will be included in the

Policy for Sustainable Forests (see Appendix A). The development of the *Policy for Sustainable Forests* will position DNR to effectively and sustainably manage forested state trust lands for the trust beneficiaries and the people of Washington.

1.2.3 Policy Objectives

The policy objectives for the *Policy for Sustainable Forests* are as follows:

1. Meet all federal and state laws, including the trust obligations and the contractual commitments of DNR’s *Habitat Conservation Plan* (HCP).
2. Balance trust income, environmental protection and other social benefits from four perspectives: the prudent person doctrine; undivided loyalty to and impartiality among the trust beneficiaries; intergenerational equity; and not foreclosing future options.
3. Ensure policies are succinct, relevant and easily understood by the public and department employees.
4. Seek productive partnerships that help the department achieve policy objectives.
5. Use professional judgment, best available science and sound field forestry to achieve excellence in public stewardship.
6. Pursue outcome-based management within a flexible framework.
7. Promote active, innovative and sustainable stewardship on as much of the forested land base as possible.
8. Identify trust lands that provide special ecological, social or cultural benefits that are incompatible with active management and look for opportunities to protect such areas through creative partnerships and funding mechanisms with appropriate compensation to the trusts.
9. Capture existing and future economic opportunities for the beneficiaries from the forest land base by being prudent, innovative and creative.
10. Monitor and periodically report to the Board of Natural Resources on the implementation and outcomes of Board of Natural Resources’ approved policies.

1.3 Issues Identified Through Scoping

The comments received during scoping from the many interested individuals and stakeholders captured diverse issues, ideas and opinions. These comments and DNR’s responses were prepared in a summary (see Appendix E). These comments, along with comments received on the Draft EIS, led to the development of policy alternatives which are addressed in the following four major policy categories and subsequent 25 policy subject areas:

Economic Performance

- Financial Diversification
- Financial Assumptions
- Harvest Deferral Designations (formerly “Land Classifications”)

Forest Ecosystem Health & Productivity

- Forest Health
- Catastrophic Loss Prevention (formerly “Wildfire and Catastrophic Loss Prevention”)
- Genetic Resource
- Special Ecological Features
- Old-Growth Stands in Western Washington (formerly “Older Forests and Old Growth”)
- Wildlife Habitat
- Watershed Systems
- Riparian Management Zones (combined with “Wetlands” and retitled “Riparian Conservation”)
- Wetlands (combined with “Riparian Management Zones” and retitled “Riparian Conservation”)

Social and Cultural Benefits

- Public Access and Recreation
- Cultural Resources
- Visual Impacts (formerly “Visual Management”)
- Local Economic Vitality

Implementation

- Forest Land Planning
- General Silvicultural Strategy
- Forest Land Transactions
- Forest Roads (formerly “Roads”)
- Acquiring Rights of Way
- Granting Rights of Way
- Research
- External Relationships
- SEPA Review
- Implementation, Reporting and Modification of the Policy for Sustainable Forests (formerly “Implementation, Reporting and Modification”)

1.4 Summary of Proposal, Alternatives, Impacts and Mitigation Measures by Major Policy Category

Alternatives for twenty-five policies are proposed and organized into four major policy categories: Economic Performance; Forest Ecosystem Health and Productivity; Social and Cultural Benefits; and Implementation.

1.4.1 Economic Performance

Three policy subject areas make up the Economic Performance major policy category. The Board's final preferred policies will provide direction to DNR for decisions directly affecting the generation of sustainable revenue from the management of forested state trust lands. DNR's fiduciary duties include the generation of sustainable income from the forested state trust lands. The alternatives span levels of financial risk that the Board of Natural Resources is considering in pursuing new markets for forest and other products. They cover the frequency and approach to reviewing financial assumptions, as well as the classifications of trust lands that are designated as available or deferred from harvest. No probable adverse environmental impacts are identified for this set of policy alternatives, since they simply address the nomenclature used for these designations. The actual determination of forest lands that are available for harvest are made at the time that the sustainable harvest calculation is done.

1.4.2 Forest Ecosystem Health and Productivity

Eight policy subject areas make up the Forest Ecosystem Health and Productivity major policy category. The Board's final preferred policies will provide direction to DNR for management decisions that directly affect the health and productive capacity of forest ecosystems on forested state trust lands. The overall ecological condition of the forest asset directly impacts the economic, ecological and social values that these lands can provide. Each of the environmental elements covered in these policy subject areas is considered integral to the total health of the forest ecosystem. As such, the emphasis is placed on the need to provide landscape-scale policy alternatives that mitigate impacts over the life of these policies. The landscape scale mitigation focus draws upon the diversity of the forested state trust lands and the relationship between the physical and biological attributes represented in the landscape's ecoregions. This includes mitigation for probable significant adverse environmental impacts to wildlife, old growth, watersheds, wetlands and riparian areas, special ecological features and the inherent genetic diversity of the forest. Potential threats to the forested trust asset from insects and disease epidemics, wildfire and similar catastrophic events are also mitigated in the range of alternatives being considered, as well as through compliance with state and federal law and DNR's HCP.

1.4.3 Social and Cultural Benefits

Four policy subject areas make up the Social and Cultural Benefits major policy category. The Board's final preferred policies will provide direction to DNR for management decisions that directly affect social and cultural benefits derived from forested state trust lands. State law requires the provision for multiple use on forested state trust lands, when consistent with meeting trust obligations and producing sustainable revenue for each trust beneficiary over time. Scenic views are recognized as a substantial benefit to the people of Washington, as well as to visitors. Cultural resources are recognized as a substantial benefit to the state, helping people understand and appreciate the past history and current culture of Washington. In addition, it is understood that DNR programs can affect local economic vitality. The probable significant adverse environmental impacts and mitigation of impacts to both the natural and built environment are considered within a range of

policy alternatives that meet state and federal law and trust objectives. Significant adverse impacts to the natural environment are not identified from any of the alternatives. However, some of the alternatives may impact the public's ability to recreate, due to strategies that would limit access as a means of providing public safety, mitigating other adverse environmental impacts from recreation, or protecting trust assets.

1.4.4 Implementation

Ten policy subjects make up the Implementation major policy category. These policy subject areas provide direction to DNR for implementation of the *Policy for Sustainable Forests*. There are policy alternatives for research; forest land planning; silviculture strategies; forest roads; land transactions; rights of way; external relationships; environmental review; and implementation, reporting and modification of the *Policy for Sustainable Forests*. The Board's final preferred policies will provide a coordinated and comprehensive framework for implementation. Their emphasis is on ensuring efficiency in implementation and correction, when necessary, to achieve the policy objectives and outcomes described in the *Policy for Sustainable Forests*. The Board's final preferred policies focus on landscape-scale approaches to analyze and mitigate potentially significant adverse environmental impacts and target landscape-scale enhancements of the forest asset. Cooperation and coordination with stakeholders is emphasized to ensure their involvement in DNR plans and decisions. The alternatives being considered rely heavily on effective communication at all levels with affected government agencies, Tribes and the public to ensure that the potential for significant environmental impacts are considered and mitigated where possible.

1.5 Significant Issues and Environmental Choices Among the Alternatives

The 25 policy subject areas in this Final EIS are analyzed individually, due to the importance of each of these topics, but they are not independent of each other. As such, it is imperative to understand the relationships between key policies and the connections between the policy alternatives.

1.5.1 Key Relationships

Forest Roads and Public Access & Recreation

DNR relies on forest roads to access the forests for management activities. Potential adverse environmental impacts are minimized and/or mitigated by the construction techniques, placement and use restrictions on active roads, as well as the closure or removal of inactive roads. The interests of the trusts drive DNR's decisions related to road miles and road use. The Public Access and Recreation policies address public access and use of DNR roads and forested state trust lands. The Forest Roads policy may limit public access and recreation in some areas under a policy to "minimize" the road network. The Public Access and Recreation policy may encourage more public access and recreation by aggressively seeking funding or other support through collaboration

with others that will accommodate current or increased public demand. The policy options compliment one another by focusing on the need to stay abreast of impacts resulting from all sources of use and emphasizing mitigation of those throughout the alternatives. Public funding can help mitigate the adverse impacts of public use on forest roads, as well as the adverse impacts to recreational opportunities that are likely to occur from more access restrictions.

Financial Diversification, Public Access & Recreation, and Forest Roads

DNR's actions to diversify the sources of revenue to trust beneficiaries, as suggested by the Financial Diversification policy, may change the management objectives that are key to the development and maintenance of DNR's road system. This in turn could impact the levels of public access and recreation through a changed road system, or the role of public access and recreation as a trust financial diversification strategy.

General Silvicultural Strategy and Other Policies

A key policy relationship exists between the General Silvicultural Strategy alternatives and several other proposed policies that are implemented through DNR's Silviculture Program. DNR's silvicultural strategies and treatments are the means for achieving multiple outcomes, e.g., revenue generation, wildlife habitat, forest health, riparian habitat and wildfire prevention. Although silvicultural treatments are carried out on a site-by-site approach, outcomes are set through other policies and plans that consider the landscape-scale impacts and mitigation measures. Treatments are prescribed to guide the progression of stand development to achieve outcomes and enhance forest structural diversity across the landscape. The moderation of cataclysmic events, such as large wildfires, as a result of silvicultural treatments designed to meet a variety of landscape-scale outcomes is also expected to result in the perpetuation of relatively stable and viable ecosystems. The combination of the policy outcomes described in this Final EIS and the use of silvicultural strategies to achieve them is expected to substantially mitigate the risk of significant adverse impacts to the environment.

Forest Land Planning, Watershed Systems, and Other Policies

Similar to the relationship between the General Silvicultural Strategy policy subject area and other policies, is the relationship between the Forest Land Planning policy subject area and other policies, including the defining of landscape-scale silvicultural strategies. Forest Land Planning is intended to provide a planning framework that ensures the accomplishment of policy outcomes. As such, the Forest Land Planning policy is procedural in nature. It does not contain substantive standards for the use or modification of the environment. However, the relationship between Forest Land Planning and the Watershed Systems policy is key to understanding the approach for considering cumulative impacts within watershed systems. The Watershed Systems alternatives are specifically designed to assess and identify the potential for significant cumulative impacts of DNR activities on watershed systems and provide mitigation when necessary. Forest Land Planning will provide the integration of cumulative impact assessment and analysis into landscape-scale planning where it's carried out. The flexibility to conduct planning at different scales to address unique circumstances provides additional mitigation to ensure a timely response to chronic or acute significant cumulative impacts within watershed systems.

Forest Health, Catastrophic Loss Prevention, and Wildlife Habitat

The Forest Health, Catastrophic Loss Prevention, and Wildlife Habitat policy subjects work together to address forest health problems related to maintenance of unique species; forest structure; composition and function (including stocking levels) This allows DNR to focus on ecosystem sustainability and the conservation of biodiversity across the landscape while mitigating and minimizing the potential catastrophic losses which may result from declining forest health.

1.5.2 Other Major Conclusions

The Board's Preferred Alternative for Riparian Conservation analyzed in this Final EIS is designed to fill a gap in the protection of non-fish streams in Eastern Washington. However, the effectiveness of this recommended alternative will largely depend on implementation guidance and strategies; although, where appropriate, site-specific and species-specific approaches will be utilized.

Emphasizing landscape-scale objectives over site-specific and species-specific objectives lowers the potential risk of probable significant adverse environmental impacts to wildlife and their habitat on forested state trust lands.

Probable significant adverse visual impacts are primarily mitigated through compliance with other laws and policies, e.g., the general 100-acre harvest size limitation under the Board's Preferred Alternative for Watershed Systems, leave tree requirements, riparian and wetland protection, forest land planning and SEPA analysis on both project and non-project proposals.

Probable significant adverse environmental impacts to the native tree gene pool on forested state trust lands are mitigated by a program that balances the protection of rare genes with careful management of seed supply. In addition, conservation lands, such as Natural Area Preserves and Natural Resources Conservation Areas, protect the native tree gene pool.

Probable significant adverse environmental impacts to special ecological features are mitigated by considering the contribution of special ecological features in meeting other trust obligations and providing a policy framework that allows for protection through a broader spectrum of strategies.

Probable significant adverse environmental impacts to cultural resources are mitigated by effective communication and promotion of collaboration with the Tribes and interested stakeholders.

Unavoidable Impacts

The probable significant adverse environmental impacts are evaluated and mitigation measures are discussed in this Final EIS within the context of the discussion and analysis of reasonable alternatives. Implementation issues are addressed in the Implementation, Reporting and Modification of the Policy for Sustainable Forests policy subject area. Periodic updates to the Board of Natural Resources, coordinated reporting and the

opportunity to review and modify policies when needed are intended to mitigate any future probable significant adverse impacts that might occur due to new information or unforeseen circumstances.

1.6 Phased Review

SEPA review is required on proposals for project and non-project actions, such as the *Policy for Sustainable Forests*. DNR will be proposing future project and non-project actions related to this *Policy for Sustainable Forests*. Those actions will range from programmatic to site-specific proposals for management activities, such as the development of recreational sites and timber sales.

Additionally, DNR recognizes that other departmental policies and guidance will need to be reviewed as a result of the Board of Natural Resources' adoption of the *Policy for Sustainable Forests*. Once the Board of Natural Resources has adopted these policies, other implementation guidance will be reviewed and amended, created or cancelled where necessary. Guidance, including procedures, that simply implements policies whose impacts are analyzed in this Final EIS and don't establish new direction or standards resulting in impacts outside the scope of those evaluated in this Final EIS, e.g., Old-Growth Stands in Western Washington, will not require additional analysis. If new direction or standards are required with potential impacts that were not possible to anticipate at the broad policy level and where those potential impacts have not been analyzed, subsequent SEPA analysis will be conducted.

DNR is specifically phasing the analysis of an Eastern Washington sustainable harvest calculation, which is anticipated to be completed within the next five years. The role, location and amount of older forests and old growth in Eastern Washington are anticipated to be analyzed as part of that process.

1.7 Alternatives Considered Through Scoping, But Not Analyzed

Under SEPA, a "reasonable alternative" is defined as "an action that could feasibly attain or approximate a proposal's objectives, but at a lower environmental cost or decreased level of environmental degradation. Reasonable alternatives may be those over which an agency with jurisdiction has authority to control impacts, either directly or indirectly through requirement of mitigation measures" (WAC 197-11-786). For some policy subject areas, alternatives were considered, but not included in the detailed analysis, because they did not meet the purpose and need and, therefore, were determined not to be "reasonable."

1.7.1 Unstable Slopes

Unstable slopes was initially identified as an area that needed policy analysis. This policy subject area was eliminated after further scoping showed that current management activities could continue by relying on existing state and federal law and DNR's HCP, all

of which anticipate management activities, such as roads and harvesting, on potentially unstable slopes with proper mitigation. Current management activities range from total avoidance to mitigated activities on potentially unstable slopes.

1.7.2 Catastrophic Loss Prevention

An alternative was initially considered that stated no policy was needed in the *Policy for Sustainable Forests* regarding wildfire and catastrophic loss prevention. After further discussion, it was determined that there is a need for continued policy guidance for this policy subject area, particularly when considering management options available to DNR subsequent to a catastrophic loss. Therefore, the “no policy” alternative was not analyzed in this Final EIS.

1.7.3 Other Comments and Suggestions

During the initial scoping process and the Draft EIS process for the update of the *Forest Resource Plan*, many comments and suggestions were received from interested stakeholders and the public. DNR examined these comments and included many elements of them in the policy subject area discussions and alternatives presented in this Final EIS.

Other topics were determined to be outside the scope of this proposal. Those topics included speculative costs in financial analysis, management of grazing on forested lands, contract compliance, employee/contractor training and safety, theft protection, biosolids, management in municipal watersheds and forestland conversions. Most of these topics apply to other areas of DNR planning and policy-setting or areas for which DNR believes formal policy choices are not currently necessary.

1.8 Alternatives Suggested During Draft EIS Process, But Not Analyzed

1.8.1 Financial Diversification

An alternative was suggested for analysis that emphasized maximizing and protecting water quality, wildlife habitat, and recreation opportunities. This alternative was not analyzed because it did not meet the purpose, need and objectives of the *Policy for Sustainable Forests*. For additional discussion, see Appendix H.

Another suggestion was to include a policy or goal statement that promotes balanced age class and species distribution in the primary (forestland) trust asset. These are important considerations in meeting the objectives of sustainable trust management and as such will be considerations of implementing several of the policies, e.g. Financial Diversification, Forest Health, and General Silvicultural Strategy.

1.8.2 Financial Assumptions

A suggestion was made to include “net present value” in the policy objectives and the alternatives. Although “net present value” is an important consideration, it is not

exclusively used when making financial decisions. Other tools are also utilized when circumstances call for other approaches. See also Appendix H, Financial Assumptions subsection.

1.8.3 Old-Growth Stands in Western Washington

A suggestion was made that old growth should be protected down to 5 and 10 acre stands. The Board's Preferred Alternative has been amended to defer harvest of old growth for stands 5 acres and larger that originated naturally before the year 1850.

1.8.4 Wildlife Habitat

A comment was made that "if DNR believes that managing for biodiversity is the underpinning for sustainable forestry, what justification does it have for not employing these techniques on some portion of trust lands?" Biodiversity may be applied at both the landscape and stand levels and at various intensities. DNR will deliberately manage for various levels of biodiversity on all of our harvestable lands. To that end, DNR utilizes "cohort management" where multi-rotational, or legacy cohorts co-exist with one or more rotational, commercial cohorts within the same forest management unit. While legacy cohorts are managed to achieve environmental forest management unit (FMU) objectives (such as wildlife and mycorrhizal habitats), one or more commercial cohorts within the same FMU are managed to achieve the economic FMU objective.

DNR's objective of a "biodiversity pathways" approach to silviculture is for simultaneous increases in both habitat and income (Board of Natural Resources Resolution No. 1134) through the creation of more structural diversity across the landscape. The use of biodiversity pathways to accomplish habitat objectives will be done in a manner that fulfills trust objectives, e.g. under HCP obligations that require certain types of habitat, in exchange for benefits to the trusts.

1.8.5 Watershed Systems

Comments were submitted that the HCP planning unit scale is not adequate to address cumulative effects and also that landscape planning should include the watershed scale analysis to address cumulative effects. The Board's Preferred Alternative for Watershed Systems provides for cumulative impacts analyses to be conducted at different scales, including the watershed scale.

1.8.6 Riparian Management Zones

Alternatives Suggested But Not Analyzed are discussed under the Riparian Conservation policy subject area below.

1.8.7 Riparian Conservation

A comment was made that larger stream buffers could benefit stream stability, fish habitat and water quality and that Alternative 3 and the Board's Preferred Alternative provides no additional protection to some Type 4 and 5 streams in Eastern Washington over Alternative 1. In Eastern Washington, DNR recognizes that in some cases, simply

increasing the size of stream buffers could benefit streamside stability, habitat and water quality.

It is accurate to say that a moderate to high risk of adverse impacts to several functions of non-fish bearing waters exists for Eastern Washington under Riparian Management Zone Alternative 3 and the Board's Preferred Alternative for Riparian Conservation in this *Final Environmental Impact Statement on the Policy for Sustainable Forests*. The *Draft EIS on the Policy for Sustainable Forests* and *Final Environmental Impact Statement on the Policy for Sustainable Forests* analysis have highlighted the importance of the implementation phase of this policy proposal under the Board's Preferred Alternative in achieving the objectives set out by the Board of Natural Resources in meeting the purpose and need of the *Policy for Sustainable Forests*. In the past and currently, DNR is complying with Alternative 1 by placing riparian management zones along all non-fish perennial streams and along some non-fish seasonal streams when its deemed necessary to protect key non-timber resources. However, DNR has identified the need for additional implementation direction to ensure consistent approaches to non-fish streams in Eastern Washington and to ensure DNR fully meets the intent of the Board's Preferred Alternative. The Board's Preferred Alternative states that DNR will establish riparian management zones along seasonal non-fish bearing waters when necessary to protect key non-timber resources, such as water quality, fish, wildlife habitat and sensitive riparian and wetland plant species. Implementation direction should be in place upon adoption of the policy or shortly thereafter (within six months) and may either be procedural or substantive (requiring SEPA analysis), but in either case the intent is to ensure that the policy is achieved.

1.8.8 Local Economic Vitality

A suggestion was made to use full cost accounting to consider the economic benefits of ecological services to local communities. Whether full cost accounting is an appropriate approach to achieving the intent of this policy can be considered during implementation. DNR will explore and develop strategies to achieve the intent of this policy as part of implementation. The intent of Board of Natural Resources policy is to describe outcomes for DNR to achieve in managing forested state trust lands. Consequently, the policy statements do not describe or include directives on how to achieve those outcomes.

1.8.9 General Silvicultural Strategy

A suggestion was made that language from *Forest Resource Plan* Policy 30 that granted discretion to reduce trust income to provide extra protection for certain resources should be included in the updated policy. Since the protection of resources is covered in the individual policy subjects, and coupled with the fact that the General Silvicultural Strategy is simply the means of integrating and implementing the policies on the ground, it is unnecessary to include this language in the updated policy.

1.8.10 Forest Land Transactions

A comment was submitted that urged DNR to reconsider their practice of converting shrub-steppe. Consistent with the DNR's *Asset Stewardship Plan*, DNR has been looking

at opportunities to consider alternative land uses or to exchange high quality shrub-steppe to other agencies, such as the Bureau of Land Management and Washington Department of Fish and Wildlife, to ensure its protection.

In terms of DNR's agricultural lands, which are not governed by the *Policy for Sustainable Forests*, some conversion of lower quality fragmented shrub-steppe to cultivated agricultural or other income generating uses will occur. Others may occur through higher use, such as oil and gas production. Higher quality and larger contiguous patches of shrub-steppe habitat will continue to be evaluated for meeting trust objectives or transfer out of trust status, with compensation to the trusts, to ensure its protection.



2. Background

2.1 Introduction

This chapter of the *Final Environmental Impact Statement on the Policy for Sustainable Forests* (Final EIS) describes the background and purpose of updating and replacing the *Forest Resource Plan*.

Included in this chapter are:

- The origin and purposes of trust lands in Washington State and the trust mandate;
- An overview of DNR and the Board of Natural Resources; and
- The legal and regulatory framework of managing trust lands.

2.2 Washington's Trust Lands and Mandate

DNR manages approximately 5 million acres of uplands and aquatic lands.

Approximately 2.1 million acres are forested state trust lands, which are the subject of the *Policy for Sustainable Forests*. These lands are held in trust for the benefit of specific institutional trust beneficiaries. The fiduciary aspect of trust management also requires DNR to manage these lands in a manner that produces long-term sustainable income the beneficiaries, as guided by policies set by the Board of Natural Resources, the policy-making body for trust lands. In doing so, DNR complies with all state and federal laws and agreements.

2.2.1 Trust Mandate and Responsibilities

A trust is a relationship in which one person, the trustee, holds title to property that must be kept or used for the benefit of another. The relationship between the trustee and the beneficiary for these lands is a fiduciary relationship. A trust includes a grantor (the entity establishing the trust), a trustee (the entity holding the title), one or more beneficiaries (entities receiving the benefits from the assets) and trust assets (the property kept or used for the benefit of the beneficiaries). In the case of Washington's trust responsibility, the trust assets consist of the trust lands, funds in certain dedicated accounts and the permanent funds associated with certain trusts.

With the state as trustee, the Legislature has designated DNR as manager of the Federal Grant Lands and State Forest Lands. The Board of Natural Resources is required by statute to establish policies to ensure that the acquisition, management and disposition of all lands and resources within DNR's jurisdiction are based on sound principles designed to achieve the maximum effective development and use of such lands and resources, consistent with the laws applicable thereto.

In addition to complying with laws of general applicability, as a trust manager DNR follows the common law duties of a trustee. These include, but are not limited to: administering the trust in accordance with the provisions that created it; maintaining undivided loyalty to each of the trusts and its beneficiaries; managing trust assets prudently; making the trust property productive, while recognizing the perpetual nature of the trusts; dealing impartially with beneficiaries; and reducing the risk of loss to the trusts.

In 1984, the Washington State Supreme Court specifically addressed the state trust relationship in County of Skamania v. State of Washington, 102 Wn.2d 127, 685 P.2d 576. The Skamania decision explicitly addressed two of the trustee's duties. The Supreme Court found that a trustee must act with undivided loyalty to the trust beneficiaries to the exclusion of all other interests and to manage trust assets prudently. The court also cited a series of cases in which private trust principles were applied to land grant trusts. While all but one of these cases are from other states with differently worded enabling acts, they generally indicate that a state's duty is to strive to obtain the most substantial financial support possible from the trust property, while exercising ordinary prudence and taking necessary precautions for the preservation of the trust estate. The Skamania case, as well as other trust duties, are thoroughly discussed in a more recent formal opinion of the Attorney General, AGO 1996, No. 11 (http://www.atg.wa.gov/opinions/1996/opinion_1996_11.html).

In DNR's view, prudent management means, among other things, avoiding undue risk. DNR believes it is in the best interest of the trust beneficiaries over the long-term to manage forested state trust lands to: prevent losses of ecological function which may cause the listing of additional species as threatened or endangered; avoid circumstances likely to lead to public demand for ever-increasing, restrictive regulations of forest practices; and avoid contract disputes, uncertainty and ultimate loss of the ability to manage trust lands for their primary purpose.

In summary, any management action taken on Washington's state trust lands should be consistent with the principles of trust management. It is important to retain the long-term capacity of the forest, recognizing that near-term actions can create long-term economic, ecological and social problems or benefits.

DNR manages primarily two categories of forested state trust lands: Federal Grant Lands and State Forest Lands. These lands have separate origins that are reflected in both the nature of the lands and how they are managed.

2.2.2 Federal Grant Lands

Just prior to Washington becoming a state in 1889, Congress passed the Omnibus Enabling Act of 1889 and granted more than 3 million acres of land to support various public institutions important for the new state of Washington. This act set aside two square miles of every 36 to produce financial support for the common schools. The act granted additional lands to provide financial support other public institutions. These lands are known as Federal Grant Lands and consist of eight specific trusts:

- Common school lands, which support the construction of public schools;
- Agricultural school lands, which support the Washington State University in Pullman;
- Charitable, educational, penal and reformatory institutions lands, which support those public institutions;
- University original lands, which were used to support the University of Washington in Seattle (only a small amount of that acreage still remains);
- University transfer lands, which were originally part of the charitable, educational, penal and reformatory institutions lands trust, but were transferred by the state Legislature to provide additional support to the University of Washington;
- Normal school lands, which currently support four universities (Western Washington University in Bellingham; Central Washington University in Ellensburg; Eastern Washington University in Cheney; and The Evergreen State College in Olympia);
- Scientific school lands, which support the Washington State University in Pullman; and
- Capitol building lands, which support the construction of state office buildings on the Capitol Campus in Olympia.

Of the original Federal Grant Lands, approximately 1.463 million acres of forest lands remain. In addition to policies set by the Board of Natural Resources for managing forested state trust lands, which are the subject of the *Policy for Sustainable Forests*, direction for management of Federal Grant Lands is specified in the Omnibus Enabling Act. The Washington State Constitution further limits and directs the sale, lease and management of Federal Grant Lands.

2.2.3 State Forest Lands

DNR manages two categories of State Forest Lands: State Forest Transfer Lands and State Forest Purchase Lands. These were formerly known as State Forest Board Transfer Lands and State Forest Board Purchase Lands, respectively. All State Forest Lands are to be used primarily for forestry, forever reserved from sale. However, the timber and other valuable materials may be sold and lands leased in the same way and for the same purposes as the State Federal Grant Lands (RCW 79.22.050). Because the state is both

the grantor and trustee, the state, through the State Legislature, has more flexibility to change the terms of this trust through statutory direction when compared to the Federal Granted Lands.

STATE FOREST TRANSFER LANDS

Most of the State Forest Lands are State Forest Transfer Lands. They total approximately 546,000 acres, or about 26 percent of the 2.1 million acres of forested state trust lands managed by DNR.

State Forest Transfer Lands were acquired from 21 counties in the 1920s and 1930s through tax foreclosures. Later, pursuant to state law, most of these lands were transferred to the state of Washington. Many of these lands had been harvested and were deforested at the time of transfer. These lands were ultimately deeded to the state as State Forest Transfer Lands and placed in trust status. In exchange for the deed transfer, the county and junior taxing districts in which the land is located are given a significant portion of the revenue from timber sales and other activities on these lands. In addition, a portion of the total revenue goes to support public schools. The portion going to schools offsets State-General Fund support.

STATE FOREST PURCHASE LANDS

Nearly 80,000 acres of State Forest Lands are State Forest Purchase Lands. These lands were either purchased by the state or acquired as a gift by the state. The State Forest Purchase Lands were acquired under the 1923 Reforestation Act, which gave the State Forest Board the power to acquire any lands that were chiefly valuable for developing and growing timber and to designate these lands as State Forest Lands.

COMMUNITY COLLEGE FOREST RESERVE

In addition to Federal Grant and State Forest Lands, DNR also manages 3,223 acres of forest lands for community colleges. The Community College Forest Reserve was established by the state Legislature in 1990. Monies for DNR to purchase the properties were appropriated that year.

These lands, located near urban areas, form a buffer between working forests and suburban uses. The properties are managed for sustained timber production, but special consideration is given to aesthetics, watershed protection and wildlife habitat. Revenues go in a special fund for building and capital improvements on community college campuses.

KING COUNTY WATER POLLUTION CONTROL DIVISION

DNR manages 4,336 acres as state forest land for the benefit of King County's Water Pollution Control Division. These lands were transferred to DNR for management by an agreement made with King County in June 1995.

2.3 Department of Natural Resources

2.3.1 The Department

The Washington State Department of Natural Resources (DNR) was established in 1957 with the consolidation of several state agencies, boards and commissions to serve, in part, as the manager of state trust lands. In addition to forested state trust lands, DNR manages agricultural and aquatic lands; natural areas and commercial real estate. It also administers several regulatory programs and acts as the state's principle wildfire control agency.

DNR manages state trust lands primarily to provide substantial revenue to specific public beneficiaries to benefit the people of Washington. Such lands provide needed revenue to construct and maintain Washington's public schools, universities, prisons, state office buildings, hospitals, fire departments and other public services in many counties. Significantly, forested state trust lands also provide jobs, commodities, clean water, wildlife habitat and increasingly scarce recreational opportunities. DNR manages trust lands to provide these additional benefits while maintaining the primary goal of trust revenue production.

As steward of these lands and natural resources, DNR relies on a diverse staff of foresters, engineers, geologists, biologists, cartographers, hydrologists, soil scientists, economists, planners and others who contribute to the management of lands to achieve long-term productivity and revenue, as well as habitat and other conservation, education and recreation benefits.

2.3.2 Board of Natural Resources

As part of creating DNR, the Legislature also created the Board of Natural Resources. The Board of Natural Resources' establishes major policies for all lands managed by DNR, including all forested state trust lands and resources. The *Policy for Sustainable Forests* describes the Board of Natural Resources vision for the forested state trust lands, and establishes that vision in policy form for DNR's guidance.

The Board of Natural Resources is comprised of six members: the Commissioner of Public Lands; the Governor (or a designated representative); the State Superintendent of Public Instruction; the Dean of the College of Agricultural, Human and Natural Resource Sciences, Washington State University; the Dean of the College of Forest Resources, University of Washington; and an elected representative from a county that contains State Forest Lands.

2.4 Legal and Regulatory Framework

The state and federal laws and rules referenced in this Final EIS are summarized in this section. The relationship of each law or rule to Board of Natural Resources policy decisions is further explained within each policy subject area in Chapter 3. This

relationship has helped DNR identify gaps in the Board of Natural Resources direction to DNR and in part has lead to the development of the policies proposed in this Final EIS.

In addition, DNR entered into a legal/contractual obligation with the United States Fish and Wildlife Service and National Oceanic and Atmospheric Administration-Fisheries Service (collectively referred to as “the Federal Services”) when DNR’s *Habitat Conservation Plan* (HCP) was adopted in 1997. This agreement applies to 1.6 million acres of forested state trust lands and is discussed further in the section on the Endangered Species Act.

2.4.1 State Laws

Washington state laws are codified in the Revised Code of Washington (RCW). Corresponding state rules that provide more details about implementing the laws are codified in the Washington Administrative Code (WAC).

PUBLIC LANDS ACT (TITLE 79 RCW)

The Public Lands Act sets forth requirements by which DNR manages all of its lands. Among the land management authorities and policies contained in Title 79 RCW, the “multiple use” and “sustainable harvest” concepts are directly applicable to the *Policy for Sustainable Forests*.

MULTIPLE USE CONCEPT (RCW 79.10.120)

The Legislature has directed DNR to utilize a “multiple use concept” in the administration of public lands. The uses allowed under this concept must be in the best interests of the state and the general welfare of the citizens, as well as consistent with the trust provisions of the various lands involved.

Utilizing the multiple use concept means DNR will manage trust lands to provide for other public uses when those uses are compatible with the obligations of trust management. Public uses that may be compatible with trust management activities include: recreational areas; recreational trails for both vehicular and non-vehicular uses; special educational or scientific studies; experimental programs managed by various public agencies; special events; hunting, fishing and other sports activities; maintenance of scenic areas; maintenance of historical sites; municipal or other public watershed protection; greenbelt areas; and public rights of way. If such additional uses are not compatible with the fiduciary obligations in the management of trust land, they may be permitted only if there is compensation to satisfy the trust’s financial obligations.

SUSTAINABLE HARVEST PROGRAM (RCW 79.10.300)

DNR manages the forested state trust lands on a sustained yield basis. DNR is required to periodically adjust the acreages designated for inclusion in the sustained yield management program and calculate a sustainable harvest level.

The sustainable harvest level is defined in the law as the volume of timber scheduled for sale from state-owned lands during a planning decade, as calculated by DNR and approved by the Board of Natural Resources.

In September 2004, the Board of Natural Resources met the requirements of this law for Western Washington forested state trust lands by adopting a revised sustainable harvest calculation. An Eastern Washington calculation will occur in the next several years.

In October 2004, a lawsuit was brought entitled Washington Environmental Council, et al, v. Sutherland, et al, seeking a declaration that the Board of Natural Resources' adoption of the sustainable harvest calculation (Resolution 1134) was invalid due to improper compliance with the State Environmental Policy Act (SEPA).

The settlement parties, including the Board of Natural Resources, agreed to establish several commitments that will affect DNR's management decisions within Western Washington for at least the next eight years (i.e., at least until 2014).

The parties to the lawsuit negotiated a settlement prior to issuance of a final judgment by the Superior Court.

The commitments of the March 2006 Settlement Agreement thus constrain some policy choices until that time, and will be discussed in this document where appropriate.

FOREST PRACTICES ACT (TITLE 76.09 RCW)

The purpose of Washington's Forest Practices Act is to protect the state's public resources while maintaining a viable timber industry. The act regulates activities related to growing and harvesting timber on all non-federal and non-tribal forest lands in the state, including DNR-managed forested state trust lands. The Forest Practices Board was established and mandated to adopt the state forest practices rules (Title 222 WAC) that govern how the Forest Practices Act must be implemented. Both the act and the rules have been amended over time to address evolving protection of public resources and maintenance of a viable forest products industry.

In 1999, the Washington Legislature authorized the Forest Practices Board to adopt new rules consistent with the *Forests and Fish Report*, an agreement that addressed protection of aquatic resources (RCW 76.09.055). In response, the Forest Practices Board amended the state forest practices rules in July 2001. The objectives of the new rules are to further protect public resources by focusing on water quality, salmon habitat and other aquatic and riparian resources.

DNR's Forest Practices Program administers and enforces the state Forest Practices Act and its rules. It operates independently of DNR's state land management programs. Management activities on forested state trust lands are subject to the state forest practices rules, as are forest management activities on non-federal public and private forest lands.

The Forest Practices Program has recently adopted a *Forest Practices Habitat Conservation Plan* (Forest Practices HCP). This HCP provides Endangered Species Act coverage for aquatic species listed as threatened or endangered, in exchange for landowner compliance with the state forest practices rules.

STATE ENVIRONMENTAL POLICY ACT (TITLE 43.21C RCW)

The State Environmental Policy Act (SEPA) requires state agencies to review proposed actions for probable significant adverse impacts and, when necessary, to prepare an environmental impact statement for actions that will likely have a significant adverse impact on the environment. Compliance with SEPA ensures timely analysis, public input on the environmental impact of agency actions, and a discussion of possible mitigation of the probable significant environmental impacts of various activities, including project planning and implementation, as well as programmatic or policy-level planning efforts.

The SEPA Rules (chapter 197-11 WAC) provide more details for implementing this law. They also establish uniform environmental review requirements for all agencies.

Most DNR activities undertaken in its proprietary capacity related to forest management are subject to SEPA. Similar activities by private landowners are not subject to SEPA, with some exceptions (Class IV Forest Practices).

GROWTH MANAGEMENT ACT (TITLE 36.70A RCW)

The Growth Management Act requires local governments to establish comprehensive growth management plans that cover a range of natural resource and land use issues, including designation of where forest management activities are protected from the pressures of development.

DNR works with local governments as they develop land use plans and regulations. In some cases, forested state trust lands that lie in zones identified for development will be converted to other uses or transferred out of trust status, with compensation to the trust(s), when it best serves the trust(s) interests. In other cases, DNR identifies forested state trust lands that should be protected from development when it is in the trust(s) best interests.

OTHER STATE LAWS

HYDRAULICS PROJECT APPROVAL (RCW 77.55.100)

Hydraulics Project Approval is required from the Washington State Department of Fish and Wildlife if proposed management activities on forested state trust lands would use or change the natural flow or bed of any state water. This is often necessary for road construction projects which may or may not occur in conjunction with timber sales from forested state trust lands.

SURFACE MINING ACT (TITLE 78.44 RCW)

The Surface Mining Act requires anyone who engages in surface mining activities, as defined by the act, to obtain a permit from DNR. The law applies equally to any mining activities that may occur on forested state trust lands.

THE SHORELINES MANAGEMENT ACT (TITLE 90.58 RCW)

The Shorelines Management Act requires the Washington State Department of Ecology and local governments to manage shorelines by planning for and fostering all reasonable and appropriate uses. When DNR conducts a management activity on forested state trust lands which falls within the purview of this law, such as road or bridge construction

within a shoreline of the state, DNR must obtain a permit from the appropriate local government.

THE STATE WATER POLLUTION CONTROL ACT (TITLE 90.48 RCW)

The Water Pollution Control Act requires that the state of Washington maintain the highest possible standards to ensure the purity of all waters of the state, consistent with public health and public enjoyment; the propagation and protection of wildlife, birds, game, fish and other aquatic life; and the industrial development of the state. It also requires the use of all known available and reasonable methods by industries and others to prevent and control the pollution of the state's waters.

2.4.2 Federal Laws

ENDANGERED SPECIES ACT (16 U.S.C. 1531 ET SEQ.)

The Endangered Species Act protects federally listed species and their ecosystems. Section 10 of the Endangered Species Act (16 U.S.C. 1539) authorizes a landowner to negotiate a HCP with the United States Secretary of the Interior to minimize and mitigate any incidental impact to threatened and endangered species while conducting lawful activities such as forest practices. As long as the landowner manages under the terms and conditions of the HCP, the landowner will not be prosecuted for "take" of an individual animal. The permit issued to the landowner by the federal government is referred to as an "Incidental Take Permit," and identifies the range of activities allowed under each HCP.

In 1997, DNR and the United States Fish and Wildlife Service and the National Oceanic and Atmospheric Administration-Fisheries Service signed a multi-species HCP to address DNR's compliance with the federal Endangered Species Act in its management of a portion of the forested state trust lands.

DNR's HCP covers approximately 1.6 million acres of forested state trust lands within the range of the northern spotted owl, and is a multi-species land management plan that takes a landscape approach to managing for conservation of threatened and endangered species. The plan protects all currently listed and potentially listed species and manages for species populations, which in turn protects individual animals. Because many of DNR's forested state trust lands are adjacent to federal lands, the HCP is designed to supplement federal land management protection measures at a landscape level, as described in the *Northwest Forest Plan*.

THE FEDERAL WATER POLLUTION CONTROL ACT (CLEAN WATER ACT) (33 U.S.C. 1251 ET. SEQ.)

The Clean Water Act relates to protecting water quality. Washington's state forest practices rules are constructed so that meeting the requirements of the rules also meets the requirements of state law, as well as this federal law.

2.4.3 Relationship to 2004 Sustainable Harvest Calculation

In 2004, DNR recalculated the sustainable forest management harvest level in Western Washington. The process included extensive public involvement, the services of the Sustainable Harvest Calculation Technical Review Committee and sophisticated computer simulations. It was supported by the *Final Environmental Impact Statement on Alternatives for Sustainable Forest Management of State Trust Lands in Western Washington*. The computer simulations were used to understand how different policies may change forests over time and space. They also showed how forest ecology and forest revenues would change for the analyzed alternatives.

Several policies were amended through the *Final Environmental Impact Statement on Alternatives for Sustainable Forest Management of State Trust Lands in Western Washington* that were analyzed and adopted by the Board of Natural Resources as part of that process.

At this time, it does not appear that any of the policies in the proposed *Policy for Sustainable Forests* would have an impact on the 2004 sustainable harvest calculation. However, the policies once adopted will guide the management of forested state trust lands for the entire state with regard to both meeting harvest levels, as well as all of the other outcomes identified in the Board of Natural Resources policies with the purpose of guiding the management of these lands well into the twenty first century.

As DNR moves forward with implementation of the policies in the *Policy for Sustainable Forests* and achieving current harvest level targets, integration will occur. If, during this implementation and integration, potential changes to the current sustainable harvest level are identified, the Board of Natural Resources will be briefed and potential changes will be discussed. This process will be consistent with board direction in their Preferred Alternative for Implementation, Reporting and Modification of the Policy for Sustainable Forests policy, which directs DNR to report to them annually and at five year intervals on implementation progress, including progress towards achieving the calculated sustainable harvest level, as part of an adaptive management approach for the policies.



3. Alternatives and Analysis

OVERVIEW

Chapter 3 is introduced by a general discussion of the environmental setting of forested state trust lands across the state of Washington. Much of this discussion is focused on the ecological variability and diversity of Washington and, consequently, the forested state trust lands. This discussion is important because many elements of forested state trust land management are driven by the ecological setting, or ecoregion, where the lands are located. This diversity also provides multiple economic opportunities for the trusts. A general understanding of the ecoregions that contain forested state trust lands helps set the context for the alternatives contained in this *Final Environmental Impact Statement on the Policy for Sustainable Forests* (Final EIS).

The remainder of Chapter 3 discusses 25 policy subject areas that are organized within four major policy categories: Economic Performance; Forest Ecosystem Health and Productivity; Social and Cultural Benefits; and Implementation. Each policy subject area has six subsections: Introduction; Affected Environment; Regulatory Framework; Alternatives; Significant Impacts and Mitigation Measures; and Cumulative Impacts. A Board's Preferred Alternative has been identified for each policy subject area. The Board's Preferred Alternative is the one that the Board of Natural Resources feels best meets the purpose, need and policy objectives for the *Policy for Sustainable Forests* (see Chapter 1).

The following documents are incorporated by reference in this Final EIS and are available for review on the Washington State Department of Natural Resources (DNR) website (www.dnr.wa.gov):

- *Final Environmental Impact Statement for the Forest Resource Plan* (Washington State Department of Natural Resources, 1992). This document discusses the environmental impacts of policies guiding the management of 2.1 million acres of forested state trust lands.
- *Determination of Significance and Adoption of Existing Environmental Document and Addendum to the Existing Final Environmental Impact Statement for the Forest Resource Plan* (Washington State Department of Natural Resources, May 24, 2002). The addendum addresses changes concerning the knowledge of existing environmental conditions since the adoption of the 1992 *Forest Resource Plan*.

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- *Forest Resource Plan* (Washington State Department of Natural Resources, 1992). This document consists of 40 policies guiding the management of 2.1 million acres of forested state trust lands.
 - *Draft Environmental Impact Statement Habitat Conservation Plan* (Washington State Department of Natural Resources, 1996) and *Final Environmental Impact Statement Habitat Conservation Plan* (Washington State Department of Natural Resources, 1997). These documents discuss the potential environmental impacts of implementing conservation strategies to protect threatened and endangered species on forested state trust lands.
 - *Final Habitat Conservation Plan* (Washington State Department of Natural Resources, 1997). This document discusses the conservation of threatened and endangered species on forested state trust lands.
 - *Draft Environmental Impact Statement on Alternatives for Sustainable Forest Management of State Trust Lands in Western Washington* and *Final Environmental Impact Statement on Alternatives for Sustainable Forest Management of State Trust Lands in Western Washington* (Washington State Department of Natural Resources, 2004). These documents discuss the environmental impacts associated with the sustainable harvest level for Western Washington.
 - *Final Environmental Impact Statement on Alternatives for the Forest Practices Rules for Aquatic and Riparian Resources* (Washington Forest Practices Board, 2001). This document discusses the environmental impacts of forest practices activities on aquatic and riparian habitat on private and forested state trust lands, as well as habitat protection for salmonid species which are listed as threatened or endangered under the Endangered Species Act.
 - *Final Environmental Impact Statement for the Proposed Forest Practices Rules and Regulations* (Washington Forest Practices Board, 1992). This document discusses forest practices rules and regulations.

The following documents are also incorporated by reference in this Final EIS:

- *Final Supplemental Environmental Impact Statement for the Northwest Forest Plan* (United States Department of Agriculture Forest Service and United States Department of the Interior Bureau of Land Management, 1994). This document discusses an integrated, comprehensive design for ecosystem management, intergovernmental and public collaboration, and rural community economic assistance for federal forests in Western Oregon, Washington and Northern California. For additional information about the *Northwest Forest Plan*, please contact the United States Department of Agriculture Forest Service's Public Affairs Office: Pacific Northwest Region, Public Affairs Office, P.O. Box 3623, Portland, OR 97208-3623, 503-808-2971, or at www.fs.fed.us/r6.
- *Economic Analysis as Prepared for: Washington State Department of Natural Resources* (Deloitte and Touche, LLP, 1996). This document provides information and analyses of land, natural resources, administrative and monetary assets managed

by the Washington State Department of Natural Resources and the Washington State Investment Board. This document was prepared as part of DNR's ongoing development of its *Asset Stewardship Plan*, which is intended to achieve the most substantial and sustainable benefits to current and future trust beneficiaries and the general public. This document can be reviewed at DNR's headquarters in Olympia.

- *Definition and Inventory of Old Growth Forests on DNR-Managed State Lands*, July 2005. The 2004 Washington State Legislature directed DNR to inventory old-growth forest stands on state lands as defined by a panel of scientists. By applying an old-growth habitat indexing method to DNR's Forest Resource Inventory System, potential old-growth stands were identified. This document fulfills this direction.

ECOREGION REPRESENTATION – ENVIRONMENTAL SETTING

The forested lands managed by DNR are diverse. This diversity is shaped by the ecological variation across the state, ranging from low elevation temperate rainforests in Western Washington to open dry forests east of the Cascade Mountains. The physical attributes of the environment are responsible for the diversity of forest ecosystems that have developed in Washington. These ecosystems are products of the interactions over time between the physical attributes of the environment and the plant and animal species present within the environment. There are recognizable patterns to how individual ecosystem types are distributed across the landscape. Understanding the patterns that exist and the factors responsible for those patterns, especially disturbances, is critical to making wise management decisions regarding natural resources.

Ecoregions generally have a distinctive composition and pattern of plant and animal species. Abiotic factors, such as climate, landform, soil and hydrology are important in the development of ecosystems within ecoregions and help define them. Within an individual ecoregion, biotic factors, such as the ecological relationships between species and their physical environment, can be similar.

A description of each of the nine ecoregions represented in Washington is presented in Appendix B, which includes a discussion of the physical attributes of the ecoregions, a characterization of the dominant ecosystems present and the significant natural ecological processes operating within each ecoregion. This appendix is meant to provide an overview of the various biotic and abiotic factors that influence forest management decision-making and provide the environmental context for the Board of Natural Resources' policy decisions in the *Policy for Sustainable Forests*.

3.1 Economic Performance

This major policy category contains policy subject areas related to revenue production and financial performance of forested state trust lands. These subjects address the range of activities and various commodities that should be considered in producing revenue from forested state trust lands. It also includes lands that are deferred from harvest activities. The policies in this major policy category, together with the other policies in this Final EIS, provide the broad context for DNR's economic management of forested state trust lands and production of sustainable revenue for each trust beneficiary.

3.1.1 Financial Diversification

INTRODUCTION

Diversification is an important fiduciary consideration in meeting DNR's obligations to each trust beneficiary. Financial diversification as a policy subject area deals with the forest asset class only and discusses both marketing and sales of forest products, as well as income from non-timber forest products and services. Financial diversification among trust asset classes, such as forestry, agriculture and commercial real estate is guided by DNR's *Asset Stewardship Plan* and is not addressed in this Final EIS.

Although the Financial Diversification policy subject primarily meets the following Policy Objectives:

- Pursue outcome-based management within a flexible framework (Policy Objective 6);
- Promote active, innovative and sustainable stewardship on as much of the forested land base as possible (Policy Objective 7); and
- Capture existing and future economic opportunities for the beneficiaries from the forestland base by being prudent, innovative and creative (Policy Objective 9);

it works in conjunction with other policy subjects to fulfill the need and purpose of the *Policy for Sustainable Forests* in meeting the 10 policy objectives set out by the Board of Natural Resources.

AFFECTED ENVIRONMENT

Financial diversification actions do not change the overall timber harvest level from forested state trust lands. The overall harvest level is determined by the Board of Natural Resources at the time a sustainable harvest calculation is completed. Marketing different forest products and timing the sale of forest products can optimize financial returns for each trust beneficiary.

Special forest products provide revenue opportunities for the trust beneficiaries, as well as supporting a niche for a variety of local businesses. Special forest products can include western greens, Christmas greens and Christmas trees. DNR issues permits and enters

into leases for the harvest and sale of western greens to provide revenue to the trust beneficiaries. Currently, there are approximately 330 western greens leases and permits covering 128,000 acres, eight Christmas greens sales/leases involving a total of 8,100 acres, and seven leases to grow Christmas trees on forested state trust lands, covering less than 300 acres. Leases and permits for collection of western greens, Christmas greens and Christmas trees are categorically exempt from State Environmental Policy Act (SEPA) review. Actions or activities that are categorically exempt are those that would not significantly affect the environment.

No commercial harvesting of mushrooms is authorized on lands covered by the Habitat Conservation Plan (HCP). Recreational mushroom harvesting is allowed, but is limited to five gallons per person per day. Currently, compliance is not monitored and unauthorized commercial-type harvest may be occurring on forested state trust lands.

Illegal harvesting and theft of special forest products can result in detrimental environmental impacts, such as entire removal or stripping of plants resulting in mortality or unauthorized removals and activity in riparian and wetland areas. DNR's permitting and leasing program helps reduce illegal harvesting and minimizes associated environmental impacts.

DNR sells valuable materials and leases forestland for a variety of other uses to supplement revenue for the affected trust(s). Such uses include:

- Approximately 102 commercial communication sites (covering a total area of 65 acres of leased land);
- Eleven commercial sand, gravel, and rock pits are operated by DNR that require a permit under RCW78.44; in addition, twenty three leases for sand, gravel, and rock are administered by DNR;
- Leases have been issued for coal, lead, zinc, silver, and gold; there is no commercial production of these commodities at present;
- Sixteen oil and gas exploration lease auctions have been held since 1947 covering a number of parcels ranging from 50 in 1947-48 to more than 600 in 2004. No exploratory wells have been drilled on state lands in Eastern Washington and only 2 exploratory wells have ever been drilled in Western Washington in 1989 (one each in Lewis and Clallam counties). No commercial production has occurred to date (Final EIS State Land Oil and gas Leasing Program, July 2005);
- Recreation sites (see discussion of recreation sites, potential impacts and mitigation under Public Access and Recreation subject area);
- Energy generation; and
- Potential revenue sources from non-extractive, low-intensity uses may exist, e.g., low-impact recreational use and carbon sequestration.

The impact on the environment of such uses will depend on the nature of the use and is evaluated at the time these uses are proposed.

REGULATORY FRAMEWORK

There are no specific regulations that require or direct financial diversification, although numerous laws govern activities undertaken as part of a financial diversification strategy.

ALTERNATIVES

■ ALTERNATIVE 1 (NO ACTION)

DISCUSSION

Alternative 1 reflects what DNR recognized in 1992 as an increasing demand for special forest products and increased revenue opportunities. Maintaining Policy No. 8 commits DNR to continue a special forest products program. Special forest products represent one element of financial diversification. Alternative 1 does not appear to meet Policy Objectives 7 and 9 as well as other alternatives.

POLICY STATEMENT

Forest Resource Plan Policy No. 8, Special Forest Products: “The department will encourage and promote the sale of special forest products where appropriate and will market them in a manner consistent with the overall policies of this plan.”

■ ALTERNATIVE 2

DISCUSSION

Alternative 2 generally represents current financial diversification efforts within the forest asset class. Alternative 2 would direct DNR to continue the current practice of offering a mix of forest products timed to take advantage of seasonal market fluctuations to improve revenue generation. DNR would focus primarily on regional markets under Alternative 2. DNR would continue to market non-timber-related commodities like special forest products when it would improve overall financial performance. DNR would increasingly use contract harvesting as one method to improve financial performance through marketing and sales of forest products. DNR would monitor changing land values and land use trends surrounding forested state trust lands to make informed forestland allocation and management decisions.

While Alternative 2 represents a higher degree of innovation and creativity than Alternative 1, it does not recognize the economic potential of ecological and social benefits that can flow from forested state trust lands. Alternative 2 appears to meet Policy Objectives 7 and 9 better than Alternative 1, but not as well as Alternatives 3 and 4.

POLICY STATEMENTS

The department will identify and offer a mix of forest products to take advantage of existing markets and market value fluctuations.

The department will evaluate and capture financial opportunities through production, marketing and sales of both timber and non-timber-related commodities.

The department will continually evaluate land use patterns and changing land values to guide decisions about trust asset management and allocation.

■ ALTERNATIVE 3

DISCUSSION

Alternative 3 includes all of the components of Alternative 2. Additionally, DNR would anticipate future demand for ecological and social benefits. DNR would invest and seek to position trust assets to take advantage of that demand to benefit the trust beneficiaries. Although these benefits may not have immediate revenue potential, they would appear likely to have significant future revenue potential. These benefits have the potential to improve the overall financial performance of forested state trust lands. Examples of future ecological and social benefits that have potential to increase in the future are recreation, tourism, water quantity and quality, forest certification and carbon sequestration.

Alternative 3 represents a higher degree of innovation, creativity and speculation than the other alternatives by directing DNR to anticipate or develop future economic markets for ecological and social benefits and position trust assets to take advantage of those markets. Alternative 3 appears to meet Policy Objectives 7 and 9 better than Alternatives 1 and 2, but not as well Alternative 4.

POLICY STATEMENTS

The department will identify and offer a mix of forest products to take advantage of existing markets and market value fluctuations.

The department will evaluate and capture financial opportunities through production, marketing and sales of both timber and non-timber-related commodities.

The department will continually evaluate land use patterns and changing land values to guide decisions about trust asset management and allocation.

Anticipating increased future demand, the department will actively pursue, evaluate and develop new economic opportunities related to the ecological and social benefits that flow from forested state trust lands.

■ ALTERNATIVE 4

DISCUSSION

Alternative 4 includes all of the components of Alternative 2. Additionally, DNR would expand its marketing efforts to national and international markets. DNR would increase its efforts to capture additional revenue through leasing of forestland for other uses, such as energy generation and communication sites, when there is a clear opportunity to improve the net revenue from forestlands. DNR would continue to evaluate different marketing and sales strategies beyond contract harvesting to improve overall financial performance of the forestlands. DNR would participate in research related to economic and financial trends to identify partnerships and/or additional opportunities to improve financial performance through diversification. Alternative 4 recognizes that forested state trust lands offer unique products in the worldwide market, such as significant volumes of low elevation Douglas-fir. Alternative 4 provides for a higher degree of innovation and creativity by improving economic performance through diversification in the forest products arena. It also prudently seeks sources of income with immediate net revenue potential from forestlands related to non-forest products or ecological and social benefits, such as recreation and tourism. Alternative 4 best meets the applicable policy objectives by directing DNR to actively manage the land base by seeking future economic opportunities, while being prudent and innovative (Policy Objectives 7 and 9).

POLICY STATEMENTS

The department will identify and offer a mix of forest products to take advantage of existing markets and market value fluctuations.

The department will evaluate and capture financial opportunities through production, marketing and sales of both timber and non-timber-related commodities.

The department will continually evaluate land use patterns and changing land values to guide decisions about trust asset management and allocation.

The department will actively expand its efforts to identify, develop and target new national and global markets for forest products.

The department will continually seek opportunities to creatively market and sell forest products to improve overall financial performance.

When there is a clear opportunity to improve the net revenue from forestlands, the department will actively pursue economic opportunities related to ecological and social benefits that flow from forested state trust lands.

The department will pursue additional forecasting services and research related to economic and financial trends to identify additional diversification opportunities.

■ BOARD'S PREFERRED ALTERNATIVE

DISCUSSION

The Board's Preferred Alternative builds on Alternative 4 by adding a component of Alternative 3 that directs DNR to pursue future market opportunities for forested state trust lands. The Board's Preferred Alternative meets Policy Objective 9 by capturing future economic opportunities for the trust beneficiaries.

POLICY STATEMENTS

The department will identify and offer a mix of forest products to take advantage of existing markets and market value fluctuations.

The department will evaluate and capture financial opportunities through production, marketing and sales of both timber and non-timber related commodities and uses.

The department will actively expand its efforts to identify, develop and target new national and international markets for forest products and seek opportunities to creatively market and sell forest products to improve overall financial performance.

Anticipating future demand, the department will prudently pursue economic opportunities related to ecological and social benefits that flow from forested state trust lands, to improve the net revenue from forestlands.

To guide decisions about trust asset management and allocation and to identify additional diversification opportunities, the department will:

- **Continually evaluate land use patterns and changing land values; and**
- **Pursue additional forecasting services and research related to economic and financial trends.**

■ ALTERNATIVES SUGGESTED BUT NOT ANALYZED

An alternative was suggested for analysis that emphasized maximizing and protecting water quality, wildlife habitat, and recreation opportunities. This alternative was not analyzed because it did not meet the purpose, need and objectives of the *Policy for Sustainable Forests*. For additional discussion, refer to the Range of Alternatives subsection in Appendix H: Response to Comments.

Another suggestion was to include a policy or goal statement that promotes balanced age class and species distribution in the primary (forestland) trust asset. These are important considerations in meeting the objectives of sustainable trust management and as such will be considerations of implementing several of the policies, e.g. Financial Diversification, Forest Health, and General Silvicultural Strategy.

SIGNIFICANT IMPACTS AND MITIGATION MEASURES

Alternative 1 maintains DNR's special forest products program. Because of the low impact nature of the activity, the low level of frequency, and the dispersed nature of the activity, DNR believes the impacts from this program, including cumulative impacts, are not significant. Under Alternative 1, collection of western greens is a self-limiting process, because only part of the foliage of any plant meets commercial quality standards. Thus, harvesting practices result in retention of most of the plant and, consequently, a photosynthetic base for the regeneration of new foliage (Amaranthus and Pilz, 1996). For Alternative 1, no significant environmental damage has been observed as a result of DNR's leases or permits to collect greens. Other mitigation measures include no mechanical or motorized devices used in the harvest of special forest products, except for using helicopters to remove boughs from the forest. All special forest products are harvested by hand. All permits, sales and leases have limitations and guidelines to provide environmental protection and ensure compliance with the HCP.

Alternative 2 envisions a more active approach for identifying and responding to market opportunities for both timber and non-timber products. In identifying and offering a mix of forest products, DNR does not anticipate increasing the overall decadal level of timber harvest. However, development of short-term markets for certain wood products or major price fluctuations could result in an increasing or decreasing level of harvest over the short-term (1 or 2 years), but still within the overall decadal harvest level. Site-specific environmental impacts associated with localized harvest increases of certain products in response to short-term market or price changes will need to be analyzed and any significant impacts will be considered for mitigation as needed at the time the project is proposed. Specific impacts cannot be analyzed now because the nature of these changes and the impacts that may result cannot be anticipated. Alternative 2 envisions using market indicators, including changing land use patterns and land use values, to guide DNR's decisions related to trust asset management and allocation.

Alternative 3 puts more emphasis on anticipating increased future demand relative to the ecological and social benefits that flow from forested state trust lands. Promoting more intense or new uses of forested state trust lands to produce revenue could have either negative or positive impacts on the environment, depending on the type, location and intensity of use. For example, if ecological services or other conservation values can be effectively marketed, that may result in management actions with less environmental effects than resource-extraction uses. Environmental impact analysis of new uses or marketing of new commodities from forested state trust lands in the future would be analyzed when the new uses have been identified and the effects of such activities could be meaningfully assessed in a non-speculative manner.

Under Alternative 4, refining markets for timber products nationally and globally is not expected to affect the decadal timber harvest level or otherwise impact the environment. Alternative 4 envisions a more active effort by DNR to market existing timber products, not increase the decadal level of timber harvest.

Alternative 4 envisions a more active response to market and non-market signals to capture additional economic returns. The potential impacts from Alternative 4 on the

natural and built environments will depend on the opportunities that become available and are pursued and thus, anticipation of types, severity and longevity of impacts is purely speculative at this time. As mentioned above, the marketing of ecological services may lead to fewer impacts where the marketing of new commodities could lead to increased environmental impacts. However, impacts resulting from any new extractions would be analyzed as required by SEPA and considered for mitigation as appropriate at the time they can be identified, as discussed above under Alternative 2.

The Board's Preferred Alternative adds a component of Alternative 3 to Alternative 4. The analysis of the Board's Preferred Alternative is covered by the existing discussion under these two alternatives. The discussions from Alternatives 1, 2 and 3 also apply to the Board's Preferred Alternative. There are no new significant impacts from the Board's Preferred Alternative.

CUMULATIVE IMPACTS

The likelihood of any cumulative impacts from these alternatives is purely speculative for products other than timber, since it will depend on DNR's response to new non-timber markets that are currently unknown.

For the sale and marketing of timber, none of the alternatives are expected to increase the harvest level, which is set by the Board of Natural Resources through a sustainable decadal harvest calculation. Some site-specific environmental impacts could occur as a result of short-term increases in harvest of certain products in response to market and price fluctuations. Conversely, short-term decreases in harvest could also occur in response to market and price fluctuations resulting in a reduction in site-specific environmental impacts. Any probable significant adverse impacts associated with site-specific harvest proposals will be evaluated and considered for mitigation as needed through SEPA at the time of the proposal.

3.1.2 Financial Assumptions

INTRODUCTION

Forest investments are based on various financial assumptions. Assumptions about prices, costs, interest rates and other financial factors reflect national and regional economic conditions, as well as anticipated changes in forest product markets. DNR makes certain assumptions as it uses various investment models to guide decisions related to silvicultural investments; capital investments, such as forest roads; forestland investments; and other investment decisions. The nature and timeliness of reviews and updates of financial assumptions are critical to making sound investment decisions on behalf of each trust beneficiary.

Although the Financial Assumptions policy subject primarily meets the following Policy Objectives:

- Balance trust income, environmental protection, and other social benefits from four perspectives: the prudent person doctrine; undivided loyalty to and impartiality among the trust beneficiaries; intergenerational equity; and not foreclosing future options (Policy Objective 2); and
- Use professional judgment, best available science and sound field forestry to achieve excellence in public stewardship (Policy Objective 5);

it works in conjunction with other policy subjects to fulfill the need and purpose of the *Policy for Sustainable Forests* in meeting the 10 policy objectives set out by the Board of Natural Resources.

AFFECTED ENVIRONMENT

The financial assumptions and DNR's investment analysis programs help DNR allocate scarce financial resources to achieve the optimum economic results. The amount of trust money available for investment varies due to the interaction of several macro-economic and micro-economic factors. Gross and net revenues are determined by market dynamics and operating costs. If there is sufficient investment revenue in the Resource Management Cost Account and/or Forest Development Cost Account, capital is allocated using the various investment models.

REGULATORY FRAMEWORK

There are no specific regulations that apply directly to review of Financial Assumptions.

ALTERNATIVES

■ ALTERNATIVE 1 (NO ACTION)

DISCUSSION

Alternative 1 directs DNR to review its financial assumptions each year. Economic situations may change more or less frequently than every year. Adjustments to financial assumptions driven by general economic trends may be more effective than annual adjustments. Alternative 1 does not appear to meet Policy Objectives 2 and 5 as well as the other alternatives.

POLICY STATEMENT

Forest Resource Plan Policy No. 12, Annual Review of Financial Assumptions: “The department will review and adjust annually its financial assumptions used in management decisions.”

■ ALTERNATIVE 2

DISCUSSION

Under Alternative 2, DNR would track financial trends and periodically adjust its financial assumptions, based on professional judgment, when general economic situations dictate, rather than simply every year. Review and adjustment would be driven by economic trends, not by a set period of time. Alternative 2 places the emphasis for adjustments of financial assumptions on general economic trends. Alternative 2 appears to better meet Policy Objective 2 than Alternative 1.

POLICY STATEMENT

The department will review financial assumptions on a periodic basis and make adjustments when general economic situations dictate.

■ ALTERNATIVE 3

DISCUSSION

Alternative 3 includes all of the components of Alternative 2. Additionally, DNR would develop and utilize a state uplands coordinated approach for reviewing and adjusting financial assumptions to be used for analyzing investment decisions related to managing forested state trust lands. Alternative 3 would provide better consistency within DNR related to investment analysis and financial assumptions. Alternative 3 best meets the applicable policy objective by providing a more prudent approach to reviewing and updating the financial assumptions based on professional judgment and economic information and providing more consistency between upland programs (Policy Objectives 2 and 5).

POLICY STATEMENTS

The department will review financial assumptions on a periodic basis and make adjustments when general economic situations dictate.

The department will utilize a comprehensive approach to periodically review and update the financial assumptions used in forest management decisions.

■ BOARD'S PREFERRED ALTERNATIVE

DISCUSSION

The Board's Preferred Alternative is slightly different from Alternative 3, in that the Board's Preferred Alternative directs DNR to review financial assumptions at least once per year, rather than on a periodic basis.

POLICY STATEMENTS

At least once per year, the department will review financial assumptions that affect forest management and will make adjustments when general economic situations dictate.

The department will utilize a comprehensive approach to review and update the financial assumptions used in forest management decisions.

■ ALTERNATIVES SUGGESTED BUT NOT ANALYZED

A suggestion was made to include "net present value" in the policy objectives and the alternatives. Although "net present value" is an important consideration, it is not exclusively used when making financial decisions. Other tools are also utilized when circumstances call for other approaches. See also Appendix H, Financial Assumptions subsection.

SIGNIFICANT IMPACTS AND MITIGATION MEASURES

Financial assumptions can influence the level of capital investment and management decisions that may modify the environment. The decision concerning the method and frequency that DNR reviews financial assumptions is impact neutral. For this reason, there are no significant adverse environmental impacts associated with this policy choice.

CUMULATIVE IMPACTS

The alternatives being reviewed only concern the methodology used for reviewing financial assumptions and how often these assumptions are reviewed.

3.1.3 Harvest Deferral Designations (formerly “Land Classifications”)

INTRODUCTION

Historically, DNR has classified forested state trust lands into two general categories: “on-base” and “off-base.” This was done, in part, to comply with RCW 79.10.320. On-base lands are those forested state trust lands considered capable of producing timber revenue. Such lands were included in DNR’s timber harvest plans. Off-base lands were trust lands that typically could not produce another timber crop within the next 80 years. Properties where harvesting had been deferred due to the potential risk to public resources were also considered off-base lands. Forestland that was deemed too small, isolated, difficult to access or removed from the harvest base to meet some other specific need or objective has been included in the off-base category. Historically, off-base lands have not been included in a sustainable harvest calculation. The determination of on-base and off-base status was subject to change as new information becomes available. The 2004 sustainable harvest calculation for Western Washington classified lands according to management objectives, such as riparian and wetlands, general management objectives and special management emphasis. As a result, some lands that were traditionally considered off-base for purposes of timber harvest were now included in the sustainable harvest calculation, because they met other objectives even though timber harvest was not intended.

Although the Harvest Deferral Designations policy subject primarily meets the following Policy Objective:

- Ensure policies are succinct, relevant and easily understood by the public and department employees (Policy Objective 3);

it works in conjunction with other policy subjects to fulfill the need and purpose of the *Policy for Sustainable Forests* in meeting the 10 policy objectives set out by the Board of Natural Resources.

AFFECTED ENVIRONMENT

This policy subject area deals with classification or designation of lands that are deferred from harvest for a specified period of time. Harvest deferrals can be short or long-term in duration. If the objective for deferred lands changes in the future, those lands may become available for harvest. For example, in addition to commitments made in the HCP, DNR agreed with the Federal Services to protect a number of northern spotted owl habitat circles until 2007. Therefore, those lands are deferred from harvest for the agreement’s duration. After the expiration of the agreement, such lands may be available for harvest, but like the other lands, are subject to existing forest management objectives and constraints, including those identified in the March 2006 Settlement Agreement.

Forested state trust lands not considered for commercial timber management at the current time include, but are not restricted to, those for which timber harvest is

operationally or economically infeasible; those that pose an unduly high risk to public resources; mature natural stands in the Olympic Experimental State Forest, 15,000 acres; old growth research areas, 2,000 acres; gene pool reserves, 2,400 acres; habitat areas having a crucial interim role in a species' persistence (for example, northern spotted owl circles or marbled murrelet reclassified habitat); and lands having special ecological features or local issues that warrant short or long-term deferral from harvest.

A determination of the acreages which are capable of being harvested is made each time the sustainable harvest level is calculated.

There are currently 516,000 of 1.39 million acres (37 percent) in an off-base or deferred from harvest status in Western Washington forested state trust lands (*Final EIS on Alternatives for Sustainable Forest Management of State Trust Lands in Western Washington*, Table 2.6-4, Chapter 2, pages 2-34). The 1.39 million acres does not include 139,000 acres determined to be non-forested lands, such as roads and waterways.

A sustainable harvest calculation for Eastern Washington has not been recently completed. Therefore, an updated inventory of lands deferred from harvest from the 710,000 acres of forested state trust land in Eastern Washington is not currently available. DNR will be performing an Eastern Washington sustainable harvest calculation within the next five years.

REGULATORY FRAMEWORK

Classification of forested state trust lands is for the purpose of calculating a sustainable harvest level. Identifying lands for inclusion in a sustainable harvest calculation is central to projecting a sustained yield of timber. RCW 79.10.320 directs the sale of timber on a sustained yield basis. It states that "The department shall manage the state-owned lands under its jurisdiction which are primarily valuable for the purpose of growing forest crops on a sustained yield basis insofar as compatible with other regulatory directives. To this end, the department shall periodically adjust the acreages designated for inclusion and calculate a sustainable harvest level." Identifying lands that are available, and therefore those that are unavailable, for harvest at any given point in time is necessary to comply with this statute. However, even those lands which are not "primarily valuable for the purpose of growing forest crops" may serve important habitat and other roles and contribute toward meeting multiple objectives, especially those associated with HCP contractual commitments and conservation strategies. Therefore, such lands may still be a critical consideration in calculating a sustainable harvest level.

ALTERNATIVES

■ ALTERNATIVE 1 (NO ACTION)

DISCUSSION

Alternative 1 continues designating forested state trust lands as either "on-base" or "off-base" for the purposes of identifying forestlands capable of producing merchantable timber within 80 years for harvesting and for determining what lands are included in the

sustainable harvest calculation. However, this is no longer the most descriptive way to classify lands for a sustainable harvest calculation. Alternative 1 does not appear to meet Policy Objective 3 as well as Alternative 2.

POLICY STATEMENT

***Forest Resource Plan* Policy No. 3, Land Classifications: “The department intends to designate those lands and timber resources that are unavailable for harvest as “off-base.” All deferrals will be included in this category.”**

■ ALTERNATIVE 2

DISCUSSION

Alternative 2 recognizes that forested state trust lands are managed to meet multiple economic, ecological or social objectives and are set by state and federal law and other legal agreements, including the HCP and Board of Natural Resources policy. Many of these objectives have evolved since adoption of the *Forest Resource Plan*. All forested state trust lands contribute or have the potential to contribute to one or more of the various objectives. Through a sustainable harvest calculation process, the capability of forestlands and associated forest stands to meet these objectives can be analyzed. DNR currently classifies lands according to management objectives, such as riparian and wetlands, general management objectives and special management emphasis. As a result, some lands that were traditionally considered off-base for purposes of timber harvest will now be included in a sustainable harvest calculation, because they meet other objectives even though timber harvest is not intended. DNR assigns silvicultural regimes for stands at the broad landscape level to examine the outcome of implementing policy objectives over space and time.

The majority of forested state trust lands in Washington will be included in a sustainable harvest calculation to determine their role in meeting Board of Natural Resources objectives.

Some forested state trust lands may play an important role in meeting ecological objectives in their current condition. They will likely be unavailable for harvest during the next decade or longer. These lands will be classified as deferrals in a sustainable harvest calculation and, while not currently available for harvest, will be included in the calculation. For example, old growth research areas help meet older forest targets for HCP planning units, but are currently not available for harvest. Other examples of lands in this category are recreation sites and gene pool reserves. Including lands that are deferred from harvest allows DNR to better predict the future forest conditions on those lands, for purposes of meeting DNR’s ecological objectives. Alternative 2 best meets the applicable policy objective by providing more clarity for both the public and DNR employees with regard to the designation of lands available for harvest (Policy Objective 3).

POLICY STATEMENT

The department will designate those lands and timber resources that are unavailable for harvest as short or long-term deferrals.

■ BOARD'S PREFERRED ALTERNATIVE

DISCUSSION

The Board's Preferred Alternative is the same as Alternative 2, with some minor edits to ensure the policy is clear and succinct (Policy Objective 3).

POLICY STATEMENT

The department will designate lands and timber resources that are unavailable for harvest as either short-term or long-term deferrals.

■ ALTERNATIVES SUGGESTED BUT NOT ANALYZED

No other alternatives were introduced for discussion or analysis during scoping and the Draft EIS process.

SIGNIFICANT IMPACTS AND MITIGATION MEASURES

There are no significant adverse impacts as a result of these policy alternatives. The difference between the alternatives is only in nomenclature. Under Alternative 1, lands are moved in and out of off-base designation with changes in deferral status. On-base lands include all lands that are available for harvest, while off-base lands include lands not available for harvest.

Alternative 2 and the Board's Preferred Alternative distinguish between lands available at any point in time for harvest and those not available. All of these lands, however, are included in the harvest calculation, allowing DNR to determine the role of all forested state trust lands in meeting economic, ecological or social objectives. The terminology used in Alternative 2 and the Board's Preferred Alternative accurately capture the various roles played by all DNR-managed lands under today's forest management environment.

There are no significant probable adverse environmental impacts associated with this change to the Land Classifications policy subject area. Per legislative direction (RCW 79.10.320), DNR will determine lands available for harvest at any given time for the purposes of calculating a sustainable harvest level. Therefore, there are no anticipated environmental impacts from any of the alternatives. The name lands are given for purposes of computer modeling sustainable harvest levels simply has no effect on the ground.

CUMULATIVE IMPACTS

Because the change in nomenclature discussed above has no direct or indirect impacts, there are also no cumulative impacts related to these policy choices.

3.2 Forest Ecosystem Health and Productivity

This major policy category contains policy subject areas related to elements of the forest ecosystem that are important to ecological objectives and long-term health and productivity of trust assets. These subject areas provide the broad context for DNR's management and maintenance of the ecological health of forested state trust lands to ensure long-term, sustainable, healthy forest ecosystems and consequently, a sustainable flow of economic and social, as well as environmental benefits for each trust beneficiary and the people of Washington.

3.2.1 Forest Health

INTRODUCTION

A functioning, healthy forest ecosystem has many components, one of which is the forest stand itself. In addition to maintaining other key elements of the forest ecosystem, maintaining healthy stand conditions keeps the forest productive. What constitutes a healthy forest varies by geography, by watershed, climatic zone, etc. Ecoregions, their associated plant communities and natural vegetative series, are the basis for identifying appropriate species and stocking levels at the stand level (see Appendix B). Productive, healthy forests directly provide many economic, ecological and social benefits to each trust beneficiary and to the people of Washington. DNR utilizes a number of silvicultural activities, including prescribed fire and tree removal, to keep forests healthy and resistant to insects, disease and catastrophic fire. Two major components of maintaining forest health are prevention of damage by maintaining appropriate stand level species composition/age and stocking levels; and monitoring and treatment of insects, disease, noxious weeds, animal damage and other similar threats to trust assets, when their impacts are excessive.

Although the Forest Health policy emphasizes the following Policy Objectives:

- Balance trust income, environmental protection, and other social benefits from four perspectives: the prudent person doctrine; undivided loyalty to and impartiality among the trust beneficiaries; intergenerational equity; and not foreclosing future options (Policy Objective 2);
- Seek productive partnerships that help DNR achieve policy objectives (Policy Objective 4);
- Use professional judgment, best available science and sound field forestry to achieve excellence in public stewardship (Policy Objective 5); and
- Promote active, innovative and sustainable stewardship on as much of the forested land base as possible (Policy Objective 7);

it works in conjunction with other policy subjects to fulfill the need and purpose of the *Policy for Sustainable Forests* in meeting the 10 policy objectives set out by the Board of Natural Resources.

AFFECTED ENVIRONMENT

“Forests are defined as healthy if they have sufficient resiliency to respond to and recover from encountered stress while maintaining their capacity to provide necessary ecological process support and generate desired levels of amenities and products” (National Association of State Foresters Forest Health Committee Charter, April 1992). Forest health is a condition of forest ecosystems that sustains appropriate ecological complexity, while providing for human needs. A healthy forest maintains its unique species and processes, while maintaining its basic structure, composition and function. In addition, it has the ability to accommodate current and future needs of people for values, products and services. Forest entomology and forest pathology, the studies of forest insects and forest diseases, focus on forest health. These disciplines emphasize prevention of insect and disease problems through early detection and management activities that maintain appropriate species and structure, enhance tree vigor and discriminate against damage-causing organisms. Species composition and the stocking levels of those species are the primary elements of the affected environment that influence the health of the forest in terms of resistance and resilience to lack of moisture and other stresses characterized by insects and disease. The relationship between forest fire and forest health is discussed in the Catastrophic Loss Prevention policy subject area in this document.

Insects and diseases affect tree vigor and forest structure by slowing tree growth, causing trees to differentiate in size and shape; creating snags and dead wood, creating forest openings; and consuming seeds or stunting seedlings. They also provide food for fish and wildlife, prey on and parasitize other insects, pollinate flowering plants, aid roots in acquiring water and nutrients and decompose dead material. The presence of insects and disease-causing organisms are part of healthy forests.

At this time, forest insects are a more significant disturbance factor in Eastern Washington forests than in Western Washington Forests (see Maps 1 and 2). For example, the dry spring climate in Eastern Washington is more conducive to defoliating insect survival. Seasonal drought stress reduces a tree’s capacity to produce pitch and increases tree vulnerability to bark beetles. Conversely, root disease causing fungi and foliage disease organisms are more prevalent in Western Washington, because moisture regimes are suitable for fungal growth and spore reproduction. Under appropriate environmental conditions, such as ice storm damage, multi-layered host crowns, or off-site plantings, insect and disease populations can rise rapidly. These circumstances create epidemic conditions that kill trees, damage tree form, slow tree growth and contribute to fire risk. In general, forest insects can cause severe damage to a single species or size range of trees, while forest diseases can severely affect host trees of all sizes.

Ecoregions reflect broad ecological patterns occurring across a landscape due to significant differences in major physical features, such as climate and soil. Ecoregions generally have distinctive patterns of plant and animal species relationships, composition and interacting ecological processes, such as fire regimes and periodic drought. Within an

individual ecoregion, forest composition, age, and annual and long-term weather conditions influence the presence, abundance and effect of forest insects and disease on trees and, consequently, overall forest health.

Forest composition and structure in many Washington ecoregions (Puget Trough, East Cascades, Okanogan, Blue Mountains, North Cascades, Columbia Plateau and Canadian Rocky Mountains) is significantly influenced by both natural and human-caused fire. Relationships between fire and tree species and size combinations, and the insects and fungi that feed on them have evolved over time. Dry, low-elevation forests burned more frequently and extensively prior to the mid-20th century than they do now. Late 20th century fire reduction was due to grazing and successful wildfire suppression efforts. As a result of lack of fire and prevalent harvesting practices, forest composition has shifted toward higher tree densities, often smaller trees, and domination by shade-tolerant conifers or less fire-resistant trees. The result is high fuel amounts and interconnected canopy layer. The abnormally high tree and fuel densities create a forest health problem, because the composition and structure is particularly vulnerable to damage from defoliating insects, bark beetles, dwarf mistletoe, root disease, drought and severe fire. Wetter, less accessible high-elevation forests that naturally burned fairly infrequently have not been as dramatically affected by successful fire suppression or harvesting, although they are now more likely to burn severely. As the interval since prior fires increases, stands mature and fuel levels build across the landscape.

These forest health issues can be especially detrimental for wildlife species that require relatively large tracts of forest cover, particularly those that currently inhabit eastside forested state trust lands, such as the northern spotted owl along the east slope of the Cascade mountains (the remaining discussion of wildlife habitat for this policy subject area will focus on spotted owls due to their central role in issues related to forest management practices in Washington). Among other potential factors, loss of habitat due to wildfire and defoliation by insects has been implicated as a possible contributor to a rangewide northern spotted owl population decline (Lint, 2005). At epidemic levels, forest insects and disease can remove considerable amounts of forest cover from forest stands, rendering them unsuitable for spotted owls. In addition, overstocked stands with high fuel loads are more susceptible to stand replacement fires that burn dead materials but also have the potential to remove substantial amounts of live materials (See Section 3.2.2-Catastrophic Loss Prevention policy subject area in this document for further discussion). In light of recent declines of northern spotted owl populations, management of drier forests along the east slope of the Cascade Mountains, prone to epidemic levels of disease and insect infestation and severe fire is an important aspect of future northern spotted owl population recovery (Pierce et al., 2005).

Some forests on the east slopes of the Washington Cascades are experiencing serious forest health problems, many of which are within the range of the northern spotted owl. In some of these areas, habitat for the northern spotted owl is experiencing a significant disease-caused degradation of its suitability across entire landscapes, regardless of land ownerships, and leading to loss of habitat (Managing Northern Spotted Owl Habitat in Dry Forest Ecosystems Workshop Synthesis Report, USFWS, 2005). This problem is adversely affecting the northern spotted owl, and will continue to do so unless it is

addressed (Managing Northern Spotted Owl Habitat in Dry Forest Ecosystems Workshop Synthesis Report, USFWS, 2005).

Throughout much of their range, northern spotted owls are strongly associated with forested areas that are classified as structurally complex (DNR, 2004). Important structural components for suitable spotted owl habitat include large trees, large snags, understory development, a multi-storied canopy, and large down woody debris.

Federal lands were determined to be the key for northern spotted owl conservation whereas non-federal lands were expected to complement the effort for species stabilization and recovery (USDI, 1992). Consequently, the U.S. Fish and Wildlife Service designated spotted owl critical habitat solely on federal lands (USDI, 1992).

Additional demographic studies conducted since 1996, have provided evidence that northern spotted owl populations are continuing to decline. Results from the latest northern spotted owl demography workshop held in January 2004 (Anthony et al., 2004) concluded that northern spotted owl populations in Washington State have declined at a 7.5 percent rate per year for the entire period of study (1987 to 2003). Anthony et al., (2004), however, did not provide analyses on the causes for the recent rapid decline. The report suggested possible reasons for the dramatic decline in Washington study areas were: 1) high density of barred owls, 2) loss of habitat due to wildfire, 3) logging of northern spotted owl habitat on state and private lands, 4) forest defoliation caused by insect infestations, and 5) advancing forest succession toward climax for communities in the absence of wildfires. Related to the fifth reason, the natural progression of a stand to climax (that is, stands evolve in the absence of major disturbance) results in forests that are no longer suitable spotted owl habitat.

The Scientific Evaluation of the Status of the Northern Spotted Owl (Courtney et al., 2005) evaluated the current science and biological information on this listed species. The status review did not make recommendations on the listing of the species, but provided: 1) whether new information suggested the species population was increasing, decreasing, or was stable, 2) whether already existing threats were increasing, the same, reduced or eliminated, and 3) if any new threats were identified. The significance of this report is that it identified a decline in the spotted owl populations in Washington State. The report found that there was no evidence that existing threats from disease, predation, or genetics could explain the population decline. The presence of barred owls in northern spotted owl territories was identified as an operational threat that is in need of further research. The identified threat of loss of habitat due to timber harvesting on federal lands has been dramatically reduced since the 1990 status review, though the lag effect of this harvesting still needs to be studied by scientists. New threats identified included West Nile Virus, Sudden Oak Death, and competition between barred and spotted owls. In addition, as timber harvest rates have declined threats of habitat loss due to catastrophic wildfire has been identified as relatively more important. This conclusion is based not only on habitat lost to catastrophic wildfires, but the continued accumulation of surface and ladder fuels. The report noted that little management has taken place to reduce the threat by wildfires and little is known on the effects of widespread thinning to reduce wildfire threat on northern spotted owl habitat. The report also identified information needs such as the natural history of barred owls in the Pacific Northwest, habitat trends on private lands,

and others that are used by scientists to prioritize future research on the species. Based on this report the USFWS concluded that the northern spotted owl continues to warrant protection under the Endangered Species Act as a threatened species. The Northern Spotted Owl Recovery Plan currently being developed by the USFWS uses the information in the status review report to base its recommendations for recovery (refer to discussion in Regulatory Framework section of the Wildlife Habitat policy subject area).

A number of areas designated to contribute to the conservation of the northern spotted owl through the DNR HCP on the east slope of the Cascades are experiencing serious forest health issues. In some of these areas suitable habitat for the northern spotted owl is being degraded or eliminated. The ability for forest managers to treat the forest health issue in the eastern slopes of the Cascade Range is somewhat constrained by the original HCP northern spotted owl conservation strategy related to the maintenance of habitat threshold targets. In spotted owl nesting, roosting, and foraging (NRF) management areas that are below the required habitat threshold target, waiting to treat the forests until NRF habitat degrades into non-habitat from forest health impacts is not prudent for a land manager or species dependent upon those specific habitats.

Current research on climate change and variability has generated two different scenarios, with the basic difference most relevant to forests in Eastern Washington being whether summers are anticipated to become warmer and wetter or whether summers are predicted to become warmer and drier. (Source: Mote P. et al., *Impacts of Climate Variability and Change, Pacific Northwest (PDF)* National Atmospheric and Oceanic Administration, Office of Global Programs, and JISAO/SMA Climate Impacts Group, Seattle, WA 110 pp. 1999.) Warmer and wetter conditions would likely reduce summer moisture stress, increasing tree growth and insect and disease resistance. It is much less likely to have negative Forest Health consequences. Forest cover could expand. In contrast, warmer and drier conditions would likely reduce seedling survival, enhance survival and reproduction of some insects such as aphids and defoliators, reduce tree resistance to bark beetle attack, increase the frequency and extent of severe wildfires, and potentially reduce forest cover. The forests most likely to be affected by climate change are those where trees are already at their physiological limits such as low- and high-elevation tree line or overstocked communities. The future occurrence of extreme weather events (that often precipitate disturbance by insects, disease, and fire) is not well understood at this time and could have major influence regardless of the prevailing summer moisture patterns.

The 2004 Aerial Insect and Disease Damage Detection Survey (see Table 1) indicated that many areas of Eastern Washington are currently affected by bark beetles (western pine beetle, mountain pine beetle, Douglas-fir beetle, fir engraver beetle and spruce beetle), the western spruce budworm, and balsam woolly Adelgid (an exotic, aphid-like sucking insect). Disease organisms are less well-identified by an aerial survey than insect activity, but Swiss needle cast is observable and is affecting coastal Douglas-fir plantations. The “bear damage” symptom, widely identified throughout the state when dead trees are scattered, may actually be caused by or associated with root disease fungi in many cases. Root disease fungi are very persistent on a site and can continuously affect many generations of host trees. The exotic disease white pine blister rust has severely

reduced the presence and viability of western white pine in many locations and is severely diminishing whitebark pine populations across the state.

Table 1: Percent of Washington Forested Lands Affected by Elevated Levels of Disturbance Agents by Major Landowner (Based on 2004 Aerial Survey)								
	Federal	Percent Affected	Private	Percent Affected	Tribal	Percent Affected	State	Percent Affected
Percent of Forested Land	43.6	NA	39	NA	5.8	NA	10.4	NA
Amount of Acres (in millions)	9.541	NA	8.541	NA	1.269	NA	2.27	NA
Douglas-fir Beetle	26,532	0.278	12,092	0.142	6,686	0.527	5,098	0.225
Fir Engraver Beetle	146,642	1.537	77,392	0.906	57,744	4.55	31,349	1.381
Pine Bark Beetle	235,157	2.465	56,229	0.658	112,887	8.896	28,280	1.246
Bear/Root Disease	23,093	0.242	83,679	0.98	11,036	0.87	26,982	1.189
Western Spruce Budworm	169,224	1.774	8,458	0.099	6,559	0.517	8,950	0.394
<p>1. Mortality affecting over 1 percent of an ownership is notable, but should be given further consideration based on the location of the land and management objectives of the landowner.</p> <p>2. Aerial survey identifies areas with elevated levels of mortality. Not every tree on an affected acre is dead.</p>								

Noxious, invasive plant species impact plant communities and ecosystem functions. In the worst case, uncontrolled invasive weeds may replace native plants that eventually lead to altered plant communities, habitat functions and overall biodiversity. Ecosystem functions that can change with exotics species invasions are hydrology, soil chemistry, fire behavior and the overall value of natural resources. Species that have the ability to become dominant may be toxic, poisonous or parasitic and may reduce forest productivity. Currently, 42 percent of the plant and animal species listed by the Federal Services as threatened or endangered have been negatively affected by invasive species. The expansion of invasive, noxious plant populations is costly, and results in loss of production and added expenditures for eradication, control and habitat restoration.

Noxious weeds, both native and non-native, typically are species adapted to disturbed site conditions. They are often tolerant of soils low in organic matter, nutrients and moisture levels. These conditions and subsequent invasions are often the result of forest management activities, such as: 1) equipment used to thin or harvest trees that disturbs

the soil by churning up the surface layer and compacting the soil; 2) equipment, vehicles, people and animal movement that transport seeds from one location to an area not yet infested; 3) disturbance activities in areas that retain seeds or roots in the soil from an older invasion; and 4) fire that removes organic material from the surface layer of the soil, exposing the soil and reducing moisture and nutrient levels.

In general, the spread of noxious weeds tends to increase in response to activities that disturb soil and native plants. The rate and success of spread often depends on different types and durations of disturbance and persistence of the species at a site. The more invasive species, once established, can spread from disturbed sites into undisturbed sites. Noxious weeds may out-compete native species and become dominant or under some situations, become a monoculture. Many noxious weeds are prodigious seed producers capable of producing up to 50,000 seeds or more per plant. Seeds may persist in the soil anywhere from a few years, to 35 years or more. Other invasive species spread aggressively through extensive and rapid root growth and can persist under dense canopies only to re-emerge following forest disturbance.

The Columbia Plateau, Okanogan and Puget Trough ecoregions have the greatest concentration of noxious weeds. All of the remaining ecoregions have noxious weed issues, particularly at lower elevations and riparian areas. In general, noxious weed concerns for forested state trust land management are more numerous in drier forests in both Eastern and Western Washington, particularly those associated with livestock operations, recreational activity and roads.

The most effective prevention strategy for noxious weed control is to prevent them from ever being introduced and established. Preventive measures typically are the most cost-effective means to minimize or eliminate environmental and economic impacts, e.g. controlling vehicle access. Short of prevention, early detection and rapid response is a critical component of any effective noxious weed management program. Prompt and coordinated containment and eradication of new noxious weed species can reduce environmental and economic impacts. Early detection of new infestations requires regular monitoring. Established noxious weeds require a control strategy to minimize their effects and limit their spread. Effective control relies on understanding the target species' biology, the ecosystem infested and effective control tools. Monitoring of control requires persistent follow-through. Control of some infestations may require site restoration with native species and monitoring.

Timber harvest can have various impacts on forest health. For example, tree removal and thinning affect the size and species of trees on a site, their density/growing space and relative vigor. Tree removal prescriptions can be written to achieve many objectives, such as to correct stand conditions that are recognized as being high risk for insect or disease activities. The suite of insects and diseases that affect a mature stand changes in a regenerating stand to pests of small trees with thin bark and foliage in the high humidity region near the ground. Contrarily, some root disease fungi affect large and small host trees equally.

Stand and tree response varies depending on species characteristics, but if partial tree removal favors taking smaller, less vigorous, diseased trees, then average size and vigor will rise and the relinquished growing space will be available for the residual trees. If tree removal is delayed, stand growth may slow and stagnate and, over time, stand composition will shift toward more shade-tolerant species. Mature stands with multiple layers of host foliage are susceptible to defoliating caterpillars and dwarf mistletoe. If the harvest favors taking the largest individual trees, then forest structure and composition shifts to smaller, less vigorous and more shade tolerant species. Tree removal can selectively deplete a given host species, increasing stand vigor if that species is susceptible to disease, but reducing stand vigor if the disease hosts become more prevalent.

Tree planting allows rapid reforestation with fast growing seedlings, selected to thrive on a site and achieve objectives. Although natural regeneration does occur, it is not an effective treatment for root disease and, depending on the sizes of openings and seed sources, may shift species composition away from the desired species. Planted seedlings can be susceptible to drought, insect damage, wildlife damage and frost because they have a small root system, are attractive to some insects and other wildlife, such as deer, may be injured by the storage and transplanting process, and may not be placed in the most ideal microhabitat.

Tree wounding allows decomposer organisms to access woody tissue. It causes decay that lowers wood strength and density and can contribute to tree breakage. Wounds can result in high quality habitat trees for cavity nesting wildlife.

Pruning removes the lower branches of trees and contributes to the formation of clear-grained exterior wood. It can contribute to insect or disease problems when the pruning causes large wounds that allow entry of decay organisms or attract wood-boring insects. Pruning can reduce fuel ladders and increase the resistance of white pine trees to white pine blister rust disease.

An integrated strategy to implement silvicultural activities in order to mimic the forest density, species composition and stand architecture once maintained by natural disturbance regimes can successfully address the forest health consequences of past harvesting practices and fire suppression success. Direct treatment of forest pests is an effective way to reduce the pest populations and suppress insect or disease activity until susceptible stand conditions or favorable environmental conditions change.

Forestry activities that improve the survivability of seedlings, reduce stand susceptibility to drought stress (maintain stand density below the biological carrying capacity of the site, favor species with the capacity to endure drought), and reduce the volume and connectedness of forest fuel loads will likely reduce the impact of future climate change and variability, especially if the warmer and drier summer scenario comes to pass.

REGULATORY FRAMEWORK

The basic constraints on pesticides and their use are described by federal law. The Federal Insecticide, Fungicide and Rodenticide Act governs the licensing or

“registration” of pesticide products. The Federal Food, Drug and Cosmetic Act governs pesticide residue levels in food or feed crops.

The Washington State Department of Agriculture performs a number of activities, including registering pesticide products in the state, investigating complaints of possible misuse, maintaining a registry of pesticide sensitive individuals and administering a waste pesticide collection program. These duties are performed under the authority of the Washington Pesticide Control Act (chapter 15.58 RCW), the Washington Pesticide Application Act (chapter 17.21 RCW), the General Pesticide Rules (chapter 16-228 WAC), the Worker Protection Standard (chapter 16-233 WAC) and a number of pesticide and/or county specific regulations. The Washington State Department of Agriculture also regulates the management of weeds (chapters 17.04-17.10 RCW) and plant pests (chapter 17.24 RCW and chapter 15.08 RCW).

Forest management activities, including special activities such as pesticide applications to suppress insect or disease, are regulated by the forest practices rules (chapter 222-38 WAC) in order to protect public resources, such as water, fish and wildlife. In addition, DNR is required to implement integrated pest management practices (chapter 17.15 WAC) when carrying out duties related to pest control. Moreover, forest insects and diseases are regulated by chapter 76.06 RCW (forest insect and disease control) which describes insects and diseases that threaten permanent timber production as a public nuisance. It requires that owners of timber lands make every reasonable effort to control, destroy and eradicate such forest insect pests and forest tree diseases that threaten the existence of any stand of timber.

In 1997, the DNR entered into a long-term agreement with the U.S. Fish and Wildlife Service and the National Marine Fisheries Service (currently NOAA Fisheries Service) to implement a multi-species HCP to address state trust land management issues relating to compliance with the federal Endangered Species Act. The plan covers approximately 1.6 million acres of state trust lands managed by DNR within the range of the northern spotted owl (DNR HCP 1997). Northern spotted owl habitat requirements are addressed in the HCP through the provision of Nesting, Roosting, and Foraging (NRF) Management Areas and in Dispersal Management Areas. In NRF and Dispersal Management Areas, the HCP requires a threshold habitat target in each Watershed Administrative Unit in these areas.

For DNR, this plan allows timber harvesting and other management activities to continue while providing for species conservation as described in the federal Endangered Species Act (ESA). Section 10 of the ESA authorizes a landowner to negotiate a conservation plan to minimize and mitigate any impact to threatened and endangered species while conducting lawful activities such as forest practice activities. The HCP offsets any harm caused to individual listed animals with a plan that promotes conservation of the species as a whole. Incidental take, including the disturbance of habitat of a threatened or endangered species, is allowed within limits defined by the incidental take permit issued by the Federal Services.

The land covered by this HCP includes state trust lands within the range of the northern spotted owl. This includes lands (outside of urban areas and areas leased for commercial, industrial, residential, and agricultural use) in the western part state as well as state trust lands on the east slopes of the Cascade Range.

Under the DNR HCP, the conservation objective for the northern spotted owl is to provide habitat that makes a significant contribution to demographic support, maintenance of species distribution, and the facilitation of dispersal. The strategy is intended to provide nesting, roosting, and foraging and dispersal habitat in strategic areas in order to achieve the conservation objectives (NRF and Dispersal Management Areas). This conservation strategy is also intended to create a landscape in which active forest management plays a role in the development and maintenance of structural characteristics that constitute such habitat (DNR HCP, 1997).

In the Biological Opinion for the HCP (USDI, 1997), it was assumed the all suitable habitat inside northern spotted owl circles outside of NRF and Dispersal Management Areas would be harvested within the first decade of the HCP. However, an important commitment made by the DNR in the HCP was to consider U.S. Fish and Wildlife recommendations when harvesting northern spotted owl habitat outside of NRF and Dispersal Management Areas during the first decade of the HCP. Hence, the DNR committed to provide additional protection for the highest priority 56 northern spotted owl circles for the first decade (1997-2007).

DNR, in collaboration with the U.S. Fish and Wildlife Service, the Washington Department of Fish and Wildlife, and the Yakama Nation, recently amended its HCP northern spotted owl conservation strategy for the Klickitat Planning Unit to address forest health issues for this portion of northern spotted owl habitat in Eastern Washington (DNR, 2004). Through this administrative amendment, DNR uses active management (variable density thinning to change species composition, retain large, difficult to grow structure such as large trees, snags, and down woody debris) to manage for long-term, sustainable spotted owl habitat. Continued emphasis on stocking control in all habitat types is a primary strategy to address current and future forest health conditions in Eastern Washington. In addition, DNR will use active management to focus on NRF habitat creation and NRF habitat protection where ecologically feasible. DNR also addresses the forest health issue of overstocking and inappropriate species composition by adjusting stand composition to favor long-lived seral species and by developing mixed species and more structurally complex stands (depending on vegetation series). Once treated, these stands are more representative of historic stand conditions and consequently are more resistant to negative environmental impacts such as insect infestation, disease, and stand replacing fire. The goal over time is to establish a more historic forest composition and manage each landscape based on its ability to grow and sustain suitable northern spotted owl habitat.

For additional protection of known northern spotted owl sites, the administrative amendment establishes and implements 10-year nest-site protection plans for all occupied northern spotted owl nest sites regardless of location, even in lands designated to have no role under the HCP toward northern spotted owl conservation. Based on annual demographic surveys conducted to these sites on DNR-managed lands, there are currently

eleven occupied spotted owl nest sites that will receive this additional protection. The site protection plans will be re-evaluated in 10 years, in consultation with the U.S. Fish and Wildlife Service.

Nest sites previously selected by spotted owls for nesting (but are not currently occupied) may have a higher probability of re-occupancy than other sites in the landscape. Consequently, spotted owl nest sites that are currently unoccupied will also receive 10-year protection measures as outlined in the administrative amendment. As habitat conditions improve over time around the unoccupied nest sites, re-occupancy by spotted owls may be expected. Based on annual demographic surveys conducted to these sites on DNR-managed lands, there are four un-occupied spotted owl nest sites that will receive this additional protection. These protection measures will also be re-evaluated in 10 years, in consultation with the U.S. Fish and Wildlife Service.

In the two remaining planning units on the east slopes of the Cascades (Yakama and Chelan planning units), in areas designated to provide NRF habitat, DNR provides a target condition of at least 50 percent of managed lands measured within each watershed administrative unit as NRF habitat. In Dispersal Management Areas, 50 percent of designated Dispersal Management Areas within a quarter township is maintained in dispersal habitat. Adjustments similar to the Klickitat amendment are also needed to address forest health issues in these two units.

Forest health conditions in Western Washington may not be as severe or acute as the forest health conditions in Eastern Washington. However, in Western Washington, areas that may contain forest health concerns and are located inside designated northern spotted owl management areas will continue to follow the species conservation commitments outlined in the HCP. Additionally, in Western Washington, the habitat inside known northern spotted owl circles which are located outside of the HCP designated spotted owl management areas is also provided protection as agreed to in the Settlement Agreement dated, March 2006. Essentially, the March 2006 Settlement Agreement ensures the protection of northern spotted owl habitat in Western Washington in excess of that required by the HCP, through at least 2014. DNR's contractual commitments require the preservation of spotted owl habitat in areas of known occupancy.

ALTERNATIVES

■ ALTERNATIVE 1 (NO ACTION)

DISCUSSION

Alternative 1 is designed to limit unacceptable damage to trust assets. Under Alternative 1, excessive levels of insects, diseases and other significant threats to trust assets from other sources, such as noxious weeds and animal damage, will be controlled through the appropriate management activities. While Alternative 1 allows the application of longer-term solutions to forest health problems, such as addressing inappropriate species composition and/or stocking levels, these are not emphasized. Alternative 1 does not appear to meet Policy Objectives 2, 4, 5 and 7 as well as Alternative 2.

POLICY STATEMENT

Forest Resource Plan Policy No. 9, Forest Health: “The department will incorporate forest health practices into the management of state forestland to bring about a net benefit through the reduction or prevention of significant forest resource losses from insects, diseases, animals and other similar threats to trust assets.”

■ ALTERNATIVE 2

DISCUSSION

Alternative 2 includes all of the components of Alternative 1 and builds on them by emphasizing development of long-term landscape strategies to monitor and address the fundamental causes of forest health problems. Alternative 2 also encourages DNR to work closely with the scientific community, other agencies and other landowners as new approaches to forest health issues are developed. Alternative 2 encourages active management on as much of the land base as possible to prevent significant forest health problems. Alternative 2 best meets the applicable policy objectives by balancing trust income, environmental protection and other social benefits (Policy Objective 2). In addition, Alternative 2 encourages partnership opportunities to promote forest health (Policy Objective 4), as well as encourages professional judgment, best available science and sound field forestry for department employees (Policy Objective 5). Lastly, Alternative 2 promotes innovation and sound stewardship (Policy Objective 7).

Alternative 2 would increase the emphasis on addressing overstocking and inappropriate species composition. This is of particular importance in the dry forests of Eastern Washington where fire suppression and past harvesting practices have contributed to stands that are highly susceptible to forest insects, disease and fire due to overstocked stands consisting of late-successional, relatively shade tolerant conifers (Douglas-fir and grand fir).

POLICY STATEMENTS

The department’s priority is the development of landscape strategies at an appropriate scale to address the forest health issues of overstocking and/or inappropriate species composition. Using vegetative series, the goal is to adjust stand composition and density to favor species best adapted to the site.

The department will also incorporate cost-effective forest health practices into the management of forested state trust lands to reduce or prevent significant forest resource losses from insects, diseases, animals, noxious weeds and other similar threats to trust assets.

The department will work closely with the scientific community, other agencies and other landowners to incorporate new effective forest health approaches.

■ BOARD'S PREFERRED ALTERNATIVE

DISCUSSION

The Board's Preferred Alternative is the same as Alternative 2, with some minor edits to ensure the policy is clear and succinct (Policy Objective 3). For example, this alternative recognizes that other appropriate guidance may be available, in addition to vegetative series to help determine species composition and stocking levels.

POLICY STATEMENTS

The department's forest health priority is the development of landscape strategies at an appropriate scale to address the forest health issues of overstocking and/or inappropriate species composition. Using vegetative series or other appropriate guidelines, the goal is to adjust stand composition to favor species best adapted to the site.

The department will incorporate cost-effective forest health practices into the management of forested state trust lands to reduce or prevent significant forest resource losses from insects, disease, animals, noxious weeds and other similar threats to trust assets.

The department will work closely with the scientific community, other agencies and other landowners to effectively address forest health issues.

■ ALTERNATIVES SUGGESTED BUT NOT ANALYZED

No other alternatives were introduced for discussion or analysis during scoping and the Draft EIS process.

SIGNIFICANT IMPACTS AND MITIGATION MEASURES

As stated in the Affected Environment subsection of this policy subject area, the primary significant threats to healthy functioning forests and the elements of the environment represented in those forests, i.e., water, wildlife, vegetation, forest structure and soils are lack of resistance and resilience to the influences of insects and disease. This potential threat is directly related to stand-level species composition and stocking levels, thus making these two factors the primary evaluation criteria for this policy subject area.

Although animal damage and noxious weed species are considered potential threats to a healthy functioning forest ecosystem, these are not identified as significant threats to a healthy functioning forest ecosystem on forested state trust lands. However, both of the alternatives recognize and address the need to respond to impacts from sources other than insects and diseases.

Under Alternative 1, until recently, forest health improvement efforts have been focused on site-by-site and stand-by-stand treatments, when infestations or outbreaks have

occurred. These efforts have also been directed by short-term economic considerations and have tended to ignore the long-term economic and ecological consequences of not treating the underlying causes of forest health issues. Because of this, there is a higher risk of long-term adverse impacts to the natural elements of the environment that make up healthy, functioning ecosystems, as forests become less resilient to major infestations or outbreaks. The weakening of the forest leads to an increased risk of landscape-scale wildfire and impacts to water quality, earth (erosion), plants and animals (wildlife habitat), recreation and aesthetics.

By focusing on a more reactive, management activity based approach to dealing with forest health issues, as suggested under Alternative 1, the suitability of habitat for spotted owls on state trust lands will likely decline over time. Treatments on the scale of individual forest stands or timber sales may result in the short-term, localized protection, or improvement, of spotted owl habitat by targeting individual disease or insect outbreaks. However, forests across the landscape would remain susceptible to large-scale insect outbreaks and continue on a trajectory of substantial tree mortality, increased fuel loading, and increased risk of stand replacement fire (Mendez-Treneman, 2002), which may result in further deterioration of suitable spotted owl habitat.

Under Alternative 1, changes in vegetation cover, landscape attributes and the range of historical variability in Eastern Washington forests would likely continue to adversely alter the quality and quantity of suitable spotted owl habitat. As such, forest stands that currently support spotted owls in Eastern Washington may be less likely to do so over the long-term. Although on the east slope of the Cascade Range spotted owls are not as closely associated with mature and old growth forests as they are elsewhere, they do require forests with some of the same attributes, including the presence of large snags, sufficient overstory cover, and an open understory for foraging opportunity (Blakesley, 2004). Irwin and Thomas (2002) hypothesized that succession toward dense, shade-tolerant understory trees on the east side of the Cascades, amplified by decades of fire suppression efforts, may reduce northern spotted owl occupancy, presumably because of reduced prey abundance and/or access in these stands. Given the need for a landscape level approach to managing spotted owl habitat, Alternative 1 would be less effective than Alternative 2 and the Board's Preferred Alternative in contributing to the preservation and improvement of spotted owl habitat over the long-term.

Under Alternative 1, there have been recent efforts to design strategies to control stocking levels and species composition across broad landscapes over the long-term. The recently adopted sustainable harvest calculation employs silvicultural strategies to treat dense stands to improve overall vigor and health of Western Washington forests. Recent efforts in Eastern Washington within the Klickitat HCP planning unit include development of landscape strategies to treat species composition and overstocking to improve forest health, e.g., the Klickitat amendment to the HCP.

Under Alternative 1, however, lack of focus on emphasizing broader strategies across the entire forested state trust land base to treat species composition and overstocking makes it incomplete and less effective in dealing with forest health issues, with greater ecological consequences for the long-term than in Alternative 2.

Under all alternatives, DNR will continue to control the spread of noxious weeds. These efforts will reduce impacts to the integrity of native plant communities and healthy functioning ecosystems, such as those related to hydrology, soil chemistry, fire behavior, habitat and overall diversity. DNR employs mitigation measures of an integrated pest management (IPM) program to minimize impacts of controlling noxious weeds. The IPM program provides a broad range of management practices which are intended to prevent and mitigate the spread of noxious weeds. These practices range from controlling access, mechanical eradication methods, biological controls, to aerial application of chemicals, depending on the severity of the problem, the potential for environmental impacts as a result of the control method, costs and the likelihood of success. These impacts are assessed through SEPA at the time projects are proposed.

Although timber harvesting may increase in some areas under the policy, the purpose of these harvests is to improve the health of the forest ecosystem and, consequently, the elements of the environment listed under Alternative 1. The specific adverse impacts that could be related to any activities that implement this policy will be analyzed under SEPA, as plans and projects are proposed within specific geographic locations. Additional emphasis on restoring stands to dominance of late or long-lived seral species composition under Alternative 2 and the Board's Preferred Alternative will have significant long-term benefits. These benefits include improving forest resistance and resilience to forest pests and reducing catastrophic wildfires and the future need for direct suppression. As more stands are treated over time, the landscape will begin to reflect more historic conditions where frequent low and moderately severe fire events lowered fuel loads and reduced tree density, creating sustainable, fire-resistant stands.

Under Alternative 2 and the Board's Preferred Alternative there could be a temporary reduction in the suitability of spotted owl habitat (normally within a decade or less) in areas that are thinned or where other treatments are applied that open dense forest canopies, such as the removal of broken, decayed or diseased trees, or dense canopy cover of a vulnerable species. The preservation of some of this stand component and its future replacement with a less susceptible or less contagious component can be evaluated and targeted in the development of the future stand as a means of mitigating those impacts. Under Alternative 2 and the Board's Preferred Alternative, forest insects and diseases will not be eliminated, but the intensity, extent and duration of outbreaks are likely to be reduced. The response time to these activities will vary depending on growth conditions of the site and the intensity of the treatment. Likewise the amount and duration of suitable spotted owl habitat being temporarily reduced depends on treatment intensity and which stands are targeted, though generally areas of suitable spotted owl habitat are not the target stands for this type of treatment. Treatment may be accompanied by a short-term reduction in habitat available for northern flying squirrels, the primary prey of northern spotted owls in Washington, by creating openings that inhibit mobility between trees and reduce protection from predators. However, these short-term negative impacts on northern spotted owl habitat would be mitigated by the following:

- All management activities on state trust lands must comply with the DNR HCP conservation strategies, Forest Practices Rules, the Administrative Amendment for the HCP Northern Spotted Owl Conservation Strategy in the Klickitat Planning Unit,

and the March 2006 Settlement Agreement. Activities will also be influenced by effectiveness and validation monitoring of the HCP conservation strategies, the priority on-going research projects being conducted on spotted owl ecology, and the ability to adaptively manage based on the latest scientific information. DNR will continually re-assess the effects its management activities have on northern spotted owl populations and make on-going adjustments accordingly through the adaptive management process. It can be assumed in light of any forest health issues that arise, northern spotted owl habitat will remain protected in strategic locations as outlined in the HCP. Therefore, Alternative 2 and the Board's Preferred Alternative should have no potentially significant negative adverse impact on Western or Eastern Washington northern spotted owl populations; and

- The long-term benefits of the broader approach taken under Alternative 2 and the Board's Preferred Alternative. By working to shift the composition and density of forest stands across the landscape, these alternatives would promote long-term forest health and longevity by reducing the risk of future, epidemic levels of insect infestation and disease, and thus the risk of catastrophic wildfire that could completely remove substantial amounts of spotted owl habitat or directly affect birds and nests. As such, Alternative 2 and the Board's Preferred Alternative would better meet the recommendations of Pierce et al., (2005), of long-term landscape planning for promoting spotted owl recovery efforts.

The future impacts of forest health on the current northern spotted owl populations on DNR-managed lands in Washington State are highly speculative. It is anticipated that through the implementation of agency policies, plans, and procedures, future adverse impacts to northern spotted owl populations on DNR-managed lands will be minimized.

The Pierce et al., (2005) report was published on the effects of harvest rates over several years on northern spotted owl habitat. In 1997, there were approximately 350,000 acres of suitable spotted owl habitat on westside DNR-managed lands (Biological Opinion–USDI, 1997). This comprises approximately 12 percent of suitable spotted owl habitat in Washington State (Biological Opinion–USDI, 1997). In response to a request by the Forest Practices Board, the WDFW recently completed an analysis of harvest rates between 1996 and 2004 on private, state, and federal lands, as part of a review of the Forest Practices Board's rules regarding northern spotted owl habitat (Pierce et al., 2005). Overall results of the study indicate a decline in habitat in varying degrees depending on location within or outside of owl management circles, spotted owl special emphasis areas, or HCPs.

As forest management activities are increased in eastside forests, adverse environmental impacts will also be mitigated by adherence to road-building standards and riparian protections. As tree biomass is reduced and more snowfall accumulates on the ground, additional water may be available. The resulting stands will be more in balance with the water and light resources available on the site and may provide more understory diversity, such as grasses and shrubby vegetation. There will be a reduction of susceptibility to severe disturbances related to uncharacteristically severe wildfire and damaging insect outbreaks associated with overcrowded stands. The potential for

undesirable effects to soils, water and wildlife habitat caused by direct suppression of fire or insects and diseases will also be reduced.

It is anticipated that Alternative 2 and the Board's Preferred Alternative will be more likely to restore productive forest stands at the landscape level; protect future management options, which will better enable DNR to achieve ecological, as well as economic and social objectives; protect public resources; and prevent undesirable damage than will Alternative 1.

CUMULATIVE IMPACTS

The likelihood of cumulative adverse impacts to the natural and built environment is greater under Alternative 1. This is due to the greater emphasis on a site-by-site approach that responds to major insect and disease outbreaks. This results in very large portions of the landscape not addressed by landscape strategies over a longer period of time with an ongoing increased potential for significant impacts to state trust lands and adjacent lands from the effects of insect and disease outbreaks, including the risk of landscape scale wildfire. Under Alternative 2 and the Board's Preferred Alternative, the increased susceptibility of larger landscapes to cumulative adverse impacts related to major insect and disease outbreaks are mitigated by developing and implementing landscape-scale strategies to reduce overstocking of stands and promote species compositions reflective of historical stands. Historical stand compositions are also more likely to be resistant to the potential negative impacts of future climate change and variability, especially under a warmer and drier summer scenario.

Any cumulative adverse impacts that could result from harvesting will be mitigated by adherence to the DNR's HCP; forest practices rules and other Board of Natural Resources policies, e.g., Riparian Conservation and Watershed Systems.

DNR's Integrated Pest Management practices that are discussed under the General Silvicultural Strategy policy subject area in this Final EIS provide additional mitigation of the potential for cumulative adverse impacts that could result from treatments of insect and disease outbreaks, animal damage or noxious weeds. Integrated pest management is a sustainable approach to managing pests by combining biological, physical and chemical tools in order to minimize economic, health and environmental risks.

3.2.2 Catastrophic Loss Prevention (formerly “Wildfire and Catastrophic Loss Prevention”)

INTRODUCTION

One of DNR’s primary fiduciary responsibilities is the protection of trust assets from loss due to catastrophic wildfire or other factors, such as wind, insects and disease. Prevention of catastrophic losses helps protect the economic, ecological and social features of forested state trust lands and assures progress toward meeting trust objectives. Wildfire and other catastrophic loss prevention involve identifying, planning and implementing prevention efforts, sometimes with adjacent landowners, to minimize impacts. It also involves fuel reduction on forested state trust lands to prevent losses due to wildfires. Overall, healthier forests are less likely to experience catastrophic losses.

Although the Catastrophic Loss Prevention policy subject primarily meets the following Policy Objectives:

- Balance trust income, environmental protection, and other social benefits from four perspectives: the prudent person doctrine; undivided loyalty to and impartiality among the trust beneficiaries; intergenerational equity; and not foreclosing future options (Policy Objective 2);
- Seek productive partnerships that help DNR achieve policy objectives (Policy Objective 4); and
- Capture existing and future economic opportunities for the beneficiaries from the forestland base by being prudent, innovative and creative (Policy Objective 9);

it works in conjunction with other policy subjects to fulfill the need and purpose of the *Policy for Sustainable Forests* in meeting the 10 policy objectives set out by the Board of Natural Resources.

AFFECTED ENVIRONMENT

Since statehood, land management practices and wildfire exclusion have changed the composition of forest stands in Washington State. This is especially true in Eastern Washington. Much of the forests of Western Washington and in higher elevations and montane portions of Northeastern Washington tend to experience infrequent, high severity fires. Consequently, the historic condition of most forests in the Eastern Washington Cascade mountain range, the northern Rocky Mountains and the Puget lowlands were maintained by frequent low and moderately severe fire events. The latter fire regime tends to maintain stands with lower fuel loads and reduced stem densities, as well as create a sustainable, fire-resistant stand. The result of frequent low and moderately severe fires creates a mosaic of forest types, fuel loading and habitats across the landscape.

Today, fire exclusion and other past management practices in areas that formerly supported low and moderately severe fires have created stands with heavy fuel loading

and high stand densities across entire landscapes. Stands in this condition are difficult to sustain over time, because they are overstocked, often with shade-tolerant tree species that are vulnerable to forest pests and disease. The stress from overstocking affects all tree species. This stress, combined with increased fuel loading, puts entire landscapes at higher risk of large stand-replacement fires.

Fire events are part of the natural environment and forest succession in the Pacific Northwest. Many plant species need fire to propagate. Fire reduces competition among species and promotes the creation of snags and down woody debris for wildlife. However, the environmental impacts of large stand-replacement fires can seem to be catastrophic, particularly where low and moderately severe fire regimes have been altered.

The effect of fire on the environment is highly variable and complex. It can provide new habitat and rejuvenate some species, yet eliminate habitat and diminish other species. The organic layer of litter and other organic material that has accumulated over decades on the forest floor is reduced or removed, depending on fire intensity. Fire effects on erosion are related to the destruction of ground cover and soil organic material. The loss of groundcover exposes mineral soil that is subject to overland flow and raindrop impact. The removal of this cover may change site productivity; affect water retention, movement and percolation; contribute to mass wasting, soil erosion and local flooding; and limit reforestation efforts.

In large fire events, air emissions increase as thousands of tons of organic material are consumed rapidly and particulate matter is carried over hundreds of miles. Local communities and adjacent valleys are often burdened with particulate matter far above acceptable health levels for days and weeks.

Watershed hydrology includes the amount, intensity and timing of water movement. The impacts of a large wildfire could have significant impacts on forest hydrology. The timing and volume of surface runoff is changed, contributing to peak flows that can adversely impact public safety and infrastructure. Although percolation is reduced, groundwater is not as sensitive to changes in the forest environment as surface water and is much more dependent on local geology.

Large, severe fires alter whole plant communities and successional regimes for decades or centuries. However, many plant species require fire as part of their life cycle, while other plants are adapted to vigorously resprout or to invade and establish in open, nutrient-rich growing environments following a fire.

The immediate impacts of large stand-replacement fires are abrupt and severe. Specific habitats, niche micro- and macro-environments, are often lost from a landscape for decades or longer. Critical habitat for some threatened and endangered species is lost; cover, forage and prey for wildlife is altered. Wildlife may be killed directly by the heat and smoke of fires and, at the landscape level, some wildlife populations may subsequently die from lack of food, water or habitat loss. The loss of key organisms, such as pollinators and decomposers, can significantly affect the recovery of a forest ecosystem. Tremendous quantities of carbon that have been sequestered in the forest are

consumed by fire and redistributed to the atmosphere. However, in the months and years following a large wildfire, the changing composition of groundcover vegetation can provide an alternate or superior food source for other animals and insects. Fire effects on vegetation cover alter the distribution of wildlife populations across the landscape.

Compared to historic stocking levels, much of the land DNR manages, particularly in Eastern Washington, is overstocked. However, at a landscape level, variable stand density, including higher-stocked stands, have always been present and are part of the forest integrity. Overstocking may provide habitat structure for some threatened and endangered species, while eliminating habitat for others. One species that inhabits trust lands along the east slope of the Cascade Mountains is the northern spotted owl, which has been at the forefront of the ongoing debate over forest management practices in the Pacific Northwest. In contrast to other parts of their range, spotted owls in this area are not as closely associated with mature and old-growth forests, but do require many of the same stand attributes including sufficient canopy cover, large diameter snags, and open understories suitable for detecting prey and maneuvering while flying (Blakesley 2004). However, as these stands become overstocked they lose their suitability for this species. In a study of spotted owl habitat associations in the eastern Cascades of Washington, Irwin et al., (2002) hypothesized that the development of dense understories of small diameter, shade tolerant trees, resulting from fire suppression since 1910, may have led to the abandonment of 45 owl territories in mesic forests of their study area. Please refer to the Forest Health policy subject area for a more complete discussion of the Eastern Washington habitat relationship to declining forest health.

Overstocked stands greatly influence wildland fire behavior and effects by contributing to the quantity, arrangement and size of fuels. On a local scale, the fuels directly in front of an ongoing fire affect fire behavior. More importantly, long-term landscape level spatial fuel problems indicate persistent and potential catastrophic fire problems. Long-range weather predictions indicate that fuel moistures may reach historic lows if prevailing climatic trends continue for the next 20 to 30 years.

Current drought conditions are contributing to the increasingly widespread insect infestations found in many forest ecosystems in Eastern Washington. Insects kill the stressed trees, drying and accumulating large amounts of fuel, thus making the forests easily susceptible to extreme wildfire.

Human population growth in the state of Washington has resulted in thousands of homes in the wildland/urban interface, adjacent to or within forested state trust lands. Privately developed property complicates fire suppression efforts and influences forest management alternatives that would reduce stocking levels and fuel loading. In addition, increasing public use on forested state trust lands increases the risk of fire starts.

Over the last decade, long-term drought, subsequent forest health impacts to fuel loading along with increased populations in rural areas, have contributed to the large catastrophic wildfires that are increasing in frequency during fire seasons. These events have shown DNR that land managers need to be much more aggressive in dealing with factors contributing to landscape-wide fuel loading and overstocking in state forests to prevent or lessen the incident of catastrophic wildfire. Failure to take aggressive active management

to treat overstocked stands and associated fuel loading will continue the trend of large catastrophic stand-replacement fires at a landscape level, particularly in Eastern Washington.

REGULATORY FRAMEWORK

Levels and management of forest insects and diseases are regulated by chapter 76.06 RCW (forest and disease control), which describes insects and diseases that threaten permanent timber production as a public nuisance. It requires that owners of timber lands make every reasonable effort to control, destroy and eradicate such forest insect pests and forest tree diseases that threaten the existence of any stand of timber. The regulatory provisions of this law are currently being reviewed by the Legislature.

Fire hazards on forestland are regulated by RCW 76.04.060. This law states the owner of land and the person responsible for the existence of an additional fire hazard shall take reasonable measures to reduce the danger of fire spreading from the area and may abate the hazard by controlled burning or other satisfactory means.

ALTERNATIVES

■ ALTERNATIVE 1 (NO ACTION)

DISCUSSION

Alternative 1 directs DNR to initiate supplemental protection measures to reduce losses from wildfire when the costs of these practices are less than the cost of leaving the resources at risk. Alternative 1 does not support active management as well as Alternative 2 and the Board's Preferred Alternative. Therefore, Alternative 1 does not appear to meet Policy Objectives 2, 4 and 9 as well as Alternative 2 and the Board's Preferred Alternative.

POLICY STATEMENT

Forest Resource Plan Policy No. 10, Fire Protection: "The department will supplement the state's fire protection program to bring about a net benefit through the reduction of significant resource losses from wildfire on department-managed land."

■ ALTERNATIVE 2

DISCUSSION

Alternative 2 more clearly links DNR efforts to maintain healthy forests with the added benefit of preventing catastrophic wildfire loss through fuel reduction. It also reinforces the dual benefits of such strategies to each trust beneficiary and all the people of Washington. In addition, Alternative 2 states that salvage of timber damaged through catastrophic events is important. Alternative 2 meets the applicable policy objectives by balancing trust income, environmental protection and other social benefits (Policy

Objective 2). In addition, Alternative 2 encourages partnership opportunities to reduce the risk of forest resource loss (Policy Objective 4), and provides for capturing economic opportunities through salvage (Policy Objective 9).

POLICY STATEMENTS

The department will incorporate wildfire and other catastrophic loss prevention strategies, including development of fire-resistant stands, into its management of forested state trust lands. Forest stands that have been materially damaged by fire, wind, insects or diseases will be salvaged when such actions are in the best economic and ecological interests of each trust beneficiary. The objective is to reduce or prevent significant forest resource losses to each trust beneficiary and to all the people of Washington.

The department will coordinate with local, state and federal fire prevention programs; the scientific community; other agencies; and other landowners to reduce the risk of forest resource loss from catastrophic events.

■ BOARD'S PREFERRED ALTERNATIVE

DISCUSSION

The Board's Preferred Alternative is essentially the same as Alternative 2 with the following additions: language has been added to make it clearly understood that salvage will be conducted in compliance with state and federal law, contractual obligations, and Board of Natural Resources policy (Policy Objective 3). The Board's Preferred Alternative also clarifies that salvage will occur when in the best interest of any trust that is affected (Policy Objectives 2 and 9).

POLICY STATEMENTS

The department will incorporate strategies to prevent catastrophic loss into its management of forested state trust lands. These strategies include development of fire-resistant stands.

When in the best interest of the trust(s), forest stands that have been materially damaged by fire, wind, insects or disease will be salvaged. Such salvage will be conducted in compliance with state and federal law, contractual obligations, and Board of Natural Resources policy.

The department will coordinate with local, state and federal fire prevention programs; the scientific community; other agencies; and other landowners to reduce the risk of forest resource loss from catastrophic events.

■ ALTERNATIVES SUGGESTED BUT NOT ANALYZED

No other alternatives were introduced for discussion or analysis during scoping and the Draft EIS process.

SIGNIFICANT IMPACTS AND MITIGATION MEASURES

Alternative 1 directs DNR to continue its aggressive fire suppression activities on both state and private land. DNR managers are directed to consider supplemental protection measures during planning efforts to minimize the impacts on forested state trust lands and promote the increased use of wood residue. These actions are largely focused on small scale projects and emerging opportunities.

Under Alternative 1, there is an increased risk of catastrophic fires because of the less aggressive approach to create fire-resistant stands and to coordinate with others in reducing the risks of resource loss due to catastrophic fire. This results in increased risks of short-term impacts of deteriorated air quality and multi-year impacts to watershed hydrology and overland flows, as well as increasing the risks to human life and improved property. Alternative 1 also increases the risk of long-term adverse impacts to whole plant communities and critical wildlife habitat. Northern spotted owls, for example, could be impacted by catastrophic fire through the direct killing of birds, removal of substantial amounts of habitat, and destruction of nests (Blakesley 2004). Spotted owl habitat could be further reduced by the delayed mortality of fire-damaged trees and insect caused tree mortality. If these losses were substantial they could have the potential to impact site occupancy and reproductive output in areas affected by fire. Although spotted owls have been observed returning to areas that receive low and medium intensity burns where larger, unburned trees remain, they generally discontinue use of severely burned areas, at least temporarily (Blakesley, 2004; and Ingalsbee, 1998).

Catastrophic fire increases fragmentation on a landscape level, particularly if large tracts of forest burn. Isolation of sub-populations, reductions in territory occupancy and nest success, and the preclusion of future colonization of unoccupied, suitable spotted owl habitat are all possible consequence of fragmentation (Blakesley 2004). These impacts are especially important given the supporting role that DNR-managed lands play in spotted owl conservation (See Section 3.2.1-Forest Health for further discussion). Indirectly, catastrophic fires also have the potential to impact the prey base for spotted owls, though this impact would depend on the severity of the fire, the resulting ground litter depth, log volume, and soil moisture (Meyer et al., 2005). These factors would determine the length of time for the food sources of these mammals to become re-established within the burned areas.

With no focus on developing fire-resistant stands, Alternative 1 severely hampers DNR's efforts to recover and restore listed threatened and endangered species and to act on initiatives related to non-listed species.

Alternative 2 and the Board's Preferred Alternative are focused on active stand management to reduce fuel loading at the landscape level. There may be some short-term environmental impacts associated with road building and harvests, such as accelerated erosion, especially in areas with steep slopes, highly erodable soils, and severely burned watersheds; short-term increases in fuel loads; and loss of desirable habitat or site features such as abundant snags and surviving trees that provide seed and shade. However, these activities are expected to result in sustainable forests with a substantially reduced risk of catastrophic stand-replacement wildfire and retain the long-term integrity

of the forest environment. Management efforts will be focused on forested state trust lands that historically have had a mixed severity of fire with a frequency of 35 to 100 years. This fire regime should primarily exist in dry grand fir, Douglas-fir and Ponderosa pine forests.

Under Alternative 2 and the Board's Preferred Alternative, fuel management considerations are incorporated into landscape strategies to meet an array of structural conditions across the landscape. DNR will continue to implement prevention efforts with adjacent landowners to minimize wildfire impacts on forested state trust lands and on neighboring lands. DNR will also continue to work with various groups, both public and private, to promote increased utilization of wood residue to reduce fuel loading.

Wildfires that may occur under Alternative 2 or the Board's Preferred Alternative in this environment would have much shorter and less intense impacts on air quality, because of the reduced size and intensity. Impacts to watershed hydrology and over land flows would be largely confined to drainages, instead of landscapes. Impacts to plant communities and critical wildlife habitat would be at a more historic and sustainable level, providing a mosaic of diversity across the landscape that would aid DNR's initiatives related to non-listed species.

Alternative 2 and the Board's Preferred Alternative could have minor short-term adverse impacts to northern spotted owls. As noted above, project related activities (e.g., road building, harvest activities, etc.) would be sources of potential disturbance. Even if activities occurred outside of the breeding season, individual spotted owls may be temporarily displaced. In addition, some minor habitat loss would occur as a result of tree removal and reductions in canopy cover. These localized changes to forest structure could also reduce habitat suitability for northern flying squirrels, the primary prey of spotted owls in Washington, if forest openings are created that inhibit mobility between trees or are too open to provide protection from predators. Salvage logging, described in more detail below, would also result in the loss of snags used by northern flying squirrels for nesting. Adverse impacts to spotted owls, and other wildlife, would be minimized on the project level with the application of appropriate state forest practices rules (e.g., seasonal restrictions), the DNR HCP conservation strategies, the Administrative Amendment for the HCP Northern Spotted Owl Conservation Strategy in the Klickitat Planning Unit, and the March 2006 Settlement Agreement.

Additional measures such as the retention of biological legacies (large diameter trees, snags and coarse woody debris) in areas of timber harvest would shorten the time necessary for those areas to achieve the habitat complexity of suitable northern spotted owl habitat. Please refer to the Forest Health policy subject area for additional discussion on the impacts and mitigation measures to northern spotted owls.

Loss of snags and other biological legacies, displacement of wildlife, and loss of habitat would also occur in the event of a catastrophic fire, although to a much greater extent. Over the long term, Alternative 2 and the Board's Preferred Alternative would create additional spotted owl habitat in areas that are currently overstocked and at greatest risk of catastrophic fire, while improving current habitat.

Salvage of timber following wind, wildfire, and insect or disease outbreaks can have positive and/or negative impacts, depending on the size of the affected area, magnitude of the disturbance, desired future condition of the affected area, soil type and soil damage sustained, slope, role of this disturbance in an appropriately functioning forest ecosystem, and the forest management activities that take place. Potential positive effects of timber salvage include reducing fuels or pest habitat in order to reduce the threat of additional disturbance, protecting the forest floor with slash, breaking up hydrophobic soil layers, and facilitating management activities that promote forest regeneration. Potential negative effects of timber salvage include accelerated erosion, especially in areas with steep slopes, highly erodable soils, and severely burned watersheds; short term increases in fuel loads; and loss of desirable habitat or site features such as abundant snags and surviving trees that provide seed, needlecast, and shade. Short-term impacts to water quality over several years are likely to result from the salvage of timber that has been damaged by wildfire through increased sedimentation until new plants occupy the site. Structure that will be needed to meet future habitat objectives and facilitate prompt reforestation will be identified and protected during salvage activities. Salvage operations will also be mitigated by forest practices rules and other policy subject areas in this Final EIS, e.g. Forest Health, Riparian Conservation, Wildlife Habitat, General Silvicultural Strategy and Watershed Systems.

CUMULATIVE IMPACTS

Alternative 1 continues to address forest health issues through small-scale projects and a reactive approach. This will lead to continued forest health impacts associated with overstocked stands and landscape-wide fuel loading on state and other lands. This, in turn, is expected to result in a continuation of large catastrophic wildfires at the landscape level across all ownerships. This will increase the risk of impacts to soils, wildlife habitat and special ecological features, and pose additional risk to human life and improved property. Potential impacts include those related to changes in forest hydrology, including the quantity and timing of peak flows; alterations of whole plant communities and vegetative cover patterns; other destruction of critical habitat, including forage and prey; release of large amounts of sequestered carbon to the atmosphere; loss of forest floor litter and other organic material; erosion due to exposure of mineral soils; and the loss of key organisms, such as pollinators and decomposers essential to the recovery of healthy forests..

Any short-term impacts to water quality through increased sedimentation that may occur over several years associated with forest health and catastrophic loss prevention operations are substantially mitigated by the Forest Practices Act and state forest practices rules, DNR's HCP requirements, and other Board of Natural Resources policy, e.g. Forest Health, Riparian Conservation, Wildlife Habitat, General Silvicultural Strategy and Watershed Systems. Moreover, because this policy will be implemented over vast areas of space and time, it is anticipated that any adverse environmental impacts that may occur in defined areas over several years will be mitigated by the dispersal of any activities under this policy over the range of state forested trust lands, especially in Eastern Washington. Individual forest health and catastrophic loss prevention operations will continue to have further SEPA review at the project level to identify any project-

specific potential impacts. In addition, implementing landscape objectives using the vegetative series should enable adjacent landowners to implement similar cost-effective prevention efforts.

3.2.3 Genetic Resource

INTRODUCTION

The genetic makeup of tree populations is a key factor affecting forest health and productivity. For this policy subject area, the genetic makeup of native tree populations will be referred to as the “gene pool.” DNR recognizes the importance of maintaining and protecting this genetic resource. As a result, DNR considers the native gene pool to be one of the trusts’ assets worthy of protection. The gene pool is protected both by carefully managing the reforestation seed supply and by maintaining a system of gene pool reserves. These reserves are deferred from harvest to ensure that native genetic material, well-adapted to local conditions, will be available to DNR in the future.

Although the Genetic Resource policy subject primarily meets the following Policy Objective:

- Use professional judgment, best available science and sound field forestry to achieve excellence in public stewardship (Policy Objective 5);

it works in conjunction with other policy subjects to fulfill the need and purpose of the *Policy for Sustainable Forests* in meeting the 10 policy objectives set out by the Board of Natural Resources.

AFFECTED ENVIRONMENT

The primary element of the environment affected by this policy subject area is the native tree gene pool.

Within a tree species, genetically-controlled growth characteristics vary from one location to another in response to differing environmental conditions. This genetic variation in response to the environment is referred to as adaptation. Maintaining the adaptation of trees to their growing sites is one of the key considerations in managing forests. Also important to forest health and productivity is maintaining long-term genetic diversity, which enables populations of a single species to change in response to changing environmental conditions, such as new diseases or different climates. Finally, genetic growth potential affects the rate that stands are reestablished following harvest, the ability of seedlings to release from competing vegetation, wood volume production and in some cases, resistance to damaging agents, such as insects or fire. In most cases, high growth potential is more desirable than low growth potential.

The most important influence that humans have on the genetic makeup of tree populations is through decisions about tree removal and the seed source used for regeneration. This is particularly true when the majority of young trees are established by planting, which is the standard and most reliable regeneration method in many silvicultural objectives, i.e., not in lodgepole or larch. If inappropriate sources of seed are used, the results can range from immediate mortality of the young trees, to slower growth and predisposition of trees to insect and disease damage in later years. Use of seed that

maintains adaptation and genetic diversity is central to maintenance of healthy and productive forests. Therefore, proper management of seed supply is the most critical aspect of protecting and maintaining the native tree gene pool.

Three main approaches are used to manage seed supply. The first is natural regeneration in some forest types, i.e, hemlock, lodgepole pine). The second relies on collection of cones from the forest. With this approach, seed zones are used to govern where seed collected from a given area can be used. The third approach is operation of a seed production program. This approach allows for more certainty and control over issues like adaptation, diversity, growth potential and disease resistance. Testing of potential parent trees leads to more knowledge of their characteristics than is possible when collecting cones in the forest. However, seed production programs involve significant expense and can only be justified where seed needs are high. Therefore, any realistic genetic resource conservation program will involve a combination of natural regeneration, cone collection from the forest and seed production programs where seed needs justify the expense. DNR relies on a combination of these three approaches.

In addition to carefully managing seed supply, provisions should be made to address uncertainty in both current knowledge of genetic structure and conservation of rare genes. Although the principles used for managing seed supply are based on the best available science, current knowledge will never be perfect. For this reason, DNR maintains a system of gene pool reserves, which are unmanaged natural stands, each of which contain enough trees to serve as a base population (see Map 3). This would allow DNR to restore the pre-management genetic structure of the tree populations, if problems were to occur. A second important function of gene pool reserves is the conservation of rare genes, which may be useful or important in the future. Conserving rare genes is extremely difficult to achieve by collecting cones in the woods or in seed production programs, because it requires much larger numbers of trees than can be handled using those approaches. The gene pool reserve system includes tens of thousands of trees and is, therefore, capable of containing a large number of rare genes. Thus, gene pool reserves serve both as an insurance policy to back up carefully designed management practices and also as a repository of rare genes that could be important in the future.

DNR's approach to managing and conserving tree genetic resources affects not only the 2.1 million acres of forested state trust lands, but also many acres owned by non-industrial private landowners who buy their seedlings from DNR for reforestation. DNR defers gene pool reserves from harvest, because timber harvest and associated road-building activities impact gene pool reserves in different ways. If all the trees are cut, the function of the gene pool reserve is lost completely. If a partial cut occurs, the value as a gene pool reserve is diminished primarily by the reduction in the number of individual trees. It may also be affected if trees with certain genetic characteristics are cut. This is the reason why unmanaged stands were originally selected for gene pool reserves. In some cases, a gene pool reserve may have to be thinned to maintain the health of the stand. In such cases, careful design with consideration of genetic issues can minimize the risk of selection pressure.

Existing gene pool reserves have been identified in several DNR systems. They are listed in the Asset Performance System, which appears in the Total Resource Application

Cross-Reference system, as well as in the Planning and Tracking system. Gene pool reserves are also delineated as forest management units in the Planning and Tracking System, which allows users to see the spatial location. The criteria for selection of a gene pool reserve includes: 1) naturally regenerated stand; 2) at least 20 acres in size; 3) at least 400 trees of the species intended to be conserved; and 4) low probability of damage from wind, fire, harvest, development, etc.

At present, there is not a system for identifying gene pool reserves on lands other than state lands, because there have been no gene pool reserves designated for DNR use off of state lands. Any gene pool reserves not on state lands would need to meet the same criteria used to determine suitability on state lands. Additionally, DNR would need written agreement from the landowner on whose land the gene pool reserve was located to allow DNR to collect reproductive materials (cones, seed, etc.) from the site for an indefinite period of time.

Although seed zones, rather than ecoregions, are used as the stratification system for managing genetic resources, activities can be described by ecoregion. In all ecoregions, seed supply is carefully managed, using both cone collection and seed production program approaches. At present, gene pool reserves have been designated in the Northwest Coast, Puget Trough, North Cascades and West Cascades ecoregions. No gene pool reserves have been designated in the East Cascades, Okanogan, Canadian Rocky Mountains, Columbia Plateau or Blue Mountains ecoregions, as there are very few stands left in these ecoregions that meet the requirements of a gene pool reserve due to past harvesting practices.

Natural Area Preserves and Natural Resources Conservation Areas as described in the Special Ecological Features policy subject area also act as repositories for native tree gene pools.

REGULATORY FRAMEWORK

The regulatory framework for tree genetic resources is the forest practices rules requirement, “Except as approved by the department to qualify as acceptable reforestation, the seedlings or seeds must be from an appropriate seed source zone. The department shall establish seed zones and guidelines for their use” (WAC 222-34-010 (4)(a)(ii)). DNR has established these guidelines and they are available via the internet at www.dnr.wa.gov/webster/seedzonebook/.

ALTERNATIVES

■ ALTERNATIVE 1 (NO ACTION)

DISCUSSION

Alternative 1 ensures that the genetic resource is adequately represented and protected on forested state trust lands and does not rely on other non-trust DNR lands or other governmental or private landowners to protect and ensure availability of genetic material on behalf of each trust beneficiary. Alternative 1 best meets the applicable policy

objective by directing DNR to use professional judgment, best available science and sound field forestry to ensure maintenance and protection of the trusts' genetic resource (Policy Objective 5).

POLICY STATEMENT

Forest Resource Plan Policy No. 15, The Genetic Resource: “The department will protect and enhance a diverse gene pool of native trees on state forestlands to ensure well-adapted future, commercial forests.”

■ ALTERNATIVE 2

DISCUSSION

Alternative 2 relies on other non-trust DNR lands and other governmental or private landowners as a source for genetic material to meet trust needs. Gene pools that are not well-represented on these other ownerships would be maintained and protected on forested state trust lands. Alternative 2 does not appear to meet Policy Objectives 2 and 5 as well as Alternative 1 and the Board's Preferred Alternative because DNR has less control of these other lands.

POLICY STATEMENT

The department will maintain, protect and enhance gene pools of native trees on forested state trust lands to supplement gene pools protected and accessible on other department lands or other ownerships.

■ ALTERNATIVE 3

DISCUSSION

Alternative 3 seeks to ensure genetic diversity in the face of catastrophic events. This provides a higher level of insurance and protection, but may be in excess of what is needed to fulfill the trust obligation. Alternative 3 does not appear to meet Policy Objectives 2 and 5 as well as Alternative 1.

POLICY STATEMENT

The department will, in addition to maintaining existing gene pools, increase the number of gene pools of native trees on forested state trust lands to ensure gene pool diversity in the face of catastrophic events.

■ BOARD'S PREFERRED ALTERNATIVE

DISCUSSION

The Board's Preferred Alternative differs from Alternative 1 in that the word “commercial” has been removed so as not to inadvertently limit the intent of the policy to strictly currently commercial tree species where it may be ecologically inappropriate.

Thus the Board's Preferred Alternative appears to meet both Policy Objectives 2 and 5 better than Alternatives 1, 2 and 3.

POLICY STATEMENT

The department will protect and enhance a diverse gene pool of native trees on forested state trust lands to ensure well-adapted future forests.

■ ALTERNATIVES SUGGESTED BUT NOT ANALYZED

No other alternatives were introduced for discussion or analysis during scoping and the Draft EIS process.

SIGNIFICANT IMPACTS AND MITIGATION MEASURES

There are no significant adverse environmental impacts to the native tree gene pool from Alternative 1. Alternative 1 requires that the native tree gene pool on all forested state trust lands be protected and enhanced. This means that careful management of seed supply will ensure that all reforested areas will have appropriate genetic makeup and that the existing system of gene pool reserves will be protected on forested state trust lands. This is the most comprehensive strategy because it addresses the gene pool on all forested state trust lands by requiring attention to adaptation and diversity on all forested trust acres and provides for the gene pool reserve system to serve as an insurance policy backing up responsible management practices and conserving rare genes that are very difficult to conserve through normal reforestation procedures. Options that do not provide for protection of the gene pool across trust acres increase the risk of forest health problems on those acres due to inadequate provisions for adaptation, genetic diversity or growth potential. Alternative 1 also provides the most control for ensuring the continued existence of the gene pool reserve system, because it does not depend upon other landowners whose goals or management practices may be inconsistent with DNR's, or may change over time.

The likelihood of significant adverse impacts to the native tree gene pool as a result of Alternative 2 is increased. Like Alternative 1, Alternative 2 requires that the native tree gene pool on all forested state trust lands be protected and enhanced. This means that careful management of seed supply will ensure that all reforested areas have appropriate genetic makeup. However, Alternative 2 emphasizes shifting the insurance and rare gene conservation functions of gene pool reserves to other ownerships wherever possible. This approach has more risk, because it relies on other landowners continuing to manage their lands in a manner compatible with the functions identified by DNR for a gene pool reserve. The magnitude of this risk is probably small, because realistically not many acres of gene pool reserves would be shifted to other ownerships. The reasons for this are that many gene pool reserves are located in areas that are already constrained from timber management activities for other reasons. Therefore, the gene pool reserves would not be eliminated that are otherwise unconstrained tend to be in areas where few stands meet the requirements for a gene pool reserve, so opportunities for relocation are limited.

There are no significant adverse impacts to the native tree gene pool as a result of Alternative 3. Alternative 3 requires that in addition to the protections provided by Alternative 1, additional gene pool reserves will be created to minimize risk in the event of catastrophic events. If additional gene pool reserves were designated, the most prudent approach would be to locate them in places that provide better protection for a wider range of species. The original gene pool reserve system was created with a primary focus on Douglas-fir, and the greatest need is for better protection of other species. However, for many of these other species, the most effective strategy may be carefully designed gene conservation plantings rather than the gene pool reserve approach. For instance, grand fir and western red cedar in Western Washington occur as scattered individuals at a fairly low frequency in most stands. Capturing enough individuals of these species using a gene pool reserve approach would require very large areas. Ponderosa pine or western larch grow in Eastern Washington where historic practices of high-grading may have eroded the native gene pool. These are species for which designating small existing stands might not be as valuable as planting a collection of carefully selected seed sources that might more closely represent the original gene pool. Therefore, Alternative 3 does not provide any additional protection of gene pools than Alternative 1.

The Board's Preferred Alternative reduces the risk even further by focusing the need for a diverse gene pool of native trees on forested state trust lands to ensure well adapted forests, versus those primarily targeted for commercial purposes. Although meeting trust obligations is a component of one of the primary objectives of the *Policy for Sustainable Forests*, non-commercial forests that are targeted specifically to meet other objectives, e.g., special ecological features, are now covered under the Board's Preferred Alternative for protection of the genetic resource.

CUMULATIVE IMPACTS

Cumulative impacts of the policy alternatives for the gene pool could be positive or negative, depending on whether the alternatives result in forests that are better adapted or more poorly adapted to their growing sites across forested state trust lands than the forests currently growing there. Cumulative impacts occur in proportion to the rate at which existing stands are replaced with newly regenerated stands, because this is the point where DNR has a significant effect on the genetic makeup of the forest and is determined by implementation of the sustainable harvest level.

Alternative 1 minimizes negative cumulative impacts, because it requires protection of the native tree gene pool, thus minimizing the risk of any accumulation of problems with forest health or productivity.

Alternative 2 has a similar low potential for negative cumulative impacts as Alternative 1, because it also requires protection of the gene pool. However, it includes a moderately higher risk by shifting the insurance and rare gene conservation functions of some gene pool reserves to other landowners whose management goals could change over time.

Alternative 3, like Alternative 1, minimizes negative cumulative impacts, because it requires protection of the gene pool, thus minimizing the risk of any accumulation of problems with forest health or productivity.

Under the Board's Preferred Alternative, the risk of cumulative impacts should be reduced even further by applying the policy to all forest types and not limiting the policy to protecting and enhancing the native tree gene pool for commercial forests only.

3.2.4 Special Ecological Features

INTRODUCTION

Special ecological features are those species, ecosystems and other natural features that are in need of special management consideration for their long-term survival. This includes rare species and rare ecosystem types, as well as widespread ecosystem types that are threatened in some manner. These features may be priorities for inclusion within the statewide system of natural areas, including Natural Area Preserves and Natural Resources Conservation Areas. Features that are priorities for inclusion within these systems include those that are of conservation concern and all of those naturally-occurring features of the state for which there is inadequate or no representation within the natural areas system.

This group of features may include common ecosystem types. The goal of the statewide system of natural areas is to include examples that are in good ecological condition of all ecosystem types. “Good ecological condition” is a relative term, but it is meant to convey a sense of minimal human-related disturbance within a landscape context where natural ecosystem processes are still functioning.

The distribution of ecosystem types and individual species, including special ecological features, are influenced by geology, climate, natural disturbances and ecological processes. Each species and each ecosystem type occupies that portion of Washington that is suitable in terms of those factors. They are neither uniform across the landscape, nor are they random in their distribution. Therefore, the list of special ecological features varies considerably from one ecoregion to another. Some special ecological features occur in more than one ecoregion while others are limited to a single ecoregion.

Although the Special Ecological Features policy subject primarily meets the following Policy Objectives:

- Seek productive partnerships that help DNR achieve policy objectives (Policy Objective 4); and
- Identify trust lands that provide special ecological, social or cultural benefits that are incompatible with active management, and look for opportunities to protect such areas through creative partnerships and funding mechanisms with appropriate compensation to the trusts (Policy Objective 8);

it works in conjunction with other policy subjects to fulfill the need and purpose of the *Policy for Sustainable Forests* in meeting the 10 policy objectives set out by the Board of Natural Resources.

AFFECTED ENVIRONMENT

The elements of the environment affected by this policy subject area range from rare plant and animal species and rare ecosystems to representative ecosystems that meet the term “good ecological condition.”

Forest management, such as constructing a road through a population of a rare species or across a rare ecosystem type, can impact special ecological features directly. Special ecological features can also be impacted indirectly. For example, forest management may alter fire regime/behavior, thereby affecting ecological processes that, in turn, influence the viability of a small patch ecosystem type or the immediate environment of a rare species. The nature and degree of impact of forest management varies for each special ecological feature.

Many of Washington's forested ecosystem types are widespread and much of their conservation value can be maintained through ecologically sound forest management practices. However, many of these common forest types have not yet been included in the statewide system of natural areas, so they remain priorities to be represented within a Natural Area Preserve or a Natural Resources Conservation Area.

It should be noted that there are important exceptions. There are forest ecosystem types that are quite limited in their distribution. Special management considerations may be needed for these rare forest types. They may need to be included within a Natural Area Preserve or a Natural Resources Conservation Area, or be transferred out of trust ownership into some other conservation status.

Many ecosystem types have little or no forest component to them, yet they occur within landscape settings that are forested and are potentially affected by how those forests are managed. For example, the high quality coastal estuaries are ecologically dependent upon the adjacent upland forests and the streams flowing off of those uplands. Many other wetland types, including bogs, ponds, lakes and riparian areas, are similarly ecologically dependent on the health of the adjacent uplands.

At the species level, the greatest level of conservation concern is for species that are endemic to a very limited area, i.e., they occur nowhere else on earth. Washington has several areas that are rich in endemic species, including the Olympic Mountains within the Northwest Coast ecoregion; the Columbia River Gorge, spanning the East Cascades and West Cascades ecoregions; the Wenatchee Mountains in the East Cascades ecoregion; and the Columbia Plateau ecoregion.

Many other species are rare in Washington, but not necessarily rare globally. These species warrant special management consideration, in part as insurance against future listing needs. Many of these species are rare because Washington happens to be at the edge of their natural range. Many of the rare species in the North Cascades, Okanogan and Canadian Rocky Mountains ecoregions are more common to the north, reaching the southern limits of their distribution within Washington. Some of the rare species in the North Cascades actually have a distribution pattern that arcs northward through Canada and westward across Alaska to Russia and the Kamchatka Peninsula. Other rare species in the Okanogan and Canadian Rocky Mountains ecoregions are more common in the Rocky Mountains. Similarly, the ecoregions that encompass the southern boundary of the state have species at the northern limits of their ranges.

Another group of rare species are characterized by being disjunct from the main portion of their range. For example, many rare species in the Columbia Plateau portion of Washington are more common in the Great Basin.

DNR's *Natural Heritage Plan* provides the basic framework for identifying and listing special ecological features of the state. The *Natural Heritage Plan* also provides a process by which sites with such features may be selected for designation as a Natural Area Preserve. A number of forested trust sites have been moved from trust status to natural areas status using this basic framework. The process requires knowledge of the status and distribution of any given special ecological feature and a very detailed knowledge of the specific areas being considered for special management consideration (including being moved out of trust status). The inventory effort on forested state trust lands has lagged behind the effort on other lands, particularly federal lands. A considerable amount of additional inventory is needed to understand the overall distribution of the full suite of special ecological features occurring on forested state trust lands. The Natural Area Preserves system presently includes 31,000 acres on 51 sites distributed throughout the state and thirty Natural Resources Conservation Areas, totaling more than 88,000 acres exist in Washington.

REGULATORY FRAMEWORK

For the most part, special ecological features receive little direct protection within the regulatory framework. Animal species that are listed under the federal Endangered Species Act are the primary exceptions; plant species, however, do not receive the same level of protection. Animal species that have been listed as endangered or threatened by the Washington State Department of Fish and Wildlife are also given limited protections. The protections provided by the federal Endangered Species Act are specifically directed toward the habitats of individual species that are listed. The ecosystems that are included under this policy as "special ecological features" are, however, not specifically identified as the targets of the protections provided by any regulations, but they are indirect beneficiaries of efforts to protect wetlands, riparian areas, etc.

A limited number of terrestrial habitats receive some potential protection under DNR's HCP, but only where there is an established tie to animal species of concern. Rare plant communities and most plant species considered to be rare in Washington, as listed in the *Natural Heritage Plan*, receive no protection under the HCP, except coincidentally as a result of conservation strategies for special habitats.

ALTERNATIVES

■ ALTERNATIVE 1 (NO ACTION)

DISCUSSION

Alternative 1 requires DNR to identify forested state trust lands with special ecological features and seek legislation and funding to remove these lands from trust ownership. In the past, funds appropriated by the Legislature for this purpose have enabled DNR to set aside properties as Natural Area Preserves or Natural Resources Conservation Areas, or

to transfer ownership to other appropriate governmental agencies. These funds, about \$400 million since the late 1980s, were included as part of DNR's approved budget by the Legislature. Separate legislative action has not been required. Alternative 1 does not appear to meet Policy Objectives 4 and 8 as well as Alternative 2.

POLICY STATEMENT

Forest Resource Plan Policy No. 13, Special Ecological Features: "The department will identify state forestlands with special ecological features that fill critical gaps in ecosystem diversity, and it will seek legislation and funding to remove these lands from trust ownership."

■ ALTERNATIVE 2

DISCUSSION

Alternative 2 clarifies that the focus is generally on features of regional or statewide significance, many of which are already identified by the Natural Heritage Program. It further recognizes that DNR utilizes a variety of strategies to protect special ecological features, including funding from the Legislature. Alternative 2 best meets the applicable policy objectives by protecting the special ecological features by compensating the trusts where appropriate (Policy Objective 8). In addition, Alternative 2 encourages partnering to protect special ecological features (Policy Objective 4).

POLICY STATEMENT

When in the best interest of each trust beneficiary, the department will identify forested state trust lands with special ecological features of regional or statewide significance that fill critical gaps in ecosystem diversity. The department will protect such areas through disposal, retention, creative partnerships and funding mechanisms.

■ BOARD'S PREFERRED ALTERNATIVE

DISCUSSION

The Board's Preferred Alternative is the same as Alternative 2, with some minor edits to ensure the policy is clear and succinct (Policy Objective 3).

Special ecological features may be priorities for inclusion within the statewide system of natural areas, including Natural Area Preserves and Natural Resources Conservation Areas. In many cases, such features on forested state trust lands can be transferred out of trust status, with full market value compensation to ensure their protection. In other cases, special features may be small enough or located such that their continued protection is consistent with trust management.

POLICY STATEMENTS

The department will identify forested state trust lands with special ecological features of regional or statewide significance that fill critical gaps in ecosystem diversity.

The department will protect such areas through means consistent with trust objectives, including transfer out of trust status, retention in long-term deferral status, creative partnerships or other available mechanisms.

■ ALTERNATIVES SUGGESTED BUT NOT ANALYZED

No other alternatives were introduced for discussion or analysis during scoping and the Draft EIS process.

SIGNIFICANT IMPACTS AND MITIGATION MEASURES

The risk of adverse environmental impacts to rare plants, sensitive species, specialized habitats, ecosystems and other natural features is greater under Alternative 1 than under Alternative 2 and the Board's Preferred Alternative. Although DNR would remove all lands with "...special ecological features that fill critical gaps in ecosystem diversity..." from trust ownership, Alternative 1 does not explicitly indicate intent to protect the special ecological features. It simply states that such areas will be moved out of trust ownership. In practice, Alternative 1 has resulted in a limited number of trust sites with special ecological features being transferred to a Natural Area Preserve or a Natural Resources Conservation Area category. Most of these sites remain in trust ownership with little flexibility for providing protection for the special features.

The potential for significant adverse impacts to the environment, e.g., to rare plants and plant communities, are minimized under Alternative 2 and the Board's Preferred Alternative. Alternative 2 and the Board's Preferred Alternative provide greater flexibility and include explicit language regarding intent to "...protect such areas..." Alternative 1 differs from Alternative 2 and the Board's Preferred Alternative primarily with respect to whether or not DNR will retain lands with special ecological features within trust ownership. The option of moving some lands out of trust ownership is retained, but with the qualification that the special ecological features would be "protected." This could be accomplished through transfer to a DNR-administered natural area category or through transfer to another agency or organization with a conservation or protection orientation.

Under Alternative 2 and the Board's Preferred Alternative, DNR would also have other options. Where it is possible to do so, DNR could retain lands with special ecological features yet continue to manage them for revenue generation, as long as adequate protection for those features is provided. For example, a rare plant species occurring within a specific micro-site, e.g., a rock outcrop within a forested landscape, may be protected with little or no change to timber management for the site.

CUMULATIVE IMPACTS

Many special ecological features occur in very specialized, non-forested habitats occurring within a forested setting. Others, particularly those associated with wetlands and riparian areas, receive some level of protection from existing laws, regulations, agreements, etc. As previously stated, the requirements of DNR's HCP will result in the protection of some special ecological features that would not otherwise be protected. Alternative 2 and the Board's Preferred Alternative also include specific language regarding the intent of the policy being to "protect" the features and by adding flexibility to protect special ecological features without the requirement to transfer the lands to other ownerships, the protection of special ecological features should increase over time in comparison to Alternative 1.

All of the alternatives rely on the *Natural Heritage Plan* to provide the framework for defining "special ecological features." By relying on the *Natural Heritage Plan*, the list of special ecological features targeted under this policy will be reviewed and revised every two years. The review and analysis takes into account factors that affect the statewide conservation status of each of the special species and ecosystems. Positive factors, such as protection efforts, and negative factors, such as declining populations or increased threats, are both considered. And because of this consistent approach throughout the state, along with a statewide view, positive and negative factors are assessed across all categories of land ownership (federal, state and private). As a result, the list of special ecological features is regularly revised to account for cumulative impacts from activities across all ownerships of the state.

3.2.5 Old-Growth Stands in Western Washington (formerly “Older Forests and Old Growth”)

INTRODUCTION

This policy subject area addresses old-growth stands on forested state trust lands in Western Washington. Old Growth in Eastern Washington is discussed in the Affected Environment subsection. The environmental analysis on large, structurally unique trees from the *Draft and Final Environmental Impact Statement Habitat Conservation Plan*, page 4-487, and the discussion on large, structurally unique trees from the *Final Habitat Conservation Plan*, pg. IV-156 and IV-157, are incorporated by reference.

The significance of the policy debate on old-growth forests stems from the economic, ecologic and social importance that is associated with old growth forests and DNR’s trust management responsibilities (Smith et al., 1995; and Thomas et al., 1993). The significance of old growth forests arises largely from the difference between its historical range of variability and the current range. Prior to the 1850s (referred to as pre-European settlement), the historical range of variability of old growth forests was estimated at between 54 and 70 percent of the entire forested area in Western Washington, while today only about 13 to 18 percent of the forest area is estimated to be in an old growth condition (National Research Council, 2000). Of the current extent, 80 percent is estimated to be on federal forestlands (Bolsinger and Waddell, 1993).

Although the Old-Growth Stands in Western Washington policy subject primarily meets the following Policy Objectives:

- Balance trust income, environmental protection, and other social benefits from four perspectives: the prudent person doctrine; undivided loyalty to and impartiality among the trust beneficiaries; intergenerational equity; and not foreclosing future options (Policy Objective 2); and
- Identify trust lands that provide special ecological, social or cultural benefits that are incompatible with active management, and look for opportunities to protect such areas through creative partnerships and funding mechanisms with appropriate compensation to the trusts (Policy Objective 8);

it works in conjunction with other policy subjects to fulfill the need and purpose of the *Policy for Sustainable Forests* in meeting the 10 policy objectives set out by the Board of Natural Resources.

AFFECTED ENVIRONMENT

Western Washington

Old growth forests demonstrate enormous heterogeneity in terms of their composition, function and structure. The nature of old growth leads to multiple definitions of old growth forests, even when the discussion is restricted to a limited geographic zone (Pacific Northwest Science Update, 2003; Franklin and Spies, 1991; Forest Ecosystem Management Assessment Team, 1993; and Spurr and Barnes, 1973). While the end-state

of old growth seen today is significant in terms of conservation, current science is placing as much ecological importance on how old growth forests develop as in the end-state (Spies et al., 2002).

In the Pacific Northwest, old growth forests are commonly defined in structural terms as having very large living trees; large living trees with decadent limbs and crowns; large standing dead trees (snags); large down logs or woody debris; a variety of live tree sizes distributed in two or three tree canopy layers at different heights within the stand; and spatial heterogeneity across a stand in terms of clumps of trees and gaps in the forest canopy. Plant associations provide valuable information on probable historic disturbances that lead to the development of the current conditions (Spies et al., 2002). The extent of the forest stand is recognized as an important component in the definition of old growth. Stand size is an appropriate measure of the functionality of the stand within its landscape context (Old Growth Task Force, 1984).

Having multiple definitions poses a problem not only in terms of estimating the area of old growth within a forest inventory, but also for communicating with the public and decision-makers about what type of forest is actually being discussed. The term “old growth” is well-used, but has different meanings for different groups. A recent United States Department of Agriculture Forest Service publication provided an illustrative summary: “The term ‘old growth’ came from foresters in the early days of logging. In the 1970’s research ecologists began using the term to describe forests at least 150-years old that developed a complex structure characterized by large, live and dead trees; distinctive habitats; and a diverse group of plants, fungi, and animals. Environmental groups use the term ‘old growth’ to describe forests with large, old trees and no clearly visible human influences” (Pacific Northwest Science Update, 2003).

A definition of old growth that relates to forested state trust lands is in the HCP glossary: “A successional stage after maturity that may or may not include climax old-growth species; the final seral stage. Typically contains trees older than 200 years. Stands containing Douglas fir older than 160 years, which are past full maturity and starting to deteriorate, may be classified as old growth. DNR’s GIS forest classification for old growth is a dominant dbh of 30 inches or greater; usually more than eight dominant trees/acre; three or more canopy layers with less than complete canopy closure; several snags/acre with a 20 inch dbh or greater; and several down logs per acre with a 24 inch dbh or greater” (*Final Habitat Conservation Plan* glossary, page 10).

Table 1 displays the current acreages of old growth on Western Washington forested state trust lands, as defined by the HCP, using the criteria included in the HCP definition.

In addition to the HCP definition, DNR has distinguished those old growth forest stands on forested state trust lands that are 80 acres and larger (Old Growth Definition Task Group, 1986). Stands of less than 80 acres are often influenced by edge conditions and are not expected to provide interior fully functioning old growth forest conditions. Still, stands less than 80 acres may provide the forest structures that may still play important ecological roles within a landscape context.

Table 1: Estimated Extent of Old-Growth Stands (as defined by the HCP)							
HCP Planning Unit	Old Growth acreage deferred from harvest to meet existing regulatory or HCP Requirements*			Old Growth acreage not deferred from harvest to meet existing regulatory or HCP Requirements			Total
	Stand size (acres)		Sub-total	Stand size (acres)		Sub-total	
	0-80	>80		0-80	>80		
Columbia	1,110	1,180	2,290	510	320	830	3,120
North Puget	12,640	16,850	29,490	2,260	170	2,430	31,920
OESF**	250	39,750	40,000	-	-	-	40,000
South Coast		10	10	-	-	-	10
South Puget	250	330	580	-	-	-	580
Straits	10	-	10	-	-	-	10
Total	14,260	58,120	72,380	2,770	490	3,260	75,640
<p>The estimated area of old growth in the Olympic Experimental State Forest comes from a combination of DNR's Forest Resource Inventory System with a field assessment (Horton, S., personal communication). Inventory only estimate is approximately 20,800 acres.</p> <p>*Deferred from harvest to meet HCP commitments relates to nesting, roosting and foraging and dispersal habitat thresholds, marbled murrelet habitat, riparian habitat and older forest condition landscape targets in the Olympic Experimental State Forest; but does not include deferrals to meet older forest targets outside of the Olympic Experimental State Forest as required by current Board of Natural Resources policy.</p> <p>**While old growth in the Olympic Experimental State Forest as defined by HCP helps meet contractual commitments, harvest operations that further the HCP and Olympic Experimental State Forest objectives related to research may occur in old-growth stands subject to the March 2006 Settlement Agreement.</p>							

Recent legislation in 2004 (Engrossed Substitute House Bill 2573, section 905) directed DNR to convene a scientific committee to both define and inventory old growth forests on forested state trust lands in both Western and Eastern Washington. The Old Growth Definition Committee developed a method to estimate the extent of old growth forests on forested state trust lands in Western Washington. This work was completed by June 30, 2005. This method is based on assessing how forest stands on state trust lands compare with reference conditions in old growth forests of Western Washington. A full description of this method and an inventory of potential old growth using this method is contained in DNR's report, "Definition and Inventory of Old Growth Forests on DNR-Managed State Lands." This method, known as the Weighted Old Growth Habitat Index (WOGHI) (2005), and is based on previously published and unpublished work (Spies and Franklin, 1988; Franklin and Spies, 1991). The WOGHI integrates four key elements of old forests:

- Large trees (number of trees per hectare greater than or equal to 100 centimeters in diameter at breast height);
- Large snags (number of standing dead trees per hectare greater than or equal to 50 centimeters in diameter at breast height and greater than or equal to 15 meters tall);
- Volume of down woody debris (cubic meters per hectare);
- Tree size diversity.

Table 2 shows the acreages of old growth as defined by the Old Growth Definition Committee on forested state trust lands in Western Washington land classes. As discussed in the report, 52,666 acres in Western Washington have a high probability of being old growth, while 35,769 additional acres are potential old growth, but require secondary screening (Table 2). Based on some early field verification efforts, it appears that the actual acres of old growth will be closer to the 52,666 acreage using this method (Land Management Division, summer 2005).

Using either the HCP or the WOGHI method definition, all old growth is currently deferred from harvest to meet existing regulatory and HCP requirements, as well as older forest targets as directed by current Board of Natural Resources policy, with one exception. Old-growth stands in the Olympic Experimental State Forest may be available for harvest operations to meet research objectives of the Olympic Experimental State Forest and the HCP, except stands that are currently identified as occupied marbled murrelet sites. Any harvest of old growth must also be in accordance with DNR's decision to enter into a Settlement Agreement in March 2006. Under the terms of that agreement and for the length of the Agreement, DNR will not authorize or conduct any harvest in old-growth stands in the Olympic Experimental State Forest. Using the HCP definition, there are potentially about 40,000 acres of old growth in the Olympic Experimental State Forest. Using the WOGHI, there are about 27,000 acres having a high probability of old growth in the Olympic Experimental State Forest.

Table 2: Status of Old Growth Definition Committee Defined Old Growth (acres) by Land Class in Western Washington (all figures are estimates, subject to field verification)				
Status	Sustainable Harvest Land Classes	Old Growth (WOGHI = 60+)¹	Potential Old Growth (WOGHI = <60)²	Total
Currently contributing to regulatory or HCP conservation strategies	Owl Habitat	4,424	2,057	6,481
	Marbled Murrelet	2,689	1,278	3,967
	Riparian	15,245	14,059	29,304
	OESF ³	14,101 ⁴	15,863	29,964
	Other	1,573	507	2,080
Permanently deferred	Natural Areas	14,379	1,266	15,645
Not currently contributing to regulatory or HCP conservation strategies	Stand size ≥ 80 acres	107	536	643
	Stand size < 80 acres	147	204	351
Total		52,666	35,769	88,435

- 1 – Weighted Old Growth Habitat Index (WOGHI) score of 60 or more out of 100 have a high probability of being old growth.
- 2 – Stands with a WOGHI score less than 60 may be old growth but need secondary screening.
- 3 – Harvest operations linked to the research objectives of the Olympic Experimental State Forest and HCP may occur in some old-growth stands and that are also in accordance with the March 2006 Settlement Agreement.
- 4 – This number does not include approximately 12,900 acres of old growth in riparian areas in the Olympic Experimental State Forest. These acres are part of the 15,245 acres identified in the riparian land class. Using the WOGHI method, there are approximately 27,000 acres in the Olympic Experimental State Forest that have a high probability of old growth.

Eastern Washington

The Scientific Committee on Old Growth could not define nor can DNR inventory old growth forests on forested state trust lands in Eastern Washington at this time (see page 15 of the *Definition and Inventory of Old Growth Forests on DNR-Managed State Lands* (2005) report). For Eastern Washington, insufficient research data exists to define an old-growth reference condition and for this reason, the committee was unable to create an old-growth habitat index for Eastern Washington within the timeframe provided in the legislation. During the 2006 legislative session, ESSB 6384 section 189 was added as a condition to the 2006 supplemental budget to direct DNR to conduct an inventory of old growth forests located on state lands east of the crest of the Cascade mountains. This inventory is to be completed in two phases. The first phase, to be completed by July 1, 2007, will identify reference stands for various plant associations; while the second phase, to be completed by December 15, 2007, will use the definition to produce an inventory of old growth forests. This information will then be used in the Eastern Washington sustainable harvest calculation. At that time, DNR will assess the need for Board of Natural Resources policy to address Eastern Washington old growth forests. The Eastern Washington sustainable harvest calculation is expected to be completed within the next five years. Until that time, DNR, in its land management strategies for Eastern Washington, is retaining forest structures thought to be elements of older forests in Eastern Washington. Along the east slope of the Cascades and within the range of the northern spotted owl, DNR is maintaining and developing sub-mature and mature habitat that is expected to develop into older forest structures. In the Klickitat HCP planning unit, DNR is retaining an average of six to 12 trees per acre of the largest diameter classes as part of its forest health and HCP Northern Spotted Owl Conservation Strategy. In Northeast Washington, DNR is also developing late successional forests as part of its *Loomis State Forest Final Landscape Plan* (June 1996). In addition, DNR retains selected large diameter trees as part of its land management activities across all of Eastern Washington.

The remaining discussion relates to Western Washington only.

Old growth forests have important ecological functions. Old growth forests in general are biotically more complex than forests in most earlier successional stages and, as a consequence, provide important habitat for various species. For example, approximately one-third of the vertebrate species using western forests were identified as likely associated with older forest conditions, including old growth (Thomas et al., 1993).

The wet, temperate, locally variable forest environment and high richness of plant species in the western Pacific Northwest are highly conducive for growth of a wide variety of fungi. Forest fungi are ecologically important to the region, because of their important role in forest food webs (Forest Ecosystem Management Assessment Team, 1993). Recent research has revealed that the diversity and productivity of mycorrhizal fungi are higher in older stands of Douglas-fir than in young or clearcut stands (Amaranthus et al., 1994). Scientists have identified 527 species of fungi that are closely associated with older and old growth forests in the Pacific Northwest (Forest Ecosystem Management Assessment Team, 1993).

Seventeen species of salamanders, including 14 endemic species, and the tailed frog are closely associated with older and old growth forests (Forest Ecosystem Management Assessment Team, 1993).

Forest dwelling mammals that are closely associated with old growth forests in the Pacific Northwest include martens, fishers, red tree voles, and several species of bats (Forest Ecosystem Management Assessment Team, 1993; and Thomas et al., 1993). The geographic distribution of martens and fishers has decreased during this century primarily due to habitat loss (Aubrey and Houston, 1992; Powell and Zielinski, 1994; and Buskirk and Ruggiero, 1994).

Old growth forests with diverse understory vegetation and abundant snags and coarse woody debris typically support one and a half times more biomass and wildlife species than do young forests (Carey, 1995; and Carey and Johnson, 1995).

Nine species of forest-dwelling bats, including Townsend's big-eared bats, are assigned some level of special status in states where they occur. Most of these species also were targeted for special consideration in the *Northwest Forest Plan*. Most common bat species in the Washington Cascades and Oregon Coast Range are up to ten times more abundant in old growth forests than in younger forests (Thomas and West, 1991). Several species are closely associated with old growth forests, because they roost in large trees and snags with deeply furrowed bark and cavities (Perkins and Cross, 1988; Thomas, 1988; Thomas and West, 1991; Cross, 1993; Cross and Waldien, 1994 and 1995; and Perkins, 1994).

Thomas et al., (1993) listed 38 species of birds closely associated with older and old growth westside forests, including Vaux's swift (Bull and Collins, 1993), northern goshawks (Reynolds, 1989) and pileated woodpecker. Suitable cavity-nesting substrates are assumed to occur at highest density in the large trees and snags found in old growth forests (Mannan and Meslow, 1984).

The bird species that are most closely associated with old growth forests are marbled murrelets, northern spotted owls and Vaux's swifts (Ruggiero et al., 1991). Long-term declines in the availability of suitable breeding and nesting habitat prompted the listing of the marbled murrelet and the northern spotted owl as threatened under the Endangered Species Act (ESA). The northern spotted owl, in particular, has been the centerpiece of the debate about forest management practices in the Pacific Northwest for the last several decades because of its preference for large tracts of old-growth forest (Thomas et al., 1990, 1993; Forest Ecosystem Management Assessment Team, 1993). Ongoing northern spotted owl population declines documented on 14 study areas in the Pacific Northwest have been attributed to several factors including declines in prey abundance, changing weather patterns, emerging threats such as competition with barred owls and West Nile virus, and habitat loss from timber harvest and catastrophic wildfire (Anthony et al., 2004; Courtney and Gutierrez, 2004).

Some recent information has been published on the effects of harvest rates over several years on northern spotted owl habitat. In 1997, there were approximately 350,000 acres of suitable spotted owl habitat on westside DNR-managed lands (Biological Opinion –

USDI, 1997). This comprises approximately 12 percent of suitable spotted owl habitat in Washington State (Biological Opinion -USDI 1997). In response to a request by the Forest Practices Board, the WDFW recently completed an analysis of harvest rates between 1996 and 2004 on private, state, and federal lands, as part of a review of the Forest Practices Board's rules regarding northern spotted owl habitat (Pierce et al., 2005). Overall results of the study indicate a decline in habitat in varying degrees depending on location within or outside of owl management circles, spotted owl special emphasis areas, or HCPs.

Land ownerships differ in terms of the role forested lands play in supporting northern spotted owl recovery efforts. For example, USFWS designated spotted owl "critical habitats," which are defined under Section 4 of the ESA as geographic areas "on which are found those physical or biological features essential to the conservation of the species and which may require special management consideration or protection". In Washington State, these critical habitat designations occur solely on federal lands (USDI, 1992). This is due to the greater quantity and continuity of forests constituting habitat on federal lands. Critical habitat areas are thought to be essential to maintaining the life processes and successful reproduction of a species. To this end, federal lands in Washington are vital for spotted owl conservation efforts, supporting source populations where reproductive rates exceed mortality rates (Minkova and Riepe 2004). In contrast, nonfederal lands appear to play a supporting role in spotted owl conservation (see the role of non-Federal lands in Spotted Owl Conservation, *DNR HCP Draft Environmental Impact Statement*, Executive Summary, pg. ix and x). The primary means for protecting spotted owl habitat on state trust lands in Washington is through the DNR's HCP (DNR 1997) which contains provisions for designating northern spotted owl Nesting, Roosting, and Foraging (NRF) and Dispersal Management Areas. These areas are intended to provide some demographic support for northern spotted owls, but are most important for maintaining the overall distribution of the species within its historic range and for facilitating species dispersal (i.e., movement of individuals between subpopulations). Additionally, a percentage (40 percent) of each landscape within the Olympic Experimental State Forest is maintained in a condition that supports spotted owls. Support for northern spotted owls on private forest lands is provided through HCPs and the state forest practices rules.

Old growth stands on forested state trust lands can play varying roles in northern spotted owl support, depending on size of the stand and its location on the landscape with respect to spotted owl habitat on federal lands and within HCP designated nesting, roosting and foraging or dispersal habitat areas.

REGULATORY FRAMEWORK

A number of other DNR policies and management strategies potentially affect the management status of old growth forests on forested state trust lands, including old growth research areas, the Commission on Old Growth Alternatives and the HCP.

In 1984, the Board of Natural Resources approved the *Forest Land Management Program*, a comprehensive plan for managing state lands and the precursor to the *Forest Resource Plan*. A section of the *Forest Land Management Program* directed DNR to

establish seral stage deferral sites: “The department will identify and remove certain old-growth stands in Western Washington from the sustainable harvest base during this planning period to retain the option of acquiring information on old growth ecological relationships which may have application to intensive timber management” (*Forest Land Management Program*, page 54).

Based on this direction, DNR identified 12 old growth research areas covering approximately 1,800 acres in Western Washington. All sites are over 80 acres in size. These areas were deferred from harvest with the intent to carry out research to help DNR manage second growth forests for all ecological values. The *Forest Resource Plan* continued the deferral of these sites for much of the same purposes as identified in 1984.

In 1989, an Old Growth Commission was established by Public Lands Commissioner Brian Boyle. This commission recommended formation of the Olympic Experimental State Forest to gain and apply knowledge about old growth forests and modern commercial forest management. The Olympic Experimental State Forest was to be managed for both forest commodities and for ecological values. The commission also recommended 15,000 acres of “mature natural stands” to be deferred from harvest until 2007 (*Forest Resource Plan*).

The HCP conservation strategies and requirements influence the management of all existing old growth forest on forested state trust lands in Western Washington. The specific HCP conservation strategies determine how older forests are managed for riparian areas, the northern spotted owl, the marbled murrelet, multiple unlisted species and conservation research strategies in the Olympic Experimental State Forest. These strategies are designed to develop forests that will have characteristics of function, composition, and structure similar to “old growth” forests. These older forests will be managed over time to develop and maintain the specific forest conditions of structurally complex forests, while providing revenue to the trusts. Silviculture will be used as the principle disturbance regime, in combination with natural processes. In addition, the HCP’s multiple unlisted species conservation strategy of retaining large, structurally unique trees should result in old growth components dispersed across the landscape outside of HCP designated Nesting, Roosting and Foraging (NRF) and Dispersal Management Areas for the northern spotted owl.

In addition to the HCP conservation strategies, the Board of Natural Resources approved a policy in the 2004 sustainable harvest calculation process targeting 10 to 15 percent of each Western Washington HCP planning unit for old forests based on structural characteristics (Final HCP, page IV 180 and Board of Natural Resources Resolution No. 1134) and that DNR will focus on existing old-growth, as defined by the HCP, as a priority in achieving these targets. This Board of Natural Resources direction and the HCP management strategy influence the designation of forest stands for conservation and management. Currently, DNR conserves all of the existing old growth forests as a result of HCP conservation strategies. Although, harvest operations in old-growth stands in the Olympic Experimental State Forest may occur in the future to meet research objectives of the Olympic Experimental State Forest, the March 2006 Settlement Agreement does not allow any harvest of old growth during the term of the Agreement.

ALTERNATIVES

■ ALTERNATIVE 1 (NO ACTION)

DISCUSSION

Alternative 1 would continue to defer from harvest for ten years, 12 old growth research areas, representing approximately 1,800 acres in Western Washington. The 1992 deferral of 15,000 acres of structurally complex forests in the Olympic Experimental State Forest would continue until 2007. Alternative 1 also retains existing old growth as defined by the HCP to meet the old forest targets, which are currently expected to take up to 70 years. Once old forest targets are met, old growth in excess of that needed to maintain the target may be available for harvest. Alternative 1 does not appear to meet Policy Objectives 2 and 8 as well as other alternatives.

POLICY STATEMENTS

***Forest Resource Plan Policy No. 14, Old Growth Research Area Deferrals:* “During this planning period, the department will continue to defer from harvest certain old growth research stands in Western Washington to maintain the ability to acquire information on ecological relationships which may affect intensive timber management.”**

The department will continue deferral of 15,000 acres of structurally complex forest in the Olympic Experimental State Forest until 2007.

The department will target, over time, 10 to 15 percent of each Western Washington *Habitat Conservation Plan* planning unit for old forests based on structural characteristics. In meeting these targets, old growth research areas will continue to be deferred and existing old growth (as defined by the *Habitat Conservation Plan*) and older stands will be a priority focus in developing the *Habitat Conservation Plan* planning unit targets.

■ ALTERNATIVE 2

DISCUSSION

Alternative 2 would permanently defer from harvest all old-growth stands, as defined by the HCP, outside of the Olympic Experimental State Forest, regardless of stand size. Under Alternative 2, once HCP targets were met, any old growth stand no longer needed to meet HCP or regulatory requirements or targets would likely be transferred out of trust status to permanently protect those stands from harvest activities, with full market value compensation to the trusts.

Old-growth stands within the Olympic Experimental State Forest may be subject to experimental application of silvicultural techniques, if consistent with the HCP and Olympic Experimental State Forest research objectives. However, the March 2006 Settlement Agreement does not allow any harvest of old growth during the term of the Agreement. The purpose of the Olympic Experimental State Forest is to experiment with

harvest and regeneration methods to enhance habitat characteristics and commodities production.

Under Alternative 2, all old growth research areas currently meet the HCP's definition of old growth and would be permanently deferred from harvest. However, under Alternative 2, they would no longer be classified as old growth research areas. In addition, Alternative 2 replaces the term "old" forest with "older" forest to ensure consistency in terms.

Under Alternative 2, exceptions to the policy for operational considerations could be made with Board of Natural Resources review. For example, these exceptions could include removal of some individual trees that are part of an old growth stand to allow road construction, where no feasible alternatives for road location were available. Criteria for field operations would be developed to guide these exceptions. In all cases, Board of Natural Resources review would be required for any exceptions.

Small clumps of large diameter old growth trees (greater than or equal to 30 inches in diameter at breast height) and individual old growth trees would be the focus in complying with HCP retention requirements for large, structurally unique trees. Old-growth stands, older forest stands and small clumps of large diameter old growth trees that are socially or culturally-significant would be considered for transfer out of trust status with compensation, when in the best interest of the trusts. Alternative 2 appears to meet Policy Objective 8 better than Alternative 1.

POLICY STATEMENTS

The department will target, over time, 10 to 15 percent of each Western Washington *Habitat Conservation Plan* planning unit for older forest conditions. The department will use retention of existing old-growth stands, as defined by the *Habitat Conservation Plan*, as a priority in achieving these targets. Any exceptions to this policy for operational considerations will be reviewed by the Board of Natural Resources.

Inside the Olympic Experimental State Forest, the department may conduct research in old-growth stands to meet the objectives of the Olympic Experimental State Forest and the *Habitat Conservation Plan*.

The department will retain large diameter (greater than or equal to 30 inches in diameter at breast height), old growth trees to meet *Habitat Conservation Plan* retention requirements for large, structurally unique trees. Department proposals to harvest any large *diameter old growth trees not retained to meet Habitat Conservation Plan* retention requirements, will be reviewed by the Board of Natural Resources, as will any other exceptions to this policy for operational considerations.

When in the best interest of the trusts, the department will transfer old-growth stands and small clumps of large diameter old growth trees having high social or cultural value, out of trust status, when full compensation is secured.

■ ALTERNATIVE 3

DISCUSSION

Alternative 3 differs from Alternative 2 in that all old-growth stands would not automatically be permanently deferred from harvest. Under Alternative 3, all old-growth stands greater than 80 acres in size will be deferred from harvest to achieve HCP targets for older forest structures. Under Alternative 3, once HCP targets were met, any old growth stand no longer needed to meet HCP or regulatory requirements or targets would be evaluated for either transfer out of trust status with full compensation to the affected trusts or considered for harvest activities.

Old-growth stands within the Olympic Experimental State Forest may be subject to experimental application of silvicultural techniques including harvest operations, if consistent with the HCP and Olympic Experimental State Forest research objectives. However, the March 2006 Settlement Agreement does not allow any harvest of old growth during the term of the Agreement. The purpose of the Olympic Experimental State Forest is to experiment with harvest and regeneration methods to enhance habitat characteristics and commodities production.

As with Alternative 2, under Alternative 3 and the Board's Preferred Alternative, exceptions to the policy for operational considerations could be made with Board of Natural Resources review. Old-growth stands less than 80 acres that are not already deferred from harvest would be evaluated for their contribution to HCP older forest targets and management decisions will be made based on that evaluation. Under Alternative 3, some of the old-growth stands smaller than 80 acres, i.e., currently a total of 2,770 acres using the HCP definition or approximately 147 acres using the WOGHI method (Table 3), may be made available for harvest activities at some point in time, when and where they do not contribute to attainment of HCP commitments, and are in excess of acreage needed to meet HCP older forest targets.

Individual and small clumps of large diameter old growth trees would be the focus in complying with DNR's HCP retention requirements for large, structurally unique trees. Old-growth stands, older forest stands and small clumps of large diameter old growth trees that are socially or culturally significant would be considered for transfer out of trust status with full compensation, when in the best interest of the trusts. Alternative 3 meets the applicable policy objectives by providing balance between trust income and environmental protection (Policy Objective 2), including permanent protection of special old-growth stands through full compensation to the affected trust beneficiaries (Policy Objective 8).

The severity of the effects of harvesting old growth under Alternative 3 would vary with the stand size, location and structural characteristics of the stand. Small (less than 80 acres), isolated stands may lack interior forest conditions and connectivity to other old-growth stands (Old Growth Definition Task Group, 1986). As such, habitat in small, isolated stands is less likely to provide all of the ecological functions described in the Affected Environment subsection.

POLICY STATEMENTS

The department will target, over time, 10 to 15 percent of each Western Washington *Habitat Conservation Plan* planning unit for older forest conditions. The department will use retention of existing old-growth stands, as defined by the *Habitat Conservation Plan*, 80 acres and larger as a priority in achieving these targets. Any exceptions to this policy for operational considerations will be reviewed by the Board of Natural Resources.

Old-growth stands smaller than 80 acres not already deferred from harvest by regulatory and *Habitat Conservation Plan* requirements, will be evaluated for contribution to *Habitat Conservation Plan* objectives, for their social and cultural significance and conserved or managed based on that evaluation. Any proposal to harvest any old-growth stands smaller than 80 acres will be reviewed by the Board of Natural Resources.

Inside the Olympic Experimental State Forest, the department may conduct research in old-growth stands to meet the objectives of the Olympic Experimental State Forest and the *Habitat Conservation Plan*.

The department will retain large diameter (greater than or equal to 30 inches in diameter at breast height), old growth trees to meet *Habitat Conservation Plan* retention requirements for large, structurally unique trees. Department proposals to harvest any large diameter old growth trees not retained to meet *Habitat Conservation Plan* retention requirements, will be reviewed by the Board Natural Resources, as will any other exceptions to this policy for operational considerations.

When in the best interest of the trusts, the department will transfer old-growth stands and small clumps of large diameter old growth trees having high social or cultural value, out of trust status, when full compensation is secured.

■ BOARD'S PREFERRED ALTERNATIVE

DISCUSSION

The Board's Preferred Alternative defers harvest of all old-growth stands with the exception of old-growth stands in the Olympic Experimental State Forest, to meet a variety of objectives. This policy defines old-growth stands as stands five acres or larger with a natural origin prior to European settlement (year 1850) and in the most structurally complex stage of stand development, also referred to as the fully functional stage of stand development.

All three criteria must be met for a stand to be identified as old growth for the purposes of this policy.

However, as with all of the alternatives, if an old-growth stand suffers blowdown, fire, etc., such that it no longer retains the structure that makes it old growth, it would no longer be subject to the old growth policy statements. The stand would then be managed according to other Board of Natural Resources' policy, legal and contractual obligations,

including the possibility of being protected, salvaged, or retained as a special ecological feature.

Similar to Alternatives 2 and 3, exceptions to this policy for operational considerations can be made with notification to the Board of Natural Resources. This policy also focuses single tree retention on very large, structurally unique trees, rather than trees of a certain diameter (Policy Objective 3). It was determined that specifying a diameter threshold (i.e., 30 or 40 inches) may not be consistent with the HCP requirements for very large, structurally unique trees. There can be trees with very large diameters that are not structurally unique and therefore, do not meet the intent of the HCP's conservation strategy. Trees targeted for retention under this policy, sometimes referred to as *old-growth remnants*, are characterized by very large diameters (may be 60 to 90 inches or more, depending on the species and growth environment) and possess large, strong limbs; open crowns; large, hollow trunks; broken tops and limbs; and deeply furrowed bark and are the focus for retention to meet HCP requirements for very large diameter, structurally unique trees.

As in Alternatives 2 and 3, old growth in the Olympic Experimental State Forest may be subject to experimental application of silvicultural techniques including harvest operations, if consistent with the HCP and the Olympic Experimental State Forest research objectives. However, the March 2006 Settlement Agreement does not allow any harvest of old growth during the term of the Agreement. The purpose of the Olympic Experimental State Forest is to experiment with harvest and regeneration methods to enhance habitat characteristics and commodities production.

When in the best interest of the trust, old-growth stands will be transferred out of trust status if the trust receives full market value for the lands transferred. Such transfers can occur at any time and in such a way that these old-growth stands can continue to contribute to HCP habitat requirements and older-forest targets, even when no longer in trust status.

As in Alternatives 2 and 3, old-growth stands would be subject to transfer out of trust status with full market value compensation to the trust with a priority on those old growth stands not subject to protection under the HCP.

POLICY STATEMENTS

The department will defer from harvest old-growth stands (stands 5 acres and larger that originated naturally, before the year 1850), in order to help meet DNR's *Habitat Conservation Plan* and regulatory requirements, older-forest targets, and social/cultural values. This policy is subject to the following conditions:

- **The Board of Natural Resources will be notified of any exceptions to this policy for operational considerations; and**
- **The department will retain known very large diameter, structurally unique trees to meet DNR's *Habitat Conservation Plan* requirements for large, structurally unique trees. The department will notify the Board of Natural Resources of**

proposed harvests that may involve removals of very large diameter, structurally unique trees.

Inside the Olympic Experimental State Forest, the department may conduct operations in old-growth stands consistent with the requirements of DNR’s *Habitat Conservation Plan* to meet the research objectives of the Olympic Experimental State Forest.

When in the best interest of the trust(s), the department will actively seek to transfer old-growth stands and areas containing very large diameter trees of high social or cultural significance out of trust status, when full market value compensation to the trust(s) is secured. In seeking to transfer such stands out of trust status, the department will immediately prioritize old-growth stands that are not subject to protection under DNR’s *Habitat Conservation Plan* or other applicable regulations.

■ **ALTERNATIVES SUGGESTED BUT NOT ANALYZED**

A suggestion was made that old growth should be protected down to 5 and 10-acre stands. The Board’s Preferred Alternative has been amended to defer harvest of old growth for stands 5 acres and larger that originated naturally before the year 1850.

SIGNIFICANT IMPACTS AND MITIGATION MEASURES

The comparative impacts of the alternatives using the HCP definition for old growth and the WOGHI method are illustrated in Table 3, by assessing the extent of old growth forests that may be subject to disturbance through silvicultural activities. The distinction between the alternatives is relatively small, due to influence of existing policies and HCP commitments.

Table 3: Summary of Western Washington Old Growth Policy Differences Among the Alternatives using HCP & WOGHI Definitions					
Assumption		Alternative 1 (No Action)	Alternative 2 (Permanent Protection)	Alternative 3 (Protection > than 80 Acres)	Board’s Preferred Alternative
Acres of Old Growth Deferred for HCP and Board of Natural Resources Policy *	HCP Definition	75,640	75,640	72,380	75,640
	WOGHI	52,666	52,666	52,519	52,666
Acres of Old Growth Not Deferred	HCP Definition	0***	0	2,770 acres < 80 acres	0**
	WOGHI	0***	0	147 acres < than 80 acres	0**

*Harvest operations consistent with the HCP and the Olympic Experimental State Forest research objectives and the March 2006 Settlement Agreement may occur in old-growth stands in Olympic Experimental State Forest.

** Old growth as defined by Board of Natural Resources policy is pre-European prior to 1850, 5 acres and larger and stands in the most structurally complex stage of stand development.

*** Once older forest targets are met, acres of old growth not needed to maintain the targets may be available for harvest.

Under all four alternatives, most existing old growth on forested state trust lands would be conserved as part of the strategies to achieve existing Board of Natural Resources policy and HCP objectives. Under Alternative 1, all 75,640 acres (using the HCP definition) or 52,666 acres (using the WOGHI method), are deferred from harvest until HCP and Board of Natural Resources targets for habitat and older forests are met, in approximately 60-90 years. Under Alternative 2, old-growth stands would continue to be permanently protected (primarily through transfer from trust status with full compensation), even after HCP requirements were met. Under Alternative 3, all but 2,770 acres using the HCP definition for old growth or 147 acres using the WOGHI method are deferred to meet regulatory and HCP requirements and Board of Natural Resources policy. It is likely that some of this 2,770 acres or 147 acres would be protected to help meet older forest targets. Under all the alternatives, harvest operations in old-growth stands in the Olympic Experimental State Forest could occur consistent under the HCP and the research objectives of the Olympic Experimental State Forest. However, the March 2006 Settlement Agreement does not allow any harvest of old growth during the term of the Agreement.

Under Alternative 1, old growth forests may be impacted by harvest activities after HCP requirements and older forest targets are met in approximately 70 years. Alternative 1 would then release approximately 3,260 acres of old growth (using the HCP definition) or 254 acres of old growth (using the WOGHI method), which represents approximately .1 percent and .009 percent of the existing suitable spotted owl habitat in Western Washington respectively (Biological Opinion - USDI, 1997). Because release of these acres could take up to 70 years, as noted above (once HCP requirements are met), Alternative 1 would have no impacts until the targets are met (see discussion of policy adopted under sustainable harvest in the Regulatory Framework section of this policy subject area).

Under Alternative 2, all old growth forests are permanently deferred from harvest both before and after HCP requirements and older forest targets are met with the exception of harvest operations consistent with the HCP in old-growth stands in the Olympic Experimental State Forest directly tied to research objectives. However, the March 2006 Settlement Agreement does not allow any harvest of old growth during the term of the Agreement. As under Alternative 1, Alternative 2 would have no short-term impacts on the availability of northern spotted owl habitat, as all old growth outside the Olympic Experimental State Forest would be deferred during the life of the HCP. Within the Olympic Experimental State Forest, all old growth is deferred from harvest during the term of the March 2006 Settlement Agreement and only experimental harvesting of old growth related to research could occur after the term of the Settlement Agreement. The additional mitigation of impacts provided by the policy adopted under sustainable harvest related to using existing old growth stands to meet older forest targets is previously discussed in the Regulatory Framework section of this policy subject area. However, the permanent deferral of old growth proposed under Alternative 2 and the Board's Preferred Alternative would provide the greatest long-term protection to northern spotted owls and other old growth associated species, compared to Alternatives 1 and 3. Over time, a greater amount of northern spotted owl habitat would exist collectively between the

existing old growth, and the creation of new suitable northern spotted owl habitat through active management on other trust lands.

Under Alternative 3, some old growth forests in stands greater than 80 acres may be impacted by harvest activities after HCP requirements and older forest targets are met (targets are not expected to be met for 70 years or more). Old growth forests in stands smaller than 80 acres (HCP 2,770 acres and WOGHI 147 acres) may be impacted by harvest activities after 2014. The March 2006 Settlement Agreement does not allow any harvest of old growth during the term of the Agreement. Using the WOGHI method, 97 acres of old growth in stands smaller than 80 acres exist in the Columbia HCP planning unit, 21 acres in the North Puget planning unit and 28 acres in the South Coast planning unit. All of these stands are located outside of areas designated to provide nesting, roosting and foraging and dispersal habitat in support of owls on federal lands. All of these stands are also found outside of riparian management areas.

As a result, due to the location and site of these stands, they do not provide the necessary habitat requirements or play a role in supporting reproducing northern spotted owls, or other species associated with old growth that require large, contiguous blocks of habitat. However, by making these small stands available for harvest after 2014, Alternative 3 would most likely increase the level of fragmentation of older forest on DNR-managed lands across the landscape which could result in further isolation of sub-populations of spotted owls, reduce territory occupancy and nest success, or prevent the future colonization of suitable northern spotted owl habitat that is not currently occupied (Blakesley, 2004). All of these factors could accelerate the decline of northern spotted owl populations.

In addition, harvest of these smaller old growth stands under Alternative 3 would carry the risk of reducing or effectively eliminating the ecological benefits of the old growth habitat condition in those locations. For example, removal of large trees and snags may eliminate nest sites for cavity-dependent birds, roost sites for bats or den sites for Pacific fishers. Reduction of canopy cover would result in changed microclimatic conditions and reduced interior forest habitat. This “edge effect” may create habitat conditions that favor edge-associated species and species that are habitat generalists.

However, compliance with the HCP conservation strategy for retention of very large structurally unique trees in these stands would mitigate for some of these impacts.

Under the Board’s Preferred Alternative, all existing old growth outside of the Olympic Experimental State Forest is permanently deferred from harvest. Old-growth stands in the Olympic Experimental State Forest may be subject to harvest operations consistent with the HCP to meet the research objectives of the Olympic Experimental State Forest. However, the March 2006 Settlement Agreement does not allow any harvest of old growth during the term of the Agreement. This Agreement provides mitigation for impacts to owls in the short-term by not allowing any harvest in old growth for research purposes until 2014 or until the calculation of a new sustainable harvest level, whichever is later. All impacts as a result of any harvest of old growth in the Olympic Experimental State Forest related to research after 2014 cannot be identified or analyzed at this time.

Any proposal to harvest old growth for research purposes in the Olympic Experimental State Forest would be subject to SEPA analysis at that time. Single very large diameter, structurally unique trees, often referred to as old-growth remnants, are the focus for retention to meet HCP requirements for very large structurally unique trees. Impacts to northern spotted owls, and other old growth associates, under the Board's Preferred Alternative would be similar to those described for Alternative 2, with the exception that stands would be classified as old growth based on stand age, as well as specific structural characteristics. For this reason, this alternative would not protect older stands that originated after 1850, but may still have some structural complexity. These stands could meet habitat requirements for northern spotted owls and other old-growth associates, which include biological legacies such as large diameter snags, multiple canopy layers, and large downed logs. However, these older stands, while not protected under this policy, would be considered for and in many cases retained, to help meet other HCP commitments and the older forest targets discussed under the General Silvicultural Strategy policy.

CUMULATIVE IMPACTS

DNR recognizes that cumulative impacts have the potential to occur with relation to old growth forest habitats. The loss of old growth forests in the Pacific Northwest has resulted in cumulative adverse impacts in the loss and endangerment of wildlife and plant species. The listing of the northern spotted owl, marbled murrelet and various salmonid species are responses to these adverse cumulative impacts.

Old growth forests on forested state trust lands represent a small percentage of the remaining old growth in Western Washington. Timber harvest and development have reduced the amount of old-growth forests in Western Washington and Oregon from a range of approximately 54-70 percent to 13-18 percent of the forests (National Research Council, 2000). Using the WOGHI method for determining forest stands with a high probability of old-growth forests the amount represented on forested state trust lands in Western Washington ranges from 1.8 (52,666 acres) to 2.6 percent (88,435 acres) of the entire old-growth forests in Western Washington. Using the HCP definition for old growth, the amount represented on forested state trust lands in Western Washington (75,640 acres) ranges from 2.7 to 3.7 percent of the entire old-growth forests in Western Washington.

Using the WOGHI method, old growth represented on forested state trust lands represents from 1.8 to 3.0 percent of all suitable spotted owl habitat in Western Washington (2,916,666 acres). Under the HCP definition it is approximately 2.6 percent of the entire suitable spotted owl habitat in Western Washington.

However, the existing old growth forests on forested state trust lands play an important role in DNR's HCP conservation strategies. The potential for harvest of old growth under all of the alternatives on forested state trust lands is 0 under the terms of the March 2006 Settlement Agreement until at least 2014. After 2014, the potential for harvest of old growth on forested state trust lands outside of the Olympic Experimental State Forest, ranges from 0 to 147 acres (contiguous stands of < 80 acres) under the WOGHI method and from 0 to 2,770 acres (contiguous stands of < 80 acres) under the HCP definition.

Thus, the maximum acres available for harvest under the two definitions, after 2014, ranges from less than 1/100 percent to approximately 1/10 percent of the entire suitable spotted owl habitat in Western Washington under Alternative 3. Although significant impacts to the natural environment after 2014, such as to populations of old-growth dependent species are unlikely under this alternative due to the size of the stands that may become available for harvest (under 80 acres) and the low percentage of existing old growth in Western Washington they represent, some of these stands may act as corridors or islands for dispersal between habitat patches and their removal could result in increasing the level of habitat fragmentation and impacts to old-growth dependent species populations, e.g., northern spotted owls. However, the potential for significant impacts from the harvest of any of these stands under Alternative 3 would be evaluated through a separate SEPA process in the event that these stands were proposed for harvest.

Under the Board's Preferred Alternative, the amount available for harvest is limited to stands under 5 acres that may exhibit some of the other characteristics of old growth, but are not defined as old growth in the Board's Preferred Alternative. It is highly unlikely that stands of this size represent a normally functioning old growth stand (Old Growth Definition Task Group, 1986). In addition, these small patches will be the focus for rotation to meet the HCP Conservation Strategy for very large structurally unique trees. Therefore, there are no significant impacts related to exclusion of these small patches from the definition of old growth.

Under Alternatives 1, 2 and the Board's Preferred Alternative there are no significant adverse cumulative impacts to the natural environment related to the harvest of old growth. It is also unlikely that potential harvest under Alternative 3 would result in significant adverse impacts to the natural environment although there may be greater impacts to old growth dependant species as discussed in the Significant Impacts and Mitigation Measures discussion. Significant impacts are avoided because mitigation currently provided by existing Board of Natural Resources policy already sets aside most of the DNR's old growth. These policies include the non-harvest of old growth stands to help meet a target of 10-15 percent of older forest structure (high quality spotted owl habitat) in each Western Washington HCP planning unit over time; DNR's HCP conservation strategies; the March 2006 Settlement Agreement; state forest practices rules; the *Northwest Forest Plan* and other regional programs, such as the salmon recovery efforts (Salmon Recovery Funding Board); and a number of habitat conservation plans developed by other forest landowners and local government utilities (e.g., Seattle City Light and Tacoma Water). The requirement to conduct SEPA review on state timber sales also provides a safety net for identifying, mitigating, and avoiding any potentially significant impacts of harvest proposals that could occur under Alternative 3. The Board's Preferred Alternative, by prohibiting harvest of any contiguous stands of old growth (greater than 5 acres), further avoids any potentially significant impacts related to the natural function of old growth stands.

3.2.6 Wildlife Habitat

INTRODUCTION

For the purposes of this Final EIS, “wildlife” is defined as all native, non-domesticated vertebrate and invertebrate members of the animal kingdom, including fish species that are indigenous to the state of Washington. “Wildlife habitat” is defined as “an area with the combination of resources (such as food, cover and water) and environmental conditions (such as temperature, precipitation, presence or absence of predators and competitors) that promotes occupancy by individuals of a given species (or population) and allows those individuals to survive and reproduce” (Morrison et al., 1992). For the purposes of this Final EIS, the analysis is focused on forested wildlife habitat.

These definitions of wildlife and wildlife habitat recognize the full spectrum of biodiversity and that the full spectrum is vital for ecosystem integrity. Within the context of DNR’s legal, regulatory and policy framework, DNR has adopted a number of strategies over the past sixteen years that incorporate the importance of biodiversity to ecosystem integrity. DNR’s Old Growth Commission Report (1989) stated that DNR intended to avoid management disruptions from future listings by learning to manage for healthy ecosystems that include older forest features. DNR made specific policy commitments to meet legal requirements that protect endangered and threatened species and their habitats in the *Forest Resource Plan*: “the department will place more emphasis on protecting ecosystem diversity and providing habitat for endangered and threatened wildlife and plants.” During that time, there was an emerging awareness that protecting ecosystem integrity was the key to protecting wildlife and thus, to prevent future listings. DNR’s HCP provides habitat conditions across landscapes to support viable wildlife populations of a number of species and, at the same time, allow stability and predictability in DNR’s land management activities.

Although the Wildlife Habitat policy subject primarily meets the following Policy Objective:

- Balance trust income, environmental protection, and other social benefits from four perspectives: the prudent person doctrine; undivided loyalty to and impartiality among the trust beneficiaries; intergenerational equity; and not foreclosing future options (Policy Objective 2);

it works in conjunction with other policy subjects to fulfill the need and purpose of the *Policy for Sustainable Forests* in meeting the 10 policy objectives set out by the Board of Natural Resources.

AFFECTED ENVIRONMENT

DNR manages 2.1 million acres of forested state trust lands. These lands provide a rich diversity of habitats, from the low elevation temperate rain forests of the Olympic Peninsula, to the dry, open ponderosa pine forests of Eastern Washington.

Like the species that occupy them, wildlife habitats occur within multiple levels of ecosystem organization. Wildlife habitats are described in this subsection in a descending hierarchical order of spatial scale: ecoregions – landscapes – local habitats – microhabitats.

Ecoregions are large areas within which local ecosystems reoccur more or less throughout the region in a predictable pattern (Omernick and Bailey, 1997). A defining feature of these ecoregions is their characteristic dominant vegetation. A description of each of the ecoregions of the state can be found in Appendix B.

Landscapes are defined in various ways, depending on the research or management context. From a wildlife perspective, the landscape can be defined as an area of land containing a mosaic of habitat patches. The size of a landscape varies depending on what constitutes a mosaic of habitat or resource patches meaningful to the particular organism. Fragmentation is one of the key processes affecting the wildlife habitat at this scale (Debinski and Holt, 2000).

Habitat at the stand level (local habitat, patch) is defined by the vegetation species composition, vertical and horizontal structure, spatial heterogeneity, etc. Microhabitats (microsites) are determined by certain microhabitat features, such as plant species, canopy coverage, soil moisture, site temperature, structure of the substrate, etc. In this subsection, three different approaches are used to typify the wildlife habitat on forested state trust lands managed by DNR.

In recent years, DNR has increasingly emphasized forest structure when trying to characterize and assess wildlife habitat effectiveness, i.e., habitat suitability and capability. For the multi-species strategy developed for the HCP, the stand structural conditions from Brown (1985) were modeled using forest age. Analyses for the *Final Environmental Impact Statement on Alternatives for Sustainable Forest Management of State Trust Lands in Western Washington* used stand development stages to represent structural diversity and habitat values. The forest stand development classification was adapted from three principle sources: Brown, 1985; Carey et al., 1996; and Johnson and O'Neil, 2001. The three broad forest stand classes are Ecosystem Initiation, Competitive Exclusion and Structurally Complex. DNR's analysis for the *Final Environmental Impact Statement on Alternatives for Sustainable Forest Management of State Trust Lands in Western Washington* indicated that 68 percent of Western Washington forests are in the Competitive Exclusion category and 25 percent can be categorized as Structurally Complex. The Competitive Exclusion category, which dominates DNR's forested lands in Western Washington and contributes to a major forest health issue in Eastern Washington (see discussions in the Forest Health policy subject area and the Catastrophic Loss Prevention policy subject area), is the least productive phase for wildlife and biodiversity in general (Carey et al., 1996) and is more vulnerable to catastrophic disease and fire events than any other forest stand development class.

Very often the habitats are characterized by one or a number of occupying wildlife species. Species-specific strategies are generally applied to endangered or threatened populations and are built to meet species needs, such as reproduction, foraging,

dispersion, etc. Examples of addressing a species-specific habitat are the northern spotted owl conservation strategy in the HCP that directs management of spotted owl habitat at stand and landscape levels on 1.6 million acres of DNR-managed forest land; the interim marbled murrelet HCP strategy addressing the protection of marbled murrelet habitat and occupied sites; and the *Lynx Habitat Management Plan* for Canada lynx, which covers about 126,200 acres of DNR-managed land in Eastern Washington.

Multi-species strategies, such as those embodied in DNR's HCP, address the habitat for a number of ecologically similar species. Examples are the riparian conservation strategy of the HCP for Western Washington that identifies habitat for salmonid species and riparian obligate species, and the uncommon habitats (talus fields, caves, cliffs, oak woodlands, balds, mineral springs and wetlands) that support a broad variety of potentially vulnerable species.

Wildlife habitats can be differentiated by the specific land management objective. Three classes of forested state trust lands have been distinguished in the *Final Environmental Impact Statement on Alternatives for Sustainable Forest Management of State Trust Lands in Western Washington* according to their management objectives: 1) riparian areas and wetlands; 2) uplands with specific objectives (species-specific habitat areas, unstable slopes, rain-on-snow areas and uncommon habitats); and 3) uplands with general objectives, i.e., habitats not included in the above categories. The proportion of these categories on DNR-managed land in Western Washington is as follows: riparian areas are 31 percent, upland areas with specific conservation objectives are 43 percent and upland areas with general management objectives are 26 percent (*Final Environmental Impact Statement on Alternatives for Sustainable Forest Management of State Trust Lands in Western Washington*, page 4-53). Generally speaking, management of riparian areas, wetlands, or uplands with specific objectives is much less intense than management in uplands with general management objectives.

Any of the following forest management activities have the potential to impact wildlife habitat on at least one of its spatial scales:

Timber Management Activities:

- Forest harvest;
- Forest regeneration (planting, natural regeneration);
- Forest site preparation; and
- Intermediate stand treatments (vegetation and pest control).

Non-timber Management Activities:

- Road management;
- Recreation activities; and
- Removal of specialized forest products (decorative greens, medical plants, etc.) and valuable materials (gravel, rock and sand).

The impact of the activities depends on the degree of habitat modification and the spatial extent of habitat modification. At the stand-level scale, these activities can lead to direct loss of wildlife habitat, decrease or increase of habitat suitability and change in the abundance and distribution of invasive species. At the landscape scale, potential results include an increase or decrease in the degree of fragmentation, change in habitat connectivity and habitat availability to support the local populations.

DNR has explored forest management strategies that result in an increase in the rate of recovery of ecosystem and landscape functions, while at the same time maximize the economic and social benefits. DNR intends to utilize, where appropriate, the type of active management known as biodiversity pathways (Carey et al., 1996; Carey and Curtis, 1996; and Carey, 1998). The principle tool of biodiversity pathways creates diverse development of the forest stand through variable density thinning, retention of snags and down wood, and the creation of gaps in the forest stand. In 2004, the Board of Natural Resources directed DNR to “implement biodiversity pathways [to] simultaneously increase the production of trust revenue and complex forest habitat with a priority for habitat areas and across the landscape as appropriate.” DNR proposes to focus implementation of this approach on riparian and wetland areas and upland areas designated for habitat management (Olympic Experimental State Forest; Nesting, Roosting, Foraging and Dispersal Management Areas) – approximately 74 percent of the total forestland base in Western Washington (*Final Environmental Impact Statement on Alternatives for Sustainable Forest Management of State Trust Lands in Western Washington*). This tool will concentrate primarily in areas that require development of suitable wildlife habitat or riparian function. For example, many riparian areas currently contain moderate to high levels of forest stands in the early development stages, due to past harvest or other disturbance and are not likely to change in the near future. Utilizing a more active forest management approach (biodiversity pathways) in these areas can change species and stand composition and accelerate the development of more complex stand structures (Carey et al., 1996). Thinnings (depending on site-specific conditions, amount of trees removed and the particular wildlife habitat or riparian function being considered), can reduce the time necessary to increase stand complexity, e.g., produce decadent features, such as large trees and snags that are important to wildlife and other riparian-dependent species.

Some recent information has been published on the effects of harvest rates over several years on northern spotted owl habitat.

In 1997, there were approximately 350,000 acres of suitable spotted owl habitat on westside DNR-managed lands (Biological Opinion–USDI, 1997). This comprised approximately 12 percent of suitable spotted owl habitat in Washington State (Biological Opinion–USDI, 1997). In response to a request by the Forest Practices Board, the WDFW recently completed an analysis of harvest rates between 1996 and 2004 on private, state, and federal lands, as part of a review of the Forest Practices Board’s rules regarding northern spotted owl habitat (Pierce et al., 2005). Overall results of the study indicate a decline in habitat in varying degrees depending on location within or outside of owl management circles, spotted owl special emphasis areas, or HCPs.

For a comprehensive discussion on the potential effects associated with forest management activities in riparian areas and wetlands, refer to the Riparian Management Zones and Wetlands policy subject areas in this Final EIS. Impacts of forest management activities to riparian areas and wetlands are also discussed in detail in the *Final EIS on Alternatives for Forest Practices Rules for Aquatic and Riparian Resources*, Forest Practices Board, April, 2001, Chapters 3.4 and 3.5. Discussion on the environmental effects of sustainable forest management in Western Washington is provided in the analyses for the *Final Environmental Impact Statement on Alternatives for Sustainable Forest Management of State Trust Lands in Western Washington* (Chapter 4). Those analyses cover forest structure and vegetation, riparian areas, wildlife, fish, air quality, geomorphology, soils and sediment, hydrology, water quality and wetlands.

REGULATORY FRAMEWORK

This subsection presents a summary of the statutes, regulations, plans and programs related to this policy subject area. The primary federal law pertaining to listed endangered and threatened species and their habitats on DNR-managed lands is the Endangered Species Act (16 U.S.C. 1531 et seq.). Other federal laws pertaining to wildlife protection in Washington are the Bald and Golden Eagle Protection Act (16 U.S.C. 668-668d) and the Migratory Birds Treaty Act (16 U.S.C. 701-718h).

The Endangered Species Act was passed in 1973 and is intended to protect and conserve species listed as endangered or threatened and conserve the habitats upon which they depend. Furthermore, the Endangered Species Act mandates that all federal agencies seek to conserve endangered and threatened species and use their resources and authorities to further such purposes. The 1982 and 1988 amendments to the Endangered Species Act require that recovery plans be developed and implemented to promote the conservation of listed species. Recovery plans have been developed for the marbled murrelet, and grizzly bear in Washington and are underway for the Canada Lynx and the northern spotted owl.

A draft recovery plan for the northern spotted owl was published by the USFWS in 1992. That plan was not completed due to the development of the federal *Northwest Forest Plan* in 1994 which became the cornerstone for conserving and recovering the northern spotted owl on 24.4 million acres of federal land in Washington, Oregon and California. A USFWS news release dated January 18, 2006 states, “The Northwest Forest Plan, however, only addresses northern spotted owl conservation on federal land and it does not establish criteria for measuring whether the species has recovered. The new recovery plan will address what is needed to recover the species throughout its range, including federal and non-federal land, and will set specific recovery criteria.” The USFWS published a request for proposals to lead the development of a new recovery plan for the northern spotted owl on January 18, 2006: “The Fish and Wildlife Service intends to complete the recovery plan in time for it to be available to inform the final designation of critical habitat for the northern spotted owl by December 15, 2007.” USFWS, January 2006.

The following federally-listed species are afforded Endangered Species Act protections under DNR’s HCP, which applies to lands within the range of the northern spotted owl including all west side trust lands and those east of the cascade crest within the range of

the northern spotted owl: northern spotted owl, marbled murrelet, Oregon silverspot butterfly, bald eagle, gray wolf and Columbian white-tailed deer. The following fish species were added to the Incidental Take Permits in the westside HCP planning units only: Columbia River Basin population segment of bull trout, Lower Columbia River steelhead, Lower Columbia River Chinook and Puget Sound Chinook, Hood Canal summer-run chum, Columbia River chum and Ozette Lake sockeye (United States Department of Agriculture, 1999; and United States Department of the Interior, 1999). In addition, a “new listings” clause in the HCP implementation agreement allows DNR to add species to their Incidental Take Permit during the term of the agreement.

The following state and/or federally listed species are afforded protections under the Forest Practices Act and state forest practices rules (WAC 222-16-080): bald eagle, gray wolf, grizzly bear, mountain caribou, Oregon silverspot butterfly, peregrine falcon, sandhill crane, northern spotted owl, western pond turtle and marbled murrelet. In addition, bull trout and other species of fish, as well as the species defined under the “aquatic resources” provisions of the Forest Practices Act and state forest practices rules are also protected. The Forest Practices Act and state forest practices rules (WAC 222) apply to both Eastern and Western Washington, and address species that occur outside of the range of the northern spotted owl (where DNR’s HCP applies), as well as unlisted wildlife.

There are a number of state or federally-listed vertebrates and invertebrates, as well as numerous non-listed species, present on state trust lands but not specifically covered under either DNR’s HCP, the Forest Practices HCP, or current Forest Practices Act and state forest practices rules. However, of these species, those associated with ecosystem elements protected under DNR’s HCP and the Forest Practices HCP, riparian ecosystems, and wetlands, including late successional forest as well as riparian and wetland areas, will receive protection. Additional protection of these species is afforded through a combination of federal and state laws and voluntary agreements with other agencies directed towards issues of local concern. These include, but are not limited to, individual forest plans in Eastern Washington for national forests on which these species also occur, Bureau of Land Management policies, and HCPs entered into by private companies (see discussion below).

Implemented in 1994, the *Northwest Forest Plan*, an ecosystem approach to forest management, covers approximately 24 million acres of federal forestland in Western Washington, Western Oregon and Northern California (United States Department of Agriculture Forest Service and United States Department of the Interior Bureau of Land Management, 1994). The United States Forest Service and the Bureau of Land Management jointly manage the *Northwest Forest Plan*. The lands under the plan are divided into seven different areas that encompass approximately 24 million acres. They include Congressional Reserves; Late-Successional Reserves; Adaptive Management Areas; Managed Late-Successional Areas; Administratively Withdrawn Areas; Riparian Reserves; and Matrix Lands.

The *Northwest Forest Plan* also includes an Aquatic Conservation Strategy developed to restore and maintain the ecological health of aquatic ecosystems in the *Northwest Forest Plan* area.

The standards and guidelines in the *Northwest Forest Plan*, which include riparian buffers and other protective measures, are designed to meet the Aquatic Conservation Strategy objectives over time. The Aquatic Conservation Strategy clarification allows projects that may have short-term adverse effects, such as watershed restoration projects, to move forward as long as they comply with all of the protective measures specified in the *Northwest Forest Plan's* standards and guidelines.

The combined effects of the Aquatic Conservation Strategy and allowable uses of the *Northwest Forest Plan* work together to maintain and improve habitats for wildlife species on federal forestland. Over time, the *Northwest Forest Plan* will create millions of acres of late successional forest on federal lands, as younger stands are preserved and silvicultural treatments are limited to helping accelerate the development of older forest stand conditions.

The State Environmental Policy Act (chapter 43.21 RCW) and rules (chapter 197-11 WAC) establish an environmental review standard that overlays all other state environmental policies. The state Forest Practices Act (chapter 76.09 RCW), the Wildlife Code of Washington (Title 77 RCW), the Shoreline Management Act (chapter 90.58 RCW), the Water Resources Act (chapter 90.54 RCW), the Hydraulics Code (chapter 77.55 RCW) and the Growth Management Act (RCW 36.70A.050-.060) are important state statutes that have provisions to protect wildlife and other components of the environment. These statutes are also accompanied by respective implementing regulations that apply standards for assessing environmental impacts and providing mitigative measures directed toward protecting the environment.

The Washington State Department of Fish and Wildlife maintains a list of state endangered, threatened and sensitive species (WAC 232-12-014 and 232-12-011), as well as priority habitats information. In 1990, the Washington State Fish and Wildlife Commission adopted procedures that identify how species are listed, criteria for listing and de-listing, and requirements for management and recovery plans (WAC 232-12-297). These lists are separate from the federal Endangered Species Act lists, because they focus on a species' status exclusive to Washington State. The Washington Department of Fish and Wildlife also manages over 800,000 acres of state owned and managed wildlife areas within their mandate to "preserve, protect, perpetuate and manage" the fish and wildlife species of the state.

The Forest Practices Act and state forest practices rules define critical wildlife habitats associated with state or federally listed species and are identified in WAC 222-16-080. Specific forest practices conducted on or near critical habitat of state-designated threatened and endangered species are considered Class IV-Special activities under WAC 222-16-050(1) and must comply with SEPA, as well as other species-specific protection measures listed in WAC 222-16-080. The Forest Practices Act and state forest practices rules establish minimum standards for forest practices, e.g., timber harvest, road construction, application of chemicals, etc., on all state and private forestlands in

Washington. In addition, spotted owl and marbled murrelet habitats are defined in WAC 222-16-085-087. Measures to protect “aquatic resources” are addressed in each of the sections that deal with timber harvest (chapter 222-30 WAC), road construction (chapter 222-24 WAC), reforestation (chapter 222-34 WAC) and forest chemicals (chapter 222-38 WAC). The primary protection requirements are riparian and wetland buffers and protections of unstable slopes and landforms. “Aquatic resources” are defined in WAC 222-16-010 as “...water quality, fish, the Columbia torrent salamander, the Cascade torrent salamander, the Olympic torrent salamander, the Dunn’s salamander, the Van Dyke’s salamander, the tailed frog and their respective habitats.” DNR is also required to consult with the Washington State Department of Fish and Wildlife regarding the protection of listed species’ habitats when reviewing forest practices applications.

DNR’s Natural Area Preserves and Natural Resources Conservation Areas include lands managed by the state to conserve important native ecosystems, rare plant and animal species and unique natural features.

Natural Area Preserves protect examples of many ecological communities, including rare plant and animal habitat. In Eastern Washington, habitats protected on preserves include arid land shrub-steppe, grasslands, vernal ponds, oak woodlands, subalpine meadows and forest, ponderosa pine forests and rare plant habitats. Western Washington preserves include five large coastal preserves supporting high quality wetlands, salt marshes and forested buffers. Other habitats include mounded prairies, sphagnum bogs, natural forest remnants and grassland.

Twenty-five Natural Resources Conservation Areas, totaling more than 80,500 acres in Washington, protect examples of native ecosystems, habitat for endangered, threatened and sensitive plants and animals, and scenic landscapes. Habitats protected in Natural Resources Conservation Areas include coastal and high elevation forests, alpine lakes, wetlands, scenic vistas, nesting birds of prey, rocky headlands and unique plant communities. Critical habitat is provided for many plant and animal species, including rare species.

As previously stated, DNR’s Natural Area Preserves and Natural Resources Conservation Areas serve to conserve important native ecosystems, rare plant and animal species and unique natural features. These state conservation areas contribute toward meeting DNR’s conservation objectives, including those related to wildlife, as discussed in the Special Ecological Features policy subject area in this Final EIS.

Other conserved and protected state lands in Washington include lands managed by the Washington State Parks and Recreation Commission. The Washington State Parks and Recreation Commission enhances and protects a diverse system of recreational, cultural, historical and natural sites located in 120 state parks, encompassing over 250,000 acres.

The largest habitat conservation plan in Washington (and one of the largest in the nation) is DNR’s HCP. The term of the agreement is 70 years from the effective date in January 1997, with the provision for renewal three times, for a period of up to ten years per renewal. The multi-species HCP covers approximately 1.6 million acres of forested state trust land within the range of the northern spotted owl. This includes a multi-species

strategy for all of the western part of the state, as well as lands on the east slopes of the Cascade Range for northern spotted owls only, covering approximately 7 percent of all forestlands in Washington State. The HCP is designed to complement the recovery activities outlined in the federal *Northwest Forest Plan*.

In Western Washington, the HCP minimizes and mitigates for the incidental take of all federally-listed species within the range of the northern spotted owl. In addition to the federally-listed species, DNR acquired unlisted species agreements for 43 species of concern through provision of a multi-species conservation strategy for Western Washington. This strategy is built upon a combination of the owl and murrelet strategies, a riparian management strategy, protection standards for eight types of uncommon habitats and mitigation measures for several of the listed and unlisted species. The HCP also includes measures that address wetlands, unstable slopes, roads and rain-on-snow hydrology and provides DNR with incidental take permit coverage for species that may be listed in the future. These protection measures are directed toward minimizing cumulative impacts on terrestrial and aquatic wildlife and their habitats and to help prevent the need for future listings of additional species.

Conservation strategies that are described in the HCP for the northern spotted owl, marbled murrelet and salmonids also protect habitat for many unlisted species, particularly those associated with late successional forests or riparian ecosystems and wetlands. For species that rely on uncommon habitats or habitat elements, additional measures were incorporated into the conservation objectives of the HCP for Western Washington only. Specifically, measures that address talus, caves, cliffs, oak woodlands, large snags and large, structurally unique trees. The HCP minimizes and mitigates for the incidental take of all federally-listed species in Western Washington and for the northern spotted owl on the east slopes of the Cascades.

The *Lynx Habitat Management Plan* covers approximately 126,200 acres of DNR-managed land in northeastern Washington. Seventy-five percent of this land is in the Okanogan Lynx Management Zone located within the Loomis State Forest. Most of the remainder falls within the Little Pend Oreille State Forest adjacent to the Little Pend Oreille National Wildlife Refuge. The plan was developed pursuant to WAC 222-16-080(2), which provides landowners the opportunity to develop a special wildlife management plan in lieu of the state Forest Practices Board developing rules to protect lynx habitat under the critical wildlife habitat designation. The plan outlines DNR's commitment to incorporate lynx habitat associations into its timber management plans, within DNR's legal mandate to provide revenue for each trust beneficiary. DNR has recently modified the *Lynx Habitat Management Plan* to incorporate protection strategies listed in a no-take letter with the Federal Services. DNR is currently updating the *Lynx Habitat Management Plan* to meet the new federal requirements after the Canada lynx was listed as a federally threatened species in 2000. The new plan is expected to be completed and effective in 2006.

Several private timber companies and local government entities have completed habitat conservation plans. Most of the habitat conservation plans prepared in Washington address issues concerning multiple listed terrestrial and/or aquatic wildlife species. Through cooperation with the United States Fish and Wildlife Service and the National

Oceanographic Atmospheric Administration-Fisheries Service, the plans allow for management of lands for various uses, while ensuring the conservation and protection of threatened and endangered species. Forest landowner habitat conservation plans represent efforts on approximately 450,000 acres of land to maintain compliance with the Endangered Species Act, while continuing land management activities.

ALTERNATIVES

■ ALTERNATIVE 1 (NO ACTION)

DISCUSSION

Alternative 1 commits DNR to provide wildlife habitat conditions that have the capacity to sustain native wildlife populations or communities. Where insufficient forested state trust lands exist, Alternative 1 anticipated the development of agreements with adjoining landowners to meet this commitment. The HCP and the use of voluntary agreements, both within and outside HCP planning units, have set wildlife objectives to help meet this commitment. Under Alternative 1, no changes to *Forest Resource Plan* Policy Nos. 22 or No. 23 would occur. Alternative 1 does not meet Policy Objective 2 as well as Alternative 3.

POLICY STATEMENTS

***Forest Resource Plan* Policy No. 22, Wildlife Habitat:** “The department will provide wildlife habitat conditions which have the capacity to sustain native wildlife populations or communities. The department will develop wildlife habitat objectives based upon habitat availability and function, species status and species vulnerability and trust obligations. Where there are apparent conflicts between meeting the wildlife habitat and trust management objectives, the department will seek balanced solutions and policies.”

***Forest Resource Plan* Policy No. 23, Endangered Species:** “The department will meet the requirements of federal and state laws and other legal requirements that protect endangered, threatened and sensitive species and their habitats. In addition, the department will voluntarily participate in efforts to recover and restore endangered and threatened species to the extent that such participation is consistent with trust obligations.”

■ ALTERNATIVE 2

DISCUSSION

Alternative 2 recognizes that DNR will, in addition to meeting state and federal requirements for wildlife habitat conservation and compliance with the HCP, continue to voluntarily participate in efforts to recover and restore endangered and threatened species to the extent such participation is consistent with trust objectives. Alternative 2 goes beyond Alternative 1 by also directing DNR to participate with other agencies and

organizations on issues related to non-listed species and habitats, when consistent with trust objectives. Under Alternative 2, Policy No. 22 would be modified and Policy No. 23 would continue. Alternative 2 does not meet Policy Objective 2 as well as Alternative 3.

POLICY STATEMENTS

The department will meet the requirements of federal and state laws and other legal requirements that protect endangered, threatened and sensitive species and their habitats. In addition, the department will voluntarily participate in efforts to recover and restore endangered and threatened species to the extent that such participation is consistent with trust obligations.

The department will voluntarily participate with federal and state agencies and other organizations or governments on initiatives related to non-listed species and habitats, when consistent with trust objectives.

When compatible with trust objectives, the department will provide wildlife habitat conditions that contribute to sustaining native wildlife populations or communities.

■ ALTERNATIVE 3

Alternative 3 states that management of forested state trust lands will meet the requirements of federal and state laws, including compliance with the HCP. DNR will also voluntarily participate with other organizations or governments in efforts to recover and restore listed threatened and endangered species and on initiatives related to non-listed species and habitats, when consistent with trust objectives. Alternative 3 emphasizes management on a landscape scale with a broader focus on ecosystem sustainability and the conservation of biodiversity, while continuing efforts focused on the protection of individual species as needed. DNR's voluntary conservation efforts will involve the conservation of biodiversity, which is recognized as the fundamental guiding principle for ecologically sustainable forest management (Carey, 2003). Under Alternative 3, Policy No. 22 would be eliminated and Policy No. 23 would be modified. Alternative 3 meets policy objective 5 by applying a biodiversity approach to promote wildlife diversity on forested state trust lands. It also emphasizes policy objectives 6 and 7 by emphasizing biodiversity on a landscape scale.

POLICY STATEMENTS

The department will meet the requirements of federal and state laws and contractual requirements that protect endangered, threatened and sensitive species and their habitats.

The department will voluntarily participate with federal and state agencies and other organizations or governments, in efforts to recover and restore state and federal listed threatened and endangered species and on initiatives related to non-listed species and habitats, when consistent with trust objectives.

The department’s voluntary conservation efforts will focus on the conservation of biodiversity, which is recognized as the fundamental guiding principle for ecologically sustainable forest management.

■ BOARD’S PREFERRED ALTERNATIVE

DISCUSSION

The Board’s Preferred Alternative is the same as Alternative 3, with some minor edits to ensure the policy is clear and succinct (Policy Objective 3). The Board’s Preferred Alternative best meets both policy objective 2 and policy objective 3. A subtle difference in the language of the Board’s Preferred Alternative emphasizes and strengthens the commitment to recover and restore habitats of state and federal listed threatened and endangered species. The Preferred Alternative recognizes that to do so is consistent with achieving trust objectives. Although the ability of DNR to voluntarily participate in efforts to recover and restore habitat of threatened and endangered species is equally provided for in all the alternatives, the Board’s Preferred Alternative states this with additional clarity.

POLICY STATEMENTS

The department’s conservation efforts will focus on biodiversity, which is recognized as the fundamental guiding principle for sustainable forest management.

The department will meet the requirements of federal and state laws and contractual requirements that protect endangered, threatened and sensitive species and their habitats.

When consistent with trust objectives, the department intends to voluntarily participate with federal and state agencies and other organizations or governments, in additional efforts to protect state and federal listed threatened and endangered species, and recover and restore their habitat, and participate in initiatives related to non-listed species and habitats.

■ ALTERNATIVES SUGGESTED BUT NOT ANALYZED

A comment was made that “if DNR believes that managing for biodiversity is the underpinning for sustainable forestry, what justification does it have for not employing these techniques on some portion of trust lands?” Biodiversity may be applied at both the landscape and stand levels and at various intensities. DNR will deliberately manage for various levels of biodiversity on all of our harvestable lands. To that end, DNR utilizes “cohort management” where multi-rotational, or legacy cohorts co-exist with one or more rotational, commercial cohorts within the same forest management unit. While legacy cohorts are managed to achieve environmental forest management unit (FMU) objectives (such as wildlife and mycorrhizal habitats), one or more commercial cohorts within the same FMU are managed to achieve the economic FMU objective.

DNR's objective of a "biodiversity pathways" approach to silviculture is for simultaneous increases in both habitat and income (Board of Natural Resources Resolution No. 1134) through the creation of more structural diversity across the landscape. The use of biodiversity pathways to accomplish habitat objectives will be done in a manner that fulfills trust objectives, e.g. under HCP obligations that require certain types of habitat, in exchange for benefits to the trusts.

SIGNIFICANT IMPACTS AND MITIGATION MEASURES

This analysis is introduced by a discussion describing the three general evaluation criteria that were chosen to evaluate how the proposed alternatives would impact various wildlife species and their habitats. It is assumed that all the alternatives are equal in terms of voluntary measures to avoid or minimize adverse impacts to threatened and endangered species. The analysis follows this evaluation criteria discussion. The criteria are:

The degree of protection afforded to both listed (state and federal) and non-listed species and their habitat.

The Forest Practices Act and state forest practices rules require SEPA review for a variety of wildlife species and habitats, particularly for species that are state or federally listed as threatened or endangered, on state and private forestlands in Washington not currently covered under a habitat conservation plan. The SEPA process, in combination with the mitigation requirement of WAC 222-10-010(4) addresses the protection of species.

Similarly, DNR's HCP outlines a multi-species conservation strategy that includes protection of riparian resources, uncommon habitat types and conservation measures for several listed and unlisted species in Western Washington and a northern spotted owl conservation strategy only in Eastern Washington. However, the HCP pertains to trust lands within the range of the northern spotted owl, which are limited to Western Washington and the eastern slope of the Cascade Mountains.

The criteria selected to evaluate the effects of the proposed alternatives on wildlife species and their habitats on forested state trust lands in Washington are based on potential gaps in protection provided under this current regulatory environment. These criteria are intended to address the hierarchical nature of wildlife habitat requirements.

A number of wildlife species are covered by both sets of regulations, which primarily include state and federally listed species. Specific prescriptions in the state's Forest Practices Rules (WAC 222-16-080) and HCP for species, such as the bald eagle, marbled murrelet, northern spotted owl, peregrine falcon, sandhill crane, mountain caribou, gray wolf, Columbian white-tailed deer and Oregon silverspot butterfly would not change under any of the proposed alternatives. However, a number of additional species are indirectly protected under the HCP (primarily Western Washington) through the protection of uncommon habitats and the northern spotted owl, marbled murrelet and riparian conservation strategies. These species include the harlequin duck, northern goshawk, pileated woodpecker, common loon, Vaux's swift, Myotis bats, California wolverine, several amphibians and fisher.

There are a number of species, including some listed above, with special status or high profile that occur on trust lands in Eastern Washington that are not specifically protected under federal statute, a habitat conservation plan or the state forest practices rules. These include the western toad, Dunn's salamander, Rocky mountain tailed frog (extreme Southeast Washington), Northern red-legged frog, Northern leopard frog, Cascades frog, Oregon spotted frog, Columbia spotted frog, sharptail snake, wood duck, great blue heron, northern goshawk, willow flycatcher, mardon skipper, beaver, river otter, mink, muskrat and western gray squirrel. Species in this category, many of which are associated with riparian ecosystems and wetlands, may be protected to some degree by forest practices rules that were designed to protect those ecosystem elements, e.g., riparian management zone buffer requirements.

Therefore, the first criterion used to evaluate the effects of the alternatives on wildlife is the degree of protection afforded to both listed and non-listed species.

The degree of protection of unique habitat types, such as talus slopes, caves, cliffs, oak woodlands, structurally unique trees, snags, live trees and mineral springs.

Unique habitat types defined under DNR's HCP include talus slopes, caves, cliffs, oak woodlands, structurally unique trees, snags and live trees and mineral springs. These features provide nesting, denning, foraging, perching and security habitat for numerous amphibians, birds and mammals. Under the HCP, protection would be provided for these habitat types on all westside HCP planning units, but would not be applied to any eastside planning units. There is no specific guidance for protection of these unique habitat types provided under the forest practices rules.

Consequently, the second criterion used to evaluate the effects of the alternatives is the degree of protection afforded to unique habitat types. This criterion addresses stand level habitat requirements.

Additional protection of unique habitat types is provided through the establishment of Natural Area Preserves and Natural Resources Conservation Areas that are discussed under the Special Ecological Features policy subject area.

The ability to provide a full range of stand structural development stages across the landscape.

This criterion relates to the ability of DNR to proactively manage trust lands to potentially benefit a greater diversity of wildlife across the landscape. Natural and managed forests in the Pacific Northwest possess marked differences in structural characteristics, composition and function (Carey, 2003). Natural forests are spatially heterogeneous and diverse in composition. They are characterized by a mosaic of distinct forest patches of varying structural stages that provide a complex array of structural elements, e.g., snags, large live trees, coarse woody debris, soil organic matter, and vegetation communities that support a rich array of wildlife species. In contrast, managed forest, especially under short rotation schedules, where regenerating stands are typically characterized by a single tree species of one age class, lack structural and compositional heterogeneity. These biologically simplified forests often do not possess the same

structural elements or the varied vegetation communities found in natural forests and, therefore, are not capable of supporting the same diversity or abundance of wildlife.

Recent advances in forest management involve the use of biodiversity pathways to manage forests to provide economic commodities, while conserving wildlife and their associated habitats. Consequently, a foreseeable gap in protection relates to the ability of current regulations to provide a landscape level mosaic of varying structural stages on DNR-managed trust lands that are capable of providing the habitat needs of both listed and non-listed species. Accordingly, the third criterion used to evaluate the effects of the alternatives on wildlife is the provision of a full range of stand structural stages. This criterion addresses the landscape and ecoregional context in which wildlife habitats occur. Riparian and wetland habitats and associated microhabitat characteristics are important to many of the species not specifically covered under the HCP or the Forest Practices Act and state forest practices rules. DNR and the Federal Services have developed an *Implementation Procedures for the Habitat Conservation Plan Riparian Forest Restoration Strategy For Westside Planning Units excluding the Olympic Experimental State Forest* (April 2006) to support the riparian conservation strategy outlined in the HCP for Western Washington. The degree of protection afforded to these features was not considered as a criterion for evaluating the effects of the alternatives, because the level of protection provided by this aspect of the HCP will remain constant under all alternatives.

The following analysis is based on these criteria and a comparison of the alternatives is broken down by three criteria: degree of species protection, protection of unique and uncommon habitats, and landscape diversity. The alternatives vary in their degree of risk to species and habitat.

Degree of Species Protection

All alternatives will continue to meet the requirements of state and federal law, as well as the ability to enter into and meet the requirements of other voluntary agreements, e.g., the *Lynx Habitat Management Plan* and HCP that protect endangered, threatened and sensitive species and their habitats. However they differ in terms of the range of species afforded protection.

Under Alternative 1, there is an increased risk of adverse impacts to species not already at risk. Alternative 1 limits protection to species with special status or vulnerability, focusing DNR's conservation efforts on species, habitats and locations where they are needed most. Under Alternative 1, *Forest Resource Plan* Policy No. 22 directs DNR to “develop habitat objectives based on habitat availability and function, species status and species vulnerability and trust obligations.” Similarly, *Forest Resource Plan* Policy No. 23 focuses volunteer efforts on “endangered and threatened species to the extent that such participation is consistent with trust obligations.” As such, the approach taken under Alternative 1 is reactionary in the sense that it directs protective measures toward species that are already at risk.

Under Alternative 2, the potential for adverse impacts to species not currently identified as at risk is lower than that of Alternative 1. Alternative 2 contains the additional requirement for DNR to participate with other agencies and organizations to recover and

restore endangered and threatened species. However, the focus of these efforts is extended to include non-listed species and habitats. The approach taken by Alternative 2 is proactive in that it addresses species and habitats that are not currently given status, but could be at risk if they experience further habitat loss, e.g., amphibians. Consequently, Alternative 2 is more protective of a greater number of species than Alternative 1. Under Alternative 2, specific habitat targets for individual species or species assemblages may benefit small, less mobile native species, with small home ranges outside of spotted owl, marbled murrelet and riparian management areas because of the greater emphasis of a single species approach independent of a broader scale approach discussed below which is representative of Alternative 3 and the Board's Preferred Alternative.

Under Alternative 3 and the Board's Preferred Alternative, the potential for adverse impacts to species not currently identified as at risk is lower than that of Alternatives 1 and 2. In Alternative 3, as under Alternative 2, DNR would "voluntarily participate with state and federal agencies and other organizations and governments in efforts to recover and restore state and federal listed threatened and endangered species and on initiatives related to non-listed species and habitats when consistent with trust objectives." However, voluntary efforts under Alternative 3 and the Board's Preferred Alternative would involve a broad scale approach focusing on ecosystem sustainability and the conservation of biodiversity, rather than strictly a single-species approach under Alternatives 1 and 2. Whereas Alternatives 1 and 2 are limited in the protection they provide by the existing amount of available wildlife habitat, the use of sustainable forest management practices, e.g., variable density thinning and application of biodiversity pathways in designated habitat areas in Western Washington, under Alternative 3 and the Board's Preferred Alternative would increase the amount of structurally complex forest across the landscape, creating additional habitat. Therefore, it is foreseeable that by promoting habitat diversity across the landscape, Alternative 3 and the Board's Preferred Alternative would provide protection to the greatest number of wildlife species and are also expected to result in the greatest amount of additional suitable spotted owl habitat in strategic locations that provide the most benefit to the species, i.e. spotted owl conservation areas, the Olympic Experimental State Forest, and owl areas as described in the March 2006 Settlement Agreement. However, Alternative 3 and the Board's Preferred Alternative may not provide the amount and suitability of wildlife habitat associated with small, less mobile native species or species assemblages because it may lack the degree of attention given to localized issues, i.e., providing habitat conditions that contribute to sustaining native wildlife populations or communities.

Under all alternatives, it is important to note that the Riparian Management Zones policy subject area provides additional protection to riparian obligate wildlife species, particularly for species associated with perennial and seasonal non-fish bearing streams in Eastern Washington.

Protection of Unique and Uncommon Habitats

The risk of adverse impacts to species that rely on unique or uncommon habitat features is lower under Alternatives 2, 3 and the Board's Preferred Alternative than Alternative 1, because of DNR's intention to participate in voluntary initiatives to protect non-listed species, under Alternatives 2, 3 and the Board's Preferred Alternative, and the added

emphasis on landscaped-based ecosystem management approach, (e.g., biodiversity pathways) under Alternative 3 and the Board's Preferred Alternative.

The gap in protection of uncommon and unique habitats, such as talus slopes, caves, cliffs, oak woodlands, structurally unique trees, snags and mineral springs is assumed to remain consistent under all alternatives. The aforementioned habitats are specifically protected only in Western Washington under DNR's HCP. Timber harvest activities may impact these unique habitats under existing forest practices rules in Eastern Washington. All alternatives require DNR to protect listed species and their habitat. However, under Alternatives 2, 3 and the Board's Preferred Alternative, DNR would also voluntarily participate with state and federal agencies and other organizations or governments on initiatives related to non-listed species and their habitats when consistent with trust objectives.

Additional protection common to all alternatives is provided through the establishment of Natural Area Preserves and Natural Resources Conservation Areas, which are described in the Special Ecological Features policy subject area.

Landscape Diversity

The risk of adverse impacts to species and habitats related to landscape diversity is increased under Alternatives 1 and 2. Alternatives 1 and 2 respond to the need to protect microhabitat and stand level resources, but do not address the functionality of wildlife habitats on a landscape or ecoregional scale. However, additional mitigation would be provided under all of the alternatives through the Board's Preferred Alternative for the Special Ecological Features policy subject area.

Alternatives 1 and 2 both focus primarily on habitat management for individual species or groups of species. These alternatives take a passive approach to habitat management by implementing appropriate mitigation measures in response to specific timber harvest activities, but offer no improvement to forest structure over the long-term. For example, under passive management, riparian buffers are maintained as required by Board of Natural Resources policy and DNR's HCP. This approach provides some protection to existing riparian habitats, but does nothing to improve riparian areas that were clearcut prior to current policies and are now reaching the competitive exclusion stage (mid-seral), providing little value to wildlife. Based on modeling results incorporated by reference from DNR's *Final Environmental Impact Statement on Alternatives for Sustainable Forest Management of State Trust Lands in Western Washington* (Appendix D – Table D-14, also see Sections 4.2 – Forest Structure and Vegetation, 4.3 – Riparian Areas, and 4.4 – Wildlife), passive management approaches are not likely to offer substantial improvements in the structural complexity of forests over the life of the existing HCP (through 2067).

The risk of adverse impacts to species and habitats related to landscape diversity is decreased under Alternative 3 and the Board's Preferred Alternative in both Eastern and Western Washington. In contrast to both Alternatives 1 and 2, the approach proposed under Alternative 3 and the Board's Preferred Alternative shifts from a species-by-species approach to focus on an ecologically sustainable forest management, utilizing tools such as biodiversity pathways, although species-by-species approaches will still be

appropriate in some circumstances and will continue to be utilized, especially where species based requirements of state and federal laws must be met. In contrast to the management approach described above under Alternatives 1 and 2, biodiversity pathways management would involve thinning riparian stands that were previously harvested to improve their function and thus, their value as wildlife habitat. The intent is to allow DNR to take full advantage of the ecosystem management direction it has set under the 2004 Sustainable Harvest Calculation and allow proactive changes to occur as the monitoring, research and adaptive management protocols set by the HCP, *Forests and Fish Report* and the Board's Preferred Alternative for Implementation, Reporting and Modification of the Policy for Sustainable Forests provide credible evidence of the potential effectiveness of such changes. Based on the modeling results associated with the adopted sustainable harvest alternative for Western Washington, Alternative 3 and the Board's Preferred Alternative have the greatest potential to increase the amount of structurally complex forest, create a greater diversity of stand structural stages across the landscape and provide the most fully functional forest over the long-term (*Final Environmental Impact Statement on Alternatives for Sustainable Forest Management of State Trust Lands in Western Washington*). This will increase the amount of habitat suitable for northern spotted owls and other species that are dependent upon structurally complex and fully functional forests while maintaining diversity across the landscape.

In Eastern Washington, it is anticipated that biodiversity approaches that are ecologically appropriate for Eastern Washington ecoregions, will be modeled during the Eastern Washington sustainable harvest calculation, to determine the best way to achieve the intent of the Board's Preferred Alternative for wildlife habitat.

CUMULATIVE IMPACTS

The following discussion analyzes the potential cumulative impacts of the alternatives within the larger context of past, present and reasonably foreseeable actions on wildlife resources.

In general, protection of wildlife habitat is greater on federal forested lands than that afforded on forested state trust lands and private lands due to the predominantly passive management approach taken on federal lands and considering that the current forest structures represented on those lands are largely in the late successional stage of development. Of the approximately 12.7 million acres of federal land in Washington (34 percent of Western Washington; 27 percent of Eastern Washington), approximately 30 percent are designated as a highly protected management status (e.g., wilderness, national parks, and national wildlife refuges). These designations comprise approximately 50 percent and 25 percent of federal lands in Western and Eastern Washington, respectively. Of the remaining federal land statewide, a majority is national forest given protected status under the *Northwest Forest Plan*. This includes Congressional Reserves (4.2 million acres), Managed and Late-Successional Reserves (1.5 million acres), Administratively Withdrawn Areas (250,100 acres), and Riparian Reserves (232,300 acres) that are not available for commercial timber harvest (DNR, 2004). These protected areas are less fragmented and more structurally diverse than forested state trust lands and private lands that are actively managed for timber production and will support greater amounts of late seral forests over the long-term. Cumulatively, watersheds with large

amounts of federally protected forests (e.g., containing smaller amounts of state trust lands and private lands that are actively managed) are less likely to experience cumulative impacts to wildlife as a result of forest management activities that occur on state trust lands.

Mitigation measures described under the Affected Environment and Regulatory Framework, as a result of DNR's HCP, State Forest Practices Rules, DNR's *Lynx Habitat Management Plan*, the Klickitat HCP amendment, and DNR Natural Area Preserves and Natural Resource Conservation Areas, which include management strategies and mitigation measures such as riparian management zones, leave tree requirements, potential slope instability requirements, protection of uncommon habitats and northern spotted owl and marbled murrelet habitat in key areas would apply consistently under all alternatives. These protection measures are directed toward minimizing cumulative impacts on terrestrial and aquatic wildlife and their habitats and would maintain the same level of protection under all alternatives.

The alternatives differ in terms of their potential to impact landscape level trends in wildlife habitat over the short and long-term. Alternatives 1 and 2 both focus primarily on habitat management for individual species or groups of species. These alternatives take a passive approach to habitat management by implementing appropriate mitigation measures in response to specific timber harvest activities. This regime is consistent with much of the federal management of forestlands in Washington State, which involves little use of silvicultural treatment to improve forest structure. However, as opposed to the majority of forested state trust lands in Western Washington which are in a competitive exclusion stage of stand development, the federal forest lands are largely occupied by late successional forests which are not expected to respond as well to habitat enhancing silvicultural treatments. Similarly, most large private industrial forest land ownership is focused on timber production or value extraction and can lead to fragmentation sometimes conditioned by a habitat conservation plan with the Federal Services, and non-industrial land ownership consists of a mixture of passive and commercial timber harvest and forest conversion activities (*Final Environmental Impact Statement on Alternatives for Sustainable Forest Management of State Trust Lands in Western Washington*).

However, through the application of a biodiversity approach to forest management, Alternative 3 and the Board's Preferred Alternative will actually increase habitat diversity on a landscape scale in strategic locations that provide the most benefit to the species, i.e. spotted owl conservation areas, the Olympic Experimental State Forest, and owl areas as described in the March 2006 Settlement Agreement. This will provide greater demographic support for old-growth associated species in areas adjacent to large, less fragmented tracts of federal lands. The potential for adverse cumulative impacts from activities on forested state trust lands is minimized under Alternative 3 and the Board's Preferred Alternative, compared to the other alternatives. The probability for adverse cumulative impacts associated with having less-than-fully functioning forest stands, e.g., previously harvested stands in the competitive exclusion stage, is higher under Alternatives 1 and 2. Alternatives 3 and the Board's Preferred Alternative would allow DNR to move from a species-by-species management approach, to a more proactive ecologically-based landscape approach, focusing on ecosystem sustainability and the

conservation of biodiversity, rather than the single-species approach employed under Alternatives 1 and 2. This is especially true in Eastern Washington with the Board's Preferred Alternative for Forest Health, which is based on treating overstocked stands to move them to more historic healthy, sustainable forest condition. This approach is expected to provide the most benefit to the most species, both listed and unlisted, over time than Alternatives 1 and 2.

Under all alternatives, other management actions would continue to occur on and adjacent to DNR-managed trust lands that could add to cumulative impacts on wildlife and wildlife habitats. Through direct removal of habitat and disturbance, activities such as road building, logging, recreation, urban development and the removal of other natural resources, e.g., mineral products, will continue to contribute to habitat degradation, habitat loss and displacement of individuals. These impacts reach multiple spatial scales ranging from altering microhabitat characteristics, e.g., increasing stream temperature through the removal of shade-providing riparian vegetation, to contributing to habitat fragmentation at the landscape and ecoregional scales. However, measures to reduce impacts, including cumulative impacts are addressed through many of the aforementioned regulations, plans, policies and programs and would not likely differ under any of the alternatives. In addition many of these actions would be subject to review under SEPA at the time they are proposed.

Comments on the Draft EIS suggested that DNR address climate change in this Final EIS. Over time, global climate change can impact the success of current natural resource policies and direct the development of new ones. Climate is the most important factor in the geographic distribution of species and major vegetative types (Malcolm and Pitalko, 2000). Climate change due to increased greenhouse gas concentrations in the atmosphere is expected to result in a significant and rapid increase in global temperatures that will cause major changes in the distribution and composition of ecosystems over the next century. Climate change is expected to drive the migration of trees, with species expected to shift to higher latitudes, alter forest composition and productivity, and change disturbance regimes, ultimately affecting the market for forest products (Shugart et al., 2003). Major shifts in vegetation types are paralleled by changes in the distribution of associated wildlife species. Although historically, species have shifted their distributions in relation to climate changes, the rate of warming predicted from human-induced causes over the next century may be as great as 10 times faster, with some species being unable to maintain pace with rapidly changing climactic zones (Malcolm and Pitelko, 2000). Despite the implications of global climate change on wildlife species, habitats, and thus forest policy, the changes described above are expected to occur over the course of a century or more. Consequently, changes to wildlife habitats and associated conservation efforts due to global climate change are not reasonably foreseeable enough to allow for meaningful analysis of the relationship of changes in climate to these policy alternatives.

Other policies within the *Policy for Sustainable Forests* proposed policies that may directly or indirectly conserve and protect listed/non-listed species and their habitat are also being analyzed in this Final EIS. They include: Forest Health; Catastrophic Loss Prevention; Special Ecological Features; Old-Growth Stands in Western Washington;

Genetic Resource; Watershed Systems; Riparian Conservation; and General Silvicultural Strategy.

3.2.7 Watershed Systems

INTRODUCTION

DNR manages forested watersheds, which are an important resource for the state of Washington. Forested watersheds are drainage basins that contribute water, organic matter, dissolved nutrients and sediments to streams, rivers, lakes or the ocean. These watersheds vary in size from small (less than 1,000 acres) stream subbasins, to Water Resource Inventory Areas that are of hundreds of thousands of acres in size. HCP planning units contain multiple Water Resource Inventory Areas.

Forested watersheds are water sources for municipal water supplies, irrigation, stream and subsurface flows throughout the state. They also provide quality habitat for aquatic organisms, as well as recreational opportunities. The condition of the forest in these watersheds has a significant influence on the quality and quantity of the resource. The nature of the forest cover can also influence the timing and magnitude of peak water flows. Therefore, how the forest is managed is important to controlling and mitigating probable significant adverse direct, indirect and cumulative impacts related to water quality and quantity.

Although the Watershed Systems policy subject primarily meets the following Policy Objectives:

- Ensure policies are succinct, relevant and easily understood by the public and department employees (Policy Objective 3);
- Use professional judgment, best available science and sound field forestry to achieve excellence in public stewardship (Policy Objective 5); and
- Pursue outcome-based management within a flexible framework (Policy Objective 6);

it works in conjunction with other policy subjects to fulfill the need and purpose of the *Policy for Sustainable Forests* in meeting the 10 policy objectives set out by the Board of Natural Resources.

AFFECTED ENVIRONMENT

The primary elements of the environment affected by the Watershed Systems policy subject area are water quantity and water quality. The following discussions of these two primary elements incorporate other elements of the natural and built environment: surface water, runoff, absorption, ground water, aquatic habitat, floods, public water supplies, recreation, environmental health, earth, soils, topography, erosion and landslides.

The quantity of both surface and groundwater produced by forested watersheds is controlled, for the most part, by the local climate. Climate varies considerably over the state of Washington. Annual precipitation ranges from about 80 inches to 200 inches in the Northwest Coast ecoregion. In the Puget Trough ecoregion, annual precipitation

ranges from below 30 inches to about 65 inches. As elevations increase in the North Cascades and West Cascades ecoregions, annual precipitation increases to a little more than 100 inches. The climate changes dramatically east of the Cascade Mountains. Some high elevation sites in the Canadian Rocky Mountains and Blue Mountains ecoregions receive as much as 70 inches per year. However, most of the forested watersheds managed by DNR in these ecoregions and in the East Cascades and Okanogan ecoregions receive between 15 inches and 40 inches annually (see Appendix B).

The proportion of precipitation that becomes surface water or groundwater is strongly influenced by the forest. Forest vegetation intercepts and stores some of the incoming precipitation. Most of this water is lost to the atmosphere. Because undisturbed forest soils are covered by an organic layer and have high rates of absorption, or what is called infiltration, most of the precipitation or snowmelt that reaches the forest floor is either held in storage near the surface or infiltrated into the soil. When the quantity of water infiltrating into the soil exceeds the soil's capacity to hold water against gravity, free water is available to percolate down to groundwater aquifers or move laterally to a stream, lake or pond. The roots of forest plants extract water held in the soil for transpiration processes. Extracted water is either stored in the plants or lost to the atmosphere. Therefore, the quantity of free water is a function of the balance between the amount of infiltration, soil water-holding capacity and the rate of transpiration by forest plants.

The forest also influences stream discharges over time. At the lower elevations, below approximately 1,500 feet of the Pacific Coast, Puget Trough, North Cascades and West Cascades ecoregions, the forest influences on the quantity of free water have the greatest effect on stream flows or discharges. This is because rain is the dominant form of precipitation. Snow occurs more frequently, but temporarily at the mid elevations, between approximately 1,500 and 2,500 feet. Warm air masses associated with winter storms can rapidly melt the snow at these elevations. The forest canopy influences snow accumulation and the rate of melt. Interception by the canopy reduces the amount of snow that accumulates on the ground. The forest vegetation also slows down the movement of the warm air across the snow surface and moderates the rate of melt. For the high elevation areas on the Olympic Peninsula, the North Cascades and West Cascades ecoregions and all the ecoregions on the eastside of the Cascades, the forest influences on snow accumulation and melt are dominant in affecting the magnitude and timing of stream discharges. In addition to modifying air movement, the canopy shading the snow pack from solar radiation is also important in slowing the melt rate.

Forested watersheds are generally a source of high quality water. The fact that most undisturbed forest soils are quite porous and most of the water is filtered by the soil column before reaching a surface water body minimizes sedimentation from surface erosion. The principal means of transporting sediment to water bodies is landslides. While landslides occur in the undisturbed forest, the forest vegetation can have a stabilizing influence that minimizes the frequency of these events. The high adsorption capability of forest soils, combined with the nutrient uptake by vegetation, minimizes the leaching of dissolved solids and their delivery to surface and groundwater. The forest canopy also provides shade to surface water bodies to moderate solar heating.

Forest management can change the quantity of water produced and the timing of delivery to water bodies and aquifers. Timber harvest almost always increases water production, except in areas where fog drip caused by condensation on the forest canopy is a significant contribution. In these areas, timber harvest may not substantially increase water production. Water increases are the result of decreasing interception losses and decreasing transpiration. Timber harvest can also change the timing of delivery to surface waters in snow-dominated areas by advancing the start of the melt season and increasing the rate of melt. Road construction and other activities that compact soil reduce infiltration and produce surface runoff. Surface runoff delivers water more quickly to water bodies. In some cases, the quantity delivered will also be greater, because losses such as transpiration are avoided. All these effects require a significant amount of time before a site recovers to pre-disturbance conditions. The influences of current activities added to those of previous activities are commonly called cumulative impacts.

Water quality can be influenced by forest management activities in several ways. Timber harvest will reduce nutrient uptake and increase the amount of water moving through the soil column. These effects increase the quantity of dissolved solids delivered to surface and groundwater, changing water chemistry. However, these changes are relatively minor compared to the influences of activities, such as fertilization and vegetation management, which, by adding chemicals to the watershed system, can cause adverse conditions for aquatic life. If removal of timber that is shading surface waters is allowed, water temperatures can increase. Increased temperatures may create less than optimal conditions for certain fish species and lower dissolved oxygen levels. However, the greatest potential for forest management to influence water quality is when activities create conditions that would increase the quantity of sediment delivered to surface waters. Those activities that increase surface runoff provide both an erosion and transport mechanism for sediment delivery. The influences of timber harvest on the quantity of subsurface water can, in some cases, increase the frequency of landslides. On certain landforms, timber removal and road construction can weaken the stability of a slope and increase landslide frequency.

REGULATORY FRAMEWORK

DNR addresses the potential impacts from forest management influences on forested watersheds by adhering to current laws, rules and contractual obligations. Almost all project level DNR forest management activities are subject to an assessment by SEPA. These assessments consider the influences on water quantity and quality, including their potential cumulative impacts. Project level forest practices activities are subject to the Forest Practices Act and state forest practices rules (WAC 222). One of the goals of the Forest Practices Act and state forest practices rules is to meet the requirements of the federal Clean Water Act in the state of Washington, and ensure best management practices are prescribed to protect water quality. Water quantity is also addressed to some extent. The Forest Practices Act and state forest practices rules also provide methods for addressing cumulative effects through watershed analysis. While this is not mandatory, DNR's proprietary program has participated in several watershed analyses.

DNR generally limits the size of even-aged harvest units to 100 acres. Even-aged harvest systems are those harvests that produce stands that are of the same relative age and

usually involve retention of eight to 20 trees per acre, e.g., regeneration harvest, seed tree and final shelterwood removals. Limiting the acreage of these harvest areas helps moderate the impacts to watershed systems (*Final Environmental Impact Statement for the Proposed Forest Practices Rules and Regulations*, pages 4 and 91; and the *Final Environmental Impact Statement for the Forest Resource Plan*, page 104).

Additionally, DNR's HCP includes a riparian management strategy that prescribes methods to protect water quality and to moderate influences on stream discharges and the resulting cumulative impacts in five westside HCP planning units (DNR's *Final Habitat Conservation Plan*, 1997, pp. 55-80 and pp. 106-145). In many cases, the HCP prescribes more protective methods than forest practices rules. The HCP also states that DNR will participate in regulatory watershed analyses. DNR interprets this to mean when initiated by other landowners or the state Forest Practices Program and when forested state trust lands would be included.

ALTERNATIVES

■ ALTERNATIVE 1 (NO ACTION)

DISCUSSION

Forest Resource Plan Policy No. 19 was adopted prior to development of the HCP and additional forest practices rules that have substantially increased protection of watershed systems. Forest practices riparian rules have evolved to the point that regulatory watershed analysis cannot alter the default protections in the rules. Alternative 1 does not recognize that DNR seeks to address the impacts of activities in multiple ways. Although unintended, Alternative 1 has been interpreted as a commitment to rely on the regulatory watershed analysis process to analyze and control cumulative impacts. In addition, DNR uses an expanded SEPA checklist for each timber harvest that provides information related to the potential for cumulative impacts in the subbasin where the harvest is located. DNR also engages in forest land planning. Those plans are usually subject to review under SEPA and include assessing the potential for significant cumulative impacts. All of these processes have reduced the need to carry out regulatory watershed analysis for the purposes of forested state trust land management and environmental protection. Alternative 1 does not appear to meet Policy Objectives 3, 5 and 6 as well as other alternatives.

POLICY STATEMENT

***Forest Resource Plan* Policy No. 19, Watershed Analysis: "The department will analyze by watershed the effects of past, present and reasonably foreseeable future activities on water quality and quantity and it will modify operations to control risks to public resources and trust interests."**

■ ALTERNATIVE 2

DISCUSSION

Alternative 2 suggests DNR's HCP and existing laws governing cumulative impacts analysis and watershed protection (such as SEPA, the state Forest Practices Act, the forest practices rules, the state Hydraulics Act and the federal Clean Water Act), will appropriately protect key watershed resources and systems. Alternative 2 appears to better meet Policy Objectives 3, 5 and 6 than Alternative 1, but not as well as Alternative 3.

POLICY STATEMENT

The *Habitat Conservation Plan* and existing laws governing cumulative effects analysis and watershed protection, such as the State Environmental Policy Act, the Forest Practices Act, the forest practices rules and the Hydraulics Act, will appropriately protect key watershed resources and systems.

■ ALTERNATIVE 3

DISCUSSION

Alternative 3 recognizes that there are multiple ways to assess potential impacts of DNR activities on watershed systems, including participation in voluntary regulatory watershed analyses when initiated by other landowners or the state's Forest Practices Program. However, DNR, acting in its proprietary landowner capacity, does not anticipate initiating the regulatory watershed analysis process to assess cumulative impacts due to the high cost, length of time and marginal results of this process. As discussed earlier, current forest practice requirements generally meet or exceed any requirements that would result from regulatory watershed analysis. In addition to meeting all legal requirements, Alternative 3 directs DNR to focus the analysis of cumulative impacts within the full range of forest land planning processes and consider the development of mitigation strategies as needed. Alternative 3 continues the limiting of even-aged harvest units to 100 acres in most cases. Alternative 3 meets the applicable policy objectives, as it allows DNR to use professional judgment and best available science to analyze and mitigate the effects of its activities where there are risks to watershed systems (Policy Objectives 5 and 6). In addition, Alternative 3 clarifies there are multiple ways that DNR already uses to analyze the impacts to watershed systems and that DNR will not solely rely on regulatory processes to protect watershed resources (Policy Objective 3).

POLICY STATEMENTS

The department will participate in watershed analysis as defined by forest practices rules when initiated by other landowners or by the state's Forest Practices Program, in watersheds containing forested state trust lands.

To moderate the impacts of department activities on watershed systems, the department will generally limit the size of even-aged harvest units to 100 acres.

The department will analyze cumulative effects of department activities on watershed systems as part of its forest land planning process and, when necessary, develop mitigation strategies.

■ BOARD'S PREFERRED ALTERNATIVE

DISCUSSION

The Board's Preferred Alternative is generally the same as Alternative 3, with one change and some minor edits to ensure the policy is clear and succinct (Policy Objective 3). DNR is required by law (SEPA) to assess the potential for significant environmental impacts when it develops a forest land plan. However, prior to development of forest land plans, DNR may assess the potential for significant impacts through other means, such as localized watershed assessments, including use of the expanded SEPA checklist on site-specific project proposals. The Board's Preferred Alternative commits DNR to simply assess the potential for significant cumulative impacts, recognizing it will use different approaches based on what's most appropriate.

The addition of the SEPA threshold of significance for determining the need for developing mitigation strategies has been incorporated to provide additional clarity in the policy.

POLICY STATEMENTS

The department will assess the potential for significant cumulative impacts of department activities on watershed systems, and develop mitigation strategies as needed.

To moderate the impacts of department activities on watershed systems, the department will generally limit the size of even-aged harvest units to 100 acres.

The department will participate in watershed analysis as defined by state forest practices rules, when initiated by other landowners or by the state's Forest Practices program, in watersheds containing forested state trust lands.

■ ALTERNATIVES SUGGESTED BUT NOT ANALYZED

Comments were submitted that the HCP planning unit scale is not adequate to address cumulative effects and also that landscape planning should include the watershed scale analysis to address cumulative effects. The Board's Preferred Alternative for Watershed Systems provides for cumulative impacts analyses to be conducted at different scales, including the watershed scale.

SIGNIFICANT IMPACTS AND MITIGATION MEASURES

Although this policy will have no direct impact on the environment, it provides the framework within which DNR can consider cumulative adverse significant impacts that may result from management activities on forested state trust lands. The indirect impact

of this policy, both in the short and long-term, is not quantifiable at this time, but will be determined as a result of implementation. The intent of the policy is to provide adequate assurance that will ensure DNR will consider cumulative impacts related to water quality and quantity at the appropriate time and within the appropriate process.

Alternative 1 is Policy No. 19 in the *Forest Resource Plan*. DNR has been assessing the condition of watershed systems using additional methods to those required by laws, rules and agreements. Risk assessment and prescriptions for mitigating cumulative impacts are included as part of its process.

Alternative 1 directly addresses cumulative impacts within watershed systems by requiring risk assessment and modifying proposed activities when necessary. It is as effective in protecting water resources and aquatic habitat as Alternative 2. However, it was formulated prior to both the adoption of forest practices rules for watershed analysis and the approval of the HCP. The utility of the regulatory watershed analysis process was superseded in part by the 2001 Forest and Fish rules. Because these rules were developed in part on what was learned from early regulatory watershed analysis, the new Forest and Fish rules “froze” the prescription process for riparian buffers. Implementation of the policy was strongly linked to a landscape planning process (see the Forest Land Planning policy subject area discussion).

Alternative 2 relies on the State Environmental Policy Act and Rules, the state Forest Practices Act and state forest practices rules, the HCP and other laws and agreements for addressing cumulative impacts on watershed systems. The potential for cumulative impacts would be analyzed; during forest land planning or during environmental analysis for site specific proposals utilizing the expanded SEPA checklist or in other situations when SEPA documents are prepared on any other plan or proposal. However, it does not provide the broad flexibility to analyze the potential for significant adverse cumulative impacts and develop mitigation strategies at additional scales of planning where it may be necessary to address unique circumstances apart from a proposal that triggers SEPA. Therefore, there is a higher risk of cumulative adverse impacts related to changes in water quantity and quality, such as increased peak flows leading to stream scouring, bank instability, mass wasting, other sedimentation processes, impacts to fish and their habitat, flooding and other related impacts. The impacts may go undetected in a watershed until a proposal triggers cumulative impacts review under one of these existing mechanisms. This could compound the impacts and increase the need for mitigation at the time a proposal would trigger analysis under one of these existing requirements.

Alternative 3 and the Board’s Preferred Alternative provide DNR with increased opportunity to address cumulative impacts. Analyses can be done at multiple scales to address varying circumstances and can also be done independent of a proposal that triggers one of the existing requirements. It also requires that DNR participate in a forest practice watershed analysis initiated by another landowner or the Forest Practices program in a WAU where forested state trust lands are present. This broad flexibility in Alternative 3 and the Board’s Preferred Alternative to address cumulative impacts related to water quality and quantity, provides the greatest opportunity among the alternatives to identify and mitigate cumulative impacts related to watershed systems.

CUMULATIVE IMPACTS

All the alternatives directly address how DNR would approach cumulative impacts assessments of DNR's forest management on forested watersheds for impacts related to water quantity and water quality. These assessments are not limited to forested state trust lands, but they consider the proposed management strategies or practices on forested state trust lands and the potential of those strategies and practices in combination with practices on other ownerships to contribute to or cause adverse significant cumulative impacts to watershed systems.

The degree to which DNR is limited to one particular approach in Alternatives 1 and 2 will negatively affect DNR's ability to address and mitigate adverse cumulative impacts that occur from changes to water quality and quantity, as discussed in the Affected Environment and Significant Impacts and Mitigation Measures subsections. Under Alternative 3 and the Board's Preferred Alternative, flexibility is maintained to address the potential for significant adverse cumulative impacts through maintaining the option to integrate cumulative impact analysis over the broader spectrum of SEPA analysis ranging from the landscape scale to site-specific planning, as well as other assessments that are not tied to a proposed action and, thus, do not trigger SEPA.

3.2.8 Riparian Management Zones (integrated with “Wetlands” and retitled “Riparian Conservation” – see 3.2.10)

INTRODUCTION

Riparian areas are areas where land and water meet along stream and lake margins. These water bodies could include ephemeral ponds and streams. Riparian areas include stream banks, adjacent floodplains, wetlands and associated riparian plant communities. Riparian areas are important for wildlife and for protecting water quality. The interaction between aquatic and terrestrial ecosystems and the extensive edges where riparian areas adjoin upland habitats promote high riparian and aquatic wildlife diversity and are a critical source of biodiversity.

Although the Riparian Management Zones policy emphasizes the following Policy Objectives:

- Ensure policies are succinct, relevant and easily understood by the public and department employees (Policy Objective 3); and
- Use professional judgment, best available science and sound field forestry to achieve excellence in public stewardship (Policy Objective 5);

it works in conjunction with several other policy subjects to fulfill the need and purpose of the *Policy for Sustainable Forests* in meeting the 10 policy objectives set out by the Board of Natural Resources.

AFFECTED ENVIRONMENT

Riparian areas are shaped by a wide variety of hydrologic, geomorphic and biotic processes and they are distinctly different from the surrounding lands, because of unique soil and vegetation characteristics that are strongly influenced by the presence of water. Disturbance processes from upland areas, such as windthrow or fire, as well as from processes unique to riparian areas, such as floods, affect the riparian ecosystem (*Final Environmental Impact Statement on Alternatives for Forest Practices Rules*). Natural disturbance and fluvial processes continually work together in these areas to create distinctive ecosystems supporting diverse vegetation communities and, consequently, diverse animal communities. The interaction between aquatic and terrestrial ecosystems and the extensive edges where riparian areas adjoin upland habitats further promote high wildlife diversity (Thomas et al., in Bunnell et al., 1995) and are a critical source of biodiversity (Stevens et al., 1995). A number of plant species considered rare in Washington are associated with forested riparian areas in both Eastern and Western Washington.

Vegetative productivity is frequently high due to high soil moisture and abundant nutrient availability. “Because of their high productivity and their inherent connections with the rest of the watershed, riparian areas provide a crucial source of habitat diversity at the

landscape level” (Banner and MacKenzie, 1998). Climate, soils and topography influence the extent, composition and functions of riparian areas. Within ecoregions, the riparian ecosystem changes with its topographic position within the landscape as it traverses broad vegetation belts from small headwater streams to the floodplains of large rivers.

A pronounced difference occurs between the arid ecoregions of Eastern Washington and the ecoregions of high rainfall near the crest and west of the Cascade Range (Wissmar et al., 1994). The arid ecoregions, in particular, have marked contrasts in species composition and physiognomic structure between riparian areas and uplands (National Academy of Sciences, 2002).

Riparian areas west of the Cascade Range, with the exception of the Puget Trough ecoregion, are influenced by high annual precipitation. The coastal zone and areas below 2,000 feet in elevation usually receive all precipitation as rain and show rapid response to rainfall. At higher elevations, snow cover can occur from October to March. Significant flooding events can take place during periods of warm air mass movement (rain-on-snow events). Drainages in the Northwest Coast, West Cascades and North Cascades and Puget Trough ecoregions commonly have significant contributions of discharge, both in headwater and downstream portions of a river basin.

Disturbance from natural events, such as flooding and from human activities, has shaped the riparian areas. In general, the riparian areas of the westside ecoregions are composed of a mix of hardwood and conifer species. In headwater streams with typically narrow riparian areas, upland species tend to dominate. Lowland rivers and areas with frequent flooding are dominated by tree species adapted to high water tables and frequent inundation, such as black cottonwood, willow and red alder. Westside rare plant species associated with riparian areas are usually perennial forbs or sedge species (*Natural Heritage Plan*).

The ecoregions of Eastern Washington: the East Cascades, Okanogan, Canadian Rocky Mountains and Blue Mountains, are generally characterized by a more continental climate. Most precipitation occurs as snow and accumulates as a cold snow pack. Most of the stream flow occurs during the annual melt of May, June and July from the headwaters, with minimal contributions from downstream water sources resulting in snow-melt-induced flood regimes. Precipitation in the Eastern Washington ecoregions varies with elevation, ranging from 50 inches per year above 5,000 feet in elevation to 10 to 15 inches per year at lower elevations (Wissmar et al., 1994). Riparian areas are strongly influenced by elevation with most forested riparian areas occurring in steep, mountainous terrains that are dominated by conifers. At lower elevations, a mix of conifers and hardwoods can be found in moist riparian areas. Although riparian ecosystems are only a small portion of the Eastern Washington landscape, they are disproportionately important as habitat (Kovalchik and Clausnitzer, 2004). However, riparian ecosystems in these ecoregions face special challenges, as they have been and are being continually degraded by a combination of agriculture and irrigation, livestock grazing, forest management and mining (Wissmar et al., 1994). Rare plants associated with Eastern Washington riparian areas include shrubs, forbs, sedges and annual species (*Natural Heritage Plan*). Riparian areas in Eastern Washington are more strongly differentiated from surrounding uplands than riparian areas in Western Washington, and

therefore provide a more specialized habitat for rare plant species. As a result, Eastern Washington habitats for rare riparian plant species may be more susceptible to impacts associated with management activities.

Riparian vegetation is the result of physical conditions created by the geomorphic and hydrologic processes in the stream channel, hydrologic conditions in adjacent uplands and the responses by plants (Kattelman and Embury, 1996). In turn, the riparian area provides critical functions for the adjacent stream. Impacts to riparian functions affect several elements of the environment: earth, geology, soils, topography, erosion, climate, water quality and quantity, flooding, plants, animals, habitat, fish and wildlife.

Root systems of trees, shrubs and other low growing woody vegetation along streambanks contribute to slope stability. Root systems in streambanks of active channels stabilize banks, allow development and maintenance of undercut banks and protect banks during large storm flows (Forest Ecosystem Management Assessment Team, 1993). Streamside vegetation also plays an important role in reducing the amount of sediment reaching the stream by physically obstructing the movement of sediment into the water.

Direct solar radiation can affect stream temperature. Numerous factors affect how much solar radiation reaches the stream, including stream size, orientation, topography and the characteristics of the riparian vegetation, such as tree species composition, tree height and stand density. Increases in direct solar radiation due to reduction of riparian vegetation is most responsible for high stream temperatures. Forest management can exert influence on stream temperature only by preventing further solar heating through shade management.

In general, due to their low-lying position on the landscape, riparian areas tend to be cooler than the surrounding upslope areas. Since riparian areas are adjacent to water bodies, they also have higher relative humidity levels. A discussion of this is incorporated by reference from the *Final Environmental Impact Statement on Alternatives for Sustainable Forest Management of State Trust Lands in Western Washington*, Chapter 4, pages 4-38 to 4-39. Air temperature and humidity in turn are important variables influencing water temperature, an important component of fish habitat. For other riparian obligate species, such as many amphibians, the microclimate provided by riparian areas also plays an important role.

Organic debris such as leaves, conifer needles, cones and wood falling into the water are part of the food chain, providing nutrients to aquatic invertebrates, which in turn are an important food source for fish. The abundance and diversity of aquatic species can vary significantly, depending upon the total and relative amounts of algae and leaf litter inputs to a stream (Independent Multidisciplinary Science Team, 1999). In general, the forest influence on providing organic input diminishes as streams become progressively larger with higher order streams, relying more on in-stream processes, such as algae production for organic material input (Sedell et al., in Maser et al., 1988).

An important factor in determining the quantity of exported invertebrates and detritus from smaller headwater streams appears to be the type of riparian vegetation. Young-growth alder canopies provide more invertebrates and detritus for the benefit of downstream communities than conifer-dominated forests. The forest type and its

associated understory in general plays a major role in the amount and quality of food entering streams and ultimately affecting fish populations (Wipfli, 2001).

Riparian areas are an important source for providing large woody debris to stream channels. Large woody debris is defined as a log with a mid-point diameter of at least 10 centimeters, a length of two meters and protruding into the bankfull channel (Center for Water and Watershed Studies, 2004). Recruitment to stream channels occurs through various processes' such as tree mortality, wind-throw, bank erosion, channel migration, landslides and debris avalanches. Large quantities of downed trees are a functionally important component of many streams (Forest Ecosystem Management Assessment Team, 1993). Large woody debris can trap fine sediments; retain spawning gravel; provide structural diversity, such as pools; provide nutrients and protective cover from predators; and fulfill other functions that promote fish habitat (Center for Water and Watershed Studies, 2004).

Riparian areas provide a specialized habitat for rare plant species by providing greater moisture, more consistent moisture through the growing season and often greater shading than surrounding uplands. Species that are adapted to these conditions depend on the maintenance of undisturbed riparian areas for population persistence.

Any forest management activity in or near riparian areas has the potential to negatively impact water quality, terrestrial and aquatic habitat, rare plant habitat and other riparian functions and values (Phillips et al., 2000). However, because many riparian ecosystems have been degraded due to past management practices, active restoration through silvicultural treatments applied to riparian areas may be desirable. For example, many streams and riparian areas are deficient in large woody debris and large woody debris recruits because of past stream cleaning practices and the lack of regulations governing timber harvest in riparian areas. Of all the ecological functions of riparian areas, the process of large woody debris loading into channels, lakes and floodplains requires the longest time for recovery after logging. Active forest management, such as thinning, can accelerate the development of large woody debris recruits and augment existing large woody debris levels through directional falling of trees. Thinning activities in riparian areas may cause short-term impacts, such as may result from the obstruction of sediment to streams and the amount and quality of food entering streams, but have longer term (within two to four decades) benefits in allowing those riparian areas to reach a stage of forest maturity and full functionality more rapidly than they otherwise would.

Riparian ecosystems are protected through management restrictions in areas adjacent to water bodies referred to as the riparian management zone. Nevertheless, some riparian functions can potentially be reduced by forest management activities and associated road building activities in or near riparian areas.

Sediment is the primary pollutant associated with forest management activities (Phillips et al., 2000). Fine sediment can be delivered through surface erosion from skid trails, stream crossings and roads in riparian areas. Ruting and soil compaction may lead to decreased infiltration and channelization, further increasing the risk of sediment delivery.

The amount of direct solar radiation can be impacted by forest management activities by reducing the amount of canopy cover and therefore, the amount of shade. This can result in elevated stream temperatures and negative impacts to aquatic species. A change in solar radiation levels can also negatively affect rare plant species in the riparian area that are adapted to the shaded, high moisture conditions of an intact riparian zone.

The loss of root strength through tree removal, soil compaction and disturbance of the understory vegetation may lead to increased incidence of debris slides and flows (Forest Ecosystem Management Assessment Team, 1993). Roads have the greatest effect of all forest management activities on slope stability (*Final Environmental Impact Statement on Alternatives for Forest Practices Rules for Aquatic and Riparian Resources*, 2001).

Litter inputs to maintain biotic community structures in the stream may be reduced as a result of thinning. The removal of vegetation may alter the microclimate and therefore, affect a variety of ecological processes and habitat conditions. The application of herbicides and pesticides within the riparian management zones can result in adverse impacts on water quality, rare plant populations, and fish and wildlife species.

Current conditions of riparian areas in Washington are mostly a function of past management practices. Most riparian areas have been logged at least once over the past 150 years (approximately) leading to a simplification of composition and structure of riparian vegetation. The impacts of past logging activity on rare plant species within riparian corridors is not very well understood, in part because little inventory for rare plants has occurred within these areas. However, most riparian rare plant species are associated with later seral stage conditions rather than those that follow disturbance (whether natural or human-induced).

A recent DNR assessment of stand structures associated with riparian areas in Western Washington found that many moderate to large streams on forested trust lands may currently have reduced levels of one or more riparian functions because of low to moderate levels of large, fully functioning stands. Overall, many riparian areas on DNR-managed lands in Western Washington were found to be in early or mid-developmental stages, with very few riparian forests containing a complex stand structure (*Final Environmental Impact Statement on Alternatives for Sustainable Forest Management of State Trust Lands in Western Washington*).

The *Final Environmental Impact Statement on Alternatives for the Forest Practices Rules for Aquatic and Riparian Resources*, Chapter 3, Section 3.4.2.3 Existing Conditions of Riparian Areas, pages 3-42 to 3-43, reports a similar pattern across forest ownerships in Eastern Washington. A combined analysis of private and forested state trust lands found that a large proportion of riparian areas were in early seral stages (61 percent of sampled private and state lands), while only 5 percent were found to be in late seral stages that would fully provide for riparian functions, including the presence and viability of rare plant populations in riparian areas.

Additionally, Eastern Washington riparian areas are threatened by more intense and destructive wildfires due to dense understories, natural regeneration and presence of fire intolerant species (Wissmar et al., 1994) (*Final Environmental Impact Statement on*

REGULATORY FRAMEWORK

The Forest Practices Act and state forest practices rules regulate timber harvest and road construction in riparian areas across non-federal ownerships in Washington. Timber harvest in riparian areas is regulated through the establishment of riparian management zones that consist of a 50-foot core zone and variable width inner and outer zone, based on site class and stream size. These zones are managed to provide buffers and protection to the portion of the riparian area closest to the stream. In Western Washington, management of riparian management zones must be consistent with desired future condition basal area targets, which are set by site class. In Eastern Washington, riparian management zone rules for fish bearing streams vary by habitat types – ponderosa pine, mixed conifer and high elevation timber type. In addition, special shade requirements apply in Eastern and Western Washington.

The Hydraulics Project Approval Law (Chapter 77.55 RCW and WAC 232-14-010) require that a hydraulics project approval must be obtained from the Washington State Department of Fish and Wildlife prior to constructing any form of hydraulic project or other work that will use, divert, obstruct, or change the natural flow or bed of any river or stream or that will utilize any of the waters of the state or materials from the stream bed.

Western Washington

For riparian protection, DNR manages according to the HCP in Western Washington, rather than the forest practices rules. Riparian management zones are established equal to the site potential tree height at age 100 for Types 1-3 streams or at least 100 feet, and 100-foot riparian management zones for Type 4 streams. Type 5 streams are protected according to *Forest Resource Plan* Policy No. 20 which directs DNR to establish riparian management zones along Type 5 waters when necessary for water quality, fisheries habitat, stream banks, wildlife, and other important elements of the aquatic system. Like the forest practices rules, the HCP's and *Forest Resource Plan's* intent is to provide buffers of protection to the riparian areas closest to the stream.

DNR and the Federal Services have agreed upon a Western Washington riparian procedure to implement DNR's HCP Riparian Conservation Strategy. This procedure is called the *Implementation Procedures for the Habitat Conservation Plan Riparian Forest Restoration Strategy For Westside Planning Units excluding the Olympic Experimental State Forest* (April 2006) and governs the very limited management of the riparian areas to achieve habitat objectives for salmonids and many other riparian obligate species. This riparian management strategy will primarily use stand thinnings to accelerate the development of riparian stands towards a mosaic of structurally complex riparian forests and restore riparian habitat functions, while not appreciably reducing riparian ecosystem benefits in the short-term. In particular, this restoration strategy focuses on growing large, site-adapted conifer trees, contributing down woody debris and instream large woody debris to the riparian habitat, initiating canopy layering where appropriate, and protecting existing structural components, such as snags.

The conservation objectives for Western Washington riparian areas under the HCP are to maintain or restore salmonid freshwater habitat and to contribute to the conservation of other aquatic and riparian obligate species. Outside a 25-foot inner zone, forest management activities are allowed within the riparian management zone when they maintain or restore the quality of salmonid habitat.

Eastern Washington

Riparian Management on approximately 700,000 acres of forested state trust land in Eastern Washington (the East Cascades, Okanogan, Columbia Plateau and Canadian Rocky Mountains ecoregions) is governed by the forest practices rules and policies of the Board of Natural Resources. The forest practices rules underwent a major revision in 2001 to further protect Endangered Species Act listed aquatic species, to restore and maintain riparian habitat, to meet the federal Clean Water Act and to keep the timber industry economically viable.

Although several revisions of the forest practices rules affecting riparian area management have taken place for the eastside, riparian management zones are currently not required for many Type 4 and Type 5 waters. Instead, Type 4 waters are afforded a 50-foot buffer in which the landowner must choose between a partial cut or clearcut strategy (see WAC 222-30-022). Under the clearcut option, up to 30 percent, or a maximum of 300 feet, of a stream reach within a harvest unit, can be removed. Nonfish-bearing perennial and seasonal streams are afforded a 30-foot equipment limitation zone to minimize ground disturbance to less than 10 percent. The *Final Environmental Impact Statement on Alternatives for the Forest Practices Rules for Aquatic and Riparian Resources* concluded that large woody debris recruitment, stream shade and leaf and litter production would be at moderate risk for Type 4 streams due to loss of large woody debris recruitment, stream shade and leaf and litter and at high risk for Type 5 streams. The risk along perennial nonfish-bearing streams (Type 4) is reduced due to the requirements for some tree retention along 70 percent of the stream reach with clear cutting not to exceed 300 continuous feet in length within a harvest unit within the first 50 feet on either side of the stream. The adverse effects to the riparian microclimate along nonfish-bearing streams are considered high to very high, since the 50-foot width is at most one-third of the minimum recommended buffer for the various microclimate variables (*Final Environmental Impact Statement on Alternatives for the Forest Practices Rules for Aquatic and Riparian Resources*, Summary, Chapter 3, page 3-87). Particular concern exists over air temperatures and humidity, which affect amphibian habitats and stream temperatures that could be transferred to downstream fish bearing streams. A discussion of this analysis is hereby incorporated by reference: *Final Environmental Impact Statement on Alternatives for the Forest Practices Rules for Aquatic and Riparian Resources*, Summary, pages S-9 to S-14, and Chapter 3, pages 3-50 to 3-88.

ALTERNATIVES

■ ALTERNATIVE 1 (NO ACTION)

DISCUSSION

Alternative 1 was adopted to protect important environmental resources associated with streams and riparian areas, prior to the development of the HCP and existing forest practices rules. Alternative 1 currently provides a policy for riparian management zones along Type 1-4 waters and when necessary along Type 5 waters. Alternative 1 broadly expanded the protection of riparian areas from the pre-1992 requirements. It emphasized the protection of fish habitat and other non timber resources, such as water quality, wildlife habitat and sensitive plants and allowed DNR to prevent degradation of the riparian environment through forest management activities. Specifically, Alternative 1 expanded the protection to Type 4 and Type 5 waters, recognizing the value of nonfish-bearing streams to the aquatic ecosystem, and enabled the DNR to exceed forest practices rules at that time. With the signing of the HCP in 1996, DNR implemented the riparian conservation strategy that was consistent with this alternative. The riparian conservation strategy of the HCP established riparian management zones along Type 1-4 waters in Western Washington, and management within the zones is guided by restoration objectives for salmonid and other riparian obligate species. For Type 5 waters, information at the time of signing the HCP was insufficient to determine “when necessary.” Therefore, a long-term strategy guiding Type 5 stream buffering would be developed within the first ten years of the HCP (i.e., before January 2007). Alternative 1 does not appear to meet Policy Objectives 3 and 5 as well as Alternative 3 because of the use of outdated language for forested state trust lands in Eastern Washington and lack of emphasis on the protection of sensitive “riparian” plant species.

POLICY STATEMENT

Forest Resource Plan Policy No. 20, Riparian Management Zones: “The department will establish riparian management zones along Type 1-4 waters and when necessary along Type 5 waters. The department will focus its efforts on protecting key non timber resources, such as water quality, fish, wildlife habitat and sensitive plant species.”

■ ALTERNATIVE 2

DISCUSSION

Alternative 2 assumes that compliance with state law, including forest practices rules and the HCP, meets or exceeds Alternative 1 and is adequate to address riparian management zones statewide. Alternative 2 does not appear to meet Policy Objectives 3 and 5 as well as Alternative 3 and the Board’s Preferred Alternative because it does not provide protection to some non-fish perennial or type 4 and non-fish seasonal or type 5 streams in Eastern Washington when necessary to protect key non timber resources.

POLICY STATEMENT

The *Habitat Conservation Plan* and existing laws governing riparian protection, such as the Forest Practices Act, the forest practices rules and the Hydraulics Act, will appropriately protect key non-timber resources, such as water quality, fish, wildlife habitat and sensitive plant species.

■ ALTERNATIVE 3

DISCUSSION

Alternative 3 is very similar to Alternative 1 but contains updated terms for stream types, to be more consistent with the forest practices rules. Alternative 3 continues protection of key non-timber resources associated with riparian areas, including sensitive riparian plant species through use of riparian management zones along both fish-bearing and perennial non-fish bearing waters. Alternative 3 best meets the applicable policy objectives by directing DNR to provide riparian management zones when necessary to ensure ecological productivity of riparian areas (Policy Objective 5). Although Alternative 3 uses updated terms for stream types consistent with current forest practices language, i.e., fish/non-fish, to provide clarity and consistency (Policy Objective 3), it does not adequately distinguish between Eastern and Western Washington in terms of achieving resource protection through the DNR HCP in Western Washington.

POLICY STATEMENT

The department will establish riparian management zones along fish-bearing waters, perennial non-fish bearing waters, and when necessary, along seasonal non-fish bearing waters to protect key non-timber resources, such as water quality, fish, wildlife habitat and sensitive riparian plant species.

■ BOARD'S PREFERRED ALTERNATIVE

DISCUSSION

Riparian Management Zones Alternative 3 and Wetlands Alternative 2 have been integrated into a new policy subject area. See new integrated policy statements discussion and analysis of impacts under 3.2.10 Riparian Conservation.

■ ALTERNATIVES SUGGESTED BUT NOT ANALYZED

See the discussion under the Alternatives Suggested But Not Analyzed subsection in the Riparian Conservation policy subject area.

SIGNIFICANT IMPACTS AND MITIGATION MEASURES

Significant Impacts and Mitigation Measures are discussed under the Riparian Conservation policy subject area (see section 3.2.10).

CUMULATIVE IMPACTS

Cumulative Impacts are discussed under the Riparian Conservation policy subject area (see section 3.2.10).

3.2.9 Wetlands (integrated with “Riparian Management Zones” and retitled “Riparian Conservation” – see 3.2.10)

INTRODUCTION

Wetlands are defined by forest practices rules (WAC 222-16-010) as:

“ ... those areas that are inundated or saturated by surface or ground water at a frequency and duration sufficient to support and under normal circumstances do support, a prevalence of vegetation typically adapted for life in saturated soil conditions, such as swamps, bogs, fens and similar areas. This includes wetlands created, restored, or enhanced as part of a mitigation procedure. This does not include constructed wetlands or the following surface waters of the state intentionally constructed from wetland sites: irrigation and drainage ditches, grass lined swales, canals, agricultural detention facilities, farm ponds and landscape amenities.”

Wetlands provide vitally important hydrologic and habitat functions that play a role across the landscape in all ecoregions of Washington State, influencing ecosystems far beyond their specific boundaries. Wetlands support populations of wildlife, including fish, birds, reptiles, amphibians and invertebrates; enhance downstream ecosystems, including fish habitat through their water quality functions; and mitigate effects of flood events. DNR recognized the important role wetlands play in forestland health since 1992, when *Forest Resource Plan Policy No. 21* was adopted.

The forest practices rules further define wetland functions to “include the protection of water quality and quantity, providing fish and wildlife habitat and the production of timber.” Protection of wetland acreage and function is an integral part of the HCP’s riparian strategy.

Although the Wetlands policy emphasizes the following Policy Objective:

- Ensure policies are succinct, relevant and easily understood by the public and department employees (Policy Objective 3);

it works in conjunction with several other policy subjects to fulfill the need and purpose of the *Policy for Sustainable Forests* in meeting the 10 policy objectives set out by the Board of Natural Resources.

AFFECTED ENVIRONMENT

This subsection incorporates a discussion of the following elements of the affected environment related to the healthy functioning of wetlands: soils, surface water and groundwater exchange, runoff and floodwater behavior, water quality, plants, animals and habitat.

Wetlands are characterized by a high diversity, density and productivity of both plant and animal species. They provide some of the most important fish and wildlife habitat in

forestlands. Wetlands are areas where water saturates or floods the soils for long enough during the growing season to develop an anaerobic rooting zone, excluding plants that are not adapted to life in saturated soils. Wetland habitats in forested landscapes include freshwater marshes, swamps, bogs, fens, seeps, wet meadows and shallow ponds. Wetlands can be forested or dominated by shrubs, herbs, mosses, grasses or grass-like plants. They may be isolated from other surface waters or associated with surface water bodies, such as ponds, lakes, rivers and streams. Maintaining the hydrologic functions of wetlands and riparian areas is essential to maintaining the health and function of the entire aquatic ecosystem and contributes to the health of upland ecosystems as well. Since European colonization, it is estimated that 30 to 50 percent of wetland acreage in Washington State has been lost due to human activity (National Wetlands Inventory, United States Fish and Wildlife Services, 1999). On forested landscapes, wetland losses are very difficult to track. DNR's inventory capability has been limited to aerial photo interpretation, which typically underestimates forested wetlands. It is assumed that losses of forested wetlands and their ecological functions are related primarily to timber harvest and associated activities. Climate, substrate and landforms influence the extent and types of wetlands found in different parts of Washington and general patterns can be observed over the nine ecoregions that occur in the state.

In Western Washington, generally high rainfall and soils that commonly have soil horizons that restrict water movement give rise to a great many forested wetlands, marshes, shrub dominated and riparian wetlands. Bogs, while generally rare on the landscape, are relatively more common in the Northwest Coast ecoregion than in other parts of Western Washington, because of its geological and glacial history. The Puget Trough ecoregion experiences less rainfall than other parts of Western Washington, but includes many wetlands of similar character to those in the other westside ecoregions, due in part to the impermeability of some soils derived from glacial till and outwash. In the North Cascades and West Cascades ecoregions, sharp topographic relief, dissected terrain, high elevations and glacially derived landforms shape a variety of wetlands, from high elevation glacial lakes and alpine wet meadows, to lower elevation forested and riparian wetlands.

In the forested portions of the East Cascades, Okanogan, Canadian Rocky Mountains, Columbia Plateau and Blue Mountains ecoregions, the climate, soils and topography dictate a different landscape for wetlands than is found in Western Washington. Cold, snowy winters with snow pack forming in higher elevations and hot, dry summers give rise to vernal pools, riparian wetlands, groundwater fed basins and occasional bogs and fens. In comparison to Western Washington, forested wetlands are less frequently observed and provide a stark contrast to forested uplands. Wetlands east of the Cascade Mountain crest are important water sources. These fragile habitats are dependent on surrounding forests to insulate them from ambient temperature extremes. Because of the more continental climate in Eastern Washington, wetland hydrology is more susceptible to both domestic and wild animal grazing and timber harvest impacts than many of their westside counterparts.

Because wetlands vary in hydrology, soils, vegetation, size and position on the landscape, they also vary considerably in the types of functions they perform and the degree to

which they perform them. Wetland quality is inextricably related to wetland function, that is, rare, unique or vital functions are served by high quality wetlands.

A majority of the terrestrial vertebrate species in Washington depend on wetlands for their habitat needs, either seasonally or for some portion of their life cycle. Seventy-seven percent of inland bird species that breed in Washington and Oregon nest in wetland and riparian areas and 65 percent of Washington and Oregon's mammal species use riparian or wetland habitats (Johnson and O'Neil, 2001). Some wetlands provide over-wintering habitat for fish, amphibian and invertebrate species and many wetlands influence downstream water quality in ways that help maintain fish habitat in streams and rivers. Hydrologic functions of wetlands include providing sites for groundwater exchange (recharge at some locations and discharge at others), storm water detention and seasonal stream flow augmentation.

Wetlands contribute to maintaining water quality through sediment trapping, including removal and transformation of nutrients, such as nitrate and phosphorus, and toxicants, such as pesticides and heavy metals. Wetlands cycle and export nutrients, produce and store or export organic carbon and provide fuel in the form of periphyton for downstream ecosystem productivity, supporting food webs for aquatic life, including fish.

Wetlands are ecologically important because of functions related to water quality, floodwater retention, groundwater recharge and habitat for many kinds of organisms:

- Hydrologic functions include discharge of water to downstream systems, low-flow augmentation and flood-peak attenuation, surface and subsurface water storage, water dissipation through transpiration, and sediment retention.
- Biogeochemical functions include organic carbon production and export, cycling of elements and compounds, and maintenance of conditions, including soils that support diverse plant communities. Benefits: food chain support, toxicant and nutrient recycling, natural waste treatment, substrate for habitat diversity.
- Habitat functions include maintenance of characteristic habitat structures, habitat interspersions and connectivity, and vegetative community composition. Benefits: essential habitat for amphibians and aquatic invertebrates, utilization for nesting and feeding by numerous bird and mammal species, food web support, human aesthetic enjoyment, connectivity for wildlife movement, and refugia during environmental fluctuations.

For further discussion of wetland functions and values on state lands in Washington, please refer to the discussion incorporated here by reference in the following documents: the *Final Environmental Impact Statement on Alternatives for the Forest Practices Rules for Aquatic and Riparian Resources*, page 3-90; the *Final Environmental Impact Statement on Alternatives for Sustainable Forest Management of State Trust Lands in Western Washington*, page 4-96; and the *Final Environmental Impact Statement Habitat Conservation Plan*, page 4-175 to 176.

Timber harvest and associated road building activities in wetlands can have various impacts on wetlands and their functions. Removal of trees and other vegetation can result in hydrologic changes, including a raised water table. Alteration of the water table can change local floodwater behavior and increase runoff. Vegetation changes due to water table changes also alter habitat features in wetlands causing varying effects depending on the species involved. In addition, water temperatures can be raised by removal of shading canopies.

Soil impacts, such as rutting or compaction, within wetlands or in the adjacent uplands can result in decreased infiltration and/or channelization and associated diversion or alteration of flow, e.g., transforming subsurface flow to surface flow. Soil disturbance due to harvesting and road building can also result in sedimentation, with associated water quality being degraded both locally and in downstream ecosystems.

Functions vary considerably among wetlands and there are limited data available on wetland hydrology or the impacts of harvest on wetlands, specifically in the Pacific Northwest. Most of the studies available have been done in other parts of the country, and generalizations related to harvest activities in the Pacific Northwest should be stated with caution. Brief descriptions on the impacts to wetland functions are provided below; more detail is available in the HCP Environmental Impact Statement (DNR, 1996).

Tree-harvesting, especially clearcutting, in wetland sites can alter wetland hydrology and raise the elevation of the water table. Timber harvest has also been found to increase the range of week-to-week water level fluctuations (Verry, 1997).

Changes in hydrologic patterns of wetland sites can directly influence plant species and growth within the wetland site. Excessive water in the substrate stops root growth and microbial activity, and can lead to unfavorable biochemical activity (Verry, 1997). As discussed in the HCP Environmental Impact Statement (DNR, 1996), wetlands provide important habitat for plants and receive disproportionately high use by wildlife. Changes in vegetation and substrate can have positive or negative impacts on specific species.

The altered water table and associated streamflow relationship, over large areas, could increase localized runoff and flooding. These effects can be short term, and cease once a site becomes revegetated with emergent, shrub, or forest vegetation (Grigal and Brooks, 1997). In some cases, an elevated water table resulting from timber harvest in a forested wetland could preclude the re-establishment of trees in the long term. Because there are little data on forested wetland hydrological response to timber harvest in the Pacific Northwest, this represents an unknown risk. An inability to regenerate trees would be considered a loss of function in a forested wetland. As discussed in the HCP Environmental Impact Statement (DNR, 1996) wetlands perform an important function in augmenting streamflow during low-flow periods and in moderating flows during storm events.

Water quality of wetland sites can be measurably affected by harvest activities, although effects can be transient depending on the activities (Shepard, 1994). Harvest and associated activities (road-building and use) can deliver sediment to wetlands, diminish water quality, and lead to the filling of wetland sites. Nutrient pathways within wetlands

can also be affected. Nutrients are removed directly from wetlands during harvest, and increases in export of nutrients can occur after harvesting.

The timing and method used to extract products from the forest can significantly influence effects on wetlands. Heavy equipment use in wetlands usually has concentrated impacts in specific areas that can alter soil properties locally. Additionally, soil rutting and compaction from timber-harvest activities can reduce infiltration, redirect flow, and alter pathways by which water moves through and from wetlands (Grigal and Brooks, 1997).

Tree harvesting and associated activities can also affect wetland sites and adjacent or nearby land by potentially altering hydrology; changing nutrient pathways; delivering sediment (which can diminish water quality); changing species composition, growth, and structure; and reducing shading. These factors could result in some loss in wetland functions. While the hydrologic and biogeochemical functions begin to return as soon as tree revegetation occurs, habitat functions can require more time and forest regrowth to return.

Another potential impact to forested wetlands is related to the wetland inventory done before a harvest. The forest practices rules do not require an on-site survey to delineate all wetlands, but call for approximate determination of the wetland boundaries within the proposed harvest area. Forested wetlands and wetlands smaller than 0.25 acre are difficult to identify through aerial photographs, are not always accurately located on maps, and are sometimes difficult to distinguish on the ground, especially during the dry season. Therefore, a functioning wetland could be misidentified as non-wetland during the planning and/or harvest activities.

While efforts are made to prevent this type of error by field foresters, a wetland could be harvested as non-wetland. In this case, the wetland would not receive the protection of minimized disturbance as directed in the forest practices rules and HCP, and as discussed above. The wetlands would be expected to experience at least short-term loss in wetland area and/or functions. While the hydrologic and biogeochemical functions can return if there is tree re-vegetation, the habitat functions can require more time and forest re-growth to return.

Construction of roads through wetlands can have the greatest direct impact on wetlands because it permanently removes the area from the wetlands, thereby eliminating the associated biological functions and potential for future tree growth from the impacted area. Additionally, crossing wetlands with roads and without adequate provision for cross-drainage can lead to flooding on the upslope side and subtle drainage changes on the downslope side of crossings (Stoeckeler, 1967; Boelter and Close, 1974).

A less obvious impact to wetlands is the indirect impact of harvest in adjacent acreage. Harvest of adjacent acres may affect the water quality and hydrologic functions through increased sedimentation and changes in the local hydrology. Harvest also could have an effect on habitat functions.

Estimates of wetland acreage in Washington are based primarily on the National Wetlands Inventory, which was conducted in the 1970s and 1980s by the United States Fish and Wildlife Service, using stereoscopic analysis of aerial photos to identify and classify wetlands. Most of the wetlands identified through National Wetlands Inventory were not field verified. The National Wetlands Inventory is believed to have underestimated forested wetlands and very small wetlands, due to the limitations inherent in aerial photo interpretation and the difficulty of identifying wetland vegetation through forest canopies. A second data source for classifying land types is DNR's Forest Resource Inventory System. Like the National Wetlands Inventory, the Forest Resource Inventory System is based on aerial photo analysis and has been field verified to varying degrees. Unlike National Wetlands Inventory, the Forest Resource Inventory System was never intended as a means to identify wetland areas, which strongly limits its utility in this respect.

REGULATORY FRAMEWORK

Wetlands are protected at the federal level through section 404 of the Clean Water Act (33 U.S.C. sec. 1251 et seq.), which requires a federal permit for discharge of dredge spoil or fill material into wetlands. However, section 404(f)(1) provides an exemption for normal agricultural, ranching and silvicultural activities, as well as maintenance of existing drains, farm ponds and roads.

Existing *Forest Resource Plan* Wetland Policy No. 21 and HCP strategies were developed to reduce potential effects of harvest to forested wetland functions. Maintaining and perpetuating a windfirm stand with a minimum basal area of 120 square feet per acre required by the HCP and protection of all wetlands greater than ¼ acre in size should maintain at least 95 percent of the evapotranspiration and prevent large changes to hydrology (DNR, 1996). Retaining these trees would also reduce the loss of habitat. Minimizing disturbance as directed in the HCP reduces potential impacts to water quality and other functions through reducing of sedimentation, retention of soil conditions, and cycling of nutrients. Thus, the objectives of reducing timber harvest impacts to forested wetlands can be met while still allowing DNR to meet its other management objectives.

The forest practices rules require accurate delineation of wetland boundaries for the portions of any wetland where road construction could result in filling or draining more than 0.1 acre. This would ensure that all potential losses of wetland acreage are identified. Avoidance of wetlands during road planning is a primary method for preventing effects to wetlands.

The HCP requires on-site and in-kind, equal-acreage mitigation for wetland losses. By implementing this mitigation, there should be no significant net effect to the acreage or hydrologic and biochemical function of wetlands in the site.

The buffers required for forested trust lands and Olympic Experimental State Forest wetlands were selected to protect the wetlands from impacts of forestry activities. In the *Forest Practices Rules Final Environmental Impact Statement* (Washington Forest Practices Board, 2001), several references were cited to show that, in general, a buffer width of 100 feet or greater has been found to provide protection from impacts to the

water quality and hydrologic needs. Discussions in that document also noted that a larger buffer would be needed to fully protect fish and wildlife habitat functions.

On the westside of the Cascade crest, the HCP's riparian strategy provides protection for all wetlands greater than one-quarter of an acre on state land through managed buffers designed to maintain hydrologic functions. The HCP requires an average minimum of 120 square feet of residual basal area in forested wetlands and all wetland buffers. This is designed to maintain at least 95 percent of natural potential evapotranspiration to protect the hydrology of the wetland, as described in the HCP.

The forest practices rules regulate timber harvesting and road building activities in and around wetlands on all state and private forestlands in Washington. The forest practices rules define wetland management zones as managed buffers, which provide wildlife benefits for non-forested wetlands greater than one-quarter of an acre. Wetland management zones may encompass adjacent forested wetlands as part of the required buffers. Limited operations and operational restrictions are required in forested wetlands. The forest practices rules do not require wetland management zones or leave trees on forested wetlands, although landowners are encouraged to clump leave trees within wetlands. Timber harvest, however, is prohibited within 50 feet of headwater and sideslope perennial seeps and most riparian wetlands would receive protection through riparian management zones. Under the forest practices rules, the basal area that would be represented by the minimum number and size of leave trees required in wetland management zones is 38.7 square feet per acre for Western Washington and 34.4 square feet per acre for Eastern Washington.

Neither the forest practices rules nor the HCP provide protection for isolated wetlands less than one-quarter acre.

DNR is currently unable to assess whether or not the intent in Policy No. 21 of no net loss is fulfilled by either the forest practices rules or the HCP for wetlands greater than one-quarter acre, because there isn't an existing system for tracking wetland losses and impacts. Thus, losses cannot be documented. While it is probable that the HCP meets the intent of Policy No. 21 for westside wetlands greater than one-quarter acre, the forest practices rules probably do not meet policy intent for eastside wetlands. This is because many forested wetlands have no buffer requirement and the minimum residual basal area represented by minimum leave tree requirements within wetland management zones is very low, in comparison to the basal area requirements of the HCP, as described above.

ALTERNATIVES

■ ALTERNATIVE 1 (NO ACTION)

DISCUSSION

Alternative 1 creates a no net loss standard. Alternative 1 recognizes that some temporary loss of function may occur in the course of forest management activities, but requires DNR to restore the wetlands or acquire a sufficient amount of new wetlands to avoid

overall net loss of naturally-occurring wetlands on forested state trust lands. Alternative 1 emphasizes avoiding the loss of wetlands and allows for mitigation if loss occurs. If mitigation is necessary, preference is given to on-site and in-kind replacement of acreage and function. Alternative 1 focuses on naturally occurring wetlands, suggesting that “artificially created” wetlands are not subject to Alternative 1. This focus may not meet the intent of the HCP and does not reflect the requirements of the current forest practices rules. Alternative 1 does not appear to meet Policy Objective 3 as well as Alternative 2 or the Board’s Preferred Alternative.

POLICY STATEMENT

Forest Resource Plan Policy No. 21, Wetlands: “The department will allow no overall net loss of naturally occurring wetland acreage and function.”

■ ALTERNATIVE 2

DISCUSSION

Alternative 2 and the Board’s Preferred Alternative create a more extensive no net loss standard. Alternative 2 and the Board’s Preferred Alternative applies to wetlands as defined in the forest practices rules, specifically including wetlands created inadvertently through past forest management activities that meet the forest practices rules definition. Alternative 2 and the Board’s Preferred Alternative recognizes that some loss of function may occur in the course of forest management activities and it requires DNR to restore or replace the wetlands, requiring no net loss of wetlands on forested state trust lands. These alternatives emphasize avoiding the loss of wetlands and allow for mitigation if loss occurs. If mitigation is necessary, preference will be given to on-site and in-kind replacement of acreage and function. Alternative 2 and the Board’s Preferred Alternative better meets the intent of the HCP and is consistent with current forest practices rules. Alternative 2 and the Board’s Preferred Alternative best meets the applicable policy objective as it updates and clarifies the policy to be compliant and consistent with forest practices rules and the intent of the HCP by removing the word “overall” and “naturally” from the policy statement and adding “as defined by forest practices rules” (Policy Objective 3).

POLICY STATEMENT

The department will allow no net loss of acreage and function of wetlands as defined by forest practices rules.

■ BOARD’S PREFERRED ALTERNATIVE

DISCUSSION

Riparian Management Zones Alternative 3 and Wetlands Alternative 2 have been integrated into a new policy subject area. See new integrated policy statements, discussion and analysis of impacts under 3.2.10 Riparian Conservation.

■ ALTERNATIVES SUGGESTED BUT NOT ANALYZED

No other alternatives were introduced for discussion or analysis during scoping and the Draft EIS process.

SIGNIFICANT IMPACTS AND MITIGATION MEASURES

Significant Impacts and Mitigation Measures are discussed under the Riparian Conservation policy subject area (see section 3.2.10).

CUMULATIVE IMPACTS

Cumulative Impacts are discussed under the Riparian Conservation policy subject area (see section 3.2.10).

3.2.10 Riparian Conservation (formerly “Riparian Management Zones” and “Wetlands”)

INTRODUCTION

For a discussion about this integrated policy subject area, please see the introduction paragraphs for Riparian Management Zones (section 3.2.8) and Wetlands (section 3.2.9).

■ BOARD’S PREFERRED ALTERNATIVE

DISCUSSION

The Board’s Preferred Alternative has combined the Riparian Management Zones and Wetlands policy subject areas. The Board’s Preferred Alternative distinguishes between riparian and wetland management in Western and Eastern Washington, specifying reliance on HCP riparian conservation strategies for wetlands and riparian protection in Western Washington, better emphasizing both Policy Objectives 3 and 5; as well as establishment of riparian and wetland management zones in Eastern Washington. The Board’s Preferred Alternative includes Alternative 2 for Wetlands with clarification that wetlands are defined by State Forest Practices Rules. The Board’s Preferred Alternative is more clear and succinct, as well as consistent with Forest Practices definitions (Policy Objective 3) for forested state trust lands in Eastern Washington.

In Western Washington, protection and restoration of riparian acreage and function on forested state trust lands is an integral part of the HCP. The objectives of the HCP riparian strategy are to 1) maintain or restore salmonid freshwater habitat on DNR-managed lands, and 2) contribute to the conservation of other aquatic and riparian obligate species. To meet these objectives, the HCP requires establishment of riparian management zones, including wetland management zones, and provides protection measures that exceed the requirements of the forest practices rules. In addition, DNR and the Federal Services have agreed on implementation procedures for the *Implementation Procedures for the Habitat Conservation Plan Riparian Forest Restoration Strategy For Westside Planning Units excluding the Olympic Experimental State Forest* (April 2006) (April 2006).

In Eastern Washington, the protection of riparian and wetland acreage and function is especially important. Although these ecosystems are only a small portion of the Eastern Washington landscape, they are disproportionately important as habitat. Riparian and wetland areas in Eastern Washington are more strongly differentiated from surrounding uplands than the same areas in Western Washington and therefore, provide a more specialized habitat for rare plant and animal species.

POLICY STATEMENTS

In Western Washington, the department will maintain or restore salmonid freshwater habitat on department-managed lands and contribute to the

conservation of other aquatic and riparian obligate species through implementation of DNR's *Habitat Conservation Plan*.

In Eastern Washington, the department will establish riparian management zones along fish-bearing waters, perennial non-fish bearing waters, and when necessary, along seasonal non-fish bearing waters. The department will also establish wetland management zones. In both management zones, the department will protect key non-timber resources, such as water quality, fish, wildlife habitat and sensitive riparian and wetland plant species.

Statewide, the department will allow no net loss of acreage and function of wetlands, as defined by state forest practices rules.

■ ALTERNATIVES SUGGESTED BUT NOT ANALYZED

A comment was made that larger stream buffers could benefit stream stability, fish habitat and water quality and that Alternative 3 and the Board's Preferred Alternative provides no additional protection to some Type 4 and 5 streams in Eastern Washington over Alternative 1. In Eastern Washington, DNR recognizes that in some cases, simply increasing the size of stream buffers could benefit streamside stability, habitat and water quality.

It is accurate to say that a moderate to high risk of adverse impacts to several functions of non-fish bearing waters exists for Eastern Washington under Riparian Management Zone Alternative 3 and the Board's Preferred Alternative for Riparian Conservation in this *Final EIS on the Policy for Sustainable Forests*. The *Draft EIS on the Policy for Sustainable Forests* and *Final EIS on the Policy for Sustainable Forests* analysis have highlighted the importance of the implementation phase of this policy proposal under the Board's Preferred Alternative in achieving the objectives set out by the Board of Natural Resources in meeting the purpose and need of the *Policy for Sustainable Forests*. In the past and currently, DNR is complying with Alternative 1 by placing riparian management zones along all non-fish perennial streams and along some non-fish seasonal streams when its deemed necessary to protect key non-timber resources. However, DNR has identified the need for additional implementation direction to ensure consistent approaches to non-fish streams in Eastern Washington and to ensure DNR fully meets the intent of the Board's Preferred Alternative. The Board's Preferred Alternative states that DNR will establish riparian management zones along seasonal non-fish bearing waters when necessary to protect key non-timber resources, such as water quality, fish, wildlife habitat and sensitive riparian and wetland plant species. Implementation direction should be in place upon adoption of the policy or shortly thereafter (within six months) and may either be procedural or substantive (requiring SEPA analysis), but in either case the intent is to ensure that the policy is achieved.

SIGNIFICANT IMPACTS AND MITIGATION MEASURES

In Western Washington, Alternatives 1, 2, 3, and the Board's Preferred Alternative have or will be implemented through compliance with the HCP riparian conservation strategies, including development of a type 5 streams conservation strategy by 2007 (*Final Habitat Conservation Plan*, 1997 pp. 55-80). Compliance with the HCP will be achieved through implementation of the *Implementation Procedures for the Habitat Conservation Plan Riparian Forest Restoration Strategy For Westside Planning Units excluding the Olympic Experimental State Forest* (April 2006) discussed in the Regulatory Framework section of the Riparian Management Zone subject area in Section 3.2.8 for the five westside HCP planning units. Management of Riparian Management Zones in the Olympic Experimental State Forest will continue under the guidance in the Olympic Experimental State Forest management options defined in the HCP (*Final Habitat Conservation Plan*, 1997 pp. 106-133).

For this analysis, the following is incorporated by reference:

For a discussion of the environmental consequences of the Riparian Conservation Strategy for the Olympic Experimental State Forest, please refer to *Draft Environmental Impact Statement Habitat Conservation Plan*, 1996, section 4.4.2 and Final EIS DNR HCP, 1996, section 4.4.2.

For a discussion of the environmental consequences of the HCP for protection of riparian ecosystem components, please refer to *Draft Environmental Impact Statement Habitat Conservation Plan*, 1996, section 4.2.3, the *Implementation Procedures for the Habitat Conservation Plan Riparian Forest Restoration Strategy For Westside Planning Units excluding the Olympic Experimental State Forest* (April 2006) and *Addendum to the Draft and Final Environmental Impact Statement, Final Habitat Conservation Plan*, April 2006.

In Eastern Washington, Alternative 2 relies on state forest practices rules for protection and management riparian areas in Eastern Washington (*Final Environmental Impact Statement on Alternatives for the Forest Practices Rules for Aquatic and Riparian Resources*, p. S-10). The *Final Environmental Impact Statement on Alternatives for the Forest Practices Rules for Aquatic and Riparian Resources* points out that "Overall [the forest practices rules] appears to provide adequate protection for most riparian functions except for those along many small streams which have no riparian management zones. In general, the risk of inadequate protection of riparian function appears to be higher for the eastside." The *Final Environmental Impact Statement on Alternatives for the Forest Practices Rules for Aquatic and Riparian Resources* concluded that large woody debris recruitment, stream shade and leaf and litter production has the potential to be moderately impacted along non-fish perennial or type 4 streams, while there is potential for high impacts to riparian function along non-fish seasonal or type 5 streams. In particular, Type 5 streams and the portion of Type 4 stream reaches clearcut under the clearcut strategy in the forest practices rules are at greatest risk of adverse impacts due to shade loss, interruption of detrital inputs and sediment delivery. The risk of adverse impacts due to diminished large woody debris recruitment is moderate to potentially high along all stream types, fish and nonfish-bearing. These risks of adverse impacts are further

elevated in watersheds that are already degraded. Recent research indicates that nonfish-bearing headwater streams play an important role for downstream habitat (Wipfli, 2001).

Protection of non-fish seasonal or type 5 waters under Riparian Management Zones Alternative 2 for the eastside is largely deferred to a regulatory adaptive management process, under the guidance of the Cooperative Monitoring, Evaluation and Research Committee (CMER), which will conduct validation and effectiveness monitoring and research to facilitate achieving the resource objectives for “aquatic resources” (*Final Environmental Impact Statement on Alternatives for the Forest Practices Rules for Aquatic and Riparian Resources*, page 2-32). A scientific review committee designated by the Forest Practices Board is accountable for this process in that they provide peer review of CMER’s work. Disputes are resolved by the Forest Practices Board, and the Timber, Fish and Wildlife Policy Group seeks consensus before recommendations on rule changes that provide protection of aquatic resources are provided to the Forest Practices Board.

The risk along non-fish perennial or type 4 streams is reduced due to the requirements for some tree retention along 70 percent of the stream reach with clear cutting not to exceed 300 feet of a stream reach within a harvest unit within the first 50 feet on either side of the stream. The adverse effects to the riparian microclimate along nonfish-bearing streams are considered high to very high, since the 50-foot width is at most one-third of the minimum recommended buffer for the various microclimate variables (*Final Environmental Impact Statement on Alternatives for the Forest Practices Rules for Aquatic and Riparian Resources*, Summary, Chapter 3, page 3-87). Particular concern exists over air temperatures and humidity, which affect amphibian habitats and stream temperatures that could be transferred to downstream fish streams. A discussion of this analysis is hereby incorporated by reference: *Final Environmental Impact Statement on Alternatives for the Forest Practices Rules for Aquatic and Riparian Resources*, Summary, pages S-9 to S-14, and Chapter 3, pages 3-50 to 3-88.

Riparian Management Zones Alternatives 1, 3 and the Board’s Preferred Alternative for Riparian Conservation all provide an increase in protection of non-fish perennial or type 4 and non-fish seasonal or type 5 over state Forest Practices Rules by requiring use of riparian management zones along non-fish perennial or type 4 streams and where necessary along non-fish seasonal or type 5 streams to protect key non-timber resources. All of these alternatives provide the use of riparian management zones to mitigate impacts to riparian functions and key non-timber resources along non-fish perennial or type 4 and, where necessary along non-fish seasonal or type 5 streams in Eastern Washington.

Moreover, most of the rare plant species that occur along or within forested riparian areas have somewhat of a clumped distribution, rather than being evenly distributed along the riparian zone. They also tend to be specific to a relatively narrow range of stream types. That is, a given rare plant species that occurs in non-fish seasonal or type 5 waters may also occur in non-fish perennial or type 4 waters, but is less likely in fish bearing waters (types 1, 2, and 3). Appropriate placement of and management within riparian management zones has the potential to accommodate most of the conservation needs of

rare riparian plant species. Those plant species limited in their occurrence to Type 5 waters are at greatest risk of damage and disruption under alternative 2 due to the potential for clearcutting and equipment operation.

The analysis for Riparian Management Zones Alternative 3 and the Board's Preferred Alternative for Riparian Conservation is identical to the analysis for Riparian Management Zones Alternative 1. However, the addition of the word "riparian" in Riparian Management Zones Alternative 3 and in the Board's Preferred Alternative helps focus protection on those species most dependant on the riparian environment. Riparian Management Zones Alternative 3 and the Board's Preferred Alternative better meets Policy Objective 3 by providing clarity and consistency with current Forest Practices terminology and for the Board's Preferred Alternative with the HCP for Western Washington.

Direction for determining adequate riparian protection on non-fish bearing streams and when riparian management zones are necessary on non-fish seasonal streams will be needed to achieve the outcomes described in the Board's Preferred Alternative. That direction should be in place upon adoption of the policy or shortly thereafter (within six months), and may either be procedural or substantive (requiring SEPA analysis) but in either case the intent is to ensure that the policy is achieved.

Wetlands

There is an increased risk of adverse impacts to constructed wetlands and wetlands inadvertently created as a result of past management practices under Wetlands Alternative 1. As stated in the policy discussion, Wetlands Alternative 1 limits protection to those wetlands that are "naturally occurring." This puts the policy in conflict with the forest practices rules, which use a broader definition of wetlands, including constructed wetlands created as part of mitigation plans, wetlands inadvertently created as a result of past management practices and other wetlands that meet the ecological criteria in the definition. Because the HCP also bases its wetland strategy on the definition in the forest practices rules, Wetlands Alternative 1 is also in conflict with the HCP and in turn with Policy Objective 1.

Many wetlands on state land have appeared as a result of past management activities that altered hydrology. An example of this might be where road building obstructed sub-surface flow and subsequently forced water to the surface, creating a wetland. Many of these areas are now decades old and provide many habitat, water quality and hydrologic functions. These wetlands require the same protection as "naturally occurring" wetlands, because of their functional contributions and because they may partly offset the negative effects of historic wetland loss. Such wetlands may not be protected through wetlands Alternative 1. As a result wetland function could be lost through compaction, interruption of hydrologic continuity, filling and draining of non-naturally occurring wetlands under Alternative 1. This would also result in a net loss in wetland function and acreage statewide which would also reduce habitat for wetland dependent plants and animals, many of which are state or federal listed as sensitive, threatened or endangered.

No significant adverse impacts have been identified under Wetlands Alternative 2 or the Board's Preferred Alternative for Riparian Conservation. Alternative 2 and the Board's

Preferred Alternative are adequately aligned with the forest practices rules, the intent of the HCP and Policy Objective 1 because they define wetlands using the definition in the forest practices rules. This definition includes wetlands that may not have been specifically protected through Wetlands Alternative 1. Wetland acreage and function of wetlands that meet the definition in the forest practices rules are protected, regardless of wetland size, and mitigation is required to address any losses of function or acreage. The preference for on-site and in-kind mitigation means that wetland losses must be rectified when possible within the same sub-basin where the loss has occurred. This mitigation should replace the same wetland functions and acreage as were lost. For instance, a forested wetland must be replaced by a forested wetland, not by an emergent or shrub-dominated wetland.

The word “overall” in Wetlands Alternative 1 was originally intended to be inclusive of all wetlands on forested state trust lands, implying that the permanent loss of state-managed wetlands could be mitigated by the creation or purchase of additional wetlands. In Wetlands Alternative 2 and the Board’s Preferred Alternative for Riparian Conservation, the term “net” should be viewed as inclusive of all wetlands on state trust lands. The term “overall” is not needed, as it would be redundant.

CUMULATIVE IMPACTS

The potential for significant adverse cumulative impacts to instream and riparian habitat is related to current conditions, the intensity and type of future forest management in riparian areas and the risk associated with upslope activities on unstable slopes that could result in large mass movements.

Cumulative impacts are generally addressed through the establishment of minimum standards for all forest practices. A discussion of this is incorporated by reference from the *Final Environmental Impact Statement on Alternatives for the Forest Practices Rules for Aquatic and Riparian Resources*, Chapter 3, pages 3-207 to 3-216. Additional rules, such as those dealing with Class IV-Special applications or road maintenance and abandonment plans, further address cumulative impacts. These rules are particularly important in regard to cumulative adverse effects on riparian habitat, since sediment is the primary pollutant associated with forest management activities. In addition, the potential for cumulative impacts is assessed at multiple levels of implementing Board of Natural Resources’ policies through integration with SEPA reviews during planning and site-specific project proposals.

Under all Riparian Management Zone alternatives, riparian management zones on the westside will be managed under the *Implementation Procedures for the Habitat Conservation Plan Riparian Forest Restoration Strategy For Westside Planning Units excluding the Olympic Experimental State Forest* (April 2006), a procedure approved by the Federal Services under the HCP, which allows riparian thinning activities to be conducted outside a 25-foot no-harvest zone for riparian forest restoration. The Riparian Forest Restoration Strategy itself has monitoring and adaptive management components, designed to study any adverse impacts and respond to them as needed. Additionally, a Type 5 Stream Conservation Strategy will be completed by 2007. Therefore, the risk of

adverse cumulative impacts from ground disturbance and tree removal is low and will be addressed within the context of the *Implementation Procedures for the Habitat Conservation Plan Riparian Forest Restoration Strategy For Westside Planning Units excluding the Olympic Experimental State Forest* (April 2006) and on a project-by-project basis.

Under Riparian Management Zones Alternative 2, there is an increased risk of an adverse cumulative impact regarding the effects of the lack of riparian management zone buffers on many nonfish-bearing streams on the eastside, because cumulative impacts may not be addressed, particularly in watersheds with a high level of recent past harvest. The uncertainty relates to issues regarding effects on sediment delivery to fish streams, large woody debris and leaf/needle litter recruitment from non-fish to fish streams, and the effects of shade reduction and microclimate changes on non-fish stream temperatures and their ultimate effect on fish stream temperatures. A discussion of this is incorporated by reference from the *Final Environmental Impact Statement on Alternatives for the Forest Practices Rules for Aquatic and Riparian Resources*, Summary, pages S-9 to S-14, Chapter 3, pages 3-7 to 3-89, 3-106 to 3-116, 3-143 to 3-174, and 3-207 to 3-216.

Although Riparian Management Zones Alternatives 1, 3, and the Board's Preferred Alternative for Riparian Conservation provide for riparian management zones along nonfish seasonal streams where necessary to protect key nontimber resources, direction for implementation is needed to mitigate the risk of adverse cumulative impacts to key nontimber resources described above. Without clear direction, especially that which would be used to determine when a riparian management zone is necessary on non-fish seasonal streams, impacts such as elevated water temperatures and sediment loading will be higher. Direction should be in place upon adoption of the policy or shortly thereafter (within six months), and may either be procedural or substantive (requiring SEPA analysis) but in either case the intent is to ensure that the policy is achieved.

In the case of procedural direction, the potential for impacts and mitigation will be assessed through SEPA at the time a management activity is proposed or a plan to accomplish the outcomes identified in the policy is developed.

The cumulative impacts on riparian rare plant species occurring within or along Type 1 through Type 3 waters are similar for all Riparian Management Zone alternatives. However, riparian rare plant species occurring along Type 4 and 5 waters in Eastern Washington are at greater risk of cumulative impacts under Riparian Management Zone Alternative 2. This increased risk is mitigated under Riparian Management Zone Alternatives 1, 3 and the Board's Preferred Alternative for Riparian Conservation, because of their emphasis on using riparian management zones, including Type 4 waters and Type 5 waters when necessary, to protect various features and/or functions, including riparian rare plant species. However, similar to Riparian Management Zones Alternatives 1, 3 and the Board's Preferred Alternative for other key nontimber resources direction is needed for determining "when necessary," to mitigate the risk of adverse cumulative impacts to riparian plant species. Direction should be in place upon adoption of the policy or shortly thereafter (within six months), and, as stated above, may either be procedural or substantive (requiring SEPA analysis) but in either case the intent is to ensure that the policy is achieved.

If applied strictly as written, Wetlands Alternative 1 could result in significant cumulative impacts to wetlands, wetland-dependent wildlife, hydric soils, wetland plants and downstream hydrologic systems, through the lack of protection of wetlands that are not considered “naturally occurring.”

Under Alternative 2 and the Board’s Preferred Alternative for Riparian Conservation, wetlands under a quarter of an acre may not require protection, as outlined in the Affected Environment subsection for this policy subject area because they are neither covered under Forest Practices nor the DNR’s HCP. However, wetlands less than a quarter of an acre in size are often protected through the DNR’s leave tree strategies and other operational activities.

Wetlands that exist within two or more ownerships, or exist within a watershed containing two or more ownerships, could experience cumulative impacts due to less restrictive wetland requirements on other ownerships. Because DNR operates in a mosaic of land ownerships, management of surface and ground water on neighboring properties affects DNR-managed lands. When hydrology is disrupted, the effects cross ownership boundaries. Hydrologic disruption could increase flooding, or in other circumstances drain or pollute wetlands on DNR-managed wetlands. This is true for all of the alternatives. By the same token, DNR- managed wetlands could also experience loss of acreage or function due to changes in climate, “acts of God” or other disruptions unrelated to DNR’s land management activities, however, the concept of “no net loss” applies only in so far as DNR’s own management activities are concerned.

3.3 Social and Cultural Benefits

This major policy category contains policy subject areas related to social and cultural benefits that are provided from forested state trust lands and through DNR's management activities. Forested state trust lands play an important role in providing opportunities for public access and recreation; protecting areas of cultural concern; preserving the visual integrity of Washington's forested landscapes; as well as contributing to local, regional and state economies.

3.3.1 Public Access and Recreation

INTRODUCTION

DNR provides public access opportunities on forested state trust lands as directed by the Multiple Use Concept (RCW 79.10.100), as long as these opportunities are consistent with trust objectives. There are substantial public expectations for public access and recreation, which are not always compatible with a managed landscape. Recreation on forested state trust lands is diverse. Such uses can and do occur in both a dispersed or concentrated way and, in some cases, are supported by developed facilities, such as campgrounds, trailheads and trails. Population growth has greatly increased the demand for access and recreation, as well as increased the incidents of public abuse and illegal activities. At the same time as this demand and level of activities has increased, funding to provide multiple use opportunities from the State-General Fund and a variety of grant programs has decreased.

Although the Public Access and Recreation policy subject primarily meets the following Policy Objectives:

- Meet all state and federal laws, including the trust obligations and the contractual commitments of the HCP (Policy Objective 1); and
- Balance trust income, environmental protection, and other social benefits from four perspectives: the prudent person doctrine; undivided loyalty to and impartiality among the trust beneficiaries; intergenerational equity; and not foreclosing future options (Policy Objective 2);

it works in conjunction with other policy subjects to fulfill the need and purpose of the *Policy for Sustainable Forests* in meeting the 10 policy objectives set out by the Board of Natural Resources.

AFFECTED ENVIRONMENT

DNR provides recreation and public access opportunities across 2.1 million acres of forested state trust lands. Every year hikers, hunters, trail riders, campers and others who enjoy recreating outdoors make more than nine million visits to DNR-managed lands. Recreation on DNR lands tends to be dispersed and emphasizes trails. Activities also

include low impact education-centered recreational opportunities. Much recreation takes place in forest settings supported by primitive facilities.

DNR ownership patterns influence the accessibility of the land to the state's population. Lands managed by DNR in Western Washington have been for the most part aggregated in large blocks. Much of the land also lies in low to middle elevations, making it accessible for most, if not all, of the year. Areas such as the Capitol State Forest at more than 93,000 acres and the Tahuya State Forest at 23,000 acres provide large landscapes for public access. The high rainfall, especially in the fall, winter and spring, means that recreation facilities require constant maintenance to remove overgrowing vegetation and stabilize soils against erosion.

The geographic locations of forested state trust lands are, in many instances, between high density urban or urbanizing areas and higher elevation federal lands. This tends to increase their accessibility to the major population centers of the state. Surveys have shown that the number of people accessing state trust lands has grown as population has increased. This is especially true in Western Washington because of the short travel distances from major cities and towns. In some locations, recreational activities on forested state trust lands provide a significant contribution to local economies.

Recreation use in Eastern Washington is also concentrated in larger blocks of moderately unrestricted access land. The Loomis State Forest, at 134,000 acres, is one of the largest contiguous block of forested state trust land managed by DNR. The state forests in the Naneum area are another example of large unconsolidated ownerships with lots of recreational use. Eastern Washington forests are generally more open with less dense understory vegetation, providing more opportunities for dispersed recreation activities. Lower rainfall and higher snowfall allow recreation in winter, such as snowmobiling and cross-country skiing. Vegetation management along trails is less of a concern. High snowfall can close or restrict use in some areas because of access difficulty.

Recreation opportunities in Eastern Washington also exist long distances from population centers. This favors "destination-site" activities that include camping or staying in vacation facilities close to forestlands. Dispersed activities, especially hunting, are popular and the high temperatures of the summer months tend to push recreation to sites with water access. Many dispersed activities occur from a campsite or recreational vehicle parked within a developed recreation area or a clearing in the forest.

As of 2004, DNR's Recreation Program includes 143 recreational sites and more than 1,100 miles of trails statewide. Of the sites, 57 percent are campgrounds and 43 percent are day-use facilities (trailheads, picnic areas, boat launches and/or interpretive areas). Additionally, there are countless dispersed opportunities, including an unknown amount of user-built trails. In addition to campgrounds, picnic areas and trails, DNR provides considerable public access along its 12,000 miles of forest roads. See the Forest Roads policy subject area for a full discussion of the alternatives being considered for forest roads.

Forested state trust lands provide a broad range of opportunities, including but not limited to: hunting, fishing, camping, equestrian use, motorcycle and all-terrain vehicle riding,

hiking, mountain biking, camping, 4 x 4 riding, educational field tours, boating and sightseeing. Facilities that DNR manages using State-General Funds, grants and volunteers to support recreational access include: day-use areas with picnic sites and group shelter areas, primitive camping, interpretative centers/nature centers, trailheads, boat ramps and/or docks and public beach access sites. However, most recreation on forested state trust lands occurs on trails and roads.

DNR manages more than 1,100 miles of trails. Of these miles, more than 450 miles are multiple-use non-motorized trails, more than 120 miles are hiking only trails and almost 200 miles are winter trails for snowmobiles and cross-country skiing. As demand for different uses increases, conflicts between different types of recreation and users may increase as well, making multiple use trail systems more difficult. Many more miles of trails have been built by the users themselves that are not designated or managed by DNR. With more than 400 miles of designated motorized trails, DNR provides the most state land off-road vehicle trail riding opportunities in Washington.

A typical developed recreation site could include a variety of improvements and facilities. Camping and day-use areas can include tables, fire pits and vault toilets; improved paths and fencing; directional, interpretive or other signs; horse corrals; water systems; semi-permanent host sites, including utilities hook-up; some limited garbage collection facilities and other ancillary improvements. Trails often include areas hardened with concrete blocks or timbers, bridges with hardened approaches, signage systems, improved parking areas that are graveled or paved and trails within maintained vegetation-free corridors.

Developed sites are found on forest edges and deep within managed forest areas. Trails typically include loops that traverse a variety of forest stand types and elevations. While most of the recreation activity is concentrated in larger forest blocks, even a small parcel of land may be used as a favorite hunting or fishing area or may contain sport trails frequented by a local neighborhood or community.

DNR-designated and financially or otherwise (volunteers) supported facilities such as campgrounds, trailheads, boat launches, roads and trails are designed, located and managed to mitigate potential environmental impacts to earth, water, wildlife and the built environment. Examples include: locating facilities away from streams and wetlands and on flat or gently sloping surfaces; maintaining as much natural vegetation as possible during construction; limiting or completing closures during the wet season; use of drainage structures, bridges and surface hardening; and avoidance of special ecological features or wildlife habitats.

The focus of maintenance activities on recreation sites and trails is to minimize potential impacts to soils. DNR has and continues to relocate trails on soils and terrain that are more stable, have good drainage and are less steep. Management activities focus on stabilizing soil through installation of drainage structures, such as ditches and water bars; use of trail hardening materials in areas prone to erosion, such as curves, slopes and approaches to bridges over streams; imposing seasonal closures of trail segments or systems when rain and snowfall is likely to be highest, and using permits to limit numbers of users.

Dispersed public use of forested state trust lands represent the highest potential for environmental and public safety impacts. Many user-built trails are not located or designed to mitigate potential environmental impacts, nor are they supported financially or otherwise. These trails have no drainage structures, are often located on erodible soils or steep slopes, may have wet crossings of streams (no bridges) and are used during times of the year when impacts can be most severe.

Noise concerns associated with both authorized and unauthorized public uses, especially associated with off-road motor vehicles and recreational shooting are increasing. Such uses in some locations, especially if unmanaged, produce significant noise level impacts to surrounding residential areas. Moreover, concentrated and dispersed target shooting, which has increased significantly during the last decade on forested state trust lands, also pose an increased environmental risk, safety risk to the public and DNR employees, noise, and risk of damage to public property and trust assets.

Existing funding for the Recreation Program from the State-General Fund and grants has declined in terms of real dollars over the past decade. In terms of resources for maintenance and management of facilities and trails, DNR has experienced a decline in the capacity to assess and address potential risks to humans and the environment. Only about 30 percent of existing sites are maintained on a regular basis, with the rest receiving intermittent to very little attention. The result is that most of DNR's developed and designated areas have infrequent garbage collection, vault toilets are pumped irregularly and vandalism or storm damage is not immediately repaired. Due to dwindling resources for public use management, risks of environmental impact cannot always be addressed in a timely manner. While DNR uses all its resources in the most effective way possible by seeking grant and other external funding sources and by leveraging staff capacity with adopt-a-trail and other volunteer-based programs, the need for management is greater than the present capacity to deliver it.

Volunteers are a vital component of DNR's Recreation Program and assist in a variety of ways. They provide support for grant applications, primarily for site and trail maintenance funding. Volunteers also actively participate in trail and facility maintenance activities, such as brushing trails, forest watch, hardening and shaping trails, installing culverts and drainage dips, assisting with bridge construction and bridge maintenance, picking-up garbage, repairing fencing, weed control and painting outhouses and signs. Volunteers also work as campground hosts. In 2004, DNR's Recreation Program benefited from more than 12,000 hours of volunteer labor. The level of authorized recreation and public access that DNR can provide and manage is dependent on DNR's resources, staff time, other support and funding to maintain and manage the program.

Providing access for recreation can have an impact on DNR's road system. Recreational visitors are dependent on the road system that DNR builds and maintains for timber harvest and other land management activities. Except where state and local roads provide additional access, many recreational sites and trail systems can only be accessed from forest roads. The increased use created by recreational visitors can cause wear and tear on road surfaces and increase the amount of maintenance needed to meet public safety and

environmental concerns. Vehicles driven by people seeking to access recreation sites can be two- or four-wheel, but are generally passenger cars, light trucks or sport utility vehicles. The quantity of vehicle trips for recreational access can represent an increased risk of degradation of the road system.

Road closures, particularly during rainy times of the year can help reduce maintenance needs. Paving road segments at greater risk of high use can also reduce the long-term maintenance needs, though initial costs of road construction can be much higher, and increase speed, creating a safety hazard.

Public engagement in recreation activities can increase the need for public services, such as law enforcement, emergency medical resources and search and rescue activities. Activities associated with recreation can include potential risk of harm to the individual participating in the activity and those around them. Motorized activities are likely to include the greatest risk of bodily harm and often require the attention and time of law enforcement personnel to encourage safe operation of recreational vehicles. As the number of uses and users increases, so does the demand for enforcement and other services.

One consequence of managing a very large land base is the risk of illegal activities being carried out in areas not frequented or patrolled by enforcement or other personnel. With thousands of miles of forest roads and hundreds of entry points, DNR is at high risk for illegal activities to occur. Some of those activities may also pose risks to the natural environment and other resources. Common illegal activities that occur include garbage dumping, vandalism, reckless shooting and theft of wood or other forest products. These create impacts to natural resources. Some activities, such as methamphetamine labs, can pose extreme danger to people and the environment. These are some of a wide variety of illegal practices that take place on DNR lands. The potential for impacts from these activities is difficult to anticipate. In order to minimize the risk of these impacts, DNR would have to restrict access to the forested state trust lands and/or greatly increase the amount of enforcement activity across the landscape. This would result in greatly limiting public access and recreational opportunities for the vast majority of law-abiding people.

The state's population has doubled since 1950 and it is expected to double again by 2050. As a result, recreation demand is on the rise. According to the *State Comprehensive Outdoor Recreation Plan* (IAC, 2002):

- ORV use is expected to increase by 20 percent over the next 20 years, and, the amount of available ORV trails is expected to stay static;
- Equestrian use is expected to grow by 29 percent over the next 20 years; and
- Hiking use is expected to grow by 34 percent over the next 20 years.

Recreation activities affect the economics of Washington State. For example:

- According to the study, "Adding it up – Washington communities profit from fish, wildlife and recreation" (Washington State Department of Fish and Wildlife, 2002),

people in Washington State spend more than \$2 billion dollars annually for hunting, fishing and viewing wildlife.

- The motorcycle and all-terrain vehicle industry is growing rapidly. The people purchasing these vehicles will be looking for places to ride them. In many cases, they will seek out trails on forested state trust lands.

The demand for recreation on forested state trust lands in the future will very likely reflect these trends. Pressure from the public for more access and opportunities will continue to increase. In addition, the level of abuse and illegal activities has also risen dramatically since 1992. User built trails, theft, meth labs and marijuana plantations on forested state trust lands potentially damage the environment, take revenue away from the trusts and puts public and employee health and safety at risk.

REGULATORY FRAMEWORK

Chapter 79.10 RCW directs DNR to allow multiple use of the trust lands it manages, including recreation areas and trails; education and scientific studies; special events; hunting and fishing; and maintenance of scenic areas and historic sites, when such uses are compatible with trust land management. Chapter 79.10.120 RCW also states, “If such additional uses are not compatible with the financial obligations in the management of trust land, they may be permitted only if there is compensation from such uses satisfying the financial obligations”. Chapter 46.09 RCW applies to all lands of the state, including private and forested state trust lands, and sets standards for the permitting and use of off-road and non-highway vehicles. It does not apply to the use of snowmobiles or any vehicle designed primarily for travel on, over or in the water. Chapter 332-52 WAC, Managed Lands and Roads-Use Of, controls public use activities that occur on all lands under the jurisdiction of DNR. The rules are aimed at protecting recreational, economic and industrial activities on land and roads.

Chapter 4.24 RCW limits the liability of DNR from unintentional injuries suffered by anyone recreating on DNR-managed lands, as long as DNR does not charge a fee for public access and recreation.

ALTERNATIVES

Table 1: Summary of Alternatives for Public Access and Recreation		
Alternatives	Approach	Emphasis
Alternative 1 (No Action)	Passive	Compatibility Not Adequately Addressed
Alternative 2	Active Control	Ensure Compatibility by Closing, Limiting and Restricting Access
Alternative 3	Active Collaboration	Ensure Compatibility through Collaboration and Increased Funding
Alternative 4	Active Evaluation and Management	Ensure Compatibility through Evaluation, Active Management and Collaboration
Board's Preferred Alternative	Active Evaluation and Management	Ensure Compatibility through Evaluation, Active Management and Collaboration

■ ALTERNATIVE 1 (NO ACTION)

DISCUSSION

Alternative 1 commits DNR to provide public access and recreation as required by the Multiple Use Concept, when compatible with the policies in the *Forest Resource Plan* and trust objectives. Alternative 1 states that DNR may, in some circumstances, control access and recreation when necessary to accomplish specific management objectives, protect public safety or to control environmental impacts. Alternative 1 does not provide adequate guidance related to compatibility with trust objectives, given current or future demands for public access and recreation on forested state trust lands. Alternative 1 meets Policy Objective 1, but it does not appear to meet Policy Objective 2 as well as other alternatives.

POLICY STATEMENTS

***Forest Resource Plan* Policy No. 25, Providing Public Access: “The department will provide public access for multiple uses on state forestlands. In certain circumstances the department will control vehicular or other access, but only where necessary to accomplish specific management objectives. Public access may be closed, restricted or limited to protect public safety; to prevent theft, vandalism and garbage dumping; to protect soils, water quality, plants and animals; or to meet other objectives identified in the plan.”**

***Forest Resource Plan* Policy No. 29, Recreation on State Forestlands: “The department will allow recreation on state forestland when compatible with the objectives of the *Forest Resource Plan*. As part of its efforts, the department will continue to comply with the *Statewide Comprehensive Outdoor Recreation Plan*.”**

■ ALTERNATIVE 2

DISCUSSION

Alternative 2 emphasizes limiting, restricting or closing public access to address any negative impacts, the requirement for adequate funding from sources other than the Resource Management Cost Account (RMCA) (RCW 79.64.020) or the Forest Development Account (FDA) (RCW 79.64.100) (management funds), which involve trust revenues that must be used for trust management purposes. Alternative 2 also ensures safety and compatibility with trust objectives, including environmental stewardship. Adequate funding for recreation generally needs to come from the State-General Fund appropriation or some external source. Alternative 2 describes the actions DNR will take to ensure safety and compatibility with trust objectives. Alternative 2 limits expenditures from the RMCA or FDA to control incompatible dispersed public access and illegal activities to meet trust objectives and protect trust assets. The policy statements below generally reflect DNR policy, PO 10-002: Public Use on DNR-Managed Trust Lands that currently applies to all DNR-managed trust lands, including forested state trust lands.

Alternative 2 requires adequate support from non-RMCA or FDA sources for public access and recreation on forested state trust lands. If resources and funding are not available for safe, positive experiences for the public, and environmental and economic impacts cannot be minimized, access and recreation would be restricted or limited to the level that is compatible with public safety and trust objectives. This is a more active approach to managing recreational access and allows for activities to be redirected or discontinued if impacts unacceptable to the trusts or the public occur. It is also; however, a more passive approach to pursuing funding to help support recreation on forested state trust lands and implement the Multiple Use Concept. Alternative 2 appears to meet Policy Objective 1, but does not appear to meet Policy Objective 2 as well as Alternatives 3 and 4.

POLICY STATEMENTS

When managing public access and recreation use on forested state trust lands, the department will seek to balance economic, ecological and social concerns, with a general emphasis on ensuring minimal ecological and economic impacts to the trusts, and positive, safe experiences for the public.

When designated or dispersed public access and use on forested state trust lands are resulting in threats to public, employee and department contractor safety; in theft, vandalism, garbage dumping and other illegal activities; or in damage to soils, water quality, plants and animals or other elements of the forest environment, the department will work to control those negative effects, including closing, limiting or restricting public access when necessary.

The department will limit expenditures of management funds to the closing, limiting or restricting of public access to control the impacts of incompatible dispersed public access and illegal activities to meet trust objectives and protect trust assets.

■ ALTERNATIVE 3

DISCUSSION

Alternative 3 emphasizes enhancing the compatibility of increased public access and recreation with trust objectives and public safety. Alternative 3 focuses on collaboration with the public, user groups, other landowners, other agencies and organizations to seek funding to ensure compatibility, as well as mitigate any negative impacts associated with incompatible dispersed public access. Management funds originating from revenue-producing activities and dedicated to the management of trust assets on behalf of the trust beneficiary would be invested under Alternative 3 to control the impacts of incompatible public access. Management funds (RMCA and FDA) would also be invested where benefits, including financial, to the trusts can be demonstrated. Such benefits could include reducing management costs to the trusts in the short and long-term, as well as investing in public access and recreation as a financial diversification strategy to increase net revenues to the trust beneficiaries. Under Alternative 3, PO 10-002, Public Use on DNR-Managed Trust Lands, would no longer apply to forested state trust lands.

POLICY STATEMENTS

When managing public access and recreation use on forested state trust lands, the department will seek to balance economic, ecological and social concerns, with a general emphasis on enhancing the compatibility of increasing public access and use with trust objectives.

Compatibility may be enhanced through collaborative work with the public, user groups, other landowners, other agencies and organizations; through active pursuit of non-trust financial and other support; and through prudent expenditures of management funds, where benefits to trust management can be demonstrated.

When designated or dispersed public access and use on forested state trust lands are resulting in threats to public, employee and department contractor safety; in theft, vandalism, garbage dumping and other illegal activities; or in damage to soils, water quality, plants and animals or other elements of the forest environment, the department will work to control those negative effects through collaboration with the public, user groups, other landowners, other agencies and organizations. In limited circumstances, the department will control those negative impacts by closing, limiting or restricting public access.

The department will expend prudent levels of management funds to control the impacts of dispersed public access and illegal activities to meet trust objectives, protect trust assets and meet the intent of the Multiple Use Act.

■ ALTERNATIVE 4

DISCUSSION

Alternative 4 directs DNR to evaluate and manage public access and recreation based on: a) the physical condition of the area in a landscape context, including neighboring landowners; b) the characteristics of the users, including their degree of organization; and c) the reasonable availability of DNR financial, staff and other resources for sustainable and compatible long-term management. The management of public access and recreation must ensure protection of trust interests, including an analysis of costs and benefits.

Alternative 4 describes the actions DNR may take to ensure safety and compatibility with trust objectives, including environmental stewardship, through collaboration with the public, user groups, other landowners and other agencies and organizations to mitigate negative impacts, and by limiting, restricting and closing public access when necessary.

Alternative 4 states that management funds (from the RMCA and FDA will be expended to protect trust assets from any impacts associated with incompatible dispersed public access and illegal activities. Under Alternative 4, PO 10-002, Public Use on DNR-Managed Trust Lands, would no longer apply to forested state trust lands.

Alternative 4 best meets the applicable policy objectives by meeting the requirements of the Multiple Use Concept (Policy Objective 1), while still providing the right balance between trust income and asset protection and providing social benefits associated with public access and recreation (Policy Objective 2).

POLICY STATEMENTS

When managing public access and recreation use on forested state trust lands, the department will seek to balance economic, ecological and social concerns by evaluating on a landscape or case-by-case basis: a) the physical condition of the area in a landscape context, including neighboring landowners; b) the characteristics of the users, including their degree of organization; and c) the reasonable availability of department financial, staff and other resources for sustainable, long-term management. The department's conclusion must ensure protection of trust interests, including an analysis of costs and benefits.

When designated or dispersed public access and use on forested state trust lands are resulting in threats to public, employee and department contractor safety; in theft, vandalism, garbage dumping and other illegal activities; or in damage to soils, water quality, plants and animals or other elements of the forest environment, the department will work to control those negative effects through collaboration with the public, user groups, other landowners, other agencies and organizations to mitigate negative impacts. Mitigation will include the closing, limiting or restricting of public access when necessary.

The department will limit expenditures of management funds to the closing, limiting or restricting of public access to control the impacts of incompatible dispersed public access and illegal activities to meet trust objectives and protect trust assets.

■ BOARD'S PREFERRED ALTERNATIVE

DISCUSSION

The Board's Preferred Alternative is the same as Alternative 4, with some minor edits to ensure the policy is clear and succinct (Policy Objective 3).

The Multiple Use Concept states that DNR shall provide recreational opportunities where such uses are compatible with trust objectives. Therefore, public access and recreation must be compatible with trust objectives. Compatibility can be achieved by:

- Obtaining compensation to the trust(s) for developed facilities;
- Ensuring that dispersed uses have minimal adverse economic, ecological or social impacts, or
- Enhancing trust returns.

The compatibility of dispersed uses with trust objectives is a function of the physical location of the use, its intensity, and the availability of the users, DNR staff and resources to manage or exploit the use. In some cases, dispersed uses must be mitigated, redirected, limited, or eliminated to ensure compatibility with trust objectives. In addition, collaboration between DNR, the public, user groups, other landowners, and other agencies and organizations is critical for providing safe public access and recreation opportunities on forested state trust lands and meeting trust objectives.

POLICY STATEMENTS

When managing public access and recreation use on forested state trust lands, the department will protect trust interests and seek to balance economic, ecological and social concerns by evaluating the following on a landscape or case-by-case basis:

- **The physical condition of the area in a landscape context, including neighboring landowners;**
- **The characteristics of the users, including their degree of organization;**
- **The reasonable availability of financial, staff and other resources for sustainable, long-term management; and**
- **Cost and benefit to the trust(s).**

The department will work to control negative effects of designated or dispersed public access and use on forested state trust lands through collaboration with the public, user groups, other landowners, and other agencies and organizations.

Negative effects include:

- **Threats to public, employee and department contractor safety;**
- **Theft, vandalism, garbage dumping and other illegal activities; or**
- **Damage to soils, water quality, plants, animals or other elements of the forest environment.**

Mitigation will include the closing, limiting or redirecting of public access when necessary.

In meeting the intent of the Multiple Use Concept, the department will only expend management funds for closing, limiting or redirecting public access in order to meet trust objectives or protect trust assets by controlling the impacts of incompatible dispersed public access and illegal activities.

■ ALTERNATIVES SUGGESTED BUT NOT ANALYZED

No other alternatives were introduced for discussion or analysis during scoping and the Draft EIS process.

SIGNIFICANT IMPACTS AND MITIGATION MEASURES

Under Alternative 1, there is an increased risk of adverse environmental impacts to soils, plants and animals, and water, and an increase in public safety concerns. Where recreation and public access is passively managed or supported, it has resulted in activities and potential impacts not being monitored as closely. Assessment of need for correction takes longer to occur. Declining funding and resources requires DNR to favor areas of greatest use that have the greatest need for budget support, and leaves other areas with fewer resources to deal with problems. If use is not actively managed, monitored

and directed, facilities and trails may deteriorate, storm and vandalism damage may not be known and assessed quickly, and use may proliferate in areas without designated and managed trail systems. As the number of activities and users rise without being managed and monitored, the risk of activities taking place in a manner or area that is not compatible with the natural environment, public safety or trust objectives also rises. The potential for impacts to riparian areas including sensitive plants, soils, water quality and fish habitat through erosional processes, and public safety increases. It is increasingly difficult to direct use toward areas and use types that minimize environmental impacts and are more appropriate and compatible with trust objectives and public safety.

Under Alternative 2, the risk of adverse impacts to the natural environment is lowered, while the risk of adverse impacts to the built environment, i.e., less recreational opportunities on forested state trust lands, is increased. The critical aspects of Alternative 2 are the requirements that ensure that adequate and appropriate funding and support are available to ensure compatibility of public access and recreation with trust objectives. If an activity or level of use cannot be provided in a way that minimizes potential environmental and economic risks, that use will be eliminated. Activities and use levels that are adequately and appropriately funded would be maintained. This approach results in a decrease in the potential for significant environmental impacts to the natural environment and to public safety primarily through the control of unauthorized and non-supported uses. Alternative 2 is dependent on active monitoring and assessment of recreation uses and a reliable decision-making process for problems that are encountered. The active approach in controlling access under Alternative 2 would likely require a much higher level of management fund expenditures to identify, assess and close incompatible and potentially some currently designated public access and recreational uses that were incompatible with trust objectives or posed an unacceptable risk to the environment, the public and/or employee safety.

While Alternative 2 decreases potential risk to the natural environment, it also potentially decreases the amount of recreational access that would be allowed on forested state trust lands. As the funding for recreation and public access has dwindled, unmanaged use has increased. DNR resources, as currently funded, are not adequate to monitor recreation activities across all DNR-managed lands. Full implementation of Alternative 2 could result in closures of areas that cannot now be managed, particularly those where unmanaged use represents high potential for environmental damage to riparian areas, including sensitive plants, water quality, soils and fish habitat. For instance, areas found to have trails not designated and managed by DNR would likely have access restricted and facilities without funding for proper maintenance would be closed. This would result in fewer recreation opportunities on forested state trust lands and forcing these activities on other lands would likely increase the environmental impacts on other lands.

Alternative 3 is not likely to decrease recreation opportunities on DNR-managed forested state trust lands. Alternative 3 directs DNR to collaborate with others to support recreation activities at present and increasing levels. Under ideal situations where collaboration is very successful, the result would be that recreation enthusiasts could continue to engage in the variety of activities that take place on forested state trust lands

today and in the future and the number of designated sites, trails and road miles open to use would likely increase, as would levels of compatible dispersed public access.

However, while funding would be actively pursued under Alternative 3 to address problems that were discovered through monitoring and management of recreational access and activities to ensure compatibility with public safety, environmental protection, and trust economic objectives, the magnitude of impacts associated with the level of use would be challenging to control. Therefore, Alternative 3, even with its emphasis on collaboration, and funding to support recreation and reduce the risk of impacts to the natural environment and trust economic objectives, likely represents a level of impacts to the natural environment higher than Alternatives 2 and 4 due to increased levels of use.

Alternative 4 and the Board's Preferred Alternative are a more proactive approach to public access and recreation management through evaluation of the physical compatibility of the landscape to support public access and recreation and to support infrastructure available to manage public access and recreation to ensure compatibility with trust environmental and economic objectives and public safety. Alternative 4 and the Board's Preferred Alternative direct DNR to limit recreational uses if they pose risks to trust assets, people, resources and the environment and limits expenditures of management funds to the closing, limiting or restricting of public access to control environmental or other trust asset impacts. It also promotes collaboration with others that could redirect uses to other DNR-managed facilities or provide for measures that would minimize or mitigate impacts.

Impacts to the natural environment under Alternative 4 and the Board's Preferred Alternative would likely be less than under Alternatives 1 and 3. This is a result of actively assessing the compatibility of public access and recreation with environmental sustainability; and managing to ensure compatibility with trust objectives, other *Policy for Sustainable Forests* policies, and public safety.

CUMULATIVE IMPACTS

Impacts to the natural environment, primarily riparian areas, including sensitive plants, soils, water quality and fish habitat, from recreational activities can increase, as the types and frequency of activities occur in a given area, especially those that are incompatible with trust objectives and are unmanaged and unsupported by appropriate funding or other resources.

Alternative 1 will result in a higher risk of impacts becoming cumulative, due to lack of clear guidance and commitment to manage recreation and public access on DNR-managed lands. If a passive stance is taken to how the public accesses and uses the land, inappropriate use could proliferate and at levels that increase potential for impacts to the natural environment. Without clear direction, frequency and intensity of public access and recreation may not be monitored in a way to allow for limitations being set where appropriate. This would increase the likelihood of significant cumulative impacts to riparian areas, sensitive plants, soils, water quality, and fish habitat.

Alternative 2 allows for recreational and public access, when compatible with trust objectives. Alternative 2 would reduce the likelihood of significant impacts on forested

state trust lands to the natural environment while substantially increasing the likelihood of significant impacts to recreational opportunities by potentially reducing the amount of recreation that occurs on these lands. Alternative 2 could substantially dislocate recreational opportunities, along with the associated negative impacts to riparian areas, including sensitive plants, soils, water quality, and fish habitat, to lands other than forested state trust lands.

Alternative 3 may have an increased risk of cumulative impacts to the natural environment, because it involves less active assessment of compatibility with trust objectives that may lead to greater management controls, but provide more access and recreational opportunities than Alternative 4. In addition, by providing more trust-compatible access and recreational uses, incompatible dispersed uses may decline or be easier to control, thereby mitigating some of the potential for cumulative adverse impacts to the natural environment and that could result from limiting recreational opportunities. Seeking and securing greater funding to support the current authorized level of recreational access could mitigate adverse cumulative impacts to the built environment, i.e., recreation opportunities, by allowing DNR to be proactive in directing and limiting use as appropriate.

Alternative 4 and the Board's Preferred Alternative would reduce the risk of cumulative impacts to the natural environment below Alternatives 1 and 3, by ensuring long-term and sustainable, compatible public access and recreation based on physical compatibility with the landscape and the available support infrastructure.

3.3.2 Cultural Resources

INTRODUCTION

Forest management activities can have various impacts on archaeological, historic and cultural resources. For archaeological and historic sites, these activities can result in physical damage or destruction with a loss of cultural, scientific and historic values. For traditional cultural properties, these activities can result in physical damage or destruction, as well as a loss of privacy, isolation and perceived purity. Forest management can change species composition that can favor resources utilized by the Tribes. For example, timber harvesting, like the traditional burning of forests, can encourage the growth of berry-producing species and provide forage for game animals. Cedar growth is also promoted on many trust lands by the removal of competing tree species.

DNR recognizes the significance of cultural properties, current cultural uses and historic and archaeological sites. DNR also acknowledges the importance of government-to-government communications with the Tribes, as discussed in the *Commissioner's Order on Tribal Relations* (see Appendix C), as well as communications with interested stakeholders.

Although the Cultural Resources policy subject primarily meets the following Policy Objectives:

- Balance trust income, environmental protection, and other social benefits from four perspectives: the prudent person doctrine; undivided loyalty to and impartiality among the trust beneficiaries; intergenerational equity; and not foreclosing future options (Policy Objective 2); and
- Seek productive partnerships that help DNR achieve policy objectives (Policy Objective 4);

it works in conjunction with other policy subjects to fulfill the need and purpose of the *Policy for Sustainable Forests* in meeting the 10 policy objectives set out by the Board of Natural Resources.

AFFECTED ENVIRONMENT

Cultural resources include prehistoric and historic archaeological sites, historic structures and areas and traditional cultural properties. The Office of Archaeology and Historic Preservation maintains both Tribal and non-Tribal information on more than 20,000 archaeological sites and more than 100,000 historic properties. Many Tribes maintain an extensive listing of cultural resource properties within ceded lands and usual and accustomed areas, although some Tribes do not share this information. Information related to cultural properties is not available through the Office of Archaeology and Historic Preservation.

Historic sites on forested state trust lands are likely to be remnants of logging, mining, homesteads and early transportation routes. For a historic overview, see Appendix D, as well as the *Final Environmental Impact Statement on Alternatives for Sustainable Forest Management of State Trust Lands in Western Washington*, pages D-67 to 69.

Cultural properties on forested state trust lands can take many forms. Vision quest sites, ceremonial bathing and gear storage sites, plant gathering and hunting sites are all examples. These sites are either known and recorded by the Tribes or are known by the Tribes, but not recorded or shared.

REGULATORY FRAMEWORK

Chapter 27.34 RCW, Archaeology and Historic Preservation: The Legislature declares it the public interest to designate, preserve, protect, enhance and perpetuate structures, sites, districts, buildings and objects of historic, archaeological, architectural or cultural value. The Office of Archaeology and Historic Preservation administers this law.

Chapter 27.44 RCW, Indian Graves and Records: Indian burial sites, cairns, glyptic markings and historic graves located on public and private land are to be protected. Any person who knowingly removes or damages Native American cairns, graves, pictographs or petroglyphs, or sells artifacts or human remains from graves is guilty of a Class C felony. A Tribe or enrolled member can bring civil action to secure an injunction, damages or other appropriate relief.

Chapter 27.53 RCW, Archaeological Sites and Resources: Information from archaeological sites is declared a public interest. Archaeological sites and artifacts on forested state trust lands, whether previously recorded or still unrecognized, are declared property of the state. Disturbing archaeological resources without a permit from the Office of Archaeology and Historic Preservation is unlawful. Civil and criminal penalties may apply. Archaeological site information is declared exempt from public disclosure.

Chapter 25-48 WAC (implements chapter 27.53 RCW): Archaeological excavation and removal permit.

WAC 222-16-050(1)(f) (forest practices rules): Timber harvest, construction of roads, landings, rock quarries, gravel pits, borrow pits and spoil disposal areas on archaeological or historic sites registered with the Office of Archaeology and Historic Preservation or on sites containing evidence of Native American cairns, graves or glyptic records, as provided for in chapters 27.44 RCW and 27.53 RCW are Class IV-Special forest practices. DNR shall consult with affected Tribes in identifying such sites.

WAC 222-16-050(5)(k) (forest practices rules): Harvesting, road construction, site preparation or aerial application of pesticides on lands with cultural, historic or archaeological resources are Class III forest practices. Cultural resources must be on or be eligible for listing on the National Register of Historic Places or must have been identified to DNR as being of interest to an affected Tribe.

WAC 222-20-120: Notice of forest practices to affected Indian Tribes: (1) DNR shall notify affected Indian tribes of all applications of concern to such tribes, including those

involving cultural resources, identified by the Tribes. (2) Where an application involves cultural resources the landowner shall meet with the affected tribe(s) with the objective of agreeing on a plan for protecting the archaeological or cultural value. DNR may condition the application in accordance with the plan. (3) Affected Indian Tribes shall determine whether plans for protection of cultural resources will be forwarded to the Office of Archaeological and Historic Preservation.

WAC 222-16-010 General definitions: “Cultural Resources” means archaeological and historic sites and artifacts and traditional religious, ceremonial and social uses and activities of affected Indian Tribes.

1987 Timber, Fish and Wildlife Agreement: DNR will update and maintain a system with information on archaeological and cultural resources. The Tribes may provide DNR with general location information for those resources. Forest practices applications will be cross-checked against the system and landowners/operators and the affected Tribe(s) will be immediately notified. All requirements of forest practices rules must be met.

ALTERNATIVES

■ ALTERNATIVE 1 (NO ACTION)

DISCUSSION

Alternative 1 directs DNR to establish a program for identifying and protecting historic and archeological sites on forested state trust lands. Alternative 1 is limited, because it doesn't address culturally-significant areas, such as traditional cultural properties and current cultural uses. They are, however, addressed under the forest practices rules WAC 222-20-120 and WAC 222-16-010. Alternative 1 does not appear to meet Policy Objectives 2 and 4 as well as Alternative 2 because it does not specifically include reference to culturally significant areas.

POLICY STATEMENT

Forest Resource Plan Policy No. 24, Identifying Historic Sites: “The department will establish a program to identify and inventory historic and archaeological sites and protect them at a level which, at a minimum, meets regulatory requirements.”

■ ALTERNATIVE 2

DISCUSSION

Alternative 2 directs DNR to maintain its existing program for identifying and protecting historic and archaeological sites consistent with state and federal law. Alternative 2 directs DNR to actively communicate and promote collaboration with the Tribes on issues related to culturally-significant areas, such as traditional cultural properties and current cultural use. Alternative 2 also directs DNR to work with interested stakeholders on issues related to non-Tribal cultural uses, historic and archaeological sites. Alternative 2 recognizes that on occasion, it may be in the best interest of the trusts to consider

transferring ownership of trust lands with significant archaeological, historic and cultural resources, when compensation to the trusts is secured. Alternative 2 best meets the applicable policy objectives by encouraging partnerships with the Tribes and interested stakeholders (Policy Objective 4). In addition, Alternative 2 provides balance between trust income and protection of historic, archaeological and culturally-significant areas or resources through compensation to the affected trust where appropriate (Policy Objective 2).

POLICY STATEMENTS

The department will protect significant historic and archaeological sites consistent with state and federal law.

The department will actively communicate and promote collaboration with Tribes and interested stakeholders to address culturally-significant areas.

When in the best interest of the trusts, the department will consider transfer of ownership of historic, archaeological and culturally-significant areas when compensation to the trusts is secured.

■ BOARD'S PREFERRED ALTERNATIVE

DISCUSSION

The Board's Preferred Alternative is the same as Alternative 2, with some minor edits to ensure the policy is clear and succinct (Policy Objective 3).

POLICY STATEMENTS

The department will protect significant historic and archaeological sites, consistent with state and federal law.

The department will actively communicate and promote collaboration with Tribes and interested stakeholders to address culturally significant areas.

When in the best interest of the trust(s), the department will consider transfer of historic, archaeological and culturally significant areas out of trust status, when compensation to the trust(s) is secured.

■ ALTERNATIVES SUGGESTED BUT NOT ANALYZED

No other alternatives were introduced for discussion or analysis during scoping and the Draft EIS process.

SIGNIFICANT IMPACTS AND MITIGATION MEASURES

No significant adverse impacts are identified for any of the alternatives. DNR has a tribal liaison, a professional archaeologist, cultural resource technicians in every region except Northeast and many field personnel trained to recognize cultural resources.

In addition, DNR frequently enters into memoranda of agreement with Tribal governments to protect traditional cultural properties and maintain Tribal access to resources and localities important to the continued practice of their traditional cultures.

The biggest challenge in implementing DNR's cultural resource program involves enough dedicated time for the cultural resource technicians to address cultural resource issues, including procedural communication and collaboration with the Tribes and other interested stakeholders. As a result, known-state recorded sites are systematically identified, evaluated and mitigated, while known-not recorded and Tribally-recorded (such as traditional cultural properties) and unknown-unrecorded sites are not systematically identified, evaluated and mitigated, which increases the potential for impacts to these sites from timber harvest and other management activities if they are not discovered during the activity. The impacts could range from temporary short-term impacts, e.g. to traditional uses such as bathing, vision questing, berry picking and other low-intensity resource extraction to complete disruption or destruction of archaeological resources. Mitigation of these types of impacts is dependent upon DNR receiving knowledge of these sites. The intent of the Board's Preferred Alternative is to actively communicate and promote collaboration with the tribes to make DNR aware of potential sites so that they can be protected.

Similar to what is required under current forest practices rules, Alternative 2 and the Board's Preferred Alternative commits DNR to actively communicate and promote collaboration with the Tribes on issues related to Tribal access, Traditional Cultural Properties and cultural uses. DNR will also work with other interested stakeholders on issues related to non-Tribal cultural uses, and historic and archaeological sites. Alternative 2 and the Board's Preferred Alternative emphasize this broader need to address cultural resource issues and will help DNR fulfill the cultural resource commitments made in the HCP. Known-state recorded sites will continue to be systematically identified, evaluated and mitigated. In addition, the likelihood that Tribally-recorded, known-not recorded and unknown-unrecorded sites will also be systematically identified, evaluated and mitigated is increased.

CUMULATIVE IMPACTS

Although current state and federal law addresses the need to communicate with the affected Tribes, the emphasis under Alternative 2 and the Board's Preferred Alternative to promote collaboration regarding culturally-significant areas with the Tribes and others is intended to provide additional mitigation. The expectation is that short- and long-term adverse impacts, as described above, will be avoided or minimized, as well as cumulative impacts in terms of decreasing the risk of compounding project-specific impacts to cultural resources, e.g., traditional uses that may occur across landscapes, apart from this emphasis.

3.3.3 Visual Impacts (formerly “Visual Management”)

INTRODUCTION

Population growth, especially in Western Washington, has significantly increased the visibility of DNR management activities. DNR activities can alter the visual nature of forest stands and forested landscapes. These visual changes can be local in nature, such as views from a recreational trail or an individual residence, or regional, such as foreground and background views from a county road or state highway, or a background view to cities and towns.

Although the Visual Impacts policy subject primarily meets the following Policy Objectives:

- Balance trust income, environmental protection, and other social benefits from four perspectives: the prudent person doctrine; undivided loyalty to and impartiality among the trust beneficiaries; intergenerational equity; and not foreclosing future options (Policy Objective 2); and
- Pursue outcome-based management within a flexible framework (Policy Objective 6);

it works in conjunction with other policy subjects to fulfill the need and purpose of the *Policy for Sustainable Forests* in meeting the 10 policy objectives set out by the Board of Natural Resources.

AFFECTED ENVIRONMENT

The visibility of forestry operations and the potential for visual impacts is influenced by many factors. These factors include the position and distance of the viewpoint from the activity, the topography of the land, the type of operation and the intensity and/or concentration of activities, what is revealed as a result of the activity and how long the activity is in view. The observer’s background and personal values influence whether the reaction to the visual impact is positive, neutral or negative.

DNR currently utilizes a variety of strategies and mechanisms to mitigate visual impacts. DNR often uses early community outreach to help determine any visual sensitivity to the proposed activity.

Visual impacts can be mitigated through a variety of strategies and mechanisms:

- Early outreach to the community to help determine the visual sensitivity to a proposed activity;
- Use of land management requirements—such as riparian and wetland buffers, protection of unstable slopes, and location and arrangement of wildlife trees—to create buffers or screen harvest activities;

-
- Use of different silvicultural strategies—timing, design and size of timber harvest units; the arrangement of harvest units over time and space across landscapes; compliance with the “green-up” requirements of the state forest practices rules;
 - Visual modeling tools to help assess and mitigate visual impacts; and/or
 - Use of partial or selective harvests rather than even-aged harvest, particularly in Eastern Washington, where selective harvest is the dominant harvest technique.

DNR’s forest land planning process may be used to identify areas of visual sensitivity and develop strategies to mitigate visual impacts.

The visual impacts of DNR’s harvest activities have been limited to an average of 12,000 to 14,000 acres per year over the past several years. This accounts for all harvest operations and is considerably less than anticipated in the HCP, which was up to 24,600 acres per year over the first decade in Western Washington alone. The range represented by these acreages varies from 0.57 percent to 1.2 percent of the total forested state trust land base managed by DNR (2.1 million acres). In Western Washington, approximately 75 percent of the annual harvest would be from regeneration harvests, i.e., those that leave eight to 20 trees per acre, and while the remaining harvest activities are thinnings or partial harvest. The majority of harvests in Eastern Washington are partial or selective harvests.

REGULATORY FRAMEWORK

The forest practices rules (WAC 222-30-025) address even-aged harvest size and timing. In addition, the rules address forest management activities within the boundaries of any national park, state park or any park of a local governmental entity. While these rules are not specifically related to mitigating visual impacts of harvest activities, they can have that result. Generally, these rules restrict even-aged harvests to 240 acres maximum, with any even-aged harvest between 120 acres and 240 acres potentially reviewed by an interdisciplinary team. Even-aged harvest, as defined in WAC 222-16-010, generally means:

- Clearcuts;
- Seed tree or shelterwood harvests in which 20 or fewer trees per acre remain after harvests;
- Group or strip shelterwood harvests creating an opening wider than 2 tree heights, based on dominant trees;
- Shelterwood removal harvests which leave fewer than 150 trees per acre, which are at least 5 years old or 4 feet in average height;
- Partial cutting in which fewer than 50 trees per acre remain after harvest;
- Overstory removal when more than 5,000 board feet per acre is removed and fewer than 50 trees per acre at least 10 feet in height remain after harvest; and

-
- Other harvesting methods designed to manage for multiple age classes in which 6 or fewer trees per acre remain after harvest.

The rules go on to state that harvest units shall be designed so that each unit meets at least one of the following criteria:

- At least 30 percent of the unit's perimeter is in stands of trees that are 30 years of age or older;
- At least 60 percent of the unit's perimeter is in stands of trees that are 15 years or age or older; or
- At least 90 percent of the unit's perimeter is in stands of trees that have survived on site a minimum of 5 growing seasons or, if not, have reached an average height of 4 feet.

The Columbia River Gorge National Scenic Area provides additional regulatory framework for DNR. The scenic area was established in 1986 to protect and provide for the enhancement of the scenic, cultural, recreational and natural resource of the Columbia River Gorge and protect and support the economy of the Columbia River Gorge area by encouraging growth to occur in existing urban areas and by allowing future economic development.

The Columbia River Gorge National Scenic Area is divided into three categories of land: Urban Areas, the Special Management Area and the General Management Area. There are approximately 2,900 acres of forested state trust lands within the Special Management Area. These lands must be managed according to the restrictions of the Special Management Area, which include a maximum even-age harvest unit size of 15 acres, variable unit boundary lines, retention of 17 snags per acre and a submission of all harvest proposals to the Scenic Area Review Committee.

In addition to the Forest Practices Act and state forest practices rules and the Columbia River Gorge National Scenic Area requirements, DNR must comply with the State Environmental Policy Act (chapter 43.21C RCW), which requires consideration of aesthetic impacts from its timber harvesting activities.

ALTERNATIVES

■ ALTERNATIVE 1 (NO ACTION)

DISCUSSION

Alternative 1 limits the visual impacts of even-aged timber harvesting by limiting the size of harvest units and by controlling and dispersing harvests over time. Even-aged timber harvesting involves cutting most of the trees on a particular site or unit at one time to produce stands that are of the same relative age. It is generally any harvest that retains 20 trees per acre or less after harvest. A particular timber harvest may involve multiple harvest units. Alternative 1 limits these harvest units to a maximum of 100 acres in size.

It also intends to further restrict size and timing by prohibiting harvesting within 300 feet of another harvest unit, if the combined acreage of the two units exceeds 100 acres. While this requirement was not mentioned in the actual policy statement, it was included in the policy discussion as an intended outcome of this policy. Alternative 1 has been referred to as “green-up,” because it requires DNR to have visible trees, at least four feet in height, before an adjacent stand can be even-aged harvested. Alternative 1 applies to all even-aged harvest units, regardless of their visibility or the nature of the visual impact. Alternative 1 is not as flexible in recognizing and using methods to mitigate for visual impacts as a result of harvest methods, arrangement of leave trees or the presence of riparian and wetland buffers as Alternative 2.

Because Alternative 1 was put in place prior to the HCP and forest practices rules related to even-aged harvest size and timing, Alternative 1 does not recognize the mitigation provided by the forest practices rules regarding even-aged harvest size and timing. Nor does it consider that retention of riparian and wetland buffers, protection of unstable slopes, and arrangement of leave trees all break up the visual impact of harvest activities on the landscape. Alternative 1 does not appear to meet Policy Objectives 2 and 6 as well as other alternatives.

POLICY STATEMENT

Forest Resource Plan Policy No. 32, Green-up of Harvest Units: “The department will reduce the impacts of clearcutting and certain even-aged silvicultural systems by generally limiting the size of harvest areas to a maximum of 100 acres, requiring “green-up” of adjacent areas before harvesting timber and employing other techniques to blend harvested areas into the landscape.”

■ ALTERNATIVE 2

DISCUSSION

Alternative 2 eliminates the 300-foot buffer requirements intended with Policy No. 32. Alternative 2 relies on development of strategies to mitigate for regional visual impacts of DNR’s management activities. DNR will assess the cost/benefit to trust beneficiaries of prudent expenditures to mitigate visual impacts, in light of regional public concerns. For mitigation of local impacts, DNR will generally rely on other land management requirements, e.g. forest practices rules and other Board of Natural Resources policy. The 100-acre limit on even-aged harvest units is retained in Alternative 3 and the Board’s Preferred Alternative for Watershed Systems. Alternative 2 does not appear to meet Policy Objective 2 as well as Alternative 4, but appears to meet Policy Objective 6 as well as Alternative 4.

POLICY STATEMENTS

The department will consider the visual impacts of management activities and design appropriate mitigation strategies based on whether the impacts are of local or regional significance.

For local visual impacts, the department will generally mitigate visual impacts through design and application of other land management requirements. For regional visual impacts, the department will develop additional strategies to mitigate impacts. The department will assess the cost/benefit to trust beneficiaries of prudent expenditures to mitigate visual impacts, in light of regional public concerns.

■ ALTERNATIVE 3

DISCUSSION

Alternative 3 eliminates the 300-foot buffer requirements intended with Policy No. 32. Alternative 3 specifies a case-by-case approach and provides no guidance as to methods to mitigate for visual impacts based on local or regional significance. Alternative 3 may not result in adequate mitigation in some cases or, in other cases, it may provide more than is necessary to address impacts. The 100-acre limit on even-aged harvest units is retained in Alternative 3 and the Board's Preferred Alternative for Watershed Systems. Alternative 3 does not appear to meet Policy Objective 2 as well as the other alternatives, but best meets Policy Objective 6.

POLICY STATEMENT

The department will mitigate visual impacts as needed for local or regional issues, recognizing that there may be different strategies, depending on the scope and scale of the issue.

■ ALTERNATIVE 4

DISCUSSION

Alternative 4 eliminates the 300-foot buffer requirements intended with Policy No. 32. In addition, Alternative 4 integrates other management requirements, such as leave trees, riparian and wetland buffers and protection of unstable slopes into site-specific visual management for local impacts. Alternative 4 relies on developing strategies to mitigate for regional visual impacts of DNR's management activities. DNR will assess the cost/benefit to trust beneficiaries of prudent expenditures to mitigate visual impacts, in light of regional public concerns. As under Alternative 2, DNR will utilize land management requirements, such as riparian and wetland buffers; protection of unstable slopes; and location and arrangement of wildlife trees, to create buffers or screening of harvest activities. In addition, DNR utilizes different silvicultural strategies; timing, design and size of timber harvest units; the arrangement of harvest units over time and space across landscapes; compliance with the "green-up" requirements of the forest practices rules; as well as visual modeling tools to mitigate visual impacts. Alternative 4 also provides a mechanism for transferring forested state trust lands that are visually significant out of trust status, with compensation to the affected trust(s). The 100-acre limit on harvest units is retained in the Alternative 3 and the Board's Preferred Alternative for Watershed Systems.

Alternative 4 meets the applicable policy objectives, as it allows flexibility for professional field staff to address visual impacts based on the nature of the impact and use of a variety of strategies for mitigation where appropriate, while still meeting the needs of each trust beneficiary (Policy Objective 6). Alternative 4 also provides balance between trust income and mitigation for impacts to visually significant areas through compensation to the affected trust where appropriate (Policy Objective 2).

POLICY STATEMENTS

The department will consider whether there are visual impacts of management activities and design appropriate mitigation strategies based on whether any impacts are of local or regional significance.

For local visual impacts, the department will generally mitigate visual impacts through design and application of other land management requirements. For regional visual impacts, the department will develop additional strategies to mitigate impacts. The department will assess the cost/benefit to trust beneficiaries of prudent expenditures to mitigate visual impacts, in light of regional public concerns.

When in the best interest of the affected trust(s), the department will consider transfer of ownership of significant scenic areas, when compensation to the affected trust(s) is secured.

■ BOARD'S PREFERRED ALTERNATIVE

DISCUSSION

The Board's Preferred Alternative builds on Alternative 4 by directing DNR to seek compensation for mitigation strategies where appropriate. The Board's Preferred Alternative improves DNR's ability to meet Policy Objective 2.

POLICY STATEMENTS

The department will consider whether there are visual impacts of management activities and will design appropriate mitigation strategies based on whether impacts are of local or regional significance as follows:

- **For local visual impacts, the department will generally mitigate visual impacts through design and application of other land management requirements; and**
- **For regional visual impacts, the department will develop additional strategies to mitigate impacts. The department will assess the cost/benefit to the trust(s) of prudent expenditures to mitigate visual impacts, in light of public concerns, and seek compensation where appropriate.**

When in the best interest of the trust(s), the department will consider transfer of significant scenic areas out of trust status, when compensation to the trust(s) is secured.

■ ALTERNATIVES SUGGESTED BUT NOT ANALYZED

No other alternatives were introduced for discussion or analysis during scoping and the Draft EIS process.

SIGNIFICANT IMPACTS AND MITIGATION MEASURES

There is an increased risk of adverse impacts to the natural environment due to the potential for increased road mileage under Alternative 1. Alternative 1 applies visual criteria to all harvest units, regardless of their visibility. Spacing timber harvest units 300 feet apart and regulating their size to less than 100 acres is used to break up the unnatural pattern of clearcutting to promote shapes, patterns, scale and size that more reflect the natural characteristics of the landscape. Requiring 300-foot buffers between 100-acre maximum harvest units may require more roads to be kept open for longer periods of time in some limited circumstances. This is due to the need to retain and maintain access to adjoining stands until they can be harvested, whereas under Forest Practices rules, these adjoining stands could be all harvested at the same time, thus eliminating the need to keep roads open. Open roads allow prolonged public access and can lead to greater impacts to wildlife habitat, e.g. interruption of migration routes; to fish habitat, water quality and quantity, e.g. increased sediment; as well as to visual impacts. Although these impacts would be mitigated by compliance with state forest practices rules and other Board of Natural Resources policy, the potential for additional impacts could last indefinitely, as long as the roads are kept open. Although Alternative 1 provides greater certainty of minimal widths between harvest units, it does not provide maximum flexibility to minimize total open road mileage and will likely increase the risk of adverse impacts to fish habitat, water quality and quantity, and aesthetics than the other alternatives.

Although elimination of the 300-foot buffer requirement between even-aged harvest units may result in a small increase in land available for harvest, there will not be a substantial increase in acres harvested. The additional acres available for harvest each year (approximately 1,500 acres) will not result in significant adverse impacts to aesthetics or to other elements of the natural environment, due to requirements of the HCP for riparian protections, unstable slope protection, hydrologic maturity and habitat thresholds. Those conservation strategies result in retention of more trees across the landscape in irregular patterns that break up visual impacts of harvest unit boundaries. In Eastern Washington, harvest is expected to be predominantly partial cuts. The environmental impacts associated with forest practices rules regarding even-aged harvest size and timing are discussed in the *Final Environmental Impact Statement for the Proposed Forest Practices Rules and Regulations and Appendixes* pages 91 to 98, and are incorporated here by reference. The retention of the 100-acre maximum even-aged harvest unit limit in Alternative 3 and the Board's Preferred Alternative of the Watershed Systems policy subject area is expected to continue to provide additional mitigation of visual impacts. The policy would not change harvest levels. Average even-aged harvest unit size would be expected to stay relatively the same on forested state trust lands in Western Washington, due to requirements of the HCP for riparian protections, unstable slope

protection, hydrologic maturity and habitat thresholds. Treatment of forest health issues will sometimes require larger harvest units and more intense harvesting in both Eastern and Western Washington (see the Forest Health policy subject area discussion).

Under Alternative 2, DNR would further reduce regional visual impacts of its harvest activities when they are identified, through development of additional mitigation strategies.

Under Alternative 3, the reliance on site specific evaluation and strategies designed to mitigate on a case-by-case basis increases the risk of adverse impacts to some aesthetic resources, because of the lack of a consistent standard in Alternative 3 regarding the distinction between local and regional issues. The potential for treating a regional issue similar to a local issue is increased and may limit the consideration of strategies to mitigate impacts of existing land management requirements, rather than developing additional strategies where needed to address regional issues.

The environmental impacts associated with Alternative 4 and the Board's Preferred Alternative are similar to those associated with Alternative 2. Any adverse impacts to water quality and quantity, and aesthetics under Alternative 4 and the Board's Preferred Alternative would also be mitigated by the 100-acre even-aged harvest size limitation under Alternative 3 and the Board's Preferred Alternative for Watershed Systems.

The potential adverse impacts under Alternative 4 and the Board's Preferred Alternative are expected to be less than the other alternatives, because of the increased flexibility added to Alternative 4 and the Board's Preferred Alternative that can provide permanent protection of visually significant forested state trust lands through transfer out of trust status with compensation to the affected trust(s). Under Alternative 4 and the Board's Preferred Alternative, visually significant forested state trust lands can be permanently protected through transfer out of trust status, with full market value compensation to the affected trust(s). However, this strategy is primarily reserved for Common School Federal Grant Lands, and is not generally available for other types of trust lands, especially State Forest Lands.

Under all alternatives, the environmental impacts associated with visual management strategies that are developed through a forest land planning process or as part of a timber harvest design would be evaluated at that time as part of a SEPA review.

CUMULATIVE IMPACTS

Under all alternatives, visual impacts of DNR activities are mitigated as a result of several factors. In Western Washington, compliance with HCP commitments, including the establishment of riparian and wetland buffers, protection of unstable slopes, maintenance of hydrologic maturity, specific habitat development and retention strategies, along with leaving legacy trees, provide for mitigation of visual impacts. In Eastern Washington, visual impacts are mitigated by several factors, including providing nesting, roosting and foraging habitat in areas covered by the HCP on the eastern slopes of the Cascades; specific habitat development and retention strategies for Lynx in the Loomis State Forest and other parts of northeastern Washington; leaving legacy trees; the predominance of partial or selective cutting timber harvests; the forest practices rules;

and the development of strategies to protect late successional forest in the Loomis State Forest. Because DNR has these requirements (that in most cases exceed forest practices rules), visual impacts of DNR activities should be less than those associated with many forestlands without these requirements. Where DNR also develops other strategies to mitigate visual impacts (Alternatives 2, 4 and the Board's Preferred Alternative), in addition to mitigation provided by complying with Forest Practices Act and state forest practices rules and the HCP, then cumulative impacts to visual resources should be further reduced. Finally, provisions for considering transfer of ownership of visually significant forested state trust lands, with full market value compensation to the affected trust(s) under Alternative 4 and the Board's Preferred Alternative, provides a mechanism for more permanently protecting highly valued scenic resources associated with forested state trust lands.

3.3.4 Local Economic Vitality

INTRODUCTION

Meeting each trust beneficiary’s economic and ecological objectives results in social benefits. Management of forested state trust lands provides clean water, wildlife habitat, forests for recreation, as well as jobs for local economies. Forested state trust lands near local communities supply jobs in the forest products industry, both in the woods and in local mills that process timber from forested state trust lands. Some niche industries are dependent on forest products from forested state trust lands. In addition, these lands often attract recreationalists who spend money in local communities. These products and uses contribute to local economic vitality, which can be affected by location and timing of management activities and access to forested state trust lands.

Although the Local Economic Vitality policy subject primarily meets the following Policy Objective:

- Balance trust income, environmental protection, and other social benefits from four perspectives: the prudent person doctrine; undivided loyalty to and impartiality among the trust beneficiaries; intergenerational equity; and not foreclosing future options (Policy Objective 2);

it works in conjunction with other policy subjects to fulfill the need and purpose of the *Policy for Sustainable Forests* in meeting the 10 policy objectives set out by the Board of Natural Resources.

AFFECTED ENVIRONMENT

In 1996, DNR commissioned a study by Deloitte and Touche LLP on the economic value and contributions of state management trust lands and activities associated with them. This study, in part, investigated the extent that activities on DNR-managed lands contributed indirectly to the community and state through the creation of jobs; through the wages and salaries, i.e., income, that are created by those jobs; state and local taxes, which included “market related” activities or jobs, incomes and tax payments that resulted from commercial activities; as well as “non-market” activities related to recreational, social, cultural and ecological activities. The findings of this study for forested state trust lands are summarized in Table 1.

Table 1: Annual Indirect Market and Non-Market Benefits from Forested State Trust Lands			
Benefit Type	Market	Non-Market	Total
Jobs Generated	7,900	6,340	14,240
Wage & Salary Income Earned	\$ 170,373,000	\$ 54,597,600	\$ 224,970,600
Taxes Paid	\$ 25,364,000	\$ 21,638,000	\$ 47,002,000

Market and non-market activities on forested state trust lands make significant contributions to local, regional and state economies beyond direct financial support of trust beneficiaries. A full discussion of indirect market and non-market benefits and the

methodology for calculation is contained in the 1996 Deloitte and Touche study (Chapter 5).

REGULATORY FRAMEWORK

The regulatory framework for local economic vitality is made up of all the legal requirements, contracts and other agreements, e.g. the DNR's HCP, that the DNR adheres to in the management of forested state trust lands.

ALTERNATIVES

■ ALTERNATIVE 1 (NO ACTION)

DISCUSSION

Alternative 1 provides no policy direction with regard to local economic vitality. Currently, the contribution to local economies as a result of land management activities is not a formal consideration by DNR, but happens coincidentally with management on behalf of each trust beneficiary. Alternative 1 does not appear to meet Policy Objective 2 as well as other alternatives.

POLICY STATEMENT

No current policy direction.

■ ALTERNATIVE 2

DISCUSSION

Alternative 2 directs DNR to support local economic vitality when doing so is compatible with, or contributes to, attainment of trust objectives. Alternative 2 requires DNR to work with local economic interests during DNR forest land planning efforts. Alternative 2 commits DNR to consider local economic impacts of its land management decisions and activities. Alternative 2 better meets Policy Objective 2 than Alternative 1, but not as well as Alternative 3 and the Board's Preferred Alternative, because of the vagueness of "actively support."

POLICY STATEMENTS

The department will actively support local economic vitality as part of its management of forested state trust lands when it is compatible with or contributes to the attainment of trust objectives.

The department will work with local economic interests as part of its forest land planning processes.

■ ALTERNATIVE 3

DISCUSSION

Alternative 3 recognizes the relationship between DNR's management activities and local economic vitality and suggests that DNR may make decisions that contribute to local economic vitality when compatible with meeting trust objectives. Alternative 3 best meets the applicable policy objective by providing the right balance between trust income and providing other social benefits through promotion of local economic vitality (Policy Objective 2).

POLICY STATEMENT

The department may consider the relationship between local economic vitality and forest management activities and may take actions in support of local economic vitality when they are compatible with or directly support trust objectives.

■ BOARD'S PREFERRED ALTERNATIVE

DISCUSSION

The Board's Preferred Alternative is the same as Alternative 3, with some minor edits to ensure the policy is clear and succinct (Policy Objective 3). The Board's Preferred Alternative more clearly assumes the strong relationship that exists between local economic vitality and DNR's forest management activities.

POLICY STATEMENT

In considering the relationship between local economic vitality and forest management activities, the department may take actions in support of local economic vitality when they are compatible with or directly support trust objectives.

■ ALTERNATIVES SUGGESTED BUT NOT ANALYZED

A suggestion was made to use full cost accounting to consider the economic benefits of ecological services to local communities. Whether full cost accounting is an appropriate approach to achieving the intent of this policy can be considered during implementation. DNR will explore and develop strategies to achieve the intent of this policy as part of implementation. The intent of Board of Natural Resources policy is to describe outcomes for DNR to achieve in managing forested state trust lands. Consequently, the policy statements do not describe or include directives on how to achieve those outcomes.

SIGNIFICANT IMPACTS AND MITIGATION MEASURES

Any contributions to local economic vitality are coincidental to management activities that implement other Board of Natural Resources policy. Those activities are reviewed under SEPA at the appropriate point of planning and implementation. Consequently,

there would be no significant environmental impacts or mitigation measures unique to this proposal.

Under Alternative 2, DNR may alter location and timing of certain land management activities or uses to support local economies when compatible with trust objectives. These uses and activities would be carried out in compliance with existing Board of Natural Resources policy, including HCP requirements and state and federal law. Any environmental impacts associated with actions taken as a result of consideration of local economic vitality cannot be identified at this time.

The analysis for Alternative 3 and the Board's Preferred Alternative is identical to the analysis for Alternative 2.

CUMULATIVE IMPACTS

There are no cumulative adverse impacts identified for any of the alternatives considered under this policy subject area proposal. The location and timing of certain land management activities or uses to support local economies would be carried out in compliance with existing Board of Natural Resources policy including HCP requirements and state and federal law, when compatible with trust requirements. Any activity or use would undergo any required SEPA review at the time it was considered. Any cumulative environmental impacts associated with actions taken in consideration of local economic vitality cannot be identified at this time.

3.4 Implementation

This major policy category contains policy subject areas related to implementation of the *Policy for Sustainable Forests*. These subjects address DNR's forest land planning approach; silvicultural and research activities on forested state trust lands; public relations and communication; as well as the processes DNR will utilize to ensure that Board of Natural Resources policies are kept current and meaningful.

3.4.1 Forest Land Planning (formerly "Forestland Planning")

INTRODUCTION

The purpose of forest land planning is to translate outcomes established by state and federal law and Board of Natural Resources policy into specific activities in the field. Forest land planning should document forest management strategies and demonstrate where and what types of activities will most likely meet the outcomes. DNR has always believed that a dynamic planning process will accommodate management needs, changing rules and public concerns.

Although the Forest Land Planning policy subject primarily meets the following Policy Objectives:

- Ensure policies are succinct, relevant and easily understood by the public and department employees (Policy Objective 3); and
- Use professional judgment, best available science and sound field forestry to achieve excellence in public stewardship (Policy Objective 5);

it works in conjunction with other policy subjects to fulfill the need and purpose of the *Policy for Sustainable Forests* in meeting the 10 policy objectives set out by the Board of Natural Resources.

AFFECTED ENVIRONMENT

Forest land planning by itself does not modify the environment. However, planning results in defining standards that control management activities across landscapes and, therefore, planning decisions are subject to State Environmental Policy Act (SEPA) review (WAC 197-11-800(20) and WAC 197-11-704(2)(b)).

DNR currently has one planning policy in the *Forest Resource Plan*, Policy No. 16, Landscape Planning. In addition, DNR developed a planning procedure for guiding the implementation of the 2004 sustainable harvest calculation (*Final Environmental Impact Statement on Alternatives for Sustainable Forest Management of State Trust Lands in Western Washington*, Appendix F, Procedure No. PR14-001-010, Sustainable Harvest Implementation Planning).

The purpose of landscape planning identified in Policy No. 16 is “to develop a pragmatic working tool for the professional forester that will show at any given time DNR’s plans for a particular landscape.” DNR’s landscape planning efforts are based on a process of developing management objectives for forested state trust lands at a landscape, watershed or ecological unit scale. The size of these planning units has ranged from several thousand acres to tens of thousands of acres. The purpose of landscape planning has been to translate the general policies of the *Forest Resource Plan* into specific activities in the field, including evaluating harvest and multiple-use activities.

In Western Washington, DNR delineated 83 landscape planning units. To date, numerous landscape plans have been started and seven completed. These landscape plans contain management objectives for conducting silvicultural activities; scheduling timber harvests; protecting aquatic systems, watersheds, riparian areas, wetlands and wildlife habitat, including endangered or threatened species; building or maintaining road systems; and various other components.

The Sustainable Harvest Implementation Planning Procedure No. PR14-001-010 provides direction for developing strategies to implement Board of Natural Resources policies and the sustainable harvest calculation. The primary purpose of the Sustainable Harvest Implementation Planning Procedure is to describe how field operations within a HCP planning unit and over a ten-year period, are going to achieve the outcomes identified in the sustainable harvest calculation and other Board of Natural Resources policies.

The implementation plans will be subject to environmental analysis and public review under SEPA. Once finalized, each implementation plan will be subject to approval by DNR’s Land Steward (*Final Environmental Impact Statement on Alternatives for Sustainable Forest Management of State Trust Lands in Western Washington*, Appendix F).

DNR’s HCP contains geographic-specific conservation objectives and strategies. These include development of nesting, roosting, foraging and dispersal habitat, and analysis of hydrologic maturity as it relates to rain-on-snow zones. The HCP anticipated that landscape planning would be part of the process for implementing conservation strategies (*Final HCP*, page IV. 192).

DNR has agreed (March 2006 Settlement Agreement) to ensure that forest land planning in the Olympic Experimental State Forest will include all elements of the landscape planning process required by the HCP.

REGULATORY FRAMEWORK

There are no specific regulations that direct DNR to engage in Forest Land Planning. See Affected Environment discussion.

ALTERNATIVES

■ ALTERNATIVE 1 (NO ACTION)

DISCUSSION

Alternative 1 is based on a process of developing management objectives for forested state trust lands at a landscape, watershed or ecological unit scale. The size of these planning units has ranged from several thousand acres to tens of thousands of acres. The purpose of landscape planning has been to translate the general policies of the *Forest Resource Plan* into specific activities in the field. Alternative 1 focuses on developing management objectives through a public process, consistent with Board of Natural Resources policy for individual landscapes. Alternative 1 does not appear to meet Policy Objectives 3 and 5 as well as Alternative 2.

POLICY STATEMENT

Forest Resource Plan Policy No. 16, Landscape Planning: “The department will develop plans by setting management objectives for timber and non-timber resources for specified landscapes consistent with the *Forest Resource Plan*.”

■ ALTERNATIVE 2

DISCUSSION

Alternative 2 proposes a DNR forest land planning process that: 1) describes measurable outcomes as established by state and federal law, as well as Board of Natural Resources policy for a specified geographical area (smaller than the state); 2) specifies forest management strategies to achieve outcomes; and 3) provides adaptive management through feedback and communication that refine strategies and outcomes as appropriate.

Measurable outcomes can encompass aspects of the economic, ecological and social environment. These outcomes are reflected in the HCP, the *Final Environmental Impact Statement on Alternatives for Sustainable Forest Management of State Trust Lands in Western Washington* and other policies that make up the proposed *Policy for Sustainable Forests*. Examples include desired stand structures, volume targets and riparian and wetland buffers. Forest management strategies developed through forest land planning assist DNR’s forest managers in creating and implementing efficient and effective operational plans to achieve outcomes. Feedback and communication components of a forest land plan provide important information for developing, modifying and adapting plans to meet the outcomes, as well as guide any appropriate refinements to those outcomes and the strategies developed to achieve them. These components include status reports to the Board of Natural Resources on progress toward accomplishment of outcomes and provide for important stakeholder and public participation. In addition, environmental review requirements of SEPA provide a mechanism to not only identify the impacts of forest land planning.

Alternative 2 provides a clearer distinction of the planning steps, articulating already established policy outcomes and developing forest management strategies to achieve outcomes. Alternative 2 establishes communication and feedback components to provide for stakeholder and public participation. Alternative 2 proposes to enlarge the geographic planning scale for developing forest land plans from several thousand acres, to HCP planning units (hundreds of thousands of acres in size). The enlarged planning scale will provide a more comprehensive examination of the effects of forest management strategies across multiple landscapes in achieving outcomes. However, some forest management strategies may focus on smaller geographic units to address critical, localized issues. Cumulative impacts will be assessed at varying scales and intensity to address unique circumstances. Alternative 2 allows the flexibility to analyze potentially significant cumulative impacts at an appropriate scale whether by watershed or HCP planning unit. Alternative 2 recognizes that these plans will be developed as time and resources allow and will integrate, as appropriate, other existing forest plans. Alternative 2 best meets the applicable policy objectives by clearly describing how DNR will utilize forest land planning to communicate management outcomes and strategies to achieve those outcomes within specified landscapes (Policy Objective 3).

POLICY STATEMENTS

The department will develop forest land plans at the *Habitat Conservation Plan* planning unit scale in implementing Board of Natural Resources policy.

For areas outside the *Habitat Conservation Plan*, the department will develop forest land plans at a scale similar to *Habitat Conservation Plan* planning units in implementing Board of Natural Resources policy.

The department may use different scales to address unique circumstances.

The department will utilize the State Environmental Policy Act to communicate department objectives and outcomes; to consider local, regional and statewide interests and concerns; and to develop and analyze forest management strategies.

The department will prioritize and develop new forest land plans over time. The preparation of plans will be based on available resources and budget.

As plans are developed, the department will integrate previous planning work within new forest land plans, as appropriate.

■ BOARD'S PREFERRED ALTERNATIVE

DISCUSSION

The Board's Preferred Alternative is the same as Alternative 2, with some minor edits to ensure the policy is clear and succinct (Policy Objective 3).

POLICY STATEMENTS

In implementing Board of Natural Resources policy, the department will develop forest land plans at geographic scales similar to DNR's *Habitat Conservation Plan* planning units.

The department may use different geographic scales to address special circumstances.

The department will utilize the requirements of the State Environmental Policy Act to communicate department objectives and outcomes; to consider local, regional and statewide interests and concerns; and to develop and analyze forest management strategies.

The department will prioritize and develop new forest land plans over time. The development of plans will depend on available resources and budget.

As plans are developed, the department will integrate previous planning work within new forest land plans, as appropriate.

■ ALTERNATIVES SUGGESTED BUT NOT ANALYZED

No other alternatives were introduced for discussion or analysis during scoping and the Draft EIS process.

SIGNIFICANT IMPACTS AND MITIGATION MEASURES

There are no probable significant adverse environmental impacts from either alternative. These alternatives describe a planning process DNR will use. Any adverse environmental impacts, including cumulative impacts, of activities to be conducted under the plans will be analyzed under SEPA at the time the plans are developed. The planning process described in Alternative 1 was designed to integrate the various elements that must be considered in managing forested state trust lands. Policy No. 16 intended to use geographical information systems to generate detailed maps. These geographical information systems were expected to display physical information, such as soil types, roads and wildlife habitat locations on a computer-generated map. Landscape-level maps and supporting information were expected to contain specific objectives for DNR activities developed through the landscape planning process (*Final Environmental Impact Statement for the Forest Resource Plan*).

In setting management objectives under Alternative 1, the landscape planning process sometimes resulted in reinterpreting or redefining already established outcomes. In addition, the cost to undertake and complete these plans has been prohibitive. This has primarily been driven by not having a well-defined planning process or product, and the requirement for numerous plans. These problems resulted in sporadic planning efforts around the state. Under Alternative 1, some landscape plans are still being developed, such as the *Loomis State Forest Final Landscape Plan*.

Under Alternative 2 and the Board's Preferred Alternative, established outcomes would be clearly described for the planning unit. The forest land planning process would not seek to reinterpret or change these expected outcomes. Under Alternative 2 and the Board's Preferred Alternative, forest management strategies would be developed to achieve these outcomes. These strategies will link outcomes with operational activities and will provide a working tool for use by DNR's land managers and foresters.

Alternative 2 and the Board's Preferred Alternative incorporate public participation and communication into its forest land planning process. The process will allow Tribes, stakeholders and the public the opportunity to learn about expected outcomes, provide input and receive feedback on DNR strategies to achieve those outcomes. This process will provide DNR and the Board of Natural Resources with information on the effectiveness of the proposed policy direction and expected outcomes and on the environmental impacts of their decisions.

Under Alternative 2 and the Board's Preferred Alternative, landscape plans still being developed, such as the *Loomis State Forest Final Landscape Plan*, would be integrated into this new planning approach, if adopted by the Board of Natural Resources.

CUMULATIVE IMPACTS

There are no adverse cumulative impacts related to these policy alternatives. The potential for significant cumulative impacts, if any, that may result from the plans will be evaluated under SEPA when the plans are developed.

3.4.2 General Silvicultural Strategy

INTRODUCTION

DNR defines silviculture as the art and science of cultivating forests to achieve outcomes identified by state and federal law and Board of Natural Resources policy. Silviculture is a tool that consists of a set of methods or techniques used to create a desired outcome (future) for a forest/stand, such as revenue or habitat. The application of silvicultural strategies is one of the primary mechanisms for achieving desired outcomes across landscapes. These strategies may be developed and analyzed through forest land planning. Silvicultural prescriptions incorporate activities, such as site preparation; planting specific tree species at specified densities; fertilization; removal of non-desirable species; and intermediate as well as final harvesting of trees. Stand-specific activities contribute to landscape and statewide outcomes, such as the sustainable harvest calculation and the HCP.

Although the General Silvicultural Strategy policy subject primarily meets the following Policy Objectives:

- Use professional judgment, best available science and sound field forestry to achieve excellence in public stewardship (Policy Objective 5); and
- Promote active, innovative and sustainable stewardship on as much of the forested land base as possible (Policy Objective 7);

it works in conjunction with other policy subjects to fulfill the need and purpose of the *Policy for Sustainable Forests* in meeting the 10 policy objectives set out by the Board of Natural Resources.

AFFECTED ENVIRONMENT

The practice of silviculture on forested state trust lands potentially affects several elements of the environment, including habitat, plants and animals, water, earth and aesthetics. Although these elements may be directly affected by the practice of silviculture, its impact to specific elements are addressed under other specific policy subject areas, e.g., Forest Health; Wildlife Habitat; Watershed Systems; Riparian Conservation; and Visual Impacts. These other policy subject areas cover the range of silvicultural activities used on forested state trust lands and their potential for affecting elements of the environment. Silvicultural prescriptions are designed and implemented to accomplish site-specific stand objectives. Stand objectives are written to help meet landscape or statewide objectives or outcomes, such as revenue generation, restoration of structurally complex forests and creation of habitat. Silvicultural treatments do not always result in removal of material from the stand. These types of treatments, known as pre-commercial thinnings, leave cut material in the stand to provide woody debris or habitat value to the stand.

In contrast, commercial thinning removes a portion of a stand, leaving a substantial number of trees and portions of debris (limbs, roots, nutrients, etc.) after a timber harvest.

Commercial thinnings are typically carried out where there are multiple objectives, such as generating revenue, while accelerating the forest stand's development towards functional wildlife habitat.

In meeting economic and other landscape and statewide objectives, DNR most often implements commercial thinnings in stands that are in the competitive exclusion stage of stand development, particularly in stands where thinning would accelerate achievement of wildlife habitat objectives or outcomes. For a description of the stand development stages, see the *Final Environmental Impact Statement on Alternatives for Sustainable Forest Management of State Trust Lands in Western Washington*, Appendix B. Trees in the competitive exclusion stage compete for direct sunlight, nutrients and water. Where soil moisture is in ample supply, competition is generally between tree-crowns for sunlight. In arid forests, common to the oak, ponderosa pine and Douglas-fir series in Eastern Washington competition for soil moisture is keen, resulting in open-grown stands due to root, instead of crown, competition. At the competitive exclusion stage, stands are nearing, full-site occupancy and have little diversity in tree size, unless legacy trees remain from previous successions or management. Traditional commercial forestry thinning sought to capture natural tree mortality before it occurred, by harvesting the smaller trees that would likely die without harvest. Commercial thinning in these competitive exclusion stands is usually conducted from below the upper canopy, i.e., the thinning treatment removes the smallest trees first. Thinning usually results in about 70 percent of the initial stand remaining after harvest. Traditional thinning treatment typically does not affect the stand's most dominant trees. The diversity of tree sizes of the dominant trees remains much the same as prior to the thinning treatment, but the stand's optimal growth rate is sustained.

A structurally complex forest stage must have vertical and horizontal diversity in terms of tree heights, diameters, tree spacing, large standing dead trees (snags) and large woody debris. To obtain those structural characteristics, a stand needs to develop along somewhat specific developmental "pathways" through time. The earlier a stand's intended pathway is initiated, the better control the forest manager has over mixtures of shade tolerant and intolerant species, which influence vertical development and diversity, as well as stocking levels, which influence horizontal development and diversity. Stands that have progressed to a competitive exclusion stage present a decision as to whether or not to accelerate the stand's transition into an understory development stage. Establishing shade tolerant tree species under the main tree canopy provides smaller trees that can grow and develop into a mid-story. This development will, in time, accelerate the vertical and horizontal diversity of tree sizes. The remaining overstory trees will continue to develop and grow larger until they can be recruited either naturally or artificially through management intervention to provide large standing dead trees or large woody debris.

Managing stands along developmental pathways require forest managers to have a comprehensive understanding of the structures and processes in forest stands (Franklin, 2002; and Carey, 2003). Carey et al., (1996) used the phrase "biodiversity pathways" for the management of forest stands and forested landscapes to achieve objectives of conserving biodiversity and generating revenue through the application of innovative silviculture that accelerates the development of structurally complex stands. This is

particularly important on those lands targeted to provide the most benefit to wildlife species, i.e. spotted owl conservation areas, the Olympic Experimental State Forest, and owl areas as described in the March 2006 Settlement Agreement (approximately 74 percent of forested state trust lands in Western Washington).

Although the developmental pathways approach has focused on forests west of the Cascade crest, the ecological principles apply to Eastern as well as to Western Washington. Silvicultural treatments, if grounded in biological capabilities of each site and constraints of surrounding landscapes, will accelerate and guide stand development along pathways that may be designed to optimize achievement of landscape and statewide objectives.

DNR uses chemicals and other biologic pathogens or predators in three primary silvicultural applications: site preparation, reducing competition from species in areas to be reforested; vegetation management, reducing competition from species after reforestation has been initiated; and to temporarily reduce impacts from insect epidemics. The first two involve herbicides and the last involves insecticides, other biologic pathogens or predators.

Site preparation and vegetation management are performed on more than one-half of all forest management units on forested state trust lands managed by DNR and often more than one treatment is required. Some competing vegetation or weed species may be reduced to acceptable levels by leaving an overstory of trees when harvesting timber. However, this approach is often counterproductive in that it precludes successful reforestation and vigor of planted seedlings and is, therefore, generally not considered. Other weed species may be treated by manual slashing during a period each year when growth hormones are entirely in the crowns of the target species and thus, re-sprouting is precluded. Other weed species, however, do not have such a period and respond to manual slashing by accelerating growth. The latter can be controlled by herbicides.

Insect epidemics occur sporadically, but often with serious consequences. As discussed in the Forest Health policy subject area, forest insects occupy natural niches in the forest ecosystem when present endemically. However, when forest insect populations reach epidemic proportions, the subsequent fire danger from dead and dry trees can pose an unacceptable hazard to human life, resources and property. In order to stave off outbreaks in high risk forests for a year or two before converting them to a more healthy condition, insecticide or other biologic pathogen applications or introducing predators are sometimes the best short-term approach.

Between fiscal years 1999 and 2003, DNR annually treated an average of 4,194 acres with aerial-applied herbicides and 3,891 acres with ground-applied herbicide. DNR last applied aerial pesticides in fiscal year 2000 to 3,618 acres.

Chemical and processed natural fertilizers have been applied to forested state trust lands. In recent years, severe budget restrictions have precluded application of chemical fertilizer. Fertilization is an investment that, if applied to sites with high potential for favorable response, are highly likely to generate positive returns both in terms of trust revenue and accelerated stand development for non-fiduciary objectives, such as wildlife

habitat and visual quality. DNR's application of chemical fertilizer has averaged 2,647 acres between fiscal years 1999 and 2003.

DNR has also applied bio-solids (a processed natural fertilizer) to forested state trust lands, primarily in King County, with a general objective to dispose of processed urban sewage effluent where it could be done with mechanical scattering techniques. A measurable favorable growth response has been recorded through sampling.

REGULATORY FRAMEWORK

The regulatory framework consists of the State Environmental Policy Act (RCW 43.21C), the Forest Practices Act (RCW 76.09), the federal Endangered Species Act (16 U.S.C. 1531 et seq.), implemented primarily through DNR's HCP and the modified *Lynx Habitat Management Plan*. In addition, at the federal level, silvicultural application of chemicals is governed by the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA—7 U.S.C. s/s 136 et seq. 1996). This act provides federal control of chemical distribution, sale and use. Under the Federal Insecticide, Fungicide and Rodenticide Act, only chemicals certified and labeled for safe use by the United States Environmental Protection Agency may be used and only for the particular applications the agency has approved, and then only with conformance of the requirements specified on the chemical label. Furthermore, the act requires users to register chemical purchases and applicators to possess a current certification for the class of application they practice. Certification is delegated to the states under federal standards.

At the state level, the Washington State Department of Agriculture is responsible for ensuring that chemicals are used safely and legally. To this end, the Department of Agriculture performs a number of activities, including registering the pesticidal products in the state, investigating complaints of possible misuse, maintaining a registry of pesticide-sensitive individuals and administering a waste pesticide collection program. These duties are performed under the authority of the Washington Pesticide Control Act (15.58 RCW), the Washington Pesticide Application Act (17.21 RCW), the General Pesticide Rules (WAC 16-228), the Worker Protection Standard (WAC 16-233) and a number of pesticide and/or county-specific regulations. In addition, forest practices rules (WAC 222-38-020) translate these various legal requirements into rules that govern details of pesticide handling, storage and applications on forested state trust lands, particularly in regard to aerial application and protection of wetlands and riparian areas.

The primary regulatory framework that pertains to application of chemical fertilizer on forested state trust lands is found in the forest practices rules, which govern handling, storage and application of chemical fertilizers, with particular emphasis on aerial application in the vicinity of bodies of water. State Forest Practices Rules and DNR procedures require buffering of water bodies from application. Notification of the public of proposed aerial application is also required. Other requirements involve analysis of potential environmental impacts due to application of chemicals through SEPA.

The Federal Insecticide, Fungicide and Rodenticide Act encourages and DNR practices Integrated pest management. Integrated pest management is a sustainable approach to managing pests by combining biological, cultural, physical and chemical tools in a way

that minimizes economic, health and environmental risks. In addition, SEPA requires site-specific analysis of the adverse environmental impacts of proposed actions.

ALTERNATIVES

■ ALTERNATIVE 1 (NO ACTION)

WESTERN WASHINGTON

Policy No. PO14-C was adopted for Western Washington by the Board of Natural Resources on September 8, 2004, as part of the sustainable harvest calculation decision. It canceled *Forest Resource Plan* Policy Nos. 11 and 30 for Western Washington only.

PO14-C GENERAL SILVICULTURAL STRATEGY APPLIED TO THE TIMBER RESOURCE BASE AVAILABLE FOR SUSTAINABLE HARVEST IN WESTERN WASHINGTON

POLICY STATEMENTS IN PO14-C

The department will follow legal requirements in maintaining the greatest possible portion of the trust forestlands as on-base.

The department will provide professional management of forestlands through active stewardship of on-base lands. Active management of the land base will be carried out as an integral part of the department's fiduciary responsibilities to achieve, on a landscape basis, a combination of forest structures that over time provide for broad and balanced economic, ecological and social benefits. The department will use intensive and innovative silviculture to guide the desired progression of stand development to simultaneously produce trust revenue and create structural diversity across the landscape.

The department will target over time 10 to 15 percent of each Western Washington *Habitat Conservation Plan* planning unit for old forests based on structural characteristics. In meeting these targets, Old Growth Research Areas will continue to be deferred and existing old growth (as defined by the *Habitat Conservation Plan*) and older stands will be a priority focus in developing the *Habitat Conservation Plan* planning unit targets.

EASTERN WASHINGTON

Under Alternative 1 for Eastern Washington, *Forest Resource Plan* Policy Nos. 11 and 30 still apply.

***Forest Resource Plan* Policy No. 11, Managing On-Base Lands: "The department will manage on-base forestlands at different levels of intensity depending on biological productivity and economic potential. Investment decisions will be made according to expected returns."**

***Forest Resource Plan* Policy No. 30, Silviculture Activities:** “The department will plan and implement silvicultural activities to meet trust responsibilities. In cases warranting special attention, the department will accept a reduction in current income or return on investment when the department determines it is necessary to provide extra protection for soil, water, wildlife, fish habitat and other public resources.”

STATEWIDE

Under Alternative 1, the following policies from the *Forest Resource Plan* apply in both Western and Eastern Washington and were not directly addressed as part of the Board of Natural Resources decisions on September 8, 2004.

***Forest Resource Plan* Policy No. 31, Harvest and Reforestation Methods:** “The department will select the harvest method which produces the best mix of current and long-term income, achieves reforestation objectives and integrates non-timber resource objectives identified in the *Forest Resource Plan*. Reforestation objectives must ensure adequate restocking, produce acceptable benefits to the trusts and protect public resources.”

***Forest Resource Plan* Policy No. 33, Control of Competing Vegetation:** “To prevent domination of crop trees by other vegetation, the department will select from these methods for controlling competing vegetation:

- No treatment.
- Non-herbicide.
- Ground-applied herbicide.
- Aerial-applied herbicide.

The department will consider the no treatment method first and then move sequentially down the list. The department will select the first method on the list which is both effective and produces an acceptable return on investment. A method lower on the list may be used only if it substantially outperforms other methods.”

***Forest Resource Plan* Policy No. 34, Fertilizing, Thinning and Pruning:** “The department will use fertilization, thinning and pruning on stands which will respond and produce an acceptable rate of return on investment.”

■ ALTERNATIVE 2

Under Alternative 2, the following policy statements apply statewide. Alternative 2 modifies Policy No. PO14-C that was adopted by the Board of Natural Resources on September 8, 2004, by moving the policy statement related to older forests and old growth research areas to the Old-Growth Stands in Western Washington policy subject area in this Final EIS for the *Policy for Sustainable Forests* and extending policies

adopted by the Board of Natural Resources for Western Washington to Eastern Washington as well. Alternative 2 recognizes that the subjects addressed in *Forest Resource Plan* Policy Nos. 31, 33 and 34 are silvicultural “methods” or “techniques,” rather than policy statements. They specify harvest and reforestation methods; control of competing vegetation; and fertilizing, thinning and pruning as necessary to achieve a combination of forest structures over time, as well as to provide for balanced economic, ecological and social benefits.

Under Alternative 2 and the Board’s Preferred Alternative, *Forest Resource Plan* Policy Nos. 11, 30, 31, 33 and 34 would be discontinued. Alternative 2 and the Board’s Preferred Alternative direct DNR to use intensive and innovative silviculture to achieve desired stand and landscape objectives in both Western and Eastern Washington. Alternative 2 and the Board’s Preferred Alternative best meet the applicable policy objectives by promoting use of professional judgment, best available science and sound field forestry to achieve excellence in public stewardship (Policy Objective 5) through active, innovative and sustainable management of all forested state trust lands (Policy Objective 7).

Management of a stand does not always imply that activities will occur on the ground. Active management means also reviewing the progress of a stand to meet its objective, and evaluating that progress on a regular basis. Field staff will evaluate if an activity would speed the progress of the stand to meet its stand level objective and if the investment in the stand would be warranted. DNR’s field staff reviews the progress of many stands on a regular basis and only proposes activities when stand level objectives will be delayed or will not be met without intervention. By management of “the greatest possible portion of forested state trust lands” more of the stand will meet its objectives sooner.

POLICY STATEMENTS

The department will follow legal requirements in actively managing the greatest possible portion of forested state trust lands.

The department will provide professional management of forestlands through active stewardship of forested state trust lands. Active management of the forestland base will be carried out as an integral part of the department’s fiduciary responsibilities to achieve, on a landscape basis, a combination of forest structures that over time provide for broad and balanced economic, ecological and social benefits. The department will use intensive and innovative silviculture to guide the desired progression of stand development to simultaneously produce trust revenue and create structural diversity across the landscape.

■ BOARD'S PREFERRED ALTERNATIVE

DISCUSSION

The Board's Preferred Alternative builds on Alternative 2 by including the following: the discussion for old growth has been moved to the Old-Growth Stands in Western Washington policy subject area; specifies how suitable older stands will be identified to help meet older-forest targets; emphasizes that the 10-15 percent older-forest targets will be accomplished over time; and specifies that once older-forest targets are met (expected to take 70 years or more), structurally complex forest stands that are not needed to meet the targets may be considered for harvest activities.

DNR intends to actively manage structurally complex forests, especially those suitable stands in the botanically diverse stage of stand development, to achieve older-forest structures across 10-15 percent of each Western Washington HCP planning unit in 70-100 years. Older-forest structures that contribute to this target are represented by stands in the niche diversification or fully functional stage of stand development.

The landscape context of a structurally complex stand greatly influences its suitability to be managed to meet older-forest targets. The size of the stand, its proximity to old-growth or other structurally complex forest stands, or the scarcity of old-growth and other structurally complex stands are all factors in determining if a stand is suitable for contributing to older-forest targets. Assessment of the landscape conditions can identify the relative contribution that a structurally complex forest stand can make toward achieving those targets. Decisions regarding old growth are guided by the Old-Growth Stands in Western Washington policy.

POLICY STATEMENTS

The department will provide professional management of forested state trust lands through active management and stewardship of the greatest possible portion of these lands.

The department will carry out active management as an integral part of the department's fiduciary responsibilities to achieve, on a landscape basis, a combination of forest structures that, over time, provide for broad and balanced economic, ecological and social benefits.

The department will use intensive and innovative silviculture to guide the desired progression of stand development to simultaneously produce trust revenue and create structural diversity across the landscape.

The department will target 10-15 percent of each Western Washington *Habitat Conservation Plan* planning unit for "older" forests-based on structural characteristics-over time.

Through landscape assessments, the department will identify suitable structurally complex forest stands to be managed to help meet older-forest targets. Once older-

forest targets are met, structurally complex forest stands that are not needed to meet the targets may be considered for harvest activities. However, old growth is addressed in the Old-Growth Stands in Western Washington policy.

■ ALTERNATIVES SUGGESTED BUT NOT ANALYZED

A suggestion was made that language from *Forest Resource Plan* Policy 30 that granted discretion to reduce trust income to provide extra protection for certain resources should be included in the updated policy. Since the protection of resources is covered in the individual policy subjects, and coupled with the fact that the General Silvicultural Strategy is simply the means of integrating and implementing the policies on the ground, it is unnecessary to include this language in the updated policy.

SIGNIFICANT IMPACTS AND MITIGATION MEASURES

For impacts associated with the first two policy statements under Alternative 1 for Western Washington, see the *Final Environmental Impact Statement on Alternatives for Sustainable Forest Management of State Trust Lands in Western Washington*.

The risk of adverse impacts to the environment, particularly wildlife habitat, plants and animals, water, earth and aesthetics, is increased under Alternative 1. Alternative 1, in retaining *Forest Resource Plan* Policy Nos. 31 and 34, attempts to provide a site-specific and outcome-oriented approach to managing DNR's forested state trust lands. In doing so, Alternative 1 mandates techniques and field craft that are something less than a landscape scale approach to silviculture. This approach will most likely focus on stand-level technical proficiency at the expense of achieving desired landscape conditions for wildlife, forest health, water and soil. Alternative 1 emphasizes activity or unit objectives over strategic landscape objectives. Activity objectives are construed without comparison to strategic landscape objectives. Examples include: planting a standard number of trees per acre regardless of objective-based rotational outcomes and biological productivity of the specific site; thinning at a prescribed age to a routine stand density without regard to rotational site objectives; and foregoing control of invasive vegetation, because techniques rather than outcomes are dictated. Impacts from *Forest Resource Plan* Policy No. 33 would continue to be minimized and mitigated through the integrated pest management approach.

The risks of adverse impacts to the environment are expected to be less under Alternative 2 and the Board's Preferred Alternative, because statewide and landscape scale strategic objectives are considered and integrated into site and stand-level silviculture treatments. In any one landscape, landscape-level ecological services, such as wildlife diversity, habitat complexity and hydrologic processes, are more likely to occur under Alternatives 2 and the Board's Preferred Alternative than under Alternative 1. By including landscape and broader scale concerns and needs in silvicultural planning, Alternative 2 and the Board's Preferred Alternative will more likely avoid or reduce effects of large stand-replacing fires, insect outbreaks or other extreme natural events than Alternative 1. Although complete avoidance of the effects of broad-scale extreme events is not possible, Alternative 2 and the Board's Preferred Alternative will provide increased protection of

potential adverse impacts to plants, wildlife species and habitats, water quantity and quality, and soils than Alternative 1, by integrating stand-level activities into the realities of naturally-occurring landscape-level processes. For example, silviculturally treating stands most likely to initiate insect outbreaks or treating stands to reduce fuel ladders can reduce fire spread and severity. The moderation of the extremes under Alternative 2 and the Board's Preferred Alternative mitigate probable significant adverse impacts to well-functioning ecosystems.

CUMULATIVE IMPACTS

In managing for multiple objectives, DNR seeks to manage landscapes in forest management units (stands) or smaller. Nature operates at all scales, without artificial boundaries from cataclysmic scale at a multi-century to multi-millennium interval, to smaller scales at more frequent intervals. The resulting ecosystem function and balance, including that related to species populations, often fluctuate beyond an acceptable range of variation to avoid the risk of cumulative impacts from forest management activities. By managing landscapes, Alternative 2 and the Board's Preferred Alternative seeks to moderate extreme events, thereby reducing the risk of cumulative impacts, especially fire and pathogen epidemics, by managing forests to meet multiple objectives and values at a constant rate, by manipulating the forest at the stand level. Alternative 2 and the Board's Preferred Alternative seeks to perpetuate relatively stable and viable ecosystems within their natural range of variability. To accomplish this, it is necessary to define statewide landscape and stand outcomes (e.g., specific wildlife habitats, revenue for the trusts, visual management, etc.) and to implement forest management unit silvicultural prescriptions that achieve the outcomes. These outcomes must be synchronized at all levels so that any and all activities support rotational forest management unit (stand) objectives, which in turn support desired balances and spatial arrangements over landscapes.

Alternative 1 mitigates probable significant adverse impacts caused by isolated activities by limiting or promoting certain techniques. However, none of the policy statements have direct linkage to landscape management. In fact, Alternative 1 fails to provide a viable mechanism for linking individual projects to management of cumulative impacts over landscapes e.g., Policy No. 11 links management intensity to return on investment, but not to ecosystem maintenance over landscapes. The landscape concepts therefore, did not translate into practical silvicultural means.

Alternative 1 addresses cumulative impacts by mitigating the likelihood of significant adverse impacts at the activity level. Alternative 1, however, likely constrains individual activities in such a way that broader landscape objectives become unattainable or may even be adversely affected. For example, financial inability to control undesirable vegetation likely delays attainment of desired wildlife habitat structure at the stand level, thereby affecting habitat needs at the landscape level. Thus, Alternative 1 increases the risk of adverse impacts to wildlife habitat, plants and animals, water, earth and aesthetics, due to lack of landscape objectives.

Alternative 2 and the Board's Preferred Alternative benefit from being fully integrated into a landscape-level sustained harvest implementation process. Integrating unit-by-unit

objectives with landscape-level processes over space and time reduces probable significant adverse cumulative impacts from individual projects.

Alternative 2 and the Board's Preferred Alternative emphasize an overall vision of long-term, viable landscape-level ecosystems for native species and other ecosystem values by dovetailing silvicultural policies into a landscape-level system of planning and implementation. This integrated approach addresses and mitigates the potential for cumulative significant adverse environmental impacts from activities not only during the operation, but over landscapes and through time and provides a foundation for beneficial effects on the environment. Habitats for threatened and endangered species are restored and social concerns are addressed in consideration of ecological and economic scientific knowledge. For example, frequency and timing of creating openings in the forest canopy or use of forest chemicals, primarily herbicides and fertilizer, will be implemented, postponed or avoided based on their likelihood of achieving desired outcomes over time and space. Alternative 2 and the Board's Preferred Alternative provide linkages between silvicultural practices and landscape scale strategies that can reduce risks of significant adverse cumulative impacts over both the short- and long-term and increase both short- and long-term benefits to water, wildlife and other elements of the environment.

3.4.3 Forest Land Transactions

INTRODUCTION

State law and DNR's *Asset Stewardship Plan* provides overall guidance for land transactions, including forest land transactions. Forest land transactions include selling, purchasing and exchanging lands, and acquiring and granting rights of way and easements. Transactions are critical for improving the performance of the forest trust asset by upgrading its productive capacity reducing management costs and improving DNR's ability to meet ecological objectives, including protection of special ecological features.

AFFECTED ENVIRONMENT

DNR uses land transactions to maintain and improve the quality, value and productive capability of forested state trust land assets. In general, the goal is to dispose of properties that are unproductive or underperforming and replace them with others of higher financial capacity to produce income for the trust beneficiaries, both in the short and long-term. Many of the properties identified for disposal have attained higher and better use characteristics, which may increase their value, but render them unsuitable for resource management by DNR. In addition, forest land transactions allow protection of special ecological features and other social and ecological amenities by entities with those primary objectives through transfer out of trust ownership, when full market value compensation to the trust(s) is secured.

The trust land base is strongly dominated by forested holdings, both in terms of acreage and value, so diversifying over time into other asset classes is a key goal in selecting replacement properties. DNR's repositioning strategy aims to reduce financial risk and increase prospects for immediate income, typically through agriculture and commercial property leases. DNR's internal Asset Management Council directed that for fiscal year 2003-2005, one third of acquisition funds should be used to purchase commercial agriculture properties, one third for commercial properties and one third for protecting and enhancing existing assets, i.e., by purchasing in-holdings within forest blocks and making infrastructure investments.

In addition to diversifying into non-forestry asset classes, DNR uses transactions to upgrade, consolidate or reestablish holdings within asset classes to produce higher rates of return. For example, a low productivity growing site or high operational cost forestland has been sold or exchanged for higher site or lower operational cost forestland. Table 1 summarizes transaction activity over the last 20 years.

Table 1: Trust Land Transactions by Asset Class (Fiscal Year 1984 to Fiscal Year 2004) *					
	Acres Disposed	Value Disposed	Timber Value to Common Schools	Acres Acquired	Value Acquired
Ag/Grazing	17,495	\$3,610,335	NA	11,331	\$15,746,477
Grazing Converted to Conservation Use	5,227	\$728,900	NA	NA	NA
Commercial **	360	\$21,601,215	NA	37	\$57,600,000
Forest Management	21,935	\$162,438,424	NA	NA	NA
Forest Converted to Conservation Use ***	45,361	\$32,241,300	\$137,144,500	70,456	\$214,187,546
Higher & Better Use	9,440	\$53,402,725	\$31,812,000	364	\$27,400
Total	99,818	\$274,022,899	\$168,956,500	82,189	\$287,561,423
<p>* Monies received from disposal of trust land are used to purchase replacement properties, which may be in any of the asset classes. Disposals from a particular asset class are not necessarily reinvested into the same asset class.</p> <p>** Disposals are primarily undeveloped commercial acreage and acquisitions are developed commercial properties.</p> <p>*** Forest Converted to Conservation Use value disposed includes Trust Land Transfer timber value deposited into the Common School Construction Account.</p>					

REGULATORY FRAMEWORK

Significant legal authorities from the Enabling Act, the State Constitution, common law and the statutes are available to DNR, which are designed to enhance the stewardship of lands through transactions. The regulatory framework established by these legal authorities direct DNR in protecting, diversifying, repositioning and making the lands productive in perpetuity. These tools include the Land Bank statutes permitting sales followed by replacement and exchange statutes.

The Land Bank was established in 1977 under Chapter 79.66 RCW. Proceeds from permanent dispositions of granted lands under constitutional provision and statutes are deposited in permanent funds. The Land Bank statutes provided a formal mechanism for trust lands to be sold and replaced, so that no permanent disposition of lands is made. This is used to sell lands which have low potential for natural resource management, low income generating potential or which, because of geographic location or other factors, are inefficient for DNR to manage. The Legislature has found that it is important to acquire lands for long-term management and to replace those sold, so that the publicly-owned land base will not be depleted and the publicly-owned forest base will not be reduced. Additional limitations state that it cannot be used as an exercise of eminent domain acquisition of property and the total acreage held in the Land Bank is not to exceed 1,500 acres. The purpose of the RCW is to provide a means to facilitate such sales and purchases, so that the diversity of public uses on the trust lands will be maintained. In

making these determinations, DNR is to comply with local land use plans and applicable growth management principles. By statute, the lands to be purchased are to be desirable for addition to the public lands of the state, because of the potential for natural resource or income production of the property. The RCW also allows for certain exchanges for other property which have greater potential for natural resource production, income production or which could be more efficiently managed by DNR.

Appropriation may be made from the Forest Development Account or the Resource Management Cost Account for the purposes of this RCW. The RCW also created a Land Bank Technical Advisory Committee to provide professional advice and counsel to the Board of Natural Resources regarding Land Bank sales, purchases and exchanges involving urban property. At intervals to be determined the Board of Natural Resources, DNR is to identify trust lands which are expected to convert to commercial, residential or industrial uses within ten years. The Resource Management Cost Account was established in 1992 in RCW 79.17.210 to hold funds received in payment for transfers in lieu of condemnations, transfers to public agencies and transfers to resolve trespass and property ownership disputes, permitted under RCW 79.17.200. "Public agency" is broadly defined and includes the United States and any Tribe recognized by the federal government. The proceeds are to be used to buy replacement property for the affected trust in order to maintain the real property asset base managed by DNR. The account is to be used to complete transactions without reducing the real property asset base. RCW 79.17.200 allows for direct transfers or sales without public auction only after appraisal for at least fair market value and only if the transaction is in the best interest of the state or affected trust.

These two innovative programs provide DNR with significant opportunities to purchase specific parcels of trust lands, transfer them to their highest and best public use, and acquire replacement land better suited to be managed for the trusts (see RCWs 43.30.385, 43.30.265 and 43.51.270). Areas desirable for recreation or of natural significance, such as intact ecosystems which could not be effectively managed for long-term income production, are purchased from the trusts with State-General Fund monies and replaced with more suitable lands.

Currently, the focus is on Common School lands. The largest portion of the value of lands which has been included in this program consists of the timber value. When a transfer is made with State-General Fund money, the timber value is deposited in the Common School Construction Account. The land value is retained by DNR to acquire replacement land. This is to comply with the intent to maintain the land base of the affected trusts.

Over the past 35 years, DNR has completed land exchanges encompassing more than a half million acres of forestland in Western Washington. The vision and result of this large repositioning effort was to consolidate or "block up" DNR-managed lands to achieve management cost reductions through increased efficiency. DNR's partners in these exchanges have typically been other large forest landowners and the federal government.

The Legislature adopted exchange authority for State Forestlands in 1937 and for trust land in general in 1957. Exchanges are carried out to better position the trust land base within the regulatory constraints of maintaining the state land and commercial forest base. As with all transactions, exchanges are subject to approval by the Board of Natural Resources.

ALTERNATIVES

■ ALTERNATIVE 1 (NO ACTION)

DISCUSSION

Alternative 1 reflects current practice and is consistent with state law and guidance in the *Asset Stewardship Plan*.

POLICY STATEMENTS

Forest Resource Plan Policy No. 1, Federal Grant Land Base: “The department will maintain a diversified base of Federal Grant lands, including nonforest properties. In deciding whether to sell, exchange or acquire lands, the department will balance current economic returns and trust benefits with future economic returns and trust benefits.”

Forest Resource Plan Policy No. 2, Forest Board Land Base: “The department will perpetuate a productive forest base of Forest Board lands. In deciding whether to exchange lands, the department will assess whether timber harvesting is impractical on these properties and, if so, will attempt to replace them with productive forestlands.”

■ ALTERNATIVE 2 & BOARD’S PREFERRED ALTERNATIVE

DISCUSSION

Alternative 2 and the Board’s Preferred Alternative recommend no policy in the *Policy for Sustainable Forests* related to forest land transactions, as policy direction is already provided through state law as is documented in the Regulatory Framework subsection and the *Asset Stewardship Plan*, which is a stand-alone plan independent of the *Policy for Sustainable Forests*.

■ ALTERNATIVES SUGGESTED BUT NOT ANALYZED

A comment was submitted that urged DNR to reconsider their practice of converting shrub-steppe. Consistent with the DNR’s *Asset Stewardship Plan*, DNR has been looking at opportunities to sustainably manage these in conjunction with forest environs; to consider alternative land uses; and to exchange high quality shrub-steppe to other agencies, such as the Bureau of Land Management and Washington Department of Fish and Wildlife, to ensure its protection.

In terms of DNR's agricultural lands, which are not governed by the *Policy for Sustainable Forests*, some conversion of lower quality fragmented shrub-steppe to cultivated agricultural or other income generating uses will occur. Others may occur through higher use, such as oil and gas production. Higher quality and larger contiguous patches of shrub-steppe habitat will continue to be evaluated for meeting trust objectives or transfer out of trust status, with compensation to the trusts, to ensure its protection.

SIGNIFICANT IMPACTS AND MITIGATION MEASURES

Most sales, transfers and exchanges of land and purchases of land are categorically exempt from SEPA review, because they are not the type of activities that have probable significant adverse environmental impacts (see WAC 197-11-800(5)).

Any adverse environmental impacts, of these policy alternatives are speculative and, therefore, not analyzed in this Final EIS.

However, the SEPA Rules recognize the potential for adverse impacts from the sale, transfer or exchange of publicly-owned land that is subject to an authorized public use. Individual SEPA review will be done for any project specific transactions where there is an authorized public use.

CUMULATIVE IMPACTS

See the Significant Impacts and Mitigation Measures discussion.

3.4.4 Forest Roads (formerly “Roads”)

INTRODUCTION

DNR repairs and maintains about 14,000 miles of forest roads statewide (12,000 on forested state trust lands and 2,000 on other non-DNR lands). Estimates done in 2004 from DNR’s Forest Practices Transportation Layer indicate that of 12,000 statewide road miles on DNR-managed lands, just over 8,000 miles of road are in Western Washington (see the *Final Environmental Impact Statement on Alternatives for Sustainable Forest Management of State Trust Lands in Western Washington*, Road Density Analysis, Chapter 4, Section 4.6.3, incorporated here by reference). DNR abandons or eliminates roads that are no longer needed for management purposes.

Timber harvest, fire control and recreation activities all generate traffic on DNR forest roads. The largest single source of traffic is associated with DNR’s management of forested state trust lands, although public access and recreation access may be a large use in some areas. Traffic from these activities extends from the network of DNR and private forest roads onto county roads, as well as state and interstate highways. County and state roads are affected to varying degrees by logging trucks and other traffic generated from timber harvesting and forest management activities on forested state trust lands, as well as timber harvesting on other types of land ownership.

Forest roads increase the value of the asset. The road system also provides a variety of social benefits, including recreational access and access to private forestlands and residences. Roads, if not properly managed, have the potential to cause increased costs and risks by damaging the environment or providing opportunities for illegal activities on forested state trust lands. DNR carefully weighs the impacts of forest roads with regards to environmental protection, public use and forestland management needs. Where appropriate, roads are abandoned. Where appropriate, DNR uses alternative harvest systems to minimize forest road density (roads/square mile).

Forest road-spacing is mostly dependent on topography. Topography drives the type of logging system used to achieve the desired silvicultural objectives, which in turn dictates optimal yarding distance to road-spacing combinations.

Although the Forest Roads policy subject primarily meets the following Policy Objectives:

- Meet all state and federal laws, including the trust obligations and the contractual commitments of the HCP (Policy Objective 1);
- Balance trust income, environmental protection, and other social benefits from four perspectives: the prudent person doctrine; undivided loyalty to and impartiality among the trust beneficiaries; intergenerational equity; and not foreclosing future options (Policy Objective 2); and
- Use professional judgment, best available science and sound field forestry to achieve excellence in public stewardship (Policy Objective 5);

it works in conjunction with other policy subjects to fulfill the need and purpose of the *Policy for Sustainable Forests* in meeting the 10 policy objectives set out by the Board of Natural Resources.

AFFECTED ENVIRONMENT

DNR's current method of road inventory utilizes the Forest Practices Transportation Layer in DNR's geographic information system. DNR has complied with the forest practices rules' Road Maintenance and Abandonment Plan requirement to have all of its forest roads inventoried, environmental issues assessed and maintenance and abandonment activities prioritized by December 2005. DNR estimates that approximately 12,000 miles of road exist on state land, with an additional 2,000 miles of easements on other lands. Most of these roads have a rock surface and are 12 to 16-feet in width. A geographical information system study in 1996 estimated that DNR's road system accessed approximately 70 percent of forested state trust lands. It is expected that 3,500 miles of additional roads will be necessary over the next 20 years to access the remaining forested land base. Currently, DNR abandons approximately 150 miles of road per year and will likely continue that trend for the next ten years, for a reduction of 1,500 miles of road. This range of alternatives does not consider, nor do they affect, the net increase in road miles necessary to access the remaining forestland base. The net amount of roads over the near and long-term is determined by the access needed to meet DNR's sustainable harvest level, HCP targets and state forest practices rules, which have all undergone a SEPA EIS analysis and are incorporated by reference in this Final EIS. None of the alternatives modify the targets by the sustainable harvest level and the HCP. Any new roads required to achieve Board of Natural Resources policy objectives are reviewed under SEPA at the time that subsequent road plans are developed.

There have been a number of accomplishments related to roads management since the HCP was implemented. These include:

- Baseline inventory of roads completed in December 1999;
- Inventory of all stream crossings and assessment and prioritization of culvert fish blockages completed in April 2001;
- 223 fish blockages repaired or abandoned;
- 907 miles of road decommissioned or abandoned;
- HCP guidelines for assessment of potentially unstable slopes completed in September 2003; and
- As of December 31, 2003, approximately 75 percent of the HCP planning unit road assessments have been completed under the approved Road Maintenance and Abandonment Plans, according to Forest and Fish regulations. The law required DNR, at the end of 2003, to be 60 percent complete.

Roads can potentially affect water quality, hydraulics, wildlife habitat, unstable slopes, native plant species, aesthetics and public access and recreation in several ways. A

number of processes are important to understand the potential for adverse environmental impacts to these elements. The processes include mass wasting, surface erosion and changes in soil productivity.

The primary concern about roads is the amount of sediment that is delivered to streams. The amount of impact is dependent on construction techniques; proximity to streams; parent soil types; surfacing type; cross drain culvert spacing and location; and quality and frequency of maintenance and road use.

Management activities that potentially increase the risk of mass wasting include road building (*Final Environmental Impact Statement on Alternatives for the Forest Practices Rules for Aquatic and Riparian Resources*, pages 3-29 to 3-31). Careful road planning can reduce the risk of mass wasting due to management activities and its effects. Sediment produced as a result of use of roads can be delivered to the aquatic system from episodic landslides initiated as a result of poor road construction and maintenance.

The role of mass wasting in aquatic systems is described in more detail in the *Final Environmental Impact Statement on Alternatives for the Forest Practices Rules for Aquatic and Riparian Resources* (pages 3-7 to 3-25) and incorporated here by reference. Potential impacts from road-building and timber harvest are minimized through effective planning, design and review of appropriate harvest practices on all non-federal lands in Washington, with special requirements on unstable or potentially unstable slopes. Roads can have a significant influence on unstable slopes, due to the interception and redistribution of normal groundwater patterns and interruptions of precariously steep ground slopes in unstable soil types.

Generally, forest vegetation stabilizes soils, reduces soil erosion and slows sediment transport to streams, thereby minimizing the impact of sedimentation on water quality. However, surface erosion from roads, harvest units and skid trails can be a chronic source of fine sediment to the drainage network, as well as an episodic source of coarse sediment. Chronic sources of fine sediment can have potentially significant adverse effects on the physical habitat of the aquatic system and certain lifestages of aquatic biota, degrade water quality and affect soil productivity in both riparian and upland areas.

Road-related surface erosion and delivery of fine sediments to streams is a concern, because of the thousands of miles of forest roads that exist to transport harvested timber and other forest products in forested regions. Surface erosion is affected by slope gradient and shape, soil texture properties (density, cohesion, sorting, etc.), parent material, precipitation, groundwater movement, vegetation cover and human activities. Rates of sediment delivery to streams, predominantly from timber haul (heavy truck traffic), but also public use of unpaved roads is correlated to traffic volume, design and maintenance of the road and associated drainage structures, and the location of the road relative to streams (United States Department of Agriculture Forest Service, 2001; Rashin et al., 1999; Reid and Dunne, 1984). The amount and types of traffic and road maintenance practices also influence delivery.

Approximately 70 percent of DNR's current land base is already actively managed and accessed by roads which are used for a variety of land management purposes, including

harvesting timber and other forest products, recreation, silviculture and wildfire suppression, all of which are factors in the sediment production and delivery processes.

In assessing road surface erosion, sedimentation processes are more of a complex factor than the number of truck miles driven on the roads. Topography, aspect, surface materials, construction/maintenance techniques, proximity to a riparian area, micro-climates, time of year, storm events and public access play a role in sedimentation. Forest roads that have not yet been updated to be in compliance with the forest practices rules are at greater risk for sediment production than those that have been updated. One of the objectives of the Road Maintenance and Abandonment Plans is to have roads constructed in a manner that prevents the delivery of sediment to streams, regardless of levels of traffic.

A summary of the analysis of the types of impacts that roads can have from the HCP, pages IV. 77 to 78, and the *Final Environmental Impact Statement on Alternatives for the Forest Practices Rules for Aquatic and Riparian Resources*, pages 3-29 to 3-31, hereby incorporated by reference, are outlined as follows:

- Roads can affect the surface water hydraulics by intercepting, concentrating and rerouting normal run-off patterns;
- Roads and the stream-crossing structures they incorporate can have an impact on fish, mammal, and riparian obligate species, migration corridors and to a limited extent, disturb and displace species through introduction of human activity;
- Road building can affect soil productivity. Factors involved include road location relative to sensitive soils and soil moisture, type, area and frequency of disturbance, e.g., skid roads;
- Roads can facilitate the introduction of non-native plant species into the forest environment; and
- Roads can have visual impacts. This perspective is amplified when high road densities are coupled with large contiguous harvest units visible from populated locations on state and local highways.

Many of DNR's forest roads are used to access DNR-managed lands for a variety of recreation activities, involving both developed facilities and trail systems, as well as for more dispersed activities such as hunting, fishing and sightseeing. DNR receives some funds from the Off-Road Vehicle Account for road maintenance to support public access. In addition, some developed recreation sites are leased to the Interagency Committee for Outdoor Recreation, with access provided via DNR-developed roads. Changes to the road system can have an impact to the recreational activities to which those roads provide access. The biggest potential significant adverse impact comes from loss of recreational opportunities due to road closures and abandonment. However, this potential is often mitigated by road relocation, e.g., abandon the stream-adjacent road and relocate it to the top of the ridge.

REGULATORY FRAMEWORK

The basic structure of HCP commitments for forest roads is stated in the *Riparian Conservation Strategy for the Five Westside Planning Units*, Part IV, Section D. DNR committed to the following principles for road network management:

- Minimization of active road density;
- Site-specific assessments of alternative harvesting systems that require less road construction;
- A baseline inventory of roads and stream crossings;
- A prioritized system for road decommissioning and abandonment, upgrading and maintenance; and
- Identification of fish blockages caused by stream crossing structures and a prioritized approach to repair or remove.

In addition, the state Forest Practices Act (RCW 76.09) regulates DNR. This act contains many sections designed for protection of the environment. The Forest and Fish regulations were passed into law after DNR's HCP agreement and have significantly raised the level of environmental protection provided by the forest practices rules with respect to road management, unstable slopes and fish blockage repair. State Forest Practices Rules cover all phases of roads, from planning to abandonment. Additionally, each road that is constructed is further evaluated under SEPA as a part of DNR's review of timber sale proposals occurring on forested state trust lands.

ALTERNATIVES

■ ALTERNATIVE 1 (NO ACTION)

DISCUSSION

Alternative 1 essentially directs DNR to plan, build, construct, control, maintain and abandon roads to support proprietary activities and provide for multiple use, in compliance with state law and Board of Natural Resources policy. While adopted prior to the HCP, it also directly supports the HCP commitments. Alternative 1 focuses on reducing the total amount of roads through coordination and cooperation with other landowners; using the most cost-efficient road construction and maintenance methods that meet applicable laws, contractual requirements and Board of Natural Resources policy; controlling adverse environmental impacts of roads, including road closures; and building and maintaining roads to meet or exceed safety standards for the uses intended, including multiple use. Alternative 1 meets Policy Objective 1, but doesn't appear to meet Policy Objectives 2 and 5 as well as other alternatives.

POLICY STATEMENT

Forest Resource Plan Policy No. 28, Developing and Maintaining Roads: “The department will develop and maintain a road system which integrates management needs and controls effects on the forest environment.”

■ ALTERNATIVE 2

DISCUSSION

Alternative 2 primarily directs DNR to plan, build, construct, control, maintain and abandon roads to support trust objectives, including enhancing asset value. Alternative 2 deemphasizes multiple use as a management objective. Alternative 2 relies on compliance with state and federal law, including meeting the contractual commitments in the HCP, to control the environmental impacts of the road system on forested state trust lands. Unlike Alternative 3, Alternative 2 does not specifically address the issue of road density. Alternative 2 meets Policy Objective 1 and meets Policy Objectives 2 and 5 as well as Alternative 3.

POLICY STATEMENTS

The department will develop and maintain roads to meet trust objectives, including enhancing asset value.

The department will, in developing and maintaining roads, rely on the requirements of the *Habitat Conservation Plan*, forest practices rules and the State Environmental Policy Act to minimize adverse environmental impacts.

■ ALTERNATIVE 3

DISCUSSION

Alternative 3 includes all of the components of Alternative 2, while specifically adding the commitment to minimize the road network. This would require a more active effort to do long-range forest land planning to ensure the minimum road network needed to meet trust objectives. Alternative 3 also commits DNR to a more aggressive program of abandoning roads to minimize environmental impacts and reduce road-associated costs. Alternative 3 best meets the applicable policy objectives, as it meets the requirements of the HCP (Policy Objective 1) and allows use of professional judgment and best available science in designing, constructing and maintaining a road system that is both cost-effective and environmentally compatible (Policy Objectives 2 and 5).

POLICY STATEMENTS

The department will develop and maintain roads to meet trust objectives, including enhancing the asset value.

The department will, in developing and maintaining roads, rely on the requirements of the *Habitat Conservation Plan*, forest practices rules and the State Environmental Policy Act to minimize adverse environmental impacts.

The department will, to the greatest extent possible, minimize roads on forested state trust lands while still meeting the needs of each trust beneficiary.

■ BOARD'S PREFERRED ALTERNATIVE

DISCUSSION

The Board's Preferred Alternative builds on Alternative 3 by adding language to ensure that minimization of the road network is carried out, consistent with Board of Natural Resources policy direction, e.g. the Public Access and Recreation policy subject area.

POLICY STATEMENTS

The department will develop and maintain forest roads to meet trust objectives and Board of Natural Resources policy, including protecting and enhancing the asset value.

To minimize adverse environmental impacts, the department will rely on the requirements of DNR's *Habitat Conservation Plan*, state forest practices rules and the State Environmental Policy Act, and will minimize the extent of the road network, consistent with other Board of Natural Resources policy.

■ ALTERNATIVES SUGGESTED BUT NOT ANALYZED

No other alternatives were introduced for discussion or analysis during scoping and the Draft EIS process.

SIGNIFICANT IMPACTS AND MITIGATION MEASURES

It is not possible to predict the location or the amount of subsequent actions that may occur to implement this policy. Therefore, the analysis is qualitative and will be discussed in relative terms of increasing or decreasing risks of impacts to the environment.

Alternative 1 meets forest practices rules for environmental standards on all state lands and a higher environmental standard for those lands covered by the HCP. It is also assumed that Alternative 1 will continue the use of the expanded SEPA checklist on site-specific proposals for road construction to quantify impacts to the environment.

The *HCP Draft Environmental Impact Statement* (pages 4-163 to 170) analyzes effects related to sediment and stream flow and is hereby incorporated by reference. Mitigation in the form of riparian management zones, management for hydrologically mature forest in the significant rain-on-snow zones, wetland protection and road management planning are detailed in those sections.

The following information is incorporated by reference. The *Final Environmental Impact Statement on Alternatives for the Forest Practices Rules for Aquatic and Riparian Resources* presents an analysis of the effects of sediment, peak flows, roads in riparian areas and wetlands on water quality and on fish. A discussion of sediment is contained in Section 3.2, page 3-7, which discusses road surface erosion and road-related landslides. The evaluation of the alternatives in this analysis offers the 2001 rules package that provides measures necessary to address impacts due to road-related sedimentation (Section 3.2, page 3-16). These mitigation measures include implementation of road maintenance and abandonment plans and the adaptive management program. In addition, the *Final Environmental Impact Statement on Alternatives for the Forest Practices Rules for Aquatic and Riparian Resources*, Appendix F, page F-2, discusses the effects of road construction and maintenance and describes recommended and accepted practices for building and maintaining roads. It states that, “Roads built following Forest Practices Rules that provide specific direction and recommended Best Management Practices (BMPs) from the literature have the lowest risk of causing sediment delivery.” Additional forest road impact discussion is incorporated by reference from Appendix F, Forest Roads, pages F-1 through F-17 of this same document.

The *Final Environmental Impact Statement on Alternatives for the Forest Practices Rules for Aquatic and Riparian Resources*, page S-9, cites the following impacts: “Alternative 2 [which was adopted by the Forest Practices Board and is the current Forest Practices set of rules] would produce a low to moderate risk of fine sediment delivery primarily because of 1) an outcome-based policy incorporated into the forest road rules that directly addresses the desired outcome of avoiding resource damage, 2) improved rules and best management practices that address road drainage, 3) required development and implementation of road maintenance and abandonment plans within 15 years, and 4) a minimum of a 30-foot equipment limitation zone required on all streams.”

The *Final Environmental Impact Statement on Alternatives for the Forest Practices Rules for Aquatic and Riparian Resources*, page S-10, cites the following impact: “Alternative 2 [which was adopted by the Forest Practices Board and is the current Forest Practices set of rules] would also produce a moderate risk of timber-management-related increases in peak flows because watershed analysis would likely be conducted with less frequency, and no other rules would directly address cumulative watershed harvest. Road drainage to streams would, however, be reduced through strengthened rules, and best management practices and road maintenance and abandonment plans would be implemented.” However, on DNR lands in Western Washington covered by the HCP, DNR maintains hydrologic maturity in the rain-on-snow zones. This further mitigates the potential for probable significant adverse environmental impacts related to surface hydraulics on DNR-managed lands in Western Washington.

DNR evaluates slope stability and other geomorphologic interactions during site-specific timber sale and road design. A significant part of the evaluation is the use of the expanded SEPA checklist, which adds approximately 100 additional considerations to the original checklist. These considerations focus on environmental issues associated with forest management, including road construction. An understanding of interactions among geology, climate, ecosystems and management activities can lead to informed decisions

and balanced actions that minimize significant adverse environmental impacts. DNR added questions to the base SEPA checklist in the Washington State Department of Ecology's rules to help DNR identify potential cumulative impacts of forest management within watersheds and sub-basin areas within watersheds.

Impacts from noxious plant species are discussed in this Final EIS under the Forest Health policy subject area and impacts related to aesthetics are discussed under the Visual Impacts policy subject area.

Alternative 1 perpetuates the current level of roads available to the public for access and recreation. Alternative 1 also directs DNR to build and maintain a road system to support management needs, including multiple use, while controlling effects on the forest environment. Roads are built to provide user safety and minimize potential environmental impacts. Alternative 1 does not specifically address the opportunities for recreational access provided on DNR roads, but does include multiple use as a goal in developing and maintaining roads on forested state trust lands. The focus of DNR's road system management has been to reduce the total number of miles of roads in keeping with its HCP obligations. While the overall reduction in miles of road can have an impact on access to DNR lands for recreational activities, past practice, prior to adoption of the HCP, has not included a pattern of aggressive road abandonment.

Recently, with the implementation of the forest practices rules and the HCP, DNR has been more active in assessment of its road system and more roads have or will be abandoned to fulfill requirements. This represents an increasing potential impact to access provided to the public on DNR-managed lands. As some roads are closed and other new roads are constructed, there will be a displacement of access and other recreational activities. However, DNR is still required to provide multiple use when compatible with trust requirements and is still required to honor or renegotiate any lease commitments to the Interagency Committee for Outdoor Recreation potentially impacted by Alternative 1.

Alternative 2 provides the same level of environmental protection to the natural environment and the same level of environmental impacts to the natural environment as discussed above under Alternative 1. Alternative 2 de-emphasizes multiple use as a management objective, which would potentially provide less public access to forested state trust lands. This could result in an increased potential of impacts to access and recreational opportunities over the long-term as long as access is limited or reduced.

Under Alternative 3, the evaluation of probable significant adverse environmental impacts and mitigation measures are essentially identical to Alternatives 1 and 2 for lands covered by DNR's HCP. However, Alternative 3 specifically adds the commitment to extend the tools embedded in the HCP in order to minimize the road network in Eastern Washington. Alternative 3 commits the eastside regions to a higher level of standards for design, construction and maintenance than Alternatives 1 and 2. Since the Northeast and Southeast regions have approximately 33 percent of the road net statewide, DNR could expect an increase in abandonment in those regions by an additional 40 miles per year over the next ten years. This additional abandonment effort represents approximately 3 percent of the current total road network statewide on forested state trust lands. Thus,

under Alternative 3, a net reduction in the potential impacts to the elements of the natural environment, i.e., wildlife habitat, water, and soils through erosional processes may occur. However, due to the land ownership pattern in Eastern Washington (i.e., more scattered in nature than consolidated blocks of state land) abandonment efforts must be carefully weighed against existing easements and access to other landowners.

Alternative 3 could also reduce the amount of roads available to the public on the current total road network by approximately 3 percent. As such, Alternative 3 has the greatest potential adverse impact to public access and recreation. As DNR seeks to minimize roads on forested state trust lands, access opportunities for the public will potentially be reduced, changed or displaced to areas of new road construction. A minimum road network managed strictly to meet trust objectives could include the abandonment of roads presently used primarily for access to recreation sites or trail systems, unless adequate and appropriate funding and resources were provided to mitigate environmental and economic impacts to the trusts. While DNR receives some funds from the Off-Road Vehicle Account for road maintenance to support recreational access, the amount is not sufficient to keep roads that provide access to many recreational sites open and maintained.

Many recreational sites were constructed along routes once used for forest or wildfire management, but the needs for the roads for forest management purposes are greatly reduced or no longer exist. The Recreation Program's current budget would not support management and maintenance of those roads and many could be closed under Alternative 3. This could result in a corresponding increase in management fund expenditures to enforce and maintain closures. Sites that were accessed by roads no longer needed for forest management would be closed and facilities removed, as the roads were abandoned. However, some recreational facilities were constructed and leased with grant funds. Any assessment of road system management would include an assessment of recreational site access and an accounting of lease obligations. DNR may have to weigh the cost of replacing or repaying lease values as access is eliminated due to road mile reduction, against the associated costs of road maintenance and enforcement of closures.

When considered with Alternative 4 for Public Access and Recreation, public access would be provided on existing open roads, when there is adequate and appropriate management funding and support to ensure compatibility with trust objectives. However, Alternative 3, if combined with Alternative 2 for Public Access and Recreation, which emphasizes more road closures, may result in a significant adverse impact to recreation and public access due to a loss in access and recreational opportunities. Some mitigation would be provided when roads are relocated, e.g., roads adjacent to stream channels are relocated to where potential adverse impacts to the natural environment are avoided or minimized and recreational opportunities, although relocated, are somewhat retained.

The analysis of the Board's Preferred Alternative is the same as Alternative 3, with an added emphasis on the importance of achieving outcomes of all Board of Natural Resources policies when decisions are made regarding DNR's forest roads. This may result in greater mitigation of potential impacts to public access and recreation under Alternative 3.

CUMULATIVE IMPACTS

Under all alternatives, DNR will continue use of the expanded SEPA checklist to calculate and quantify environmental impacts of project-specific road construction and abandonment, as described under Alternative 1. All alternatives will also be subject to the HCP and the forest practices rules that have been discussed in detail above and analyzed in the EISs incorporated in this Final EIS by reference. DNR will also review the impacts of its forest planning proposals, including road planning proposals, through its forest land planning process that includes review under SEPA. In addition, the potential for cumulative impacts to elements of the natural environment, i.e. slope stability, habitat, water and soils, from forest roads should be further reduced from additional road abandonment and closure. Any cumulative impacts to the built environment, i.e. public access and recreation, will be considered in conjunction with the Board's Preferred Alternative for Public Access and Recreation at the time that subsequent actions are taken that implement this policy.

3.4.5 Acquiring Rights of Way

INTRODUCTION

DNR acquires land and rights of way across private and other public lands to facilitate management and to increase the value of the trust assets. DNR acquires these rights of ways by gift, purchase, exchange, condemnation or road use agreements. In addition to the *Forest Resource Plan* policy, DNR has one additional policy related to rights of way acquisition, which is titled Acquiring Access to Lands Managed by the Department.

AFFECTED ENVIRONMENT

DNR acquires needed access to state lands by purchasing or exchanging land, easements or permits with other landowners. Landowners may be non-industrial private landowners, other governmental agencies, industrial forest landowners or non-forestry related corporations.

In the past, DNR has acquired access primarily from industrial forest landowners. Changing land use and increased development have resulted in the percentage of acquisitions needed from non-industrial forest landowners to increase, accounting for more than 60 percent of total acquisitions. Normally, greater conflicts may arise between the uses proposed by DNR with a non-industrial forest landowner than with an industry landowner, thus making access more difficult to negotiate.

Access can be needed over any type of land. Most access is acquired by easement. Legally, the easement holder (DNR) is responsible for the maintenance of the access road, unless the easement document states otherwise. Most easements obtained by DNR provide for joint maintenance of the roads. When adjacent landowners were timber industry landowners with similar interests, this worked well. As more adjacent forestland has converted to private residences and non-timber industrial landowners, DNR bears more of the responsibility for the maintenance work, as well as meeting requirements of the forest practices rules. DNR is meeting this challenge by more fully evaluating the costs associated with easement roads in the short and long-term prior to obtaining access, as well as considering fee-simple acquisition of land.

Forest Resource Plan Policy No. 27, Acquiring Rights of Way, was a partial restatement of existing DNR-wide policies. Rights of way policies affect management of all DNR-managed lands, not just forested lands.

REGULATORY FRAMEWORK

There are a variety of statutes that govern the acquisition of rights of way. They include:

- Chapter 8.04 RCW, Eminent domain by state;
- RCW 79.10.140, Outdoor Recreation -- Construction, operation and maintenance of primitive facilities -- Right of way and public access -- Use of state and federal outdoor recreation funds;

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- RCW 79.38.010, Acquisition of property for access to public lands;
 - RCW 79.38.020, Exchange of easement rights;
 - RCW 79.36.310, Acquisition of property interests for access authorized;
 - RCW 79.36.320, Condemnation – Duty of attorney general;
 - RCW 79.36.340, Acquisition – Payment; and
 - Exchange and purchase statutes.

ALTERNATIVES

■ ALTERNATIVE 1 (NO ACTION)

DISCUSSION

Acquiring rights of way is already addressed in another DNR policy, making this policy redundant.

POLICY STATEMENT

***Forest Resource Plan Policy No. 27, Acquiring Rights of Way:* “The department acquires right of way across private or other public lands to department-managed forestland when this access is needed to increase the value of trust assets or for management purposes. The department will acquire these rights of way by gift, purchase, exchange, condemnation or road use agreement. Permanent, public access rights are preferred.”**

■ ALTERNATIVE 2 & BOARD’S PREFERRED ALTERNATIVE

DISCUSSION

Alternative 2 and the Board’s Preferred Alternative recommend no policy in the *Policy for Sustainable Forests* related to acquiring rights of way, because this subject is already addressed in other DNR policies and in governing statutes.

■ ALTERNATIVES SUGGESTED BUT NOT ANALYZED

No other alternatives were introduced for discussion or analysis during scoping and the Draft EIS process.

SIGNIFICANT IMPACTS AND MITIGATION MEASURES

Acquiring of any right to real property is categorically exempt from SEPA review, because it is not the type of activity that has significant adverse impacts (see WAC 197-11-800(5)(a)). The impacts to the environment rests with the characteristics of each individual acquisition. Department access needs are evaluated on numerous factors,

including environmental impacts. Existing roads are used whenever possible. Acquisition of access by DNR normally results in an upgrade of an existing road to forest practices standards and the incorporation of that road into DNR's road system, resulting in regular maintenance.

CUMULATIVE IMPACTS

There are no cumulative adverse impacts identified for these policy alternatives. See the Significant Impacts and Mitigation Measures discussion.

3.4.6 Granting Rights of Way

INTRODUCTION

DNR recognizes that other entities may need rights of way across forested state trust lands. Permanent and temporary rights of way include grants or easements for utility, domestic use, timber haul and other purposes. In addition to the policy in the *Forest Resource Plan*, DNR has six policies related to granting rights of way, which are titled Granting of Rights of Way – General; Issuing Domestic Use Road Easements; Granting Rights for County Roads; Granting Utility Rights of Way; Term of Rights of Way Grants; and Charging for Rights of Way Grants.

AFFECTED ENVIRONMENT

DNR grants rights of way across forested state trust lands for a variety of reasons, including what is required by law; in exchange for needed rights; to avoid legal action, such as condemnation; and when it does not conflict with trust land management. Almost all rights are granted by permanent easement, temporary easement or temporary permit. Rights are granted for public and private utilities, county roads, residential access, resource management and a myriad of other purposes. Access may be requested by adjacent landowners or by public entities for public purposes, such as county roads or transmission lines. Almost all parcels of land managed by DNR are encumbered with some type of right granted to someone else.

Forest Resource Plan Policy No. 26, Granting Public Rights of Way, was a partial restatement of existing DNR-wide policies. Rights of way policies affect management of all DNR-managed lands, not just forested lands.

REGULATORY FRAMEWORK

There are a variety of statutes governing granting of rights of way. They include:

- Chapter 8.24 RCW, Private ways of necessity;
- RCW 79.10.120, Multiple uses compatible with financial obligations of trust management -- Other uses permitted, when;
- RCW 79.36.350-650;
- RCW 79.38.020, Exchange of easement rights; and
- RCW 79.38.040, Permits for use of roads.

ALTERNATIVES

■ ALTERNATIVE 1 (NO ACTION)

DISCUSSION

Granting rights of way is already addressed in other DNR policies, making this policy redundant.

POLICY STATEMENT

Forest Resource Plan Policy No. 26, Granting Public Rights of Way: “The department will grant rights of way to private individuals or entities when there is an opportunity for enhancing trust assets and when any detriments are offset.”

■ ALTERNATIVE 2 & BOARD’S PREFERRED ALTERNATIVE

DISCUSSION

Alternative 2 and the Board’s Preferred Alternative recommend no policy in the *Policy for Sustainable Forests* related to granting rights of way, because this subject is already addressed in other DNR policies and governing statutes.

■ ALTERNATIVES SUGGESTED BUT NOT ANALYZED

No other alternatives were introduced for discussion or analysis during scoping and the Draft EIS process.

SIGNIFICANT IMPACTS AND MITIGATION MEASURES

Any adverse environmental impacts, including cumulative impacts, of these policy alternatives are speculative and, therefore, are not analyzed in this Final EIS.

Issuance of rights of way, easements and use permits to use existing roads in non-residential areas are categorically exempt from SEPA review, because they are not the type of activities that have probable significant adverse environmental impacts (see WAC 197-11-800(25)(j)). Granting rights of way to construct new roads in any area or to use existing roads in residential areas are subject to SEPA review at the time of an individual proposal.

The impacts to the environment rest with the characteristics of each individual grant. Requests for rights of way are evaluated on numerous factors, including environmental impacts. Negotiation of rights of way terms and denials of high-risk applications are used to avoid or minimize environmental impacts. DNR also works cooperatively with regulatory agencies and the applicant to design rights of way that limit environmental impacts.

CUMULATIVE IMPACTS

There are no cumulative adverse impacts identified for these policy alternatives. See the Significant Impacts and Mitigation Measures discussion.

3.4.7 Research

INTRODUCTION

DNR engages and participates in a broad range of scientific and economic research to support DNR land management programs, financial performance and meet the research commitments of the HCP. This includes participating in a variety of research cooperatives with other agencies and organizations. DNR employs scientists in a range of disciplines necessary to meet research and management needs, including forest ecology, silviculture, economics, hydrology, fisheries, wildlife biology and others.

Although the Research policy subject primarily meets the following Policy Objectives:

- Meet all state and federal laws, including the trust obligations and the contractual commitments of the HCP (Policy Objective 1);
- Seek productive partnerships that help DNR achieve policy objectives (Policy Objective 4); and
- Use professional judgment, best available science and sound field forestry to achieve excellence in public stewardship (Policy Objective 5);

it works in conjunction with other policy subjects to fulfill the need and purpose of the *Policy for Sustainable Forests* in meeting the 10 policy objectives set out by the Board of Natural Resources.

AFFECTED ENVIRONMENT

DNR has a Research Program to supply information to decision-makers, meet the research obligations of the HCP and increase confidence in new and existing management practices. The goal of research on forested state trust lands is to use new scientific information derived from research to guide changes in forest management to better meet trust objectives.

DNR-sponsored research helps DNR practice active and innovative forest resource management and react quickly to changes in technology and economics. Land management decisions made as a result of research can affect the soils, water and habitat for all species of plants, and vertebrate, invertebrate, aquatic and terrestrial creatures on forested state trust lands. Current research efforts, primarily focused in the Olympic Experimental State Forest HCP planning unit may not be relevant to management decisions in other HCP planning units, because of differences in forest composition, structure, growth and natural disturbance.

DNR's research commitments under the HCP are necessary to obtain information to complete the riparian and marbled murrelet conservation strategies. Sound scientific information translates to an increase in both management confidence and management options. In addition, the science that describes the complex interactions between physical and biological parameters within ecosystems and our understanding of the long-term

impacts of forest management activities on these processes is rapidly evolving. Risk and uncertainty remain with some aspects of the conservation strategies. For example, the effectiveness and cost of specific treatments to accelerate habitat development or how best to manage potential windthrow in riparian management zones. DNR, through research, is investigating alternatives to existing management that will more effectively meet the objectives of the HCP and the trusts.

Research conducted by DNR applies to lands within seven different ecoregions. New information about resource condition, rate of change and management response must be placed within the appropriate ecological context. The emphasis on research and adaptive management is intended to lead to effective changes to the conservation strategies in the HCP planning units. However, due to the focus of research in the Olympic Experimental State Forest in the Northwest Coast ecoregion, may be difficult to apply to other ecosystems, because of the differences in growth, environment, stand composition and disturbance history between ecoregions.

The ultimate result of research is to evaluate the consequences of management practices and provide better alternatives for reaching the management objectives in a specific landscape context. Clearly defined objectives, faithfully conducted management and adequate monitoring and evaluation within the intended scope of the research is the best way to support decision-making and propose alternatives to more effectively meet management objectives.

REGULATORY FRAMEWORK

The Forest Practices Cooperative Monitoring Evaluation and Research group is a research partner. The purpose of the Cooperative Monitoring Evaluation and Research group is to provide science-based recommendations and technical information to assist the Forest Practices Board in determining if and when it is necessary or advisable to adjust rules and guidance to achieve resource goals and objectives. The forest practices research priorities are generally consistent with those of the HCP.

DNR actively manages a research program to ensure that information is obtained in a timely and cost-effective manner and that research is accomplished with high standards of quality and credibility (*Final Habitat Conservation Plan*, page V.8). Research is a required activity under the HCP implementation agreement.

ALTERNATIVES

■ ALTERNATIVE 1 (NO ACTION)

DISCUSSION

Forest Resource Plan Policy No. 40 required that DNR practice state-of-the-art forest resource management and react quickly to changes in technology and economics. Through the use of professionals in the fields of forestry, economics, fisheries, soils, road engineering, hydrology, logging systems, wildlife management, public relations and other areas, DNR conducted applied research to monitor and evaluate silvicultural activities,

test current practices and, where appropriate, initiate a process for change. The research focused on issues related to protection and conservation, as well as forest production.

Alternative 1 emphasizes research of a practical nature that is focused on efforts to increase DNR's effectiveness as a manager of forested state trust lands. Alternative 1 focuses on DNR-conducted research and, because it was written prior to the HCP, does not include the research role of the Olympic Experimental State Forest. Also, it does not recognize the value of research cooperatives as an effective way to meet DNR's research needs. Alternative 1 does not appear to meet Policy Objectives 1, 4 and 5 as well as other alternatives.

POLICY STATEMENT

Forest Resource Plan Policy No. 40, Research: "The department will conduct applied research to monitor and evaluate silvicultural activities, test current practices and, where appropriate, initiate a process for change. The research will focus on issues relating to protection and conservation as well as forest production."

■ ALTERNATIVE 2

DISCUSSION

Alternative 2 includes all of the components of Alternative 1. In addition, Alternative 2 recognizes that the Olympic Experimental State Forest was created to allow DNR flexibility to conduct management and research activities ecologically appropriate to the Olympic Experimental State Forest. The purpose is to build new knowledge relevant to trust management objectives and species conservation. The Olympic Experimental State Forest intends to find field-tested solutions to forest management issues related specifically to integrating production and conservation. Alternative 2 also recognizes the value of research cooperatives and the importance of a positive cost-benefit ratio in directing research on behalf of the trusts. Alternative 2 appears to better meet Policy Objectives 1, 4 and 5 than Alternative 1.

POLICY STATEMENTS

The department will conduct applied research to monitor and evaluate silvicultural activities, test current practices and, where appropriate, initiate a process for change. The research will focus on issues relating to protection and conservation as well as forest production.

The Olympic Experimental State Forest will be the focus of department research and experimentation efforts to meet the commitments of the *Habitat Conservation Plan*. The purpose is to build new knowledge relevant to trust management and species conservation.

The department will emphasize its participation in research cooperatives, meeting the research commitments of the *Habitat Conservation Plan*, and conducting research when there is a positive cost-benefit ratio to the trusts.

■ ALTERNATIVE 3

DISCUSSION

Alternative 3 includes all of the components of Alternative 2. In addition, it recognizes the importance of staying current with the latest scientific findings, methods and technology and that Olympic Experimental State Forest research should only be the focus when it's ecologically appropriate to the areas where results may be applied. Alternative 3 meets the applicable policy objectives by meeting the research requirements of the HCP (Policy Objective 1), relying on research cooperatives to help achieve research objectives (Policy Objective 4) and guiding forest management strategies and activities on the best available science and professional judgment to achieve excellence in public stewardship (Policy Objective 5).

POLICY STATEMENTS

The department will conduct applied research to evaluate silvicultural activities, test current practices and, where appropriate, initiate a process for change. In addition, the department will research and evaluate new methods of forestry, silvicultural strategies and changes in technology. The research will focus on issues related to natural resource protection and conservation, as well as the sustained production of forest products.

The Olympic Experimental State Forest will be the focus of department research and experimentation efforts, when ecologically appropriate, to meet the commitments of the *Habitat Conservation Plan*. The purpose is to build new knowledge relevant to trust management and species conservation.

The department will emphasize its participation in research cooperatives, meeting the research commitments of the *Habitat Conservation Plan*, and conducting research when there is a positive cost-benefit ratio to the trusts.

The department will endeavor to stay abreast of and use the best available science.

■ BOARD'S PREFERRED ALTERNATIVE

DISCUSSION

The Board's Preferred Alternative removed two policy statements from Alternative 3 related to research in the Olympic Experimental State Forest and emphasizing participation in research cooperatives, as they are more methods used to implement or meet the intent of the Board's Preferred Alternative.

DNR's research efforts are conducted in a variety of ecological settings to ensure relevance and applicability to the diverse forest ecosystems of the state. The Olympic Experimental State Forest plays a key role in DNR research efforts where it is the appropriate ecological setting, but research is also conducted in other areas of the state,

such as in the Capitol State Forest near Olympia. DNR also engages in economic and market research to support meeting trust obligations.

Participation in research cooperatives is critical in meeting DNR's research objectives in an effective and cost-efficient manner and is the intent of this policy. This includes participating in a variety of research cooperatives with other agencies and organizations, such as with the state forest practices Cooperative Monitoring Evaluation and Research group, the University of Washington and the Washington State University. DNR also recognizes the importance and value of peer review.

While the Board's Preferred Alternative still meets research requirements of the HCP (Policy Objective 1), it does not emphasize cooperative research (Policy Objective 4) as well as Alternative 3. It emphasizes professional judgment, best available science and sound field forestry (Policy Objective 5) as well as Alternative 3, but is more concise, relevant and easily understood (Policy Objective 3) than the other alternatives by eliminating any geographically narrowing language and applying to all forested state trust lands as appropriate.

POLICY STATEMENTS

The department will endeavor to stay abreast of and use the best available science.

The department will focus research on issues related to natural resource protection and conservation, and to sustained production of forest products and may include:

- **Applied research to evaluate silvicultural activities, test current practices and, where appropriate, initiate a process for change; and**
- **Research and evaluation of new methods of forestry, silvicultural strategies and changes in technology.**

■ ALTERNATIVES SUGGESTED BUT NOT ANALYZED

No other alternatives were introduced for discussion or analysis during scoping and the Draft EIS process.

SIGNIFICANT IMPACTS AND MITIGATION MEASURES

Alternative 1 enables DNR's research to supply specific information for influencing the timely completion of and future improvements to DNR's management decision-making. Those decisions affect almost all elements of the environment, including the soils, water and habitat for all species of plants, and vertebrate, invertebrate, aquatic and terrestrial animals on forested state trust lands. Alternative management practices can be developed to better meet DNR's conservation goals.

Adaptive management applies the concept of experimentation to the design and implementation of natural resource policies. Adaptive management is learning at time scales needed to accumulate understanding on an ecosystem, rather than sale-by-sale;

manage ecosystems, rather than individual organisms; and is driven by a time scale of biological relevance, rather than business cycle (Lee, 1993). Alternative 1 fails to incorporate modern adaptive management principles or the framework to maintain ecological context for the information. It also fails to emphasize maintaining the credibility of the scientists and their work for DNR. As such, the effectiveness of applying the results of research to guide management decisions that will mitigate impacts to soils, water and plant and animal species under Alternative 1 may be compromised.

Alternative 2 adds significant opportunities for landscape or basin level research on the Olympic Experimental State Forest. The opportunities afforded by the Olympic Experimental State Forest could provide significant opportunities to meet DNR research needs. Inherent in the Olympic Experimental State Forest guiding principles is the integration of timber production and conservation management objectives into research. Although Alternative 2 could result in research that has broader applicability across forested state trust lands and thereby greater minimization of impacts to soils, water and plant and animal species, it is not as explicit as Alternative 3.

Alternative 3 increases the sophistication of adaptive management, broadens the scope of research to the entire geographic area to which it might be eventually applied and allows the Olympic Experimental State Forest to be fully utilized.

Alternative 3 recognizes a benefit over Alternatives 1 and 2 in the role of research cooperatives in controlling cost and increasing the scope of the applicability of results, which in turn is expected to result in less risk of adverse impacts to the environment over Alternative 1. Alternative 3 reinforces the careful management of cooperatives and selective participation based on need and is consistent with Policy Objective 4 to seek productive partnerships to help achieve policy objectives.

Alternative 3 adds a mitigation aspect to the active maintenance of DNR scientific expertise that is not recognized in Alternatives 1 and 2 through a commitment to keep abreast of and use the best available science. This is consistent with Policy Objective 5 to use professional judgment, best available science and sound field forestry to achieve excellence in public stewardship. The ultimate validity and the ability of DNR to defend its decisions depends in part on the capabilities of its scientists. Alternative 3 broadens the research mandate to include modern, integrated methods and technologies, consistent with modern adaptive management. Long-term impacts of ecosystem processes, such as biogeochemical cycling that cleans water and supports vegetation growth, and environmental condition, such as water quality or structures that provide wildlife habitat, will benefit from the more comprehensive approach on modern adaptive management (Lee, 1993).

Alternative 3 provides the most options to mitigate possible impacts to the environment by providing more relevant research to make informed management decisions for the resources managed by DNR. If the information on which management decisions are based is taken out of context, managers could accept ineffective actions or reject effective measures. If decisions are based solely on observations, observer bias or limited experience could lead to the rejection of a valid management alternative or the continuation of invalid management alternatives that damage resources. For example, in

some cases windthrow may look like devastation to a riparian management area from the roadside, when in fact some windthrow may add large woody debris.

Alternative 3 recognizes the critical importance of the scientific staff maintained by DNR and that outreach to other forest management organizations is an important part of DNR's Research Program. It is recognized that much of the information, that will eventually support change in existing management procedures, can be developed by outside research and monitoring organizations. Maintaining the flow of information from external sources to DNR's adaptive management is an essential research function under Alternative 3 that in turn can lead to mitigation of adverse impacts to the environment.

The make-up of the Board's Preferred Alternative is similar to Alternative 3 in that it provides for relevant research targeted to both conservation and protection of natural resources. Although specific statements regarding the emphasis on cooperatives and the focus of Olympic Experimental State Forest research have been removed, the potential environmental impacts to the elements of the environment are unchanged from the analysis of Alternative 3, as these components will be addressed through implementation that adheres to accepted scientific principles.

CUMULATIVE IMPACTS

The likelihood of probable significant adverse impacts will increase if research fails to provide critical information to advise management decision-making.

Alternative 1 could result in a greater risk of cumulative impacts to the natural elements of the environment in general because it does not explicitly recognize the complexity, risk and uncertainty that remain with some aspects of the HCP's conservation strategies.

Alternative 3 and the Board's Preferred Alternative reduce the likelihood of probable significant adverse impacts, compared to Alternatives 1 and 2, by recognizing that information on management impacts must be applied to the correct ecological context.

Alternative 3 and the Board's Preferred Alternative further reduce the likelihood of probable significant adverse impacts from Alternatives 1 and 2 in recognizing the role of qualified analysis in designing, conducting and interpreting research. Having qualified scientific staff to review the SEPA analysis is important to reducing potential impacts.

Alternative 3 and the Board's Preferred Alternative also reduce the risk of adverse cumulative impacts to the environment resulting from poorly advised management decisions. Alternative 3 ensures research priorities are focused on the areas of greatest uncertainty, research is conducted in the most appropriate location to have the greatest scope of inference and that staff is maintained to gather and interpret results.

3.4.8 External Relationships

INTRODUCTION

As the manager of 2.1 million acres of forested state trust land, DNR is a neighbor to thousands of citizens, businesses and other forest landowners. DNR values agency transparency and openness. Consequently, DNR recognizes the importance of partnering with stakeholders and other governmental agencies, as well as providing information to the public. DNR participates in educational efforts, such as sharing information about the forested state trust lands, including the trust mandate and how DNR's management activities provide funding for construction of schools, universities, prisons, institutions and Capitol buildings. DNR is also well-positioned to offer and promote environmental education, because forested state trust lands can serve as both a laboratory and an outdoor classroom.

Although the External Relationships policy subject primarily meets the following Policy Objective:

- Seek productive partnerships that help DNR achieve policy objectives (Policy Objective 4);

it works in conjunction with other policy to fulfill the need and purpose of the *Policy for Sustainable Forests* in meeting the 10 policy objectives set out by the Board of Natural Resources.

AFFECTED ENVIRONMENT

DNR currently practices active communication and promotes collaboration and partnering with other agencies, stakeholders and the public to achieve mutual objectives consistent with trust obligations.

REGULATORY FRAMEWORK

The regulatory framework with relation to this policy subject area is the State Environmental Policy Act (RCW 43.21C), which is described in the SEPA Review policy subject area in this Final EIS. In addition, public review is provided for under the state Forest Practices Act, Chapter 76.09 RCW.

ALTERNATIVES

■ ALTERNATIVE 1 (NO ACTION)

DISCUSSION

Alternative 1 directs solicitation of comments from stakeholders when preparing landscape-level objectives as part of a landscape planning process and as part of implementing and revising the policies in the *Forest Resource Plan*. Alternative 1 does not appear to meet Policy Objective 4 as well as Alternative 2.

POLICY STATEMENTS

***Forest Resource Plan* Policy No. 17, Soliciting Information:** “The department will solicit comments from interested parties, including local neighborhoods, tribes and government agencies when preparing landscape-level objectives.”

***Forest Resource Plan* Policy No. 35, Public Involvement:** “The department will solicit comment from the public, tribes and government agencies when implementing the *Forest Resource Plan* and when revising policies contained in the document.”

■ ALTERNATIVE 2

DISCUSSION

Alternative 2 reflects current DNR practices of active communication, promotion of collaboration and partnering with other agencies, stakeholders and the public. Alternative 2 recognizes the importance of establishing and maintaining positive external relationships for sharing information, obtaining input on DNR initiatives and planning and resolving issues. Alternative 2 meets the applicable policy objective by utilizing partnerships with the Tribes, trust beneficiaries, government agencies and stakeholders to help implement Board of Natural Resources policy and DNR programs (Policy Objective 4).

POLICY STATEMENT

The department will actively communicate and promote collaboration and partnering with Tribes; trust beneficiaries; local, state and federal governments; stakeholders; and the public in carrying out department activities, including environmental education.

■ BOARD’S PREFERRED ALTERNATIVE

DISCUSSION

The Board’s Preferred Alternative is similar to Alternative 2, with the exception that in the Board’s Preferred Alternative, the words “and partnering” were removed, as collaboration includes partnering where appropriate. The phrase “including environmental education” was also removed, as it is only one aspect of education that DNR can engage in, as described in the introduction to this policy subject area.

POLICY STATEMENT

In carrying out its management activities, the department will actively communicate and promote collaboration with trust beneficiaries; Tribes; local, state and federal governments; stakeholders; and the public.

■ ALTERNATIVES SUGGESTED BUT NOT ANALYZED

No other alternatives were introduced for discussion or analysis during scoping and the Draft EIS process.

SIGNIFICANT IMPACTS AND MITIGATION MEASURES

Although there are no specific environmental impacts associated with this policy subject area, it is important that DNR has efficient and effective external relationships that provide for effective dialogue regarding DNR's activities. This discussion is intended to set the context and disclose the merits in terms of the effectiveness of the policy alternatives in achieving the Board of Natural Resources policy objectives.

Alternative 1 was adopted in order to correct the situation of dealing with conflicts and controversies on a case-by-case basis. At that time, it was a reactive approach and resulted in some inefficiency and missed opportunities. Since 1992, DNR has made outreach and communication a top priority when performing significant land management activities, both at the program and regional levels. Thus, a policy stating that DNR will solicit comment from the public, Tribes and government agencies when implementing the *Forest Resource Plan* and when revising policies contained in the document does not acceptably convey the efforts DNR has taken and will continue to take to fully communicate and engage the public, Tribes and stakeholders.

DNR has made and will continue to make outreach and communication a top priority, particularly on efforts that are of public concern..

Alternative 2 and the Board's Preferred Alternative recognize the need to establish and maintain external relationships, because they encourage the sharing of information and also provide opportunities to obtain resolution-based results. Strengthening the many relationships with various stakeholders and the public is critical to DNR's success as a trust manager and state agency. In addition, Alternative 2 and the Board's Preferred Alternative reflect DNR's current outreach and communication practices. They also reaffirm their importance and provide direction to all DNR employees to maintain this level of commitment to an effective and productive dialogue with its stakeholders.

CUMULATIVE IMPACTS

Maintaining effective dialogue with stakeholders regarding DNR activities should contribute to minimizing the risk of cumulative impacts to the environment.

3.4.9 SEPA Review

INTRODUCTION

The State Environmental Policy Act (RCW 43.21C) requires state agencies to review actions that may have a probable, significant adverse impact on the environment. DNR must comply with SEPA to ensure timely analysis and appropriate mitigation of environmental impacts during its various activities, including project planning and implementation.

AFFECTED ENVIRONMENT

The affected environment is any element of the environment, as listed in WAC 197-11-444, which may be affected by an agency proposal for action. For purposes of this policy subject area, the existing condition is a description of DNR's current approach to complying with SEPA on actions pertaining to forested state trust lands. SEPA is one of the primary environmental review mechanisms through which mitigation of significant adverse impacts is considered.

Since the adoption of the *Forest Resource Plan*, advancements have been made in the review of management activities on forested state trust lands. Building on the Washington State Department of Ecology's standard SEPA environmental checklist, DNR expanded the SEPA checklist to help DNR disclose and understand landscape level interactions. The expanded SEPA checklist is currently used on all timber sales, except the few that are categorically exempt (WAC 197-11-830(7) and WAC 332-41-833(2)). Adjacency and landscape/watershed administrative unit maps for the proposals are available on the internet at www.dnr.wa.gov under "SEPA Center." These maps promote understanding and analyses of landscape level considerations. DNR expanded the Washington State Department of Ecology's environmental checklist to include approximately 100 additional considerations that describe overall watershed administrative unit conditions and potential future activities in the watershed.

REGULATORY FRAMEWORK

The following rules and statutes govern DNR's SEPA review:

- Chapter 43.21C RCW, State Environmental Policy Act;
- WAC 197-11, State Environmental Policy Act Rules;
- WAC 332-41, Department of Natural Resources State Environmental Policy Act Procedures;
- Chapter 76.09 RCW, Forest Practices Act; and
- WAC 222, Forest Practices Rules.

ALTERNATIVES

■ ALTERNATIVE 1 (NO ACTION)

DISCUSSION

Alternative 1 states that DNR will comply with SEPA.

POLICY STATEMENT

Forest Resource Plan Policy No. 18, State Environmental Policy Act Review: “The department will conduct a State Environmental Policy Act review when subsequent plans and activities constitute a non-exempt agency action under the act.”

■ ALTERNATIVE 2 & BOARD’S PREFERRED ALTERNATIVE

DISCUSSION

Alternative 2 recommends no policy in the *Policy for Sustainable Forests* related to SEPA Review, as DNR must comply with state law.

■ ALTERNATIVES SUGGESTED BUT NOT ANALYZED

No other alternatives were introduced for discussion or analysis during scoping and the Draft EIS process.

SIGNIFICANT IMPACTS AND MITIGATION MEASURES

Alternative 1 states that DNR will comply with SEPA. However, compliance with SEPA is not optional. The analysis of adverse impacts and mitigation measures under this option is non-discretionary.

Alternative 2 recognizes that *Forest Resource Plan Policy No. 18* is not necessary, as DNR must comply with state law.

CUMULATIVE IMPACTS

There are no probable significant adverse cumulative impacts as a result of these policy alternatives.

3.4.10 Implementation, Reporting and Modification of the Policy for Sustainable Forests (formerly “Implementation, Reporting and Modification”)

INTRODUCTION

DNR has the responsibility to fully implement the *Policy for Sustainable Forests*. Ensuring Board of Natural Resources policies remain current requires ongoing monitoring and reporting on implementation. The information gathered through this process will allow review and update of Board of Natural Resources policies in response to changing circumstances. It will also keep the public informed on implementation of Board of Natural Resources policy.

Although the Implementation, Reporting and Modification of the Policy for Sustainable Forests policy subject primarily meets the following Policy Objective:

- Monitor and periodically report to the Board of Natural Resources on the implementation and outcomes of Board of Natural Resources approved policies (Policy Objective 10):

it works in conjunction with other policy subjects to fulfill the need and purpose of the *Policy for Sustainable Forests* in meeting the 10 policy objectives set out by the Board of Natural Resources.

AFFECTED ENVIRONMENT

DNR tracks the implementation of different policies through a variety of operational programs carried out in DNR’s six regions across the state. The programs (silviculture, timber sales, rights of way, etc.) monitor individual policy implementation and redirect program implementation as needed to achieve policy objectives and desired outcomes. Training is provided to assure understanding and ensure consistency in implementation.

The *Forest Resource Plan* assumed that some of the monitoring would be done at a landscape level, after the development of landscape plans. A DNR developed system which updates the forest inventory also allows DNR to determine if certain policies are being implemented.

The current focus of DNR’s monitoring efforts is on lands covered by the HCP. All timber and non-timber activities are tracked annually and reported to the Federal Services. In addition, several effectiveness and validation monitoring projects on the various HCP strategies are ongoing. DNR has developed several electronic planning and tracking and geographical information systems to assist in monitoring.

The Board of Natural Resources’ Resolution No. 1110 (2004) requires DNR to report on an annual basis its assessment of the ecological and economic results of implementing the preferred alternative in the *Final Environmental Impact Statement on Alternatives for Sustainable Forest Management of State Trust Lands in Western Washington*. DNR shall

apply a structured monitoring and reporting program. Modification of Board of Natural Resources policies occurs as the need arises. For example, the sustainable harvest calculation resulted in the modification of five policies in the *Forest Resource Plan*.

REGULATORY FRAMEWORK

There are no regulations that apply to this policy subject area.

ALTERNATIVES

■ ALTERNATIVE 1 (NO ACTION)

DISCUSSION

Alternative 1 states that DNR will attempt to meet the key elements of each policy, within budget constraints. Alternative 1 requires DNR to monitor implementation of the *Forest Resource Plan* to ensure implementation and effectiveness of the policies. Alternative 1 commits DNR to seek permission from the Board of Natural Resources to modify policies when necessary and appropriate, based on changes in law, scientific knowledge or public opinion. Alternative 1 directs DNR to recommend any actions needed to the Board of Natural Resources to reconcile conflicting policy direction as a result of other management and policy plans. Alternative 1 does not appear to meet Policy Objective 10 as well as other alternatives.

POLICY STATEMENTS

***Forest Resource Plan* Policy No. 36, Implementing the *Forest Resource Plan*: “The department will attempt, within budget constraints, to meet the key elements in each of the policies described in this Plan.”**

***Forest Resource Plan* Policy No. 37, Monitoring the *Forest Resource Plan*: “The department will monitor the *Forest Resource Plan*’s implementation to determine whether its policies are being executed efficiently and to measure the success of the plan in meeting its objectives.”**

***Forest Resource Plan* Policy No. 38, Modifying the *Forest Resource Plan*: “The department will seek permission from the Board of Natural Resources to modify certain portions of the *Forest Resource Plan* if changes in law, scientific practice, major public attitudes or new management directions require a different course of action not compatible with the policies contained in the plan.”**

***Forest Resource Plan* Policy No. 39, Consistency: “The department will review its other management and policy plans and will compare those with the *Forest Resource Plan*. Where policies overlap and where there is apparent conflict in direction, the department will determine precedence and suggest changes to the Board of Natural Resources for resolving these differences.”**

■ ALTERNATIVE 2

DISCUSSION

Alternative 2 directs DNR to employ a structured monitoring and annual reporting program to the Board of Natural Resources on the effectiveness and efficiency of the policies and their implementation. Alternative 2 directs DNR to recommend changes to policy as needed due to changes in law, scientific knowledge or other circumstances. These changes could include changing budget and staffing resources that would affect implementation of policies. Alternative 2 assumes a ten-year life to the *Policy for Sustainable Forests*, with substantive review and update every ten years. Alternative 2 appears to meet Policy Objective 10 better than Alternative 1, but not as well as Alternative 3.

POLICY STATEMENTS

The department will employ a structured monitoring and annual reporting program to the Board of Natural Resources on implementation of the policies in the *Policy for Sustainable Forests*.

As needed, the department will recommend changes in policy to the Board of Natural Resources due to changes in law, scientific knowledge, new information or other circumstances.

At ten-year intervals, the department will perform a substantive review and update of the *Policy for Sustainable Forests*. Each review and update will be for a ten-year period.

■ ALTERNATIVE 3

DISCUSSION

Alternative 3 assumes periodic updates based on annual monitoring and reporting to keep the policies current, as well as substantive reviews at five-year intervals. Under Alternative 3, the *Policy for Sustainable Forests* is dynamic, with changes being recommended as needed and with no sunset or expiration date. Alternative 3 meets the applicable policy objective by providing an adaptive management approach for review and update of Board of Natural Resources policy through monitoring and reporting on implementation of the *Policy for Sustainable Forests* (Policy Objective 10).

POLICY STATEMENTS

The department will employ a structured monitoring and annual reporting program to the Board of Natural Resources on implementation of the policies in the *Policy for Sustainable Forests*.

As needed, the department will recommend changes in policy to the Board of Natural Resources due to changes in law, scientific knowledge, new information or other circumstances.

At five-year intervals, the department will perform a substantive review of the *Policy for Sustainable Forests*. The *Policy for Sustainable Forests* will have no expiration date.

■ BOARD'S PREFERRED ALTERNATIVE

DISCUSSION

The Board's Preferred Alternative builds on Alternative 3 by adding an additional policy statement that directs DNR to ensure that information presented to the Board of Natural Resources is clear and succinct (Policy Objective 3).

The focus on a strong monitoring and adaptive management program for the *Policy for Sustainable Forests* should result in Board of Natural Resources policy remaining relevant and current. Therefore, there is no end date identified for the *Policy for Sustainable Forests*.

POLICY STATEMENTS

The department will employ a structured program to monitor implementation of the policies in the *Policy for Sustainable Forests*, and will report annually to the Board of Natural Resources on the implementation.

As needed, the department will recommend changes in policy to the Board of Natural Resources due to changes in law, scientific knowledge, new information or other circumstances.

At five-year intervals, the department will perform a substantive review of the *Policy for Sustainable Forests*.

In reporting to the Board of Natural Resources and the public, the department will present clear and succinct information on the *Policy for Sustainable Forests*.

■ ALTERNATIVES SUGGESTED BUT NOT ANALYZED

No other alternatives were introduced for discussion or analysis during scoping and the Draft EIS process.

SIGNIFICANT IMPACTS AND MITIGATION MEASURES

This range of alternatives is purely procedural. They contain no standards controlling the use or modification of the environment. As such, there are no environmental impacts. This discussion is intended to provide the public and the Board of Natural Resources an analysis of the effectiveness of the range of alternatives in meeting the Board of Natural Resources' policy objectives.

Alternative 1 envisioned an organized system that would implement key elements of the policies, within budget constraints. However, it did not identify milestones to evaluate the

level of implementation. It envisioned a monitoring system that would provide feedback information. The system was to be tied to landscape planning. It assumed that landscape plans would be developed, which would then form the geographic basis for monitoring the implementation of the policies. Currently, DNR has created large database systems, such as the Forest Resource Inventory System and the Planning and Tracking system to help DNR understand and analyze current forest conditions. DNR has also begun to develop new geographic information system tools that allow users to understand and evaluate forest management activities. The *Forest Resource Plan* identified the purpose of landscape planning as “to develop a pragmatic working tool for the professional forester that will show at any given time DNR’s plans for a particular landscape.” DNR has created geographic information system tools, the Forest Resource Inventory System and the Planning and Tracking system, which have helped make more informed decisions.

The HCP has a built-in and very well-defined monitoring and adaptive management system that not only establishes a monitoring program, but also provides a mechanism for comprehensive reviews and updates. While this is a strategic plan for DNR, it covers 1.6 million of the 2.1 million acres of forested state trust lands and is tailored to meet the Federal Services’ needs.

Alternative 1 calls for monitoring to track the level and success of implementation of DNR policies, but different programs approach implementation and monitoring from a programmatic perspective, rather than a DNR-wide perspective. The *Forest Resource Plan* recognized that over time, new information would become available or changes in law might necessitate policy change, allowing DNR to react to the new information and/or public needs on a timely basis and to update the policies to reflect this. A consistent mechanism through which change would be evaluated and brought to the Board of Natural Resources has not been developed. Some of the plans, such as the HCP, have a built-in adaptive management process that evaluates new information and sets-up a mechanism for updates. Since the adoption of the *Forest Resource Plan*, many of the policies have been implemented as envisioned, with DNR having the flexibility to conduct business in a prudent manner. However, tracking the level of success in implementation from a centralized and comprehensive perspective and presenting this information on a periodic basis to the Board of Natural Resources has not occurred. While the programmatic approach may have been successful, it tends to retain information gained within the program.

Alternative 2 would provide structured monitoring and annual reports to the Board of Natural Resources on policy implementation. It would provide a mechanism for updates due to changes in law, scientific practice, new information or other circumstances and the *Policy for Sustainable Forests* would undergo substantive review after ten years, when it expires. Alternative 2 differs from Alternative 1 by establishing a program that monitors the intensity and success of implementation of policies and reports these to the Board of Natural Resources on an annual basis. Presentation of this information on a periodic basis keeps the Board of Natural Resources informed on the levels of success and also on the need for different approaches. This would assure that the Board of Natural Resources

remains current on the policy outcomes, how the policies are being implemented and be able to react to issues needing change or further direction.

A structured monitoring system under Alternative 2 will also help in harmonizing the requirements of DNR's strategic plans to assist in meeting both the requirements of the Board of Natural Resources and the Federal Services for the HCP. This approach also encourages the use of knowledge gained elsewhere to increase efficiency and to make the information more widely available. It will provide a similar benchmark that will facilitate comparison between and within programs, thus assuring a consistent approach in implementation. The monitoring and reporting program would not be tied to completion of other plans, such as landscape plans, hence the program's performance would not be hampered by delay in completing other plans, due to budget or any other constraints.

Alternative 2 directs DNR to have a structured monitoring and reporting function. However, Alternative 2 will provide a ten-year timeframe before any substantive review is undertaken and the *Policy for Sustainable Forests* would expire after ten years. A ten-year review process is onerous and requires substantial financial and staffing resources. Since Alternative 2 calls for changes only when needed, a risk exists for operating under policies that are not completely up-to-date. In this regard, Alternative 2 does not differ from Alternative 1.

Alternative 3 and the Board's Preferred Alternative are similar to Alternative 2, but it sets the substantive review at five-year intervals and has no expiration date. The substantive review after five years will allow updates to policies, ensure that the policy language is current and relevant and will provide the public with opportunities in the review and update process. Since the Board of Natural Resources will be continuously engaged during the annual reporting process, it will be able to provide more specific and timely direction on areas requiring a more in-depth review. With this more frequent timeline, the changes needed may not require such a significant amount of financial and staffing resources. The existing centralized monitoring and reporting program for the HCP will be used as a foundation for this review. The timely reviews will keep the policies current.

The Board's Preferred Alternative adds the intent that reports to the Board of Natural Resources will consist of clear and succinct information. This provision promises more efficient review by the public and the Board of Natural Resources.

CUMULATIVE IMPACTS

Implementation, reporting and modification assures that DNR policies within the framework of the *Policy for Sustainable Forests* are being implemented effectively and consistently. It also assures that there is a mechanism to inform the Board of Natural Resources about success of policy implementation and an adaptive management loop to respond to a changing environment. The cumulative impacts of implementing the individual policies in the *Policy for Sustainable Forests* have been considered under each of the policy subject areas in this Final EIS. There are no foreseen cumulative impacts to the environment that would result from the process of tracking implementation, reporting and modification of the adopted policies in the *Policy for Sustainable Forests*. Reporting to the Board of Natural Resources also provides an opportunity for public review.



Appendix A.

Sustainable Harvest Calculation Policies

These policies were adopted by the Board of Natural Resources on September 8, 2004, when making the sustainable harvest calculation decisions.

POLICY MANUAL

Department of Natural Resources

Date: September 8, 2004

Page: 1 of 2

**PO14-A CIRCUMSTANCES TRIGGERING THE NEED FOR A
RECALCULATION OF THE SUSTAINABLE HARVEST
CALCULATION**

DISCUSSION

State law requires that the Department shall manage the state-owned lands under its jurisdiction, which are primarily valuable for the purpose of growing forest crops on a sustained yield basis. “To this end, the Department shall periodically adjust the acreages designated for inclusion in the sustained yield management program and calculate a sustainable harvest level.” (RCW 79.10.320) State law also defines sustainable harvest level as, “Sustainable harvest level means the volume of timber scheduled for sale from state-owned lands during a planning decade as calculated by the department and approved by the board.” (RCW 79.10.300(5))

The legislature envisioned that the sustainable harvest level is likely to need adjustment from time to time, based on the quantity, quality, growth, and availability of the timber resource on state lands. At the time the statute was enacted, the suitable time period was thought to be one decade, with the average annual sustainable harvest level remaining constant during the decade.

Currently, the factors affecting a stable long-term sustainable harvest calculation remain dynamic. Regulatory requirements are in flux, and information about the resource base continues to improve. In addition, new more powerful and flexible computer models have emerged, making it feasible to adjust the harvest level as circumstance changes. At the same time, the fundamental trust obligations and statutory requirements continue to be the foundation of policy.

POLICY

The department, with board approval, will recalculate the statewide sustainable harvest level, for board adoption no less frequently than every ten years.

The department will adjust the calculation and recommend adoption by the board when the department determines changing circumstances within the planning decade suggest that an adjusted harvest level would be prudent. Such circumstances may include major changes in legal requirements, significant new policy direction from the board, new information about the resource base available for harvest, or changes in technology.

Approved: September 8, 2004

Approved By: /S/
Doug Sutherland
Commissioner of Public Lands

SEE ALSO

RCW 79.10.300 Land Management Authorities and Policies – Definitions

RCW 77.10.320 Land Management Authorities and Policies – Sustainable Harvest Program

Date: September 8, 2004

Page: 1 of 2

**Cancels: PO14-004 Sustainable Even-Flow Timber Harvest, Dated: July 1992
PO14-005 Harvest Levels Based on Volume, Dated: July 1992
PO14-006 Western Washington Ownership Groups, Dated: July 1992**

PO14-B DEFINITION OF SUSTAINABILITY FOR THE SUSTAINABLE HARVEST CALCULATION

DISCUSSION

State law defines “sustained yield” as “management of the forest to provide harvesting on a continuing basis without major prolonged curtailment or cessation of harvest.” ([RCW 79.10.310](#)) A common law duty of the state as trustee is to not favor either present or future trust beneficiaries over each other. Sustained yield management helps accomplish this duty.

Within that broad statutory direction, various interpretations of sustained yield management are possible. Differences in interpretation may relate to the size of areas subject to separate calculations of sustainable yield of timber, for example, either the state trust ownership as a whole or smaller areas; the degree of variability of timber harvest over time; and the aspect of forest management to be the primary focus of sustainability, such as area or volume of timber harvested or retained, or revenue earned.

In the past, the department has divided the forest land base into separate sustainable harvest units based on county boundaries, the department’s administrative regions, and several separately treated areas. In addition, the department has set the variability of harvest over time based on a non-declining even-flow objective. The department has calculated sustainable yield based on timber volume. The Board of Natural Resources has expressed a desire for a more flexible system as the basis for the sustainable harvest calculation.

(Lands formerly know as Forest Board Transfer and Forest Board Purchase are now defined in [RCW 79.02.010\(10\)](#) as “State Forest Lands.” For purposes of this policy, former Forest Board Transfer lands will be called “State Forest Trust Lands,” and former Forest Board Purchase Lands will be called “State Forest Purchase Lands.”)

POLICY

For Western Washington the department will calculate, and the Board will adopt, a separate long-term decadal sustainable harvest level, expressed as mean annual timber volume for a planning decade, for twenty distinct sustainable harvest units, as follows: Each of the seventeen county beneficiaries of State Forest Trust lands separately, and all of the federally granted trusts and State Forest Purchase lands in Western Washington together, with the exception that the Olympic Experimental

State Forest and the Capitol State Forest shall each have a separate calculation regardless of trust.

In order to ensure intergenerational equity among beneficiaries, within each sustainable harvest unit, the department shall calculate an estimated multi-decade harvest level such that the mean annual timber volume for any decade should not vary up or down more than 25% from the level of the preceding decade, except that all State Forest Trust lands outside Capital State Forest and Olympic Experimental State Forest shall be treated as a single sustainable harvest unit for purposes of achieving the allowable variation between decadal timber harvest levels. In order to take advantage of shorter term operational or market opportunities, the harvest level for any year within the planning decade may also fluctuate up to 25% plus or minus from the mean annual harvest level adopted by the Board, as long as the decadal mean is sustained over the decade.

Subject to all applicable legal and policy direction, the department will analyze the financial characteristics of forest stands in order to optimize the economic value of forest stands and timber production over time, in calculating the sustainable harvest level, in planning and scheduling timber harvests, in making investments in forest growth, and in searching for the least-cost methods of achieving other forest management objectives.

Approved: September 8, 2004

Approved By: / S /
Doug Sutherland
Commissioner of Public Lands

SEE ALSO

RCW 79.02.010(10) Public Lands Management – Definitions

RCW 79.10.310 Land Management Authorities, Policies, Sustained Yield Plans – Defined

Appendix B. Ecoregions of the State



The department manages 2.1 million acres of forested state trust lands; 1.4 million acres in Western Washington and .7 million acres in Eastern Washington. As the above map reflects, there are nine ecoregions that make up Washington State: Northwest Coast; Puget Trough; North Cascades; West Cascades; East Cascades; Okanogan; Canadian Rocky Mountains; Blue Mountains; and Columbia Plateau. Each of these ecoregions are further described in this appendix.

Washington Ecoregion	DNR Surface Ownership	DNR Forested Acres
Blue Mountains	20,140	4,852
Canadian Rocky Mountains	104,992	98,068
Columbia Plateau	595,111	18,117
East Cascades	293,959	227,110
North Cascades	346,494	321,104
Northwest Coast	641,554	625,435
Okanogan	442,191	327,698
Puget Trough	213,342	201,987
West Cascades	333,198	321,018
TOTAL	2,990,981	2,145,389

DISTURBANCES

Major disturbance events, both natural and human-caused, have defined the current condition of Western Washington forested state trust lands. Windstorms, which create chaotic patterns of broken and windthrown trees, have shaped Washington forests through the centuries. Examples of notable historic windstorms are the 1921 storm on the western Olympic Peninsula and the Columbus Day storm of 1962, which blew down thousands of acres of mature timber in Western Washington. Major ice storms, such as the 1955 freeze, have also changed the structure of forests all over Western Washington. Today, numerous forest stands containing trees with crooked boles and forked tops serve as reminders of the millions of treetops killed by this freeze. Fire, both natural and human-caused, has historically been one of the great shapers of forest composition in both Eastern and Western Washington. As an example, parts of the 94,055-acre Yacolt Burn State Forest in southwestern Washington burned several times between 1902 and 1952. Today, this area is forested with young Douglas-fir trees and a few old remnant trees in riparian areas and ravines.

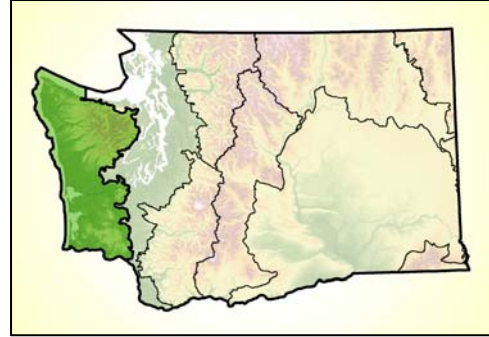
While a century of fire control has played a key role in creating the current forestland conditions in Western Washington, timber harvest is probably the greatest human influence. Almost all forested state trust lands have been logged at least once in the last 100 years. Much land in Western Washington was clearcut and logged from 1900 to 1940. Some of the harvested land was abandoned and then acquired later by the state as State Forest Transfer Lands or State Forest Purchase Lands. Remnants of logging railroads and abandoned truck roads are scattered on state lands and bear witness to the intensity of logging in Western Washington in the first half of the 20th century and earlier. Fire scars on residual trees and charred old-forest stumps show the effects of frequent fires that followed the first logging in those early years. Large parts of these forests naturally reseeded themselves from trees that survived the fires and from the hardwoods and other species in unburned riparian areas. After the fires, alder flourished in some landscapes that were once dominated by old conifers. The presence of large conifer stumps in many alder stands shows this vegetation change.

Historically, stand-replacement fires occurred at irregular intervals from ten years in the lowlands to 150 years or more at high elevations. The control of forest fire this century has played a key role in defining the existing conditions. Fire has been minimized in many areas that formerly burned naturally at fairly regular intervals. In many places, this has significantly changed the species in and around structural composition of forests. For example, frequent low-intensity fires once maintained large areas of ponderosa pine. The thick bark of the pine protected it from significant damage while less fire-tolerant trees were killed. By nearly eliminating fire from these areas, species such as grand fir developed dense understories that have excluded pine regeneration. These new stands are more structurally diverse, but their multi-layered canopies are more susceptible to catastrophic fires. These dense stands of relatively low value timber are also susceptible to insects and disease.

NORTHWEST COAST ECOREGION

The Northwest Coast ecoregion includes most of the Olympic Peninsula of Washington, the coast mountain ranges extending down to central Oregon, and most of Vancouver Island in British Columbia. Approximately 11 percent of Washington is within this ecoregion.

Approximately 5 percent of the ecoregion is agriculture and urban environments with most cities located near Grays Harbor and Willapa Bay. There are 641,554 acres of department-



managed lands within the Northwest Coast Ecoregion, of which 625,435 are forested.

PHYSIOGRAPHY

The Olympic Mountains, the ocean coast and coastal plain, and the Willapa Hills are the ecoregion's dominant landforms. Glaciated peaks in the Olympic Mountains rise to an elevation of nearly 8,000 feet above sea level. Streams and rivers typically begin as deeply incised, steep-gradient drainages that eventually feed large, low-gradient river systems on the coastal plain. The coastal plain is up to 20 miles wide on the Olympic Peninsula and mostly underlain by glacial till and outwash. Major estuaries and associated dunes are found on the southern coast. The Willapa Hills are well-rounded highlands with old, well-weathered soils.

CLIMATE

High precipitation typifies the ecoregion, averaging 60 to 240 inches annually. Most precipitation falls as rain from November through April. Snow pack and rain-on-snow zones cover a considerable area only in the Olympic Mountains. As a result of a rain shadow effect, the northeastern side of the Olympic Mountains receives the lowest precipitation of equivalent elevations anywhere in Western Washington. Along the outer coast and adjacent valleys, fog and cool temperatures in the summer are important climatic factors.

BIOTA

Coniferous forests dominate the vegetation of the ecoregion. Typical lowland forests are dominated by western hemlock, Douglas-fir and western red cedar. In the coastal fog belt, Douglas-fir is rare and Sitka spruce becomes abundant. Forests in the mountains are mostly dominated by Pacific silver fir and mountain or western hemlock. High elevations in the Olympic Mountains have sub-alpine parkland and alpine habitats.

Two of the largest estuaries on North America's west coast are part of this ecoregion. Other special habitats include coastal dunes, wetlands, riparian areas and sphagnum bogs. The Olympic Mountains are rich in rare plant species due to their isolation, the number of unusual habitats and the presence of steep environmental gradients. They include both those endemic to the Olympic Mountains and those disjunct from other mountainous areas.

Amphibian diversity is relatively high within this ecoregion. Vascular plant endemism is high, particularly in the northeast corner of the ecoregion.

Since the 1960s, the department has used a sustainable harvest approach in managing forested state trust lands. Designated areas are harvested and regenerated each year. Most early regeneration efforts concentrated on establishing Douglas-fir in recently harvested or deforested areas. Today, a mix of harvest practices and a variety of tree species are typically prescribed to match site-specific management prescriptions with the environmental characteristics of a site.

PUGET TROUGH ECOREGION

The Puget Trough ecoregion is nestled between the Cascade and Olympic Mountains and the Willapa Hills. It includes Puget Sound and the lowlands south to the Columbia River. The ecoregion extends north into the Georgia Basin in British Columbia and south into the Willamette Valley in Oregon. Roughly 8 percent of Washington is within this ecoregion. The state's most densely populated ecoregion with over 50 percent of its area supporting urban environments and agriculture. There are 213,342 acres of department-managed lands within the Puget Trough ecoregion, of which 201,987 are forested.



PHYSIOGRAPHY

The Puget Trough ecoregion includes the marine waters of Puget Sound and the lowlands generally up to about 1,000 feet above sea level. A few isolated highlands within the ecoregion extend up to 2,400 feet in elevation. Pleistocene glaciers left glacial till plains over much of the area north of Olympia and outwash plains between Tacoma and Centralia. Ancient, well-weathered soils predominate between Centralia and Clark County. Pleistocene flood events formed the smooth floor of the Portland Basin in the vicinity of Vancouver. In the far north, the San Juan Islands and mainland hills are composed of rocks common in the adjacent mountainous ecoregions. Large, low-gradient rivers typically begin in the adjacent mountains and flow through this ecoregion. Many small streams originate at low elevations. Freshwater lakes are numerous in the glaciated portions of the ecoregion.

CLIMATE

Much of the Washington portion of the ecoregion is influenced by the rain shadow effect of the Olympic Mountains and Willapa Hills. Precipitation, primarily rain, averages 20 to 70 inches per year. Summers are warm and dry compared to elsewhere in Western Washington and winters are relatively mild.

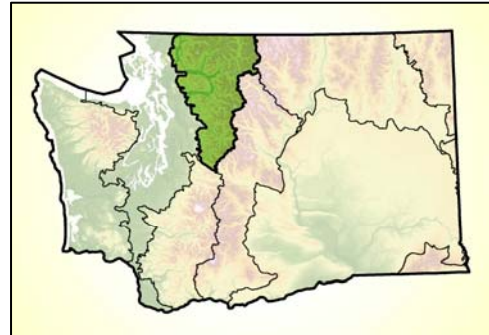
BIOTA

The vegetation of the Puget Trough is dominated by Douglas-fir forests with western hemlock and red cedar as the primary late-successional species. Oregon white oak,

Pacific madrone, big leaf maple, and red alder forests are frequent components of the landscape. Grassland habitats are often associated with oak habitats and support a number of rare species, including the federally threatened golden paintbrush and a number of butterfly species. Historically, frequent fires maintained these grasslands and the adjacent open oak woodlands. Many rare grassland species are declining as this landscape becomes more urbanized and fire suppression leads to more densely forested areas. Other special habitats within the ecoregion include wetlands, riparian areas, bogs and estuaries.

NORTH CASCADES ECOREGION

The North Cascades ecoregion includes the Cascade Mountains north of Snoqualmie Pass and west of the crest extending northward into British Columbia. Approximately 10 percent of Washington occurs within this ecoregion. Less than 2 percent of the ecoregion is agriculture and urban environments concentrated in lowland valleys near the Puget Trough. There are 346,494 acres of department-managed lands within the North Cascades ecoregion, of which 321,104 are forested.



PHYSIOGRAPHY

The North Cascades is composed of highly dissected, glaciated mountain terrain, mostly between 1,000 and 7,000 feet above sea level. The highest peaks are volcanoes that rise to over 10,000 feet. Valley bottoms extend down to as low as 500 feet. Glacially carved U-shaped valleys and cirques are prominent features. Watersheds typically begin as steep-gradient small stream drainages that feed major rivers leading into the adjacent Puget Trough ecoregion. Natural lakes, most of which were created by glacial processes, are plentiful.

CLIMATE

High precipitation typifies the ecoregion, varying from around 60 to 160" per year. Most precipitation accumulates from October through April as snow and rain. High elevations in the mountains are covered with snow for many months. Middle elevations have significant snow packs that fluctuate over the course of the winter with rain-on-snow events. Lower elevations within the ecoregion accumulate little snow or have transient snow packs.

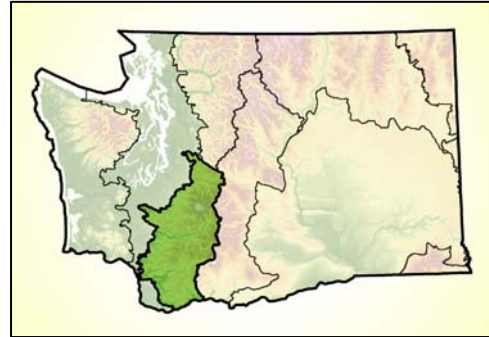
BIOTA

The vegetation of the North Cascades ecoregion in Washington consists mostly of western hemlock-Douglas-fir-western red cedar forests at low elevations, Pacific silver fir-western hemlock forests at middle elevations, and a mosaic of mountain hemlock-silver fir forests and sub-alpine parkland at high elevations. Natural stand-replacement fires occur at irregular intervals of 90 to 250 years. Above the timberline, alpine heaths, meadows and fellfields are interspersed with barren rock, ice and snow. Special habitats include riparian areas dominated by broadleaf trees, avalanche chutes dominated by Sitka

alder or vine maple and wetlands. Rare plant species in this ecoregion are often circumboreal species on the southern edge of their range, with populations scattered in the high Cascades. This ecoregion is one of the few in Washington with a variety of large carnivores, including gray wolf, grizzly bear and wolverine. Salmon are found in most of the large rivers.

WEST CASCADES ECOREGION

The West Cascades ecoregion extends west from the Cascade crest from Snoqualmie Pass southward to the Oregon-California border. Approximately 8 percent of Washington is within this ecoregion. Around 8 percent of the ecoregion is agriculture and urban environments located in lowland valleys near the Puget Trough and the Columbia River Gorge. There are 333,197 acres of department-managed lands within the West Cascades Ecoregion, of which 321,018 are forested.



PHYSIOGRAPHY

The West Cascades ecoregion consists mostly of highlands modified by montane glaciers and associated riverine valleys. The typical elevation range is 1,000 to 7,000 feet above sea level, with the highest peaks rising to over 14,000 feet on Mount Rainier and the lowest elevations in the Columbia River Gorge at 50 feet. Isolated volcanic peaks and associated high plateaus rise above surrounding steep mountain ridges. These mountains were formed primarily from extrusive volcanic rocks. Small, steep-gradient streams typically feed major rivers. Natural lakes are frequent and typically were created by glacial processes and landslides.

CLIMATE

The climate of this ecoregion is wet and relatively mild. Average annual precipitation ranges from about 55 to 140 inches. Most precipitation accumulates from October through April as snow and rain. High elevations in the mountains are continuously covered with snow for months. Middle elevations have significant snow pack that fluctuates over the course of the winter with rain-on-snow events. The lowest elevations accumulate little snow and generally have a transient snow pack.

BIOTA

Conifer forests dominate the vegetation of the West Cascades ecoregion. Douglas-fir-western hemlock forests are typical at low elevations. Middle elevations characteristically have Pacific silver fir, western hemlock, Douglas-fir and noble fir. High elevations have mountain hemlock-silver fir forests and sub-alpine parklands. Higher elevations on volcanic peaks support alpine heath, meadows, and fellfields among glaciers and rock. Special habitats include riparian areas dominated by broadleaf species, wetlands, grassy balds and oak woodlands. Mount Rainier supports a few endemic rare plant species, as does the Columbia River Gorge. Both are areas of high plant diversity. The Columbia

River Gorge has added biogeographic significance because of the mixing of coastal and interior floras.

EAST CASCADES ECOREGION

The East Cascades ecoregion lies east of the Pacific Crest, from Sawtooth Ridge near Lake Chelan south to the Oregon-California border. Its eastern border follows the montane forest-lowland shrub-steppe transition.

Approximately 10 percent of Washington is included within this ecoregion. Around 10 percent of the ecoregion is agriculture and urban environments located in lowland valleys along major transportation corridors and the

Columbia River Gorge. There are 293,959 acres of department-managed land within the East Cascades ecoregion, 227,110 of which are forested.



PHYSIOGRAPHY

The Eastern Cascades of Washington were modified by alpine glaciers and landslides which created rugged ridges extending southeast to east from the Cascade crest. Broad valleys occupy the lowlands between the mountain ridges. Isolated volcanic cones appear on the steep mountain ridges, but do not rise to the heights of volcanoes in the Western Cascades. A varied geology occurs in the east Cascades, including large serpentine areas in the Wenatchee Mountains. The typical elevation range is between 2,000 and 7,000 feet with the highest peak, Mt. Adams (12,276 feet) on the Pacific Crest and the lowest elevation in the Columbia River Gorge (100 feet). The Eastern Cascade ecoregion extends eastward to include the Wenatchee and Simcoe mountains.

CLIMATE

The climatic changes rapidly west to east, from cold with high precipitation (120 inches) along the Cascade crest to hot and dry with less than 20 inches per year along the foothills. Most precipitation accumulates from November through April. A snow pack develops at higher elevations.

BIOTA

Conifer forests dominate the East Cascades ecoregion, although they are usually more open and patchy than forests of ecoregions west of the Cascade crest. Grand fir-Douglas-fir-Ponderosa pine forests are characteristic types. Oregon white oak woodlands appear at lower elevations and sub-alpine fir-mountain hemlock-Engelmann spruce types are typical at higher elevations. Douglas-fir-western hemlock-Pacific silver fir forests are present and locally can be abundant near low divides of the Cascades. Whitebark pine, lodgepole pine and western larch are common components of these forests.

Shrub-steppe vegetation occurs along the foothills and higher south-facing slopes and is often represented by big sagebrush or antelope bitterbrush with native bunchgrasses.

Alpine and sub-alpine parklands occur on the highest ridges and, more commonly, north of Snoqualmie Pass.

OKANOGAN ECOREGION

The Washington portion of the Okanogan ecoregion extends from the Cascade crest in the North Cascades east to the Selkirk Mountains. The ecoregion extends up the east slope of the Cascades into Canada and along the west slope of the Canadian Rockies to Kamloops, British Columbia. The southwestern border of the ecoregion follows Sawtooth Ridge northeast of Lake Chelan. The Methow and Okanogan valleys are included, as are the Okanogan Highlands east to the Colville and Spokane valleys. Approximately 14 percent of Washington is within this ecoregion. Around 15 percent of the ecoregion is agriculture and urban environments located in the Spokane, Colville and Okanogan valleys. There are 213,342 acres of department-managed lands within the Okanogan Ecoregion, 327,698 of which are forested.



PHYSIOGRAPHY

The Okanogan ecoregion is less distinct in terms of major landforms than other Washington ecoregions. It is more transitional, much of it having characteristics of adjacent areas. The northeast Cascades are the highest and most rugged part of the ecoregion, with peaks rising to over 9,400 feet.

The high mountains give way to a series of valleys with the lowest elevations around 750 feet. To the east, the mountains are more rounded. The Kettle Range and Huckleberry Mountains are prominent features. Continental and alpine glaciers played a major role in shaping the landforms of this ecoregion.

CLIMATE

Overall, this ecoregion has the coldest climate in the state. The western part of the ecoregion is in the rain shadow of the Cascade Mountains, while the eastern part is in a zone of increasing precipitation created by the Rocky Mountains. The ecoregion is influenced by the extremes of hot, dry air from the Columbia Basin in the summer and cold, dense arctic air in the winter. Annual precipitation is variable, from less than 12 inches in the Okanogan Valley to 50 to 90 inches in the Cascades. Most of the ecoregion falls within a 14 to 24 inches zone. There are fairly steep temperature and precipitation gradients from the mountains to the valleys within this ecoregion.

BIOTA

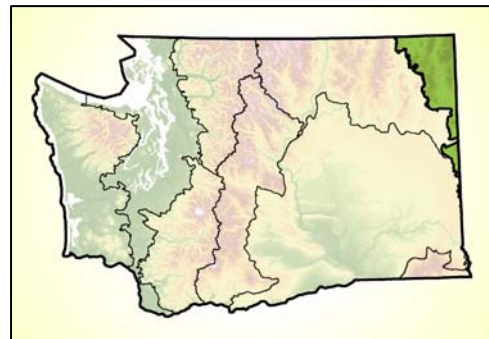
Conifer forests dominate the mountain ridges and low hills in the ecoregion, while valleys and lowlands are often non-forested. The conifer forests are more open and less continuous, consisting of smaller stands, than forests west of the Cascade crest and in the Canadian Rockies. Douglas-fir-ponderosa pine form the ecoregion's characteristic

forests. They transition to shrub-steppe in the low broad valleys in the eastern part of the ecoregion, and to grasslands in the western part. Sub-alpine fir-Engelmann spruce forests occur at higher elevations. Whitebark pine, lodgepole pine and sub-alpine larch form parklands in the highest elevations, often associated with dry alpine or sub-alpine meadows. The moister forests are dominated by Douglas-fir, with western larch, western white pine or quaking aspen as common components.

This ecoregion has a relatively high number of plant species that are rare in Washington, but more common to the north. This is particularly the case near Chopaka Mountain and in the Kettle Range. A few animal species from this ecoregion are also of particular conservation concern, including lynx, bull trout and grizzly bear.

CANADIAN ROCKY MOUNTAINS ECOREGION

The Canadian Rocky Mountains ecoregion is located in the northeastern corner of Washington. The vast majority of this ecoregion occurs in adjacent British Columbia and Idaho, extending into Alberta and Montana. Approximately 4 percent of Washington is within this ecoregion. No more than 10 percent of the ecoregion is agriculture and urban environments located in major lowland valleys. There are 104,992 acres of department-managed lands within the Canadian Rocky Mountains ecoregion, of which 98,068 are forested.



PHYSIOGRAPHY

The Selkirk Mountains and the north-flowing Pend Oreille River are the dominant landforms of this ecoregion in Washington. The Selkirk Mountains are transitional between the rolling Okanogan Highlands to the west and the higher ridges and mountains interspersed with wide valleys to the east. The Washington portion of the ecoregion was completely glaciated and now displays ice-carved, U-shaped valleys and isolated ice-sculpted mountain peaks. Elevations range from 1,300 feet along the Columbia River to greater than 7,000 feet in the Salmo-Priest Wilderness Area.

CLIMATE

Annual precipitation ranges from less than 18 inches along the Columbia River south of Northport to around 80 inches in the Salmo-Priest Wilderness Area. Most of the ecoregion falls within a 24 to 34 inches precipitation zone. Significant snow pack develops at mid and upper elevations.

BIOTA

Coniferous forests dominate this ecoregion. The composition of the forests reflects variation in moisture, temperature and elevation. Douglas-fir-ponderosa pine forests occur at low elevations; grand fir-western hemlock-western red cedar forests are characteristic of mid-montane elevations; and sub-alpine fir-Engelmann spruce forests

are found at higher elevations. Whitebark pine, lodgepole pine, and sub-alpine larch form parklands in the highest elevations. Western larch and western white pine can be major components of the moister forests.

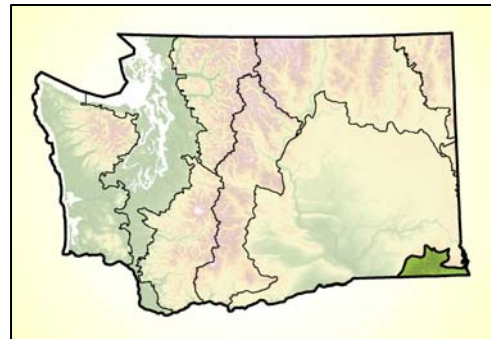
Fire has played a significant role in the development of the forests in this ecoregion, with a 10-year return interval in the lowland foothills and a 150-year return interval at high elevations and in protected canyons. The control of forest fire this century has played a key role in defining the existing conditions. Fire has been minimized in many areas that formerly burned naturally at fairly regular intervals. In many places this has significantly changed the species in and around structural composition of forests. For example, frequent low-intensity fires once maintained large areas of ponderosa pine. The thick bark of the pine protected it from significant damage while less fire-tolerant trees were killed. By nearly eliminating fire from these areas, species such as grand fir developed dense understories that have excluded pine regeneration. These new stands are more structurally diverse, but their multi-layered canopies are more susceptible to catastrophic fires. These dense stands of relatively low value timber are also susceptible to insects and disease.

Grasslands occur along the foothills and on higher elevation, south-facing slopes. These grasslands are variously dominated by green fescue, Idaho fescue or rough fescue.

The ecoregion has a number of plant species that are rare in Washington, but more common in the Rocky Mountains. The ecoregion, including the Washington portion, is home to moose, mountain caribou and grizzly bear.

BLUE MOUNTAINS ECOREGION

The Blue Mountains - Middle Rockies ecoregion extends from adjacent Idaho and Oregon into the southeast corner of Washington. It includes the Grande Ronde and Snake River canyons northward to a few miles south of Clarkston. Approximately 1 percent of Washington is within this ecoregion. Less than 1 percent of the ecoregion is agriculture and urban environments with no incorporated city limits in its Washington boundary. There are 20,140 acres of department-managed lands within the Blue Mountains ecoregion, of which 4,852 are forested.



PHYSIOGRAPHY

Columbia River Basalt flows were uplifted to form the Blue Mountains, which were simultaneously down-cut by the Grande Ronde and Snake Rivers. Today, flat top plateaus above deep canyons are characteristic of Washington's Blue Mountains. The typical elevation range is between 2,000 and 4,000 feet, with the highest peak at 6,387 feet and the lowest elevation at 750 feet along the Snake River. Windblown silts and volcanic ash cover most of the plateaus, providing material for soil development.

CLIMATE

Annual precipitation ranges from less than 10 inches in the canyon of the Grande Ronde River to more than 50 inches twenty-five miles to the west in the Wenaha-Tucannon Wilderness Area. Most of the ecoregion is within a 14 to 24 inches precipitation zone. Much of the precipitation appears as snow, although fall and spring rains are common, often creating flood events.

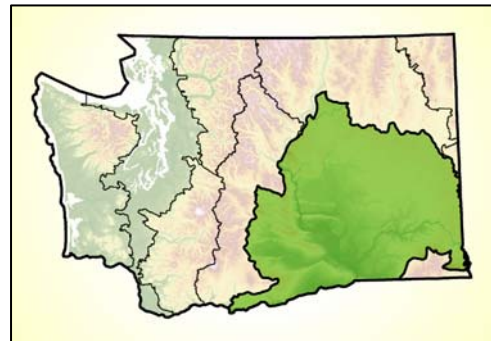
BIOTA

The Blue Mountains ecoregion is dominated by coniferous forest, but because of its characteristic abrupt topography and wide elevation ranges, it also supports grasslands and shrublands along low dry canyons, on broad plateaus and in sub-alpine meadows. Douglas-fir-ponderosa pine forests are characteristic of the low and middle elevations, with sub-alpine fir-Engelmann spruce types occurring at higher elevations. Western larch, lodgepole pine, and western white pine are components of mesic forests. Canyon grassland vegetation occurs on the steep slopes above the Grande Ronde and Snake Rivers. Plateau grasslands appear within the forest matrix. Dense shrublands occur in the higher canyons along the Oregon border.

Historically, stand-replacement fires occurred at irregular intervals from ten years in the lowland foothills to 150 years or more at high elevations. The control of forest fire this century has played a key role in defining the existing conditions. Fire has been minimized in many areas that formerly burned naturally at fairly regular intervals. In many places this has significantly changed the species in and around structural composition of forests. For example, frequent low-intensity fires once maintained large areas of ponderosa pine. The thick bark of the pine protected it from significant damage while less fire-tolerant trees were killed. By nearly eliminating fire from these areas, species such as grand fir developed dense understories that have excluded pine regeneration. These new stands are more structurally diverse, but their multi-layered canopies are more susceptible to catastrophic fires. These dense stands of relatively low value timber are also susceptible to insects and disease.

COLUMBIA PLATEAU ECOREGION

The Columbia Plateau ecoregion includes the area in Eastern Washington bounded by the Cascade, Okanogan, Blue and Rocky Mountains. It extends south in eastern Oregon to the Nevada border and then east to the Snake River Plain in Idaho. Approximately one-third of Washington is in this ecoregion. Over 50 percent of the ecoregion is primarily agriculture with scattered urban environments. There are 595,111 acres of department-managed lands within the Columbia Plateau ecoregion, of which 18,117 are forested.



PHYSIOGRAPHY

The primary, nearly exclusive, bedrock of this ecoregion is Columbia River basalt. Windblown silts and volcanic ash cover extensive areas, having created rolling, deep, productive soils. Ice-age floods carved deep canyons and coulees through the basalt. The floods also scoured some areas of soils and vegetation, leaving the basalt exposed on the surface. The ecoregion's dominant landforms include the Palouse Hills, the Channeled Scablands, the Yakima Fold Hills and the Pasco Basin. Elevations range from 160 feet above sea level along the Columbia River in the southwestern corner to nearly 4,000 feet above sea level on isolated hills (Badger and Tekoa mountains).

CLIMATE

This is the hottest and driest ecoregion in the state. It lies in the rain shadow of the Cascade Mountains. Annual precipitation generally increases west to east from around 6 inches per year along the Hanford Reach of the Columbia River to 25 inches in the Palouse Hills. Most of the ecoregion receives 8 to 14 inches of precipitation. The control of forest fire this century has played a key role in defining the existing conditions. Fire has been minimized in many areas that formerly burned naturally at fairly regular intervals. In many places this has significantly changed the species in and around structural composition of forests. For example, frequent low-intensity fires once maintained large areas of ponderosa pine. The thick bark of the pine protected it from significant damage while less fire-tolerant trees were killed. By nearly eliminating fire from these areas, species such as grand fir developed dense understories that have excluded pine regeneration. These new stands are more structurally diverse, but their multi-layered canopies are more susceptible to catastrophic fires. These dense stands of relatively low value timber are also susceptible to insects and disease.

BIOTA

The ecoregion is most often characterized as shrub-steppe dominated by various species of sagebrush and bunchgrasses. Most of the ecoregion's remaining native vegetation occurs on steep canyon sides and on the shallower soils of basalt scablands. Bitterbrush and three-tip sagebrush steppe appear along the foothills of the Cascades. Douglas-fir-ponderosa pine forests occur on the moister sites near the foothills of the surrounding mountains. Special habitats include sand dunes, gravelly areas, basalt cliffs, steep canyons, alkali lakes and vernal pools.

Many grassland and shrub-steppe species in this ecoregion are declining. Isolation and fragmentation of intact habitat is a primary factor. Non-native, weedy plant species are also a factor; they are a persistent and increasing feature of the limited semi-natural and natural landscape.



Appendix C.

Commissioner's Order on Tribal Relations

COMMISSIONER'S ORDER

Inherent tribal sovereignty and tribal rights predate the formation of the United States and the State of Washington. Treaties signed during the 1850's by the tribes of the Washington Territory reserved, among other rights and considerations, the right "to fish at all usual and accustomed places, and gather roots and berries and hunt on open and unclaimed land," in exchange for ceding millions of acres of land.

Today, part of those ceded lands are the 5.6 million acres of federally granted trust lands and submerged lands, which the Washington State Department of Natural Resources carefully manages for all the citizens of the state. Similar to the tribal tradition of considering seven generations into the future when making important decisions, the Department of Natural Resources has a moral and legal obligation to the current and future generations of beneficiaries of the state trust lands and submerged lands managed by the Department.

Added to the land management responsibility, the Department bears public obligations in carrying out its regulatory, and fire control programs. The Department also shares with the tribes the objectives of proper stewardship of public resources and acknowledges and respects the values, culture, and natural resources wisdom accumulated by tribal people over the millennia.

In 1989, the Governor of the State of Washington and twenty-four tribes around the state signed the Centennial Accord in order to promote better relationships through a commitment to communication and problem solving. In the spirit, recognition, and support of the goals of the Centennial Accord and its supplementary document the 2000 Millennium Agreement, the Department hereby reaffirms its commitment to collaborative tribal relationships.

The Department of Natural Resources recognizes the sovereign status accorded the twenty-nine Federally Recognized Tribes in the State of Washington. Collaboration with tribal governments is emphasized through cooperative management opportunities as well as consultation on significant natural resource related issues that affect tribes; for example, the Department's regions and divisions will consult with tribes whenever appropriate for operational and program planning.

DEPARTMENT COMMITMENTS

1.) Collaborative Problem Solving

Consistent with this government-to-government policy, the Department recognizes it is in the best interest of all parties to resolve issues and concerns outside of the courts whenever possible. Cooperation between the Department and tribal governments is to be emphasized. The Department in good faith will exhaust all reasonable means of discussions, negotiation, and mediation before pursuing judicial resolution. In these discussions and negotiations, the Department will seek outcomes mutually beneficial to the tribes and the state.

2.) Issue Resolution

It is the Department's policy to resolve mutual issues and concerns with the tribes at the lowest organizational level of governmental authority. Technical personnel should resolve technical issues and refer policy disagreements to appropriate representatives within the governmental structure. The appropriate Region Manager will represent the first level of policy for the Department. The Commissioner of Public Lands and the respective tribal council will determine ultimate decisions of policy.

3.) Periodic Meetings

The Department will meet periodically with all Eastside and Westside tribes. The Department will provide information on its programs and organization to the tribes and invites the tribes to submit information about tribal programs to facilitate issue awareness and improve governmental relations.

4.) Continued Commitment

To ensure a consistent and positive relationship with each Federally Recognized Tribe of Washington, the Department will continue to support and fund its Tribal Relations Program as an important ongoing element in its commitment to respect the sovereign status of tribal governments.

/S/

Doug Sutherland
Commissioner of Public Lands



Appendix D.

Prehistory of Cultural Resources

PREHISTORY

Prehistory is usually divided into three parts: Paleo Indian Period, Developmental Period, and Ethnographic Period.

Paleo Indian Period (Initial Occupation – 7,500 Years Ago)

The first period is known as the Paleo Indian. It extends from initial human occupation to an arbitrary end at 7,500 years ago. Human occupation of the area probably began at least 12,000 years ago after the retreat of the ice age glaciers. The initial inhabitants may have entered the area by coming down the coast in small boats.

During this time, the climate was cooler and wetter than it is today. Although researchers have stressed a terrestrial orientation and the hunting of big game for Paleo Indian peoples, this orientation is probably due to differential preservation of hunting implements and large mammal bones, and an incomplete knowledge of settlement patterns, site variability and site survival.

A population oriented towards marine and riverine resources was present during this period, although archaeological evidence is rare in the state. Many of the oldest sites in the area are located along major rivers, usually at prime fishing spots that often continued to be used into historic times. Archaeological remains demonstrating this orientation are found at nine and ten thousand-year old sites in California, Oregon and British Columbia.

It is likely that people during this time had a subsistence strategy oriented towards the generalized collection of fish, shellfish, plants and other resources, with occasional massive protein inputs from the hunting of large mammals. Sites from this period on forested lands are likely to be special purpose and small resource extraction sites.

Developmental Period (7,500 – 4,500 Years Ago)

With postglacial environmental stabilization, more complex societies arose, oriented to the extremely rich riverine and marine shoreline zones of the state. People adapted to specific microenvironments in their territory, with procurement strategies and settlement patterns changing through time as resources fluctuated.

The period from 7,500 to 4,500 years ago was warmer and drier than present. In Eastern Washington, marginal areas were abandoned and subsistence and settlement concentrated

on major river systems. However, there probably were few changes in resource availability in Western Washington and there seems to be a strong, smooth continuity in resource orientation and settlement from the late Paleo Indian to ethnographically observed patterns. Many of the sites of this period show continued use into ethnographic or even historic times. A few coastal refuse (midden) sites date from this period. The oldest at Dupont is 5,200 years old. This is probably a function of continued sea level rise, rather than representative of relative use of the resource. Sites from this period on forested lands are likely to be special purpose and small to moderate size resource extraction sites.

Ethnographic Period (3,000 – 200 Years Ago)

By 3,000 years ago, the Northwest Coast ethnographic pattern was fully established, characterized by large semi-permanent winter villages at lower elevations, seasonal forays to resource extraction sites and seasonal camps often at higher elevations. Economic orientation was primarily towards marine and riverine resources, but there was considerable economic specialization relative to specific resources found in each groups' area. The people developed food processing and storage technologies and complex trade and travel networks from the Pacific Coast to the Columbia Plateau.

Western Washington is abundant with riverine and marine resources. Salmon and other migratory fish were a major source of food and the focus of ceremonial and social life. Local economies specialized in specific resources with fur seal, elk, deer and even mountain goat playing dominant roles. Wood was the main building and tool-making material and knowledge of the properties of many species was extensive and specialized. Cedar was used for large plank houses and canoes. Alder was used for bowls and spoons. Cedar bark and other species were used for clothing, baskets and other objects. The basic social group was the extended family that stayed together during seasonal migrations to resource procurement areas.

Eastern Washington has a more arid, continental climate and more sparsely scattered resources. People depended on salmon and root crops as major food sources, supplementing these with berries, nuts and small and large game. The basic social unit was the mobile band, which was well adapted to the hunting, fishing and gathering of more widely dispersed resources. Winter structures were typically pithouses, made by excavating pits in the earth and constructing roofs out of poles and mats covered with earth. Seasonal shelters were built from pole and animal skins or woven mats. The introduction of horses in the 1700s profoundly altered the economic and social organization of the groups by facilitating travel, trade and transport over much greater distances.

A common practice in both Eastern and Western Washington was the large-scale manipulation of the landscape. The use of fire as a major landscape modification tool has not been extensively studied, but is well known. Its main purpose was to promote growth of root crops and to support environments favorable for deer, elk and other large animals. The landscape that greeted the earliest European explorers was largely human-created rather than in its original natural state.

HISTORIC

The arrival of Euro-Americans in the late 18th century significantly altered the health, social organization and culture of the Native Americans. The earliest Euro-American permanent settlement of the area was by fur traders. The Hudson's Bay Company and other trading companies constructed trading establishments throughout Washington, often near major Native American settlements. American settlers coming into the Pacific Northwest tended to settle near these trading establishments where they often displaced the Native Americans.

Most major Native American settlements and all major early Euro-American settlements were on navigable water. This is because they were the main transportation corridors. Early historic economies were predominantly extractive: logging, mining, shellfish gathering and salmon fishing.

Most private agricultural development of the state began with the federal Donation Land Claim Act (1850), Homestead Acts (1862) and similar laws that provided free land to settlers and promoted a swarm of immigration to the Pacific Northwest. Trails and roads soon connected settlements and commercial centers, and small towns gradually arose to provide for settlers' needs. In 1887, the completion of the transcontinental Northern Pacific Railroad opened the state of Washington to trade with the east.



Appendix E.

Forest Resource Plan Update Scoping Summary

Forest Resource Plan Update Scoping Comments Summary

June 30, 2004

There are eleven sections within this Forest Resource Plan Update Scoping Comments Summary. The sections are as follows:

- I. Scoping Process and Summary Structure (page 1)
- II. Plan Need (page 2)
- III. Plan Purpose (page 2)
- IV. Management Objectives (page 3)
- V. Major Policy Categories (page 6)
- VI. New Issue Areas (page 6)
- VII. General Policy Considerations (page 7)
- VIII. 1992 Policy Content (page 8)
- IX. Environmental Impact Statement Analysis (page 13)
- X. Plan Structure and Organization (page 14)
- XI. Sustainable Harvest Calculation (page 15)

I. SCOPING PROCESS AND SUMMARY STRUCTURE

On March 15, 2004, the Department of Natural Resources (DNR) issued a Determination of Significance and Request for Comments on Scope of EIS (Scoping Notice) and held 7 public workshops statewide to obtain comments regarding the review and possible amendment of the policies in DNR's 1992 Forest Resource Plan (FRP) and for preparation of an Environmental Impact Statement (EIS). The comment period closed on May 17, 2004. The areas DNR requested comments on are as follows: need for updating the plan, purpose of the plan, a set of management objectives to guide policy review and development, major policy categories, new policy issue areas to be addressed, general policy considerations, 1992 policy content, and EIS analysis. Additional comments were received about the structure and organization of the updated FRP.

Sections II, III, IV and V, as outlined above, include preliminary decisions DNR has made related to the need to update the plan, the plan purpose statement, the management objectives, and the major policy categories, as a result of scoping. Under each section, there are four subsections: Scoping Notice Language; Summary of Comments; DNR's Response; and Updated Language. The Scoping Notice Language subsection contains the draft language that was issued in the Determination of Significance and Request for Comments on Scope of EIS; the Summary of Comments subsection contains a summary of the comments received through scoping; the DNR's Response subsection contains the preliminary decisions DNR

has made related to these elements; and the Updated Language subsection contains the updated language that reflects DNR's preliminary decisions as a result of scoping. Sections VI, VII, VIII, IX and X, as outlined above, contain summaries of the comments received on new issue areas to be addressed, general policy consideration, 1992 policy content, and EIS analysis, as well as the structure and organization of the updated FRP. These comments have also been considered by DNR in the revision of the plan need, plan purpose, management objectives, and major policy categories. As the process moves forward and reasonable alternatives are formulated, these comments will be reconsidered based on their merits of achieving the need, purpose and management objectives as outlined by the Board of Natural Resources (BNR) and DNR. Under each section, there are two subsections: Summary of Comments and DNR's Response. The Summary of Comments subsection contains a summary of the comments received through scoping; and the DNR's Response subsection outlines DNR's approach to the information received as part of the next phase of this effort.

Section XI contains a summary of comments related to the Sustainable Harvest Calculation (SHC).

II. PLAN NEED

Scoping Notice Language: A review and update of the Forest Resource Plan (FRP) is needed to keep pace with the changes shaping forestland management today. When adopted in 1992, the FRP was envisioned as a 10-year document. In 2002, the policies in the FRP were extended for an additional three-year period so that DNR could complete a Western Washington Sustainable Harvest Calculation (SHC), the first step to revising the 1992 FRP. The revision of the FRP will position the Department of Natural Resources (DNR) to effectively and sustainably manage the trusts' forestland for the trust beneficiaries and the people of Washington, into the future.

Summary of Comments: No comments were received on the proposed need.

DNR's Response: The need statement to update the FRP is sufficient as written. No updated language is proposed at this time.

III. PLAN PURPOSE

Scoping Notice Language: To conserve and enhance the natural resources of state forestland while producing long-term, stable income from these lands.

Summary of Comments: 1992 Forest Resource Plan (FRP) purpose should be retained; the current purpose is backwards and should state the obligation to the trusts first and foremost, e.g., "the purpose of the FRP is to ensure production of long term, stable income from trust lands, while conserving and protecting natural resources on these lands"; the highest environmental principles should guide the purpose; and "other benefits" should be included after "stable income" to reflect benefits to the trusts other than income that might accrue, (e.g., K-12 outdoor classrooms) and benefits that are produced for the general public, consistent with producing trust revenue.

DNR's Response: The proposed purpose statement as worded accurately reflects the relationship between maintenance of a healthy and functioning ecosystem and the resulting ability to produce long-term, stable income. However, it is equally important to recognize the fiduciary nature of these trust lands, suggesting that the maintenance of a healthy and functioning ecosystem and its ability to produce revenue must be carried out in a manner that

is consistent with these fiduciary standards. It is also important to note that in addition to the benefits that flow from income production, environmental and other social benefits flow to the people of Washington. Therefore, DNR modified the purpose statement to reflect these considerations.

Updated Language: Consistent with the fiduciary standards governing trust management, conserve and enhance the natural systems and resources of state forests to produce long-term sustainable income, environmental, and other benefits to all the people of Washington.

IV. MANAGEMENT OBJECTIVES (Now Referred to as Policy Objectives)

Scoping Notice Language:

1. Meet all federal and state legal mandates, including the trust mandate and the contractual obligations of the Habitat Conservation Plan.
2. Incorporate polices adopted by the BNR as part of the 2004 sustainable harvest calculation for Western Washington, and articulated in BNR Resolution 1110.
3. Promote active and sustainable management of as much of the forested land base as allowed by law (including the HCP) and utilize forestry practices to a) best meet trust fiduciary responsibilities, b) maintain a diverse and productive healthy forest system, c) protect sensitive areas and habitats, and d) provide social and cultural benefits compatible with a, b, and c above.
4. Promote innovative and creative ways to capture existing or future timber and non-timber economic opportunities, compatible with fiduciary responsibilities.
5. Identify forested trust lands that provide special ecological, social, or cultural benefits (beyond direct financial returns to the beneficiaries) that conflict with active management, and protect such areas through creative partnerships and funding mechanisms compatible with fiduciary responsibilities.
6. Include a program that provides for monitoring and periodic reporting to the BNR on the implementation of BNR-approved policies and desired outcomes. Monitoring will also help identify needed changes in policies and DNR practices to better meet trust and BNR objectives.
7. Taken collectively, policies should communicate the role of managed state forested trust lands in Washington State, and the benefits these forests provide to the trust beneficiaries and the people of Washington.
8. Provide for efficient and cost-effective application, implementation and ease of understanding of BNR policy regarding the acquisition, management, and disposition of all state forested trust lands and resources, and promote alignment of implementation tools (planning, operational tools, and public involvement) with policy.
9. Provide a flexible framework within which DNR may use professional judgment, best available science and sound field forestry to achieve excellence in public stewardship.

Summary of Comments:

General comments about the proposed Management Objectives (MOs) included the following: there is an appearance of internal conflict in the MOs that needs to be resolved; some of the MOs appear to erode the trust mandate (MO Nos. 3, 5 and 7); not actively managing some lands may still support the trust mandate; active management must still be in compliance with state and federal laws and the Habitat Conservation Plan (HCP); contractual obligations in the HCP should be fully integrated, as well as the “Bergeson Principles” that guided the BNR’s identification of a Sustainable Harvest Calculation (SHC) preferred alternative; and the MOs are silent on recreational use of state trust lands and fail to provide the necessary basis for developing policy for management of trust lands as a recreation resource for the people of Washington.

MO No. 1 should be amended to encourage exceeding legal mandates where it would help meet the FRP purpose similar to Policy No. 30 in the 1992 FRP.

MO No. 2 violates the most primary duty of every trustee, to preserve the assets of the trust. These policies overemphasize the short and long term financial return to the beneficiaries. The increased harvest and clear cutting under these policies will degrade the ecosystem.

MO No. 3 has priorities that are not consistent with the current stated purpose and should be reordered to align with the purpose. Maximizing the area under “active and sustainable management” may not be consistent with conserving and enhancing the natural resources. The distribution of forested trust lands managed for commercial production, for restoration and for protection requires careful balancing of environmental concerns with the production of income as well as the needs for both the current and future beneficiaries.

MO No. 4 needs to be creative and innovative in capturing existing and future timber and non-timber economic opportunities, compatible with fiduciary responsibilities. In doing so, do not disturb the balance described in No. 3.

MO No. 5 needs to better identify, define and protect old growth forests using verification modeling and mapping. HCP definition is insufficient. The county trusts should be compensated for meeting social goals. It should not be implied that all areas unsuitable for active management must be purchased from the trusts; DNR has a responsibility to protect public resources.

MO No. 6 needs to include a program that provides for monitoring and periodic reporting to the BNR on the implementation of BNR approved policies to identify needed changes in policies and DNR practices to meet trust and BNR objectives. Any new monitoring efforts should be closely integrated with existing monitoring efforts. Information from monitoring should also be shared with the public and agency employees.

MO No. 7 needs to outline that the benefits provided should be targeted and limited to the trust beneficiaries. “...And for the people of Washington” should be stricken from this objective.

MO No. 8 needs to be clarified and simplified. Create a policy that deals specifically with the conversion of DNR timberland to other uses such as residential or commercial.

MO No. 9 needs to be amended to include cooperation with local communities and the interested public. Specific measurable requirements provide the sideboards of the flexible

framework. Flexible frameworks need to be combined with measurable outcomes and firm timelines to ensure employee direction and coordination.

There were also several recommendations for additional MOs to be considered, some of which included the following: promotion of healthy ecosystems including experimentation with innovative forestry techniques; the need to aggressively seek funding to accomplish all legal mandates, management objectives, and policies; and seek a third party system of Forest Stewardship Council certification to maintain sustainable forestry.

DNR's Response: In response to comments received through scoping and after additional consideration, DNR made a number of changes to the proposed MOs and modified the order in which they are presented.

Updated Language:

1. Meet all federal and state laws, including the trust obligations and the contractual commitments of the Habitat Conservation Plan.
2. Balance trust income, environmental protection, and other social benefits from four perspectives: 1) the prudent person doctrine; 2) undivided loyalty to the trust beneficiaries; 3) intergenerational equity; and 4) not foreclosing future options.
3. Ensure policies provide succinct, relevant and practical guidance to department employees.
4. Seek productive partnerships that help achieve management objectives.
5. Use professional judgment, best available science and sound field forestry to achieve excellence in public stewardship.
6. Pursue outcome-based management within a flexible framework.
7. Promote active, innovative and sustainable stewardship on as much of the forested land base as prudent.
8. Identify trust lands that provide special ecological, social, or cultural benefits that are incompatible with active management, and look for opportunities to protect such areas through creative partnerships and funding mechanisms.
9. Capture existing and future economic opportunities for the beneficiaries from the forestland base by being prudent, innovative and creative.
10. Monitor and periodically report to the Board of Natural Resources on the implementation and outcomes of Board of Natural Resources' approved policies.

V. MAJOR POLICY CATEGORIES

Scoping Notice Language: Economic Performance; Ecological Protection and Enhancement (now referred to as Forest Ecosystem Health and Productivity); Social and Cultural Benefits; and Creating Sustainable Forests.

Summary of Comments: The four proposed major policy categories are reasonable and appropriate; there needs to be balance between each of these four categories; dividing the

policies into categories like this may counter or bifurcate the Department of Natural Resources (DNR) and Board of Natural Resources (BNR) goal of balancing social, economic and environmental benefits; there is overlap between these four categories; the FRP needs to describe the interrelationship between each of the categories; the Ecological Protection and Enhancement category should be renamed to Environmental Protection; the Creating Sustainable Forests category should be renamed to Forest Management, Suitable Forest Management, or some other clearer terminology; and there should be an additional category that deals with timber, marine and agriculture trust product purchasers, e.g. policies related to product sales, sales terms, timing and conditions, ancillary fees, etc.

DNR's Response: DNR will use the updated major policy categories for document organizational purposes. The updated policies within the revised FRP will be considered as a whole and implemented collectively. There is overlap between the categories, which will be addressed in the introduction section of the FRP, as well as throughout the FRP. Ecological Protection and Enhancement goes beyond environmental protection, in that it includes improving the health and productive capacity of forest ecosystems. For clarity and ease of understanding, the Creating Sustainable Forests category has been renamed.

Updated Language: Economic Performance; Ecological Protection and Enhancement; Social and Cultural Benefits; and Implementation.

VI. NEW ISSUE AREAS

Summary of Comments: There were several recommendations for new issue areas to be addressed in the updated Forest Resource Plan (FRP). Some of them included: expanding the Department of Natural Resources (DNR) outreach, communication, education and partnerships; addressing forestland conversions for urban uses; forest certification; addressing the relationship between the trust mandate, the policies and the management objectives; pursuing the blocking-up of lands; full-cost accounting measures; reinvestment of funds after sales; aesthetics; assessing risk; special use permitting system to track non-timber related uses on DNR lands; temporary roads; contracting services; motorized vehicle use for recreation; invasive species and their spread through grazing, logging, road construction, open roads and motorized recreation; forestland grazing; litter collecting by inmates on forestland; Clean Water Act; catastrophic events; and maintaining the land base to produce income.

DNR's Response: DNR will consider each of these new issue areas to determine if they warrant a policy-level statement or if they are more procedural in nature, whether they are outside of the scope of this effort, whether they are addressed in other DNR policy documents, and whether addressing the issue with a policy statement would help DNR better meet the need, purpose and management objectives of the updated FRP.

VII. GENERAL POLICY CONSIDERATIONS

Summary of Comments: DNR needs to consider the following when reviewing and developing policies: ecological and financial risk; cost-effectiveness; ease of implementation; best available science; the differences between Eastern and Western Washington; assessing the collection of policies as a whole, not individually; and striking a balance between high-level direction versus on-the-ground implementation.

In addition, the policies need to provide the following to DNR personnel: flexibility; efficiency; clear direction; ease of understanding; guidance for implementation; and the

ability to use professional judgment and sound field forest management.

A number of comments were received regarding economic performance. Some of the comments included the following: be true to the trust mandate and fiduciary responsibilities and not other broader social goals; acquisition and disposal of lands needs to be managed more aggressively; trust beneficiaries need to be treated equally in the annual cut; there is a need to balance revenue and to protect assets for future generations; intergenerational revenue; revenue needs to be maximized and sustainable; recognize the cost of creating habitats; economic development includes tourism and recreation on state lands; use full-cost accounting and not net present value; examine world markets for additional revenue opportunities; look for a niche that DNR can fill; provide a consistent supply of wood and the markets will follow; consider the revenue impacts of timing and seasonal restrictions; charge user fees for recreational activities; the Eastern Washington sustainable harvest should occur after the forest Resource Plan is updated and should be based on actual on-the-ground methodologies; the Eastern Washington trust lands are decades behind on thinning and other treatments necessary to give maximum yield, so the sustained yield should reflect the decades of neglect the forests have suffered; clarify the use of the Access Road Revolving Fund; and pursue land transactions to improve economic performance and move trust lands that meet federal objectives (i.e., roadless areas, old growth, etc.) to appropriate federal agencies.

A number of comments were received regarding ecological protection and enhancement. Some of the comments included the following: DNR should protect lands that are more valuable as conservation areas; DNR should look at the entire range of ownerships and management regimes, i.e. private, state and federal, when assessing wildlife habitat and landscape planning; DNR needs to consider impacts of global warming, climatic shifts, and drier conditions; DNR needs to consider a variety of silvicultural approaches to ensure long-term environmental protection and forest health; DNR needs to consider impacts on water quality and quantity; DNR needs to address wildlife corridors and the needs of ungulate populations; and DNR needs to preserve the diversity of plant life.

A number of comments were received regarding social and cultural benefits. Some of the comments included the following: state trust lands should be managed for all the people, not just timber companies; long-term public benefits must outweigh any short-term profits; population growth will require increased funding for school construction; and local economies and rural communities depend on a healthy wood products industry.

A number of comments were received regarding implementation. Some of the comments included the following: DNR needs to find the most efficient means for timber harvest, in compliance with regulatory and contractual obligations to maximize revenue to the trusts; provide necessary field guidance; the role of managing state forested trust lands and the benefits should be clearly communicated to the citizens of Washington; use generally accepted management practices until untested practices are proven effective; DNR should actively test new means of managing forests; DNR should work with private forest landowners and look at their technologies, practices and efficiencies; manage uneven-aged stands, rather than all single-aged stands; and prioritize measures that restore diversity to state forests; DNR should encourage and support professional organizations and employee membership.

Finally, DNR received many requests by various stakeholder groups to allow for review and input of the draft policies prior to going to the Board of Natural Resources (BNR) for discussion.

DNR's Response: When reviewing and developing policy alternatives, DNR and the BNR will reconsider the above-mentioned concerns that are within the scope of this effort as set out by the plan need, plan purpose and management objectives for the FRP review and update. In addition, in response to the requests made by various stakeholders to allow for review and input on the draft policies, DNR will be hosting focused stakeholder outreach workshops in early August. While DNR will not have actual draft policy language at this point, DNR would like to obtain input at these workshops on alternative policy approaches that may be evaluated in the Environmental Impact Statement (EIS) and discussed with the BNR.

VIII. 1992 POLICY CONTENT

Summary of Comments:

No. 1: Federal Grant Land Base. This policy needs to be updated to provide financial vision.

No. 2: Forest Board Land Base. No comments were received on this policy.

No. 3: Land Classifications. This policy needs to be updated to include the following: a definition and discussion about on base and off base lands, general uplands, and temporary and permanent deferrals.

No. 4: Sustainable, Even-Flow Timber Harvest. This policy needs to be updated and include the following: a discussion about arrearage, ramp-up, and how DNR will achieve the Sustainable Harvest Calculation (SHC) level.

No. 5: Harvest Levels Based on Volume. This policy needs to be updated and include the following: a definition of the difference between volume and value, needs to be succinct, and needs to outline the responsibility to the trusts.

No. 6: Western Washington Ownership Groups. This policy needs to be updated to include support of sustainable harvest calculations for each individual Forest Board counties.

No. 7: Eastern Washington Ownership Groups. This policy needs to be updated to include support for the use of an ownership grouping, which provides sustainable harvest calculations for each individual county.

No. 8: Special Forest Products. This policy needs to be updated to include the following: non-timber revenue opportunities, i.e. Christmas tree production, brush sales, salal, cedar, and forest botanicals; and an evaluation/economic analysis of the value of special forest products.

No. 9: Forest Health. This policy needs to be updated to include the following: a definition of forest health; an assessment of conditions; a discussion about slash burning, control of insects, prescribed fire, catastrophic events, recent state and federal legislation; consideration of salvage sales, protection of future forests, additional funding mechanisms for innovative forestry techniques, variable density thinnings, extended rotations, conservation of biological legacies; and an outline for forest rehabilitation.

No. 10: Fire Protection. This policy needs to be updated to include the following: a discussion on whether this policy has contributed to forest health issues, how to speed up the process for timber salvage after fire, the relationship between DNR and community-based fire plans; an

analysis of the costs and effectiveness of fire suppression and the fire program; and an environmental critique of impacts associated with post fire and timber harvest.

No. 11: Managing On-Base Lands. This policy needs to be updated to explain how DNR will meet their fiduciary responsibility on production lands, while meeting biodiversity pathway standards.

No. 12: Annual Review of Financial Assumptions. No comments were received on this policy.

No. 13: Special Ecological Features. This policy needs to be updated to include the following: a discussion on how Natural Area Preserves and Natural Resource Conservation Areas are funded and managed; and outline what lands have been taken out of trust ownership because they have “special ecological features that fill critical gaps in ecosystem diversity” since the 1992 FRP.

No. 14: Old Growth Research Area Deferrals. This policy needs to be updated. General comments included the need to define, quantify, locate and map old growth; a discussion on how much old growth has been cut or set aside since 1992, what lands are associated with these deferrals and define the deferral period, and the role of the Habitat Conservation Plan (HCP) in old growth protection. There were also a number of comments related to setting aside old growth. Some of these included the following: DNR should not harvest any old growth or mature stands; if old growth is set side, the trusts need to be compensated for it; older stands of trees are a tourist attraction and recreational benefit; larger trees provide the best genetic stock for tree seedlings and erosion protection; old growth is not a renewable resource; creation of old-growth structure is not a substitute for actual old growth; old growth is imperative to the protection of rare and endangered species; save, screen and transfer old growth lands adjacent to federal lands to the appropriate federal agency; distribute old forests across all of the WRIsAs in the planning unit; and do not harvest any trees over 16” in diameter. In addition, there were a number of comments related to the management and harvesting of old growth as part of the commercial forestland base.

No. 15: The Genetic Resource. No comments were received on this policy.

No. 16: Landscape Planning. There were comments that indicated this policy has not been followed or implemented as intended. This policy needs to be updated to include the following: an analysis of how the 1992 policy has worked; DNR should initiate landscape planning that takes recreation, clean water, wildlife needs and aesthetic views into consideration to produce management plans that meet the needs for all of the citizens of the state; use measurable timelines and milestones; define how the SHC and FRP are related; landscape plans need to be implemented at a finer scale than HCP planning units to be effective; view trust lands in the context of surrounding landscapes and consider what the landscape should look like in 20, 50 and 100 years; landscape planning seems to be driven more by public impact than trusts’ interests; there should be integration between policies Nos. 16 and 19; consider wildlife and all ownerships when landscape planning; landscape and watershed level planning are important to forest health and are viable to wildlife population; landscape planning is an important element of HCP implementation; landscape plans should allocate lands for wildlife needs and other HCP commitments; landscape planning should cover an area no larger than a Water Resource Inventory Area (WRIA); and WRIsAs should serve as a minimum scale of landscape planning.

No. 17: Soliciting Information. There were comments that stated this policy has not been followed or implemented as intended. This policy needs to be updated to ensure implementation and to outreach to conservation groups when soliciting comments.

No. 18: SEPA Review. This policy needs to be updated to include the following: an analysis of DNR's consideration over the past 12 years of cumulative effects of past, present and proposed activities during State Environmental Policy Act (SEPA) reviews; performing SEPA for an annual action plan, instead of each individual timber sale; assessing efficiency of SEPA review and clarify processes, i.e. who is responsible for what within DNR; and the need for reliable data sources with clarification and consistency on what data source is being used.

No. 19: Watershed Analysis. There were comments that indicated this policy has not been followed or implemented as intended. This policy needs to be updated to include the following: an analysis of whether the 1992 policy effectively improved and protected the aquatic network; watershed analysis needs to be operational and practical, not duplicative with the HCP and other policies; eliminate the 50/25 procedure, as it conflicts with implementation of the HCP, a reduction of management flexibility, reduced harvest volumes and little added environmental protection; watershed analysis plans must be completed and DNR needs to evaluate the cumulative effects of all management within each watershed and base management decisions on these watershed analyses; determine and describe a process of completing watershed analysis; there should be integration between policies Nos. 16 and 19; and expanded to examine the effects of forest practices on Washington State marine environments.

No. 20: Riparian Management Zones. This policy needs to be updated to include the following: an analysis of the positive and negative effects of buffering; the changes as a result of the HCP and Forests and Fish; encourage active management of riparian zones; identify fish blockages on county roads and state highways; inclusion of a mandatory 100 foot riparian management zone along both sides of all Type 5 waters; riparian protection requires a broader understanding of watershed conditions and processes which will guide appropriate Type 5 protection strategies; analyze the effects of forest practices on marine environments; and establish a minimum level of funding that is needed to effectively implement DNR responsibilities for watershed planning.

No. 21: Wetlands. This policy needs to be updated to include the following: a discussion on how effective the 1992 policy was related to protecting wetlands as part of the assessment of current conditions and needs to identify any loss of wetlands since 1992.

No. 22: Wildlife Habitat. This policy needs to be updated to include a discussion on how the 1992 policy worked over the last 12 years.

No. 23: Endangered Species. This policy needs to be updated to include the following: a description of how the 1992 policy has maintained populations of wildlife species and prevented them from becoming listed as endangered or threatened; identify the list of species that need protection; provide a proactive approach to wildlife habitat conducted across all land ownerships; promote natural species diversity; protect threatened and endangered plant species, especially on the Eastside; and implement intensive field inventories before doing a timber sale and protect species and habitats.

No. 24: Identifying Historic Sites. This policy needs to be updated to include the following: creating systematic cultural resources surveys that identify archaeological sites, areas of

traditional value, sacred sites, locations with Indian place names, resource gathering areas, prior to any and all ground disturbing activities within state-managed trust lands, include fire rehabilitation activities; setting all cultural resource sites officially off base; communicating with the tribes on all timber sales in areas of cultural importance; assessing the progress that has been made on the TRAX system in the past 12 years; and allowing access for hunting and gathering.

No. 25: Providing Public Access. This policy needs to be updated to include the following: direction for how DNR can work with user groups to better manage trust forest lands for off-road vehicle use; this policy should be made secondary and subordinate to the trust mandate of maximizing revenue to the trust beneficiaries and include clear and concise language that prevents the existence of a recreational trail from controlling timber management activities; and “recreation activities are not providing money to the trust beneficiaries, thus they should not control the land.”

No. 26: Granting Public Rights of Way. This policy needs to be updated to include the following: explanation of whether or not DNR will accept forest legacy easements or property with conservation easements; explanation of whether or not DNR grants permanent easements; and provide easements with appropriate lease rates for public safety, i.e. communication sites.

No. 27: Acquiring Rights of Way. No comments were received on this policy.

No. 28: Developing and Maintaining Roads. This policy needs to be updated to include the following: a discussion about roadless lands and not building new roads in roadless areas; an update to be in compliance with the HCP; the additional requirements for environmental protection; the Forest Practices Rules upgrades; a summary of how many roads DNR manages and how this has changed since 1992; and consider how road design and location to protect the environment may be resulting in increased road mileage (e.g., ridgetop locations instead of stream adjacent).

No. 29: Recreation on State Forest Lands. This policy needs to be updated to include the following: clear policy direction that recognizes the importance of DNR trust land as a motorized recreation resource that provides support for managed off-road vehicle recreation; direction for DNR to work with user groups to better managed trust forest lands for off-road vehicle use in a manner that does not compromise trust fiduciary responsibilities, that meets the needs of the increasing off-road vehicle community, and protects the environment; specifically address the importance of forested trust lands for multiple use recreation; DNR lands are the ideal place to accommodate motorized recreation, as these forest areas generally contain many roads as a result of forestry activities and already contain modifications to natural areas and habitat; motorized recreation can occur on DNR trust lands without significantly impacting the land and its use for forestry, provided the recreation use is managed; this policy should be made secondary and subordinate to the trust mandate of maximizing revenue to the trust beneficiaries and include clear and concise language that prevents the existence of a recreational trail from controlling timber management activities; address the criteria for keeping lands available for public use and flexibility for closures when abuse occurs on the land; address enforcement issues and the need for additional law enforcement staff; address recreational shooting; creating a system of stewardship by particular use, trail or campground; address the increasing demand for public use on state lands and the growth since the 1992 plan, as well as the closure of public lands; recreation and trust mandate are not mutually exclusive; address where Non-highway Off-road Vehicle Account (NOVA) funds are spent and involve user groups in where the money goes; address the option of user fees or daily use fees to maintain access; define multiple use; recreation

activities are not providing money to the trust beneficiaries, thus they should not control the land; evaluate implications of recreation to timber operations; create partnerships with volunteers; describe how to accept donations for recreation; include a reference to horseback riding and off highway vehicle use; promote conversion of abandoned roads to trail systems; preserve trails after harvesting; partner with local recreational businesses for upkeep of lands; recreation is a cornerstone of life in Washington and state trust lands are critical areas for local and regional recreation; consider trends and anticipate demands for recreation management decisions; and consider recreation as an opportunity for citizens to enjoy state lands.

No. 30: Silviculture Activities. This policy needs to be updated to include the following: an analysis of the 1992 policy and what the results of an updated policy will be; define how DNR will intensively manage the land base to optimize production and revenue; introduce plants for medicinal purposes; protect, monitor and identify chemical treatments; and test and implement innovative silvicultural techniques to restore forest health.

No. 31: Harvest and Reforestation Methods. This policy needs to be updated to include the following: HCP and anticipated biodiversity pathways practices; include Forest Stewardship Council (FSC) certification; and test and implement innovative silvicultural techniques to restore forest health.

No. 32: Green-up of Harvest Units. This policy needs to be updated to include the following: reflect current forestry practices; address 100-acre green up limit; 1992 language is too prescriptive; interject more flexibility; include FSC certification; and test and implement innovative silvicultural techniques to restore forest health.

No. 33: Control of Competing Vegetation. This policy needs to be updated to include the following: consulting with local tribes before using chemical treatments; the increased scrutiny of pesticide use and the impacts to forest health; and a discussion of what methods DNR uses for vegetation control, how often each method is used, and whether or not these methods have increased forest health and structure.

No. 34: Fertilizing, Thinning and Pruning. This policy needs to be updated to include the following: how often each method is used, and whether or not these methods have increased forest health and structure; and a discussion about the financial benefits of healthy forests in the long-term to be consistent with the proposed increase in thinning and implementation of biodiversity pathways.

No. 35: Public Involvement. No comments were received on this policy.

No. 36: Implementing the Forest Resource Plan. This policy needs to be updated to include the following: aggressively seek funding to fully implement enforcement, monitoring, landscape planning, wildlife habitat management, and forest restoration activities; address how to resolve conflicts between policies if they arise; discuss the increasingly complex task of managing state forest lands and how DNR will ensure that funding is available to implement the new policies; ensure that all stakeholders are engaged; provide good direction to the field staff; and align procedures with policy to have a smooth and seamless implementation.

No. 37: Monitoring the Forest Resource Plan. This policy needs to be updated to include the following: monitor the different land uses and show how the use contributes to management objectives; HCP needs to underlie everything in the FRP; identify performance targets with

qualitative milestones to be measured; assess cumulative effects with measurable targets and criteria; BNR should annually review silvicultural investments and periodically review performance; address budgetary issues of monitoring; and implement a process for reviewing the performance of the FRP over time.

No. 38: Modifying the Forest Resource Plan. This policy needs to be updated to include the following: include a strong adaptive management program to facilitate and accommodate change; and allow flexibility for making changes to the plan, rather than every 10 years.

No. 39: Consistency. This policy needs to be updated to include the following: provide a linkage between the Forestry Handbook, HCP, Transition Lands Plan, Asset Stewardship Plan and the FRP and ensure integration between them and avoid contradictions; acknowledge existing plans and provide consistency; and discuss and provide guidance on DNR's implementation plans as a result of SHC.

No. 40: Research. This policy needs to be updated to include the following: expand DNR's focus on the marine aspects of watershed planning and research is especially critical in Washington State where forest practices have such a strong impact on Puget Sound and the coast.

DNR's Response: As the process moves forward and reasonable alternatives are formulated, these comments will be reconsidered based on the merits of achieving the plan need, plan purpose and management objectives as outlined by the BNR and DNR.

IX. ENVIRONMENTAL IMPACT STATEMENT ANALYSIS

Summary of Comments: The Environmental Impact Statement (EIS) should include the following: an analysis of the outcomes of the 1992 policies, whether they were met, and the resulting practices; consideration for managing Eastern Washington state forestlands as forests and not plantations; consideration of how DNR management of its Eastern Washington forestlands will provide sufficient stream flow to meet wildlife, irrigators, and societal needs for the life of the next Forest Resource Plan (FRP); consideration of a mechanism to monitor the ongoing plan objectives for the next lifespan of the FRP; examination of the role forest pathogens and insects have in a forest setting; analyze and discuss the various certification options and discuss the pros and cons of certification; analyze an alternative that commits to producing high-quality timber grown on longer rotations and certified under Forest Stewardship Council (FSC) standards; analyze an alternative that commits DNR to exploring new potential revenue sources, such as carbon sequestration credits, and to ensuring that today's management will not preclude those future options; analyze an alternative that commits to protecting all existing old-growth forests that are currently unprotected by other measures, such as state Forest Practices rules or the Habitat Conservation Plan (HCP); analyze and discuss monitoring and monitoring reports for every aspect of trust land management; analyze how threatened and endangered species in Eastern Washington are being protected; consideration of options to dispose, trade or sell lands in Eastern Washington that have unmarketable trees; analyze all alternatives under the full-cost accounting method to evaluate forest management options for their impacts on intergenerational equity and to help guide DNR and Board of Natural Resources (BNR) decisions; analyze the entire aspect of post-fire harvest and include an informed discussion on the pros and cons, and the scientific substantiation of the policy decisions; analyze an alternative the commits to using landscape planning to mitigate the cumulative effects of multiple logging operations; analysis of how the HCP relies on landscape planning and watershed analysis and how these plans will be completed; analyze and discuss the impacts of off-road vehicles; analyze the trends in recreational use over the past 10 years and if there

have been impacts; analyze the scrutiny of pesticide use, particularly in riparian areas adjacent to salmon bearing streams; analyze how to mitigate or avoid adverse impacts of DNR forest management on adjacent federal roadless areas or Wilderness; analyze invasive species, i.e. spread of noxious weeds, impacts of land-management activities on spread of invasive species, grazing, logging, road construction, existing roads, motorized vehicles and herbicides; and analyze impacts of roads and road systems.

DNR's Response: DNR will revisit these comments when beginning the drafting of the EIS to ensure that the range of impact analysis and range of alternatives covers the significant impacts of the policy choices being evaluated. These will be dictated by the scope of the plan need, plan purpose and management objectives for the FRP review and update.

X. PLAN STUCTURE AND ORGANIZATION

Summary of Comments: The updated Forest Resource Plan (FRP) should include the following: discussion about funding and staffing available to implement the policies; description of how the HCP, SHC and FRP relate; description of the relationship between all of DNR's planning efforts; discussion about how the 1992 plan worked and what was accomplished over this time-period; update the Income Generated chart; an annual report page that documents how much money has been brought in and where the money has gone, specifically, not clinically, like the 1992 FRP; discussion on what happens when objectives and goals are not met; move the trust mandate section to the front of the FRP; discussion about recreation; statistical information that outlines the volume from 50 years ago compared to today; create a glossary of terms that defines sustainable harvest, biodiversity pathways, multiple use, sustainable forestry, innovative silvicultural techniques, GEMS, old growth, arrearage, and wetlands; and discussion about the costs of trust land management with a goal of improving efficiencies.

DNR's Response: The updated FRP will be restructured to better reflect the existing and anticipated future forestland management environment. A significant amount of information in the 1992 FRP will be reused, updated, and rewritten. DNR will look for opportunities to incorporate the above suggestions throughout the update. In addition, the layout will be reorganized in a manner that best suits DNR staff and other users and readers. A glossary of terms will also be included in the updated FRP.

XI. SUSTAINABLE HARVEST CALCULATION

DNR received a number of comments regarding the SHC that are addressed in the SHC Environmental Impact Statement (EIS). DNR also received a number of comments regarding the potential need for recalculation of the sustainable harvest level based on any changes in policy that the Board of Natural Resources (BNR) might make as part of the updated Forest Resource Plan (FRP) process. It is not expected that these changes would significantly impact the sustainable harvest level and the decisions the BNR has already made. However, if it appears that the harvest level may be significantly affected, DNR will evaluate whether it should be adjusted.



Appendix F.

Glossary

ASSET PERFORMANCE SYSTEM (APS)

Computer system developed by the department to manage various division contract agreements, securities, improvements, and product assets of the department. Replaces AIMS.

BIOLOGICAL DIVERSITY (BIODIVERSITY)

The relative degree of abundance of wildlife species, plant species, communities, habitats or habitat features in an area.

BIODIVERSITY PATHWAYS

The Biodiversity Pathway is an intensive management strategy for enhancing the long-term ecosystem function and stability of commercially managed forests. The goals of this strategy are to develop sustainable, diverse forests; maintain a sustainable flow of forest products; and maintain and recover threatened species. This approach involves multiple thinnings, planting for species diversity and actively managing the coarse woody debris and snag components of forest stands. These activities are focused on developing the structures needed to support both plant and animal diversity.

BOG

A hydrologically isolated, low nutrient wetland that receives its water from precipitation only. Bogs typically have no inflow and rarely have outflows. Bogs have peat soils 16 or more inches in depth (except where over bedrock), and specifically adapted vegetation, such as sphagnum moss, Labrador tea, bog laurel, sundews, and some sedges. Bogs may have an overstory of spruce, hemlock, cedar or other tree species, and may be associated with open water.

CLEAN WATER ACT (WATER POLLUTION CONTROL ACT AMENDMENTS OF 1972 AND CODIFIED AS 33 U.S.C. 1251 ET SEQ.)

A federal statute that regulates water quality standards, planning for water pollution control and pollution discharge. Washington's Forest Practices Rules (WAC 222-22) are constructed accordingly.

CLEARCUT

As defined in state Forest Practices Rules (WAC 222-16-010) is a harvest method in which the entire stand of trees is removed in one timber harvesting operation. For

purposes of trust forestland management, a clearcut remains such until stocked in accordance with the silvicultural prescription and free-to-grow.

DESIRED FUTURE CONDITION

According to state forest practices rules (WAC 222-16-010), is a reference point on a pathway and not an endpoint for stands and implies the stand conditions of a mature riparian forest at 140 years of age, the midpoint between 80 and 200 years. Where basal area is the only stand attribute used to describe 140-year old stands, these are referred to as the “target basal area.”

DESIRED FUTURE/FOREST CONDITION

A variation of desired future condition which, for purposes of silvicultural prescriptions, is used to illustrate a visionary, un- or partly defined end state as contrasted with a completely defined forest management unit objective, i.e., threshold targets are either lacking or incomplete.

DOWN WOODY DEBRIS

Large pieces of wood in stream channels or on the ground such as logs, pieces of logs and large chunks of wood; provides streambed stability and/or habitat complexity, also called coarse woody debris or large woody debris. Large organic debris is large woody debris, but may contain additional non-woody debris, such as animal carcasses.

ECOREGION

A relatively large area of land or water that contains a geographically distinct assemblage of natural communities with similar broad ecological patterns in vegetation, soils, geology, hydrology, landforms and natural disturbances, such as fire.

ENDANGERED SPECIES

Any species of plant or animal defined through the Endangered Species Act of 1973 as being in danger of extinction throughout all or a significant portion of its range, and published in the Federal Register.

ENDANGERED SPECIES ACT

The federal Endangered Species Act of 1973 (U.S.C. §1531 et seq.), as amended, is the federal statute that establishes processes by which plant and animal species are designated as threatened or endangered. Two federal agencies, the United States Fish and Wildlife Service and the National Oceanic and Atmospheric Administration-Fisheries Service (the Federal Services), administer this law. Once a species is listed, the act provides that these agencies develop recovery plans for the species, including conserving the ecosystems on which listed species depend. The department’s *Habitat Conservation Plan* is an example of such a recovery plan.

ENVIRONMENTAL IMPACT STATEMENT

A document prepared under the National Environmental Policy Act or State Environmental Policy Act to assess the effects that a particular action will have on the environment.

FEN

A peat-accumulating wetland that receives some drainage from surrounding mineral soils and usually supports marshlike vegetation including sedges, rushes, shrubs and trees.

Note: fens are less acidic than bogs and derive most of their water from groundwater rich in calcium and magnesium.

FOREST PRACTICES ACT OF 1974

A Washington State statute (chapter 76.09 RCW) the result of which is comprehensive statewide rules (WAC 222) that establish minimum standards for forest practices on both state and private forestlands, and provides for the necessary administrative procedures and rules applicable to activities conducted on or pertaining to forests on both state-managed and private lands. The act commissioned the Forest Practices Board to promulgate these rules.

FOREST MANAGEMENT UNITS

A forest area designated for management to produce a future stand that will attain a specific set of forest management unit objectives that are consistent with department policy.

FUEL LOADING

A buildup of forest fuels, especially large expanses of live overstocked stands, and dead and down forest fuels that can generate tremendous thermal outputs during a wildfire, posing a severe problem for firefighters even with high humidities and lower temperature. Under adverse fire weather, high live fuel loading and down dead fuel make for extreme resistance to control. Fuel loading is normally quantified as tons per acre.

GENE POOL

The totality of all alleles of all genes of all individuals in a particular population.

GENE POOL RESERVES

A stand that has been removed from the commercial forest base to conserve native genetic material well-adapted to local conditions for the future.

GREEN-UP

A department trust forest land policy instituted by the Board of Natural Resources that requires even-aged final harvest forest management units to be less than 100 acres and be separated as required by forest practices rules governing even-aged harvest and timing (WAC 222-30-025).

GROUNDWATER

Water that is beneath the land surface. The source of seeps, springs and wells.

HABITAT CONSERVATION PLAN

An implemental program for the long term protection and benefit of a species in a defined area; required as part of a Section 10 incidental taking permit application under the federal Endangered Species Act. The department has a *Habitat Conservation Plan* signed in 1996 in agreement with the United States Fish and Wildlife Service and

National Oceanic and Atmospheric Administration-Fisheries. The plan covers approximately 1.6 million acres of state trust lands managed by the department within the range of the northern spotted owl.

NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION-FISHERIES

The federal agency that is the listing authority for marine mammals, anadromous fish and other marine species under the federal Endangered Species Act.

NATURAL AREA PRESERVES

Under authority of the state Natural Area Preserves Act of 1972 (codified in RCW 79.70), Natural Area Preserves are established on department lands to protect the best remaining examples of many ecological communities, including rare plant and animal habitat. The Natural Area Preserves network represents a legacy for future generations and helps ensure that blueprints of the state's natural ecosystems are protected forever. Areas in the network include five large coastal preserves supporting high quality wetlands, salt marshes, and forested buffers. Other habitats include mounded prairies, sphagnum bogs, natural forest remnants and grassland balds. In size, they range from eight to 3,500 acres. Natural Area Preserves and Natural Resources Conservation Areas are managed by the department under the Natural Heritage Program.

NATURAL RESOURCES CONSERVATION AREAS

Codified in 1987 in RCW 79.71 to protect outstanding examples of native ecosystems; habitat for endangered, threatened and sensitive plants and animals and scenic landscapes. The Natural Resources Conservation Areas Program represents a protection alternative to compliment Natural Area Preserves. Habitats protected in Natural Resources Conservation Areas include coastal and high elevation forests, alpine lakes, wetlands, scenic vistas, nesting birds of prey, rocky headlands and unique plant communities that provide critical habitat for many plant and animal species, including rare species. Natural Resources Conservation Areas also protect geologic, cultural, historic and archeological sites. Twenty-eight sites total approximately 86,550 acres on department-managed lands in Washington. Natural Area Preserves and Natural Resources Conservation Areas are managed by the department under the Natural Heritage Program.

OFFICE OF ARCHAEOLOGICAL AND HISTORIC PRESERVATION

The Washington State Office of Archaeology and Historic Preservation is Washington State's primary agency with knowledge and expertise in historic preservation. The Office of Archaeology and Historic Preservation maintains information on over 20,000 archaeological sites and over 100,000 historic properties.

OMNIBUS ENABLING ACT

The federal statute that in 1889 granted statehood to Washington. The act contains, among other provisions, the granting of specified sections of land to the state to be used for the benefit of all citizens of the state. These lands became, through the state's Constitution and subsequent statutes, the basis for grant lands to be managed in trust for benefit of schools, universities and other public institutions. The Enabling Act also placed limits on the sale, lease and management of these lands.

RIPARIAN MANAGEMENT ZONE

A specified area around streams of Type 1-4 where specific measures are taken to protect the stream and its functions. The riparian management zone consists of the stream, the adjacent riparian buffer and, where appropriate, a wind buffer to protect the integrity of the managed riparian buffer. The riparian buffer has been designed to maintain/restore riparian processes that influence the quality of salmonid habitat and to contribute to the conservation of other aquatic and riparian obligate species. Consideration was given to water temperature, stream bank integrity, sediment load, detrital nutrient load, and large woody debris. The buffers vary according to stream type, location of the flood plain, windthrow, and stream width.

SALMON RECOVERY FUNDING BOARD

In 1999, the Legislature created the Salmon Recovery Funding Board. Composed of five citizens appointed by the Governor and five state agency directors, the board brings together the experiences and viewpoints of citizens and the major state natural resource agencies. The board provides grant funds to protect or restore salmon habitat and assist related activities. It works closely with local watershed groups known as lead entities. SRFB has helped finance over 500 projects. All meetings are open to the public.

SEED ZONES

A designated area, usually with definite topographic bounds, climate, and growing conditions, containing trees with relatively uniform genetic (racial) composition as determined by progeny testing various seed sources.”

SILVICULTURE

The art and science of cultivating forests to achieve objectives. This concept incorporates theory, planning and practice.

SNAG

A standing dead tree.

STATE ENVIRONMENTAL POLICY ACT (CHAPTER 43.21C RCW)

This law is the basic state statute for protection of the environment. The State Environmental Policy Act requires all state agencies to consider and analyze all significant environmental impacts of any action proposed by those agencies; to inform and involve the public in the agencies’ decision-making processes; and to consider the environmental impacts in the agencies’ decision-making processes.

TRADITIONAL CULTURAL PROPERTIES

Specific geographic areas that are associated with cultural practices or beliefs of a living community that are rooted in that community's history and that are important in maintaining the continuing cultural identity of the community.

TRAX

Total Resource Application Cross-Reference System developed by the department. Information includes timber sales, Application Information and Management System,

archaeological-historical sites, Washington State Department of Ecology water rights and Natural Heritage sites.

WATERSHED ADMINISTRATIVE UNIT

The basic hydrologic unit used for watershed analysis. According to WAC 222-22-020, the department, in cooperation with the Washington State Departments of Ecology and Fish and Wildlife, federally-recognized Tribes, local government entities, forest landowners and the public, defines and maps watershed administrative units throughout the state. Watershed administrative units should be generally between 10,000 to 50,000 acres in size and should be discrete hydrologic units.

WETLANDS

Areas that are inundated or saturated by surface or ground water at a frequency and duration sufficient to support, and under normal circumstances do support, a prevalence of vegetation typically adapted for life in saturated soil conditions such as swamps, bogs, fens and similar areas



Appendix G.

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Appendix H.

Response to Comments on the Draft EIS

INTRODUCTION

On April 15, 2005, the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* was released for public comment. Six public hearings were held across the state which provided the public with an opportunity to give their input through oral testimony. The official comment period closed on May 16, 2005. Prior to that date, the Washington State Department of Natural Resources (DNR) received a few written requests for an extension and an extension was granted for those requestors until May 31, 2005. During the comment period, comments were received from 32 separate commenters, through letters, e-mails, and oral testimony at the public hearings. Copies of these documents are included at the end of this Appendix. Names of persons who submitted written comment or oral testimony are shown below in Table 1.

Each comment received by DNR was provided to each Board of Natural Resources member in its original, unedited form prior to the Board of Natural Resources meeting held on July 29, 2005.

Following an initial review of the comments and a general analysis of the issues, the individual issues were identified, categorized into subject areas, responses were prepared for each of the issues, and appropriate changes were incorporated into this Final EIS.

The policy subject areas and issues by which comments were summarized and responded to and page numbers for each subject area are shown in Table 2. The following policy subject areas received no comments: Acquiring Rights of Way; Granting Rights of Way; SEPA Review; and Implementation, Reporting and Modification of the Policy for Sustainable Forests (formerly “Implementation, Reporting and Modification”).

Table 1. List of Commenters Who Submitted Comments on the Draft EIS

Comment No.	Commenters	Organization	Format
1	Leigh McKeirnan	Private Citizen	Written
2	Mike Davis	Hampton Tree Farms	Oral
3	Bob Dick	American Forest Resource Council	Oral
4	Jim Buck	Washington State Representative	Oral
5	Rod Fleck	City of Forks	Oral
6	Bob Lynette	Private Citizen	Oral
7	Carol Johnson	North Olympic Timber Action Committee	Oral & Written
8	Bob Dick	American Forest Resource Council	Oral
9	Mark Baugh	Hampton Tree Farms	Oral
10	Kris McCall	Hampton Tree Farms	Oral
11	Leigh McKeirnan	Private Citizen	Oral
12	Mike Davis	Hampton Tree Farms & Private Citizen	Oral
13	Bob Dick	American Forest Resource Council	Oral
14	John Links	Private Citizen	Oral
15	Al McKee	Skamania County	Oral & Written
16	Stewart Wechsler	Washington Native Plant Society	Oral
17	Joe Monks	Private Citizen	Oral
18	Valerie Holland	Sequim Elk Habitat Committee	Written
19	Bill Howard	Boise Cascade	Oral
20	Bob Dick	American Forest Resource Council	Oral
21	Alan Dragoo	Private Citizen	Written
22	Michael Marsh	Washington Native Plant Society	Written
23	Jeremy Sage	Point No Point Treaty Council	Written
24	Ian Kanair	Snoqualmie Tribe	Written
25	Bob Dick	American Forest Resource Council	Written
26	Chama Archimede	Private Citizen	Written
27	Paula Swedeen	Washington Department of Fish & Wildlife	Written
28	Sue Chickman	Olympic Peninsula Audubon Society	Written
29	Dan Cothren	Washington State Association of Counties	Written
30	Lisa McShane	Northwest Ecosystem Alliance	Written
31	Becky Kelley and D. Eric Harlow	Washington Environmental Council and Washington Forest Law Center	Written
32	Paul Kriegel	Private Citizen	Written

Table 2. Subject Areas, Comment Summaries, Responses, and Copies of Original Comments Received During the Draft EIS Process

Starting Page	Policy Subject Areas
5	General Comments
6	Relationship to Sustainable Harvest Calculation
8	Range of Alternatives
10	Policy Objectives
11	Major Policy Categories
12	Legal and Regulatory Framework
12	Trust Mandate
13	Cumulative Impacts
14	Financial Diversification
17	Financial Assumptions
18	Harvest Deferral Designations (formerly “Land Classifications”)
20	Forest Health
22	Catastrophic Loss Prevention (formerly “Wildfire and Catastrophic Loss Prevention”)
25	Genetic Resource
27	Special Ecological Features
29	Old-Growth Stands in Western Washington (formerly “Older Forests and Old Growth”)
35	Wildlife Habitat
46	Watershed Systems
50	Riparian Conservation (formerly “Riparian Management Zones” and “Wetlands”)
59	Public Access and Recreation
60	Cultural Resources
61	Visual Impacts (formerly “Visual Management”)

Table 2. Subject Areas, Comment Summaries, Responses, and Copies of Original Comments Received During the Draft EIS Process

Starting Page	Policy Subject Areas
63	Local Economic Vitality
65	Forest Land Planning (formerly “Forestland Planning”)
68	General Silvicultural Strategy
73	Forest Land Transactions
74	Forest Roads (formerly “Roads”)
76	Research
76	External Relationships
77	Comments Received Directed Toward a Particular Preference or Concern
80	Other: Within DNR’s Responsibility, but Outside the Purview of the Draft EIS and the Final EIS
81	Copies of Original Comments Received on the Draft EIS

SUBJECT AREAS, COMMENT SUMMARIES, RESPONSES, AND COPIES OF ORIGINAL COMMENTS RECEIVED ON DRAFT EIS

Subject Area: General Comments

Comment Summary:

Fully analyze any changes or revisions to the *Forest Practices Habitat Conservation Plan* (Forest Practices HCP) with respect to the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and incorporate by reference comments submitted May 12, 2005, on the Forest Practices HCP.

Response:

The Forest Practices HCP and the *Draft and Final Environmental Impact Statement on the Policy for Sustainable Forests* are two independent agency proposals by two separate lead agencies: the Forest Practices Board (Forest Practices HCP) and Department of Natural Resources (*Draft and Final Environmental Impact Statement on the Policy for Sustainable Forests*). Although there are similar natural resource issues addressed by these separate initiatives, they exist independent of one another and meet different objectives. However, new information regarding the significant impacts to the elements of the environment common to each proposal may be relevant and require consideration.

The Forest Practices HCP and the comment incorporated by reference dated May 11, 2005 have been reviewed for any significant information with respect to the *Draft and Final Environmental Impact Statement on the Policy for Sustainable Forests*. There appears to be no information in the Draft Forest Practices HCP or the comment letter dated May 11, 2005, which would change the analysis of the alternatives in the *Draft and Final Environmental Impact Statement on the Policy for Sustainable Forests*.

Comment Summary:

DNR should analyze existing forest plan policies related to the recently completed sustainable harvest calculation, upcoming Eastern Washington analysis and future sustained yield projects for impacts to future generations, e.g., effects of various ownership groupings, future harvest flow controls, and current non-Board approved Northern Spotted Owl habitat treatments.

Response:

Policies dealing with ownership groupings and harvest flow controls were not included in the scope of this proposal. During its forest health planning efforts over the next several years, as well as future sustainable harvest calculations in

either Eastern or Western Washington, DNR will analyze the relationship between existing Board of Natural Resources' policies, all legal and contractual agreements, and harvest levels and revenue flow to current and future generations of beneficiaries.

Comment Summary:

Extend comment period for those not having enough opportunity to comment during the initial comment period.

Response:

The comment period was extended for a period of 14 days on the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* to those who submitted requests that additional time was needed for their review and comment.

Comment Summary:

Policies should address the uniqueness of Eastern Washington forests.

Response:

The uniqueness of Eastern Washington forests is recognized in many of DNR's initiatives and in the proposed policies. All of the policies have been developed in consideration of both Eastern and Western Washington forests. Latitude, flexibility, and in several instances, specific requirements are contained in the policies so that issues distinctly associated with Eastern Washington forests can be addressed and that the value of Eastern Washington forests is maintained as an important trust asset, e.g., Forest Health and Riparian Conservation.

Subject Area: Relationship to Sustainable Harvest Calculation

Comment Summary:

Good inventory and sustained yield information are the base for intensive forest management. DNR should begin the Eastern Washington sustained yield analysis as soon as practicable.

Response:

Currently, DNR's ability to carry out an Eastern Washington calculation is limited by quality forest inventory information. DNR is taking steps to improve this information in preparation for completing an Eastern Washington sustainable harvest calculation in the next five years.

Comment Summary:

Since these policies cover the same logging levels as were set by Sustainable Harvest for Western Washington, there is a concern that these policies are not driven by science but a need to “fill in the blanks.”

Response:

It is correct that the Board’s Preferred Alternatives to date do not appear to affect the Western Washington sustainable harvest level. However, the policies once adopted will guide the management of forested state trust lands for the entire state with regard to both meeting the current harvest level, as well as all the other outcomes identified in Board policy.

As DNR moves forward with implementation of the policies in the *Policy for Sustainable Forests*, integration with harvest levels will occur. If, during this implementation and integration, potential changes to the sustainable harvest level are necessary, the Board of Natural Resources will be briefed and potential changes discussed. This process will be consistent with direction in the Board’s Preferred Alternative for Implementation, Reporting and Modification of the *Policy for Sustainable Forests* policy which directs DNR to report to the Board of Natural Resources annually on implementation, and with DNR’s adaptive management approach for the policies.

Comment Summary:

Why was sustainable harvest the first step in revising the *Forest Resource Plan*? And why if the sustainable harvest calculation was initially required in Western Washington, why isn’t a sustainable harvest calculation for Eastern Washington required prior to the *Policy for Sustainable Forests*?

By focusing on the Western Washington harvest calculation first, DNR started at the middle level of planning, and is now trying to plan “up” (*Policy for Sustainable Forests*), “down” (sustainable harvest calculation implementation plans), and “sideways” (Eastern Washington harvest calculation).

Why have decisions been timed as they have and how does the Eastern Washington sustainable harvest calculation fit into the decision-making process?

Response:

Recalculation of the sustainable harvest and update of Board of Natural Resources policies can occur at different times based on changing circumstances and new information.

The Board of Natural Resources’ decision to recalculate the sustainable harvest level was driven by the change in management and circumstances that had occurred over the past 10 years. This included development of better forest inventory information in Western Washington and the adoption of DNR’s HCP in 1997. While this effort was based on the policies in the 1992 *Forest Resource*

Plan at the time, it was designed to assess any changes needed in Board of Natural Resources policy so that they could be included in the update of the 1992 *Forest Resource Plan*. Recalculation of the Western Washington sustainable harvest was not a requirement for updating Board of Natural Resources policy, but an opportunity to update certain policies directly related to the calculation due to better information as anticipated in both the *Forest Resource Plan* and now in the new proposed *Policy for Sustainable Forests*. When better forest inventory information is developed in Eastern Washington, the DNR can undertake a sustainable harvest calculation based on the policies in place at that time. As with the proposed 2004 sustainable harvest calculation for Western Washington, some policies may be updated based on better information as a result of that effort.

Moreover, if the Board of Natural Resources makes different policy choices in the future, either as a result of the development of the *Policy for Sustainable Forests* or modifications to policies as a result of new information, the Board of Natural Resources may amend the harvest level as needed.

Please also see additional responses under Relationship to Sustainable Harvest Calculation.

Subject Area: Range of Alternatives

Comment Summary:

DNR needs to analyze an alternative for other than maximizing revenue, i.e., maximizing and protecting water quality, wildlife habitat, and recreation opportunities.

Washington's trust lands are unique in the nation and nothing in our constitution or in law requires DNR to maximize revenue, while some sustainable logging occurs to restore lands degraded by historic logging practices that focused on generating revenue.

Response:

The development of the policies and the policy alternatives analyzed within the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* are guided by the 10 policy objectives established by the Board of Natural Resources for this process. "Maximization" of any of the benefits provided from the management of state forested trust lands is not identified as a goal of any of the objectives, purpose and need, nor is it identified in any of the proposed policies.

Refer also to the response to comments relating to the Trust Mandate for a discussion of the need to balance trust income, environmental protection and other social benefits from four perspectives.

Comment Summary:

There are multiple ways of achieving the purpose, and alternatives should consider the reasonable methods of achieving the purpose. However, the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* relies on one set of policy objectives to achieve the purpose and relates the alternative analyses to this one set of policy objectives. This approach does not meet SEPA intent for a range of alternatives. There may be other management objectives that meet the purpose more effectively, which need to be evaluated. Each alternative could have a different suite of policy objectives that could meet the purpose; however, the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* limits alternative consideration to a small range of options that meet the policy objectives.

Response:

SEPA requires the analysis of a range of alternatives that can reasonably meet the objectives of a proposal, specifying the purpose and need to which the proposal is responding. The development of the policies and the policy alternatives analyzed within the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* are guided by the 10 policy objectives set out by the Board of Natural Resources in defining the purposes to be accomplished in fulfilling the need to update the 1992 *Forest Resource Plan*. The Board of Natural Resources' policy objectives set necessary parameters on updating the policies in the 1992 *Forest Resource Plan* and cannot be divorced from the statements of purpose and need. Finalizing the objectives, purpose and need was one of the primary functions and goals of the SEPA scoping process and was identified as such at that time in order to provide the necessary sideboards for developing reasonable alternatives. In some instances, several objectives were met by the development of a range of policy alternatives for a specific policy subject. In other instances, a specific policy subject area was developed to fulfill a specific policy objective. The aggregate of the policies and alternatives analyzed in the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* have been narrowed to meet the aggregate of the policy objectives, including the purpose and need for updating the 1992 *Forest Resource Plan*.

The *Final Environmental Impact Statement on the Policy for Sustainable Forests* was amended to reflect which alternatives were rejected and why. Very few specific suggestions for different alternatives were introduced during the scoping and *Draft Environmental Impact Statement on the Policy for Sustainable Forests* process in any of the policy subject areas.

Subject Area: Policy Objectives

Comment Summary:

DNR lacks budget to support an outcome-based approach through monitoring and research.

Response:

Even with the numerous legal requirements and contractual obligations that govern the management of forested state trust lands, there are ample opportunities to achieve many outcomes not specified in law or contracts.

The Board's Preferred Alternative policies in this document describe many outcomes. DNR is already engaged in a significant research and monitoring program as a major component of the DNR's *Habitat Conservation Plan (HCP)*. The Board of Natural Resources has also directed DNR to employ a structured monitoring and reporting program to the Board of Natural Resources on implementation of the policies and the progress towards achieving the outcomes described in these policies.

Budget dollars are limited, and must be spent in a prudent manner on behalf of the trusts. However, DNR intends to work to assure that sufficient budgetary resources are made available to meet the research and monitoring obligations of DNR's HCP and Board of Natural Resources policy.

Comment Summary:

Managing as much land base as possible may conflict with meeting other requirements of laws, the HCP and the trust mandate.

Response:

Actively managing as much of the land base as possible will occur in a manner consistent with all legal requirements, and DNR's HCP. Specifically, DNR's management includes:

- Evaluating all stands and silviculturally intervening in stands that can be accelerated toward meeting economic, ecologic and social objectives;
- Evaluating, but not intervening (no action) silviculturally because stands are already on track to meet objectives;
- Continual evaluation and stewardship of stands to meet objectives, that may or may not lead to management activities;
- Not always transferring stands out of trust status where they are meeting ecological objectives, or contain special ecological features, where protection doesn't require it or it is not in the best interest of the trusts to do so; and
- Complying with all laws and commitments.

The Board of Natural Resources and DNR believe that active management of forested state trust lands, under these terms, serves both present and future beneficiaries by preserving and protecting the asset base while making it productive both today and into the future.

Comment Summary:

To suggest that any lands that cannot be actively managed must be transferred out of the trust would be a large step backwards in DNR's vision of forest stewardship.

Response:

DNR will not always transfer areas out of trust status. See response to previous comment.

Many stands currently contribute to HCP and other ecological objectives in their current condition and will continue to be retained in trust ownership within harvest deferral status. That said, properties that no longer further trust objectives have always been good candidates to transfer out of trust status, and will likely continue to be in the future.

Subject Area: Major Policy Categories

Comment Summary:

Concerns that four major categories are reductionistic and do not allow for recognition under several categories.

Prefer linking policies to particular steps DNR takes in managing the forests.

Response:

This comment was also stated during the scoping process. Refer to DNR's response in the scoping summary (see Appendix E).

DNR is using the updated major policy categories for document organizational purposes. The policies in the *Policy for Sustainable Forests* will be considered as a whole and implemented collectively. DNR recognizes that there is overlap between the categories, and this overlap will be addressed in the introduction section of the *Policy for Sustainable Forests*, as well as throughout the document.

Subject Area: Legal and Regulatory Framework

Comment Summary:

Since the Sustainable Forests Policy references the HCP, it appears that other laws which are applicable to and referenced in the HCP should apply here (Section 3.4) as well, including the National Environmental Policy Act (NEPA) and the National Historic Preservation Act (NHPA).

Response:

The *Final Environmental Impact Statement on the Policy for Sustainable Forests* covers a broad range of policy proposals. Each one of these policy subject areas has identified other laws that affected the development of the policy alternatives for the particular policy subject area. Although the NHPA is adhered to when triggered by a DNR action, it does not help to define the scope of policy development for any of the listed policies in Section 3.4. Moreover, NEPA is a federal law that applies to the decisions of federal agencies; SEPA is a state law that applies to the decisions of agencies in Washington State, like the DNR. For clarification, it is the DNR's proprietary HCP that is being referred to in the *Draft and Final Environmental Impact Statement on the Policy for Sustainable Forests*, not the Forest Practices' *Federal Assurances Forest Practices Habitat Conservation Plan*.

Subject Area: Trust Mandate

Comment Summary:

Managing the trust lands for all the people and public values such as clean water, wildlife habitat, safety from landslides, and recreation should take precedence over timber production and maximizing revenue to the trust beneficiaries.

Response:

Although economic performance is one of the four key policy categories in the proposed *Policy for Sustainable Forests*, it does not stand alone but works in conjunction with the other three major policy categories to fulfill the purpose and need in meeting the ten objectives set out by the Board of Natural Resources. One of the key objectives is Objective No. 2 "*Balance trust income, environmental protection and other social benefits from four perspectives: the prudent person doctrine; undivided loyalty to and impartiality among the trust beneficiaries; intergenerational equity; and not foreclosing future options.*" This objective is key to all four major policy categories: Economic Performance, Forest Ecosystem Health and Productivity, Social and Cultural Benefits, and Implementation. This objective, along with the strong "stewardship" and "sustainability" emphasis in managing the forest lands, establish a policy framework that integrates the protection and use of public lands and its benefits along with providing revenue to the trust beneficiaries. Nowhere in the proposed *Policy for Sustainable Forests*

or in this *Final Environmental Impact Statement on the Policy for Sustainable Forests* is the concept of “maximizing revenue” discussed or proposed in meeting DNR’s forested state trust land management obligations.

Comment Summary:

Need to define compensation to the trusts.

Response:

Compensation to the trusts is defined in the Federal Enabling Act, which created Washington State, and the Washington State Constitution as full market value.

Subject Area: Cumulative Impacts

Comment Summary:

The actions which will result from the *Policy for Sustainable Forests* will not occur in a vacuum, and the effects will not be limited to state lands. The cumulative impacts of actions correlated to this plan include downstream effects in combination with other watershed activities. This includes effects which should be analyzed in the framework of the Clean Water Act, the Endangered Species Act, NEPA, NHPA, and other applicable state and federal laws, regulations and Executive Orders.

Response:

The analysis of the environmental impacts of the proposed policies in the *Policy for Sustainable Forests* is done within the context of understanding the existing conditions of the resources potentially impacted by the proposed *Policy for Sustainable Forests* policies, independent of jurisdictional and ownership boundaries, where the affect of these policies may result in a cumulative impact to the resources of concern. The assessments of impacts and conditions are made with regard to the protection and risks inherent in these policies as well as those inherent in other laws and policies that address the same elements of the environment potentially impacted by the *Policy for Sustainable Forests* policies.

Further, the individual actions that result from the general policies will be subject to project-level SEPA review, which allows for a more detailed and specific consideration of cumulative impacts based upon the physical setting of the area, including factors such as soil types, slope, erosion history, stream types, conditions, and gradients, etc., as well as other localized conditions arising from non-state ownerships.

See also other responses that address cumulative effects: Financial Diversification, Harvest Deferral Designations, Catastrophic Loss Prevention, Special Ecological Features, Old-Growth Stands in Western Washington,

Subject Area: Financial Diversification

Comment Summary:

The cumulative effects analysis is inadequate under SEPA since it does not even attempt to analyze the impacts of the proposed policy in conjunction with other past, present, or reasonably foreseeable actions. It also fails to analyze the alternatives individually.

In addition, reasonably foreseeable impacts such as global warming and effects on forest health and water production from forested watersheds are not addressed or analyzed.

Response:

It would have been easier to respond to this concern if the comment had noted any specific, significant adverse environmental impacts that would result from the proposed policy, in conjunction with other past, present, or reasonably foreseeable actions. Had such an impact been noted in the comment, DNR could have considered making modifications in the *Final Environmental Impact Statement on the Policy for Sustainable Forests* to analyze the impact.

The same is true regarding global warming, forest health, and water production. The comment did not note any impacts from this policy or the various alternatives, related to these concerns.

Alternative 1 (No Action) maintains DNR's special forest products program. Because of the low impact nature of the activity, the low level of frequency, and the dispersed nature of the activity, DNR believes the impacts from this program, including cumulative impacts, are not significant. In addition, Alternatives 2 through 4 and the Board's Preferred Alternative propose future emphasis in financial diversification on relatively unknown and unproven market opportunities for both timber and non-timber forest products and other social and ecological services. The decision to pursue these markets is being considered from a financial risk perspective. The environmental impacts of this range of alternatives cannot be anticipated with a degree of certainty required for meaningful analysis at this level of policy decisions.

Although it is not anticipated that these policy alternatives will have any impact on long-term climate trends, long-term climate trends could impact the forest environment and the future opportunities for financial diversification. Future department decisions regarding implementation of the proposed Financial Diversification policy will consider all reasonably foreseeable potential impacts of those decisions in terms of social, economic and environmental considerations consistent with the aggregate of policies in the *Policy for Sustainable Forests*.

Comment Summary:

The alternatives presented do not meet SEPA requirements for a reasonable range of alternatives. All of the policy alternatives are measured by how well they meet the arbitrary policy objectives rather than the purpose and need. The decision space needs to include a broader array of policy objectives to capture a full range of alternatives.

Response:

SEPA requires the analysis of a range of alternatives that can reasonably meet the objectives of a proposal, specifying the purpose and need to which the proposal is responding. The development of the policies and the policy alternatives analyzed within the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* are guided by the 10 policy objectives set out by the Board of Natural Resources in defining the purposes to be accomplished in fulfilling the need to update the 1992 *Forest Resource Plan*. The Board of Natural Resources' policy objectives set necessary parameters on updating the policies in the 1992 *Forest Resource Plan* and cannot be divorced from the statements of purpose and need. Finalizing the objectives, purpose and need was one of the primary functions and goals of the SEPA scoping process and was identified as such at that time in order to provide the necessary sideboards for developing reasonable alternatives. In some instances, several objectives were met by the development of a range of policy alternatives for a specific policy subject. In other instances, a specific policy subject area was developed to fulfill a specific policy objective. The aggregate of the policies and alternatives analyzed in the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* have been narrowed to meet the aggregate of the policy objectives, including the purpose and need for updating the 1992 *Forest Resource Plan*.

For example, an alternative was suggested for analysis that emphasized maximizing and protecting water quality, wildlife habitat, and recreation opportunities. This alternative was not analyzed because it did not meet the purpose, need and objectives of the policy for Sustainable Forests. For additional discussion, refer to the Range of Alternatives subsection in this Appendix.

Another suggestion was to include a policy or goal statement that promotes balanced age class and species distribution in the primary (forestland) trust asset. These are important considerations in meeting the objectives of sustainable trust management and as such will be considerations of implementing several of the policies, e.g. Financial Diversification, Forest Health, and General Silvicultural Strategy.

Comment Summary:

Include a policy or goal statement that promotes balanced age class and species distribution in the primary (forestland) trust asset.

Response:

Balanced age class and species distribution can be important considerations in meeting objectives of sustainable trust management. Both are considerations in meeting long-term economical and ecological trust objectives. The Board of Natural Resources' policies on Forest Health and General Silvicultural Strategy, in addition to Financial Diversification, are two areas where, although not explicitly stated, analysis of age class and species distribution will be a key part of implementation.

Comment Summary:

Amend Alternative 4 with elements of Alternative 3 that focus on social and ecological benefits of trust lands, since these will become increasingly valuable in the future.

Response:

The Board's Preferred Alternative now recognizes the economic potential of providing social and ecological services.

Comment Summary:

Need stronger customer orientation influence in policy, i.e., log sort sales contracts.

Response:

The Board's Preferred Alternative for External Relationships recognizes the importance of working with stakeholders/purchasers on operational issues. The policy directs DNR to collaborate with stakeholders in carrying out department activities.

Comment Summary:

Recognize tourism value.

Response:

The Board's Preferred Alternative directs DNR to consider future revenue opportunities from forest lands. Tourism may be one of those future businesses.

Comment Summary:

Add FSC certification.

Response:

In 2005, DNR-managed forested state trust lands in Western Washington were “green certified” under the American Forest & Paper Association’s *Sustainable Forestry Initiative*® Program. DNR will continue to evaluate and consider forms of certification for all forested state trust lands in addition to the Sustainable Forestry Initiative® Program, and their potential benefits to the trust beneficiaries.

Comment Summary:

Consideration should be given to scale and tonnage sales as an appropriate vehicle to market and sell thinnings, partial cuts, salvage sales as a result of blowdown, and fire and insect mortality.

Response:

DNR will continue to consider and evaluate different mechanisms for selling forest products to assure the best returns for trust beneficiaries, including scale and tonnage sales.

Comment Summary:

Begin looking for alternative ways to fund these crucial public needs in consultation with the state Legislators. Time for a big change in the way the DNR is mandated to do business. Pressure needs to be taken off the land. The state has a responsibility to its citizens to try and preserve natural landscapes and habitats.

Response:

Several of the policies in the *Policy for Sustainable Forests*, especially Special Ecological Features and Old-Growth Stands in Western Washington, direct DNR to seek compensation to the trusts or to manage them to meet trust obligations to provide long-term conservation of those areas that provide unique or special ecological benefits to the citizens of Washington.

Working with state Legislators on DNR’s statutory mandates is beyond the scope of this proposal, which concerns the Board of Natural Resources’ policy directives to DNR, based upon existing statutory directives.

Subject Area: Financial Assumptions**Comment Summary:**

Include “net present value” (NPV) in the policy objectives and the three financial performance alternatives.

Additional language is recommended to specify that the review in regards to Financial Assumptions will occur at least once per year.

Response:

DNR is currently using many financial tools to evaluate options when making decisions. Some of these tools are bare land value, internal rate of return and of course, net present value (NPV). As long as financial analysis is used to help make decisions, the form it takes should fit the decision that is being considered.

DNR does review its financial assumptions periodically. Some assumptions such as those used for appraisal are reviewed and changed monthly; others are changed less frequently, such as those used for evaluating stand management alternatives. The Board's Preferred Alternative has been amended to require review at least once per year.

Additional discussion related to net present value and its importance in the policy subject has been added to this *Final Environmental Impact Statement on the Policy for Sustainable Forests*.

Subject Area: Harvest Deferral Designations (formerly “Land Classifications”)**Comment Summary:**

Changing status from off-base to short and long-term deferral with no significant probable adverse impacts is unjustified and unsupported by the *Draft Environmental Impact Statement on the Policy for Sustainable Forests*.

The cumulative effects analysis is inadequate under SEPA since it does not even attempt to analyze the impacts of the proposed policy in conjunction with other past, present, or reasonably foreseeable actions. It also fails to analyze the alternatives individually.

The alternatives presented do not meet SEPA requirements for a reasonable range of alternatives. All of the policy alternatives are measured by how well they meet the arbitrary policy objectives rather than the purpose and need. The decision space needs to include a broader array of policy objectives to capture a full range of alternatives.

Careful not to set a precedent of “short-term” deferrals turning into “long-term” deferrals, i.e., 15,000 acres old-growth research reserves and may conflict with assumptions used in the Westside sustainable harvest calculation.

Response:

Changing the definitions for lands not available for harvest from off-base status to short and long-term deferral status in no way affects the disposition of lands in regards to their availability or likelihood of timber harvest. As is discussed in the *Draft and Final Environmental Impact Statement on the Policy for Sustainable Forests*, this is purely a change in nomenclature that allows a more comprehensive and efficient sustainable harvest analysis through a direct

acknowledgement and identification of short and long-term deferrals and their contribution to meeting the array of obligations and objectives set out by the aggregate of policies contained within the *Policy for Sustainable Forests*. This policy change will result in no change in management on the ground. It is merely reflecting an evolution of thought about how DNR classifies lands that meet varying short and long term objectives. There are no impacts from this action, even in aggregate with other past present or future policy decisions. The comment did not note any significant adverse environmental impacts from this change in nomenclature, whether direct, indirect, or cumulative.

SEPA requires the analysis of a range of alternatives that can reasonably meet the objectives of a proposal, specifying the purpose and need to which the proposal is responding. No other alternatives were suggested for the Harvest Deferral Designations (formerly “Land Classifications”) policy subject area in scoping or during the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* comment period and DNR is not aware of any other reasonable alternatives that needed consideration.

The development of the policies and the policy alternatives analyzed within the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* are guided by the 10 policy objectives set out by the Board of Natural Resources in defining the purposes to be accomplished in fulfilling the need to update the 1992 *Forest Resource Plan*. The Board of Natural Resources’ policy objectives set necessary parameters on updating the policies in the 1992 *Forest Resource Plan* and cannot be divorced from the statements of purpose and need. Finalizing the objectives, purpose and need was one of the primary functions and goals of the SEPA scoping process and was identified as such at that time in order to provide the necessary sideboards for developing reasonable alternatives. In some instances, several objectives were met by the development of a range of policy alternatives for a specific policy subject. In other instances, a specific policy subject area was developed to fulfill a specific policy objective. The aggregate of the policies and alternatives analyzed in the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* have been narrowed to meet the aggregate of the policy objectives, including the purpose and need for updating the 1992 *Forest Resource Plan*.

Comment Summary:

This policy [Special Ecological Features] is an example of a conflict with the Harvest Deferral Designations (formerly “Land Classifications”) policy, as more land will be managed as ‘on-base’ without any meaningful protection provided.

Response:

The Harvest Deferral Designations (formerly “Land Classifications”) policy simply reflects a structure to classify lands. It does not direct the conditions under which any given piece of land is designated a special ecological feature or any other sensitive resource land. It states that once a parcel has been reserved from harvest, it will be considered either in a short term deferred status or a long-term deferred status (including indefinite deferral) for the purposes of land management.

See responses above under Harvest Deferral Designations (formerly “Land Classifications”) and Policy Objectives.

Subject Area: Forest Health**Comment Summary:**

Policy needs to address the impacts of global warming.

Response:

The Affected Environment and Cumulative Impacts subsections for the Forest Health policy subject area in Chapter 3 of this *Final Environmental Impact Statement on the Policy for Sustainable Forests* have been amended to include a general discussion of the potential forest health impacts related to both the warmer and wetter summer scenario and the warmer and drier summer scenario. The Board of Natural Resources will always retain the ability to modify this policy as they determine is necessary, including to address impacts associated with global warming, once those impacts are more certain. At this time, the analysis shows that the Board of Natural Resources’ Preferred Alternative is appropriate based on current knowledge of the changes that may occur due to changes in climate.

Comment Summary:

The alternatives presented do not meet SEPA requirements for a reasonable range of alternatives. All of the policy alternatives are measured by how well they meet the arbitrary policy objectives rather than the purpose and need. The decision space needs to include a broader array of policy objectives to capture a full range of alternatives.

Response:

No other alternatives were introduced for discussion or analysis during the scoping and Draft EIS process.

SEPA requires the analysis of a range of alternatives that can reasonably meet the objectives of a proposal, specifying the purpose and need to which the proposal is responding. The development of the policies and the policy alternatives analyzed

within the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* are guided by the 10 policy objectives set out by the Board of Natural Resources in defining the purposes to be accomplished in fulfilling the need to update the 1992 *Forest Resource Plan*. The Board of Natural Resources' policy objectives set necessary parameters on updating the policies in the 1992 *Forest Resource Plan* and cannot be divorced from the statements of purpose and need. Finalizing the objectives, purpose and need was one of the primary functions and goals of the SEPA scoping process and was identified as such at that time in order to provide the necessary sideboards for developing reasonable alternatives. In some instances, several objectives were met by the development of a range of policy alternatives for a specific policy subject. In other instances, a specific policy subject area was developed to fulfill a specific policy objective. The aggregate of the policies and alternatives analyzed in the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* have been narrowed to meet the aggregate of the policy objectives, including the purpose and need for updating the 1992 *Forest Resource Plan*.

Comment Summary:

Modify policy to ensure retention of old-growth trees and stands of any size, and large snags and down wood.

Even-aged, densely-stocked, structurally-uniform, young managed plantations should be a priority for treatment with careful thinning to restore structural and species diversity.

Definition of healthy forests is too narrow. For a discussion of this topic, please see: http://www.prm.nau.edu/PRM346/forest_health_article.htm.

Amend policy so that desired future condition will reflect a natural composition and how that will be achieved.

Take care during implementation to preserve valuable habitat trees/snags and to replant.

Don't sacrifice a healthy biodiverse forest for a healthy commercial forest.

Continue to address forest health problems in Eastern Washington early and often because it will get worse before it gets better.

Response:

DNR disagrees that the definition of healthy forests is too narrow to meet the policy objectives. A complete discussion of healthy forests and how DNR identifies the relative health of forests is included in the Forest Health section. The two primary controlling factors, species composition/age and stocking levels, are the primary influences on a forest's ability to resist infestation from insects,

disease, and catastrophic fires. This in turn results in protection of key elements of the natural environment, e.g. water quality and quantity, plants and animals (habitat), and earth.

The Board's Preferred Alternative for old growth in Western Washington retains or defers from harvest all old-growth stands. During the 2006 legislative session, ESSB 6384 section 189 was put in place to direct DNR to conduct an inventory of old growth forests located on state lands east of the crest of the Cascade mountains. This inventory is to be completed in two phases. The first phase, to be completed by July 1, 2007, will identify reference stands for various plant associations; while the second phase, to be completed by December 15, 2007, will use the definition to produce an inventory of old growth forests. This information will then be used in the Eastern Washington sustainable harvest calculation. In addition, until this inventory is complete, DNR is not cutting or removing any Douglas-fir, ponderosa pine or larch trees 160 years of age or older and a diameter of 28 inches or more. In Eastern Washington, DNR is currently retaining structures that may be important elements of historic old-growth forests. Along the east slope of the Cascades, in the range of the northern spotted owl, DNR is maintaining and developing submature and mature owl habitat that is expected to develop into older-forest stands. In the Klickitat HCP planning unit, DNR is retaining an average of six to 12 trees per acre of the largest diameter classes as part of its forest health and HCP strategies. Snags are also left where they do not present operational safety violation. DNR is also developing late successional forest as part of its *Loomis State Forest Final Landscape Plan* (June 1996). In addition, DNR retains large diameter trees as part of its land management activities across all of Eastern Washington.

The Board's Preferred Alternative for Forest Health also directs DNR to manage stands, particularly on the eastside, to mimic historic species composition and stocking levels. This should make the stand more resilient and resistant to major insect infestations, disease outbreaks and catastrophic fire (see Catastrophic Loss Prevention). DNR agrees that historic forest conditions on the eastside, particularly in the ponderosa pine zone, had developed larger, more widely spaced trees. These are the conditions the Forest Health policy directs DNR to try and recreate.

Subject Area: Catastrophic Loss Prevention (formerly “Wildfire and Catastrophic Loss Prevention”)

Comment Summary:

Carefully weigh the potential impacts of salvage logging and incorporate into the policy statement under Alternative 2.

Analyze cumulative effects of salvage logging and global warming on the frequency and pest outbreaks on adjacent private and federal lands.

The cumulative effects analysis is inadequate under SEPA since it does not even attempt to analyze the impacts of the proposed policy in conjunction with other past, present, or reasonably foreseeable actions. That there would be no cumulative impacts under Alternative 2 is unsupported by any analysis. There could be substantial direct, indirect, and cumulative impacts from increased salvage logging as well as increased fire frequency and pest outbreaks on adjacent private and federal lands due to global warming.

The alternatives presented do not meet SEPA requirements for a reasonable range of alternatives. All of the policy alternatives are measured by how well they meet the arbitrary policy objectives rather than the purpose and need. The decision space needs to include a broader array of policy objectives to capture a full range of alternatives.

Response:

The following changes have been incorporated into the Board's Preferred Alternative to address the concern for weighing the potential impacts of salvage logging.

The Board's Preferred Alternative is qualified by requiring that the salvage/no-salvage decision be made based upon the best interests of the trust(s) and has been amended to reflect that all salvage operations will be in compliance with state and federal law and Board policy.

Timber salvage can have positive or negative impact, depending on the size of the affected area, magnitude of the disturbance, desired future condition of the affected area, soil type and soil damage sustained, slope, role of this disturbance in an appropriately functioning forest ecosystem, and the forest management activities that take place. Potential positive effects of timber salvage include reducing fuels or pest habitat in order to reduce the threat of additional disturbance, protecting the forest floor with slash, breaking up hydrophobic soil layers and facilitating management activities that promote forest regeneration. Potential negative effects of timber salvage include accelerated erosion, especially in areas with steep slopes, highly erodable soils, and severely burned watersheds; short-term increases in fuel loads; and loss of desirable habitat or site features such as abundant snags and surviving trees that provide seed, and shade. Salvage operations will be planned and carried out to consider these elements.

The potential for cumulative adverse impacts from management activities that encourage the development of fire-resistant stands over time and encourage salvage and rehabilitation activities after disturbance will be mitigated by forest practices rules and other policy subject areas in this *Final Environmental Impact Statement on the Policy for Sustainable Forests*. Because the effects of any particular salvage operation are governed by so many localized factors, such impacts are best assessed at the project level. Most project-level salvage operations will receive additional SEPA review. Moreover, DNR has averaged

300 acres of salvage per year over the past six years. The impacts of such infrequent salvage operations are local in nature.

No other alternatives were introduced for discussion or analysis during the scoping or Draft EIS process. SEPA requires the analysis of a range of alternatives that can reasonably meet the objectives of a proposal, specifying the purpose and need to which the proposal is responding. The development of the policies and the policy alternatives analyzed within the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* are guided by the 10 policy objectives set out by the Board of Natural Resources in defining the purposes to be accomplished in fulfilling the need to update the 1992 *Forest Resource Plan*. The Board of Natural Resources' policy objectives set necessary parameters on updating the policies in the 1992 *Forest Resource Plan* and cannot be divorced from the statements of purpose and need. Finalizing the objectives, purpose and need was one of the primary functions and goals of the SEPA scoping process and was identified as such at that time in order to provide the necessary sideboards for developing reasonable alternatives. In some instances, several objectives were met by the development of a range of policy alternatives for a specific policy subject. In other instances, a specific policy subject area was developed to fulfill a specific policy objective. The aggregate of the policies and alternatives analyzed in the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* have been narrowed to meet the aggregate of the policy objectives, including the purpose and need for updating the 1992 *Forest Resource Plan*.

Comment Summary:

Recommend adding some form of “cost-minimization analysis” – least-cost-plus-loss (LC+L) model to determine resource allocations for fire suppression and prevention or cost plus net value change (C+NVC) to recognize the beneficial effects of fire; account for net-benefit changes resulting from all action. Also consider the use of LC&NL curve allowing for an efficient level of fire presuppression to be determined based on the cost associated and the damages averted at varying levels of intervention.

Define “reasonable effort.”

Response:

It is likely that implementation will involve a cost/benefit analysis mechanism to help determine when and what type of catastrophic loss prevention strategies will be used. As implementation occurs, cost/benefit mechanisms will be considered.

The term “reasonable effort” is part of the language in RCW 76.06.040 and is not used in the context of this policy.

Comment Summary:

Amend policy to account for significant impact of global warming on forest health and the fire frequency.

Retain large woody material on site when applying aggressive silvicultural treatments to restore open stands of appropriate species in eastside forests.

Don't use the threat of fire and fuels for an excuse to clearcut more land.

Response:

The discussion and analysis has been amended to address the relationship of the policy alternatives to the potential effects from long-term changes in climate. The Board of Natural Resources will always retain the ability to modify this policy as they determine is necessary, including to address impacts associated with global warming, once those impacts are more certain. At this time, the analysis shows that the Board of Natural Resources' Preferred Alternative is appropriate based on current knowledge of the changes that may occur due to changes in climate.

The focus of this policy subject area is development of fire-resistant stands by mimicking historic species composition and stocking levels. Such strategies will involve retention of appropriate species at appropriate levels where they currently exist. Where large woody debris was part of the historic stand conditions, it may be retained.

The purpose of the Catastrophic Loss Prevention policy is not "an excuse to clearcut more land," but to improve the health of forests to prevent catastrophic loss due to fire and insects. Forest health treatments will carefully consider historic stand conditions and seek to recreate those conditions over time through active management, while retaining important structures.

Subject Area: Genetic Resource**Comment Summary:**

Ban bio-engineered plants or animals in our forests.

Response:

It may not be wise to have a policy banning particular technologies. If a devastating exotic disease impacts DNR forests, as happened with Chestnut Blight on the east coast, bioengineering might be a key to saving a species. Keeping options open appears prudent.

Comment Summary:

Concern that Alternative 3 approach for a “gene garden” would not allow a seed from another “micro habitat” to exhibit the potential that it would have in the place of origin.

Response:

DNR’s primary approach to gene conservation is through responsible management of seed supply. Gene pool reserves or special gene conservation plantations function not as a primary strategy, but as insurance policies. As such, DNR is not trying to evaluate the potential that any one seed or tree has, but assemble a representative backup collection of the natural genetic variation in a way that is affordable with the resources that are available.

Comment Summary:

Support maintenance of native populations and gene pools not only for economic, but for future evolution of these trees as elements of northwest forests.

Response:

DNR agrees, and in fact the economic viability cannot be separated from the ability to adapt to changing conditions when considered over the long-term. Maintaining adaptation is necessary to remain economically viable, and economically valuable species give people an incentive to invest in long-term conservation of those species.

Comment Summary:

Encourage more selective cutting and greater diversity in the species replanted and those allowed to self-seed.

Response:

DNR often conducts partial or selective harvest where it meets other objectives, but those practices are not substitutes for protecting the gene pool by other means. DNR plants a variety of species, and continues to work on maintaining a genetically appropriate seed supply to support this activity. Where good seed crops allow self-seeding to occur, it does contribute to regeneration, even in areas where planting is used to assure successful regeneration. This may or may not be helpful to the genetic diversity and adaptation of the new stand, depending on the genetic makeup of the older trees.

Subject Area: Special Ecological Features

Comment Summary:

Supportive, but some concern when Alternative 2 leads to increased state ownership of lands within counties with a high level of state and federal ownership and, therefore, a diminished private land tax base.

Response:

DNR will continue to work closely with counties to address concerns in those areas where DNR proposes to acquire lands on behalf of the trusts or the natural areas program.

Comment Summary:

The DEIS fails to describe impacts of this policy on rare plants and sensitive species nor does it describe how such areas would be protected, other than by being transferred out of trust management.

Response:

The impacts to rare plants and sensitive species are presumed to be reduced under Alternative 2 and the Board's Preferred Alternative.

Alternative 2 and the Board's Preferred Alternative provides increased protection over Alternative 1 in two ways. First, Alternative 2 and the Board's Preferred Alternative specifically states that "special ecological features" will be protected. Alternative 1 does not explicitly make such a statement. Second, Alternative 2 and the Board's Preferred Alternative provides more options to the trust managers to provide protection than does Alternative 1. Under Alternative 1, the only option is transferring the land with the special ecological feature out of trust ownership. Under Alternative 2 and the Board's Preferred Alternative, other options are available.

Under Alternative 1, a limited number of trust sites have been transferred out of trust status to achieve their protection. The number of sites transferred has been limited by a number of factors, including availability of dollars to compensate the trusts and the difficulty in finding appropriate lands to acquire as replacement lands.

Alternative 2 and the Board's Preferred Alternative, on the other hand, provide an opportunity to provide protection to special ecological features without always having to transfer the lands out of trust status. By providing more conservation tools, the end result will be protection that can be provided to a greater number of special ecological features than under Alternative 1.

Comment Summary:

Policy is vague, undefined and unenforceable.

Response:

The Board's Preferred Alternative has more specific language about how these lands will be protected.

Comment Summary:

The cumulative effects discussion fails to include actions on other land ownerships and the discussion/analysis contradicts regulatory framework statements that special ecological features receive "little protection."

Response:

It should be noted that there are both direct and indirect protections provided to special ecological features. The protections provided by the federal Endangered Species Act are specifically directed toward individual species that are listed. The ecosystems that are included under this policy as "special ecological features" are, however, not specifically identified as the targets of the protections provided by any regulations. Rather, these ecosystems are indirect beneficiaries of efforts to protect wetlands, riparian areas, etc.

All of the policy alternatives rely on the *Natural Heritage Plan* to provide the framework for defining "special ecological features." By relying on the *Natural Heritage Plan*, the list of special ecological features under this policy will be reviewed and revised every two years. The review and analysis takes into account factors that affect the statewide conservation status of each of the special species and ecosystems. Positive factors, such as protection efforts, and negative factors, such as declining populations or increased threats, are both considered. And because the *Natural Heritage Plan* is designed to provide a statewide view, positive and negative factors are assessed across all categories of land ownership (federal, state and private). As a result, the list of special ecological features is regularly revised to account for cumulative effects from activities across all ownerships in the state.

Comment Summary:

The alternatives presented do not meet SEPA requirements for a reasonable range of alternatives. All of the policy alternatives are measured by how well they meet the arbitrary policy objectives rather than the purpose and need. The decision space needs to include a broader array of policy objectives to capture a full range of alternatives.

Response:

No other alternatives were introduced for discussion or analysis during scoping and the Draft EIS process. SEPA requires the analysis of a range of alternatives that can reasonably meet the objectives of a proposal, specifying the purpose and need to which the proposal is responding. The development of the policies and the policy alternatives analyzed within the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact*

Statement on the Policy for Sustainable Forests are guided by the 10 policy objectives set out by the Board of Natural Resources in defining the purposes to be accomplished in fulfilling the need to update the 1992 *Forest Resource Plan*. The Board of Natural Resources' policy objectives set necessary parameters on updating the policies in the 1992 *Forest Resource Plan* and cannot be divorced from the statements of purpose and need. Finalizing the objectives, purpose and need was one of the primary functions and goals of the SEPA scoping process and was identified as such at that time in order to provide the necessary sideboards for developing reasonable alternatives. In some instances several objectives were met by the development of a range of policy alternatives for a specific policy subject. In other instances, a specific policy subject area was developed to fulfill a specific policy objective. The aggregate of the policies and alternatives analyzed in the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* have been narrowed to meet the aggregate of the policy objectives, including the purpose and need for updating the 1992 *Forest Resource Plan*.

Subject Area: Old-Growth Stands in Western Washington (formerly “Older Forests and Old Growth”)

Comment Summary:

Need to map to show impacts to junior taxing districts.

Analyze detrimental effects of the old-growth definition on trust beneficiaries.

Response:

In June 2005, DNR published a report as directed by the Legislature on the location of potential old growth on state forested trust lands in Western Washington. This report was directed by Legislative Bill ESHB 2573, Section 905, and has included the methodology for identifying potential old growth, as well as maps of its possible location. This report is available online on DNR's website at www.dnr.wa.gov/htdocs/fr/sales/sustainharvest/sustainharvest.html.

Old growth as defined by the Board's Preferred Alternative is captured within and is a subset of old forests as defined and discussed in the *Final Environmental Impact Statement on Alternatives for Sustainable Forest Management of State Trust Lands in Western Washington*. That FEIS fully analyzed the role of old forest, which includes old growth stands as is now defined by the Board's Preferred Alternative for old growth in the *Final Environmental Impact Statement on the Policy for Sustainable Forests*, in meeting HCP commitments, regulatory requirements and the Board of Natural Resources' policies, and in calculating the harvest level for each trust beneficiary. In other words, the role of old growth as defined in the Board of Natural Resources' policy was captured by definition in the old forest analysis and calculation of harvest levels for each trust beneficiary.

Comment Summary:

The *Draft Environmental Impact Statement on the Policy for Sustainable Forests* lacks technical and supporting scientific documentation for 80-acre stand size minimum.

Response:

The *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* reference the “United States Department of Agriculture Forest Service, 1986, Old-Growth Definition Task Group, Interim definition for old-growth Douglas-fir and mixed-conifer forests in the Pacific Northwest and California, Research Note PNW-447, USDA Forest Service Pacific Northwest Research Station, Portland, OR” which provides the supporting scientific documentation for the 80-acre standard minimum for ecologically functioning old growth.

This *Final Environmental Impact Statement on the Policy for Sustainable Forests* has been amended to clarify that “while stands of less than 80 acres are often influenced by edge conditions and are not expected to provide interior fully functioning old growth forest conditions, the forest structures may still play important ecological roles within a landscape context.”

Comment Summary:

Analysis does not include failure to implement the *Forest Resource Plan* and HCP planning policy and, therefore, reliance on experimental management of old growth in the Olympic Experimental State Forest (OESF) is problematic, except for controlled experiments under the adaptive management program.

Response:

DNR disagrees with the commenter’s remarks regarding the implementation of past planning policies.

The March 2006 Settlement Agreement prohibits any harvest activity in old growth stands for any reason, including research purposes, until 2014 or the establishment of a new sustainable harvest level, whichever is later. In addition, the agreement directs proceeding with the Olympic Experimental State Forest land plan second in line behind the South Puget Sound Forest Land Plan and it will include all elements of the landscape planning process required by the HCP.

Comment Summary:

Cumulative effects analysis is inadequate. Also, it fails to analyze the alternatives individually.

Response:

The difference in the potential for cumulative impacts among the alternatives is negligible, because of the very small percentage of the old growth that: 1) exists

on forested state trust lands, and 2) would actually be available for harvest. However, any potential impact from the harvest of old growth is virtually eliminated under the Board's Preferred Alternative. Harvest of any old growth outside the OESF is not allowed and harvest of old growth for research purposes in the OESF could not occur until at least 2014. After 2014, any harvest of old growth in the OESF for research purposes would be subject to SEPA and consideration of significant environmental impacts identified at that time. Please refer to the Affected Environment subsection of the Old-Growth Stands in Western Washington policy subject area for a discussion of the larger context of land ownerships as it relates to protection of the Northern Spotted Owl.

Comment Summary:

The alternatives presented do not meet SEPA requirements for a reasonable range of alternatives. All of the policy alternatives are measured by how well they meet the arbitrary policy objectives rather than the purpose and need. The decision space needs to include a broader array of policy objectives to capture a full range of alternatives.

Response:

A suggestion was made that old growth should be protected down to 5 and 10-acre stands. The Board's Preferred Alternative has been amended to defer harvest of old growth for stands 5 acres and larger that originated naturally before the year 1850.

SEPA requires the analysis of a range of alternatives that can reasonably meet the objectives of a proposal, specifying the purpose and need to which the proposal is responding. The development of the policies and the policy alternatives analyzed within the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* are guided by the 10 policy objectives set out by the Board of Natural Resources in defining the purposes to be accomplished in fulfilling the need to update the 1992 *Forest Resource Plan*. The Board of Natural Resources' policy objectives set necessary parameters on updating the policies in the 1992 *Forest Resource Plan* and cannot be divorced from the statements of purpose and need. Finalizing the objectives, purpose and need was one of the primary functions and goals of the SEPA scoping process and was identified as such at that time in order to provide the necessary sideboards for developing reasonable alternatives. In some instances, several objectives were met by the development of a range of policy alternatives for a specific policy subject. In other instances, a specific policy subject area was developed to fulfill a specific policy objective. The aggregate of the policies and alternatives analyzed in the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* have been narrowed to meet the aggregate of the policy objectives including the purpose and need for updating the 1992 *Forest Resource Plan*.

Comment Summary:

Does the policy comply with the Skamania decision where there's a reliance on "social and cultural" interests in determining future actions? Policy should include "obligation to the trust beneficiaries" as primary.

Response:

The Board's Preferred Alternative includes active transfer of old-growth stands with compensation when it is in the trusts' best interest to do so. Old-growth stands deferred from harvest for social or cultural reasons, and not for other trust-related reasons, will be a priority for transfer out of trust status when full compensation to the trust(s) is secured.

Comment Summary:

Policy should direct what happens to small acreages of old growth as they blow down, burn, insect infestation, etc.

Policy should address old growth salvage of blowdown, fire, damaged and those affected by insects and disease.

Response:

If an old-growth stand suffers blowdown, fire, etc., such that it no longer retains the structure that makes it old growth, it would no longer be subject to the old growth policy statements. The stand would then be managed according to other Board of Natural Resources' policy, legal and contractual obligations, including the possibility of being protected, salvaged, or retained as a special ecological feature.

Comment Summary:

Recommend protection extend to <80 acres down to 5 and 10-acres for significant stands, especially those comprised of underrepresented plant communities.

Criteria too vague for where old growth, other than that which contributes to HCP objectives, will be subject to management activities leading to future conflicts over old growth.

Recommend permanent protection of all mature and old growth forests and biological legacies (e.g., large trees, down woody material).

Response:

The Board's Preferred Alternative defers from harvest old-growth stands down to five acres in size. Please also refer to other responses below regarding transfer of old growth out of trust status for protection of large trees and a response in the Catastrophic Loss Prevention section regarding retention of large woody material.

Comment Summary:

Recommend using Old Growth Scientific Committee definition approach, rather than the HCP.

Response:

DNR is now using the Old Growth Scientific Committee's Weighted Old Growth Habitat Index (WOGHI) approach rather than the HCP definition as a first screen as to where old growth may be on forested state trust lands. Final determination of a stand as old growth will be dependent on field or other means of verification.

Comment Summary:

Clarify "old forest conditions."

Response:

The Board's Preferred Alternative for General Silvicultural Strategy identifies stands in the niche diversification and fully functional stages of stand development as contributing to the 10-15 percent older or "old" forest target for each HCP planning unit.

Comment Summary:

Clarify how policy will treat stands that are on an advanced developmental trajectory to an older-forest condition when the 10-15 percent is not met. Recommend they (niche diversification), even those that have been managed, not be harvested until 10-15 percent of older forest is achieved.

Response:

The Board's Preferred Alternative for General Silvicultural Strategy directs DNR to identify suitable structurally complex forests to be managed to meet older-forest targets (10-15 percent of each HCP planning unit) over time, through assessing landscape conditions. These assessments will be used to determine which structurally complex stands, other than old growth (which are all deferred to help meet older-forest targets) should be managed to meet targets, based on current conditions in the HCP planning unit. More detail as to the assessment process and criteria for identifying suitable stands to manage for older-forest targets will be developed through implementation.

Comment Summary:

Clarify guidance for eastside old growth in the absence of Board of Natural Resources policy.

Response:

During the 2006 legislative session, a provision was added to the 2006 supplemental capital budget (ESSB 6384 Section 189) to direct DNR to conduct

an inventory of old growth forests located on state lands east of the crest of the Cascade Mountains. This inventory is to be completed in two phases. The first phase, to be completed by July 1, 2007, will identify reference stands for various plant associations; while the second phase, to be completed by December 15, 2007, will use the definition to produce an inventory of old growth forests. This information will then be used in the Eastern Washington sustainable harvest calculation. Until research helps identify old growth in Eastern Washington, DNR is retaining structures that may be important elements of historic old growth forests. Along the east slope of the Cascade Range, in the range of the northern spotted owl, DNR is maintaining and developing submature and mature owl habitat that is expected to develop into older forest stands. In the Klickitat HCP planning unit, DNR is retaining an average of six to 12 trees per acre of the largest diameter classes as part of its forest health and HCP strategies. DNR is also developing late successional forest as part of its *Loomis State Forest Final Landscape Plan* (June 1996). In addition, DNR retains large diameter trees as part of its land management activities across all of Eastern Washington. Finally, on forested state lands east of the Cascade crest, as required by ESSB 6384 Section 189 (passed by the Legislature in 2006), DNR is retaining all Douglas-fir, ponderosa pine, and larch trees 160 years in age or older with a diameter of 28 inches or more.

Comment Summary:

Clarify whether old growth will be transferred out of the trust under Alternative 2 and under what circumstances.

Response:

The Board's Preferred Alternative defers harvest of all old growth stands defined as those stands five acres and larger that are in the most structurally complex stage of stand development and have an origin date prior to 1850. The Board's Preferred Alternative makes it an immediate priority to seek transfer of all old-growth stands not protected for other reasons, i.e., HCP requirements related to habitat, out of trust status with compensation. The Board's Preferred Alternative directs DNR to retain very large diameter structurally unique trees as described in the HCP to meet HCP requirements for very large structurally unique trees. These trees are also often referred to as "old growth remnants."

Comment Summary:

Explore a trade of 15,000 (OESF) with U.S. Fish and Wildlife Service for land that can be managed.

Response:

DNR has had numerous conversations with the U.S. Forest Service over the last 10-20 years regarding potential land exchanges, with very limited results. However, DNR will continue to look at opportunities, like the one suggested, to improve the position of the trust.

Comment Summary:

Concerned about the definition of old growth and the management within older forests on thousands of acres fitting this category on the Peninsula and the corresponding detrimental affects on trust beneficiaries.

Response:

The Board of Natural Resources' Preferred Alternative does not defer old growth in the Olympic Experimental State Forest from harvest, but does limit harvest operations in old growth to activities directly tied to research. However, the Board of Natural Resources entered into a Settlement Agreement in March 2006. Under the terms and for the length of the Agreement, DNR will not authorize or conduct any harvest in old-growth stands in the Olympic Experimental State Forest identified as "old forest" as part of that agreement. Most, if not all, of the old growth as defined by the Board's Preferred Alternative is not available for harvest due to HCP commitments, although some experimental harvest is allowed. However, the March 2006 Settlement Agreement further restricts or eliminates the option for experimental harvest at least until 2014.

Subject Area: Wildlife Habitat**Comment Summary:**

Actions to obtain specified harvest levels should raise alarm given recent lack of success in spotted owl recovery expectations.

The *Draft Environmental Impact Statement on the Policy for Sustainable Forests* should consider recent/current information, e.g., recent owl studies showing declines in populations and recommend increasing habitat rather than decreasing habitat for owls and salmon.

Response:

None of the policy changes analyzed in the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* propose specific harvest levels. Over the next ten years, harvest levels on west-side department trust lands will be based on the recently adopted sustainable harvest level policies (*Final EIS on Alternatives for Sustainable Forest Management on State Trust Lands in Washington*, DNR, 2005) and on the Settlement Agreement entered into by the Board of Natural Resources in March 2006.

None of the policy choices alter or change DNR's requirements under its HCP and Forest Practices rules to protect and increase wildlife habitat on forested state trust lands. In other words, none of the alternatives knowingly decrease habitat for owls or salmon.

More recent owl information (Courtney, et al., 2004) and (Pierce, et al., 2005) has been considered in this Final EIS in regards to policy alternatives in several policy subjects, including Wildlife, Forest Health, Catastrophic Loss and Old Growth Stands in Western Washington.

Alternative 3 and the Board's Preferred Alternative propose a biodiversity approach. This approach will be emphasized in strategic locations that provide the most benefit to the species, i.e. spotted owl conservation areas, the Olympic Experimental State Forest, and owl areas as described in the March 2006 Settlement Agreement.

Comment Summary:

On what proportion of DNR ownership will “biological diversity” management techniques be implemented? Analysis should show over what proportion of DNR ownership Alternative 3 would be implemented in order to analyze the impacts of the alternative.

Suggest more specific policy guidance on implementing “biological diversity” to ensure public's confidence that this approach will work.

If DNR believes that managing for biodiversity is the underpinning for sustainable forestry, what justification does it have for not employing these techniques on some portion of trust lands?

Better define “biological diversity” to require consistency with trust objectives.

Policy should address maintaining or enhancing habitat connectivity to minimize the effects of fragmentation.

Response:

As discussed in the *Draft and Final EIS on the Policy for Sustainable Forests* and as directed by the Board of Natural Resources in Resolution No. 1134, in Western Washington, biodiversity management is to be applied with a priority for habitat management areas (such as the Olympic Experimental State Forest; nesting, roosting, foraging; and dispersal management areas, riparian, and marbled murrelet management areas), other upland areas with specific objectives (such as areas of potential slope instability, visual areas) and then uplands with general management objectives. The prioritized areas (habitat management areas, riparian, and uplands with specific objectives) represent approximately 74 percent of the forested state trust land base in Western Washington (pg. 4-17, Table 4.2-9, *Final EIS on Alternatives for Sustainable Forest Management of State Trust Lands in Western Washington*).

However, biodiversity may be applied at both the landscape and stand levels and at various intensities. DNR will deliberately manage for various levels of biodiversity on all of our harvestable lands. To that end, DNR utilizes “cohort management” where multi-rotational, or legacy cohorts co-exist with one or more rotational, commercial cohorts within the same forest management unit. While

legacy cohorts are managed to achieve environmental forest management unit (FMU) objectives (such as wildlife and mycorrhizal habitats), one or more commercial cohorts within the same FMU are managed to achieve the economic FMU objective.

By creating a mosaic of interconnected forest patches in varying stages of structural development, the biological diversity management approach promotes habitat connectivity across the landscape. The resulting network of forest patches consisting of adjacent multi-rotation and commercial cohorts, provides a range of habitat characteristics capable of supporting a greater diversity and abundance of wildlife species. This approach effectively reduces the number of small isolated patches of mature forest, which often lack the ecological functions of larger patches and can act as a barrier for species moving across the landscape. By encouraging the development of contiguous forest stands that offer varying levels of canopy cover (e.g., multi-rotational cohorts), the biodiversity pathways approach would reduce the effects of habitat fragmentation associated with habitat loss and the isolation of less mobile species.

DNR's objective of a "biodiversity pathways" approach to silviculture is for simultaneous increases in both habitat and income (Board of Natural Resources Resolution No. 1134) through the creation of more structural diversity across the landscape. The use of biodiversity pathways to accomplish habitat objectives will be done in a manner that fulfills trust objectives, e.g. under HCP obligations that require certain types of habitat, in exchange for benefits to the trusts.

In Eastern Washington, the primary emphasis on uneven aged management techniques that improve forest health across landscapes through selective harvesting and other techniques are intended to produce stands and forests that mimic the historical forest ecology. These are consistent with the outcomes targeted in the biodiversity conservation approach.

In addition, it is anticipated that biodiversity approaches will be modeled during the Eastern Washington sustainable harvest calculation to determine the best way to achieve the intent of the Board's Preferred Alternative for wildlife habitat.

Comment Summary:

To what extent will uncommon habitats be protected under Alternative 3?

Response:

Management of uncommon habitats and unique habitat features on DNR trust lands is provided under DNR's HCP for Western Washington trust lands within the range of the northern spotted owl. The HCP is an agreement between DNR and the federal agencies to ensure that activities conducted on DNR lands will comply with all mandates related to species and habitat protection specified under the Endangered Species Act. Conservation strategies for salmonids, spotted owls and marbled murrelets afford protection to many unlisted species, but primarily those associated with late-successional forests and riparian ecosystems. For

species that rely on uncommon habitats or habitat elements, the HCP includes provisions for the protection of eight types of uncommon habitats in Western Washington including talus, caves, cliffs, oak woodlands, large snags, large and structurally unique trees, balds (grass- or moss-dominated forest openings), and mineral springs. However, protection is limited to where these habitats have been identified and small patches (e.g., cliffs less than 25 feet high and below 5,000 ft elevation, talus slopes less than 1 acre) receive no specific protection (page IV-152-154, HCP, DNR 1997).

Currently, there is no direction provided in DNR's HCP for the management of uncommon habitats on lands outside Western Washington, except for what is provided through the existing and proposed Special Ecological Features policy, as they are defined by the *Natural Heritage Plan* and the Board's Preferred Alternative Riparian Conservation policy. By relying on the *Natural Heritage Plan*, the list of special ecological features are reviewed and revised every two years. The review and analysis takes into account factors that affect the statewide conservation status of each of the special species and ecosystems. Positive factors, such as protection efforts, and negative factors, such as declining populations or increased threats, are both considered. And because the *Natural Heritage Plan* is designed to provide a statewide view, positive and negative factors are assessed across all categories of land ownership (federal, state and private). As a result, the list of special ecological features is regularly revised to account for cumulative impacts from activities across all ownerships in the state.

Most forested state trust lands are covered under DNR's forest practices rules and the recently adopted Forest Practices HCP; however they do not include provisions for the protection of uncommon habitat types or unique habitat features. However, the Board's Preferred Alternative for Riparian Conservation policy directs use of riparian and wetland management zones to protect key non-timber resources associated with riparian and wetland areas in Eastern Washington.

Alternatives 2 and 3 evaluated in the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* would achieve greater protection of uncommon habitats than Alternative 1, because they emphasize protection of non-listed species, many of which use uncommon habitats (e.g., larch salamanders, bats, golden eagles). Therefore, it is likely that through voluntary participation on initiatives related to protection of non-listed species, uncommon habitats would receive greater protection than under Alternative 1, which limits voluntary participation to efforts related to listed species. Although Alternative 3 emphasizes landscape level, biodiversity management, it does not eliminate efforts focused on individual species. Appropriate clarifications to wording for the Board's Preferred Alternative have been incorporated into this *Final Environmental Impact Statement on the Policy for Sustainable Forests*.

Comment Summary:

Concerns over lack of analysis and the lack of more specific language in the policy regarding Eastern Washington.

Draft Environmental Impact Statement on the Policy for Sustainable Forests should recognize the geographical limits of protection provided under DNR's HCP and the *Northwest Forest Plan*, thus does not address many east side forest-dependent species that occur outside of the range of the owl.

Response:

While eastside forest-dependent species that occur outside of the range of the northern spotted owl are not covered by the *Northwest Forest Plan* or DNR's HCP, protection on federal lands is afforded to these species through individual forest plans (e.g., Colville, Wenatchee, and Okanogan National Forests). These plans provide standards and guidelines for conducting activities on federal forestlands that work to protect these species and habitats. On eastside state trust lands, state forest practices rules provide protection to listed species through specific habitat requirements (e.g., leave tree requirements, riparian buffers, etc). The Forest Practices HCP, which provides protection to riparian associated species, covers eastside lands, but focuses on riparian and aquatic habitats. For unlisted forest-dependent species not specifically addressed by forest practices rules or the Forest Practices HCP, DNR will voluntarily work on issues of local, regional or statewide concerns. For example, the DNR has had a Lynx Habitat Management Plan in place since 1996. A statement clarifying the area covered by these policies has been added to this *Final Environmental Impact Statement on the Policy for Sustainable Forests*.

In Eastern Washington, the primary emphasis on uneven aged management techniques that improve forest health across landscapes through selective harvesting and other techniques are intended to produce stands and forests that mimic the historical forest ecology. These are consistent with the outcomes targeted in the biodiversity conservation approach.

In addition, it is anticipated that biodiversity approaches will be modeled during the Eastern Washington sustainable harvest calculation to determine the best way to achieve the intent of the Board's Preferred Alternative for wildlife habitat.

See response to uncommon habitats comment summary above for additional protection provided under the existing and proposed Special Ecological Features policy, as they are defined by the *Natural Heritage Plan* and the proposed Riparian Conservation policy.

Comment Summary:

Draft EIS needs to show/analyze the potential impacts of less protection on state trust lands vs. those on federal lands.

Response:

Modifications to Policy No. 23 under the Board's Preferred Alternative include direction for DNR to voluntarily participate in efforts to recover and restore endangered and threatened species to the extent that such participation is

consistent with trust obligations, and to voluntarily participate with federal and state agencies and other organizations or governments on initiatives related to non-listed species and habitat, also when consistent with trust objectives. The Board's Preferred Alternative emphasizes landscape level biodiversity management, however the commitment to the protection of individual species, both listed and non-listed, would continue. The discussion for the Board's Preferred Alternative has been modified to reflect this.

While both DNR and the federal government manage forest lands in Washington, they do so under different statutory goals and requirements. An important example of this difference is that the federal public lands are not held in trust managed for the long-term financial gain of specific beneficiaries, as are DNR-managed forested trust lands. The framework governing which policy options are reasonable for DNR are established through the policy objectives for the *Policy for Sustainable Forests*, which incorporate many of the Board of Natural Resources and DNR's fiduciary obligations concerning these lands.

A discussion of differences in protection afforded on federal and state lands has been added to the cumulative impacts section of this *Final Environmental Impact Statement on the Policy for Sustainable Forests*.

Comment Summary:

Cumulative effects discussion needs to include impacts from global warming, the Draft Forest Practices HCP and other efforts to conserve endangered species, salmonids in particular.

Response:

Changes to wildlife habitat due to global climate change are too speculative to allow for meaningful analysis of the relationship of the policy alternative to changes in climate. A brief discussion of potential cumulative impacts of long-term climate change on Pacific Northwest forests has been added to the cumulative impacts section of this *Final Environmental Impact Statement on the Policy for Sustainable Forests*. Impacts of the proposed alternatives on the effort to conserve endangered species addressed by the proposed Forest Practices HCP, which is directed toward aquatic and riparian ecosystems, has also been incorporated into this *Final Environmental Impact Statement on the Policy for Sustainable Forests*.

Comment Summary:

Inaccurate to state on page 3-61 that state or federally listed species not covered under DNR's HCP or forest practices rules are all associated with late-successional or riparian habitats. To say that these species "may" be protected under the provisions of DNR's HCP or forest practices rules is unsubstantiated.

Response:

The statement that occurred on page 3-61 in the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* has been amended in the *Final Environmental Impact Statement on the Policy for Sustainable Forests* as follows:

There are a number of state or federally-listed vertebrates and invertebrates, as well as numerous non-listed species, present on state trust lands but not specifically covered under either the state lands DNR's HCP, the Forest Practices HCP, or current Forest Practices Act and state forest practices rules. However, of these species, those associated with ecosystem elements protected under DNR's HCP and the Forest Practices HCP, riparian ecosystems, and wetlands, including late successional forest as well as riparian and wetland areas, will receive protection. Additional protection of these species is afforded through a combination of federal and state laws and voluntary agreements with other agencies directed towards issues of local concern. These include, but are not limited to, individual forest plans in Eastern Washington for national forests on which these species also occur, Bureau of Land Management policies, and HCPs entered into by private companies.

Comment Summary:

Alternative 3 lacks the commitment to recover and restore endangered and threatened species that is included in Alternatives 1 and 2.

Response:

The policy statements under all the alternatives include the intention to voluntarily participate in additional efforts beyond those required by state and federal law and contractual commitments to recover and restore endangered and threatened species (*Draft Environmental Impact Statement on the Policy for Sustainable Forests* pages 3-65 to 3-67) when consistent with trust objectives. The policy statement under Alternative 3 includes an added emphasis on the conservation of biodiversity in DNR's voluntary conservation efforts, however it maintains the species-specific approach to conservation present under the other alternatives.

Comment Summary:

The alternatives presented do not meet SEPA requirements for a reasonable range of alternatives. All of the policy alternatives are measured by how well they meet the arbitrary policy objectives rather than the purpose and need. The decision space needs to include a broader array of policy objectives to capture a full range of alternatives.

Response:

SEPA requires the analysis of a range of alternatives that can reasonably meet the objectives of a proposal, specifying the purpose and need to which the proposal is responding. The development of the policies and the policy alternatives analyzed within the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* are guided by the 10 policy objectives set out by the Board of Natural Resources in defining the purposes to be accomplished in fulfilling the need to update the 1992 *Forest Resource Plan*. The Board of Natural Resources' policy objectives set necessary parameters on updating the policies in the 1992 *Forest Resource Plan* and cannot be divorced from the statements of purpose and need. Finalizing the objectives, purpose and need was one of the primary functions and goals of the SEPA scoping process and was identified as such at that time in order to provide the necessary sideboards for developing reasonable alternatives. In some instances, several objectives were met by the development of a range of policy alternatives for a specific policy subject. In other instances, a specific policy subject area was developed to fulfill a specific policy objective. The aggregate of the policies and alternatives analyzed in the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* have been narrowed to meet the aggregate of the policy objectives, including the purpose and need for updating the 1992 *Forest Resource Plan*.

A comment was made that “if DNR believes that managing for biodiversity is the underpinning for sustainable forestry, what justification does it have for not employing these techniques on some portion of trust lands?” Biodiversity may be applied at both the landscape and stand levels and at various intensities. DNR will deliberately manage for various levels of biodiversity on all of our harvestable lands. To that end, DNR utilizes “cohort management” where multi-rotational, or legacy cohorts co-exist with one or more rotational, commercial cohorts within the same forest management unit. While legacy cohorts are managed to achieve environmental forest management unit (FMU) objectives (such as wildlife and mycorrhizal habitats), one or more commercial cohorts within the same FMU are managed to achieve the economic FMU objective.

DNR's objective of a “biodiversity pathways” approach to silviculture is for simultaneous increases in both habitat and income (Board of Natural Resources Resolution No. 1134) through the creation of more structural diversity across the landscape. The use of biodiversity pathways to accomplish habitat objectives will be done in a manner that fulfills trust objectives, e.g. under HCP obligations that require certain types of habitat, in exchange for benefits to the trusts.

Comment Summary:

Ask that DNR withdraw the proposal to return certain northern spotted owl habitat circles to harvestable status due to further jeopardizing declining populations and destruction and disturbance of mature and old-growth forest.

Response:

DNR's role in supporting northern spotted owl populations is well defined in the HCP. The U.S. Fish and Wildlife Service and the Washington Department of Fish and Wildlife both agree that DNR's HCP remains an appropriate conservation strategy for forested state trust lands affecting the northern spotted owls in Washington State. Neither the Board of Natural Resources nor DNR believe it is necessary or appropriate for DNR to change what is already outlined in the HCP for northern spotted owls. Alternative 3 and the Board's Preferred alternative are expected to result in the greatest amount of additional suitable spotted owl habitat in strategic locations that provide the most benefit to the species, i.e. spotted owl conservation areas, the Olympic Experimental State Forest, and owl areas as described in the March 2006 Settlement Agreement.

Comment Summary:

Stay within the "obligations" of the trust mandate rather than the "interests" of the trusts. Need to clarify how participation in wildlife enhancement and protection is a benefit to the trusts through a thorough analysis of such proposals.

Response:

The Board's Preferred Alternative states "consistent with trust objectives," rather than "interests of the trusts."

Participation in voluntary wildlife enhancement and protection is a prudent action on behalf of the trusts when it:

- Prevents losses of ecological function, which may cause the listing of additional species as threatened or endangered;
- Avoids or resolves legal challenges to site-specific management activities in a reasonable and cost-effective manner;
- Avoids circumstances likely to lead to public demand for ever-increasing, restrictive regulations on forest practices; and
- Avoids the resulting contract disputes, uncertainty and loss of the ability to manage trust lands for their primary purpose.

All of the above are considered by DNR prior to entering into voluntary agreements.

Comment Summary:

Does participation in efforts to protect habitat include other organizations or agencies? How will cooperation and participation be determined and does it include land exchanges and lands adjacent to other agencies' and organizations' lands?

Response:

Yes, but it does not always require participation with other organizations or agencies. Policies and guidelines related to land transactions comes from the *Asset Stewardship Plan* and DNR's Asset Management Council. The new *Policy for Sustainable Forests* document will contain a discussion regarding land transactions and these other documents.

Participation can be with either organizations or other agencies. How and when such participation occurs will depend on the circumstances and the relationship to land management strategies. Land transactions are often used as a tool to protect certain habitat and compensate the trust or acquire lands better managed by the trust.

The Board's Preferred Alternative directs DNR to voluntarily work with other agencies and organizations on initiatives related to listed, as well as non-listed, species and their habitats when consistent with trust objectives.

DNR believes this policy direction allows DNR to utilize species-specific management approaches, when consistent with the broader goal of managing for ecosystem sustainability and trust objectives.

Comment Summary:

Amend Alternative 3 to specify the use of "variable density thinning" vs. evenly spaced, standard commercial thinning.

Response:

The discussion on the Board's Preferred Alternative has been amended to reflect these changes.

Comment Summary:

Policy should allow for things such as phased clearcutting of forests to protect habitat when warranted.

Response:

The Board's Preferred Alternative gives DNR the flexibility to employ a variety of strategies and silvicultural practices, to restore and recover listed species and their habitats, as well as initiatives related to unlisted species and their habitats, when consistent with trust objectives.

Comment Summary:

Concerns over lack of analysis and the lack of more specific language in the policy regarding Eastern Washington.

Response:

The policy alternatives as proposed apply to both Eastern and Western Washington. The analyses and criteria used to identify and disclose the impacts of the alternatives include Eastern as well as Western Washington. The availability of the sustainable harvest model coupled with better forest inventory data in Western Washington has allowed DNR, through the Western Washington sustainable harvest calculation, to be more explicit and clear on the strategies used to meet wildlife habitat objectives and requirements.

In Eastern Washington, development of strategies to meet the Board's Preferred Alternative for Wildlife Habitat will occur over time as part of implementation through DNR's forest land planning efforts and the Eastern Washington sustainable harvest calculation.

Comment Summary:

Recommend DNR work with Washington State Department of Fish and Wildlife to develop species and habitat management plans rather than relying on existing protections, such as the riparian strategy.

Response:

Working with the Washington State Department of Fish and Wildlife to develop the plans that protect wildlife is possible under language in Alternatives 2, 3 and the Board's Preferred Alternative.

Alternatives 2, 3 and the Board's Preferred Alternative allows DNR to voluntarily participate with other agencies, which may include the Washington State Department of Fish and Wildlife, in efforts to protect listed species and their habitats.

Comment Summary:

No specific attention is afforded to species of cultural significance to the Tribes.

Response:

In addition to the Wildlife Habitat policy, the Board's Preferred Alternative for Cultural Resources directs DNR to actively communicate and promote collaboration with the Tribes to address culturally significant areas. Under the Cultural Resources policy, DNR could be made aware of wildlife species of special cultural significance to a Tribe and its relationship to forested state trust lands and department activities.

Subject Area: Watershed Systems

Comment Summary:

Forest practices rules are not adequate to prevent impacts from forestry and related cumulative effects.

DNR's HCP planning unit scale is not an adequate scale to address cumulative effects.

Alternative 1 if applied as intended would meet all of the policy objectives better than the other alternatives. The assertion that Alternative 3 is just as effective is not supported by any evidence or scientific analysis.

DNR's watershed analysis program should be re-invigorated to ensure that cumulative impacts of multiple landowners logging in watersheds does not impact the right of the people to clean drinking water and wildlife habitat.

Landscape planning should include the watershed scale analysis to address cumulative effects.

Response:

The forest practices rules are not at issue here. At issue is the Board of Natural Resources' policy for addressing cumulative impacts of watershed systems as they relate to water quality and quantity.

The HCP planning unit is the right scale for analysis because it is the geographical planning unit scale that is most used under current Board of Natural Resources policy and implementation of Board of Natural Resources policy, such as DNR's HCP. As stated in the Board's Preferred Alternative for Forest Land Planning, there is flexibility to conduct this planning and assessment at different scales and intensity to address unique circumstances. In no way does the Board's Preferred Alternative prevent analysis of potentially significant cumulative impacts on a watershed scale or at an intensity similar to regulatory watershed analysis. To do so is obviously necessary when addressing potentially significant cumulative impacts to watershed systems. Additionally, the expanded forested state trust lands SEPA checklist reviews a proposed activity within the larger context of watershed and other natural processes across the landscape.

Alternative 1 has been misinterpreted to mean "regulatory" watershed analysis. In this misunderstood manner, the policy is infeasible because the DNR cannot afford the cost of initiating watershed analysis under the forest practices rules for each watershed in which it owns land. The Board's Preferred Alternative clarifies the confusion and allows for a flexible approach to assessing the potential for cumulative impacts. The forest practices watershed analysis process is still available as one of several options for analyzing cumulative impacts.

The Board's Preferred Alternative will not adversely affect people's ability to obtain clean drinking water, or their access to wildlife habitat because the policy

is limited to a discussion of the types of approaches available to DNR and the opportunity for DNR to address cumulative impacts.

Comment Summary:

Cumulative effects analysis is inadequate, since it doesn't analyze the impacts of the proposed policy in conjunction with other past, present, or reasonably foreseeable future and fails to address impacts from global warming, Forests and Fish HCP, and other efforts to conserve aquatic habitat and the cumulative impacts of multiple management strategies on adjacent private and federal lands.

Response:

The analysis of the environmental impacts of the proposed Watershed Systems policies is done within the context of understanding the existing regulations for addressing cumulative impacts in watershed systems. The assessments of impacts and existing conditions in this *Final Environmental Impact Statement on the Policy for Sustainable Forests* are summarized by the protection and risks inherent in the proposed policies in the *Policy for Sustainable Forests* when combined with other laws and policies that address the same elements of the environment, i.e., impacts related to water quantity and water quality. It isn't clear what additional analysis is being requested, since no specific present, past or reasonably foreseeable future impacts were identified for inclusion in this cumulative impacts analysis.

The Watershed Systems section of the *Draft and Final Environmental Impact Statement on the Policy for Sustainable Forests* does not discuss climate change for good reasons. As explained in the Affected Environment section, the state of Washington has extreme diversity in climate and hydrologic regimes. The Board's Preferred Alternative is designed to address management of forest resources throughout the state. Therefore, it has the flexibility to accommodate climate changes if and when they occur. The *Draft and Final Environmental Impact Statement on the Policy for Sustainable Forests* also allows for adaptive management to respond to a changing environment. Because climate change is most likely a relatively gradual process, it will be more effective to adjust policy to address actual climate changes, rather than speculate on what changes may occur in the future. DNR is not aware of, nor has it been informed of, any meaningful methods to analyze future changes nor the impacts of these changes to the environment.

Comment Summary:

Question the statement, "The principle means of transporting sediment to water bodies is landslides." That may be true, but most of that sediment stays in one place. The principle method of adding sediment to the water column is soil disturbance by humans.

Response:

The statement was describing sediment transport in the context of undisturbed forest conditions. On a volume basis, the statement is true. It is common for landslides to reach stream channels. After the sediment is delivered to the channel, stream flow becomes the significant means of transport. DNR does not dispute that human soil disturbances can increase the level of sedimentation in streams. The influences of soil disturbance on sediment delivery to water bodies are discussed in the Watershed Systems policy subject area in Chapter 3 of this *Final Environmental Impact Statement on the Policy for Sustainable Forests*.

Comment Summary:

The alternatives presented do not meet SEPA requirements for a reasonable range of alternatives. All of the policy alternatives are measured by how well they meet the arbitrary policy objectives rather than the purpose and need. The decision space needs to include a broader array of policy objectives to capture a full range of alternatives. That said, Policy Objectives 1, 2, 8 and 10 should also apply. (Note that our statement that these policy objectives should apply is a SEPA concern—that the policy statements are supposed to satisfy the policy objectives—rather than a statement of support for the objectives; see concerns with objectives, described above).

Response:

Comments were submitted that the HCP planning unit scale is not adequate to address cumulative effects and also that landscape planning should include the watershed scale analysis to address cumulative effects. The Board's Preferred Alternative for Watershed Systems provides for cumulative impacts analyses to be conducted at different scales, including the watershed scale.

SEPA requires the analysis of a range of alternatives that can reasonably meet the objectives of a proposal, specifying the purpose and need to which the proposal is responding. The development of the policies and the policy alternatives analyzed within the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* are guided by the 10 policy objectives set out by the Board of Natural Resources in defining the purposes to be accomplished in fulfilling the need to update the 1992 *Forest Resource Plan*. The Board of Natural Resources' policy objectives set necessary parameters on updating the policies in the 1992 *Forest Resource Plan* and cannot be divorced from the statements of purpose and need. Finalizing the objectives, purpose and need was one of the primary functions and goals of the SEPA scoping process and was identified as such at that time in order to provide the necessary sideboards for developing reasonable alternatives. In some instances, several objectives were met by the development of a range of policy alternatives for a specific policy subject. In other instances, a specific policy subject area was developed to fulfill a specific policy objective. The aggregate of the policies and alternatives analyzed in the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the

Final Environmental Impact Statement on the Policy for Sustainable Forests have been narrowed to meet the aggregate of the policy objectives, including the purpose and need for updating the 1992 *Forest Resource Plan*.

The Watershed Systems policy subject works in conjunction with other policy subjects to fulfill the need and purpose of the *Policy for Sustainable Forests* in meeting the 10 policy objectives set out by the Board of Natural Resources.

Although the Watershed Systems policy alternatives primarily addressed Policy Objectives 3, 5 and 6, we also took Policy Objectives 1, 2 and 10 into consideration in developing these alternatives by having the policy meet state and federal laws, trust obligations and contractual commitments; by having the policy balance income, protection and other social benefits from the four perspectives listed in Policy Objective 2, not the least of which are intergenerational equity and not foreclosing future options; and by providing annual reports and a five-year assessment of the effectiveness of this policy as well as other policies in the *Policy for Sustainable Forests*. Policy Objective 8 is met by other policy subject areas, e.g., Special Ecological Features, Old Growth Stands in Western Washington, Visual Impacts, and Cultural Resources.

It is also possible to identify watershed systems that fit within the criteria of Policy Objective 8. However, this would be a subsequent consideration to the primary intent of the Watershed Systems policy to assess the potential for cumulative impacts related to water quality and quantity.

Comment Summary:

Include a provision for compensation to the trust(s) for watershed mitigation.

Response:

Any mitigation developed would address identified potential significant environmental impacts as defined by SEPA. In the event mitigation was proposed to address issues, real or perceived, other than potential significant environmental impacts, the cost/benefit to the trusts would have to be considered, as well as opportunities for compensation.

Comment Summary:

Elimination of the 100-acre maximum for clearcuts is an ecological threat because a clearcut could exceed 100 acres by continuing a clearcut from one watershed to another.

Response:

The Board's Preferred Alternative for Watershed Systems retains the 100-acre limit on the size of even-aged harvest units. In addition, the forest practices rules require "green-up" of even-aged harvest units before carrying out another even-aged harvest adjacent to the previously harvested unit, if it involves the same landowner.

Comment Summary:

Recommend including criteria for action triggers, e.g., monitoring of stream sediment load and water temperatures.

Response:

Use of triggers for developing mitigation is a concept that may have application during implementation of the *Policy for Sustainable Forests*. As strategies are developed for implementation, appropriate criteria will be considered.

Subject Area: Riparian Conservation (formerly “Riparian Management Zones” and “Wetlands”)

Comment Summary:

Cumulative effects are inadequate since they don’t analyze the impacts of the proposed policy in conjunction with other past, present, or reasonably foreseeable future actions and fails to address impacts from global warming, Forests and Fish HCP, and other efforts to conserve habitat and multiple management strategies on adjacent private and federal lands.

Response:

The *Final EIS for the Proposed Issuance of Multiple Species Incidental Take Permits or 4(d) Rules for the Washington State Forest Practices HCP* (January 2006) represents the current Washington forest practices rules with the assurances of an HCP. The cumulative effects analysis in this *Final Environmental Impact Statement on the Policy for Sustainable Forests* considers the current forest practices rules. The foundation of the *Forest Practices Habitat Conservation Plan* and current forest practices rules is adaptive management. The *Forest Practices Habitat Conservation Plan* poses no increased potential for adverse cumulative effects than those analyzed and incorporated by reference in this *Final Environmental Impact Statement on the Policy for Sustainable Forests*. Over time, it is anticipated that the potential for adverse cumulative effects will decrease due to Forest Practices rule changes and increased protective measures initiated by the adaptive management process. Various plans, including federal forest management plans (*Northwest Forest Plan*), state and private landowner HCPs, local watershed planning, and individual conservation and management efforts, “reflect a substantial wide-spread effort and financial commitment to improve water quality, putting listed species on a positive trend towards recovery and providing substantial protection for other aquatic and riparian-associated species across the State” (*Draft EIS for the Proposed Issuance of Multiple Species Incidental Take Permits or 4(d) Rules for the Washington State Forest Practices HCP* pages 5-37). Although the cumulative impacts will vary from watershed to watershed, the impacts should diminish statewide over time as the various plans and regulations are implemented.

“Climate change may affect temperature and precipitation patterns, which in turn will affect snow pack levels, soil moisture, and natural disturbance regimes such as fire, insects, and wind throw” (Climate Impacts Group, 2004). Cumulative impacts from global warming will vary from ecoregion to ecoregion and are currently not reasonably foreseeable in terms of providing meaningful analysis of the combined impacts of changes in climate with the proposed policies. The Board’s Preferred Alternative for Riparian Conservation is designed to address management of forest resources throughout the state. It has the flexibility to accommodate climate changes if and when they occur. The *Draft and Final Environmental Impact Statement on the Policy for Sustainable Forests* relies on adaptive management to respond to a changing environment.

Comment Summary:

The *Draft Environmental Impact Statement on the Policy for Sustainable Forests* states that a “moderate to high risk of adverse impacts to several functions of Type 5 waters exists under Alternative 1, primarily in Eastern Washington” and continues with “the analysis for Alternative 3 is identical to the analysis for Alternative 1.” Alternative 3 provides no additional protection to some Type 4 and 5 streams in Eastern Washington over Alternative 1, which is inconsistent with Policy Objectives 1, 2, 3, 5 and 8.

The Board of Natural Resources should consider a policy that mirrors forest practice standards, if federal assurances are secured in Forest and Fish process; not aware of credible science that supports the need of leaving timber along some seasonal non-fish bearing waters.

Response:

It is accurate to say that a moderate to high risk of adverse impacts to several functions of non-fish bearing waters exists for Eastern Washington under Riparian Management Zone Alternative 3 and the Board’s Preferred Alternative for Riparian Conservation in this *Final Environmental Impact Statement on the Policy for Sustainable Forests*. The *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and *Final Environmental Impact Statement on the Policy for Sustainable Forests* analysis have highlighted the importance of the implementation phase of this policy proposal under the Board’s Preferred Alternative in achieving the objectives set out by the Board of Natural Resources in meeting the purpose and need of the *Policy for Sustainable Forests*. In the past and currently, DNR is complying with Alternative 1 by placing riparian management zones along all non-fish perennial streams and along some non-fish seasonal streams when its deemed necessary to protect key non-timber resources. However, DNR has identified the need for additional implementation direction to ensure consistent approaches to non-fish streams in Eastern Washington and to ensure DNR fully meets the intent of the Board’s Preferred Alternative. The Board’s Preferred Alternative states that DNR will establish riparian management zones along seasonal non-fish bearing waters when necessary to protect key non-timber resources, such as water quality, fish, wildlife habitat and sensitive

riparian and wetland plant species. Implementation direction should be in place upon adoption of the policy or shortly thereafter (within six months) and may either be procedural or substantive (requiring SEPA analysis), but in either case the intent is to ensure that the policy is achieved.

The addition of “riparian” and “wetland” plant species in the Board’s Preferred Alternative is intended to place greater attention in the policy to the plant species and habitats of greatest importance to these geographic locations on the landscape.

Alternatives 1, 3 and the Board’s Preferred Alternative provide more protection of Type 4 and 5 streams in Eastern Washington than current forest practices rules to help ensure long-term productivity of riparian areas in Eastern Washington. Clearly these alternatives meet Policy Objective 1. The higher level of protection associated with these alternatives is intended to help balance environmental protection and trust income (Policy Objective 2).

Alternative 3 and the Board’s Preferred Alternative use updated language to be consistent with current terminology, a direct result of Policy Objective 3.

Alternative 3 and the Board’s Preferred Alternative also direct DNR to identify and protect key non-timber resources associated with all riparian areas including seasonal non-fish bearing waters and through the establishment of wetland management zones in Eastern Washington. Direction will be needed as discussed above to accomplish this based on professional judgment, best available science, and sound field forestry (Policy Objective 5). As stated, implementation will be key in accomplishing the outcomes described in Alternative 3 and the Board’s Preferred Alternative.

Finally, Alternatives 1, 3 and the Board’s Preferred Alternative for Riparian Conservation, as well as the Board’s Preferred Alternative for other policy subjects (Special Ecological Features), clearly are designed to meet Policy Objective 8.

The Board’s Preferred Alternative provides the policy language to achieve the objectives set out by the Board of Natural Resources. The Board’s Preferred Alternative, in conjunction with the Implementation, Reporting and Modification of the Policy for Sustainable Forests will provide the ongoing direction and any correction needed to ensure the objectives of this policy are met.

Alternative 2, which relies more strictly on just the state forest practices rules and the HCP, was considered by the Board of Natural Resources.

Comment Summary:

Inappropriate to rely on future plans or tentative adaptive management programs for mitigation.

Response:

The *Policy for Sustainable Forests* will help to ensure that policies are in place that will guide DNR's management in achieving the 10 policy objectives set out by the Board of Natural Resources. The discussion about adaptive management and other efforts, such as the Type 5 riparian strategy, are requirements of other laws and policies that DNR is currently aware of or undertaking that will provide critical information on whether the Board's Preferred Alternative for Riparian Conservation is being met. As such, they need to be discussed, and will provide relevant information regarding the effective implementation of the Riparian Conservation policy.

Comment Summary:

The assumption is that "some of the areas are buffered, so some of the plants will be protected" is inadequate.

Response:

The discussion in this *Final Environmental Impact Statement on the Policy for Sustainable Forests* under the Significant Impacts and Mitigation Measures subsection in Chapter 3 for Riparian Conservation assumes because of the predominance of clumped distribution patterns for rare and sensitive species along riparian areas, that where riparian management zones are left, conservation needs will be met. The *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and this *Final Environmental Impact Statement on the Policy for Sustainable Forests* acknowledge that conservation of these plants under the proposed policy will depend on appropriate placement of and management within riparian management zones, with the greatest risk remaining along Type 5 or seasonal non-fish bearing waters. DNR considers any sensitive plant species that are included in the Natural Heritage Program's database. The Board's Preferred Alternative commits DNR to establish riparian management zones along these waters as needed to protect sensitive riparian plant species, in addition to other resources. These issues are identified and reviewed under SEPA as site-specific proposals for management activities are made.

Comment Summary:

The alternatives presented do not meet SEPA requirements for a reasonable range of alternatives. All of the policy alternatives are measured by how well they meet the arbitrary policy objectives rather than the purpose and need. The decision space needs to include a broader array of policy objectives to capture a full range of alternatives. That said, Policy Objectives 1, 2, 7, 8 and 10 should also apply.

Response:

SEPA requires the analysis of a range of alternatives that can reasonably meet the objectives of a proposal, specifying the purpose and need to which the proposal is responding. The development of the policies and the policy alternatives analyzed

within the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* are guided by the 10 policy objectives set out by the Board of Natural Resources in defining the purposes to be accomplished in fulfilling the need to update the 1992 *Forest Resource Plan*. The Board of Natural Resources' policy objectives set necessary parameters on updating the policies in the 1992 *Forest Resource Plan* and cannot be divorced from the statements of purpose and need. Finalizing the objectives, purpose and need was one of the primary functions and goals of the SEPA scoping process and was identified as such at that time in order to provide the necessary sideboards for developing reasonable alternatives. In some instances, several objectives were met by the development of a range of policy alternatives for a specific policy subject. In other instances, a specific policy subject area was developed to fulfill a specific policy objective. The aggregate of the policies and alternatives analyzed in the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* have been narrowed to meet the aggregate of the policy objectives including the purpose and need for updating the 1992 *Forest Resource Plan*.

Policy Objectives 1, 2, 7, 8 and 10 were considered as each policy subject area was discussed. The *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* have identified the policy objectives that were the most instrumental in guiding the particular policy subject. Objective 1 applies to several policies and is especially met by the Board's Preferred Alternative for Riparian Conservation, which for Western Washington relies on implementation of DNR's HCP. Objective 2 applies to several policy subjects and is also strongly considered in the Board's Preferred Alternative for Riparian Conservation to provide riparian and wetland protection of key non-timber resources. Objective 7 applies to several policy subjects, including Riparian Conservation, and will continue to apply as methods are developed to achieve the outcomes described by the policy for protection of key non-timber resources. Objective 8 was also an important consideration and is met by the Board's Preferred Alternative for Riparian Conservation that focuses protection to sensitive species. The Board's Preferred Alternative for Special Ecological Features has been expanded and clarified to allow for protection without compensation to the trusts when other trust objectives can be met. Objective 10 applies to all policy subjects in that they will all be subject to the Board's Preferred Alternative for Implementation, Reporting and Modification of the Policy for Sustainable Forests.

The Board's Preferred Alternative for Riparian Conservation incorporates or works in conjunction with other policy subjects to fulfill the need and purpose of the *Policy for Sustainable Forests* in meeting the 10 policy objectives set out by the Board of Natural Resources.

Comment Summary:

Change Alternative 1 "when necessary" to "when advisable."

Response:

DNR believes the phrase “when necessary” better conveys the intent of the policy. “When advisable” doesn’t convey the urgency of providing riparian management zones “when necessary” to protect key non-timber resources.

Comment Summary:

Larger stream buffers could benefit stream stability, fish habitat and water quality.

Response:

In Eastern Washington, DNR recognizes that in some cases, simply increasing the size of stream buffers could benefit streamside stability, habitat and water quality. Also refer to response above in this section regarding protection of Type 4 and 5 waters (Np and Ns) in Eastern Washington.

Comment Summary:

Only careful treatments designed to develop old forest characteristics in even-aged, densely stocked, structurally uniform, young, managed plantations should be allowed in riparian areas.

Hard to see how more harvesting in riparian management zones, including patch cutting, will improve habitat.

Response:

Foresters have used thinning techniques to allow the trees remaining in the forest to grow bigger and more quickly for decades. “Active management” in this context is merely applying known silvicultural techniques to achieve more rapid gains in habitat development. In Western Washington, active management in riparian areas will be carried out to meet the habitat objectives of the HCP. Such management will also be tailored to site-specific conditions.

Active management can change tree species composition and accelerate the development of larger trees within riparian areas over the long-term. Analysis contained in the *Final EIS on Alternatives for Sustainable Forest Management of State Trust Lands in Western Washington* shows that there are demonstrated long-term habitat benefits associated with such management.

DNR and the Federal Services have agreed upon a Western Washington riparian procedure to implement DNR’s HCP Riparian Conservation Strategy. This procedure is called the Riparian Forest Restoration Strategy and governs management in Western Washington riparian areas to achieve habitat objectives for salmonids and many other riparian obligate species. This riparian management strategy will primarily use stand thinnings to accelerate the development of riparian stands towards a mosaic of structurally complex riparian forests and restore riparian habitat functions, while not appreciably reducing

riparian ecosystem benefits in the short-term. In particular, this restoration strategy focuses on growing large, site-adapted conifer trees, contributing down woody debris and instream large woody debris to the riparian habitat, initiating canopy layering where appropriate, and protecting existing structural components, such as snags. The Riparian Forest Restoration Strategy also has monitoring and adaptive management components designed to study and respond to any adverse impacts as needed.

Comment Summary:

Does policy assume created wetlands are equivalent to naturally occurring wetlands? Does policy allow wetlands to be replaced regardless of differing qualities? What is the acreage ratio of replacement and what drives decisions about size of created wetlands?

Lacks accountability of preservation of “quality wetlands” versus marginal, when policy only guides towards acreage.

Response:

Wetland quality is inextricably related to wetland function, and wetland mitigation is always a site-specific process. DNR’s mitigation policy recognizes that wetland function is as important as wetland acreage. It is understood that, in creating an artificial wetland to replace acreage and/or function of a natural wetland, specific functions must be reproduced. Where functions are unique or irreplaceable, creation of a new wetland is not an option. For instance, DNR cannot replace a bog, because bog hydrology cannot easily be artificially created. If the wetland in question is habitat for rare species, and that habitat function cannot be reproduced artificially, DNR is obligated to protect that function. For this reason, creation of artificial wetlands is available as a last resort, and can be employed only in very limited circumstances.

The forest practices rules state that mitigation, where creating an artificial wetland is required “generally will require creation of more acres of wetlands than those filled or drained to ensure establishment of adequate function.” While the acreage ratio of natural to artificial wetlands is not specified, it is implicit in the rules that adequate replacement of function drives the decision on how many acres of artificial wetland are required to replace any given wetland.

Comment Summary:

Lacks a wetlands definition.

Response:

The forest practices wetland definition is given in the Wetlands policy subject area in Chapter 3 of this *Final Environmental Impact Statement on the Policy for Sustainable Forests*.

Comment Summary:

Following forest practices is inconsistent with the proposed policy in that no protection for wetlands < ¼ acre in size.

Policy is unenforceable without accurate delineation and monitoring.

Response:

The Board's Preferred Alternative does not rely on forest practices alone for protecting wetlands, but requires no net loss of wetland acreage and function. This policy subject, as well as all policies in the *Policy for Sustainable Forests*, will be monitored to determine their effectiveness. The results of which will be presented to the Board of Natural Resources annually and during five-year assessments consistent with the Board's Preferred Alternative for Implementation, Reporting and Modification of the *Policy for Sustainable Forests*.

Comment Summary:

Wetland policies should be consistent with Forest and Fish requirements.

Response:

The Board's Preferred Alternative for Riparian Conservation states no net loss of wetland function or acreage and is consistent with the Forest and Fish requirements.

Comment Summary:

Cumulative effects analysis is inadequate since it doesn't analyze the impacts of the proposed policy in conjunction with other past, present, or reasonably foreseeable future activities, and it fails to address the cumulative impacts of multiple management strategies on adjacent private and federal lands within the same watershed or wetland.

Response:

There were no comments that identified any specific cumulative impact that was not addressed by this EIS.

The analysis of the environmental impacts of the proposed policies in the *Policy for Sustainable Forests* is done within the context of understanding the existing conditions of the resources potentially impacted by the proposed *Policy for Sustainable Forests* policies, independent of jurisdictional and ownership boundaries, where the affect of these policies is consequential to the cumulative impact on the resources of concern. The assessments of impacts and conditions are made with regard to the protection and risks inherent in these policies, as well as those inherent in other laws and policies that address the same elements of the environment potentially impacted by the *Policy for Sustainable Forests* policies.

The Cumulative Impacts section under Riparian Conservation in Chapter 3 of this *Final Environmental Impact Statement on the Policy for Sustainable Forests* has been amended to provide additional clarification.

Comment Summary:

The alternatives presented do not meet SEPA requirements for a reasonable range of alternatives. All of the policy alternatives are measured by how well they meet the arbitrary policy objectives, rather than the purpose and need. The decision space needs to include a broader array of policy objectives to capture a full range of alternatives. That said, Policy Objectives 1, 2, 7, and 8 should also apply to the analysis.

Response:

SEPA requires the analysis of a range of alternatives that can reasonably meet the objectives of a proposal, specifying the purpose and need to which the proposal is responding. The development of the policies and the policy alternatives analyzed within the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* are guided by the 10 policy objectives set out by the Board of Natural Resources in defining the purposes to be accomplished in fulfilling the need to update the 1992 *Forest Resource Plan*. The Board of Natural Resources' policy objectives set necessary parameters on updating the policies in the 1992 *Forest Resource Plan* and cannot be divorced from the statements of purpose and need. Finalizing the objectives, purpose and need was one of the primary functions and goals of the SEPA scoping process and was identified as such at that time in order to provide the necessary sideboards for developing reasonable alternatives. In some instances, several objectives were met by the development of a range of policy alternatives for a specific policy subject. In other instances, a specific policy subject area was developed to fulfill a specific policy objective. The aggregate of the policies and alternatives analyzed in the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* have been narrowed to meet the aggregate of the policy objectives including the purpose and need for updating the 1992 *Forest Resource Plan*.

The Board's Preferred Alternative for Riparian Conservation works in conjunction with other policy subjects to fulfill the need and purpose of the *Policy for Sustainable Forests* in meeting the 10 policy objectives set out by the Board of Natural Resources.

By integrating the Riparian Management Zone policy subject with the Wetlands policy subject to make up the Board's Preferred Alternative for Riparian Conservation, several other Policy Objectives are met including Policy Objectives 1, 2 and 7 by clearly distinguishing between lands managed according to the HCP and lands not managed according to the HCP. Policy Objective 8 is met by the increased emphasis on identifying and protecting sensitive "riparian" plant species.

Subject Area: Public Access and Recreation

Comment Summary:

Prefer Alternative 3. Support of spending money to enhance experience, if spending extra money is to enhance tourism potential under the Financial Diversification policy subject area.

Response:

To the extent that appropriate funding sources are available (i.e., State-General Fund and grants), DNR uses these funds to help provide access and recreational opportunities to the general public, compatible with trust obligations, including environmental protection and public safety.

Comment Summary:

DNR continually recognizes the increasing recreational demand being placed on its lands. However, the recommended policy does absolutely nothing to address the growing need for active management of recreation to ensure compatibility with other uses and wildlife.

Amend policy to better reflect economic, ecological and social by providing more opportunities for recreation to meet the public demand. Prefer Alternative 3.

Don't start logging for recreation and access the way we used forest fires as an excuse to log the Olympic Rain Forest, which only became drier after logging.

Response:

By statute, public access and recreation on forested state trust lands must be compatible with trust land management. The Board's Preferred Alternative seeks to accommodate and provide a level of public access and recreation that is compatible with the environmental conditions of the trust lands involved, public and employee safety, and the economic objectives of the trusts.

To allow or provide levels of public access and recreation beyond those that ensure the trust objectives are met would compromise the trust's environmental and economic obligations, as well as endanger the recreating public, DNR employees, contractors, lessees and volunteers.

The Board of Natural Resources' Preferred Alternative is designed to represent the appropriate balance between the Multiple Use Concept and trust obligations.

Comment Summary:

Need clear reference to RCW 46.09 requiring that public use of state lands "... may be permitted only if there is compensation to the trusts."

Response:

Additional discussion has been added to the Public Access and Recreation policy subject area in Chapter 3 of this *Final Environmental Impact Statement on the Policy for Sustainable Forests* to highlight the requirements for trust compensation contained in RCW 79.10.120, which is the appropriate statutory reference. Chapter 46.09 RCW does not contain the quoted language.

Comment Summary:

Motorized use should be closely monitored and not allowed near areas where people reside. Permits should be required and paid for, and strict regulations on times of year it is allowed.

Provide adequate funding for enforcement to mitigate many of the illegal and unsafe activities occurring on trust lands (i.e., target shooting, lead contamination, dumping). In addition, there are too many incompatible recreation activities occurring in the same locations, and there are ever-growing environmental problems associated with off road vehicle (ORV) use. ORVs cause habitat degradation in the form of stream bed damage, loss of wildlife, loss of rare vegetation, the spread of invasive weeds, and erosion.

Response:

The Board's Preferred Alternative is intended to address incompatible uses of forested state trust lands in collaboration with the public, users and neighboring landowners to address public access and recreational uses of forested state trust lands that are incompatible with trust ecological and economic objectives. Incompatible uses include those uses that are causing environmental damage as well as those that impact employees and public safety. The Board's Preferred Alternative also allows prudent use of trust management funds to address incompatible uses so that trust assets may be protected.

Subject Area: Cultural Resources**Comment Summary:**

Need further consultation with Snoqualmie Tribe to prepare a more detailed response to conform to the level of discussion contemplated through the Centennial Accords.

Rights of access and resources need to be protected.

Response:

The Board's Preferred Alternative and the Commissioner's Order directs DNR to actively communicate with Tribes on any and all issues the Tribes may have related to forested state trust lands. DNR welcomes the opportunity to engage in discussion with the Snoqualmie Tribe on this policy, as well as any other issues.

Subject Area: Visual Impacts (formerly “Visual Management”)**Comment Summary:**

The alternatives presented do not meet SEPA requirements for a reasonable range of alternatives. All of the policy alternatives are measured by how well they meet the arbitrary policy objectives rather than the purpose and need. The decision space needs to include a broader array of policy objectives to capture a full range of alternatives.

Response:

No other alternatives were introduced for discussion or analysis during scoping and Draft EIS process. SEPA requires the analysis of a range of alternatives that can reasonably meet the objectives of a proposal, specifying the purpose and need to which the proposal is responding. The development of the policies and the policy alternatives analyzed within the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* are guided by the 10 policy objectives set out by the Board of Natural Resources in defining the purposes to be accomplished in fulfilling the need to update the 1992 *Forest Resource Plan*. The Board of Natural Resources’ policy objectives set necessary parameters on updating the policies in the 1992 *Forest Resource Plan* and cannot be divorced from the statements of purpose and need. Finalizing the objectives, purpose and need was one of the primary functions and goals of the SEPA scoping process and was identified as such at that time in order to provide the necessary sideboards for developing reasonable alternatives. In some instances, several objectives were met by the development of a range of policy alternatives for a specific policy subject. In other instances, a specific policy subject area was developed to fulfill a specific policy objective. The aggregate of the policies and alternatives analyzed in the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* have been narrowed to meet the aggregate of the policy objectives including the purpose and need for updating the 1992 *Forest Resource Plan*.

The Visual Impacts policy subject area works in conjunction with other policy subjects to accomplish the 10 policy objectives set out by the Board of Natural Resources.

Comment Summary:

The policy needs to address more clearly compensation to the trust beneficiaries of transferring value to others from aesthetic set asides; needs to be limited to minimal or short-term impacts, financial impacts to the trusts. The issue of compensation again is referenced in the policy and it does not necessarily address the fair market compensation.

Response:

The Board's Preferred Alternative allows for compensation to the trusts for mitigation strategies to address regional visual impacts, including transfer out of trust status when possible, with full market value compensation.

Full fair market value compensation is defined in the State Constitution and the federal Enabling Act.

Comment Summary:

Trust lands should not be burdened with visual management requirements under the proposed policy that says DNR generally will mitigate visual impacts. The statement is unnecessarily broad and could reduce trust revenue. The Board of Natural Resources should heed the Forest Practices Board's lead which denied a petition to have aesthetics and visual quality designated as a public resource. The policy lacks mention of compensation to the trust for potential in-between mitigation, e.g., Blanchard Mountain.

Response:

Issues related to potential visual impacts are often raised around department activities everywhere in the state. Lack of Board of Natural Resources direction on this subject has led to a variety of operational mechanisms and strategies to address these issues, that aren't always consistent. Board of Natural Resources policy is needed to provide a consistent approach to address visual impact issues.

The Board's Preferred Alternative provides for compensation to the trust(s) for mitigation strategies for regional visual issues.

Comment Summary:

Support Alternative 4, but should be amended to transfer visually significant lands without compensation to the trust.

Response:

Any transfer of trust land out of trust status, when possible, for any reason legally requires full, fair market value compensation.

Comment Summary:

Cost/benefit needs to recognize benefits to local economics from aesthetically pleasing landscapes.

Response:

As directed by the Board's Preferred Alternative for Local Economic Vitality, DNR may take actions in support of local economic vitality, when they are compatible with or directly support trust objectives.

Subject Area: Local Economic Vitality

Comment Summary:

The alternatives presented do not meet SEPA requirements for a reasonable range of alternatives. All of the policy alternatives are measured by how well they meet the arbitrary policy objectives rather than the purpose and need. The decision space needs to include a broader array of policy objectives to capture a full range of alternatives.

Response:

No other alternatives were introduced for discussion or analysis during scoping and Draft EIS process. SEPA requires the analysis of a range of alternatives that can reasonably meet the objectives of a proposal, specifying the purpose and need to which the proposal is responding. The development of the policies and the policy alternatives analyzed within the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* are guided by the 10 policy objectives set out by the Board of Natural Resources in defining the purposes to be accomplished in fulfilling the need to update the 1992 *Forest Resource Plan*. The Board of Natural Resources' policy objectives set necessary parameters on updating the policies in the 1992 *Forest Resource Plan* and cannot be divorced from the statements of purpose and need. Finalizing the objectives, purpose and need was one of the primary functions and goals of the SEPA scoping process and was identified as such at that time in order to provide the necessary sideboards for developing reasonable alternatives. In some instances, several objectives were met by the development of a range of policy alternatives for a specific policy subject. In other instances, a specific policy subject area was developed to fulfill a specific policy objective. The aggregate of the policies and alternatives analyzed in the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* have been narrowed to meet the aggregate of the policy objectives including the purpose and need for updating the 1992 *Forest Resource Plan*.

Comment Summary:

Consistent annual benefits/production (harvesting) to taxing districts is a concern.

Response:

The legal and direct annual financial support of taxing districts is a result of an identified sustainable harvest calculation process which determines lands by specified sustainable harvest units. The focus of this policy subject is those indirect benefits to local economies that result from access to and activities on forested state trust lands.

Comment Summary:

Policy needs to consider how DNR handles growing recreational demands in addition to the simple forest management activities.

Response:

Public access and recreation on forested state trust lands must be compatible with trust land management and asset management objectives. The Board's Preferred Alternative for Public Access and Recreation seeks to accommodate and provide a level of public access and recreation that is compatible with the environmental conditions of the trust lands involved, public and employee safety, and the economic objectives of the trusts.

To allow or provide levels of public access and recreation beyond those that ensure the trust objectives are met would compromise the trust's environmental and economic obligations, as well as endanger the recreating public, DNR employees and contractors.

The Board's Preferred Alternative for Public Access and Recreation is designed to represent the appropriate balance between the Multiple Use Concept and trust obligations.

Recreation on forested state trust lands can be a significant economic contributor to some local economies. The Board's Preferred Alternative recognizes that there is a relationship between forest management activities and recreation and local economies, and that DNR actions can be influential.

Comment Summary:

Policy needs to consider economic benefits of ecological services to local communities – clean water, healthy forests, and thriving wildlife populations, including jobs associated with restoration – use full cost accounting.

Never forget to include trust land benefits to rural economics in calculations and conversations regarding the goods and services provided by trust lands. The focus must be on all the revenues derived from these lands, not just the revenue to the beneficiaries.

Need to consider the importance/significance of the social and economic link in small communities and rural areas with the timber communities.

Response:

The Board's Preferred Alternative recognizes the relationship between activities on forested state trust lands and local economic vitality and that DNR actions can be influential.

As directed by the Board's Preferred Alternative for Local Economic Vitality, DNR may take actions in support of local economic vitality, when they are compatible with or directly support trust objectives.

This includes the influence of DNR actions, activities on trust lands, as well as the mere presence of these lands. As this is new policy direction that was not part of the 1992 *Forest Resource Plan*, DNR will explore and develop strategies to achieve the intent of this policy as part of implementation.

A suggestion was made to use full cost accounting to consider the economic benefits of ecological services to local communities. Whether full cost accounting is an appropriate approach to achieving the intent of this policy can be considered during implementation. DNR will explore and develop strategies to achieve the intent of this policy as part of implementation. The intent of Board of Natural Resources policy is to describe outcomes for DNR to achieve in managing forested state trust lands. Consequently, the policy statements do not describe or include directives on how to achieve those outcomes.

Subject Area: Forest Land Planning

Comment Summary:

Request the department go back and look at what's required under the department's HCP – how many are completed? Concern that there are none.

Response:

DNR has continually been planning under the *Forest Resource Plan* Policy No. 16, Landscape Planning. Examples of completed plans include the Loomis State Forest in 1996 and Lake Whatcom in 2004. Since 1992, there have been six landscape plans completed and approved (Elochoman, Loomis, Siouxon, Clallam, Tahuya, and Lake Whatcom). There were also numerous pilot landscape plans started and left in various stages of completion (Winston Creek, Willy Huel, Elbe Hills, Van Zandt, Ahtanum, North Crescent, Loop Loop, Larch, Wallace Falls, Marsh, and Buck Creek). The Board's Preferred Alternative encourages DNR to integrate previous planning work into these plans as they are developed for each of the HCP planning units.

DNR's HCP predicted that the most efficient and precise application of the conservation strategies would be accomplished through landscape planning. The HCP acknowledged that landscape assessments utilizing the concepts of landscape planning could be useful and successful at many levels. "For example, a plan based on a landscape assessment can be as simple as a computerized geographic information system report that displays resource information that indicates forest stands available for various silvicultural activities, or as complex as a detailed documentation of the physical, natural, and cultural resources along with a specific schedule of activities through time to reach highly focused, multiple objectives" (1997 *Habitat Conservation Plan*, page IV. 192). However, it was expected even in the Olympic Experimental State Forest that landscape boundaries would be adjusted over time during implementation of DNR's HCP (1997 *Habitat Conservation Plan*, page IV.83).

While the intent of the 1992 *Forest Resource Plan* Landscape Planning policy was to develop plans at a smaller scale than HCP planning units, the process could never be completed on all of the 83 identified landscapes in Western Washington, mainly due to the cost and time associated with developing plans at this smaller scale. Plans developed at the HCP planning unit scale are expected to take as much time and have similar costs as the smaller scale plans developed under the landscape planning policy. The HCP planning units provide a linkage to the strategic goals of DNR's HCP, are manageable from an organization perspective, more cost effective and provide a sufficient scale to assess the potential for significant cumulative impacts within and across watersheds. The process and scale of the landscape planning units (HCP planning units) are designed to provide DNR with the flexibility to react and update plans easier.

Through the planning process, DNR will develop better communication with the public by emphasizing collaboration with stakeholder groups and Tribes. DNR will be providing annual reports to the Board of Natural Resources on implementation of the *Policy for Sustainable Forests* and will perform a substantive review of the *Policy for Sustainable Forests* at five-year intervals under the Implementation, Reporting and Modification of the Policy for Sustainable Forests policy.

The planning process helps to create a shared understanding of forest conditions and future forest management activities. It's DNR's opportunity to share what is known about conducting forest management activities.

Comment Summary:

The alternatives presented do not meet SEPA requirements for a reasonable range of alternatives. All of the policy alternatives are measured by how well they meet the arbitrary policy objectives rather than the purpose and need. The decision space needs to include a broader array of policy objectives to capture a full range of alternatives. That said, Policy Objectives 1, 2, 4, 7, and 8 should also apply to the analysis.

Response:

SEPA requires the analysis of a range of alternatives that can reasonably meet the objectives of a proposal, specifying the purpose and need to which the proposal is responding. The development of the policies and the policy alternatives analyzed within the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* are guided by the 10 policy objectives set out by the Board of Natural Resources in defining the purposes to be accomplished in fulfilling the need to update the 1992 *Forest Resource Plan*. The Board of Natural Resources' policy objectives set necessary parameters on updating the policies in the 1992 *Forest Resource Plan* and cannot be divorced from the statements of purpose and need. Finalizing the objectives, purpose and need was one of the primary functions and goals of the SEPA scoping process and was identified as such at that time in order to provide the necessary sideboards for developing reasonable

alternatives. In some instances, several objectives were met by the development of a range of policy alternatives for a specific policy subject. In other instances, a specific policy subject area was developed to fulfill a specific policy objective. The aggregate of the policies and alternatives analyzed in the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* have been narrowed to meet the aggregate of the policy objectives including the purpose and need for updating the 1992 *Forest Resource Plan*. Alternatives that did not meet the policy objectives, purpose and need identified by the Board of Natural Resources are not analyzed within the *Final Environmental Impact Statement on the Policy for Sustainable Forests*.

The Forest Land Planning policy subject area works in conjunction with other policy subjects to fulfill the need and purpose of the *Policy for Sustainable Forests* in meeting the 10 policy objectives set out by the Board of Natural Resources.

Policy Objectives 1, 2, 4, 7 and 8 were considered as each policy subject area was discussed. The *Draft and Final Environmental Impact Statement on the Policy for Sustainable Forests* have identified the policy objectives that were most instrumental in guiding the particular policy subject. Since the primary purpose of forest land planning is to translate outcomes established by state and federal law and Board of Natural Resources policy into specific activities in the field, Policy Objectives 1, 2, 4, 7 and 8 are critical considerations in the development and implementation of a forest land planning policy.

Comment Summary:

Remove language regarding available resources and budget and include specific timeline and guidelines for completion of plans and the elements they should contain.

Response:

DNR plans on making it a priority to complete forest land plans in all Western Washington HCP planning units. These plans will be carried out in compliance with the Board's Preferred Alternative policy upon approval.

The form and format of these plans and the elements they contain will be designed as part of the implementation process for this policy. While it might be desirable to complete all of these plans simultaneously, the realities of budget and staffing require DNR to complete these plans as resources allow. Moreover, it is important to note that neither the Board of Natural Resources nor DNR controls appropriation levels. Those budgetary decisions are made in the Legislature. However, this does not diminish the intent of DNR to complete these plans as quickly as possible.

Subject Area: General Silvicultural Strategy

Comment Summary:

Incorporate comment from sustainable harvest from the Native Plant Society December 19, 2003, to the application of that policy to the eastside and discourage use of insecticides.

Response:

The policy addresses the use of “professional management of forest stands through active stewardship of forested state trust lands” and not the use of any method. Silviculture does not address any method as westside or eastside. Methods are just tools that are applied where appropriate to meet the desired landscape level objective.

DNR agrees with the expressed concern and has stated that the use of insecticides will only be considered when “forest insect population reach epidemic proportion” and an “unacceptable hazard to human life, resources and property” exist, as stated in this *Final Environmental Impact Statement on the Policy for Sustainable Forests*, General Silvicultural Strategy policy subject area in Chapter 3.

Comment Summary:

Analysis is flawed and contradictive – does not discuss impacts of the elimination of 1992 *Forest Resource Plan* Policy No. 30 and although biodiversity pathways is discussed as an approach, nothing in the policy specifically directs DNR to pursue this technique of silvicultural management. For example, the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* (pg 3-137 and 3-138) states that “Alternative 1... attempts to provide a site-specific and outcome-oriented approach to managing DNR’s forested state trust lands. In doing so, Alternative 1 mandates techniques and field craft, rather than outcome-oriented approaches.” There are serious concerns that the Westside sustainable harvest calculation process does not allow the “biodiversity pathways” approach as described by Dr. Andrew Carey.

Response:

In response to the concern on the elimination of Policy No. 30 in the 1992 *Forest Resource Plan* that addresses “when DNR determines it is necessary, extra protection for soil, water, wildlife, fish habitat and other public resources,” the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and this *Final EIS*, does address the issue in Chapter 1 under the Key Relationships section “General Silvicultural Strategy and Other Policies” and again in the General Silvicultural Strategy policy subject area, Affected Environment subsection, Chapter 3. The concerns are better addressed in these strategies than in the older Policy No. 30 discussion of the 1992 *Forest Resource Plan*. The General Silvicultural Strategy better defines the role of silviculture treatment “to

guide the progression of stand development, to achieve an outcome and enhance forest stand diversity across the landscape.”

The use of the term “field craft” addresses the method of how DNR approaches achieving the outcomes and enhancing forest stand diversity across the landscape. The term “outcome-oriented approaches” is not a method, but a statement of strategy that does not address the risk factors and cost factors the field craft will include.

DNR’s approach to biodiversity pathways is one possible path that may be used to address some habitat objectives, but like any approach, all objectives will not be met by one approach. DNR will be using field craft to determine the range of acceptable alternatives to meet an objective and then determine the one that will best meet the objective with the best chance of success and an acceptable return on investment.

Comment Summary:

Generally speaking, DNR’s approach to biodiversity pathway management is consistent with Dr. Carey’s approach at a stand level. Dr. Carey’s approach in his 1996 paper envisioned an “unzoned” forest, where there are no areas, such as riparian areas, set aside for special management. DNR cannot use an “unzoned” approach over all of its lands, as this would be inconsistent with DNR’s HCP and the Forest Practices Act.

Cumulative effects is inadequate since it doesn’t analyze the impacts of the proposed policy in conjunction with other past, present, or reasonably foreseeable future actions and analysis refers to “rotational objectives” (*Draft Environmental Impact Statement on the Policy for Sustainable Forests*, pg. 3-139) which could imply short-term trust revenue, rather than balancing with ecological services and other non-timber related objectives. Plus no analysis of managing the greatest possible portion of forested state trust lands.

Response:

The concern that trust lands will be managed for only revenue generation, meaning shorter rotation on the landscape basis, is not what is stated in Chapter 1 under the Key Relationships subsection “General Silvicultural Strategy and Other Policies” and again in the General Silvicultural Strategy policy subject area, Affected Environment subsection in Chapter 3.

Landscape level strategies do determine individual stand level objectives. Each stand can fill one or more landscape objectives, but no one stand can meet all landscape strategies. Once the objectives role of the stand is determined in the overall landscape, then field craft will develop alternatives to meet the stand level objectives. One of the considerations in field craft is rotation length in meeting objectives.

Finally, it isn't clear what additional cumulative impacts analysis is being requested, since no specific present, past or reasonably foreseeable future impacts were identified by the commenter for inclusion in the cumulative effects analysis for this policy.

Comment Summary:

The alternatives presented do not meet SEPA requirements for a reasonable range of alternatives. All of the policy alternatives are measured by how well they meet the arbitrary policy objectives rather than the purpose and need. The decision space needs to include a broader array of policy objectives to capture a full range of alternatives. That said, Policy Objectives 1, 2, 3, 6, and 9 should also apply to the analysis.

Response:

SEPA requires the analysis of a range of alternatives that can reasonably meet the objectives of a proposal, specifying the purpose and need to which the proposal is responding. The development of the policies and the policy alternatives analyzed within the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* are guided by the 10 policy objectives set out by the Board of Natural Resources in defining the purposes to be accomplished in fulfilling the need to update the 1992 *Forest Resource Plan*. The Board of Natural Resources' policy objectives set necessary parameters on updating the policies in the 1992 *Forest Resource Plan* and cannot be divorced from the statements of purpose and need. Finalizing the objectives, purpose and need was one of the primary functions and goals of the SEPA scoping process and was identified as such at that time in order to provide the necessary sideboards for developing reasonable alternatives. In some instances, several objectives were met by the development of a range of policy alternatives for a specific policy subject. In other instances, a specific policy subject area was developed to fulfill a specific policy objective. The aggregate of the policies and alternatives analyzed in the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* have been narrowed to meet the aggregate of the policy objectives including the purpose and need for updating the 1992 *Forest Resource Plan*.

The General Silvicultural Strategy policy subject area works in conjunction with other policy subjects to fulfill the need and purpose of the *Policy for Sustainable Forests* in meeting the 10 policy objectives set out by the Board of Natural Resources.

A suggestion was made that language from *Forest Resource Plan* Policy 30 that granted discretion to reduce trust income to provide extra protection for certain resources should be included in the updated policy. Since the resources protected are covered in the individual policy subjects, and coupled with the fact that the General Silvicultural Strategy is simply the means of integrating and

implementing the policies on the ground, it is unnecessary to include this language in the updated policy.

Although the General Silvicultural Strategy policy subject area primarily meets Policy Objectives 5 and 7, other policy objectives are also met. The General Silvicultural Strategy is a primary tool for achieving Policy Objective 1 of meeting laws, trust obligations and the HCP. Policy Objective 2 is strongly reflected by the active management approach to achieve balance from the four perspectives necessary to meet the trust mandate. Policy Objective 3 was considered in all the policy subject areas. Policy Objective 6 is met by the strong focus of the General Silvicultural Strategy Board's Preferred Alternative to achieve landscape outcomes for balanced economic, ecological and social benefits. And although Policy Objective 9 is primarily met by the Financial Diversification policy subject, it is also met by the General Silvicultural Strategy intent to use intensive and innovative silviculture to simultaneously produce trust revenue and diversity across landscapes.

Comment Summary:

Eliminate the statement to manage “the greatest possible portion of forested state trust lands” (*Draft Environmental Impact Statement on the Policy for Sustainable Forests*, pg. 3-137), since it is based on the unproved assumption that more management is always better for the trust and the resources.

Response:

Management of a stand does not always imply that activities will occur. Active management means also reviewing the progress of a stand to meet its objective, and evaluating them on a regular basis. DNR's field staff will evaluate if an activity would speed the progress of the stand to meet its stand level objective and if the investment in the stand would be warranted. DNR's field staff reviews the progress of many stands on a regular basis and only proposes activities when its stand level objective will be delayed or will not be met without intervention. By management of “the greatest possible portion of forested state trust lands,” more of the stand will meet its objective sooner.

Comment Summary:

Second paragraph in the Significant Impacts and Mitigation Measures subsection of the General Silvicultural Strategy policy subject area in Chapter 3 is too vague for directing DNR, i.e., professional management, active stewardship, forest structures, intensive silviculture, structural diversity vague and undefined. Existing policies more useful because more specific, e.g., Policy No. 33 included specific guidance because of specific concerns about the risks.

Response:

The language commented on does not appear in the Significant Impacts and Mitigation Measures subsection of the General Silvicultural Strategy policy

subject area. When read alone, “professional management, active stewardship, forest structures, intensive silviculture, and structural diversity” in the Board’s Preferred Alternative may seem vague. The whole document must be read to clarify the vision of what these terms mean. The details can be found by looking at the section on “PO14-C General Silvicultural Strategy Applied To The Timber Resource Base Available For Sustainable Harvest In Western Washington.”

The Affected Environment subsection of the General Silvicultural Strategy policy subject area in Chapter 3 of this *Final Environmental Impact Statement on the Policy for Sustainable Forests* discusses the use of herbicides for weeding. The first choice would not be herbicides in all cases, but other methods would be used when they are found to be successful. When use of herbicides is determined to be the best course of action, DNR follows all of the instructions on the product label to limit any impact on other organisms.

In addition, state and federal law provide much, if not more, mitigation of impacts to the environment from use of chemicals than Policy No. 33.

Comment Summary:

Any use of pesticide or herbicide should include an analysis that values everything.

Response:

DNR reviews proposals to apply pesticides and herbicides through the SEPA process that covers the elements of the natural and built environment as defined by WAC 197-11-444 Elements of the Environment.

Comment Summary:

Language from Policy 30 should be included in the updated policy that granted discretion to reduce trust income to provide extra protection for certain resources.

Response:

Many of the Board’s Preferred Alternatives direct the protection of special resources because it is consistent and compatible with the trust mandate and is in the best long-term interest of the trusts to do so. Income generation for the long-term is not possible without a perpetually healthy and productive forest ecosystem. Many of the proposed policies in this document are intended to ensure this objective, therefore any short-term reduction in income to ensure long-term sustainable income for the trusts is in the trusts’ best interest.

Comment Summary:

Alternative 2 relies on “dovetailing” policies into planning and implementation, assuming landscape-level planning will occur.

Response:

Historically, landscape plans were too detailed, took too long to complete, and consequently, were too expensive to allow full implementation of the *Forest Resource Plan* policy.

However, DNR is committed to landscape level planning, as outlined in the Board's Preferred Alternative, and DNR is hopeful that this new approach can be more widely implemented. This hopefulness stems from DNR's belief that the method of landscape planning proposed in the *Policy for Sustainable Forests* will be more efficient and economical than the methodology used under the *Forest Resource Plan*.

Subject Area: Forest Land Transactions**Comment Summary:**

Policy should address financial impacts to the trusts of forest land leases, e.g., Interagency Committee for Outdoor Recreation.

Response:

All agreements with the Interagency Committee for Outdoor Recreation require full market value compensation to the trusts. This compensation is for lost value of property with encumbrances in place.

DNR is currently reviewing the valuing and process of (Interagency Committee for Outdoor Recreation-related) leases and agreements pertaining to recreational use of forested state trust lands.

Comment Summary:

Urge DNR to reconsider policy of converting shrub-steppe if there is one, absent the acquisition of equal or higher-quality lands for permanent preservation.

Response:

In terms of shrub-steppe habitat found on forested state trust lands, DNR has been looking at opportunities to sustainably manage these in conjunction with forested environs; and exchange high quality shrub-steppe to other agencies, such as the Bureau of Land Management and Washington Department of Fish and Wildlife, to ensure its protection.

In terms of DNR's agricultural lands, which are not governed by the *Policy for Sustainable Forests*, some conversion of lower quality fragmented shrub-steppe to cultivated agricultural or other income generating uses, will occur. Higher quality and larger contiguous patches of shrub-steppe habitat will continue to be

evaluated for meeting trust objectives or transfer out of trust status, with compensation to the trusts, to ensure its protection.

Subject Area: Forest Roads (formerly “Roads”)

Comment Summary:

The alternatives presented do not meet SEPA requirements for a reasonable range of alternatives. All of the policy alternatives are measured by how well they meet the arbitrary policy objectives rather than the purpose and need. The decision space needs to include a broader array of policy objectives to capture a full range of alternatives. That said, Policy Objectives 3, 4, 6, and 9 should also apply to this analysis.

Response:

SEPA requires the analysis of a range of alternatives that can reasonably meet the objectives of a proposal, specifying the purpose and need to which the proposal is responding. The development of the policies and the policy alternatives analyzed within the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* are guided by the 10 policy objectives set out by the Board of Natural Resources in defining the purposes to be accomplished in fulfilling the need to update the 1992 *Forest Resource Plan*. The Board of Natural Resources’ policy objectives set necessary parameters on updating the policies in the 1992 *Forest Resource Plan* and cannot be divorced from the statements of purpose and need. Finalizing the objectives, purpose and need was one of the primary functions and goals of the SEPA scoping process and was identified as such at that time in order to provide the necessary sideboards for developing reasonable alternatives. In some instances, several objectives were met by the development of a range of policy alternatives for a specific policy subject. In other instances, a specific policy subject area was developed to fulfill a specific policy objective. The aggregate of the policies and alternatives analyzed in the *Draft Environmental Impact Statement on the Policy for Sustainable Forests* and the *Final Environmental Impact Statement on the Policy for Sustainable Forests* have been narrowed to meet the aggregate of the policy objectives including the purpose and need for updating the 1992 *Forest Resource Plan*. Alternatives that did not meet the policy objectives, purpose and need identified by the Board of Natural Resources are not analyzed within the *Final Environmental Impact Statement on the Policy for Sustainable Forests*.

The Forest Roads policy subject area works in conjunction with other policy subjects to fulfill the need and purpose of the *Policy for Sustainable Forests* in meeting the 10 policy objectives set out by the Board of Natural Resources.

Policy objectives 3, 4, 6 and 9 were considered as each policy subject area was discussed. The Draft and Final EIS have identified the policy objectives that were the most instrumental in guiding the particular policy subject. Objective 3 applies

to all policies. Objective 4 is primarily met by the External Relationships policy subject area, but is instrumental in identifying the outcomes of the Forest Roads policy. Objective 6 applies to all policies. Objective 9 is primarily met by the Financial Diversification policy subject area, but is also instrumental in identifying the outcomes of the Forest Roads policy.

Comment Summary:

Add additional language to address shortcoming of forest practices rules, e.g., recommend an extensive monitoring program to measure impacts from roads and the ability to impose requirements that exceed DNR's HCP, forest practices rules, and SEPA to address problem areas.

Response:

The Board's Preferred Alternative for Forest Roads is not limited in its ability to exceed forest practices rules or DNR's HCP to address impacts from roads. Excellence in public stewardship, sustainable stewardship, and balancing trust income, environmental protection and other social benefits through adherence to the prudent person doctrine; undivided loyalty to and impartiality among the trust beneficiaries; intergenerational equity; and not foreclosing future options are all reflected in the Board's Preferred Alternative for Forest Roads. In addition, the Board's Preferred Alternative ensures integration with other policies, e.g., Public Access and Recreation, to provide a policy that not only emphasizes the importance of minimizing the road network, but does so within the entire context of the *Policy for Sustainable Forests*. Inherent in the *Policy for Sustainable Forests* is the ability to go beyond baseline regulations as needed to protect the publics' and the trusts' interests. SEPA does not establish baseline regulations. It is an environmental review and decision-making process that is integrated into the development of DNR proposals to assess and disclose the potential for significant adverse impacts and provide environmental protection as appropriate to avoid or minimize significant adverse impacts from roads.

Road Maintenance and Abandonment Plans provide a mechanism to monitor problematic roads and ensure they continue to meet the standards established by the forest practices rules.

All policies that make up the proposed *Policy for Sustainable Forests* are subject to annual reporting requirements to the Board of Natural Resources under the Board's Preferred Alternative for Implementation, Reporting and Modification of the Policy for Sustainable Forests.

Comment Summary:

In consideration of the demand for recreation, road closures should consider all user needs (recreation, wildlife, forest practices, cultural significance) and then prioritize.

Maintain the road systems, upgrade them, make them safe to travel on and make them so that they make a minimal impact on the environment. The road system is important not only for recreation, but also alternative roads, detour roads, for fire breaks and fire access, recreation and then the access to all lands so that the lands can be managed.

Response:

The Board's Preferred Alternative directs DNR to minimize roads consistent with other Board of Natural Resources policy, including Public Access and Recreation, Cultural Resources, Forest Health, Catastrophic Loss Prevention, and Visual Impacts. This allows balance of road closures with meeting other Board of Natural Resources-directed outcomes and statutory requirements of the Multiple Use Concept, in addition to developing and maintaining roads to meet trust objectives.

Subject Area: Research

Comment Summary:

The Board's Preferred Alternative should include a statement that DNR-developed science will be peer-reviewed by an independent science panel prior to implementation or publication. Science developed by an organization that has a financial stake in the results needs to be objectively peer reviewed to be credible.

Response:

The Board's Preferred Alternative discussion has been amended to recognize the value and importance of peer review.

Subject Area: External Relationships

Comment Summary:

Trusts come before Tribes.

Trust mandate education is equally or more important than environmental education, so environmental education should not be singled out for highlighting.

Response:

The Board's Preferred Alternative for External Relationships has been amended to reflect the importance of meeting trust needs as DNR's primary obligation and highlights DNR's opportunity to provide education concerning trust land management, as well as environmental education.

Subject Area: Comments Received Directed Toward a Particular Preference or Concern

Comment Summary:

Support document.

Much more complex and complete than the 1992 *Forest Resource Plan*.

Need flexibility, minimizing lawsuits, produces jobs, taxes and trust benefits.

Comprehensive, but complex.

DNR land management is very professional.

Support active management.

Sustainable forests include more than sustainable harvests.

Oppose clearcuts.

Forests and habitat concerns should take precedence over economics.

Good process – open – transparent.

Concern that we are farther than ever from providing for the needs of a growing population for clean water, a quality place to recreate and wildlife habitat that will allow the public's wildlife to recover and thrive.

Take a long-term perspective when managing for forest health, ecology, watersheds and habitat to protect all the resources.

Continue to sustainably manage and preserve trust lands.

Support sustainable harvest.

Taken as a whole, the matrix of the regulatory framework that DNR operates within provides a significant amount of environmental protection and public input.

Continued overlay of environmental policies on the HCP and the forest and fish rules will have severe impacts on the trust lands' ability to maintain reasonable financial outcomes and stay sustainable.

Support Board of Natural Resources preferred for Watershed Systems.

Urge limiting operations to those best managed by a government timberland manager and leaving activities best managed by the private sector to them.

Use substantial prudence where speculating on higher promised returns versus known quantities.

Support DNR's expanded marketing strategies to take advantage of market conditions, but it is important to have some consistency of income to the beneficiaries annually.

Focus should be on maximizing return for taxpayers now that DNR received a green certification from the Sustainable Forestry Institute®.

Prefer Wildlife Habitat Alternative 2.

Support Wildlife Habitat Alternative 3.

Favor Watershed Systems Alternative 1.

Support Preferred Alternative for Watershed Systems.

Support Riparian Management Zones Alternative 3.

Support Board's Preferred for Riparian Management Zones.

The unique relationship between the trust beneficiaries and the forest industry to produce products to the public and income to the beneficiaries should be noted.

Support Board's Preferred Alternative, which is a rewrite of Alternative 2 for External Relationships.

Support either option A or B of the Board's Preferred Alternative for SEPA Review.

Support Implementation, Reporting and Modification Alternative 3.

Support Board's Preferred Alternative for Research, which is a rewrite of Alternative 3.

Support legal and positive use for recreation.

Forest industry ready to work with DNR in providing safe and effective recreation.

Support Public Access and Recreation Alternative 4, because it allows DNR the option to relocate, reduce or eliminate access to sensitive habitat either unilaterally or through a collaborative public process.

Support Public Access and Recreation Alternatives 3 or 4.

Support Public Access and Recreation Alternative 4.

Provide adequate funding for enforcement.

Degradation of forest habitats from misuse of public lands should not be tolerated.

Support Cultural Resources Alternative 2.

Support Local Economic Vitality.

Support Forest Land Planning Alternative 2.

Support General Silvicultural Strategy.

Support Forest Land Transactions to rely on the policies within the *Asset Stewardship Plan* and not include this policy in the *Policy for Sustainable Forests*.

Support Forest Roads Alternative 3.

Support minimizing roads. Policy represents significant progress.

For Acquiring Rights of Way and Granting Rights of Way, support DNR's proposal in Alternative 2 related to each of these policies, which is to rely on other DNR policies and statutes and not include this policy in the *Policy for Sustainable Forests*.

Applaud link between proprietary land management and forest practices rules.

Support Eastern Washington delineation and combined riparian/wetland policy.

Support the Preferred Alternative for Visual Impacts.

Prefers Alternative 2 over Alternatives 1 and 3 for Old-Growth Stands in Western Washington.

Recommend Old-Growth Stands in Western Washington Alternative 2.

Support Old-Growth Stands in Western Washington Alternative 3.

Retain old growth, period.

Support Riparian Management Zones Alternative 3.

Support Board's Preferred Alternative for Riparian Management Zones.

Local economies deserve consideration.

Counties depend heavily on timber for jobs and county revenue to support services.

Local Economic Vitality policy espouses intelligent stewardship.

Proposed policy should be measured against events related to the Lake Whatcom landscape.

Alternatives 3 and 1 in that order are better for gene pool protection.

General support of Board's Preferred Alternative for Genetic Resource.

Response:

DNR received many comments directed toward a particular preference or item of particular concern. DNR appreciates these comments, as they serve to remind DNR and the Board of Natural Resources of what is important to the public, other agencies including the Tribes, and other stakeholders during the Board of Natural Resources' deliberations on the proposed policies. Many of the issues embodied in these comments are in the responses for the specific policy subject.

Subject Area: Other: Within DNR's Responsibility, but Outside the Purview of the Draft EIS and the Final EIS**Comment Summary:**

Slope stability remains an issue. Need more concern over geology of harvesting on forested state trust lands.

Response:

No policy gap was identified for harvesting and road construction on unstable slopes. Forest management activities on unstable slopes are regulated by DNR's HCP and by the forest practices rules (Chapter 222 WAC).

Comment Summary:

Support ownership grouping by counties.

Support eliminating the 50/25 rule.

Support HCP intent of eight leave trees per acre.

Support 10-15% in older forest condition.

Support flow of timber between decades that provides for management flexibility and responsiveness to markets.

Support economic value as basis of sustainable harvest calculation.

Support Alternative 5 or 6 of sustainable harvest calculation.

Response:

The issues above were addressed in the *Final EIS on Alternatives for Sustainable Forest Management of State Trust Lands in Western Washington* (DNR, 2004) as part of that process.

COPIES OF ORIGINAL COMMENTS RECEIVED ON THE DRAFT EIS

The wording in all of the comments below is verbatim as received by DNR. There have been no corrections of any typographical errors. Comments are shown in the order listed in Table I-1.

Commenter 1: E-mail Received from Leigh McKeirnan

From: "The Mc Keirnan" <mckeirnan@kalama.com>

To: "SEPACENTER SEPACENTER" <SEPACENTER@wadnr.gov>, "John Karpinski" <karpjd@pacifier.com>, "Bill Dygert" <bdygert1@comcast.net>, "RuthDeery" <ruthd@kalama.com>, willapahillsaudubon@yahoogroups.com>, "Womenswirefrom Care2" <womenswire@care2.com>, RODRIEAR@dfw.wa.gov>, "TomGeiger" <tom@wecprotects.org>, <info@wildliferecreation.org>, <brobinson@tnc.org>, <junstine@1000friends.org>, info@celp.scattercreek.com>, <action@americavotes.org>, "LindaMcLain" <linda_sierraclub@hotmail.com>, <hpackard@audubon.org>, <arnw@amrivers.org>, <lwwwa@lwwwa.org>, <lmcshane@ecosystem.org>, <cascade.chapter@sierraclub.org>

Date: Monday, May 02, 2005 5:56:09 PM

Subject: Trustlands- especially Kelso- fo review meetings this month

After the 126 home landslide in Kelso, I tried to make something good out of all the bad. We got the Jacobsen Trustland transfer through the legislature. The only problem is that the city tried to split the Longview/Kelso parks department twice and take Kelso back to Kelso. Also, last year the city hired a new parks director with a forestry background advertised in the Daily News..So Doug Southerland gave the trustland straight to the city with no logging restrictions. We had 6 legislators willing to put an additional 1000 acres through the legislature surrounding it as well as Trust for Public Lands twice, but the city pooh- poohed it. Now supposedly they are working with Columbia Land Trust-seeing is believing. Upon accepting the transfer the city manager said, "We'll log it eventually". I had given the city two top geologists' letters, Scott Burns from Portland state University , and Dave MONTgomery from UW saying that logging on the steep slopes would cause sliding -into the river. Scott said it would even unleash the Aldercrest slide into the river valley. The dike protecting the town is nearby and has had to be raised many times-but now it is too narrow for Stordahl's trucks. The town, parks, and schools are on the other side. How many multimillions will it cost this time? There is a reason for the DNR code WAC 222-16-050 (1) (D) class 4 special even though it is often unadhered to as in the Aldercrest case where the wetlands at the base were logged. I called the dNR up personally before they logged it and told them of all the wetlands. How many people could die???Children at school?

This trustland stands on extremely steep slopes right above the Coweeman river with salmon, steelhead and cutthroat trout documented by Lower Columbia Fish Recovery. Also there were three eagles' nests in the 2001 wildlife map there and eagles have been know to return. I haven't checked there maps since then.

There might be more now. I counted 8 eagles and photographed them and sent a photo of 4 bald eagles in a tree on our street one year to wildlife after they told me it wasn't an important eagle area. I am sure many come from the trustland. Also owls, redtailed hawks, etc, elk herds of 60 or more elk, bear, white tailed deer, coyotes, raccoons, otters in the river after the smelt, a nearby trout pond. Last January one weekend before a freeze we saw 700 geese fly into the sheltered valley. There is a wetland lake in winter on one side of the trustland that has been the favorite haven for duck hunters for decades. At a city council meeting where Al Slater, the city manager's self described counsel, screamed, "How soon can we start thinning it?", a couple of years ago, a local logger/hunter said to me, "That will ruin it to thin it Leigh. We're on the same side now". There are over a 1000 ducks home to that wetland lake, never mind heron etc etc. This is all so close in to town. There are millions of viewing spots and already there are trails and canoeing possibilities and plenty of logging roads. Outdoor clubs volunteered to make any trails so we don't need your help. The last thing I want to see is for us to start logging for recreation and access the way we used forest fires as an excuse to log the Olympic Rain forest which only became drier after logging. I looked at the new California quarter with John Muir on it and thought, he must be rolling over in his grave looking at the lack of vision of Californians today. -it's wall to wall freeway in many parts with only 1000 giant sequias left in the whole state and they are planning on thinning them for forest fires! and if that is what you want for Washington, you will lose much more value than the immediate short term gain. People don't go to Switzerland to look at access roads. A conservative group, Wildlife Watchers of America will tell you there is much more value in saving land for tourism. Also I think it is important to help small tree farmers, but not large foresters like Weyerhaeuser, whose lawyer admitted they bankrolled the scab labor logging of Eagleridge in the slide areas even though we told them about the eagles etc. They bankroll them all over many states. By the way the pipeline had a leak behind Aldercrest and was removed and it slid out behind me and had to be buried 150 ft deep and Olympic pipeline said it was due to logging. There were several pipeline explosions near logging that year. How much money are you trying to make now??? There are pipelines that go into the trustland - There are three above me on the other side of the hill. Do you realize how much it cost to bury that pipeline 150 ft deep??? What if our kid hadn't seen the bubbles behind Aldercrest and what if I hadn't reported it??? How many dead kids would that be and how much money would that be worth to you. All I can think is "Dear God, they know not what they do....." IN the past it was decided it would be too costly to helicopter out the logs on the Jacobsen trustland. But one greedy city manager could destroy all that is beautiful. A pearl to give the city pleasure and value for decades to come. Instead logging for access and recreation could cause sliding. It is unnecessary to log for access, the trails and logging roads are already there as they are in most trustlands. It's just another excuse to log for greed. The following letter from a wildlife photographer and Audubon member best describes it: From: "Jack Scharbach" <johnscharbach@willapabay.org>

To: <mckeirnan@kalama.com>

Subject: Debi VanBuren-DNR

Date sent: Fri, 20 Jul 2001 09:29:49 -0700

7-20-01

816 Oneida Rd.

Naselle WA 9863

360-465-2689

Debi VanBuren

DNR P.O. Box 47104

Olympia WA 98504

Dear Ms. Van Buren:

Leigh McKeirnan asked me to contact you regarding DNR property in the Aldercrest slide area near Kelso. Over a period of more than a month I made around ten trips into that area, exploring and photographing the DNR parcel and the parcels around it. Among the features that impressed me were the close proximity of ecosystems and habitats-wetland, marsh, mature and second-growth forests, small streams and large. I saw what you would expect in such a rich diversity of habitats, including a large variety of waterfowl and shorebirds, eagles, deer, coyotes, and the tracks of other species. The centerpiece is the mature forest that belongs to DNR. It is steep in places, its topography probably made complex because it is prone to slides, and it drops to the flat floodplain of the Cowlitz River. Usually, when I approached the shallow pond at the base of the old forested hill the air would be filled with ducks and geese and the sound of their wings.

I am not a biologist and can't attest that this area is unique for its wildlife, though any area that supports runs of salmon and where bald eagles are seen routinely is unusual and worth protecting. It is even more unusual to see such a rich wildlife area so close to an urban area. There is a park right across the Cowlitz River, and a school nearby. It seems to me that this area deserves protection for a variety of reasons. It is a de facto refuge, both because of the mature forest and the variety of habitats, but also because it is unsuitable for development because of its potential for slides. Because of its unusually unstable topography, it would be a good site for the study of how streams, forest and wildlife respond and recover from natural disturbance.

I think most of us draw solace from the knowledge that animals are faring well somewhere, in lands that shaped them and were shaped by them. It does our hearts good to know that nature rules at least in some small isolated spot, but to have a real

functioning forest in your back yard, that is the kind of experience that shapes the lives of humans as well. Please move to protect this place.

Jack Scharbach

Please remember there are meetings over what they are going to do to trust lands in the guise of recreation and access this month.-starting tomorrow. Dates attached I hope. Please present the material attached in Kelso-especially Kelso at the SEPA center. Thank

you Leigh McKeirnan 146 SouthVista Way Kelso Wa 98626 mckeirnan@kalama.com
360 423-2464

CC: "The Mc Keirnans" <mckeirnan@kalama.com>

Commenters 2 and 3: Mike Davis and Bob Dick

Transcription of Tape Recording –

05.03.05 Draft Environmental Impact Statement on the Policy for Sustainable Forests
Public Hearing Lacey Community Center Hearings Officer – Dave Dietzman, WA State
DNR

Dave Dietzman –

When you come up, if you could introduce yourself for the record.

Mike Davis –

My name's Mike Davis. I'm a forester with Hampton Tree Farms. To begin I would like to commend the DNR and the Board of Natural Resources for their efforts and hard work in generating the Policy for Sustainable Forests. By law, DNR trust lands are mandated to be managed to produce revenue for named beneficiaries. Hampton Tree Farms supports the DNR's recognition of this mandate and acknowledgement of their fiduciary responsibility as trust managers. As a consumer and active purchaser of DNR timber sale volume, we'd also like to throw our support behind the DNR's recognition of recreational forest users. This support also includes any activities that are legal, positive in nature, on DNR-managed trust lands. As a purchaser, we support the DNR's concept of examining other potential future market strategies and special forest products. I would like to remind the DNR that the vast majority of their revenue is generated by the purchasers of DNR timber sales with that resource being converted to plywood, lumber, panels and chips. These manufacturing and product opportunities should remain a focal point of emphasis considering that these activities will generate and facilitate the trust mandate to produce revenue. The Draft Policy for Sustainable Forests also examines different selling and auctioning strategies for future consideration with respect to the timber sale program. Moving forward, we strongly encourage an ongoing emphasis primarily on lump sum timber sales. Consideration should be given to scale and tonnage sales as an appropriate vehicle to market and sell thinnings, partial cuts, salvage sales as a result of blowdown, fire and insect mortality. Thank you.

Dave Dietzman –

Thank you, Mike. Next we have Bob Dick.

Bob Dick –

For the record my name is Bob Dick. I am Washington manager of the American Forest Resource Council. I represent forest operators who use DNR timber in their operations. First of all I want to congratulate DNR on a product very well done. I have to say that it's better than valium, it is really dull, but you have done a nice job of doing a complete job of going through your policies, it is much more complex, much more complete than the 92 program and you deserve credit for that. I think probably tonight one other thing I'd tell you is that we all need to remember why the trust lands are here. They are here to

benefit the beneficiaries, not the forest industry, not the environmental community, but the beneficiaries. Now they need to be managed in accordance with all the laws, policies and regulations that guide forest land management, but we need to remember why those lands are here. I think you have done a good job of laying out that mandate in the document. I would say that as far as recreation goes, last year, about a year ago, when we attended the scoping meetings it was apparent that there is a substantial increase in the interest in recreation. And again I applaud the department for recognizing that and I want to tell you that the forest industry stands ready to work with DNR and recreationists to make sure that they have a safe, pleasant experience in the forests. More later. I guess the only other thing I'd have to say is that I'd be embarrassed to tears to ask for two more weeks to get comments in. We've had a year, there have been dozens of meetings, there is no excuse not to have them in on the 16th.

Dave Dietzman –
Thank you, Bob.

That concludes the folks that signed up to comment. Would anybody else like to comment? Are there any additional questions that you might have? Yeah, Bob.

Bob Dick –
Got a question for you. The Board of Natural Resources is still writing and making draft policies. How is that addressed in this document to make sure we're dealing with up-to-date information?

Dave Dietzman –
Yeah, that's a very good question. I don't know if this thing (microphone) is working.

Bob Dick –
Doesn't matter. (Inaudible background voices.)

Dave Dietzman –
Yes, in my introductory comments, I mentioned that, and I don't think you were here yet, the Board is continuing discussion on these draft policies. They have provided input on a number of the department recommended policies, some of that is reflected in draft environmental impact statement, some of that is not because we didn't have that information, although at this point we don't anticipate any substantial changes that would affect the analysis in the draft EIS. We feel like we captured the range of analysis and the range of alternatives to provide them to modify that recommended alternative and so far that's what we've seen. So, we will be identifying that in the final EIS, identifying the Board's preferred alternative at that point and there will be a discussion of that preferred alternative and any changes that that preferred alternative has regarding the impact analysis.

Okay, anything else? I don't want to bore you. (Laughter) We certainly appreciate you coming out It's been a lot of effort. I know that the project team all appreciates this very much. There's a substantial amount of effort gone into the development of this document and I guess we're going to have to, hopefully this is a good sign that there's not a lot of real controversial comments. Hopefully that reflects favorably on the scoping

that we've done over the past year, to try to nail down these policies within the Board's flexibility for making their decision. I'm sure the Board appreciates you coming out, too. Thank you very much and we'll close the hearing.

For the record, this hearing was conducted at the Lacey Community Center, on May 3, the hearing began about 6 PM and since there are no additional folks to provide comment at the hearing, we're going to close the hearing at 6:30. Meeting adjourned.

Commenters 4, 5, 6 and 7: Jim Buck, Rod Fleck, Bob Lynette and Carol Johnson

Transcription of Tape Recording –

05.04.05 Draft Environmental Impact Statement on the Policy for Sustainable Forests
Public Hearing Port Angeles – Peninsula Community College Hearings Officer – Dave
Dietzman, WA State DNR

Dave Dietzman – Let the record show that it is about 6:20 on May 4. This hearing on the Draft Environmental Impact Statement on the Policy for Sustainable Forests is being held at the Little Theater at the Peninsula College campus in the city of Port Angeles.

Jim Buck. If you'd like to come up and please just speak into the microphone here.

Thank you. For the record, I'm State Representative Jim Buck from the 24th District. During the period from 1995-1999 I was the chairman or vice-chairman of the Natural Resources Committee in the House. At that time, DNR was in the process of entering a Habitat Conservation Plan and I fought that effort not so much because I was opposed to the concept of Habitat Conservation Plans, I just thought we could get a better deal than we got. But the effort or my efforts to keep it from happening without legislative authority were not successful and we entered a Habitat Conservation Plan with the federal government which was a multi-species Habitat Conservation Plan. Several years later, the Forest and Fish Act was enacted by the legislature. I was the prime sponsor of that. In the process of taking a look at the Forest and Fish Act and the Habitat Conservation Plan I went ahead and made a site prescription by site prescription comparison between the two and I'd like to read just briefly what the comparison showed. And this is available as public record from my office if anyone is interested. The comparison of the common categories of the HCP and Forest and Fish plan says that the Forest and Fish protections generally exceed the HCP protections. This is somewhat dependant on how minimal harvest in the HCP inner zone and selected removal of single trees, groups of trees, thinning operations and salvage in the outer zone and the wind buffer areas compares with the site prescriptions in the Forest and Fish plan. Forest and Fish prescriptions provide better site protection on Type 4 and 5 streams, which account for 72% of the stream miles in Western Washington. Forest and Fish prescriptions also provide equal or better protection on most Type 3 stream mileage in Western Washington. The HCP protections exceed Forest and Fish protections in Western Washington on only about 10 to 20% of the stream miles in Western Washington and then only in cases where moderate or greater windthrow hazards exist. When considering that most Western Washington private timber is found in site class 1 or 2, 72.6%, it

should be noted that the Forest and Fish provides equal or better protection in 9 out of 12 possible site class comparisons. Now the purpose of reading that was to provide testimony that we have two programs in the state that are recognized by the federal government as meeting ESA requirements. Your multi-species HCP and the Forest and Fish plan which is in the process of being turned into an HCP. The buffer prescriptions for the multi-species HCP are quite specific and the fact that the law requires you to put forth a sustainable harvest plan with a 10-year sustainable harvest plan to, and comply with the HCP, is quite a daunting task. We were assured when the HCP was being considered by a former Lands Commissioner that we would be able to get 644 million board feet a year out of this thing. At this stage, we are not close to that. This is a problem for a lot of citizens in this county and many other counties that rely on a suitable timber harvest to be able to go ahead and find employment, plus be able to provide funds back to the junior taxing districts, such as Forks Hospital, our local hospital the county and a lot of the other places. So I want to urge that we go for a Policy for Sustainable Forests that gives us the maximum amount of wood while still staying in compliance with the ESA. I think that it's important for everyone to understand that I attended a ceremony at DNR headquarters yesterday in which the department received a green certification from the Sustainable Forestry [Initiative® program], which is the first state in the country to have done this. So our compliance with the ESA through the Habitat Conservation Plan and our Forest Practices have put us in pretty good stead, because we now are, have met your requirement for being able to market our wood as green certified anywhere in the country. So I guess the gist of my testimony is that we have been recognized as having a sustainable program and we should work to maximize the return for the taxpayers of the state from this land which is held in trust for them. So with that, thank you.

Dave Dietzman –

Thank you Jim, if you have anything you want us to keep for the record, just submit it or send it in. Alright, we have Rod Fleck.

Rod Fleck –

My name's Rod Fleck, I'm the city attorney for Forks and we've been involved with DNR natural resource issues for quite some time. There are seven things I'm just going to try to point out quickly based on earlier comments and then going through the version today.

First and foremost, there does not seem to be a clear policy on compensation back to the trusts and how that is going to be ascertained and a determining factor and the term compensation is used repeatedly in the document. Still have not seen how that is going to be discussed. This became a huge issue with the Loomis Forest and I think that there would be great advantages to the department to have the Board establish an element in defining compensation to the trusts within its Trust Mandate. I think that would be very advantageous many years down the road. If it was done it would have been extremely helpful in the Loomis situation and might have prevented a large amount of the hostilities that arose when that discussion occurred.

The second item would be aesthetics. Still uncertain whether or not the preferred alternative comports with the Trust Mandate which the primary responsibility to the DNR

is the trust beneficiaries. There should be some way to temper the aesthetics or the preferred alternative on aesthetics to say that aesthetics will be addressed in timber management approaches when there is minimal or short-term impacts, financial impacts, to the beneficiaries. The way it's worded now, you could start having a large number of local areas argued for significant aesthetic set-aside. And the issue of compensation again is referenced there and it does not necessarily address the fair market compensation. Some would argue in fact that by (inaudible) aesthetic buffer the state is transferring a value to those adjacent property owners and their property at the expense of the beneficiaries. Meaning that if I had a piece of property here and I had a view of your land behind me and you haven't cut it, there might be a value to that aesthetic look and if I argue that you should (inaudible) there and not harvest that when you propose a timber harvest, and you do so to accommodate my or my subdivision's interest, you are then depriving the beneficiaries of total compensation for that and transferring that value to those homeowners. I think that's problematic in this policy.

Your older forest policy is getting better. It's now only about 18 times what Dr. Bergeson suggested setting aside in the resolution adopted by the Board of Natural Resources. In her resolution, I think it's 1110, there was a reference to natural forests that the sustained harvest calculation document says is about 2,500 acres, we're now back up to 75,000 acres. (Inaudible) in some of those cases there is an issue here about whether or not the policy statement with a non deferred older forest is in compliance with the obligation with Skamania where there's a reliance on social and cultural interests to determine what the future actions of those are. There's not a reference at all in there with regard to the obligation to the trust beneficiary and that's your primacy obligation. The others are laudable and Skamania's very clear on that one. I think that it can start being or should be addressed there. There is also a concern in this policy about short-term deferrals becoming permanent or long-term deferrals. The example being that the 15,000 acres that were set aside as old growth research reserves were set aside for a 10-year period and then continued in all these proposals these become much longer in their duration and we already have a set of short-term deferrals in the sustained harvest calculation that I think stay in place until 2007 or 2008. As a result, you may be setting a precedent here that those should become much longer term deferrals and your sustained harvest calculation number did not work with that assumption. I'd be kind of concerned about creating that precedent within this policy. I think you're setting yourself up to that argument to be made very easily. I'm still very intrigued and interested if this can actually be mapped where these acres are under this definition. This definition is a lot clearer than the one in the sustained harvest calculation definition where we had niche diverse, fully functional, etc., so I think this definition would be easier to map, but I still think it's owed to the beneficiaries, especially the junior taxing districts, we have a separate obligation that's different than your state beneficiaries to know which taxing those districts those lands are in because that could have a significant impact to the (missing text). And I think again, the Skamania trust mandate, your trust law obligations should be clear about having to account for things that you're moving on and off the balance folks of those who are receiving benefits from it.

The wildlife alternative, I think again alternative 3, you need to stay clearly within the obligations of the trust mandate, not within the interests of the trusts. There's a nuance there that has me concerned especially with the recent project that's been going on with

western Jefferson County where the argument is that that participation in that project is a benefit to the trusts, but it's not been, no analysis has been done on that that I can find in DNR's files that that's actually been determined and calculated. And so I'm a little concerned that this is kind of setting up that same situation where it's while it's in the interest of the trusts if we might be able to, possibly with this in conjunction with this maybe get species recovery quicker, maybe we could do this – based on what analysis, where's your demonstrative evidence that that's actually the case. I think that you're required to do that. The other issue is how you determine when you will cooperate or participate in these types of endeavors with other government and organizations, I think is the way it's worded and does that include such things as land exchanges, does that include such as (inaudible) land management obligations in those areas that are adjacent to maybe some of these participatory organizations property. Those are issues I think that we are still trying to find answers for and I think the plan is, unfortunately, not real clear on.

The external relations, this is a policy it's more of a word smith issue, but as it's worded it creates a hierarchy where the tribes are placed in the primacy position in the sentence over the trust beneficiaries. That's not your trust law mandate. I think if you're trying to differentiate between these different governments, either reword the sentence or flip it around to say the trust beneficiaries, then listing all the other types of government with the tribes first. In addition at the very end of that sentence, it still has me baffled why environmental education is singled out as a means of corroboration, cooperation and participation in the department's management duties. I mean there's a whole host of things that you guys could be doing all those on and if you want to single something out a few of us could argue your trust mandate education would become first and foremost and then maybe a couple of these more laudable objectives.

As for planning, the planning preferred alternative still has a significant concern for us. The SEPA process is not very conducive to cooperative planning. (inaudible) in the HCP actually discusses how planning is supposed to be done, in the HCP landscapes and planning unit and that's a distinction that the department is now collectively putting the landscapes into a planning unit plan. That's not what the HCP talked about when it talked about landscape planning and it did not also rely on SEPA only means of public involvement, cooperation. This administration has laudably taken on this effort and done some of the work under analysis which is an analysis under an assessment package of another alternative which is advantageous, but it doesn't necessarily involve all the stakeholders, it doesn't necessarily involve all of us with an interest in that landscape and I think that it would be much more advantageous to go back and look at what the HCP actually said and I want to see if you can actually do that, if it's too costly, or (inaudible) sit down and ask the legislature if that's something because it was so important in this 70-year agreement that we work out how that will get funded and prioritize that and report this back to the Board. I also think in this whole planning process there should be some feedback report back to the Board because as I understand it, in the OESF there's 11 or 12 landscape units and I don't think one of the landscape plans has been completed yet. Assessments have been underway, but I don't think they've been completed. So, and that's 8 years, 9 years.

Finally, I think it's very important and laudable for the department to get a much deserved pat on the back for the Local Economic Vitality. I can still vividly remember the meeting with then Commissioner Belcher who made it very clear and told the city, myself the mayor, the former mayor and the current mayor of our city clerk/ treasurer, that quote "it was not her job nor her need to care about the Forks economy as part of her operation." While she's never been known for her tact with those she disagreed with, it was disheartening to say the least. This policy at least recognizes the symbiotic relationship between those natural resources and communities and the department needs to ensure that community is somewhat in tact so the department can meet its management goals. If you don't have the folks in the communities who can do the thinnings, do the replants, do the harvesting, do the processing, you won't have the ability to manage your lands. It's that simple, and so understanding the local economic vitality and the relationship with the department is critical and this policy is a much, much needed one and the department really deserves a pat on the back for doing that.

Dave Dietzman –

Thanks Rod. Do you have a hard copy of your comments?

Rod Fleck –

I'll write it.

Dave Dietzman –

Okay, great. Thank you very much. Anybody else. (Attendee asking if they can speak from their seat, Dave saying he doesn't know if the microphone will pick it up from there.) If you could also state your name for the record.

Bob Lynette –

Sure, my name is Bob Lynette and I live at 212 Jamestown Beach Lane, Sequim, and I have to say it, I come from the old days of Bert Cole a long time ago and DNR has certainly come a good ways from Mr. Cole's idea of just cut without any other benefits to the public from their DNR lands. Just a couple of comments and I'm referring to those comments now to the summary Draft EIS four-page handout that was given out tonight at the hearing.

Under Financial Diversification, I would favor the second alternative. Under Forest Health, I would also favor the second alternative. Under Older Forests and Old Growth, I really can't tell from this write-up, but I would certainly favor retention of as much old growth as possible, in fact retain old growth period. Under Wildlife Habitat, Alternative 2, it's very difficult frankly in the writing of it for me to still notice a big difference between 2 and 3, I know there is, but I can't, this write-up is tough to get on four pages, I understand. Under Watershed Systems, I'd favor Alternative 1. And under Riparian Management Zones, Alternative 1 with a slight difference, this says no action alternative protects key non-timber resources by establishing riparian management zones along Type 1-4 waters and, when necessary, along Type 5 waters. I would change that to "when advisable along Type 5 waters to protect ecological values." Thank you.

Dave Dietzman –

Thank you Bob. Anybody else?

Carol Johnson –

Hi, this is Carol Johnson. I'm the Executive Director of the North Olympic Timber Action Committee and I do have my hand-in. I'm just going to make a couple comments separate from what I'm turning in on my prepared document. We do thank you for coming here, I know you travel a long way, we do that during the month when we have to go there, but I appreciate during the whole process of the sustained harvest calculation and now the rewrite of the Forest Resource Plan, you have held these meetings in Port Angeles, and even though I'm disappointed in the turn out tonight, in other events we have had some significant turn out and we appreciate you guys coming this way so that we can get as many people as possible from our community to be here for this.

One of the things that has happened in the past and I know it affects our county and its junior taxing district is when you do plan the harvest, that there is at least something happening in every year of the plan in each of these areas. The counties are always strapped for money and having no continued stream is really difficult for them and I know you've got your goals that you have to meet, but I think it is important as part of your marketing strategy to look at some consistency of (inaudible) to the beneficiaries on an annual basis.

Then the last thing I'll say and I'll give my letter right here (gave letter to Jodi), one of the last things I'll talk about is the alternative for road maintenance. Here on the peninsula we've always had a long history of timber and logging roads, not only DNR, but they connect with private and federal lands and we have made the same testimony for the federal lands that as much as possible, maintain the road systems, upgrade them, make them safe to travel on and make them so that they make a minimal impact on the environment. But the road system is important not only for recreation here, but also as in some cases, alternative roads, detour roads, that kind of thing and certainly we hold them very dear for fire breaks and fire access, recreation and then the access to all lands so that the lands can be managed. Thank you.

Dave Dietzman –

Thank you, Carol. Anybody else? We'll take some time for questions and turn the tape off for a minute.

I just want to thank you for coming tonight and I want to let the record know that it is 7:06 PM and we're concluding the public hearing portion of the meeting. Thank you very much.

Document Received at Port Angeles Public Hearing from Commenter 7:
Carol Johnson



NORTH OLYMPIC TIMBER ACTION COMMITTEE
P.O. Box 1057 • Port Angeles, WA 98362 • (360) 452-6645 • FAX (360) 452-0718

DNR
SEPA Center
P.O. Box 47015
Olympia, WA. 98504-7015

Re: DNR draft "Policy for Sustainable Forestry"

May 4, 2005

To Whom It May Concern;

The North Olympic Timber Action Committee appreciates the opportunity to comment on the draft policy for Sustainable Forestry and thank you for holding a public hearing in Port Angeles.

The need to produce income for the Trusts, while striving for a high standard of ecological protection and meeting the demands of multiple recreational user groups makes your job more complex in creating policies that meet your goals and will be accepted by the citizens at large.

We remain concerned about the definition of old growth and the management within older forests on thousands of acres fitting this category on the Peninsula and the corresponding detrimental affects on Trust beneficiaries.

We support the DNR's expanded marketing strategies to take advantage of market conditions, but it is important to have some consistency of income to the beneficiaries annually.

We hope you will reach a final policy document that allows flexibility, minimizes petty law suits and produces the jobs, taxes and trust revenues we can all benefit from.

Sincerely,

A handwritten signature in cursive script that reads "Carol Johnson".

Carol Johnson
Executive Director

Commenters 8, 9 and 10: Bob Dick, Mark Baugh, Kris McCall

Transcription of Tape Recording –

05.05.05 Draft Environmental Impact Statement on the Policy for Sustainable Forests
Public Hearing Mount Vernon Best Western CottonTree Inn Hearings Officer – Dave
Dietzman, WA State DNR

Dave Dietzman –

Let the record show that it is approximately 6:20 PM on May 5, 2005. This hearing on the Draft Environmental Impact Statement on the Policy for Sustainable Forests is being held in the CottonTree Inn in Mount Vernon. Comments, first person is Bob Dick.

Bob Dick –

For the record, my name is Bob Dick. I am Washington manager of the American Forest Resource Council. I want to say at the onset that we will submit written comments prior to the deadline. And I just want to make three points tonight.

First of all, the document is very comprehensive. The department deserves a job well done on the document. Having said that, point number two is that the document is very complex and that am very much hoping that you will produce a much condensed document that lays out the policies similar to the one that encompasses the Forest Resource Plan policies. That's the document I hope you follow that lead.

The final point I want to make is that your old growth policy is under development. I sat through the discussion with the Board of Natural Resources yesterday. A few things within that and I did make this point to the Board is that the department needs to take into account what happens to the small acreages of old growth as they blow down, burn, get insects in them, etc. What do you do with that? That is not addressed in the document. Once vertical trees become horizontal trees, what do you do with them? Obviously we think that they ought to be salvaged.

The other thing I want to address very briefly is that there are some significant patches of old growth timber, one to take note of is the 15,000 acre piece of old growth timber on the Olympic Peninsula that belongs to the University of Washington that's been sitting there ever since anybody's been afraid to put a saw into it. For understandable reasons. But it's approximately \$500 million worth of timber only and I would suggest rather than just letting it sit there, that the department explore a trade with the US Forest Service. I would much rather see that than the department trying to get \$500 million out of the legislature, which you won't get probably, and go out and buy private land. There is a plethora of Forest Service second growth that I think would very nicely replace that old growth. Give it to the Forest Service and get some land that you can manage.

That's it. Thanks.

Dave Dietzman –
Thanks, Bob. Next is Mark Baugh.

Mark Baugh –
My name is Mark Baugh and I'd just like to commend you guys for the job you've done and the huge amount of time and effort that you've taken to put this policy together. I realize the vast array of concerns that you've had to deal with in organizing this policy and I'm confident that you've reviewed all the environmental concerns in detail and have adequately addressed all the other concerns, the wildlife, recreation and water quality issues in your planning here. I also appreciate that you recognize the fiduciary responsibility that you have to the trustees to provide revenue from this land.

Just recently I've become aware how our schools stack up against schools in other countries and I think it's extremely important that we have as much funding as possible to develop our education systems in the state as we compete on an international market for jobs and things, I think it's extremely important that we fund our schools to the maximum. Since I work a company that owns sawmills in our state, I think it's extremely important for our lumber mills to have a reliable, steady flow of available logging to operate the mills with. We look forward to the implementation of this plan as soon as possible, so that we can be assured that we have a steady resource supply going forward. And of course we would favor the largest cut you guys believe is sustainable in those (inaudible, sounds like "lands" or "plans").

It's also important that we recognize that the timber that comes from these lands is necessary for supporting the rural economies of this area. Not only is it a steady supply of timber for the well-being of mill works in Everett and Snohomish, Arlington, Darrington, Anacortes, Everett, Epperson and all the other mill towns in our communities, but there's also the huge group of people that are timber fallers and loggers and truck drivers and mechanics that are involved in getting that timber to the mill. And also all the other people that are involved and that they support in the businesses in their communities from equipment sales right down to the local grocery stores. So, we want to make sure that all of those people are given consideration in the planning of this.

I do think we can (inaudible) in the way the department is presenting some of the logging that they have for sale, especially in their log sort programs. The company that I work for is a very large purchaser of Department of Natural Resources volume and we find this methodology of sale detrimental to our needs and we can't really see that it's of any benefit to the trusts that own it. And we'd preferred to see sales sold on a lump sum basis. Again, I'd like to thank you guys and the Board for the hard work you've put together and compiled in this plan and we look forward to its implementation and the healthy, productive forests that will develop as a result of this plan.

Dave Dietzman –
Thank you, Mark. Kris McCall.

Kris McCall –
Good evening. For the record my name is Kris McCall, proud resident and (inaudible) of Skagit County. First I'd like to commend the DNR and the Board for all of their hard

work and due diligence that went into the Policy for Sustainable Forests. There have been a number of changes since 1992 that warrant a change in policy. These include 1) the adoption of the HCP, 2) change in the allowable annual cut, 3) new Forest Practice rules and 4) also a huge increase and interest in recreational activities. It seems like it'd be hard to generate a document to cover all the areas and changes, but this one does it well. Not only does it cover key cultural, social and environmental issues, but recognizes the DNR's fiduciary responsibilities to the trusts. I feel the new Policy for Sustainable Forests will assure Washingtonians continual benefits from the state trust lands. Thank you very much.

Dave Dietzman –

Great, thank you, Kris. I don't know if you have written copies that you want to leave with us now, you can if you want. If you don't we'll just transcribe what you've said. Anybody else?

The next steps are to gather all the comments and we're going to take a close look at those and have some internal review of those and decide if we need to make any amendments to the document, go back to the Board with a summary of those in some shape or form and we plan on issuing a Final Environmental Impact Statement probably, it looks like September, could be late August, but it's more likely to be in September sometime.

The Board also accepts comments on their proceedings at their regularly scheduled Board meetings, except August which is reserved for the annual Board retreat. So, if you want to show up at those, you're welcome to do that.

With that, I just want to thank you for coming. We really do appreciate you coming out. We've been putting a lot of time into this document and it's good to see you people show up that are interested in seeing it go forward and so we appreciate you coming out.

So, let the record show that this hearing in Mount Vernon is being concluded at approximately 6:30.

Commenters 11, 12, 13, 14 and 15: Leigh McKeirnan, Mike Davis, Bob Dick, John Links and Al McKee

Transcription of Tape Recording –

05.09.05 Draft Environmental Impact Statement on the Policy for Sustainable Forests
Public Hearing Longview Cowlitz County PUD Hearings Officer – Dave Dietzman, WA
State DNR

Dave Dietzman – Let the record show that it is currently 6:17 on May 9, 2005. This hearing on the Draft Environmental Impact Statement on the Policy for Sustainable Forests is being held at the PUD headquarters in the city of Longview and my name is Dave Dietzman and I am the hearings officer. And with that, we have Leigh McKeirnan. If you'd come up here so we can make sure we get them tape recorded.

Leigh McKeirnan – I think a perfect example of what could happen to the state trust lands when you don't do enough concern over the geology, for example look at the trust land back there in that photograph shows how steep it is and years ago they determined it would be not economically feasible and was too environmentally sensitive to log. So you need to consider geology more before you log these trust lands. And also you have to think of like Wildlife Watchers of America conservative group found out that there's much more money to be made in tourism and you have to think of the basic community, too, that the trust lands in and the needs of the state for that trust land as well as the wildlife. Don't just do what you did behind us and log an 8-foot across old growth tree and if you save an eagle's tree by some miracle, please leave a buffer around it so it really lasts. All the homes where I live, there were no buffers left. So, everything slid and I think you need more enforcement of your trust lands protection and I think logging them for wildfires, that's such an excuse I mean the city attorney in our town said we might need to log it for wildfires. What stands on documented steelhead salmon, cutthroat trout, smelt river with otters in it, documented by Lower Columbia Fish Recovery, it has three eagle's nests, documented by Wildlife, owls, eagles, there are eight bald eagles on my street but Wildlife says it's not an important eagle area. There's a wetland lake with thousands of ducks. I counted 700 just in a time period of just walking maybe 15 minutes on the dike, 700 geese going into that river valley before an ice storm. Need to think of wildlife. And then access, another reason or another excuse for logging is access and recreation. Doug Sutherland gave it straight to the city, then the city manage couldn't split it, the Kelso-Longview parks department take the parks department back to Kelso instead of giving the trust land to the city parks, Doug Sutherland gave it straight to the city with no logging restrictions. Recreation, we have around the Jacobsen transfer we have all kinds of we have all kinds of lands we're trying to attach to it and pick up which the city's tried hard not to allow us to do. And I would like you to really consider saving this special area as a focal point. We have something so special right in the center of town, you've logged everything else all around it. I gave you two geology reports from two university geologists saying it could unleash land sliding into the river valley. That floodplain right next to it floods every year even in drought years. You need to consider all of the wetlands, the drought, all the conditions around it. The dike's been raised many times, that dike protects schoolchildren, and the elderly. You didn't care about 126 homeowners in Aldercrest, you didn't care about the 300 of us. I called the DNR personally beforehand. I walked buffers with city officials and we gave them petitions that would save everything.

Nothing we did and we were involved for years during all that slide stuff and you still allowed Weyerhaeuser to bankroll Eagle Ridge doing all this illegal logging and it doesn't happen here, it happens all over the state and all over several states and you should check into the illegal logging practices of Weyerhaeuser in trust lands. And enforcement and enforcing buffers around rivers, eagle's nests. Why does Wildlife say it's not an important wildlife area when there's eight bald eagles of on my street that I took photographs of and sent them. Why did the DNR come back and log the cliff at the end of my street after 126 homes slid a block down. That was ancient landslide area that geology shows you are not to log land, steep slopes. There's no enforcement, you enforce the codes on your trust lands because look what happens it will cost you a lot more money. This time I had Fran, Farra put it in, sign for those geology statements and this time I'm holding the DNR responsible. If God doesn't hold you responsible, I will.

I'm sure you'll have to answer to God if I'm not successful someday. For all the schoolchildren and all the elderly on the other side of that dike, it's been raised many times and that's before any logging. Ninety years you had the nobody logged geology areas, why do you do it now?

Dave Dietzman –

Thank you, Leigh. Next one, Mike Davis.

Mike Davis –

I've had the opportunity to testify at a number of these hearings and typically I do so as a representative of the company I work for, but tonight I'd like to say a couple things as a citizen. But before I take that hat off, I would like to say a few things about the DNR and their enforcement. The company I work for, we log a number of DNR sales and we get our ears pinned back if we don't still to the rules and regulations that we have in our contracts and I think you guys do a good job of enforcement.

Anyway, now as a citizen, I think we should all pause and reflect about our trust lands in this state and how fortunate we are to have the type of system we do in this state. We have 2.1 million acres that are mandated by law to produce revenue for named beneficiaries. And even though we may not be specifically those beneficiaries, we all benefit from our state lands. We all have kids or maybe a spouse or grandchildren or someone that's directly related to the schools in the state and in some way or form, we all benefit from our trust lands.

Quick story, about 10 years ago I moved from Washington to Oregon. And I spent those years in small rural communities down there, and you all might remember in the late 80s and early 90s when the federal timber sale program fell apart. Those highly federally-dependant communities and schools down in the state of Oregon really struggled when that federal timber sale program essentially went away. And I'm here to testify today, 15 years later, that those schools and communities down there are still struggling. And I know that happened up here in the state of Washington, too. And it's real important that there's a social and economic link in our small communities and our rural areas with the timber communities. For instance, an operator will move into a small community and he'll need a work force for his operations. The community needs a way of life, so the two become linked. All of a sudden you have money and dollars flowing into the community supporting businesses and the schools are vibrant, their healthy, the communities are healthy, and the counties are healthy. If that goes away, then it creates a drag. The schools start to fall apart, the communities suffer and it creates a drag in the local counties and those counties are going to start to drag down some of the larger cities in that same county. So one way or another, we're all affected by it.

Finally, I'd like to make a comment about the DNR's recognition of wildlife and recreation in their plan. I think they've done a good job of recognizing the importance of these industries. I think the recreation and tourism industries go hand-in-hand and real well with the timber industry. Recreation and tourism jobs help complement and they help supplement timber jobs. But make no mistake about it, tourism and recreation jobs will never, never substitute blue collar timber jobs in our rural counties. Those blue collar timber jobs are the jobs that are going to put the food on the table for those

families in those rural communities. And I'd like to complement the Board and complement this DNR staff that has been involved with this. I think you guys have done a great job and I think you've done a service to our community. I'd also like to encourage anybody that knows a school board member or a county commissioner to get involved. This is an important process. Thank you.

Dave Dietzman –
Thank you. Next we have Bob Dick.

Bob Dick –
For the record, my name is Bob Dick. I'm Washington manager for the American Forest Resource Council. I've got four points I want to make.

Kind of building on what Mr. Davis just had to say. We all use forest products, we all use wood, we all use it every day, multiple times a day. There is a demand for what we, the forest industry, produce. The trust lands are an integral part of producing the forest products that we use. Recognizing that the trust lands are not there for the benefit of the forest industry, they are there for the benefit of trust beneficiaries, but it's a unique relationship that we have with DNR and the trust beneficiaries to produce the products to produce the income for the beneficiaries.

I think one of the points I want to make tonight is that you DNR operate within quite a matrix and while the draft document does a good job of covering that, I'd think it wouldn't hurt to say it in public. First of all, you have the Public Lands Statutes which lay out the basic charge of what you do, how you will do it. Then you have the Sustainable Yield Statute that says whatever you do, you will do within the concept of sustained yield. In other words you will advantage no generation over another generation, today or tomorrow. You have the Multiple Use Statute that says that when activities are compatible with the trust mandate that you can engage in other activities or allow other people to engage in other activities on these lands, recreation or whatever. You have the Forest Practices Statutes and Regulations which have gone from basically a reforestation statute prior to 1974 to a set of rules and regulations that come in a three-ring binder about an inch and a half thick. They are very sophisticated, probably the most so in the nation. We have SEPA, the State Environmental Policy Act. Every timber sale that you put up goes through SEPA. Every policy that you put forward goes through the SEPA process to ensure the public has a say. You have a Habitat Conservation Plan which is arguably the most stringent in the nation, which really is the defining document for how DNR will manage its lands on the westside. You have the agency review, once you go through all the other stuff, the other agencies get a shot at you to make sure that what you're doing falls within the purview of their particular missions. You have local and regional planning processes where you have your folks in the field planning, recognizing the local problems, challenges, etc., to make sure those are addressed. Finally, you have the timber sale contract which is very specific about what the contractor can and cannot do in the field. Taken as a whole, this matrix provides a significant amount of environmental protection. It provides a significant amount of input for the public into your process.

Want to close by saying that I have substantial opportunities to spend time in the field looking at how all this stuff gets done on the ground and I have to tell you that I think

that DNR's land management is very, very professional. I think that your field people deserve a lot of credit for taking all of this stuff and putting it to work on the ground.

Finally, I'll say what I've said a couple times before and that is that this is a very complex, thorough document, and all of you are to be congratulated on putting together a good set of draft policies.

Dave Dietzman –
Thank you, Bob. John Links.

John Links –
What I came to say I can say from here.

Dave Dietzman –
I don't know if we'll get it on the record.

John Links –
That's fine. I don't (inaudible) part of the record.

Dave Dietzman –
Okay.

John Links –
I'd like to applaud the DNR for how they've conducted themselves in this process and I strongly support (inaudible) and appreciate that they have regained sight of their fiduciary duties to the trusts. Thank you.

Dave Dietzman –
Thank you, John. I apologize, I don't think I can read this last name.

Al McKee –
I don't really have prepared comments. I'm a Skamania County Commissioner and I not only represent Skamania County, I'm the vice-chairman of the Washington Timber Counties. First of all, I identify myself as one of those county commissioners that Mike Davis was speaking about earlier and I know just how those Oregon counties feel coming from Skamania County. Our county depends heavily on timber harvest for jobs and county revenue for services and it has over the years. And if we're going to survive in the future, we're going to have to continue to depend on them to a greater degree than we've been able to for the past few years. I would like to also emphasize that that's not just a plight in Skamania County, but in the state of Oregon and state of Washington both, there are a lot of small rural communities that are surrounded by timber and the only way they'll survive is if there can be something done in that forest to support those communities, which means that there needs to be intelligent stewardship and I think this plan espouses intelligent stewardship. Their program allows for harvest to support the dependent communities and still sustain what I think is a reasonable level of old growth and support the multitude of species that depend on the habitat related to the forest.

As far as timber counties are concerned, I'm just going to quickly review some of the things just for the record here to let you know or to re-emphasize the point that these

points were unanimously adopted by the timber counties and I believe there are 21 timber counties and I'm not aware that any of them have changed their mind in the interim. Of course timber counties support the use of active management.

They support the use of ownership grouping which provides sustainable harvest calculations for each individual county.

They support the elimination of the DNR policy maintaining at least 50 percent of each watershed administrative unit in timber 25 years of age or older, which has been referred to as the 50/25 strategy.

They support the use of the HCP intent of eight leave trees per acre and elimination of the DNR policy addressing leave trees at the stand level as a percentage of the available trees.

They support the maintenance of 10-15 percent of the HCP planning units in older forest conditions.

The timber counties support controlling harvest regulation by permitting wider fluctuations, which is called modulating, but still providing for certainty to provide for more flexible management that allows the DNR to be more responsive to markets. This approach limits changes to +/- 25 percent of the previous decades harvest level, as defined by timber volume.

The timber counties support the use of economic value as the basis of sustainable harvest calculations. The basis of this decision was a desire to see the DNR focus more attention on the counties needs to additional income from the Forest Board lands and recognition of the affect of this proposed change in policy.

The consensus decision reached by the timber counties would support the Board of Natural Resources in selecting alternative 5 or 6 or a combination of those two. And the primary difference between 5 and 6 was the use of Dr. Jerry Franklin's biodiversity pathways in alternative 6. The policy results in the ability to manage more of the landscape and speeds the process of developing desired fish and wildlife habitat conditions.

And I would conclude by saying that I think this, or I would reiterate what some of the others have already said, that I think the process has been very thorough, very well thought out and I know it's involved a lot of hours of people that needed to be using doing other things and we in Skamania County really appreciate that and are looking forward to the impacts in the future. Thank you.

Dave Dietzman –
Thank you, Al. Anybody else.

Leigh McKeirnan –
Can I make one quick comment. Just one please. Probably (inaudible) other area (inaudible) in forestry that I (inaudible) know about. But I was involved in the process around (inaudible) that cost the federal government multi millions of dollars (inaudible).

And then people don't bother to (inaudible) – remainder of comment is inaudible – lots of noise with people getting up, etc., speaker didn't come back up to the microphone to have comment on recorder.

Dave Dietzman – I want to thank everybody for coming here tonight. There has been a lot of work gone into the development of these policies and the department and I know the Board, really appreciates your interest in moving the process forward.

I will go ahead and close this portion of the comment period, then I'll give my closing remarks. For the record, let the record show that this public hearing in Longview on the Policy for Sustainable Forests at the PUD building is being closed at 6:40 PM. Thank you.

**Documents (3 Pages) Received at Longview Public Hearing from Commenter 11:
Leigh McKeirnan**

Hi Leigh,

Sorry for the delay in getting back to you, but I've been very busy trying to leave town for a few months on a research trip.

Based on your experiences, it does sound like DNR should stipulate that any land transferred to the city as a "wilderness area" not be logged, especially if the ground is steep and slope stability is a potential concern. Feel free to forward my email to Debi Van Buren (I don't have her email address). No geologist worth their salt would argue that cutting mature trees down on steep soil-mantled slopes would not affect the potential for slope instability. In regard to your question about the proposed road down the slope from your house, any geological report should address the potential for cutting material from the toe of the slope to affect potential instability upslope. And any jurisdiction (city, county, whatever) should insist on a quality analysis and review the work of consultants paid by project proponents. If you want someone to review such reports for you, you might contact Tim Abbe at Philip Williams and Associates (in Seattle); he is a registered geologist who graduated from UW a few years ago.

FYI, I will be out of town for most of this spring (from this afternoon to May).

Sincerely,
Dave

David R. Montgomery, Professor
Dept. of Earth & Space Sciences
University of Washington, Box 351310
Seattle, WA 98195-1310
(206) 685-2560 phone
(206) 543-3836 fax

*Received from
Leigh McKeirnan
@ May 9, 2005
public hearing
in Longview.*

AREA NEWS

SATURDAY

Ever-expanding impact



From left, Kelso city councilman Alan Slater, geotechnical engineer Ken Bass and civil engineer Tania Berquam of the Army Corps of Engineers walk away from a mudslide that is choking an unnamed creek in the Aldercrest area and that could threaten the Coweeman River.

Aldercrest slide could send mud into Coweeman

ARON STEINBERG / THE DAILY NEWS

Kelso officials are raising the possibility that the Aldercrest landslide could send a mud wave slushing into the Coweeman River.

Such a slide could damage the Grade Street Bridge or block the river itself.

Less dramatically, the slide could gradually wash so much silt into the Coweeman that it would clog the river and cause it to flood.

The city is enlisting the Army Corps of Engineers to evaluate these hazards and determine whether it can do anything about them. They are talking, at least, about building a check dam on the unnamed creek at the base of the Aldercrest slide.

"There's far more mud down here than I thought there would be," City Councilman Alan Slater said during a tour of the slide Thursday.

As the Aldercrest slide slowly slips downhill, tons of soggy, gooey, sticky mud are oozing into an unnamed creek at the eastern base of the hill. The slide mass is several hundred feet wide and is pushing old sewer pipes, houses, trees and dirt into the creek, cutting across an old state logging road.

A slug of debris a couple hundred yards long is blocking the creek, which locals have called Bear Creek for decades. The shattered remains of the home of Dan and Shelley Hughes is scattered like flotsam on top of the mud, several hundred feet downhill from where it was built.

All this movement has officials concerned on two counts.

■ A sudden surge of debris could dam the creek, trapping water upstream. Eventually, the ponded water would break through and a wave of water, mud and trees would sluice into the Coweeman, a scant half-mile or so to the north.

■ Alternatively, the creek could steadily pick up the mud and carry it into the Coweeman as the mountain hemorrhages soil that bleeds into the river.

The impact of these scenarios is uncertain. At the very least, says City Engineer Kay Adams, it would add silt to a riverbed already clogged with volcanic sediment brought up the Coweeman by Mount St. Helens mudflows on May 18, 1980.

"If you continue to silt in the bottom of the river, it will lose its capacity," Adams said. Only a heroic sandbagging effort prevented the Coweeman dike from falling in February 1994, sparing South Kelso from a major flood.

At worst, a cascade of mud could bring so much debris into the river that it could swallow the Grade Street Bridge about a mile below the junction of Bear Creek and the Coweeman.

"All those trees and rock wads — if they get out in the river during a flood event, it could run it into the bridge. I don't know how much the bridge could take, and I really don't want to find out," Adams said.

Another possibility is that the river could be blocked, temporarily, by a logjam, though Adams said that's a long shot.

There are two comforting facts: One, Bear Creek is a small drainage, so it does not carry much water to

comparison to the Coweeman itself. Two, the worst of the rainy season is probably over, buying the city some time to study and act.

Tania Berquam, a civil engineer with the corps who inspected the slide Thursday, called the moving hill "a pretty incredible landslide."

She and Ken Bass, the city's contract geotechnical engineer, agreed that there's no way that the slide can be arrested at an acceptable cost. It's probably impossible to even set up a drill rig on the slide, Berquam said, because the soil is so soggy.

"You can't even walk on it. It appears to be very viscous," Berquam said.

This reporter found that out himself Thursday when he sank to mid thigh in what had appeared reasonably stable ground. Adams said a city worker recently rescued a man who had sunk into the mud up to his waist.

Solutions to the problem are limited. Two possibilities discussed Thursday: Dredging silt out of the creek or the Coweeman (either for building a check dam — smaller but similar to the one the corps built on the Toutle River in the mid 1980s to stop erosion of volcanic debris).

Before the corps gets involved, Berquam said, it must decide whether it can take action under its "advance measures" authority, which allows it to take steps to head off disasters. She will take the issue to her supervisors next week, Berquam said.

Adams said nothing forces the city to act, but the mud at the very least will cause a silt problem for endangered fish runs.

Bus company Kelso depot is 'illegal and unconstitutional'

CONYER MCKINNEY / THE DAILY NEWS

An Oregon bus company and the city of Kelso are in a legal battle over a city ordinance that requires a depot to obtain a permit.

Pierce Pacific Stages Inc. is arguing that the ordinance is "illegal and unconstitutional" and asking for a permit.

Greyhound pays the city to use the point out. The Thualain, Ore., company said Pierce Pacific President John Pierce's city ordinance is "illegal and unconstitutional" and asking for a permit.

"Greyhound rents an agency in Kelso, Ore., to handle the bus stop. Moments after a Kelso police officer issued a ticket to Pierce Pacific, Pierce's lawyer, Michael J. Minton, called the city and demanded that Pierce be allowed to pay the \$170 monthly fee for the bus stop off at a curb.

"Greyhound rents an agency in Kelso, Ore., to handle the bus stop. Moments after a Kelso police officer issued a ticket to Pierce Pacific, Pierce's lawyer, Michael J. Minton, called the city and demanded that Pierce be allowed to pay the \$170 monthly fee for the bus stop off at a curb.

Pulling to a curb on a public street, Kelso police officers have been protesting the city to stop them from doing so.

The city on Friday had not received Pierce's attorney, Michael J. Minton, to Police Chief Steve Scobell. Pierce's was the third ticket in drivers wracked up. Each carries a \$170 monthly fee for the use of the terminal.

Vancouver bus driver Judith Thursday on suspicion of unlawful use of a public street. Pierce's lawyer, Michael J. Minton, called the city and demanded that Pierce be allowed to pay the \$170 monthly fee for the bus stop off at a curb.

According to a police report, Greyhound bus lines jacket and other equipment. When an officer issued a ticket to Pierce Pacific, Pierce's lawyer, Michael J. Minton, called the city and demanded that Pierce be allowed to pay the \$170 monthly fee for the bus stop off at a curb.

The incident was so bizarre, Scobell said, that he was wondering what kind of bus they were pulling up in front of the city. Pierce said that nothing was wrong.

He said his company has Greyhound passengers and that the company. He said she was driving a Pierce Pacific bus at the time. But when police called Greyhound, a Greyhound employee, and Tom Pierce Pacific is not affiliated with Greyhound's legal department.

Inquiry into the matter, police will investigate. Meanwhile, Scobell said officers at the train depot to ticket Pierce Pacific situations is resolved.

Paper workers to hold rally

The Association of Western Paperworkers is holding a rally Sunday in Kennewick to support displaced timber workers and their families.

The Timber Retraining Benefit Fund extends the duration of unemployment benefits — will end June 30 unless the state Legislature acts.

The rally is scheduled for 1 p.m. at the Local 153 Hall at 724 15th Ave.

ARSENAL

(CONTINUED FROM PAGE A1)

without a license. His bail was set at \$10,000.

Bail for Phillips, who was also arrested on a probation violation warrant, was set at \$20,000.

In an interview earlier this week, a longtime friend of Phillips expressed his distress about how the young man's reputation has been tainted by what he sees as sensationalist media coverage.

Jones says the two young men stayed in the minds of police after a November 1997 incident in which they and three others were arrested for allegedly burglarizing the Broadway Campus of St. John Medical Center.

From police on the scene at the time, Jones said, "The flavor that I got... was that these guys were decked out like a military unit or a SWAT team. It was very unusual."

All were wearing military fatigues, had rappelling or climbing gear and maintained radio communication with one another, he says. "Obviously, not your run-of-the-mill teenagers."

Phillips and Phillips' wife, Jones, accused of the

"It looked like he was writing notes to himself for a book about his life's end on the street."

He talked about a personal code of honor. He talked about how to survive on the street when you're on the run.

There was some talk about contacting skinheads, not sym-

metrical, complete lists of local and area scanner frequencies, military uniforms, first aid kits and Lydiane, apparently to use as an anesthetic if they needed to subdue themselves.

Brewer subjected to the description by police that they'd turned up a "military style explosive

device" in the car. Jones said she had a copy of the "It has various recipes and by sleep instructions to make improvised weapons." Jones said police have also been

description of one of their opinions was it wasn't through them. "That's his dad's way of saying it."

Jones says gathering the car was for the pair to know with on the street.

The young man had also had numerous publications and possessed a copy of the

Phillips said he had a copy of the "It has various recipes and by sleep instructions to make improvised weapons." Jones said police have also been

PORTLAND STATE UNIVERSITY

March 4, 2002

Department of Natural Resources
State of Washington

Dear DNR -

It has come to my attention there might potentially be logging on some steep lands in the Kelso, Washington area. The area in question is directly east of where the famous "Aldercrest-Banyon Landslide" occurred in 1998 in Kelso. The Aldercrest-Banyon Landslide is now the second biggest landslide in American history involving homes. I have been working on slope stability and landslides in the Kelso area for the past five years - as a consulting geologist and also as a professor with my students in class projects. I am very familiar with the area.

It is my understanding that there might be some transfer of this land to the city of Kelso and that it might be logged in the future. I would hope that you would completely investigate the potential of logging the site and restrict it. There are some very large, ancient landslides that we have mapped on the site and logging them could lead to slope instability at the site. It would have great impact on the streams and the hillside. I will be taking a group of geologists up to Kelso in May from all over the United States, and one of our stops on the trip is to talk about the ancient landslides on that unlogged piece of land. I would highly encourage you not to allow logging on the site. There is a great potential for slope failure there.

I know that you will have questions on my statements - I would love to answer them. You can contact me at 503-725-3389 by telephone and burns@pdx.edu by email. Good luck in making your decisions.

Sincerely,

Scott F. Burns
Professor of Geology

Scott Burns

Department of Geology, Portland State University, Portland, OR 97207-0751 • (503) 725-3389 • FAX (503) 725-3025 • BurnsS@pdx.edu
Scott F. Burns • Sherry L. Cady • Kenneth M. Cruikshank • Michael L. Cummings (Chair) • Christina L. Hulbe

Document (3 pages) Received at Longview Public Hearing from Commenter 15: Al McKee

Mike DAVIS
Al McKee
Skamania County
Vice-Chair of
WA Timber Counties

December 15, 2003
To: The Members of the Board of Natural Resources
From: Dan Cothren, Chairman,
Washington State Association of Counties, Timber Counties
Re: Comments on the Draft EIS on the Sustainable Harvest Calculation

The Western Washington Timber Counties subgroup of the Washington State Association of Counties respectfully submits the following comments on the Sustainable Harvest Calculations Draft Environmental Impact Statement of (SHCDEIS) to the Board of Natural Resources (BNR). The subgroup is composed of all the western Washington Counties with Forest Board Transfer and/or Forest Board Purchase Trusts within the County.

The Timber Counties recognize that well managed, sustainable forests are a sources of pride, employment, recreation, and valuable fish and wildlife habitat; and that the sustainable harvest calculation will guide the management of Washington State trust timberlands for revenue generation supporting schools, universities, counties, ports, and numerous other taxing districts, while providing employment and recreation for Washington citizens and conservations benefits from quality habitat for fish and wildlife.

The Timber Counties have reviewed the alternatives and underlying policy options found in the SHCDEIS. After consideration of each of the alternatives, the Timber Counties have reached consensus on requesting that the BNR adopt the following policies:

Received from Al McKee @ May 9 public hearing in Longview.

1. **The Timber Counties support the use of active management.** This decision was based on a number of factors, including higher net revenues for the timber counties, more jobs in the woods due to increased thinning and other silvicultural activity, reaching fish and wildlife habitat goals sooner and the prospect of managing more of the land base with fewer single purpose set-aside areas. The Timber Counties recognize that this level of management activity may require a reasonable increase of the gross revenues set aside in the Forest Development Account (FDA) to support DNR's management costs. The Timber Counties are willing to consider increases in the FDA share of proceeds if they are based on the lowest reasonable cost of business which would generate the highest net revenue to the counties.
2. **The Timber Counties support the use of an Ownership Grouping which provides sustainable harvest calculations for each individual county.**
3. **The Timber Counties support elimination of the DNR policy of maintaining at least 50% of each watershed administrative unit (WAU) in timber 25 years of age or older ("50/25" STRATEGY).** The current use of this policy results in conflicts with implementation of the HCP, a reduction of management flexibility, reduced harvest volumes, with little added environmental protection.

This program allows few harvest to support those dependent communities & still ~~for~~ sustain old growth that supports the multitude of species,

-
4. **The Timber Counties support use of the HCP intent of 8 leave trees/acres and elimination of the DNR policy addressing leave trees at the stand level as a percentage of the available trees.** The current practices were adopted without the benefit of SEPA analyses and were not an approved element of the HCP. The HCP requires that 8 trees per acre be left after a regeneration harvest to meet the need for maintaining elements of an older forest. The BNR should encourage DNR to clump or grouping leave trees on the landscape rather than spacing them evenly across harvest areas unless specific management objectives or rules require otherwise.
 5. **The Timber Counties support the maintenance of 10-15% of each of the HCP planning units in older forest conditions.** This would provide the ability to move the “older forest” around the landscape over time and manage more of the land base rather than creating set-asides that complicate management.
 6. **The Timber Counties support controlling harvest regulation by permitting wider fluctuations (modulating) but still providing for certainty to provide for more flexible management that allows the DNR to be more responsive to markets. This approach limits changes to +/- 25% of the previous decades harvest level, as defined by timber volume.**
 7. **The Timber Counties support the use of economic value as the basis of the sustainable harvest calculation.** The basis of this decision was a desire to see the DNR focus more attention on the counties need for additional income from the Forest Board lands and recognition of the affect of this proposed change in policy. Alternatives 5 and 6, which utilize economic value as the basis for the SHC, provide for high levels of net returns to timber counties while providing for conservation and other benefits.

The consensus decisions reached by the Timber Counties would support the BNR in selecting Alternative 5 or 6 or a combination of these alternatives. The primary difference between alternative 5 and 6 is the use of Dr. Jerry Franklin’s “Bio-Diversity Pathways” in alternative 6. The policy results in the ability to manage more of the landscape and speeds the process of developing desired fish and wildlife habitat conditions. The use of “Bio-Diversity Pathways” causes considerable changes in income streams in specific counties between Alternatives 5 and 6. The Timber Counties ask that the BNR consider a combination of Alternatives 5 and 6 to insure a reasonable and stable income stream to each county.

The package of policy decisions described above will result in an outcome that is highly acceptable to the Timber Counties. The package also provides for significant ecological and social benefits that will benefit all generations. We feel that this package is fully sustainable, providing an appropriate balance of ecological, social and economic factors. We ask that the Board view these comments in their entirety, rather than individually, since changing one of the policies could result in a dramatically different outcome.

We are appreciative of the open deliberative process and wish to thank you for your consideration of the Washington Timber Counties position on these important policy decisions.

Sincerely,

Dan Cothren, Chair
Timber Counties, Washington State Association of Counties

Commenters 16 and 17: Stewart Wechsler and Joe Monks

Transcription of Tape Recording –

05.10.05 Draft Environmental Impact Statement on the Policy for Sustainable Forests
Public Hearing Bellevue Community College Hearings Officer – Dave Dietzman, WA
State DNR

Dave Dietzman – Let the record show that it is now about 6:55 PM on May 10 and this hearing on the Draft Environmental Impact Statement on the Policy for Sustainable Forests is being held at Bellevue Community College in the city of Bellevue and our one and only commenter at this point is going to begin and if you would begin by please stating your name clearly for the record, we'd appreciate that.

Stewart Wechsler – My name is Stewart Wechsler. I'm a naturalist, ecologist, not an ecology degree but I've been studying it intensely for quite a while and I'm deeply concerned about our natural heritage in this state. I think that harvesting trees is something that I want, I love wood and I think that they're good jobs. But I think in the long run, managing our forests for maximum preservation of our natural heritage or biodiversity will be much more important to us in the long run and future children and future generations.

This term forest health is often used. As a botanist and ecologist, I want the plants to feed the insects, to feed the birds, to enjoy the insects for themselves, to feed the birds and the lizards and everybody else and to sustain the food chain. I want trees to be sick to support woodpeckers and support the fungi which break down the trees and create habitat for all sorts of things. So to me, what a commercial forest manager calls an unhealthy forest might be a healthy biodiverse forest. I understand the concerns when one species of insect say does a whole lot of I'll call it damage, but that's still subjective, to a whole lot of area at once and sometimes that's because something's a little out of control or out of balance, such as what happens when you suppress fires for a long, long time. I would like to see a complete ban on bio-engineered plants or animals in our forests. They can have long-term damages. If a tree that's insect resistant is introduced we starve the insects and starve the birds. That's not a good thing. I would like any use of pesticides or herbicides to be done with valuing everything, every organism that could possibly be impacted and think a little further and try to find some other ones because we'll never know all the things that will be impacted.

When we plant things, we interrupt the natural succession and we interrupt the biodiversity and we prevent the things that nature would have planted from being there. So there's some advantages. You might have a forest quicker. It's good in some ways. You might have a lack of some of the things that would be there after a natural fire or all those different plants and animals, fungi if you want to add the other kingdoms, etc. So I don't think planting should be considered "oh it's just a good thing to replant." It's got a downside, too.

Other than that, general comments about forest policy, I don't have many, but I'd like those things to be considered and I hope to have the energy and time to read more so I can comment more specifically.

Dave Dietzman –

Very good. Thank you, Stewart. I know we have another gentleman that just joined us. Might turn the tape off for a minute. (Tape turned off until new gentleman was signed in and ready to speak). We'd ask you to try to keep it within about 5 minutes or so.

Joe Monks –

It'll be less than that. Thank you for this opportunity to comment on the draft EIS. My name is Joe Monks. I'm a life long resident of western Washington and I've worked in the forest products industry since graduating from the University of Washington in 1978.

On a primary note, first of all I have to congratulate the DNR on securing forest certification by the Sustainable Forestry Initiative® Program. That's a job well done. I think this acknowledges the DNR's land management requirements and activities that benefit every citizen in the state of Washington.

Secondly, and the reason of course we're here tonight is to comment on the proposed revisions to the 1992 Forest Resource Plan. The 1992 plan was very cumbersome and failed, in my opinion, to adequately address the needs of the state's trust forests and the needs of the beneficiaries of the forests. These needs are diverse and include forest health, environmental protection, sustainability of the timber resource, and economic benefits mandate by the trusts endowment policies. \$250 million a year is something all taxpayers in the state of Washington should be proud of and happy to receive.

The preferred alternative, while still too limited in its economic benefits and timber resource supply, will be sustainable for future generations and will enhance the health and habitat of our state's valuable trust forests. It will remove a mere 1-1/2 percent of the growing forest resource inventory, while contributing to an increase in that inventory to nearly 150 percent of today's standing timber all in one generation's passing. The Board has recognized that our forest is an asset that must be managed to satisfy a broad array of beneficiaries and public desires. The Board has also effectively addressed the issues of the forest protection, its health and its habitat for future state of Washington generations. Thank you.

Dave Dietzman –

Thank you, Joe. Let me just go over the next steps. The next steps are to gather all the comments and we're going to take a close look at those and have some internal review of those and decide if we need to make any amendments to the document. We will be going back to the Board with a summary of those in some shape or form. And we plan on issuing a final environmental impact statement probably in September or it could be in late August. The Board also accepts comments on their proceedings at their regularly scheduled Board meetings, except August, which is reserved for the annual Board retreat. So if you want to show up at those Board meetings, you're welcome to do that. With that, I just want to thank you for coming out. We do really appreciate your

attendance. A lot of work has gone into preparing this document and the alternatives that are before the Board of Natural Resources and it's really good to see people show up who are interested in seeing the process move forward.

So let the record show that this hearing in Bellevue on May 10, 2005 is being adjourned at 7:10.

Stewart Wechsler –
Could I have one comment?

Dave Dietzman –
I think we can, do you still have the tape on. I'm going to open up the hearing for a comment. But I would like you to speak into the microphone.

Stewart Wechsler –
Since there was some kind of glitch and the room published and I got on my e-mail and presumably everybody else did was a different room, and there may have been people who showed up and saw nothing and didn't understand that that public hearing sign that I saw that said public safety on the bottom as I read it, was not the same hearing. I would like to allow the possibility if somebody wants an extension time for comments before this May 16 who showed up, but wants to think about it, you know have an extension, that there might be a possibility for an extension for people who showed up and found no meeting. That's all.

Dave Dietzman –
We're going to re-close the hearing. No other comments and it is now about 7:09 and this hearing in Bellevue on the Policy for Sustainable Forests is being adjourned at this time.

Commenter 18: Valerie Holland

May 10, 2005

Rochelle Goss, SEPA Center
Manager Department of Natural
Resources SEPA Center
P.O. Box 47015 Olympia WA 98504-7015

**Re: File 05-041501: DRAFT ENVIRONMENTAL IMPACT STATEMENT
(DEIS) ON THE POLICY FOR SUSTAINABLE FORESTS**

Dear Ms. Goss:

We support the DEIS generally and we specifically support your recommended alternatives in sections 3.2.6 “Wildlife Habitat” under Forest Ecosystem Health and Productivity, and 3.3.1 “Public Access and Recreation” under Social and Cultural Benefits.

In our April 12, 2004 scoping comment letter to you, we urged you to consider “phased clear cutting of forests to enhance wildlife habitat for the Roosevelt Elk that inhabit the Sequim area. Our understanding of your recommended “Wildlife Habitat” Alternative 3 is that it allows the Department the flexibility to accomplish this when warranted. This will allow local DNR and WDFW officials to balance the needs of the forest trust and wildlife.

Public access and recreation on the Burnt Hill area of DNR lands is a local concern because of damage to the Sequim Elk Herd’s upland habitat. We support your “Public Access and Recreation” Alternative 4 because it allows DNR the option to relocate, reduce or eliminate access to sensitive habitat either unilaterally or through a collaborative public process.

Please contact Frank Figg, 360-681-8599, Olyelkman@aol.com, if you have any questions about our position.

Sincerely,

Valerie Holland, Chairperson
Sequim Elk Habitat
Committee
P.O. Box 1930 Sequim WA 98382

CC: DEWT and SEHC Committee members

Commenters 19 and 20: Bill Howard and Bob Dick

Transcription of Tape Recording –

05.11.05 Draft Environmental Impact Statement on the Policy for Sustainable Forests
Public Hearing Ellensburg, Central Washington University Hearings Officer – Dave
Dietzman, WA State DNR Page 1 of 2

Dave Dietzman –

At this time we are ready to begin receiving official oral comment. We have 2 people who have signed up. I would just ask that you respect each other's time while they're giving their comments, try to keep sideline discussions to a minimum so everyone can hear. We'll give you about five minutes. I don't think we're going to have to worry about that tonight, though. So, let's let the record show that it is about 6:15 on May 11, 2005, and this hearing on the Draft Environmental Impact Statement on the Policy for Sustainable Forests is being held at Black Hall at Central Washington University in the city of Ellensburg and with that, we have Bill Howard who has signed up. And if you'll come up here, Bill, we have a mike set up here, so if you'll speak from here that would help us.

Bill Howard –

My name is Bill Howard. I'm chief region forester for Boise Cascade and central Washington and I have three primary comments which will address most concerns with the financial aspects of the plan. But first I'd like to congratulate the department on a thorough undertaking and a good revision to the management plan. I guess my first caution would be because it's largely drafted through changes to the allowable cut program and the HCP, that I'd just caution that eastside forestry is dramatically different from westside and so the policies and programs as they become implemented need to reflect the local conditions and the local realities of pine fir management of central and eastern Washington. And that includes all the asset resources that are associated there.

Now the two financial concerns I have. First of all, in terms of marketing, the log sort sales contract as drafted at this time, or as utilized at this time, is not particularly customer-oriented, there is a long ways to go and several companies have provided input which has not really been reflected, but in any case, that customer orientation needs to be much stronger in its influence in how those contracts are written.

And then, second of all, in terms international marketing or global marketing, I'd caution the department to stay within your core competencies you've developed over the years of your timber sales program and not to reach beyond your skill set and that is to continue marketing timber sales and logs in the northwest and develop continuing relationships with the purchase customers you already have. Thank you very much.

Dave Dietzman –

Thank you, Bill. Next we have Bob Dick.

Bob Dick –

Good evening. For the record I'm Bob Dick, Washington Manager for the American Forest Resource Council. Two things I want to talk about tonight. The first is recreation. It was in this room about a year ago where you held the scoping hearings and you had a

roomful of people interested in recreation. That was reflected throughout the state in almost all of your hearings. The draft policies do recognize that and I applaud DNR for looking at that. I would suggest that the Board of Natural Resources sooner than later needs to address recreation and how it fits into trust land management. You have statutory guidance, you have policy guidance, but there is going to be increasing demand for recreation and increasing potential conflicts. Along those lines, I would like to say that the forest industry wants to be part of the solution because we certainly will be involved in being part of the problem in terms of roads being closed, operations that are sensitive for equipment and so on, and we want to be part of how we deal with that and I think we can be a constructive part of how we deal with it.

The second issue I want to talk about briefly is forest health. All up and down the eastside of the Cascade crest, over into the northeast Washington country, forest health is a problem. It's going to be a worse problem before it gets fixed. Again, I think the document does a good job of looking at the policies related to that, but I think that the Board needs to continue, early and often, addressing forest health, particularly on the eastside because it's going to be a big deal before it's done. And really, forest health is going to drive how much you recoup from these timber lands for trust beneficiaries and the sooner you deal with it, the more efficient you will be in dealing with the problems. Thank you.

Dave Dietzman – Thank you, Bob. Okay, that's all the folks that have signed up. So, if there's anybody else that would like to provide public comment, oral comment, they can do that at this time. They are welcome. There are several other means of commenting if you don't want to provide oral comment tonight. We're just about finished for this evening.

Next steps are to gather all the comments. We're going to take a close look and have some internal review of those comments and decide if we need to make any amendments to the document. We're going to be going back to the Board of Natural Resources with a summary of those comments in some shape or form and we plan on issuing a final environmental impact statement probably in September or it could be in late August. The Board also accepts comments on their proceedings at their regularly scheduled Board meetings, except in August which is reserved for the annual Board retreat. So if you want to show up at those, you're welcome to do that. With that, I just want to thank you for coming tonight. We really do appreciate you coming out. There's been a lot of hard work that's gone into preparing this document and the policy alternatives before the Board and it's good to see people show up who want to move this process forward. So, with that, one last call if somebody wants to make an oral comment. And if not, let the record show that this hearing in Ellensburg at Black Hall on May 11 is being adjourned at 6:20 PM.

Commenter 21: Alan Drago (Submitted Comment Card at Spokane Public Hearing – see next page)

Transcription of Tape Recording –

05.12.05 Draft Environmental Impact Statement on the Policy for Sustainable Forests
Public Hearing Spokane, Hilton Garden Inn Hearings Officer – Dave Dietzman, WA
State DNR Page 1 of 1

Dave Dietzman – For the record, my name is Dave Dietzman. Let the record show that we started the hearing here in Spokane on the Policy for Sustainable Forests on May 12 at approximately 6:10 PM and we have one person who attended the hearing and is submitting a written comment. But since we have nobody to provide any oral comments, we're going to close the hearing at 6:30.

**Draft Environmental Impact Statement on the Policy
for Sustainable Forests**

Comment: I am in favor of either
alternative 3 or 4 for Public Access
and Recreation

Name: Alan Dragoo
Address: 14726 E 48th Lane, Venable, WA 99037
E-mail: A.Dragoo@aol.com

give original card to
SEPA center (5-12)
revd

Commenter 22: Michael Marsh

Department of Natural
Resources SEPA Center
P.O. Box 47015 Olympia, WA
sepacenter@wadnr.gov

Dear Sir,

The Washington Native Plant Society appreciates the opportunity to comment on the Draft Environmental Impact Statement on the Policy for Sustainable Forests. The Society works to promote the appreciation, study and preservation of native plants and the habitats and ecosystems on which they depend.

We ask (again) that the Department withdraw the proposal to return certain northern spotted owl habitat circles to matrix (harvestable) status. The DEIS says, "In addition to the commitments made in the Habitat Conservation Plan, the department agreed with the Federal Services to protect a number of northern spotted owl habitat circles until 2007. Therefore those lands are deferred from harvest for the agreement's duration" (Sec. 3.1.3. Affected Environment). This action will place the owl population in additional jeopardy, undoubtedly before it can have reversed its present decline in numbers, and will disturb or destroy exceptionally valuable mature or old-growth forest.

3.2. Forest Ecosystem Health and Productivity. We welcome the selection of a landscape approach to maintaining forest health, and the use of best science to continually seek best methods for dealing with issues. We applaud the recognition of exotic weeds as a major element to deal with in forest health analysis.

Care should be taken, in the planning for and process of improving forest health, not to remove valuable habitat trees/snags when their presence in relationship to other forest health issues is not critical. To reduce the rate of spread of forest diseases, consider replanting with appropriate species mixes and appropriate spacing and species interposition after thinning treatments take place.

1. 3.2.2. Wildfire and Catastrophic Loss Prevention. We favor more aggressive silvicultural treatment to restore open stands of appropriate species in eastside forests, in areas that have been invaded by Douglas-fir through fire suppression, but would plead for the retention of large woody debris on site for its multiple values: as habitat/shelter for animals of all sizes; for the food chains that it supports during the decay process and the mineral elements naturally returned to the soil, over generations; for the retention of moisture; and to function as nurse logs for certain tree and shrub species.

2. 3.2.3. Gene Pool Preserves. The maintenance of genetic stock from natural populations is very important. The Department should note and teach that these stocks are not only needed for economic benefit in the present and future, but for the future evolution of these trees as elements of the northwest forest. Alternatives 3 and

1 (in that order) are better for gene pool protection for reasons given in the

discussion. Alternative 2 should not be implemented. The approach selected in discussion of Alternative 3 might not be the best idea, since concentrating seed stocks from dispersed locations in one “gene garden” would not allow a seed from another micro-habitat to exhibit the potential that it would have in the place it came from.

3.2.5. Old Growth Stands and Older Forests. Alternative 2 is preferable to either Alternative 3 or Alternative 1. Stands of old growth smaller than 80 acres are less suitable for preservation than larger contiguous stands because of the prevalence of edge effects in smaller stands of old-growth, modifying their composition and function. To select such small stands and clusters of individual trees as candidates for incorporation into HCP forests may not fulfill the affected species’ need for habitat. To harvest some stands currently incorporated as HCP stands would result in an unacceptable level of “take,” i.e., killing or displacing these individuals from their accustomed habitat. The purpose of the HCP is to retain and protect habitat essential for the long-term survival of species. The purpose of the Endangered Species Act, of which the HCP is an element, is to provide for the long-term survival of species. It is often not recognized (for example in the Bush administration’s approach to salmon protection) that for a population to flourish there must be acceptable unoccupied habitat as well as that currently occupied, for young individuals to disperse into.

Despite the frequent reference to “biodiversity pathways” in the discussion of wildlife habitats, there appears to be no plan to maintain or enhance habitat connectivity and minimize the effects of the fragmentation, which has resulted in the isolation of portions of species populations from other population centers.

3.2.7. Watershed Systems. The Department should stick to Alternative 1. It best regulates and directs the activities of DNR without relying on the effects of other laws and regulations to accomplish the planning that the agency should do on its own with due consideration for site conditions.

I question the statement, “The principle means of transporting sediment to water bodies is landslides.” Or to put my objection another way, that may be true, but most of that sediment stays in one place. The principle method of adding sediment to the water column is soil disturbance by humans.

In several sections of this Draft EIS, mitigating activities are referenced as being required “when necessary.” This vague language should be altered to include criteria establishing definite action triggers. Such criteria could, for example, require monitoring of stream sediment load and water temperatures and comparison of the data with historical records, and specify trigger levels of percent sediment increase or temperature increase.

The current definition of wetlands in the State Forest Practice Rules is not given, so it is impossible to know whether the definition given in the preferred alternative for wetlands management expands or diminishes the

definition (or lack thereof) used previously.

3.3. Social and Cultural Benefits.

Alternative 3 is preferable. Since the Department seems willing to spend extra money to figure out how to enhance the tourism potential of State Trust Lands (Section 3.1), why not spend a buck to enhance the tourists' and residents' experience, as intended there?

1. 3.3.3. Visual Management. Elimination of the 100 acre maximum for clearcuts is an ecological threat. Even though this limit is still present in the watershed section, a clearcut could be continued from one watershed to another and exceed 100 acres, and this can exacerbate the threat of wind throw to adjacent stands and increase the gap size that wildlife must cross to reach acceptable new habitat.

2. 3.4.2. General Silvicultural Strategy. The preferred alternative proposes to extend the silvicultural methods adopted September 2004 for westside forests. The Washington Native Plant Society extends by reference its suggestions, in our letter dated December 19, 2003, (attached) relative to the silvicultural practices chosen there, to application of the same practices in eastside forests. In addition, the use of insecticides to manage insect infestations must be discouraged because of the demonstrated hazards posed to bats and to insectivorous birds.

3. 3.4.3. Forest Land Transactions. Disposition and Conversion of Trust Lands reduces the total extent of natural landscape in the state. Relatively undisturbed examples of shrub-steppe land in eastern Washington have been converted to agriculture under long-term leases, destroying that natural resource and its ecological function. In at least one case, the state has exchanged state land for federal land so that it could lease the more valuable (for agriculture) former federal land on the Columbia River for conversion to a vineyard. Under 2.2.3. Trust Mandate and Responsibilities, the statement appears that "The Department believes it is in [the] best interest of the trust beneficiaries over the long term to manage forested state trust lands to: preserve ecological function, which may cause the listing of additional species as threatened or endangered. . ." High-quality shrub-steppe is increasingly rare, and the Washington Native Plant Society has selected preservation of this ecosystem for special attention. We urge the Department to re-consider their policy, if there is one, of permitting such leases or sales, absent the acquisition of equal- or higher-quality lands for permanent preservation.

Sincerely yours,

Michael Marsh, Chairperson
Conservation Committee
Washington Native Plant Society
swamp@blarg.net

cc: Fred Weinmann, Catherine Hovanic

att: sustainable forest mgt EIS comments, Dec. 19, 2003

Commenter 23: Jeremy Sage

May 11, 2005

Department of Natural Resources SEPA Center PO Box 47015 Olympia, WA 98504-7015

RE: Draft EIS, Policy for Sustainable Forests

Responsible official:

In review of your draft EIS for your “Policy for Sustainable Forests,” I have made several comments outlined below. Of greatest concern are the department actions in regards to the Spotted Owl and the endangered species act on a whole. Actions to obtain specified harvest levels should raise alarm given recent lack of success in Spotted Owl recovery expectations. In addition, the Department continually recognizes the increasing recreational demand being placed on its lands; however, the recommended policy does absolutely nothing to address the growing need for active management of recreation to ensure compatibility with other uses and wildlife. I strongly encourage the department to take these issues quite seriously and fully realize that sustainable forests do not only include sustainable harvests.

Sincerely,

Jeremy Sage Wildlife Biologist Point No Point Treaty Council

3.2.2 Wildfire and Catastrophic Loss prevention

Regulatory framework

Reasonable effort... How is this term defined. Is it economic???

Alternative selection

Exclusion of “net benefit” idea from alternative 1 in alternative 2. To what extent will the department “incorporate...catastrophic loss prevention strategies...”? Will the department “reduce or prevent significant forest resource losses...” at all costs? Where will the department draw the line as to how much effort to put forth in preventing losses from either fire or pest?

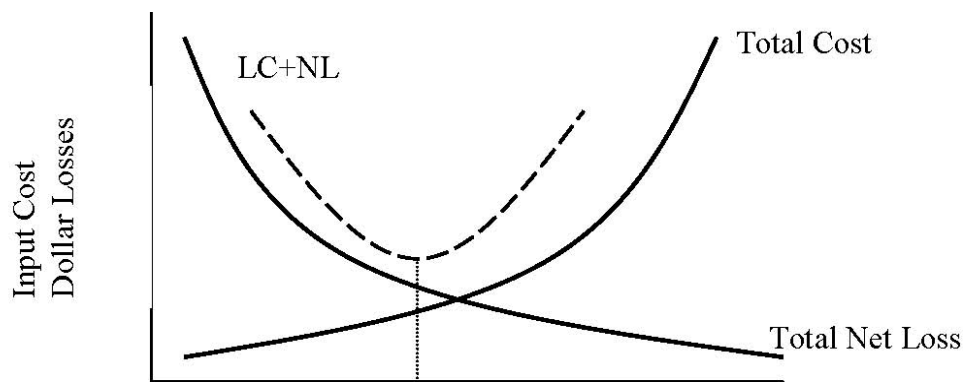
Recommend some form of cost-minimization analysis as initially developed by Sparhawk (1925), Davis (1965), Gamache (1969), and Gorte and Gorte (1979) who created a least-cost-plus-loss (LC+L) model to determine resource allocations for fire suppression and prevention. This model is designed to determine the amount of money that can be reasonably spent for fire protection in national forests (Sparhawk 1925), by showing that expenditures can be justified so long as the sum of those expenditures (LC) and any residual loss (L) was declining (Donovan and Rideout 2003). Mills and Bratten (1982)

and Bellinger et al. (1983) amend the LC+L to cost-plus-net-value-change (C+NVC) to recognize the beneficial effects of fire. In this reformulation, C denotes all costs associated with fire suppression, and NVC reflects net fire related damages. It is therefore assumed that increased expenditures on fire suppression (C), will reduce net fire related damages (NVC) and the optimal level of expenditures and damage is that which minimizes total cost (Donovan and Rideout 2003). This notion is also ascribed to wildlife that cause damage, in that they simultaneously confer benefits. Both strategies, LC+L and C+NVC, attempt to account for net-benefit changes resulting from an action.

Davis (1965) compares fire protection to insect and disease control, flood control, and national defense, among others. He argues that each of these efforts have the objective of preventing something from happening and that each could be treated by the LC+L model. LC+L theory has subsequently been extended into pollution control (Freeman et al. 1973, Baumol and Oates 1988) and forest pest management (Herrick 1981).

The LC+NL curve below is a hybrid between LC+L an C+NVC models and allows for an efficient level of fire presuppression/suppression to be determined based on the cost associated and the damages averted at varying levels of intervention.

Theoretical Cost-Minimization Curves.



E*
Intervention Level

3.2.5 Older Forests and Old Growth

The department's desire to expeditiously incorporate as many acres as possible into a harvest cycle is obvious in the strict adherence to the original HCP and not above, even in the face of what appears to be an under achieving Northwest Forest Plan, (and other ESA related plans in association with the Northern Spotted Owl) which even though it has increased older forests by 606,000 acres, the Northern Spotted Owl has declined significantly more than the expected 3.1 percent annually in many locations. Despite the departments assertion that their land holdings of older successional staged forests is "of minor significance" compared to the overall extent of old growth forests in Washington, they do have a significant role in the ability to not only maintain the Northern Spotted Owl at a healthy level, but increase it to the point of which it is no longer endangered and given the objective of the HCP to not only cover the Spotted Owl, but also other

threatened or endangered species, it should be ill advised to make haste in releasing any deferred habitat. p3-48 “Martens and fishers are closely related to” The fisher was listed as Endangered in 1998 in Washington is actually presently believed to be extirpated from Washington at this time. WDFW and NPS are currently scoping a reintroduction with the Western Olympics as the most likely site of introduction. And thus may pose new challenges that are not currently addressed in the HCP, unlike other species who are listed but don’t actually reside in Washington and no plans are underway to reintroduce them.

3.2.9 Wetlands

Departments recommendation “The department will allow no net loss of acreage and function of wetlands as defined by state Forest Practice Rules” -No accountability for preservation of “quality wetlands” vs marginal ones when policy only guides towards acreage.

-Is value of natural wetland equivalent 1:1 with a created one and therefore if losing a wetland and even replacing it with one in the same sub-basin, are we losing quality? Wetlands are not necessarily equivalent even when in same sub-basin.

3.3.1 Public Access and Recreation

“Population growth has greatly increased the demand for access and recreation..... funding to provide multiple use opportunities ...has decreased” Yes, but then why is this not addressed in the recommended policy. Appropriation for the quickly increasing demand for recreational use needs to be addressed The department routinely underestimates the true value of recreation and other non-timber harvesting activities when “balanc[ing] economic, ecological, and social concerns” and therefore does not create any such balance of economic, ecological, and social concerns other than its own. Surveys cited demonstrate the changing demand for state lands and therefore should register the need within the department to afford more effort towards creating such a landscape that can truly meet the objective that is recommended by itself. Alternative #3 seems to more closely match the growing demand for recreation on trust lands. See roads section for consequences of not planning for appropriate recreation needs.

3.3.1 Local Economic Vitality

Management actions that support economic vitality of local communities are going to require more emphasis than how simple forest management activities will affect them, rather it will also need to include how the department handles the growing recreational demands.

3.3.2 Cultural Resources

Alternative 2 “The department will actively communicate and promote collaboration with Tribes and interested stakeholders to address culturally significant areas.” Issues of tribal cultural significance extends beyond specific areas. Western Washington tribes have retained through various treaties the rights to hunt and gather. Therefore, when

considering cultural significance, one must also understand how forest practices will affect tribal hunters and gatherers ability to exercise these rights. In section

3.2.6 Wildlife Habitat, no specific attention is afforded to species of cultural significance to tribes, even though under most circumstances they will be preserved given the focus on biodiversity conservation.

3.4.4 Roads

Little significant evaluation of road utility for public access and recreation despite recognition of increasing demand. Closure of roads that are of recreational significance creates incentive for user created roads and trail which as indicated have environmental consequences. Therefore road closures should be made more in line with a balance of public demand and environmental quality. By forcing recreationists to utilize only those roads that are of use to the department at the time, the potential for user conflict is increased.

It should not be expected that the department maintain all roads in use for recreation; however, in consideration of the demand for recreation, road closures should consider all user needs (recreation, wildlife, forests practices, cultural significance) and then prioritize

Snoqualmie Tribe Environmental and Natural Resources [ENR] Department Response Comments to Washington Department of Natural Resources [DNR] Draft Environmental Impact Statement on the Policy for Sustainable Forests

The comments herein represent a preliminary response by the Snoqualmie Tribe Environmental and Natural Resources [ENR] Department [“the Department”]. The Department reserves the right to revise or amend these comments. Further consultation is needed between Washington Department of Natural Resources [WA DNR] and Snoqualmie Tribe [“the Tribe”] regarding this policy and the requisite government to government relationship in order to develop a more fully detailed response, and to conform to the level of discussion contemplated through the Centennial Accords.

The Snoqualmie Tribe [“the Tribe”] has had federal recognition restored during the mid-1990s. Since the Draft Environmental Impact Statement on the Policy for Sustainable Forests [“Draft EIS”] is based on revisions to the 1992 plans, there is a need to fully initiate and integrate the consultation process between the State of Washington and Snoqualmie Tribe regarding the Draft EIS and on the Policy in order to discuss the potential impacts of the Policy on Tribal resources and interests.

There are, for instance, other components of the legal framework which are necessary for consideration, and which are not referenced in Section 2.4. Since the Sustainable Forests Policy references the Habitat Conservation Plan [HCP], it appears that other laws which are applicable to and referenced in the HCP should apply here as well, including the National Environmental Policy Act [NEPA] and the National Historic Preservation Act [NHPA]. Moreover, the ENR Department wishes to incorporate by reference in this response to the Draft Environmental Impact Statement on the Policy for Sustainable Forests its comments regarding the HCP which were submitted on May 12, 2005. Also, since the HCP and corresponding EIS are currently in draft form, changes or revisions to those documents should be fully analyzed with respect to the Draft Environmental Impact

Statement on the Policy for Sustainable Forests, and should become part of necessary consultation with the Tribe noted above.

The actions which will result from the Sustainable Forests Plan will not do so in a vacuum, and the effects will not be limited to State Lands. The cumulative impacts of actions correlated to this plan include downstream effects in combination with other watershed activities. This includes effects which should be analyzed in the framework of the Clean Water Act, the Endangered Species Act, NEPA, NHPA, and other applicable state and federal laws, regulations, and Executive Orders. Moreover, there are potential impacts to treaty and reserved rights of Tribes. Where applicable, Section 106 consultation needs to occur, through the Tribe, Tribal agencies, and Departments. Rights of access and resources also need to be protected. The ENR Department generally opposes the use of clearcuts in Tribal traditional areas because of adverse impacts.

These issues need to be discussed, and there should be a Programmatic Agreement with the Tribe to assure that its rights and resources are being protected. Economics appears to be the driver of the Sustainable Forests Policy; the “rules of the road” regarding forests and habitat should first be discussed, delineated, and adhered to.

Commenter 24: Ian Kanair

Snoqualmie Tribe Environmental and Natural Resources [ENR] Department Response
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Commenter 25: Bob Dick

16 May 2005

Ms. Jenifer Gitchel DNR SEPA Center POB 47015 Olympia, WA 98504-7015 re:
Policy for Sustainable Forests

Dear Ms. Gitchel:

American Forest Resource Council (AFRC) represents numerous Department of Natural Resources (DNR) timber purchasers in Washington, Oregon, California and Idaho. AFRC's Timber Purchasers Committee includes both AFRC and non-AFRC purchasers and provides a principle interaction between all DNR timber purchasers and DNR, the Board of Natural Resources and trust beneficiaries. We appreciate the opportunity to comment on the *Policy for Sustainable Forests* DEIS (draft policy).

The draft policy is well done and complete. We applaud DNR staff for their work thus far.

DNR'S SEPA process

AFRC commends DNR for conducting an open, transparent policy revision process.

AFRC and numerous stakeholder groups were invited to meet with DNR as part of the SEPA scoping process. Additional discussion occurred at numerous Board meetings and statewide scoping and draft EIS public meetings throughout the state. SEPA compliance is a rigorous, time-consuming process; AFRC compliments DNR for the exemplary manner in which agency staff conducted the process.

Link Policy objectives with economic performance objectives

Bergeson Principle #1 should be included as an explicit policy statement under Economic Performance alternatives.

The "Bergeson Principles" are de-facto Board policy, the first of which states that DNR's financial performance is to be measured by Net Present Value (NPV); this standard is absent from both the DEIS policy objectives and the three financial performance alternatives.

Leases

The policy document should address financial impacts of forestland leases.

DNR leases forestland to supplement trust revenue. Some leases (mainly for public recreation sites or wildlife habitat protection) do not reflect market value, or are of such length that future land management flexibility is affected. The Board, for example, recently approved the sale of a 40-acre parcel in which "fair market value" was substantially reduced due to a long-term lease with the Interagency Commission for

Outdoor Recreation. Had this lease not been in place, or if the lease term had been shorter, the trust may have received substantially greater income.

Forest and Product Diversification

1) Balanced age classes within DNR planning units will help assure sustainable, even-flow outputs in the future.

The DEIS addresses product diversification and new marketing strategies, but overlooks the important role of both forest age class and species distributions in the primary (forestland) trust asset. A policy or goal statement should address this dimension of the trust asset.

2) If it ain't broke, don't fix it. DNR has experienced, capable purchasers who manufacture product for historically strong markets. Purchasers know markets; they know and like DNR's raw material. We urge DNR to use substantial prudence when speculating on higher promised returns versus known quantities. In addition, we urge DNR to limit its operations to activities best managed by a governmental timberland manager. Activities best handled by the private sector should stay within the private sector.

Old Growth and older forests

The policy document should address old forest salvage.

The DEIS does not recognize that old growth, older forests, or forestlands managed to become older forests eventually will suffer catastrophic loss from blowdown, fire, insect or disease impacts. This is true for all older stands, regardless of the 80 acre target retention threshold contemplated by the DEIS.

Biological Diversity

The term "biological diversity," must be better defined; it should explicitly state that such efforts must be consistent with trust objectives.

DNR intends to focus on biodiversity-based land management. The term "biological diversity," however, like "old growth," means different things to different people. It is a broadly defined concept, not an operationally tested set of silvicultural prescriptions. We urge substantial caution following this path.

Watershed systems

The proposed policy statement should reflect that trust compensation may be required for watershed mitigation.

The DEIS recommended policy on watershed systems indicates that DNR may develop mitigation strategies in watersheds as part of its forestland planning process. This policy statement should be measured against events related to the Lake Whatcom landscape. The Department should consider what it does not want in a policy as much as it should measure what it does want.

Riparian Management Zones (RMZ's)

The Board should consider amending HCP RMZ standards to mirror state Forest Practices Standards if federal assurances are secured in the Forest Fish process.

The proposed policy to establish RMZ's along some seasonal non-fish bearing waters is conservative. The policy objective should explicitly state that "professional judgement" should include adherence to trust objectives and fiduciary responsibilities. We are not aware of credible science that supports the need for timber leaves for these zones, or, conversely, proves that absence of timber is deleterious to fish.

Wetlands

Wetland policies should be consistent with F/F requirements

AFRC applauds the link between proposed proprietary land management strategies and state Forest Practices rules.

Public Access and Recreation

1) AFRC strongly recommends that the DEIS discussion of public access and recreation, and other sections that reference RCW 46.09 (Multiple Use statute) explicitly note the act states that public uses of state lands, "...may be permitted only if there is compensation to the trusts.

The DEIS discussion of public access and recreations, including the regulatory framework discussion, references Washington's Multiple Use statute at least three times. In only one instance does the DEIS fully describe the "compensation to the trusts" proviso of the statute.

2) The forest industry commits to working with DNR and Recreationists to ensure a safe, effective recreation environment on trust lands.

Scoping meetings highlighted intense recreation community interest in trust land management. Neither DNR nor the forest industry currently is prepared to deal with that level of interest. This is an issue that should be dealt with sooner than later. The industry is committed to work with interested parties.

Visual Management

Land designations under Washington's Growth Management Act (GMA) and HCP compliance should guide visual management policies; trust lands should not be burdened with additional requirements.

The proposed policy statement says DNR generally will mitigate visual impacts, which is unnecessarily broad and could reduce trust revenue. The proposed policy states DNR will assess the cost/benefit to trust beneficiaries of prudent mitigation expenditures, and will consider ownership transfer of significant scenic areas, but there is no mention of compensation to the trust for potential in-between mitigation, e.g. Blanchard Mountain.

The Forest Practices Board already has denied a petition to have aesthetics and visual quality designated as a public resource. The Board of Natural Resources should heed FPB's lead.

Evaluate impacts of prior trust land management policies

DNR should analyze existing Forest Plan policies related to recently completed Westside sustainable harvest recalculation, the upcoming eastern Washington analysis and future sustained yield projects.

Several policies became constraints on trust land management that will impact future revenue generations, eg affects of various ownership groupings, analysis of future harvest flow controls, and analysis of current, non-Board approved Northern Spotted Owl habitat treatments.

Eastern Washington land management

Eastern Washington forestlands are “hand-me-down” lands managed by the department. We commend the department for recognizing the potential timber resources in eastern Washington. These lands are productive, produce significant income and need continued attention as they become more important to trust revenue production.

Good inventory and sustained yield information are the base for intensive forest management. DNR should begin the eastern Washington sustained yield analysis as soon as practicable. Forest health is a continuing issue and deserves at least as much attention as currently received.

Eastern Washington lands largely were ignored for decades because “revenue potential did not justify investment.” Eastern Washington lands will become more important as time marches on. They should be treated as such.

AFRC sincerely appreciates the opportunity to comment. Please do not hesitate to contact me if you have questions or need more information.

Sincerely

Malcolm R. Dick, Jr.
Washington Manager

C Board of Natural Resources
Tom Partin, President, AFRC
Frank Backus, Chairman,
AFRC
DNR Timber Purchasers

Commenter 26: Chama Archimede (?sp)

MAY-16-85 04:39 PM QHARUBA

368 595 0433

P.01

To: SEPA Center page 1 of 2
PO Box 47015
Olympia, WA 98504-7015
Fax # 360-902-1789

From:
Chama Archimede
2990 Clipper Rd.
Deming WA 98244
360-595-9967

Subject: Public Comments on Draft Environmental Impact Statement on the Policy for Sustainable Forests.

Please accept my written comments + concerns on the DEIS, and related issues surrounding changes to the Forest Resource Plan.

- One of my main concerns is the feasibility of generating funds for schools + public services from the state lands. Is this an out-dated idea now that the population of Washington is growing immensely? Can the forests truly sustain the amount of \$ needed? And is the actual amount of \$ generated worth all the organizational, structural + environmental costs? If possible, I hope the DNR has begun or begins looking for alternative ways to fund these crucial public needs in consultation with the state legislators. It seems time for a big change in the way the DNR is mandated to do business. Pressure needs to be taken off the land. The state has a responsibility to its citizens to try + preserve natural landscapes + habitats. Anywhere that can be developed is, or will be, so let's work on at least having some areas that are off-limits + more 'natural.'
- I realize that at this point the state lands have been managed + cut for a long time, so the diversity really isn't there anymore. When talking about forest health, ecology

and watersheds + habitat, it is crucial to look beyond the shorter term into the future. We have such an enormous impact on the natural world and we have the knowledge + awareness to make it better for all living beings. My request is that the DWR strives for this higher good by choosing methods of harvest that are more sustainable and not so devastating for the small + large scale habitats. I know some of the methods are already employed when making decisions. I'd like to see more selective cutting + greater diversity in the species replanted ^{those allowed to} self-seed. The less diverse the forests, the less diverse the creatures are that live there. Also, even larger stream buffers could benefit stream stability, fish habitat, + water quality. Please honestly look at the bigger picture.

②
Charm Archibald
Page 2 of 8

- Fire + fuels reduction has become a big national issue. Please don't use this threat of fire as an excuse to clearcut more land. Do it smartly with scientific information from a variety of different camps.
- My request for motorized recreational uses is that it be closely monitored for damage to the environment + not allowed near areas where people reside. Permits should be required + paid for, + strict regulations on times of year it is allowed, with greater amounts of time when it is not allowed. An all-out ban would be okay w/me.

I really love the landscapes of Washington state. Being in nature is my favorite thing and brings meaning to my life. Please do all you can to work on sustainably managing + also increasingly preserving what is left in your care. Thank you so much for this opportunity for public comment. Sincerely, Charm Archibald

**Washington Department of Fish and Wildlife Comments on the
Draft EIS on Policy for Sustainable Forests May 16th, 2005**

Wildlife Policy

Alternative 3: In general, the department agrees with the proposition that managing for biological diversity is the underpinning for ecological sustainable forest management and is a more efficient approach to dealing with unlisted species than a species by species approach. However, accomplishing such a goal can still be difficult to implement due to lack of knowledge about the relationship between biodiversity and forest function. In order for such an approach to be successful, more specific policy guidance may be required to help DNR implement this alternative and to help give the public more confidence that successful management for wildlife, biodiversity, ecosystem function, and thus forest sustainability is indeed occurring. For instance, it would be helpful to know over what proportion DNR ownership would this policy direct DNR to apply management techniques that support biological diversity. Furthermore, if the department believes that managing for biodiversity is the underpinning for sustainable forestry, what justifications does it have for NOT employing these techniques on some portion of trust lands?

We would also like to note that individual species that may be on the decline and are dependent on forests, especially late-successional forest types, may still serve as reasonable surrogates for achieving broad ecosystem management goals. In eastern Washington, for instance, the northern goshawk has been shown to be associated with complex mixed conifer forest types and the white-headed woodpecker is associated with late-seral open Ponderosa Pine forests. Thus, we would recommend not completely abandoning species-specific management approaches where they are consistent with the broader goal of managing for ecosystem sustainability. p.3-70. In the analysis of Alternative 3, the text states that “thinning, under Alternative 3 would increase the amount of structurally complex forest, and therefore provide more wildlife habitat.” This statement is only true if variable density thinning is used. Evenly spaced, standard commercial thinning tends to perpetuate simple stand structure and low biodiversity and ecosystem function. Thus, in order to provide an accurate analysis of the effects of this alternative, it would be helpful to know over what proportion of DNR ownership would this policy be implemented? Under the recently adopted sustainable harvest calculation, not all acres will be managed under a biodiversity pathways approach. And, the use of such techniques has not been discussed in public documents for eastern Washington.

p.3-70: Uncommon habitats. Managing for uncommon habitats is an important element of protecting biological diversity in forested landscapes. The policy in Alternative 3 is vague on the extent to which DNR will be required to protect these habitats, and the

analysis in this section is equally vague. We support the idea expressed in the EIS analysis that uncommon habitats would receive more protection than under the current policy, but it is difficult to see how the proposed change in language from Alternative 1 to Alternative 3 achieves that higher level of protection. Active management of forests for biodiversity is quite consistent with trust obligations over the long term. However, protection of uncommon habitat types may require low or no active management. The overview analysis for Alternative 3 actually suggests that individual unlisted species and their habitats would not be the focus of voluntary conservation measures, but management for biodiversity would be. Thus, the statement on this page that “the department would be directed to also voluntarily participate with state and federal agencies and other organizations on initiatives related to non-listed species and their habitats when consistent with trust objectives” seems inconsistent with language on p. 3

66. We would like clarification of how alternative 3 would achieve protection of uncommon habitats where they are not currently protected under DNR’s HCP.

p. 3-71. Landscape diversity. The analysis in this section only appears to address western Washington. It is very unclear how this policy will apply to eastern Washington, and thus it is difficult to have confidence in the overall conclusions based on the lack of complete analysis, and the lack of more specific language in the actual policy.

Minor technical comments on Wildlife analysis section

p. 3-61. The USFWS has never adopted a recovery plan for the Northern Spotted Owl.

p. 3-61. To state that state or federally listed species that are not covered under the HCP or Forest Practices rules are all associated with late-successional forest or riparian habitats is not accurate. Furthermore, to state that these species “may” be protected under the provisions of the HCP or Forest Practices rules is unsubstantiated and does not belong in an EIS. In-depth analysis is required to support such a statement, and is in fact a subject of some debate in the overall forest policy arena in Washington State at this time. For instance, it was recognized in the 1992 EIS adopting the Forest Practices Rules requiring that wildlife reserve trees be left in harvest units that the specific provisions adopted as rule would not likely meet the life history needs of many cavity dependent species (WFPB 1992). An effort is underway under the direction of the current Forest Practices Board to evaluate whether or not there are species that are not receiving protection under the current mix aquatic and terrestrial rules.

p.3-62. The DEIS should recognize that DNR’s HCP and the Northwest Forest Plan do not cover federal forest lands outside of the range of the spotted owl, thus does not address many east side forest-dependent species that occur outside of the range of the owl.

Older forest and Old Growth Policy (p. 3-53).

Comments on language of preferred alternative: We recommend a smaller minimum stand size for protection than 80 acres. There are ecologically unique and rare stands that are smaller than this size that could potentially be lost under your preferred alternative.

Stands as small as five to ten acres are still significant, especially if they are comprised of underrepresented plant communities.

This policy is also over-reliant on HCP commitments to establish the location of old growth that will be prioritized for conservation. There may be areas without an owl or murrelet conservation function that have remnant patches of old growth. These patches likely provide important habitat in the context of areas otherwise depauperate of old forest conditions. We recommend that old forest be preserved wherever it is found. The criteria by which decisions will be made about old growth stands other than contribution to HCP objectives, is vague. We believe this may result in future conflict over the disposition of old growth stands.

We recommend using the Old Growth Scientific Committee's definitional approach rather than the HCP definition. The HCP definition is a black and white approach that was not based on a rigorous quantitative assessment of old growth ecology. The index approach allows for recognition of "degrees of old growth-ness" rather than a sharp delineation of old growth or not old growth, and thus is more reflective of natural complexity. Furthermore, the index will allow consideration of naturally mature stands that will be the department's next old growth.

The policy should be clarified with respect to what "old forest conditions" mean. The FEIS for the Sustainable harvest calculation identifies three stages of complex forest: botanically diverse, niche diversification, and fully functional. It would be helpful to know if the Board intends that the DNR will target 10-15 percent in all three of these stages, or just in niche diversification and fully functional, which are closer in ecological function to unmanaged old growth than the botanically diverse stage. It would also be helpful to know if the Board intends with this policy to direct DNR to not harvest stands that are on an advanced developmental trajectory to an older forest condition when the 10-15 percent has not yet been met. For example, most west side planning units have less than 1 percent niche diversification and fully functional forest. Should these advanced stages, that are not yet old growth, be harvested prior to a planning unit reaching that 10-15 percent older forest target? We would recommend that naturally mature stands that are in the niche diversification stage, even if they have some prior management history, not be harvested until the Board's goal of 10-15 percent of an older forest condition in the planning unit is achieved.

We also recommend that the Board address east side old growth as a policy issue as soon as possible, if it is not being addressed in this round of policy updates for the Forest Resource Plan. We would also like to know what kind of guidance DNR will receive regarding east side old growth prior to be resolved at the Board level.

Thank you for considering our comments. If you have questions regarding these comments, please contact Paula Swedeen at 360-902-2612.

Commenter 28: Sue Chickman

Olympic Peninsula Audubon Society P.O. Box 502, Sequim, WA
98382 360/681-4076



Olympic Peninsula Audubon Society
P.O. Box 502, Sequim, WA 98382
360/681-4076

To Promote Birding and Conservation as Community Educators, Volunteers, and Stewards

May 25, 2005

Department of Natural Resources SEPA Center PO Box 47015 Olympia, WA 98504-7015 Fax: (360) 902-1789 E-mail: sepacenter@wadnr.gov

Subject: Draft Environmental Impact Statement on the Policy for Sustainable Forests

Dear Department of Natural Resources,

The Olympic Peninsula Audubon Society, with its more than 600 members residing in Clallam County, thanks you for this opportunity to comment on the subject draft EIS. We appreciate all the effort that went into preparing the document. Please accept the following comments for your consideration:

1. Financial Diversification, alternative three
2. Forest Health, alternative two
3. Old Growth, alternative two
4. Wildlife Habitat, alternative two
5. Watershed Systems, alternative no action
6. Riparian Management Zones, alternative three
7. Public Access and Recreation, alternative four
8. Visual Management, alternative four, with the following change: transferring visually significant lands without compensation to the trust
9. Forest Land Planning, alternative two
10. Roads, alternative three

Please provide adequate funding for enforcement because it is needed to mitigate many of the illegal and unsafe activities occurring on trust lands (i.e., target shooting, lead contamination, dumping). In addition, there are too many incompatible recreation activities occurring in the same locations, and there are ever-growing environmental problems associated with off road vehicle (ORV) use . ORV's cause habitat degradation in the form of stream bed damage, loss of wildlife, loss of rare vegetation, the spread of invasive weeds, and erosion.

Old growth stands should have highest priority for protection.

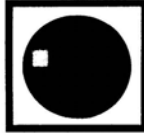
Please add FSC certification as a complement to DNR's new FSI certification program.

Thank you for allowing us to comment.

Sincerely,

Original signed by:

Sue Chickman Conservation Chair



Washington State Association of Counties

206 TENTH AVE. S.E., OLYMPIA, WASHINGTON 98501-1311
TELEPHONE (360) 753-1886 • FAX (360) 753-2842

May 31, 2005

The Washington State Department of Natural Resources SEPA Center
and Members of the Board of Natural Resources
1111 Washington Street SE
P. O. Box 47015
Olympia, Washington 98504-7015
sepacenter@wadnr.gov

Dear Members of the Board of Natural Resources
and Mr. Kit Metlen, SEPA Responsible Official,

The Washington Timber Counties subgroup (Timber Counties) of the Washington State Association of Counties respectfully submits the following comments related to the Draft Environmental Impact Statement (DEIS) concerning review and update of the Forest Resource Plan, now referred to as the "Policy for Sustainable Forests" (PSF), to the Board of Natural Resources (BNR). The Timber Counties are those Washington counties which have Department managed trust lands within the county. These comments may be appended in the future based on continued review by the Timber Counties.

Our comments focus on the alternative language for individual policy statements and will include reference to the preferred alternatives developed by the BNR in their discussions during and since the publication of the DEIS.

Policies related to Economic Performance:

Financial Diversification, the counties are supportive of the BNR preferred alternative which is a rewrite of Alternative 4.
Financial Assumptions, the counties are supportive of the BNR preferred alternative which is a rewrite of Alternative 3, with additional language to specify that the review will occur at least once per year.
Land Classifications, the counties are supportive of the BNR preferred alternative which is a rewrite of Alternative 2.

Policies related to Forest Ecosystem Health and Productivity:

Forest Health, the counties are supportive of the BNR preferred alternative which is a rewrite of Alternative 2.

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Wildfire and Catastrophic Loss Prevention, the counties are supportive of the BNR preferred alternative which is Alternative 2.

Genetic Resource, the counties are supportive of the BNR preferred alternative which is a rewrite of Alternative 1.

Special Ecological Features, the counties are supportive of the BNR preferred alternative which is Alternative 2. There is some concern related to this policy when it leads to an increase in state ownership of lands within those counties with a very high level of state and federal ownership and therefore a diminished private land tax base.

Older Forests and Old Growth, the counties are supportive of the DNR preferred alternative which is Alternative 3.

Wildlife Habitat, the counties are supportive of the BNR preferred alternative which is a rewrite of Alternative 3.

Watershed Systems, the counties are supportive of the BNR preferred alternative which is a rewrite of Alternative 3.

Riparian Management Zones and Wetlands, the counties are supportive of the BNR preferred alternative titled "Riparian Conservation" which differentiates between treatment of trust lands in Western and Eastern Washington and combines the riparian and wetland policies.

Social and Cultural Benefits:

Public Access and Recreation, the counties are supportive of the DNR preferred alternative which is Alternative 4.

Cultural Resources, the counties are supportive of the BNR preferred alternative which is a rewrite of Alternative 2.

Visual management, the counties are supportive of the BNR preferred alternative which is a rewrite of Alternative 4.

Local Economic Vitality, the counties are supportive of the DNR preferred alternative which is Alternative 3.

Implementation:

Forest Land Planning, the counties are supportive of the BNR preferred alternative which is a rewrite of Alternative 2.

General Silvicultural Strategy, the counties are supportive of the DNR preferred alternative which is Alternative 2.

Forest Land Transactions, the counties support the DNR proposal, in Alternative 2, to rely on the policies within the "Asset Stewardship Plan" and not include this policy in the PSF.

Roads, the counties are supportive of the BNR preferred alternative which is a rewrite of Alternative 3.

Acquiring Rights of Way and Granting Rights of Way, the counties support the DNR proposal, in Alternative 2 related to each of these policies, to rely on other DNR policies and statutes and not include this policy in the PSF.

May 31, 2005

Research, the counties are supportive of the BNR preferred alternative which is a rewrite of Alternative 3.

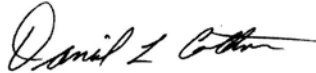
External Relationships, the counties are supportive of the BNR preferred alternative which is a rewrite of Alternative 2.

SEPA Review, the counties can support either options A or B of the BNR preferred alternative. SEPA compliance is required by statute and the inclusion of a policy would be informational only.

Implementation, Reporting and Modification, the counties are supportive of the DNR preferred alternative which is Alternative 3.

WSAC Timber Counties are appreciative of this opportunity to comment on the DEIS and will continue to follow the progress of this policy development and comment as necessary in the future.

Sincerely,



Dan Cothren, Chair
Timber Counties
Washington State Association of Counties

Commenter 30: Lisa McShane

Northwest Ecosystem Alliance re: Policy for Sustainable Forests Draft Environmental Impact Statement May 31, 2005

DNR SEPA Center
P.O. Box 47015 Olympia, WA 98504-7015

May 31, 2005

Re: Policy for Sustainable Forests Draft Environmental Impact Statement

Dear DNR:

On behalf of Northwest Ecosystem Alliance and our members, I write to provide comments on the Draft Environmental Impact Statement for the Policy for Sustainable Forests.

The timing and relevance of this policy document is unclear: On September 7, 2004, the Board of Natural Resources voted to adopt new logging rules for Westside forests – the Sustainable Forest Harvest Calculation. That document essentially established target logging levels for the next 10 years. Yet the document on which we comment today is the policy document for those same logging levels. We are concerned that the update is not driven by science but by a need to fill in the blanks for the existing harvest calculation.

The following comments are specific to the policy.

2.2 Trust lands

Washington’s Trust lands are unique in the nation and nothing in our constitution or in law requires the DNR to maximize revenue. DNR does have the option to manage our trust lands in a way that maintains what the majority of citizens value most: the clean drinking water, high quality wildlife habitat, places to recreate and attenuation of flooding that can be gained from our state trust lands.

Our state constitution allows DNR to manage lands with these public values as objectives, rather than constraints, when it says: “All the public lands granted to the state are held in trust for all the people.” Additionally, the enabling act and the state constitution, written when we had 500,000 people, detailed how our trust lands can be sold. Today, as our population approaches 7 million people, it’s time to consider the needs of the citizenry beyond revenue and timber production.

Court rulings do not require DNR to maximize revenue at the expense such critical public needs as an irreplaceable source of drinking water or wildlife habitat. In 1984 the Washington Supreme Court ruled, in *Skamania v. Washington*, that the state Legislature could not let timber companies off the hook for logging contracts on state trust lands, because of the state’s trust duty of “undivided loyalty.” In *Skamania*, the court narrowly ruled that the state cannot favor private industry above their duty to beneficiaries. It did not rule on the increasing conflict between public values such as clean drinking water, recreation or wildlife and the beneficiaries.

While some infer the Skamania ruling means the state must maximize revenue, in a more recent case in Okanagon County, the Chelan County Superior Court said “nothing in the law... requires the department to maximize current income.”

The state Supreme Court has also written that the public trust doctrine is like “a covenant running with the land...for the benefit of the public and the land’s dependent wildlife.” It is this broad public trust that must be protected: the state’s enduring obligation to provide clean drinking water, safety from landslides for those who live near trust lands, habitat for the state’s wildlife and places for our nearly 7 million residents to recreate. Thus, our trust lands must be managed “for all the people.”

The Draft Environmental Impact Statement for the Policy for Sustainable Forests only considers how to maximize revenue from the State’s public forests. We request that an Alternative be included in the next iteration of the EIS that evaluates how water quality, wildlife habitat, and recreation opportunities will be protected and maximized while some sustainable logging occurs to restore lands degraded by historic logging practices that focused on generating revenue.

3.2.1 Forest Health

Since 1992 little progress has been made towards more resilient and resistant forests. Some of our state forests, especially in eastern Washington, remain uniformly and densely stocked, many with non-native species and the old growth trees and biological legacies (large snags and down wood) are fewer in number. Old growth trees are key to healthier forests: they are more fire resistant, they host predator insects that can play a role in controlling insect outbreaks and they provide genetic material that has adapted to the site and are more resilient to forest health problems. We ask that your forest policy be modified to ensure retention of old growth trees and stands of any size, and large snags and down wood. We further request that even-aged, densely stocked, structurally uniform young managed plantations be a priority for treatment with careful thinning to restore structural and species diversity.

3.2.2 Wildlife

DNR relies on the Habitat Conservation Plan in order to protect wildlife. However, the HCP has yet to contribute to the recovery of threatened and endangered species and the information used to draft the HCP is old. Current information is available and should be used in drafting this policy. Recent studies show declines in wildlife populations. For example, owl populations are declining faster than anticipated (over 60% decrease in some areas in the last decade!) That indicates a need for increasing the amount of owl nesting, roosting, and foraging habitat, yet your alternatives will decrease available habitat. Chinook salmon also have been impacted by past logging practices and your alternative increases logging in riparian areas without any evaluation of the potential impacts to aquatic species such as salmon. We request that the next iteration of the EIS apply current and up-to-date information to develop an alternative that restores habitat for threatened, endangered, and sensitive plants and animals.

3.2.5 Older Forests and Old Growth

Old trees and stands, even those smaller than the arbitrary limit of 80 acres, have high ecological and social value. We ask, first and foremost, that all remaining mature and old growth forests and biological legacies (e.g. large trees, snags and down woody material)

on state trust lands be permanently protected. There is no scientific basis for logging the last mature and old growth forests or any biological legacies from our state's public forests, and there exists broad lasting public support in our state for their permanent protection.

3.2.7 Watershed Systems

Cumulative effects of logging on watersheds is well documented, yet DNR has abandoned the watershed analysis process that sought to address these impacts at the right scale. Without completion of watershed analysis, DNR's claim that Forest Practice rules comply with the Federal Clean Water Act is simply a guess that can be easily proven wrong.

Providing clean water to the people of Washington certainly falls well within your mandate of holding these lands in trust for all the people – water is more valuable than timber and in some cases, citizens rely heavily on state trust lands to provide that water. We ask that you reinvigorate your watershed analysis program to ensure that cumulative impacts of multiple landowners logging watersheds does not impact the right of the people to clean drinking water and wildlife habitat.

3.2.8 Riparian Management Zones

The new Sustainable Harvest Calculation, for which this is the after-the-fact policy, allows significant logging in riparian areas, including patch clear cuts. It's hard to see how this new policy of logging and clearcutting riparian areas on our public lands will improve habitat for the public's wildlife.

We ask that you provide the strongest possible protection for riparian areas along rivers, streams, wetlands, seeps, springs, and other areas in the aquatic-terrestrial interface. Riparian areas with older forests should be protected from logging and road construction. Only careful treatments designed to develop old forest characteristics in even-aged, densely stocked, structurally uniform young managed plantations should be allowed in riparian areas. We request that the next iteration of the EIS reflect this need.

Conclusion

Your Policy for Sustainable Forests should be the guiding principle for managing state trust lands, lands that you are mandated to hold in trust "for all the people." While these public lands can and should yield revenue for the beneficiaries, they can and should provide habitat, recreation and clean water for the diverse and compelling needs of all the people. Based on the Draft Policy for Sustainable Forests, as well as the Sustainable Harvest Calculation, we remain concerned that we are farther than ever from providing for the needs of a growing population for clean water, a quality place to recreate and wildlife habitat that will allow the public's wildlife to recover and thrive.

Thank you for this opportunity to provide comments. If you have any questions, please do not hesitate to call or email.

Sincerely,

Lisa McShane Community Relations Director Northwest Ecosystem Alliance

Commenter 31: Becky Kelley and D. Eric Harlow

Sent via email

May 31, 2005

Department of Natural Resources SEPA Center PO Box 47015 Olympia, WA 98504-7015 Fax: 360-902-1789 Email: sepacenter@wadnr.gov

Re: Comments on April 2005 Draft Environmental Impact Statement on the *Policy for Sustainable Forests*

To Whom It May Concern:

Please accept the following comments on the April 2005 Draft Environmental Impact Statement on the *Policy for Sustainable Forests*, on behalf of the Washington Environmental Council (WEC) and the Washington Forest Law Center (WFLC).

Relationship between *Policy for Sustainable Forests*, and Western and Eastern Washington Sustainable Harvest Calculations

These comments speak to the “Need” for the plan, as described on page 1-3 of the DEIS. Please note that the statement in Appendix G (page 2) that no comments were received on the proposed need is incorrect. The scoping comments submitted by WEC (excerpted below) addressed the proposed need.

While it is rapidly becoming a moot point, we remain concerned that DNR has taken a backwards approach to planning for state forest management. Please see the excerpt below from our April 2004 scoping comments on the *Policy for Sustainable Forests*. In the *Policy for Sustainable Forests DEIS*, DNR states that the Western Washington sustainable harvest calculation was identified as the first step in revising the *Forest Resource Plan* (page 1-3). Why? And what about the Eastern Washington sustainable harvest calculation? The *Policy for Sustainable Forests* covers the whole state. If the Western Washington calculation needed to be completed before revising the Policy, why did the Eastern Washington calculation not need to be completed as well?

By focusing on the Western Washington harvest calculation first, DNR started at the middle level of planning, and is now trying to plan “up” (Policy for Sustainable Forests), “down” (sustainable harvest calculation implementation plans), and “sideways” (Eastern Washington harvest calculation). This approach doesn’t make much sense; it is likely to lead to a muddled product with a lack of vision; and it reduces WEC’s sense that the current comment process is meaningful. The cut level target has already been set; realistically, it is the driver for state forest management.

Excerpt from WEC’s 4-12-04 scoping comments:

Forest Resource Plan Update Process

As we expressed to you at our March 29 meeting, we are concerned that the process for updating the Forest Resource Plan does not make sense. The Forest Resource Plan is a general plan for state forest management across the state that should integrate DNR’s

various forest management documents and provide an overall vision for managing the forests. Yet, the Board of Natural Resources has nearly completed the new sustainable harvest calculation (SHC) for the next decade, during the course of which they discussed and decided to alter some of the Forest Resource Plan policies (at least for western Washington). Thus the process of reviewing the Forest Resource Plan is functionally already partially complete, and it has been done in a piecemeal fashion, with the logging target being the obvious driver.

It was encouraging at our March 29 meeting to hear that part of the reason for updating the FRP is not just the changes that have occurred since 1992, but the need to look ahead 10-20 years at the factors influencing forestry and how to deal with them. Yet there was relatively little discussion during the SHC process of such broader factors. We request that DNR articulate why the decision-making process has been timed as it has (western Washington SHC before FRP update) and how the eastern Washington SHC will fit with the timing of the FRP update process. We understand from DNR staff that the SHC may be recalculated based on changes to the FRP, but DNR should understand the public's skepticism that there is any intention of doing so, given the way the process has been designed and the large amount of time and energy that various parties put into the western Washington SHC process. Unfortunately, the FRP update feels like an afterthought in the DNR's thinking, yet it deals with some of the most important issues that will face DNR foresters in writing the 5 western Washington SHC implementation plans: how to balance various interests, out on the ground.

Purpose

We appreciate your adding to the Purpose statement, to incorporate the ideas stated in our scoping comments.

Policy Objectives

There are multiple ways of achieving the purpose, and alternatives should consider the reasonable methods of achieving the purpose. However, the DEIS relies on one set of policy objectives to achieve the purpose and relates the alternative analyses to this one set of policy objectives. This approach does not meet SEPA intent for a range of alternatives. There may be other management objectives that meet the purpose more effectively, which need to be evaluated. Each alternative could have a different suite of policy objectives that could meet the purpose, however, the DEIS limits alternative consideration to a small range of options that meet the policy objectives.

We are particularly concerned about the limited policy objectives considered, in light of concerns we have regarding those objectives.

#6 Outcome-based management within a flexible framework sounds reasonable in the abstract, but the reality is that state forest management is already subject to a large number of specific requirements (see objective #1) that must be met. Also, DNR lacks sufficient budgets to support a more outcome-based approach, with the greater monitoring and research requirements it entails.

#10 The existing statement is fine, but would be improved by restoring the language that appeared in the draft: "Monitoring will also help identify needed changes in policies and

DNR practices to better meet trust and BNR objectives.” This explicit statement that monitoring is not a hollow exercise, but is intended to inform management decisions over time, is important.

#7 and #8 These objectives are of the greatest concern. It is good to see that the language changed in #7 from as much as allowed by law, to as much as is prudent. However, in combination, these two objectives seem to send a message: DNR’s focus is on actively managing as much of the land base as possible, and that which cannot be actively managed should be purchased from the trusts. This approach does not meet the trust mandate; is rooted in the idea that only active management can generate revenue, when in the future that may be untrue; and sends a negative signal to the public with regard to DNR’s responsibilities to protect *public* resources like clean water without compensation (similar to any other landowner). Please see our April 2004 scoping comments (note that the Policy numbers have changed, and were previously called “Objectives”):

- Objective 3 states that as much of the forest land base should be actively managed as is allowed by law and the HCP. This statement may conflict with objective #1, which pledges to meet the state and federal law, the HCP, *and* the trust mandate. The State Forest Practices Act, the federal Endangered Species Act, the Clean Water Act (as examples) do not expressly require intergenerational equity; the trust mandate does. This requirement for intergenerational equity (as well as other elements of the trust mandate, such as the “duty to reduce the risk of loss to the trusts,” 1992 FRP page 5) may require DNR not to actively manage parts of the forest land base for a time. The current FRP explicitly acknowledges this fact on page 4: “The department has an obligation to provide for all generations, without unduly favoring present or future beneficiaries. Therefore, the department believes some of its policies, which would provide greater protection for state forest land than the minimum legal requirements, allow the department to preserve the long-term productivity of the forest lands and protect the range of resources found on state land for future beneficiaries.”

Also, the statement may conflict with Objective #4; for example, the trusts could receive revenues from a city or county for avoiding active management of lands that provide drinking water for that city or county. The Objective could be reworded: “Promote sustainable management of the forested land base, consistent with state and federal laws, the HCP, and the trust mandate, and utilize forestry practices...”

- Objective 5 could be read to imply that forested trust lands that provide special benefits (beyond direct financial returns to the beneficiaries) that conflict with active management must be purchased from the trusts. We are not opposed to purchasing some special areas from the trusts, such as through the trust land transfer program, which we support. But it is important not to imply that all areas unsuitable for active management must be purchased from the trusts. All landowners, including large private forest landowners in Washington, have some lands that they cannot actively manage, in order to protect the public resources on those lands. DNR has that same responsibility, which is compatible with the trust mandate. To suggest that any lands that cannot be actively managed must be transferred out of the trust would be a large step backwards in DNR’s vision of forest stewardship.

Four Major Policy Categories

Again, the concerns articulated in our scoping comments remain:

The 40 policies of the current Forest Resource Plan currently are organized into 4 categories: Trust Asset Management, Forest Land Planning, Silviculture, and Implementation. DNR proposes 4 new categories to replace those: Economic Performance, Ecological Protection and Enhancement, Social and Cultural Benefits, and Creating Sustainable Forests (Implementation). As we discussed at our March 29 meeting with DNR staff, those four categories are all important, but dividing forest management that way seems reductionistic and counter to DNR and the BNR's goals of pursuing forestry and other policies that *simultaneously* provide social, economic and environmental benefits. For example, which category would old growth protection fit into? Particularly if DNR could receive carbon credits for agreeing to protect currently unprotected old growth, such a policy would arguably fit into the economic, social/cultural and ecological categories—and it would be important for the trust beneficiaries, the public, and DNR foresters to recognize that it is in fact contributing to all three goals simultaneously.

It can be argued that category headings are not particularly important, but in fact, the way issues are framed up can have a significant impact on how they are perceived and discussed over time. Rather than dividing the policies into broad issue or “value” categories, it might work better to think about categories that capture how DNR staff work to manage these forests, as the existing categories do. Such an approach might also be helpful to foresters in using the plan, and to the public, in understanding how the plan will be implemented by linking the various policies to particular steps that DNR takes in managing the forests.

Comments on Alternatives and Analysis

3.1.1 Financial Diversification

The alternatives presented do not meet SEPA requirements for a reasonable range of alternatives. All of the policy alternatives are measured by how well they meet the arbitrary policy objectives rather than the purpose and need. The decision space needs to include a broader array of policy objectives to capture a full range of alternatives.

Alternative 4, the Department recommended alternative, does not adequately account for social and environmental benefits from the trust lands. With increasing population and global supply of timber products, demand will increase for local recreational and non-timber resources from trust lands. In addition, reasonably foreseeable impacts such as global warming and effects on forest health and water production from forested watersheds are not addressed or analyzed. Alternative 4 should be amended to include elements of alternative 3 that focus on social and ecological benefits of trust lands since these will become increasingly valuable in the future. Alternative 4 as it stands does not meet the trust mandate for the aforementioned reasons.

The cumulative effects analysis is inadequate under SEPA since it does not even attempt to analyze the impacts of the proposed policy in conjunction with other past, present, or reasonably foreseeable actions. It also fails to analyze the alternatives individually.

3.1.2 Land Classifications

The alternatives presented do not meet SEPA requirements for a reasonable range of alternatives. All of the policy alternatives are measured by how well they meet the arbitrary policy objectives rather than the purpose and need. The decision space needs to include a broader array of policy objectives to capture a full range of alternatives.

One of the policy directives developed by the Board of Natural Resources during the development of the Westside Sustainable Harvest Calculation was to manage as much of the trust lands as possible as ‘on-base’, which, by definition, means available for harvest. Alternative 2 embraces this concept, but changes the term for what is not-available for harvest to ‘short and long term deferrals’. By definition, a deferral means that management and related impacts are only delayed for a short or long period of time, not prevented. That there are ‘no significant probable adverse impacts’ or cumulative effects associated with managing a significantly greater portion of trust lands as ‘on-base’, even if management is ‘deferred’ is completely unjustified and unsupported by this DEIS.

The cumulative effects analysis is inadequate under SEPA since it does not even attempt to analyze the impacts of the proposed policy in conjunction with other past, present, or reasonably foreseeable actions. It also fails to analyze the alternatives individually.

3.2.1 Forest Health

The alternatives presented do not meet SEPA requirements for a reasonable range of alternatives. All of the policy alternatives are measured by how well they meet the arbitrary policy objectives rather than the purpose and need. The decision space needs to include a broader array of policy objectives to capture a full range of alternatives.

The definition of healthy forests used on page 3-18 is extremely anthropocentric and reflects a narrow view of what a healthy forest is. For a discussion of this topic, please see:

http://www.prm.nau.edu/PRM346/forest_health_article.htm

The definition and policy statements under Alternative 2 should be changed to include positive statements that healthy forests generally reflect natural conditions. The policy statements about ‘inappropriate species composition’ and ‘species best adapted to the site’ need to include statements that the desired future condition will reflect a natural composition. The definition of appropriate species composition or best-adapted species are dependent on management goals, and the current unhealthy forest conditions are largely the result of past management activities. The policy needs to be more specific about what the desired future condition will be, and how it will be achieved.

Impacts from global warming also need to be addressed when considering management of forests for healthy conditions. There is abundant peer-reviewed scientific literature on the issue of climate change, some with projections on specific impacts on natural resources in the Northwest. For example, see: *NWF* 2005; *NOAA* 2003; *Mote et al* 2003; *Mote et al* (no date); *Goodstein and Matson* 2004. Expected changes include increases in forest pest outbreaks, increased fire frequency and intensity, decreased summer stream flows, increased stream temperatures, and shifts in annual hydrographs. Significant impacts to listed species are also expected, including a potential 20% decrease in usable

stream habitat by 2040 due to stream temperature increases. *NWF* 2005. There is no discussion in the DEIS about the potential impacts of the reasonably foreseeable impacts that global warming will have on trust resources or the potential interactions with the proposed policy changes. Prudent trust management includes addressing future impacts to trust assets.

3.2.2 Wildfire and Catastrophic Loss Prevention

The alternatives presented do not meet SEPA requirements for a reasonable range of alternatives. All of the policy alternatives are measured by how well they meet the arbitrary policy objectives rather than the purpose and need. The decision space needs to include a broader array of policy objectives to capture a full range of alternatives.

The ecological benefits of salvage logging are not clear-cut (so to speak). There has been ample research in the past 10 years indicating that salvage logging of burned areas can cause long-term negative impacts in productivity and on other resources. Increased erosion from roads and logging impacts on hydrophobic soils, removal of woody debris that provide nutrients to burned soils, and the removal of standing snags that provide valuable habitat can impact trust assets to a greater degree than the short-term returns from salvaged timber. These potential impacts need to be carefully weighed and incorporated to a stronger degree in the policy statement under alternative 2.

In addition see comments about global warming under the previous section. Policy must take into account the significant impacts on forest health and fire frequency caused by global warming.

The cumulative effects analysis is inadequate under SEPA since it does not even attempt to analyze the impacts of the proposed policy in conjunction with other past, present, or reasonably foreseeable actions. That there would be no cumulative impacts under Alternative 2 is unsupported by any analysis. There could be substantial direct, indirect, and cumulative impacts from increased salvage logging as well as increased fire frequency and pest outbreaks on adjacent private and federal lands due to global warming.

3.2.4 Special Ecological Features

The alternatives presented do not meet SEPA requirements for a reasonable range of alternatives. All of the policy alternatives are measured by how well they meet the arbitrary policy objectives rather than the purpose and need. The decision space needs to include a broader array of policy objectives to capture a full range of alternatives.

The DEIS acknowledges that “special ecological features receive little protection within the regulatory framework.” (DEIS, pg 3-41). The proposed policy under alternative 2 does little to change this, and describes the impacts as ‘minimized’, but does not provide any substantial protection other than ‘options’ to manage or ‘dispose’ of the land in question. The DEIS fails to describe the actual impacts of this policy on rare plants and sensitive species other than implying that impacts would be ‘minimized.’ It does not specifically describe how such areas would be protected other than by being transferred out of trust management.

The policy statement that ‘The department will protect such areas through disposal, retention, creative partnerships and funding mechanisms’ (DEIS pg 3-42) is vague, undefined, and unenforceable. How the areas will be ‘protected’ is unclear except, perhaps, by ‘disposal’ if this means that the land will be transferred out of trust management. This policy is an example of a conflict with Policy 3.1.2 Land Classification, as more land will be managed as ‘on-base’ without any meaningful protection provided.

The cumulative effects analysis is inadequate under SEPA since it does not even attempt to analyze the impacts of the proposed policy in conjunction with other past, present, or reasonably foreseeable actions. In fact, the cumulative effects analysis largely contradicts the statements in the regulatory framework section that states that special ecological features receive ‘little protection’. That there would be no cumulative impacts under Alternative 2 is unsupported by any analysis, and fails to include actions on other land ownerships.

3.2.5 Older Forests and Old Growth

The alternatives presented do not meet SEPA requirements for a reasonable range of alternatives. All of the policy alternatives are measured by how well they meet the arbitrary policy objectives rather than the purpose and need. The decision space needs to include a broader array of policy objectives to capture a full range of alternatives.

The rationale for the 80-acre stand is unclear and unjustified. There is no supporting technical or scientific documentation to support the significance of the 80-acre stand size for management purposes. In particular, in areas with very little remnant old growth, even stands much smaller than 80 acre parcels could contribute significant wildlife habitat, seed source, and forest qualities that would otherwise be non-existent in managed forests.

The reliance on experimental management of old-growth stands in the OESF is problematic. To a large extent, the DNR has failed to complete landscape and 12-step management plans for management in the OESF. (See the attached excerpt concerning the OESF, from WEC and WFLC’s joint comment letter on the Western Washington Sustainable Harvest Calculation DEIS). The analysis does not include DNR’s failure to implement previous Forest Resource Plan and HCP planning processes.

We are generally supportive of the approach laid out in Alternative 2, if it is modified to provide old-growth protections to stands in the OESF with the possible exception of stands targeted for controlled experiments under the adaptive management program. Alternative 2 is also somewhat unclear in terms of protection of trees vs. stands and whether old growth would be transferred out of the trust and if so under what circumstances. We would like to see the policy statements written more clearly, in order to ascertain their effect on the ground and to confirm our support for this alternative. Also, when the new definition is complete, it should be reviewed for potential incorporation in Alternative 2.

The cumulative effects analysis is inadequate under SEPA since it does not adequately analyze the impacts of the proposed policy in conjunction with other past, present, or reasonably foreseeable actions. It also fails to analyze the alternatives individually.

3.2.6 *Wildlife Habitat*

The alternatives presented do not meet SEPA requirements for a reasonable range of alternatives. All of the policy alternatives are measured by how well they meet the arbitrary policy objectives rather than the purpose and need. The decision space needs to include a broader array of policy objectives to capture a full range of alternatives.

Alternative 3 does not have the positive commitment to independently ‘voluntarily participate in efforts to recover and restore endangered and threatened species’ that occurs in Alternatives 1 and 2. Instead, it will focus on ‘conservation of biodiversity’. A focus on broader metrics such as biodiversity is laudable, but without a specific commitment to protect listed species, and without careful definitions and sideboards about how ‘conservation of biodiversity’ will be applied, the policy may not be adequate to protect wildlife on trust lands. The DEIS describes the regulatory framework including the Northwest Forest Plan (DEIS, pg 3-62), but does not describe how much weaker habitat protection on trust lands are in comparison to federal management and potential impacts from less protection.

Alternative 3 also does not adequately capture the intent of the FRP policy No. 22 including “The department will provide wildlife habitat conditions which have the capacity to sustain native wildlife populations or communities” Or “The department shall develop wildlife habitat objectives...”

Compliance with federal and state laws may not insure adequate protection for state-listed species. For example, the WDFW is required to develop recovery plans for state-listed species, but has failed to do so for most of the species on the list. DNR should work with WDFW to develop species and habitat management plans rather than assuming that existing protections (such as the riparian strategy) are sufficient to provide protections to the species that occur on trust lands.

There is also extensive reliance on the DNR HCP to provide adequate protection for a variety of species even though the DNR HCP only applies to the range of the northern spotted owl. There is an additional 500,000 acres of trust forests in the central and east side of the state that do not benefit from management under the HCP. Impacts in these areas are not adequately analyzed.

The cumulative effects analysis fails to address reasonably foreseeable impacts from global warming, the Forests and Fish HCP, and other efforts to conserve endangered species, salmonids in particular.

3.2.7 *Watershed Systems*

The alternatives presented do not meet SEPA requirements for a reasonable range of alternatives. All of the policy alternatives are measured by how well they meet the arbitrary policy objectives rather than the purpose and need. The decision space needs to include a broader array of policy objectives to capture a full range of alternatives. That said, policy objectives 1, 2, 8 and 10 should also apply. (Note that our statement that these policy objectives should apply is a SEPA concern—that the policy statements are supposed to satisfy the policy objectives—rather than a statement of support for the objectives; see concerns with objectives, described above).

The purpose of monitoring watersheds is to address cumulative watershed effects (CWEs). There is abundant literature regarding the effects of multiple actions on watershed functions, and means to address them. The appropriate scale to address cumulative effects of multiple forest practices is generally at the Watershed Administrative Unit (WAU) level. The FRP policy number 19 and the watershed analysis rule WAC 222-22 were developed to specifically address cumulative watershed effects at the appropriate scale since generic or non-watershed-specific mitigations and regulations were found to be deficient. This situation has not changed—cumulative effects cannot be adequately addressed through generic best management practices, project specific SEPA, limiting clearcut sizes, or ‘flexible approaches’. The assertion that the Forest Practices Rules comply with the Federal Clean Water Act has not been determined—having it as a goal does not mean compliance is assured.

Forest Policy No. 19 under the existing FRP was very clear in what was intended, specifying that “the department *will analyze by watershed* the effects of past, present, and reasonably foreseeable future activities...” (emphasis added). Additionally, the HCP also assumed that watershed analyses would be conducted to address cumulative effects (despite the department’s interpretation to the contrary). Despite the clear language, DNR has failed to adequately implement watershed analysis and has failed to address cumulative effects. In fact, the watershed analysis program is not funded or staffed, and is essentially defunct. Therefore, references to watershed analysis such as “The state Forest Practice Rules also provide methods for addressing cumulative effects through watershed analysis” (DEIS pg 3-76) and “The department will participate in watershed analysis as defined by state Forest Practices Rules when initiated by other landowners or by the state’s Forest Practices Program” (DEIS, pg 3-78) are false and misleading because even if private landowners wished to conduct a watershed analysis, the DNR support necessary to complete it is unavailable (despite the FPB directive to ‘reinvigorate’ watershed analysis given on March 19, 2003). Attached are comments on cumulative effects entitled “The proposed forest practice rules associated with the Forest Practices HCP are not adequate to prevent impacts from forestry-related cumulative effects” submitted by WFLC to the federal Services for the Forests and Fish HCP. Although written specifically to comment on that process, they include an analysis of the state forest practice rules in regards to cumulative effects as well as the most recent information on the status of the watershed analysis. None of the attachments cited in that document are attached as part of this submission.

There are numerous unfounded assertions in this section. First, the assertion that Alternative 1 does not meet the policy objectives as well as the other alternatives is not justified. If applied as intended, it would meet all of the policy objectives more effectively than the other alternatives since it would actually meet the trust mandate of protecting the resource for future generations. Second, the assertion that alternative 3 is just as effective as alternative 1 in protecting water resources and aquatic habitat is not justified by any evidence or scientific analysis. The assumption that increased flexibility equates to increased resource protection is unfounded; it actually increases the risk to resources since it does not provide the rigorous watershed-specific analysis provided by watershed analysis.

Reliance on landscape planning will not adequately address cumulative effects at the watershed scale since the scale of analysis is the HCP planning unit, which incorporates several WRIAs. In addition, the proposed policy for landscape planning is subject to “available resources and budget” (DEIS, pg 3-129). If the resources devoted to watershed analysis are any indication, landscape planning is unlikely to occur at rate or level of detail sufficient to adequately address cumulative effects.

The cumulative effects analysis is inadequate under SEPA since it does not adequately analyze the impacts of the proposed policy in conjunction with other past, present, or reasonably foreseeable actions. The cumulative effects analysis fails to address reasonably foreseeable impacts from global warming, the Forests and Fish HCP, and other efforts to conserve aquatic habitat. It fails to address the cumulative impacts of multiple management strategies on adjacent private and federal lands within the same watershed.

3.2.8 Riparian Management Zones

The alternatives presented do not meet SEPA requirements for a reasonable range of alternatives. All of the policy alternatives are measured by how well they meet the arbitrary policy objectives rather than the purpose and need. The decision space needs to include a broader array of policy objectives to capture a full range of alternatives. That said, policy objectives 1, 2, 7, 8 and 10 should also apply.

The DEIS acknowledges that the eastside riparian management guidelines fail to protect smaller non-fish bearing streams. Statements include “large woody debris recruitment, stream shade, and leaf and litter production would be at moderate risk for Type 4 streams and at high risk for Type 5 streams... the adverse effects to the riparian microclimate along non fish-bearing streams are considered high to very high...” (DEIS, pg 3-86). The DEIS states there is a “moderate to high risk of adverse impacts to several functions of Type 5 waters exists under alternative 1, primarily in Eastern Washington” (DEIS, pg 3-89) and continues with “The analysis for Alternative 3 is identical to the analysis for Alternative 1” (DEIS, pg 3-90). Despite the high risk, the proposed alternative 3 provides no additional protection for these streams, which is clearly inconsistent with Policy Objectives 1, 2, 3, 5, and 8 as well as the trust mandate and the Clean Water Act.

The assertion that the sustainable harvest level is consistent with the habitat conservation plan and the riparian management plan is questionable. The Services have not approved the riparian management strategy, and the assumptions used in the SHC model were significantly different than what the HCP intended and what may be finalized in the riparian strategy. See the attached Sustainable Harvest Calculation FEIS comments submitted by WFLC and WEC.

Assuming that future plans or adaptive management will address various issues is relying on tentative and uncertain future promises that are not acceptable as mitigation. For example, the Type 5 conservation strategy and CMER projects may not even be completed depending on funding availability and on whether federal assurances are granted for the Forests and Fish rules.

In regards to rare plants, the DNR is not required to survey for rare plants or even consult with the DNR heritage program prior to operations in riparian areas. The assumption that “some of the areas are buffered, so some of the plants will be protected” is inadequate.

The cumulative effects analysis is inadequate under SEPA since it does not adequately analyze the impacts of the proposed policy in conjunction with other past, present, or reasonably foreseeable actions. The cumulative effects analysis fails to address reasonably foreseeable impacts from global warming, the Forests and Fish HCP, and other efforts to conserve aquatic habitat. It fails to address the cumulative impacts of multiple management strategies on adjacent private and federal lands within the same watershed.

3.2.9 Wetlands

The alternatives presented do not meet SEPA requirements for a reasonable range of alternatives. All of the policy alternatives are measured by how well they meet the arbitrary policy objectives rather than the purpose and need. The decision space needs to include a broader array of policy objectives to capture a full range of alternatives. That said, policy objectives 1, 2, 7, and 8 should also apply to the analysis.

The DEIS acknowledges that the tools used to map wetlands on trust lands are inadequate, and that there has been no way to track whether the policy of no loss of wetlands has been appropriately implemented. Without the appropriate tools or monitoring, there is no way to determine if the policy has been, or will be, implemented as intended. In addition, if state forest practices rules are followed, there would be no protection for wetlands less than one-quarter acre in size. This is inconsistent with the policy directive. As written, this policy is contradicted by existing regulations and practices. It is also unenforceable without accurate wetland delineation and monitoring.

The cumulative effects analysis is inadequate under SEPA since it does not adequately analyze the impacts of the proposed policy in conjunction with other past, present, or reasonably foreseeable actions. It fails to address the cumulative impacts of multiple management strategies on adjacent private and federal lands within the same watershed or wetland.

3.3.3 Visual Management & 3.3.4 Local Economic Vitality

The alternatives presented do not meet SEPA requirements for a reasonable range of alternatives. All of the policy alternatives are measured by how well they meet the arbitrary policy objectives rather than the purpose and need. The decision space needs to include a broader array of policy objectives to capture a full range of alternatives. When assessing the cost/benefit to the beneficiary, the department needs to consider that the beneficiary is often local and that the community would likely obtain recreational and tourist income if the landscape is maintained in an aesthetically pleasing manner.

The department should also consider the economic benefits of ecological services to local communities—clean water, healthy forests, and thriving wildlife populations all provide benefits to local communities and the beneficiaries that are difficult to quantify using traditional economics. Jobs associated with restoration should also be part of the equation. As we stated throughout the SHC process, and in our scoping comments for

this process, we request that DNR use full-cost accounting to consider the full range of costs and benefits to the trust beneficiaries and others of various management strategies.

3.4.1 Forest Land Planning

The alternatives presented do not meet SEPA requirements for a reasonable range of alternatives. All of the policy alternatives are measured by how well they meet the arbitrary policy objectives rather than the purpose and need. The decision space needs to include a broader array of policy objectives to capture a full range of alternatives. That said, policy objectives 1, 2, 4, 7, and 8 should also apply to the analysis.

Multiple policies over the years have addressed landscape planning at DNR. Block plans, landscape plans, watershed analysis, action and development plans, and now implementation plans have all been attempts to manage the trust asset at a landscape level. Unfortunately, none of them have been successfully implemented. “In Western Washington, the department delineated 83 landscape planning units. To date, numerous landscape plans have been *started*” (DEIS, pg 3-127, emphasis added).

Alternative 2 proposes land plans at the HCP planning unit scale, based on available resources and budget. This proposal is problematic for several reasons. Foremost is the escape clause that allows the DNR to avoid any landscape planning due to a tight budget, which is a constant consideration. The DEIS provides evidence of this tight budget; in section 3.3.1, DNR indicated that it only has the financial resources to maintain on a regular basis about 30% of existing recreational facilities (DEIS, pg 3-102). During the recent SHC planning process, DNR indicated that it would soon deplete its operating fund unless the management fee charged to the trustees was increased. DNR has received authority from the legislature to increase fees, but only for the next two years. Given the past track record for landscape planning at DNR, it seems highly questionable that this effort will proceed as planned. The DEIS fails to analyze environmental impacts associated with the past and continued failure to implement any significant level of landscape planning or cumulative effects analyses. The reliance on SEPA to address cumulative effects of the landscape plans assumes that they will be completed, therefore the assumption that SEPA will address cumulative effects is flawed.

Second, landscape planning, assuming that funds are available to complete them, would occur at the HCP planning unit level. These units are generally too large to adequately address cumulative effects and impacts to resources at the site-specific level. Although the extended SEPA checklist is intended to address site-specific impacts, there are a range of resource impacts that can occur cumulatively between the site-specific and HCP planning unit level. The proposed policy does allow for different scales of analyses for unique circumstances, but given DNR’s reliance on generalized mitigation measures, lack of resources, interest in developing broad landscape plans, and vague language in the policy, it is unclear whether this portion of the policy would be implemented.

Landscape planning is such an important process that it should be made a priority for the DNR. Language regarding available resources and budget should be removed and specific timelines and guidelines established for completion of landscape plans and the elements they should contain. If watershed analysis is not going to be required on trust

lands, then landscape planning should include the watershed scale analysis required to address cumulative effects.

The cumulative effects analysis is inadequate under SEPA since it does not adequately analyze the impacts of the proposed policy in conjunction with other past, present, or reasonably foreseeable actions. It fails to address the cumulative impacts of multiple management strategies on adjacent private and federal lands at the appropriate scale within a watershed. It does not address the past failures in landscape planning, the extensive degraded conditions on trust lands, and the possibility that due to limited budgets and resources landscape planning will not be implemented as intended.

3.4.2 General Silvicultural Strategy

The alternatives presented do not meet SEPA requirements for a reasonable range of alternatives. All of the policy alternatives are measured by how well they meet the arbitrary policy objectives rather than the purpose and need. The decision space needs to include a broader array of policy objectives to capture a full range of alternatives. That said, policy objectives 1, 2, 3, 6, and 9 should also apply to the analysis.

The first statement in the department's preferred policy directs the department to manage 'the greatest possible portion of forested state trust lands' (DEIS, pg 3-137). This policy creates pressure to manage as much of the landscape as possible without giving consideration to natural processes or that it is in the interest of the trust to leave some areas of the landscape unmanaged. The statement should be eliminated since it is based on the unproven assumption that more management is always better for the trust and the resource.

The second paragraph of the policy is too vague to be helpful in directing the department (DEIS, pg 3-137). Such phrases as 'professional management', 'active stewardship', 'forest structures', 'intensive and innovative silviculture', and 'structural diversity' are vague and not defined. The policies eliminated under this proposal were much more specific and useful in guiding the DNR. For example, policy No. 33 provided specific guidance on how to apply vegetation control techniques, because there was specific concern about the risks involved with those treatments.

In addition, policy No. 30 provided language that specifically granted DNR discretion to reduce trust income to provide extra protection for certain resources. This language should be included in the updated policy because it recognizes that there are instances where protecting special resources is compatible with the trust mandate even if it means a reduction in income.

The analysis of the alternatives is flawed and contradictory. For example, the DEIS (pg 3-137, 138) states that "Alternative 1... attempts to provide a site-specific and outcome-oriented approach to managing the department's forested state trust lands. In doing so, Alternative 1 mandates techniques and field craft, rather than outcome-oriented approaches" (emphasis added). The analysis of the alternatives does not discuss or analyze the impacts of the elimination of policy No. 30, and although biodiversity pathways is discussed as an approach in the affected environment, nothing in the policy specifically directs the department to pursue this particular technique of silvicultural management. In fact, there are serious concerns that the Westside SHC process does not

follow the ‘biodiversity pathways’ approach as described by Dr. Andrew Carey. See the attached Sustainable Harvest Calculation FEIS Comments submitted by WFLC and WEC.

The cumulative effects analysis is inadequate under SEPA since it does not adequately analyze the impacts of the proposed policy in conjunction with other past, present, or reasonably foreseeable actions. It fails to address the cumulative impacts of multiple management strategies on adjacent private and federal lands at the appropriate scale within a watershed. It also relies on ill-defined objectives that will ultimately determine how the landscape will look. For example, the cumulative effects analysis for Alternative 2 refers to “rotational objectives” (DEIS, pg 3-139), which could imply that rotation age and management objectives will be focused on maximizing short-term trust revenue rather than balancing with ecological services and other non-timber related objectives. There is no analysis of the cumulative impact of managing the ‘greatest possible portion of the forested state trust lands’. Alternative 2 relies on ‘dovetailing silvicultural policies into a landscape-level system of planning and implementation’. This assumes that landscape-level planning will occur (See comments above on section 3.4.1).

3.4.4 Roads

The alternatives presented do not meet SEPA requirements for a reasonable range of alternatives. All of the policy alternatives are measured by how well they meet the arbitrary policy objectives rather than the purpose and need. The decision space needs to include a broader array of policy objectives to capture a full range of alternatives. That said, policy objectives 3, 4, 6, and 9 should also apply to this analysis.

The addition of the requirement to minimize roads on forested state trust lands to the preferred alternative is a welcome addition. Reducing the extent of roads in a watershed is a key element in reducing impacts from roads. This policy statement, in combination with the RMAP program represents significant progress towards improving watershed conditions.

However, due to the extensive impacts of existing roads on aquatic habitat, additional language should be added to address shortcomings in the Forest Practices Rules. Attached is a comment letter written for the Forests and Fish HCP and DEIS. Although not written specifically for commenting on this DEIS, it contains extensive review of best available science and the Forest Practices Rules related to roads and is incorporated by reference into this comment letter.

The preferred policy should recommend an extensive monitoring program to measure impacts from roads, as well as the ability to impose requirements that go beyond the HCP, Forest Practices Rules, and SEPA to address problem areas.

3.4.7 Research The preferred policy should include a statement that DNR-developed science will be peer-reviewed by an independent science panel prior to implementation or publication. Science developed by an organization that has a financial stake in the results needs to be objectively peer reviewed to be credible.

Thank you for considering our comments. If you have any questions, please contact Becky Kelley at 206-622-8103 ext 205 or Eric Harlow at 206-223-4088 ext. 5.

Sincerely,

/s Becky Kelley Campaign Director Washington Environmental Council /s D. Eric Harlow Staff Scientist Washington Forest Law Center

Citations

Goodstein, Eban and Laura Matson. 2004. Climate Change in the Pacific Northwest: Valuing Snowpack Loss for Agriculture and Salmon. Forthcoming in *Frontiers in Environmental Valuation and Policy* (Edward Elgar).

Mote, Philip, Edward Parson, Alan Hamlet, William Keeton, Dennis Lettenmaier, Nathan Mantua, Edward Miles, David Peterson, David Peterson, Richard Slaughter, Amy Snover. Preparing for climatic change: the water, salmon, and forests of the Pacific Northwest.

Mote, Philip and other authors. Impacts of climate variability and change in the Pacific Northwest. The JISAO Climate Impacts Group, University of Washington.

NOAA. 2003. Assessing Extinction Risk for West Coast Salmon. Proceedings of the Workshop November 13-15, 1996. NOAA Technical Memorandum NMFS-NWFSC-56.

NWF [National Wildlife Federation]. 2005. Fish out of Water: A Guide to Global Warming and Pacific Northwest Rivers. National Wildlife Foundation. Available online at:
http://www.nwf.org/nwfwebadmin/binaryVault/Fish_Out_of_Water_2005_FINAL.pdf

**Document Received at Mount Vernon Public Hearing from Commenter 32:
Paul Kriegel**

Received at may 5
public hearing - mt.
Vernon

May 5, 2005

Board of Natural Resources
State of Washington

Board Members:

Thank you for the opportunity to have input in to the policy for sustainable forests.

I appreciate the fact that the Board and DNR recognize the trusts mandate and the fact that this mandate sets the stage for all of the management options that have been considered. Washington State set an example for the rest of the nation to follow when it kept its trust lands and managed them for the benefit of all rather than selling them off.

One side benefit of the trust lands, is the impact those lands and the timber sale program have on the rural economy of our State. We should never forget to include these benefits in our calculations and conversations regarding the goods and services provided by trust lands. Too many of the trust land critics fail to acknowledge these benefits and their impacts on the rural economy of Washington State. The focus must be on all the revenue's derived from these lands, not just the revenue to the beneficiaries.

This document does a good job of covering all the environmental concerns surrounding forest land management. It is important however that we recognize the impacts these environmental policies have on the final financial outcome. Continued overlay of environmental policies on the HCP will have severe impacts on the trust lands ability to maintain reasonable financial outcomes and stay sustainable. The reason for the HCP was to gain federal security under ESA and to protect those species deemed threatened. It's time to let the HCP and the forest & fish rules work. Rather than continuing to make new changes, let's monitor the rules we now have to see how effective they are.

Regarding the increasing demand for out door recreation, let's not lose sight of the primary responsibility of the DNR. The trust mandate requires the DNR to manage first for the trusts, and all other interests are secondary to the trusts, and should not interfere with the trusts!

Thank You,



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Appendix I.

Policy Crosswalk

POLICY CROSSWALK		
2006 POLICY FOR SUSTAINABLE FORESTS	2005 DRAFT EIS ON THE POLICY FOR SUSTAINABLE FORESTS	1992 FOREST RESOURCE PLAN
Financial Diversification	Financial Diversification	Special Forest Products (No. 8)
Financial Assumptions	Financial Assumptions	Review of Financial Assumptions (No. 12)
Definition of Sustainability for the Sustainable Harvest Calculation	Not applicable	Sustainable, Even-Flow Harvest (No. 4) Harvest Levels Based on Volume (No. 5) Western Washington Ownership Groups (No. 6)
Recalculation of the Sustainable Harvest Level	Not applicable	Not applicable
Harvest Deferral Designations	Land Classifications	Land Classifications (No. 3)
Forest Health	Forest Health	Forest Health (No. 9)
Catastrophic Loss Prevention	Wildfire and Catastrophic Loss Prevention	Fire Protection (No. 10)
Old-Growth Stands in Western Washington	Older Forests and Old Growth	Old Growth Research Areas (No. 14)
Wildlife Habitat	Wildlife Habitat	Wildlife Habitat (No. 22) Endangered Species (No. 23)
Watershed Systems	Watershed Systems	Watershed Analysis (No. 19)
Riparian Conservation	Riparian Management Zones Wetlands	Riparian Management Zones (No. 20) Wetlands (No. 21)
Genetic Resource	Genetic Resource	The Genetic Resource (No. 15)
Special Ecological Features	Special Ecological Features	Special Ecological Features (No. 13)
Public Access and Recreation	Public Access and Recreation	Providing Public Access (No. 25) Recreation on State Forest Lands (No. 29)
Cultural Resources	Cultural Resources	Identifying Historic Sites (No. 24)
Visual Impacts	Visual Management	Green-up of Harvest Units (No. 32)
Local Economic Vitality	Local Economic Vitality	Not applicable

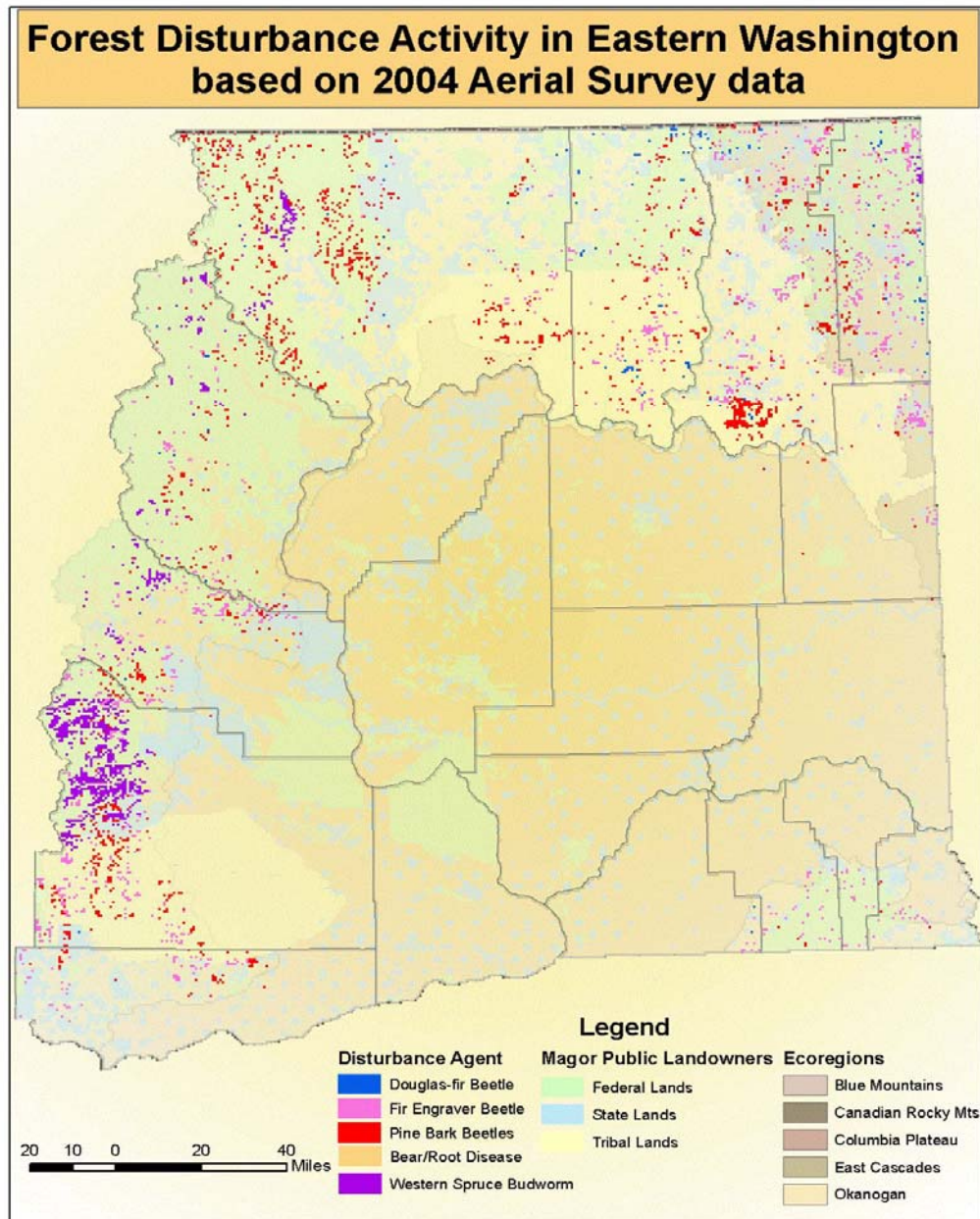
POLICY CROSSWALK (continued)

2006 POLICY FOR SUSTAINABLE FORESTS	2005 DRAFT EIS ON THE POLICY FOR SUSTAINABLE FORESTS	1992 FOREST RESOURCE PLAN
Forest Land Planning	Forest Land Planning	Landscape Planning (No. 16)
General Silvicultural Strategy	General Silvicultural Strategy	Managing On-Base Lands (No. 11)
		Silviculture Activities (No. 30)
		Harvest and Reforestation Methods (No. 31)
		Control of Competing Vegetation (No. 33)
		Fertilizing, Thinning and Pruning (No. 34)
Forest Roads	Roads	Developing and Maintaining Roads (No. 28)
Research	Research	Research (No. 40)
External Relationships	External Relationships	Soliciting Information (No. 17)
		Public Involvement (No. 35)
Implementation, Reporting and Modification of the Policy for Sustainable Forests	Implementation, Reporting and Modification	Implementing the Plan (No. 36)
		Monitoring the Plan (No. 37)
		Modifying the Plan (No. 38)
		Consistency with Other Plans (No. 39)

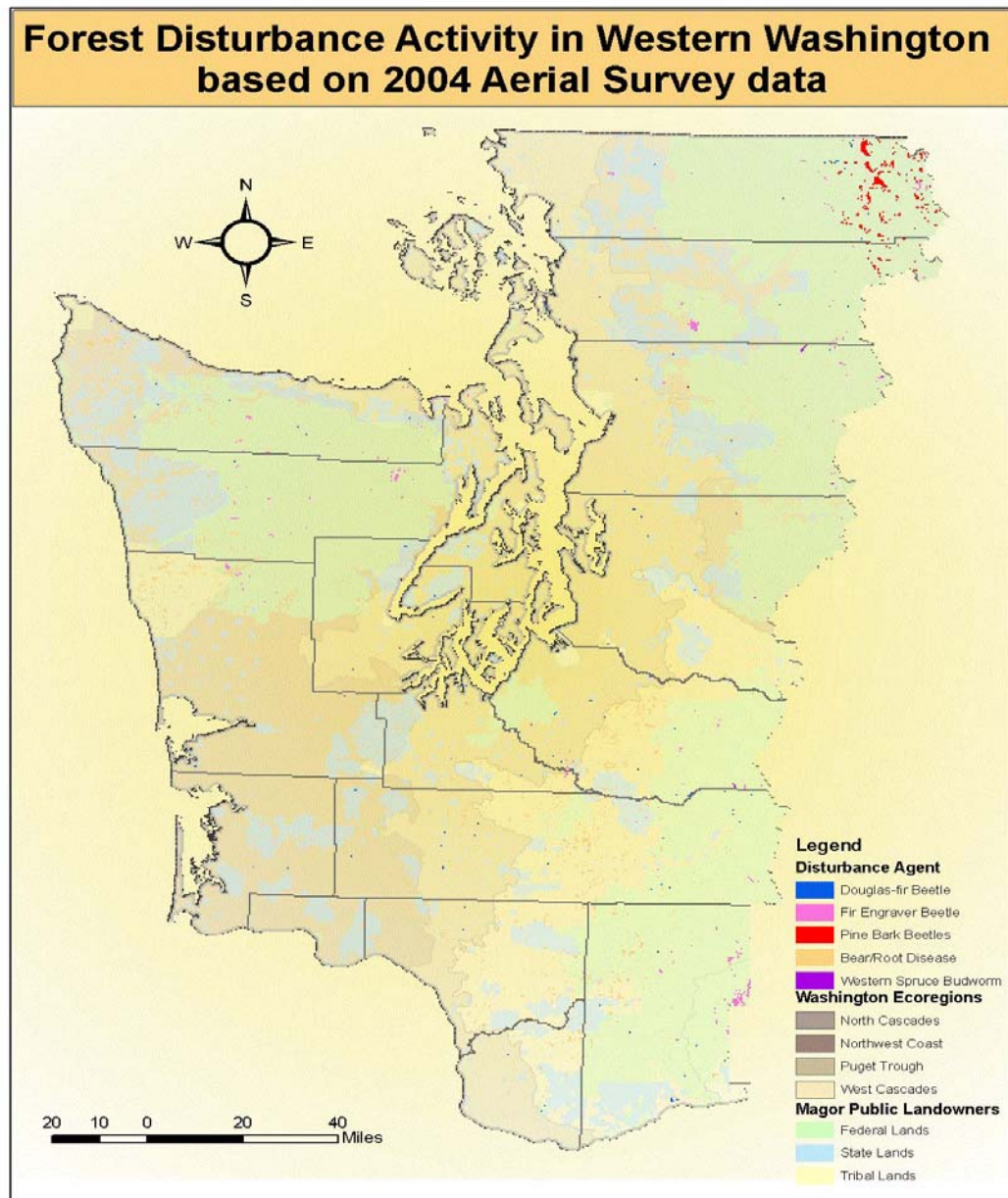
1992 SUBJECT AREAS NOT BEING ADDRESSED IN 2006 POLICY FOR SUSTAINABLE FORESTS

2006 POLICY FOR SUSTAINABLE FORESTS	1992 FOREST RESOURCE PLAN	REASON
Forest Land Transactions	Federal Grant Land Base (No. 1)	Policies related to forest land transactions are already provided through state law and the <i>Asset Stewardship Plan</i> .
	Forest Board Land Base (No. 2)	
Not applicable	Eastern Washington Ownership Groups (No. 7)	Will be addressed during calculation of Eastern Washington sustainable harvest.
SEPA Review	SEPA Review (No. 18)	No policy is necessary to restate that the department must comply with state law.
Acquiring Rights of Way	Granting Public Rights of Way (No. 26)	Policies related to granting and acquiring rights of way are already addressed in other department policies, making policies in the Policy for Sustainable Forests redundant.
Granting Rights of Way	Acquiring Rights of Way (No. 27)	

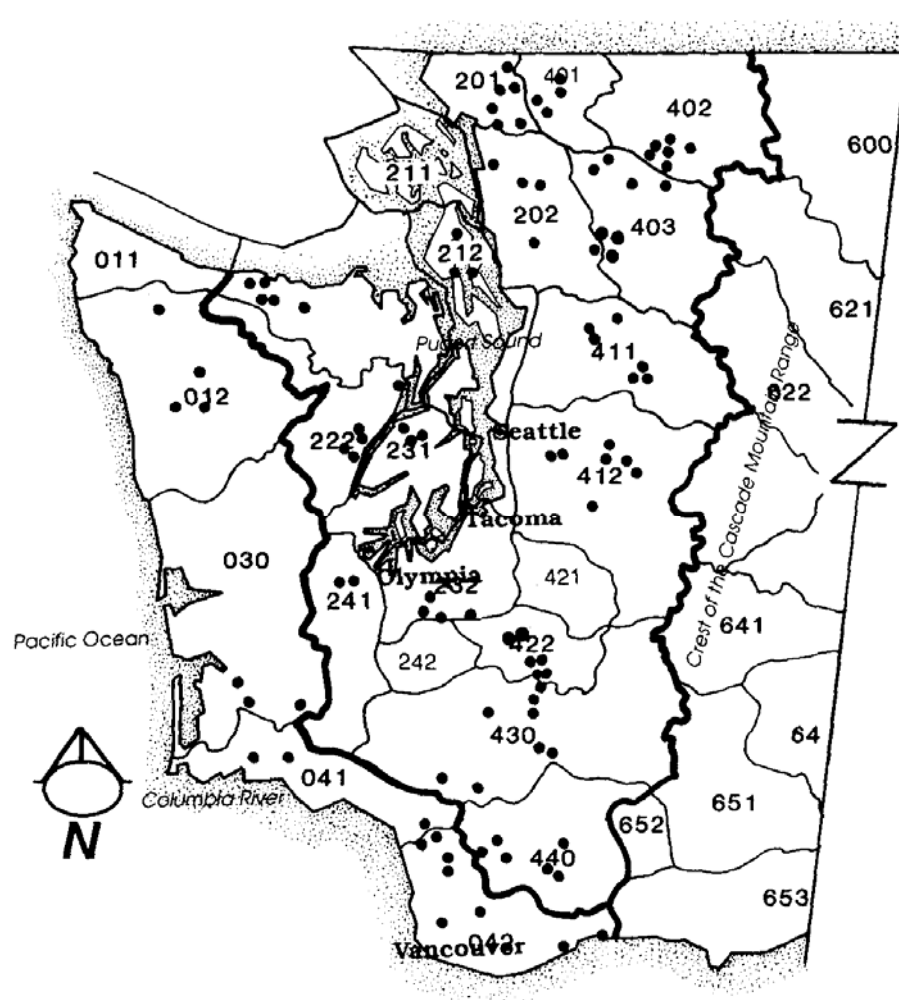
Map 1. Eastern Washington Forest Health



Map 2. Western Washington Forest Health



Map 3. Location of Gene Pool Reserves Designated by Washington DNR



- Gene Pool Reserves designated by DNR

