

**Timber/Fish/Wildlife Cultural Resources Roundtable Meeting
November 15, 2011**

**Host: Department of Archaeology and Historic Preservation
1063 South Capital Way, Suite 106
Olympia, WA 98501
Phone: (360) 586-3065**

Directions: <http://www.dahp.wa.gov/about-us/office%20locator>

Attendees:

Jeffrey Thomas, Co-Chair	Puyallup Tribe
Peter Heide, Co-Chair	Washington Forest Protection Association
Stephenie Kramer	Dept. of Archaeology and Historic Preservation
Lee Stilson	Dept. of Natural Resources Lands
David Powell	Yakama Nation
Sherri Felix	Dept. of Natural Resources Regulatory
Robert Bass	Hancock Forest Management
dAVe Burlingame	Cowlitz Indian Tribe
Norm Schaaf	Forest Practices Board/Merrill & Ring

FINAL NOTES

1. Introductions

Everyone introduced their selves.

2. Agenda

Jeff Thomas provided an agenda prior to the meeting: 1) Introductions, 2) Agenda review, 3) Approve October meeting notes, 4) Co-Chair remarks, 6) Action Item list, 7) Report on Forest Practices Board meeting, 8) WAC 222-20-120, 9) Guidance documents, 10) Roundtable Logo and 11) Next meeting's agenda items. One addition was proposed: Archaeological Protection Plans being made an operational condition of an FPA. The agenda was accepted with the additional item.

3. Meeting Notes for October 18, 2011

Sherri and Jesse had provided edits to the October draft Notes prior to the meeting. Norm and Jeff had additional edits and corrections. The Notes were not approved. All of the edits will be made and the Notes circulated again to be reviewed at the December meeting.

4. Co-Chair Remarks

There were no co-chair remarks.

5. Action Item List

Pete provided copies of the Action Item List. Changes since the June version are in red.

For Item 4, amending WAC 222-20-120, the status should be changed to "no consensus for change".

Item 5, developing an assessment methodology for the CRPMP, should show the next annual report will cover July 2011 to June 2012 and the next Roundtable action will be in December 2011.

**Timber/Fish/Wildlife Cultural Resources Roundtable Meeting
November 15, 2011**

Item 9, develop a logo, should show we will not have a contest but create a modified TFW logo. See 10. Roundtable Logo, below.

Item 1 of On-going Tasks will be updated to show February 14, 2012 as the next Forest Practices Board meeting.

Pete will send out copies to everyone.

6. Forest Practices Board Meeting on November 8

Pete said there were no questions on the quarterly staff report.

The co-chairs reported that the Roundtable did not reach consensus on revisions to the language for WAC 222-20-120 currently before the Board.

Jeff said he made public comments about the CR-102 *Proposed Rule Making* for WAC 222-20-120 saying he was concerned that Tribes had not been notified that the language was out for review. The Board Chair, Bridget Moran, asked Jeff about his concerns. Jeff explained he is concerned that many Tribes may not know the language is out for comment. Anyone signed up for govdelivery.com would be automatically notified but some Tribes may not be signed up. The Chair said she would follow up.

Information on how to sign up could be added to the Roundtable webpage.

7. WAC 222-20-120

Norm said his solutions are not fixing the problems he has identified. Norm asked the tribal representatives what they wanted to be notified about. dAVE said everything and explained further. He'd like as detailed a map and plan with as much information as possible. Question 7 on the FPA and 13 on the SEPA checklist are not adequate. He'd like to know what resources were consulted to arrive at the answers. He said predictive models are just a guess based on math. Norm wanted to know what kinds of things Tribes would want landowners to be looking for. Jeff, dAVE, and David all identified archaeological evidence as important but not the only thing. Jeff would like to know what areas the landowner has determined to be sensitive for archaeological sites within the FPA and said the identification effort should be before the FPA is submitted to DNR. David asked that historic maps be consulted and wants to know of any artifacts or historic evidence the landowner has noticed while managing the land. Norm said our answers made him feel comfortable but his concern is because a Tribe could declare the whole landscape and everything in it to be a cultural resource which would then require a meeting with every Tribe that did so for every FPA in their area of interest. David asked if any Tribe had made such a declaration. Norm said no but the possibility remains and some Tribes are engaged and some are not. Jeff suggested a workshop with a facilitator might help.

Robert said he's been told he had to have "face to face" meetings with the Tribes. Sherri said that wasn't right, that Forest Practices accepts in-person, telephone, or e-mail "meetings" as long as there is a response, and would work on correcting the misunderstanding. She also said that the registered letter option in the proposed rule language does not count as a meeting until the Board adopts it as a rule

Landowners are concerned how the different Regions interpret the rules. They have experienced troubling interpretations that impact their management of the land.

Sherri thought it would be good for everyone to read the first 8 pages of the CRPMP and try to work things out before submitting an FPA.

8. Archaeological Protection Plans as operational conditions of approved FPAs.

David and Stephenie reported several recent instances where archaeological protection plans were not made an operational condition of an approved FPA even when the landowner, tribe

**Timber/Fish/Wildlife Cultural Resources Roundtable Meeting
November 15, 2011**

and DAHP asked that it be. The circumstances varied for each case. There was also an FPA with a site and the FPA was inappropriately classified. There was also an FPA with a site but the landowner was not notified that they needed to meet with the Tribe therefore shortening the time available to agree on a plan. Sherri advised that law set the review period and DNR's decision had to be made in 30 days. There could not be an extension. Some DAHP archaeological excavation permits could not be made a condition of the FPA because they were not yet approved. DNR could not assess any additional modifications to the proposed FP activities before making its decision. DAHP and DNR are meeting on these issues.

Jeff said we need to have an understanding of how the rule is to be implemented. We need a flow chart to see when a meeting is required. We should see the DNR guidance documents for implementing the rule. We don't have a frequently asked questions section. Conversations would go better if we had these tools.

9. Guidance Documents

There was no time to review the guidance documents.

10. Roundtable Logo

The Roundtable decided to use the TFW logo but with a Tribal moon. Jeff and Sherri will try to find an original graphic of the TFW logo for Jeff to modify with a Tribal moon. Someone should find out if the logo is copyrighted. dAVE said it would be best to work with a "camera ready" version.

11. Next Meeting

The next meeting is scheduled for: **December 20, 2011 at DAHP in Olympia from 9 a.m. – 2 p.m.** The agenda will include: 1) Introductions 2) Approve agenda, 3) Approve Meeting Notes for October and November, 4) Co-chair remarks, 5) Action Item List, 6) Update on CR-102 notification to Tribes, 7) Review guidance documents, 8) Letterhead and Logo, and 9) Agenda for January meeting.

Note:

The T/F/W Cultural Resources Roundtable meets on the third Tuesday of every month at the Department of Archaeology and Historic Preservation.
The last scheduled meeting of 2011 is 12/20.