### Timber/Fish/Wildlife Cultural Resources Roundtable Meeting September 20, 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
Pete Heide, Co-Chair	Washington Forest Protection Association
Gretchen Kaehler	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
Norm Schaaf	Forest Practices Board/Merrill & Ring
Steve Griswold	Plum Creek

#### **NOTES**

### 1. <u>Introductions</u>

Everyone introduced their selves.

### 2. Agenda

Jeff Thomas provided an agenda prior to the meeting: 1) Introductions, 2) Agenda review, 3) Approve August meeting notes, 4) Co-Chair remarks, 6) Action Item list, 7) WAC 222-20-120, 8) Guidance documents, 9) Next meeting's agenda items. The agenda was accepted.

### 3. Meeting Notes for August 16, 2011

Sherri provided edits to the August draft Notes. After discussing Sherri's suggestions, most were accepted and the Notes were approved as amended.

### 4. Co-Chair Remarks

Pete announced that Washington Forest Protection Association along with Western Forestry and Conservation Association is sponsoring a training titled "Cultural Resources Protection for Forest Managers" at the Little Creek Casino at Shelton, WA on November 1, 2011. The daylong session will include nine speakers from different cultural resources perspectives and examples of management experience from Hancock forest Management and Merrill and Ring. The agenda and registration can be found at: <a href="http://www.westernforestry.org/">http://www.westernforestry.org/</a>.

Jeff said he spent the last few days at the Pendleton Roundup and was able to talk with other tribal people about the work the Roundtable is doing.

### 5. Action Item List

Pete provided copies of the Action Item List. There are still places that say "committee" instead of "Roundtable". Using word search should be able to correct it. We need to develop criteria for how to assess the CRPMP. We should ask people who use it. Is it

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satisfactory and working technically? Key areas should be assessed. How are tribal/landowner relations developing? Protection plans should be tracked. A new item should be added to develop assessment factors to be completed by June 2012.

# 6. <u>WAC 222-20-120</u>

Norm has proposed that the "and" between (3)(c)(i) and (ii) be changed to "or" in the criteria that demonstrates a landowner's good faith effort at contacting tribes. Norm explained the Olympic DNR Region told him the new language for WAC 222-20-120 would be interpreted so that any forest practices application (FPA) in an affected tribe's area of interest would be considered a trigger for a required meeting if a smaller subset had not been identified by the affected tribe, regardless of cultural resources. This would mean there would be multiple tribal-landowner meetings required for every FPA. Norm was trying to find an efficient way to document the efforts at arranging so many meetings. Everyone agreed that that interpretation of the rule was incorrect and benefited no one. It was proposed that subsection (2) be amended to add the following underlined language:

Where an application is within a tribe's geographic area of interest and contains <u>a</u> cultural <u>resource identified by the department of archaeology and historic preservation or an <u>affected Indian tribe</u> the landowner, at the tribe's discretion, shall meet with the affected tribe(s) prior to the application decision due date with the objective of agreeing on a plan for protecting the archaeological or cultural value.</u>

Norm realized it was expected the meetings would be rare and agreed this is a better solution than his proposal. Everyone agreed to discuss this new language with their respective tribe/agency/organization/company and report back at the Roundtable's October 18 meeting. The co-chairs will then respond back to the Forest Practices Board request at the Board's November 8 meeting.

#### 7. Guidance Documents

Pete suggested we add an index to the guidance document and we all agreed.

For #1, "What is a cultural resource?" Jeff provided color copies of cultural resources definitions from laws, rules, TFW documents and an executive order. Forest Practices Illustrated explains why we like cultural resources (p.21). It would be a good opening for the section. We can explain there are a number of definitions and then explain how it specifically relates to forest practice applications. Links can be provided to the variety of definitions. Pete suggested, start with the F.P. Illustrated opening, provide the rule language, then reference the CRPMP, and then discuss how the definitions are used in rules. Explain what to do if archaeological sites are discovered and what procedures are triggered.

For #10, Jeff drafted a letter to tribes asking who their cultural resources person is for reviewing FPAs. The answers will form the list of cultural resources contacts for FPAs.

For #2, Gretchen put the document on the screen so everyone could work on edits. We went through and revised it, "General Information about Cultural Resources and your FPA". Gretchen will send it out.

### 8. Next Meeting

The next meeting is scheduled for: **October 18, 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 August, 4) Co-chair remarks, 5) Action Item List, 6) WAC 222-20-120, 7) Review guidance documents 8) Logo contest, and 9) Agenda for November meeting.

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Note: The T/F/W Cultural Resources Roundtable meets on the third Tuesday of every month. Scheduled meetings through 2011 are 10/18, 11/15, and 12/20.