

**Ocean Policy Advisory Council**  
**Wave Energy Work Group**  
**Depoe Bay, November 27, 2006, 10:30 a.m. – 1:30 p.m.**

AGENDA

10:30 - 10:40	Introductions, Review agenda
10:40 - 11:30	Review Part Two - Inventory & Evaluation
11:30 - 12:10	Review Part Two- Joint Review Panels (JRP)
12:10 - 12:20	Review Part Two - Local Government Consultation
12:20 - 12:30	BREAK (lunch delivered)
12:30 - 1:00	Discuss options to present to the OPAC on Nov 28
1:00 - 1:15	Next steps

**Meeting Summary**

Much of the WEWG meeting on November 27<sup>th</sup>, involved reviewing Part Two of the Territorial Sea Plan, which includes mandatory requirements for agencies and helps define possible role for the OPAC. Hartmann walked all participants through a painstaking review of the three sections of Part Two, allowing for questions from participants and answers from agency representatives who were familiar with Part Two.

Prior to the meeting, Hartmann met informally to review Part Two with OPAC counsel Steve Shipsey, who was in attendance. Dale Blanton of Dept. of Land and Conservation Development (DLCD) had also been reviewing Part Two with wave energy projects in mind and attended the work group meeting. Greg McMurray was also a resource for the WEWG participants to draw upon as they worked through Part Two during the meeting.

These were some of the points that were raised during the WEWG's informal discussion of Part Two of the TSP:

- OPAC may decide to make adaptations to Part Two as the Council sees fit. Are there ways that the TSP should be changed to address wave energy in particular, in terms of enforceability and applicability?
- How specifically do wave energy projects have to meet the requirements of the TSP?
- A preliminary permit application does NOT trigger a consistency review. That will come with the license application phase.
- The National Marine Fisheries Service will help "drive" what FERC requires in the license application, especially questions about "cumulative impacts."
- What happens to wave energy devices in Tsunami or large storm events; a big storm creates 45-foot waves.
- When the "inventory" section of Part Two was written, the focus was mostly on fish, not invertebrates.
- The "inventory" section of Part Two has been used before by the agencies on undersea cable projects and ocean outfall pipes. But the rest of Part Two – use of the Joint Review Panel and the "limited environmental disturbance" option have not yet been used. For the cable review in the past, OPAC was involved with considering burial of the cables. For outfall pipes, DEQ's evaluation covered the effects and was less than 20 pages in length.

- Questions were raised about who will lead the effort for the State's review of a wave energy proposal? Will it be under the HART process?

The WEWG decided to report to the full OPAC that it would continue to review and consider use of authority under Part Two, but that it did not have any options or recommendations for the OPAC to vote on at this point.

To view Part Two of the TSP you can follow these links:

***Part Two: Making Resource Use Decisions***

- A. [Resources Inventory and Effects Evaluation](#)
- B. [Joint Review Panels \(JRPs\)](#)
- C. [Local Government Consultation](#)

**Pre-Meeting Update**

Prior to the meeting, Hartmann sent an update to the WEWG members that included the following information:

*Oregon Solutions Team, Reedsport* - As we discussed at our October 9 Wave Energy Work Group meeting, an Oregon Solutions Team meeting was held in Reedsport on October 4th to bring focus on the first stages of the wave energy project at Gardiner. The summary of that meeting was provided on October 18 and can be found at the [Oregon Solutions](#) website, along with a "Process Map" which was also distributed at that time.

*MMS Meeting, Salem* - The federal Minerals Management Service (MMS) held two "stakeholders meeting" in Salem, one on October 16 for agencies and another on October 17 for industry and conservation interests. The MMS will be using input from these and other stakeholder meetings to guide the agency in preparation of the new renewable Energy program and rule for the Outer Continental Shelf. The "Meeting Notes" from those two days were posted recently. To review the notes, as well as the list of attendees, agenda and the OCS Renewable Energy presentation, follow this link:

<http://www.mms.gov/offshore/RenewableEnergy/SMSalem101606.htm>

*Douglas County Commissioners Meeting, Reedsport* - The Douglas County Commissioners held a public meeting on October 25 in Reedsport on the county's wave energy application to FERC and decided to amend the application to exclude the area that OPT had included in its application to FERC. Here's a link to the story that ran in The News Review on October 26 about the results of that meeting:

<http://www.newsreview.info/article/20061026/NEWS/110260061&SearchID=73263146541337>

Events to occur shortly after the Nov 26 WEWG meeting:

*November 29th - Second meeting of of the Oregon Solutions Team in Reedsport at the Port of Umpqua Building, 364 N. 4th St, from 2:00 - 5:30.*

*December 6th - FERC Conference on Ocean Technologies, Washington D.C., 10:00 a.m. to 2:00 p.m. Pacific (1:00 - 5:00 Eastern) --* Follow the link below for the FREE LIVE WEBCAST of this technical conference on the status of new technologies in hydroelectric generation from ocean waves, tides, and currents and from free-flowing rivers, and to explore the environmental, financial, and regulatory issues pertaining to the development of these new technologies. Link: <http://www.ferc.gov/EventCalendar/EventDetails.aspx?ID=2855&CalType=&Date=12/6/2006&CalendarID=0> (Note: You may have to contact the site manager, Capitol Connection, to request the archive of this file, after three months have passed. Capitol Connection's contact information is available at this weblink as well).