

CALIFORNIA FISHERMEN'S RESILIENCY ASSOCIATION

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CFRA Board Report # 24 November 2023 - February 7, 2024 February 9, 2024

This period of CFRA Board reporting has been characterized by a tremendous amount of written correspondence from the CFRA along with nearly back-to-back meetings with state staff, elected official's staff, and OSW developers. There has been very little progress to show for these efforts to date. We hope for more significant progress soon. There has also been a great deal of preparation for the 7C Fishermen's Working Group which began on December 6, 2023

November 17 and December 1, 2023 — Commercial fishing representatives on the Coastal Commission's 7C Working Group (7CWG) began a number of informal informational calls to discuss and prepare for the first 7CWG meeting on December 6, 2023. Topics of discussion included processor concerns, the need to review at the 7CWG meeting all the work done to date and inclusion of impact lists into the 7CWG record

December 6, 2023 - the entire 7CWG met for eight hours on zoom. There were introductory remarks from Senator Mike McGuire, author of SB286, Kate Hucklebridge, Coastal Commission Executive Director and introductions of participants. The meeting was divided into three sections: introductions, review of the charter and discussion of best practices for OSW site survey. These meetings are not open to the public, but the Coastal Commission will provide public meeting notes on their website.

Comment — Fishermen are concerned that the 7CWG deliverable - "A Statewide Strategy" for avoidance, minimization and mitigation of OSW impacts (as per Senate Bill 286) will not be in place before impacts take place

December 8, 2023 - CFRA Board Meeting via Zoom

- The CFRA Board of Directors approved the "Draft Fishing Community Impact Agreement for Submarine and Subsea Fiber Optic and Electrical Transmission Cables". This agreement is now a public document posted to the CFRA Website:
https://www.californiafishermensresiliencyassociation.com/files/ugd/1298ad_0bef8cc

[302164b60ba6e15f08b86ea3c.pdf](https://www.californiafishermensresiliencyassociation.com/files/ugd/1298ad_0bef8cc302164b60ba6e15f08b86ea3c.pdf)https://www.californiafishermensresiliencyassociation.com/files/ugd/1298ad_0bef8cc302164b60ba6e15f08b86ea3c.pdf

- The CFRA Board discussed the passage of SB286 (McGuire 2023) and the potential for enforceable rulemaking by the Coastal Commission over ocean industrialization projects, Glenn Spain (PCFFA) recommended including references to SB286 in both CFRA contract templates.
- The CFRA approved writing a letter of support for the Noyo Harbor District's efforts to purchase the "Tommy's Marine Service" property for a new fuel and vessel ice facility
- The CFRA Board approved writing a letter to Senator Mike McGuire and the State Lands Commission asking for clarification of SB286 as to:
 1. The legal status of SB286 — "Is it enforceable by state law?"
 2. Does the State Lands Commission intend to bypass provisions in SB286 requiring the development of a "Statewide Strategy" to address OSW permitting, including OSW site survey work scheduled to take place on the fishing grounds in spring of 2024?

These letters were sent in mid-December. There have been no responses as of February 5, 2024.

December 15, 2023 - Telephone conversation with Justine Kimbal, the CFRA/OPC Grant advisor, concerning the submission of the CFRA Phase 2 funding request. The CFRA staff is planning to attend the June OPC Council meeting in Sacramento when the Council will hear an in-depth report on Offshore Wind Power that includes the CFRA's request for Phase 2 funding. At that time, the CFRA will make a short presentation on Phase 1 of the grant and next steps for Phase 2.

December 12, 2023 - A 7CWG fishermen's "post" meeting was held to review the December 6th meeting, progress and next steps.

January 9, 2024 - Meeting with Vineyard Offshore. Erik Peckar, Laura Nagy and Rachel Pachter for the Vineyard team and Ken Bates and Linda Hildebrand. This meeting centered around the Vineyard "Fisheries Communication Plan" (FCP), and how it might be integrated into the Coastal Commission 7CWG process. There was also discussion of Vineyard's efforts to hire someone to function as their Fisheries Liaison Officer.

January 9, 2024 - Meeting with John Driscoll of Jared Huffman's office and CFRA staff to discuss CFRA concerns over the lack of enforcement authority provisions for the State Lands Commission within California State Public Resources Code. State Lands Commission is actively issuing OSW Site survey permits in California State Waters to foreign and domestic survey vessels without the legal ability to board, terminate survey trips or impound survey vessels for permit violations.

As a result of this discussion, the CFRA has enlisted our legal counsel, Dustin Owens, to do further research on the lack of enforcement authority by the State Lands Commission.

January 12, 2024 - Meeting with Justine Kimbal, OPC Grant advisor, to discuss "tune-up" of the Phase 2 grant funding application including additional funding for "outreach efforts" by the

CFRA. Justine also cleared up any confusion by CFRA staff concerning the Task 4 honoraria budget. CFRA staff reported that both the 7CWG honoraria report and the CFRA phase 1 deliverable report were nearly complete and would be sent out before the end of January 2024.

January 16, 2024 — CFRA submitted the Draft Phase 2 OPC Grant application to Justine Kimbal, OPC Grant advisor for review and input.

January 19, 2024 — Michael Kraft, Kraft Consulting and CFRA Grant Manager, arranged interviews with two local website designers. Discussions included upgrading the CFRA website to improve search ability, access, expansion of document archives and provide ADA compliance as per the OPC Grant conditions. We expect updates to our website to begin this spring.

January 20, 2024 — The CFRA board took “action without meeting” as permitted by the CFRA bylaws for the purpose of establishing a CFRA committee to evaluate, select and work with a website development company for the reasons stated on January 19, 2024. The motion to form the committee was passed by unanimous Board vote on January 22, 2024. This online “action” was taken due to the start of the Dungeness Crab season involving most of our fishermen board members.

January 23, 2024 — CFRA met with Chris Neilsen (via Zoom) who is the head staffer for Mike McGuire’s office. We discussed SB286 as it applies to the enforcement authority of the State Lands Commission when issuing permits for OSW site survey work. Chris wanted to know what fishermen’s concerns were and asked for a list of potential impacts to fishing during site survey work. That list is being generated in the 7CWG. There has been no clarification provided to the CFRA from McGuire’s Office concerning SB286 since that call.

January 24, 2024 — The CFRA met with California Fish and Wildlife staff, James Ray, Jay Staton, Corey Flannery and Rebecca Garwood to discuss environmental and economic impacts to the Humboldt Bay Estuary by the proposed Humboldt Bay Harbor District Heavy Lift OSW facility on the Samoa Peninsula and turbine anchorage areas throughout Humboldt Bay

January 31, 2024 — The CFRA Phase 1 Deliverables Report was completed and sent to OPC. This document is now available for viewing on the CFRA Website:
https://www.californiafishermensresiliencyassociation.com/files/ugd/1298ad_4c1a52dbc14f499aa1c6b8476278a521.pdf.

January 31, 2024 — The CFRA 7CWG Honoraria Report was sent to OPC and the Coastal Commission. This document is also available for viewing on the CFRA Website:
https://www.californiafishermensresiliencyassociation.com/files/ugd/1298ad_d11e35d8087441cdaa25f852dd90b6bf.pdf.

February 7, 2024 — Meeting with the Vineyard Wind Team, Erik Peckar, Laura Nagy, Crista Bank and Lucia Ordonez - We met with Crista Bank who is the fishery liaison for Vineyard Wind on the East Coast. We discussed the progress of their offshore wind projects as to how they compare to the proposed Humboldt Projects. Discussion included charting, cable corridors, communications and coordination with fishermen and east coast fisheries. We also talked about jobs that may be available for fishermen as observers and scouts and the training that would be necessary. On the East Coast Vineyard has assisted fishermen with obtaining captain's licenses and safety training.

There was also a discussion about the huge amount of work that still needs to be accomplished by the 7C Fishermen's Working Group and possible ways to improve the efficiency of this process including Subgroup #2's work on Industry-to-Industry Agreements.

Lucia Ordonez was introduced to us as the recently hired local Fishery Liaison for Vineyard Wind.

December 2023 - February 2024 — Other important news - The CFRA "letters of opposition" to the anchoring of "meta-data" buoys on the coastal fishing grounds outside of the five WEA lease areas may be having some minor effect. The CFRA is protesting the abandonment of 11,000 pound steel anchor blocks and chain rode on the community trawl and longline grounds of California. We will provide further updates on this issue as it progresses.

Thank you and on behalf of the CFRA Board of Directors

Ken Bates and Linda Hildebrand, Executive Director Services
Michael Kraft, CFRA/OPC Grant Manager