



RAC 1 Meeting Summary for August 10, 2021



Agenda

Welcome
Agenda Review and RAC Approval
RAC Participant Meeting Instructions
ODF Wildfire Rulemaking Document – New
WUI Definition Discussion: <ol style="list-style-type: none"> 1) Definition Homework: Questions for clarification only. (The RAC is developing only the definition without defining each word in the definition, and without regard to criteria and applications. Those will be done after the RAC submits its definition recommendation.) 2) ODF WUI definition recommendation Discuss options: <ol style="list-style-type: none"> a. Where used? b. For what purposes? c. Used by others? d. Results on the Ground: positive and negative? e. Discuss advantages and disadvantages of using an existing definition, and Using RAC-created version 3) RAC Poll(s)
Fiscal Impact Statement Introduction: Introduction of components for discussion at the 8/17 meeting, where an ODF staff recommendation will be presented.
Public Comment
Next Steps: Next Meeting – Staff Report on WUI Definition and Fiscal Impact Statement Homework, Meeting Evaluation, and Closing Comments
Adjourn

Participants (See list on pages three and four)

Polling Issues (See below for results)

- 1) Do you support the ODF proposal (International definition)? “That geographical area where structures and other human development meets or intermingles with wildland vegetative fuels.”
- 2) Do you support the SB 360 definition? “A geographic area of forestland inside a forest protection district where there exists a concentration of structures in an urban or suburban setting.”
- 3) Do you support the poll’s “top answers combined” definition? “Wildland-Urban Interface means the geographical area where human development meets wildland fuels.”



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Next Steps/Action Items:

Action Items	Who?	By When?
No consensus on ODF proposed definition	RAC	At meeting
No consensus on SB 360 definition	RAC	At meeting
No consensus on Poll “top answers combined” definition	RAC	At Meeting
RAC Member Homework: Concise explanation of your organization’s position on the WUI definition	RAC	8/13/21 at Noon
RAC Member Homework: Concise explanation of your organization’s position on the Fiscal Impact Statement issues	RAC	8/13/21 at Noon
ODF Staff Report on WUI Definition	ODF	8/16/21
ODF Fiscal Impact Statement materials	ODF	8/16/21
RAC 1 Meeting 4 Agenda: 1) ODF Staff Report on WUI Definition 2) Fiscal Impact Statement 3) RAC 1 Workplan for September through February	RAC	8/17/21 10:00 AM to Noon

Official Meeting Record: please go to <https://www.oregon.gov/odf/board/Pages/rac.aspx>



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Poll #: 1

Question: Do you support the ODF proposal (International definition)?

“That geographical area where structures and other human development meets or intermingles with wildland vegetative fuels.”

Organization	Contact Person	Not Here	Abstain = 0	1	2	3
1000 Friends	Mary Kyle McCurdy			X		
Associated Oregon Loggers	Amanda Astor / (Rex Storm)					X
Association of Oregon Counties	Lauren Smith					X
Association of Oregon County Planning Directors	Holly Kerns / Lindsey Eicher					X
Cow Creek Band of Umpqua Tribe of Indians	Jason Robison	X				
Department of Land Use & Conservation	Jon Jinings / (Sadie Carney)			X		
Hood River County Planning Commission	Leti Moretti			X		
Jackson County Fire	Robert (Bob) Horton			X		
League of Oregon Cities	Jim McCauley				X	
Office of the State Fire Marshal	Travis Medema / (Chad Hawkins)				X	
Oregon Farm Bureau	Mary Anne Cooper					X
Oregon Fire Chiefs Association	Nicole Hazelbaker / (Garrett Mosher)			X		
Oregon Fire Marshall's Association	Shawn Olson / Tanner Farrington			X		
Oregon Forest Industries Council	Kyle Williams					X
Oregon Home Builders	Mark Long					X
Oregon Property Owner's Association	Dave Hunnicut / (Samantha Bayer)					X



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Oregon Small Woodlands Association	Roger Beyer					X
Oregon State University - Extension	Chris Dunn / (Erica Fisher)				X	
Sisters Fire	Roger Johnson				X	
Special Districts Association	Michele Bradley / (Jason Jantzi)				X	
Sustainable Northwest	Dylan Kruse				X	
The Nature Conservancy	Amelia Porterfield				X	
Tualatin Valley Fire	Les Hallman				X	
Western Environmental Law Center	Pam Hardy				X	
Totals:		1	0	13	2	8
Code:		Not Here	Ab-stain	1	2	3

RESULT: Consensus / No Consensus

Summary of Major Reasons in Support: See Meeting Recording, below Chat, and Member Submissions to follow.

Minority Proposal: See Meeting Recording, below Chat, and Member Submissions to follow.

Summary of Major in Reasons in Opposition: See Meeting Recording, below Chat, and Member Submissions to follow.



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Poll #: 2

Question: Do you support the SB 360 definition?

“A geographic area of forestland inside a forest protection district where there exists a concentration of structures in an urban or suburban setting.”

Organization	Contact Person	Not Here	Abstain = 0	1	2	3
1000 Friends	Mary Kyle McCurdy				X	
Associated Oregon Loggers	Amanda Astor / (Rex Storm)				X	
Association of Oregon Counties	Lauren Smith				X	
Association of Oregon County Planning Directors	Holly Kerns / (Lindsey Eicher)				X	
Cow Creek Band of Umpqua Tribe of Indians	Jason Robison	X				
Department of Land Use & Conservation	Jon Jinings / (Sadie Carney)				X	
Hood River County Planning Commission	Leti Moretti		O			
Jackson County Fire	Robert (Bob) Horton					X
League of Oregon Cities	Jim McCauley				X	
Office of the State Fire Marshal	Travis Medema / (Chad Hawkins)					X
Oregon Farm Bureau	Mary Anne Cooper				X	
Oregon Fire Chiefs Association	Nicole Hazelbaker/ (Garrett Mosher)		O			
Oregon Fire Marshall's Association	Shawn Olson / (Tanner Fairrington)		O			
Oregon Forest Industries Council	Kyle Williams				X	
Oregon Home Builders	Mark Long				X	
Oregon Property Owner's Association	Dave Hunnicut / (Samantha Bayer)				X	



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Oregon Small Woodlands Association	Roger Beyer				X	
Oregon State University - Extension	Chris Dunn / (Erica Fisher)					X
Sisters Fire	Roger Johnson					X
Special Districts Association	Michele Bradley / (Jason Jantzi)				X	
Sustainable Northwest	Dylan Kruse					X
The Nature Conservancy	Amelia Porterfield					X
Tualatin Valley Fire	Les Hallman					X
Western Environmental Law Center	Pam Hardy					X
Totals:		1	3	1	12	8
Code:		Not Here	Ab-stain	1	2	3

RESULT: Consensus / No Consensus

Summary of Major Reasons in Support: See Meeting Recording, below Chat, and Member Submissions to follow.

Minority Proposal: See Meeting Recording, below Chat, and Member Submissions to follow.

Summary of Major in Reasons in Opposition: See Meeting Recording, below Chat, and Member Submissions to follow.



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Poll #: 3

Question: Do you support the poll's "top answers combined" definition?

"Wildland-Urban Interface means the geographical area where human development meets wildland fuels."

Organization	Contact Person	Not Here	Abstain = 0	1	2	3
1000 Friends	Mary Kyle McCurdy			X		
Associated Oregon Loggers	Amanda Astor / (Rex Storm)					X
Association of Oregon Counties	Lauren Smith					X
Association of Oregon County Planning Directors	Holly Kerns / (Lindsey Eicher)					X
Cow Creek Band of Umpqua Tribe of Indians	Jason Robison	X				
Department of Land Use & Conservation	Jon Jinings / (Sadie Carney)				X	
Hood River County Planning Commission	Leti Moretti				X	
Jackson County Fire	Robert (Bob) Horton				X	
League of Oregon Cities	Jim McCauley				X	
Office of the State Fire Marshal	Travis Medema / (Chad Hawkins)		O			
Oregon Farm Bureau	Mary Anne Cooper					X
Oregon Fire Chiefs Association	Nicole Hazelbaker / (Garrett Mosher)					X
Oregon Fire Marshall's Association	Shawn Olson / (Tanner Farrington)					X
Oregon Forest Industries Council	Kyle Williams		O			
Oregon Home Builders	Mark Long					X
Oregon Property Owner's Association	Dave Hunnicut / (Samantha Bayer)					X



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Oregon Small Woodlands Association	Roger Beyer		O			
Oregon State University - Extension	Chris Dunn / (Erica Fisher)				X	
Sisters Fire	Roger Johnson				X	
Special Districts Association	Michele Bradley / (Jason Jantzi)				X	
Sustainable Northwest	Dylan Kruse					X
The Nature Conservancy	Amelia Porterfield					X
Tualatin Valley Fire	Les Hallman				X	
Western Environmental Law Center	Pam Hardy					X
Totals:		1	3	1	8	11
Code:		Not Here	Ab-stain	1	2	3

RESULT: Consensus / No Consensus

Summary of Major Reasons in Support: See Meeting Recording, below Chat, and Member Submissions to follow.

Minority Proposal: See Meeting Recording, below Chat, and Member Submissions to follow.

Summary of Major in Reasons in Opposition: See Meeting Recording, below Chat, and Member Submissions to follow.



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MEETING CHAT:

From RAC - Jon Jinings, DLCD to Everyone: 10:23 AM

"Geographical Area" is defined in ODF Rule. Would it be possible go over this at some point? Forgive me if this has already occurred.

From RAC - Jon Jinings, DLCD to Everyone: 10:35 AM

Of course I prefer the DLCD recommendation. However, I think using an established definition makes sense, especially when there is the opportunity to develop more Oregoncentric criteria in the coming months.

From Garrett Mosher to Everyone: 11:19 AM

This is Garrett Mosher, Nicole Palmateer-Hazelbaker had to jump off for a moment so I am filling in for her. We support the International WUI definition.

From RAC - Mary Anne Cooper, OFB to Everyone: 11:20 AM

I cannot support this definition. The definition of structures under the WUI code is significantly broader than anyone here has indicated they intend and significantly broader than the legislature intended, and must be narrowed in the definition.

From RAC, Lauren Smith- AOC to Everyone: 11:20 AM

I would support: .."that geographical area where a concentration of structures in an urban or suburban setting meets or intermingles with wildland vegetative fuels."

From RAC - Jim McCauley (LOC) to Everyone: 11:20 AM

I think the definition needs some additional detail. the 360 definition helps, but without the urban or suburban addition it falls short.

From RAC- Bob Horton, Fire Dist 3 to Everyone: 11:20 AM

1) Meets the intent of the RAC and still gives us the opportunity to provide the criteria that supports the definition (i.e. defining a structure)

From RAC, Amanda Astor - AOL to Everyone: 11:20 AM

3 – Too ambiguous and will need to change in the future to add legal clarity because the definition will be used as a regulatory tool.

From RAC Holly Kerns, AOCPD to Everyone: 11:21 AM

3. I can't support the definition as proposed, it's too ambiguous to explain or understand. It needs a finer point. I could support a modification, and I would propose, "That geographical area where a concentration of structures in an urban or suburban setting intermingles with wildland vegetative fuels."

From RAC Dave Hunnicutt - OPOA to Everyone: 11:22 AM



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3 - I realize we are under a tight timeline, but we need to flesh out definitions of the key terms before we should incorporate a broad definition that could potentially result in most of rural Oregon being defined as "urban".

From RAC - Amelia Porterfield - TNC to Everyone: 11:25 AM

1) I support the Intl WUI code for the same reasons shared by Bob Horton - this meets the legislative direction for the RAC and we still have space in this committee to refine terms.

From RAC - Mary Anne Cooper, OFB to Everyone: 11:27 AM

Mary Kyle, it sounds like 1000 friends does intend the WUI to pull in much of rural Oregon...and not be limited to urban areas (as is in the plain language of the bill). Is that correct?

From RAC - Kyle Williams (OFIC) to Everyone: 11:29 AM

Not in it's entirety, it would have to be amended to allow for broadening the scope as described by Tim.

From RAC - Mary Anne Cooper, OFB to Everyone: 11:29 AM

2 - it needs modifications to be statewide, but would support it with pulling out the forestland protection district language.

From RAC, Roger Beyer, OSWA to Everyone: 11:30 AM

would need to amend out the language restricting it to only inside the protection districts.

From RAC - Jim McCauley (LOC) to Everyone: 11:30 AM

360 + expansion beyond FPD and reference to urban and suburban areas

From RAC Dave Hunnicutt - OPOA to Everyone: 11:31 AM

I would support a broadening of the existing statutory definition to extend beyond forestland as we've discussed.

From RAC Holly Kerns, AOCPD to Everyone: 11:31 AM

If the "forestland" and "forest protection district" language were amended to incorporate wildland vegetation more broadly, I could support this definition

From RAC, Amanda Astor - AOL to Everyone: 11:32 AM

2 - I would prefer something like this... "A geographic area of uncultivated vegetative fuels where there exists a concentration of dwellings in an urban or suburban setting."

From RAC - Amelia Porterfield - TNC to Everyone: 11:32 AM

3) The legislation specifically stripped out the 360 definition from statute, nor does it meet the national best standards direction even with modification

From RAC - Chris Dunn, OSU to Everyone: 11:32 AM



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3 - I cannot support as written. These definitions are currently short and therefore any modification, beyond a single word, leads to an entirely new definition in my opinion. I do not believe a "2" is feasible. We would need to define "concentration", as well as "suburban setting".

From RAC Mary Kyle McCurdy 1000 Friends (she/her) to Everyone: 11:33 AM

We vote No on using the SB 360 definition

From RAC - Mary Anne Cooper, OFB to Everyone: 11:33 AM

3- human development is an incredibly broad term, so oppose for the same reason as the international WUI code definition.

From RAC, Lauren Smith- AOC to Everyone: 11:34 AM

I agree with Mary Anne- human development is far too broad

From RAC - Jon Jinings, DLCD to Everyone: 11:34 AM

I fully support changing the SB 360 and top polling responses Definitions to read "That geographic area where structures and other human development meets or intermingles with wildland vegetative fuels."

From Garrett Mosher to Everyone: 11:34 AM

3 - on behalf of Nicole Hazelbaker. We do not support the 360 definition.

From RAC - Jim McCauley (LOC) to Everyone: 11:34 AM

replace human develop with some reference to urban and suburban settings

From RAC, Amanda Astor - AOL to Everyone: 11:35 AM

I believe human development needs to be stripped out. I prefer something like this "the geographical area where a concentration of dwellings meets wildland fuels."

From RAC Holly Kerns, AOCPD to Everyone: 11:35 AM

Human development and "urban" in the term WUI don't have the same meaning, that modification doesn't make sense to me

From RAC Mary Kyle McCurdy 1000 Friends (she/her) to Everyone: 11:35 AM

We will continue to support the IWUI code.

From RAC Les Hallman, TVF&R to Everyone: 11:36 AM

Prefer the ODF staff recommendation, but would be willing to compromise and work on the definition made up of the member comments. Poll #4

From RAC Mary Kyle McCurdy 1000 Friends (she/her) to Everyone: 11:39 AM

Mary Anne - That is not what I said. We need to determine these applications at the criteria stage



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From RAC-OFMA-Shawn Olson to Everyone: 11:40 AM

I agree with Les. OFMA is there to support and collaborate a definition.

From RAC- Bob Horton, Fire Dist 3 to Everyone: 11:40 AM

My understanding is that the definition is going to continue to guide the rulemaking but is not the rule in and of itself.

From RAC - Mary Anne Cooper, OFB to Everyone: 11:40 AM

We would appreciate collaboration on a definition as well, but this RAC does not seem designed for collaboration.

From RAC - Jim McCauley (LOC) to Everyone: 11:41 AM

we are in the same place as AOC, not sure how there is no fiscal when you go from the existing 360 overlay for WUI in FPD and expanding to urban, suburban and potentially significant rural lands.

From RAC, Lauren Smith- AOC to Everyone: 11:43 AM

Either way- I would say, there is a big difference between "no fiscal" and "indeterminate"

From RAC - Amelia Porterfield - TNC to Everyone: 11:44 AM

I agree with Pam. The words in the definition themselves don't inspire changes in practice.

From RAC Mary Kyle McCurdy 1000 Friends (she/her) to Everyone: 11:45 AM

To be clear - I did not say that, Mary Anne.

From RAC - Jon Jinings, DLCD to Everyone: 11:48 AM

I didn't hear that either.

There should be a FIS anytime an agency engages in rulemaking

k.

From RAC - Mary Anne Cooper, OFB to Everyone: 11:48 AM

There was a specific example provided of farmworker housing and places where workers congregate, both of which will be very impactful on our members and are broader than a concentration of dwellings.

From RAC Mary Kyle McCurdy 1000 Friends (she/her) to Everyone: 11:50 AM

I gave examples of things that should be discussed when we get to criteria because they are concentrations of human development that do not seem to fit into "urban" and "suburban."