

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF ESTABLISHING ) RESOLUTION NO 99-2815A  
METRO'S RESPONSE TO ESA )  
LISTINGS FOR SALMON AND ) Introduced by Councilor Susan McLain  
STEELHEAD, WITHIN A NATURAL )  
RESOURCE AND WATERSHED POLICY )  
FRAMEWORK

WHEREAS, Metro's role and commitment to building and protecting a vibrant, livable regional community is spelled out in the Regional Framework Plan; and

WHEREAS, The Regional Framework Plan contains goals and objectives pertaining to the protection and enhancement of water quality, parks, natural areas, open spaces, fish, wildlife and riparian areas; and

WHEREAS, Salmon and steelhead species in the Metro region have been listed in 1998 and 1999 as threatened under the Endangered Species Act, and

WHEREAS, ESA solutions will be developed to include the specific needs of watersheds and the Willamette Basin as a whole, and

WHEREAS, the urban areas within Metro's boundaries comprise a portion of several watersheds, and

WHEREAS, it is beneficial to promote communication and coordination of the ESA response both between watersheds and between urban and rural portions of each watershed, and

WHEREAS, Metro is aware that many jurisdictions and organizations are working to find ESA solutions, and

WHEREAS, Metro has adopted policies, and is finalizing additional policies, related to natural resource protection for the multiple benefits that accrue to the urban and natural communities, including fish and wildlife; and

WHEREAS, Metro has been actively engaged in seeking specific solutions to the ESA listings through the refocusing of staff resources and policy development; and

WHEREAS, Metro will be reviewing the fiscal implications of its ESA responsibilities through the annual budget process, and through the solid waste savings review; now, therefore

BE IT RESOLVED:

1. That Metro will proactively seek comprehensive solutions to ESA listings for salmon and steelhead in cooperation with other jurisdictions and organizations working on this issue.
2. That Metro will review policies and activities for its own operations and facilities and seek to eliminate negative impacts on listed species.
3. That Metro will continue, within its Framework and functional planning land use authority, to develop regulatory policy and programs that will improve conditions for listed species.
4. That Metro will work in partnership with organizations such as watershed councils and water and soil conservation districts, other jurisdictions, the state and federal governments, within both urban and rural areas of the affected watersheds to respond to the ESA listings of salmon and steelhead and to develop a recovery plan(s).
5. That Metro will continue to actively engage the public in educational and solution-seeking activities related to the ESA listings, and in related Metro natural resource protection activities and policy development.

6. That Metro will survey local organizational and jurisdictional partners to seek to identify services and opportunities that Metro could provide leading towards watershed based solutions.

7. That the Metro Executive will continue to assist the Metro Council in developing programs and policies leading to a salmon and steelhead recovery plan, with the assistance of the Salmon Recovery Coordinator, and in coordination with established Metro advisory committees, such as MPAC and WRPAC.

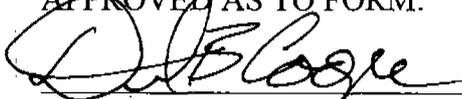
8. That program and policies leading to a steelhead and salmon recovery plan be developed using activities outlined in exhibit A, and that progress be reported quarterly to the Metro Council.

9. That any recommendations to increase Metro's regulation or service delivery functions related to ESA beyond its charter and statute-based Framework and functional land use planning authorities will be considered through the advice and decision making processes in its charter.

ADOPTED by the Metro Council this 30<sup>th</sup> day of September 1999.

  
\_\_\_\_\_  
Rod Monroe, Presiding Officer

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Daniel B. Cooper, General Counsel  
B:\RESOLUT.MST

## Exhibit A to Resolution 99-2815A

Framework for Metro Response to ESA listing of Salmon and Steelhead. Metro will undertake to help develop solutions for ESA listed anadromous fish, within the broader context of natural resources protection and watershed planning. The following categories are meant to specify major spheres of activity in development of policy, program and public outreach.

### Development of Policy and Regulatory Solutions

- Title 3—Water Quality, floodplain and riparian protection, as they relate to Metro's land use planning authorities. Compliance required by December of 1999. Monitor compliance and assist local jurisdictions to complete plan and implement.
- Goal 5—Fish & wildlife habitat protection, as they relate to Metro's land use planning authorities, as developed through WRPAC. Additional riparian protection. CPR workshops and Open Houses in April & May. Upland habitat analysis in summer of '99. Final product in spring 2000.
- Watershed planning and Stormwater Management, as they relate to Metro's land use planning authorities, as developed through WRPAC—Final recommendations in year 2000.
- Refinements, applications or further development of Regional Framework Plan, Urban Growth Management Plan or Greenspaces Master Plan.

### Create a Steering Committee to review all Metro Programs for policy and operations effects, through the lens of ESA listings and solutions.

- Department review of effects of internal activities on steelhead and salmon.
- Ensure Metro programs and projects and facilities demonstrate leadership in resource protection.
- Cross-check departmental policies and do same with non-Metro jurisdictions.
- Use Metro expertise to create technically and scientifically sound analysis and solutions.

### Cooperate/Coordinate with Others

- Encourage other jurisdictions and organizations with responsibility for rural portions of the affected watersheds to pro-actively pursue ESA solutions, and to coordinate their activities with Metro and others with responsibilities in the urban portions of the affected watersheds.
- Work to ensure that policy development, programs and resources are coordinated within the region.

- Provide a forum to talk about cross-jurisdictional issues.
- Seek solutions that are watershed-based and can be supported by multiple jurisdictions.
- Identify Metro services and opportunities that could be used by or in cooperation with others at the watershed level to develop or implement solutions. Examples could include mapping, grant writing or staff assistance.
- Cooperate in regional educational opportunities, such as newsletters, websites, promotion of best practices.
- Seek regional opportunities for a coordinated response through IGA's or other linked solutions.

#### Actively engage the Public

Continue to involve the public through workshops, public hearings, public education and solution-seeking.

## STAFF REPORT

### CONSIDERATION OF RESOLUTION NO. 99-2815A, FOR THE PURPOSE OF ESTABLISHING A RESPONSE TO ESA LISTINGS FOR SALMON AND STEELHEAD WITHIN A NATURAL RESOURCE AND WATERSHED POLICY FRAMEWORK

---

Date: August 31, 1999

Prepared by: Michael Morrissey

In 1998 and 1999 the National Marine Fisheries Service (NMFS) listed steelhead and salmon species as threatened in watersheds within (and beyond) the Metro region. Other outcomes are expected from NMFS including issuing 4(d) rules that will help define allowed local activities with regard to “take”, final designation of critical salmon and steelhead habitat, and other activities leading to the development of an ESA Recovery Plan. The recovery plan may be developed with significant input from state, local and regional jurisdictions, and Metro is in a key position to help shape this recovery plan from a regional perspective.

In addition, Metro has been engaged in policy and program development in the natural resources and watershed protection arena, both prior to and since the ESA listings. Some examples of this Metro work includes Title 3-Stream and Floodplain protection, Goal 5—fish and wildlife habitat protection, and stormwater management and watershed planning, being carried out largely through the work of the Water Resources Policy Advisory Committee (WRPAC). Other activities include parks inventory and natural areas protection, and other aspects of the Regional Framework Plan and the Urban Growth Management Functional Plan. Metro will continue work on these activities with an eye to proactive development of policies and programs, even in advance of more specific guidance from federal agencies on salmon and steelhead recovery.

Metro has also hired a salmon recovery coordinator and begun activation of a steering committee to guide review of Metro operational activities and policies. Resolution 99-2815 declares that Metro is undertaking a response to the ESA listings in a proactive manner, within a broader, ongoing context of natural resources and watershed policy development. The attachment to the staff report categorizes the types of activities Metro expects to carry forward its policy and program development and, allows the Council to provide emphasis and direction through the Growth Management Committee, as these activities are carried forward.

The A version of Resolution 99-2815, includes modifications recommended by MPAC, WRPAC and community members.

## STAFF REPORT

### CONSIDERATION OF RESOLUTION NO. 99-2815 FOR THE PURPOSE OF ESTABLISHING A RESPONSE TO ESA LISTINGS FOR SALMON AND STEELHEAD WITHIN A NATURAL RESOURCE AND WATERSHED POLICY FRAMEWORK

---

Date: June 21, 1999

Prepared by: Michael Morrissey

In 1998 and 1999 the National Marine Fisheries Service (NMFS) listed steelhead and salmon species as threatened in watersheds within (and beyond) the Metro region. Other outcomes are expected from NMFS including issuing 4(d) rules that will help define allowed local activities with regard to “take”, final designation of critical salmon and steelhead habitat, and other activities leading to the development of an ESA Recovery Plan. The recovery plan may be developed with significant input from state, local and regional jurisdictions, and Metro is in a key position to help shape this recovery plan from a regional perspective.

In addition, Metro has been engaged in policy and program development in the natural resources and watershed protection arena, both prior to and since the ESA listings. Some examples of this Metro work includes Title 3-Stream and Floodplain protection, Goal 5—fish and wildlife habitat protection, and stormwater management and watershed planning, being carried out largely through the work of the Water Resources Policy Advisory Committee (WRPAC). Other activities include parks inventory and natural areas protection, and other aspects of the Regional Framework Plan and the Urban Growth Management Functional Plan. Metro will continue work on these activities with an eye to proactive development of policies and programs, even in advance of more specific guidance from federal agencies on salmon and steelhead recovery.

Metro has also hired a salmon recovery coordinator and begun activation of a steering committee to guide review of Metro operational activities and policies. Resolution 99-2815 declares that Metro is undertaking a response to the ESA listings in a proactive manner, within a broader, ongoing context of natural resources and watershed policy development. The attachment to the staff report categorizes the types of activities Metro expects to carry forward its policy and program development and, allows the Council to provide emphasis and direction through the Growth Management Committee, as these activities are carried forward.

## Attachment A to staff report for Resolution 99-2815

Framework for Metro Response to ESA listing of Salmon and Steelhead. Metro will undertake to develop solutions for ESA listed anadromous fish, within the broader context of natural resources protection and watershed planning. The following categories are meant to specify major spheres of activity in development of policy, program and public outreach.

### Development of Policy and Regulatory Solutions

- Title 3—Water Quality, floodplain and riparian protection. Compliance required by December of 1999. Monitor compliance and assist local jurisdictions to complete plan and implement.
- Goal 5—Fish & wildlife habitat protection, as developed through WRPAC. Additional riparian protection. CPR workshops and Open Houses in April & May. Upland habitat analysis in summer of '99. Final product in spring 2000.
- Watershed planning and Stormwater Management, as developed through WRPAC—Final recommendations in year 2000.
- Refinements, applications or further development of Regional Framework Plan, Urban Growth Management Plan or Greenspaces Master Plan.

### Create a Steering Committee to review all Metro Programs for policy and operations effects, through the lens of ESA listings and solutions.

- Department review of effects of internal activities on steelhead and salmon.
- Ensure Metro programs and projects and facilities demonstrate leadership in resource protection.
- Cross-check departmental policies and do same with non-Metro jurisdictions.
- Use Metro expertise to create technically and scientifically sound analysis and solutions.

### Cooperate/Coordinate with Others

- Work to ensure that policy development, programs and resources are coordinated within the region.
- Seek solutions that are watershed-based and can be supported by multiple jurisdictions.
- Cooperate in regional educational opportunities, such as newsletters, websites, promotion of best practices.
- Seek regional opportunities for a coordinated response through IGA's or other linked solutions.

Actively engage the Public

Continue to involve the public through workshops, public hearings, public education and solution-seeking.

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF ESTABLISHING ) RESOLUTION NO 99-2815  
A RESPONSE TO ESA LISTINGS FOR )  
SALMON AND STEELHEAD, WITHIN A ) Introduced by Councilor Susan McLain  
NATURAL RESOURCE AND )  
WATERSHED POLICY FRAMEWORK )

WHEREAS, Metro's role and commitment to building and protecting a vibrant, livable regional community is spelled out in the Regional Framework Plan; and

WHEREAS, The Regional Framework Plan contains goals and objectives pertaining to the protection and enhancement of water quality, parks, natural areas, open spaces, fish, wildlife and riparian areas; and

WHEREAS, Salmon and steelhead species in the Metro region have been listed in 1998 and 1999 as threatened under the Endangered Species Act, and

WHEREAS, Metro has adopted policies, and is finalizing additional policies, related to natural resource protection for the multiple benefits that accrue to the urban and natural communities, including fish and wildlife; and

WHEREAS, Metro has been actively engaged in seeking specific solutions to the ESA listings through the refocusing of staff resources, development of Goal 5, Stormwater and watershed management and other policies; now, therefore

BE IT RESOLVED:

1. That Metro will seek region-wide solutions to the ESA listings for Salmon and Steelhead in a proactive and comprehensive manner.
2. That Metro will review policies and activities for its own operations and facilities to ensure the least possible negative impact on listed species.

3. That Metro will continue to develop regional regulatory policy that assists in improving conditions for listed species, including Title 3 water quality compliance, Goal 5 regulation for fish and wildlife, and Stormwater and watershed management policies.

4. That Metro will work in partnership with other Metropolitan jurisdictions, the state and federal governments to respond to the ESA listings of salmon and steelhead and to develop a recovery plan.

5. That Metro will continue to actively engage the public in educational and solution-seeking activities related to the ESA listings, and in related Metro natural resource protection activities and policy development.

6. That the Metro Executive will continue to develop program and policies leading to a salmon and steelhead recovery plan, with the assistance of the Salmon Recovery Coordinator, and in coordination with MPAC, WRPAC and the Council's Growth Management Committee.

7. That program and policies leading to a steelhead and salmon recovery plan be developed consistent with a framework as shown in attachment A to the staff report, and that progress be reported quarterly to the Growth Management Committee.

ADOPTED by the Metro Council this \_\_\_\_ day of \_\_\_\_\_ 1999.

---

Rod Monroe, Presiding Officer

APPROVED AS TO FORM:

---

Daniel B. Cooper, General Counsel

B:\RESOLUT.MST