



**Offshore Wind Community Benefits Network**  
**High Level Overview of BOEM Proposed & Final Sale Notice Community Benefit Stipulations & Credits**

**Pacific Wind Lease Sale 1 (PACW-1) for Commercial Leasing for Wind Power on the Outer Continental Shelf in California - [Final Sale Notice \(FSN\)](#)**

• **[Addendum C](#) LEASE-SPECIFIC TERMS, CONDITIONS, AND STIPULATIONS**

Category	Proposed Sales Notice	CB Network Asks	Final Sale Notice
<b>Community Benefit Agreements and Funds, Governance</b>	<ol style="list-style-type: none"> <li>1. <b>Lease Use Area CBA (2.5% bidding credit):</b> CBA(s) with communities who use the geographic space of the Lease Area or harvest resources from that geographic space.</li> <li>2. Commercial Fisheries Stipulations: proposed <i>fisheries communications plans</i> and <i>fisheries liaison</i>.</li> </ol>	<ol style="list-style-type: none"> <li>1. Lease Use Bid Credit (3%)</li> <li>3. Tribal Fisheries Benefit Fund Bid Credit (3%)</li> <li>4. Tribal Capacity Fund Bid Credit (10%) and Regional Tribal Steering Committee Stipulation</li> <li>5. North Coast Community Benefits Fund(10% bidding credit) and Community Steering Committee Stipulations</li> </ol>	<ol style="list-style-type: none"> <li>1. <b>Lease Use Area CBA (5% bidding credit)</b>, <i>explicit recognition of Tribal Fisheries</i>.</li> <li>2. <b>NEW General CBA (5% bidding credit):</b> with <i>communities, Tribes, or stakeholder groups</i> that will be affected by potential impacts from the development.</li> </ol>
<b>Communication and Engagement</b>	<ol style="list-style-type: none"> <li>1. Progress Report Requirements</li> <li>2. Engagement: consultation with Tribes and parties</li> <li>3. Communications Plans with fisheries, Tribal governments, and agencies               <ol style="list-style-type: none"> <li>a. Native American Tribes Communications Plan (NATCP)</li> <li>b. Agency Communications Plan (ACP)</li> </ol> </li> </ol>	<ol style="list-style-type: none"> <li>1. New stipulation requiring outreach and engagement with environmental justice communities</li> <li>2. Strengthened coordination and collaboration prioritizing Tribal Nations and underserved communities -across multiple revised and newly proposed stipulations</li> </ol>	<ol style="list-style-type: none"> <li>1. <b>Strengthened</b> Progress Report Requirements, with a <i>new emphasis</i> on engaging <i>Tribes and individuals with limited English proficiency</i>;</li> <li>2. <b>Expanded</b> Engagement Stipulation, including early information sharing, collaboration, focused discussion, etc.</li> <li>3. Communication Plans               <ol style="list-style-type: none"> <li>a. Native American Tribes Communications Plan (NATCP)</li> </ol> </li> </ol>

Category	Proposed Sales Notice	CB Network Asks	Final Sale Notice
	<ul style="list-style-type: none"> <li>c. Fisheries Communications Plan</li> <li>4. Coordinated Engagement</li> <li>5. Survey Reporting</li> <li>6. Stipulations on briefing and communicating mitigation measures</li> </ul>		<ul style="list-style-type: none"> <li>b. Agency Communications Plan (ACP)</li> <li>c. Fishery Communications Plan<sup>1</sup> <ul style="list-style-type: none"> <li>i. Fisheries Liason</li> </ul> </li> <li>4. Coordinated Engagement</li> <li>5. Survey Reporting</li> <li>6. <b>Expanded</b> stipulations on briefing and communicating mitigation measures<sup>2</sup> <ul style="list-style-type: none"> <li>a. <i>NEW Communicating Mitigation Measures Stipulation</i></li> </ul> </li> </ul>
<b>Workforce Training + Development</b>	<ul style="list-style-type: none"> <li>1. A total of 20% credit towards (a) contributions to developing a domestic supply chain and/or (b) support workforce training programs for the offshore wind industry;</li> <li>2. Proposed lease stipulations for Construction <i>Project Labor Agreements (PLAs)</i>;</li> </ul>	<ul style="list-style-type: none"> <li>1. Support for the Workforce Training and/or Domestic Supply Chain Development credit at 20% and proposed revisions to include targeted hiring;</li> <li>2. Contributions towards training local targeted hired groups in the skills necessary to support a local monitoring and research workforce;</li> <li>3. Contributions towards partnerships with Tribal Nations, creating supporting Tribal Economic Enterprises, and Tribal Employment Rights Offices;</li> <li>4. New workforce development in natural resources stipulation, with explicit commitment to hiring members of Tribal Nations</li> </ul>	<ul style="list-style-type: none"> <li>1. <b>UPDATED</b> A total of 20% credit towards (a) contributions to developing a domestic supply chain and/or (b) support workforce training programs for the offshore wind industry <ul style="list-style-type: none"> <li>a. Explicit recognition of Tribes and Tribal businesses;</li> </ul> </li> <li>2. Lease stipulations recommending using reasonable efforts for Construction <i>Project Labor Agreements (PLAs)</i>;</li> </ul>

<sup>1</sup> Bureau of Ocean Energy Management. Oct 2022. North Coast (Humboldt) CA Lease OCS-P 0561. 6.2. Fisheries Communications Plan. Pg.C-17

<sup>2</sup> Bureau of Ocean Energy Management. Oct 2022. North Coast (Humboldt) CA Lease OCS-P 0561. 5.1.1. Communications Briefing, and 5.1.2. Communicating Mitigation Measures

Category	Proposed Sales Notice	CB Network Asks	Final Sale Notice
<b>Environmental Protection, Monitoring and Mitigation</b>	<ol style="list-style-type: none"> <li>1. Measures to Minimize Potential Adverse Impacts to Birds and Typical Mitigation;</li> <li>2. Measures for Protected Species, to be updated based on consultations.</li> <li>3. Marine trash and debris awareness and elimination</li> <li>4. Endangered Species Act Consultation for Biological Surveys</li> </ol>	<ol style="list-style-type: none"> <li>1. Environmental Monitoring and Research Fund Bid Credit (4%) and Adaptive Management Committee</li> <li>2. New stipulations addressing decommissioning</li> <li>3. New stipulations to protect benthic habitat</li> <li>4. New stipulations to address Adaptive Monitoring and Management of Upwelling Impact</li> <li>5. New stipulations to prevent secondary entanglements for wildlife</li> <li>6. New stipulations committing to data transparency, monitoring commitments and creating adaptive management and monitoring plans with reimbursement for certain actions</li> <li>7. Revisions to protected species stipulations to incorporate specific protections around noise, vehicle speed and avian collisions</li> <li>8. Revisions to promote Research and Monitoring Access, Data Transparency, Monitoring, Adaptive Management and Mitigation Plan</li> </ol>	<ol style="list-style-type: none"> <li>1. <b>NEW</b> Vessel speed requirement of no more than 10 knots during all related activities, including vessel transit;</li> <li>2. <b>NEW</b> Safe Navigation stipulation<sup>3</sup></li> <li>3. <b>NEW</b> Site-Specific Spill Prevention and Response Plan</li> <li>4. <b>NEW</b> Critical Operations and Curtailment Plan<sup>4</sup></li> <li>5. Marine trash and debris awareness and elimination</li> <li>6. Endangered Species Act Consultation for Biological Surveys</li> <li>7. <b>NEW</b> Avian and Bat Survey and Reporting Requirements</li> <li>8. <b>NEW</b> Anchoring Plan detailing plans to avoid placing anchors on sensitive ocean floor habitats, cables, and pipelines<sup>5</sup></li> <li>9. <b>NEW</b> Plan Review and Coordination, requiring the lessee to coordinate its survey plan and SAP submissions with the Lessor and the California Coastal Commission (CCC)</li> <li>10. <b>NEW</b> Low-energy equipment must be used to conduct geophysical surveys</li> </ol>

<sup>3</sup> Bureau of Ocean Energy Management. Oct 2022. North Coast (Humboldt) CA Lease OCS-P 0561. 5.1.4. Pg. C-12

<sup>4</sup> Bureau of Ocean Energy Management. Oct 2022. North Coast (Humboldt) CA Lease OCS-P 0561. 5.4. Pg. C-13

<sup>5</sup> Bureau of Ocean Energy Management. Oct 2022. North Coast (Humboldt) CA Lease OCS-P 0561. 5.5. Pg. C-14

Category	Proposed Sales Notice	CB Network Asks	Final Sale Notice
			<p>11. Marine Wildlife Protection and Monitoring Measures</p> <p>12. Measures for Protected Species<sup>6</sup></p>
<b>Commercial Fisheries</b>	<p>1. Commercial Fisheries Stipulations:</p> <ul style="list-style-type: none"> <li>a. Required plans to minimize impacts and conflicts with the commercial fisheries industry;</li> <li>b. Fisheries Communications Plan and Fisheries Liaison</li> <li>c. Minimizing congestion and obstacles that could increase entanglement risk;</li> <li>d. Prioritizing federal and state climate change adaptation strategies for fisheries;</li> <li>e. Identifying dock space and transit routes that would minimize space/use conflicts and potential impacts to protected species.</li> </ul>	<ul style="list-style-type: none"> <li>1. Tribal Fisheries Benefit Fund Bid Credit (3%) Stipulation</li> <li>2. Lease Use Bid Credit (3%)</li> <li>3. Support stipulations on minimizing impacts on commercial fisheries</li> </ul>	<ul style="list-style-type: none"> <li>1. <b>UPDATED</b> Commercial Fisheries Stipulations: <ul style="list-style-type: none"> <li>a. Explicit recognition of Tribal Fisheries in the Lease Area CBA Credit;</li> <li>b. Proposed mitigation measures in the Construction and Operation Plan (COP) will, to the extent practicable, prioritize Federal, Tribal, and state climate change adaptation strategies for fisheries.</li> <li>c. Notice and reporting requirements under the Commercial fisheries stipulation, with explicit recognition of Tribal Fisheries Departments<sup>7</sup>;</li> </ul> </li> <li>2. Fisheries Communications Plan Stipulation<sup>8</sup> <ul style="list-style-type: none"> <li>a. Fisheries Liaison</li> </ul> </li> </ul>
<b>Tribal Benefits</b>	The PSN proposes stipulations around tribal and affected party outreach in addition to BOEM's government-to-government	1. Support for, with recommended changes, the Native American Communications Plan to reflect recommendations from Condition	The FSN includes the follow Tribal-focused stipulations in addition to BOEM's government-to-government consultation requirements:

<sup>6</sup> Identified in the 2022 ESA Concurrence Letter and EFH Response.

<https://www.boem.gov/sites/default/files/documents/renewable-energy/stateactivities/LOC-EFH%20for%20OSW%20leases%20in%20CA.pdf>

<sup>7</sup> Bureau of Ocean Energy Management. Oct 2022. North Coast (Humboldt) CA Lease OCS-P 0561. 6.2. & 6.4.Pg. C-5, 6

<sup>8</sup> Bureau of Ocean Energy Management. Oct 2022. North Coast (Humboldt) CA Lease OCS-P 0561. 6.2. Fisheries Communications Plan. Pg.C-17

Category	Proposed Sales Notice	CB Network Asks	Final Sale Notice
	<p>consultation requirements. Stipulations include:</p> <ol style="list-style-type: none"> <li>1. the Lessee works with BOEM and the California Native American Heritage Commission to identify tribes with cultural and/or historical ties to the Lease Areas to participate in the development of the Native American Tribes Communications Plan (NATCP), which would include protocols for unanticipated discovery of pre-contact archaeological resource(s).</li> <li>2. BOEM will also require a semi-annual progress report on engagement with tribes and parties potentially affected by proposed activities.<sup>9</sup></li> <li>3. The stipulation would also require, to the maximum extent practicable, that Lessees coordinate with one another on engagement activities. <ol style="list-style-type: none"> <li>a. For example, one possible lease stipulation to facilitate coordinated Tribal engagement could require</li> </ol> </li> </ol>	<ol style="list-style-type: none"> <li>#6 in the CCC's Conditional Concurrence</li> <li>2. Revisions to PLAs, workforce development, and domestic supply chain stipulations, with dedicated measures benefiting Tribal Nations;</li> <li>3. New Community Steering Committee comprised of representatives from Tribal Nations and impacted communities;</li> <li>4. NEW Regional Tribal Capacity Fund and Bid Credit (10%);</li> <li>5. NEW Tribal Fisheries Benefit Fund Stipulation and Bid Credit (3%);</li> <li>6. NEW Coordinated Electricity and Broadband Planning Stipulation with communication and collaboration with Tribal Nations;</li> <li>7. New stipulation addressing safety of Native American Tribal Nations and local communities</li> <li>8. New Workforce Development in Natural Resources, prioritizing partnering with Tribal Nations;</li> </ol>	<ol style="list-style-type: none"> <li>1. <i>Native American Tribes Communications Plan (NATCP)</i>: describes strategies for communicating with Tribes that have cultural and/or historical ties to the Lease Area;<sup>10</sup></li> <li>2. <i>Progress Report Requirement</i>: semi-annual progress report on engagement with tribes and parties potentially affected by proposed activities;<sup>11</sup></li> <li>4. <b>EXPANDED</b> <i>Archaeological Survey Stipulations</i> including requirements for surveys, consultation, monitoring, and information sharing in compliance with the National Historic Preservation Act.</li> <li>5. <b>UPDATED</b> <i>Supply Chain Statement of Goals and Workforce Training Credit Stipulations</i>, with explicit recognition of Tribes and Tribal businesses;</li> </ol>

<sup>9</sup> The progress report would include updates on engagement activities and impacts on or benefits to the Tribes and parties from proposed activities, and how, if at all, a project proposal has been informed or altered to address those impacts or benefits, as well as any planned engagement activities during the next reporting period.

<sup>10</sup> Bureau of Ocean Energy Management. Oct 2022. North Coast (Humboldt) CA Lease OCS-P 0561. 3.1.2. Pg. C-7

<sup>11</sup> Bureau of Ocean Energy Management. Oct 2022. North Coast (Humboldt) CA Lease OCS-P 0561. 3.1. & 3.1.1.Pg. C-5, 6

Category	Proposed Sales Notice	CB Network Asks	Final Sale Notice
	<p style="text-align: center;">Lessees to offer coordination meetings at regular intervals throughout the year.</p> <p>4. Archaeological Survey Stipulations including requirements for surveys, consultation, monitoring, and information sharing in compliance with the National Historic Preservation Act.</p>		
<p><b>Other modifications and additions in the FSN</b></p> <ul style="list-style-type: none"> <li>● <i>Expanded</i> National Security and Military Operations stipulations, with new stipulation on Foreign Interest to foreign interest to protect national defense capabilities and military operations, etc.;</li> <li>● New stipulations in response to Coastal Commission Consistency Determination Conditions (FSN Pg. 21 - 24)</li> <li>● The new sale format is now a single auction, which offers all the Lease Areas. <i>In each round of the auction, a bidder can bid for at most one of the offered leases at a time.</i><sup>12</sup></li> </ul>			

<sup>12</sup>Bureau of Ocean Energy Management. Oct 2022. Pacific Wind Lease Sale 1 (PACW-1) for Commercial Leasing for Wind Power on the Outer Continental Shelf in California - Final Sale Notice (FSN), Pg.3