



SEATTLE CITY COUNCIL

Legislative Summary

Res 31892

Record No.: Res 31892

Type: Resolution (Res)

Status: Adopted

Version: 1

Ord. no:

In Control: City Clerk

File Created: 06/26/2019

Final Action: 08/09/2019

Title: A RESOLUTION expressing concern with the Northwest testing and training proposal of the United States Department of the Navy for Puget Sound, coastal waters from northern California through Washington State, and for Alaska.

Notes:

Sponsors: O'Brien

Attachments:

Drafter: jeanie.boawn@seattle.gov

Date

Filed with City Clerk: 8/9/2019

Mayor's Signature: 8/9/2019

Vetoed by Mayor:

Veto Overridden:

Veto Sustained:

Filing Requirements/Dept Action:

History of Legislative File

Legal Notice Published:

☐ Yes

☐ No

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Mayor	07/02/2019	Mayor's leg transmitted to Council	City Clerk			
1	City Clerk	07/02/2019	sent for review	Council President's Office			
	Action Text: The Resolution (Res) was sent for review. to the Council President's Office						
1	Council President's Office	07/02/2019	sent for review	Sustainability and Transportation Committee			
	Action Text: The Resolution (Res) was sent for review. to the Sustainability and Transportation Committee						
1	City Council	07/22/2019	referred	Sustainability and Transportation Committee			
	Action Text: The Resolution (Res) was referred. to the Sustainability and Transportation Committee						
1	Sustainability and Transportation Committee	07/30/2019	adopt				Pass

Legislative Summary Continued (Res 31892)

Action Text: The Committee recommends that City Council adopt the Resolution (Res).

In Favor: 1 Chair O'Brien

Opposed: 0

1 City Council 08/05/2019 adopted

Pass

Action Text: The Resolution (Res) was adopted by the following vote, and the President signed the Resolution:

In Favor: 9 Councilmember Bagshaw, Councilmember González , Council
President Harrell, Councilmember Herbold, Councilmember Juarez,
Councilmember Mosqueda, Councilmember O'Brien, Councilmember
Pacheco, Councilmember Sawant

Opposed: 0

1 City Clerk 08/09/2019 submitted for Mayor
Mayor's signature

1 Mayor 08/09/2019 Signed

1 Mayor 08/09/2019 returned City Clerk

1 City Clerk 08/09/2019 attested by City Clerk

Action Text: The Resolution (Res) was attested by City Clerk.

CITY OF SEATTLE

RESOLUTION 31892

A RESOLUTION expressing concern with the Northwest testing and training proposal of the United States Department of the Navy for Puget Sound, coastal waters from northern California through Washington State, and for Alaska.

WHEREAS, the United States Department of the Navy (“Navy”) is proposing to conduct testing and training activities in Puget Sound and coastal waters that impact marine animals; and

WHEREAS, Puget Sound is the second largest estuary in the United States with extensive shoreline, nutrient-rich waters, and diverse habitats that sustain a variety of wildlife, including the endangered Southern resident killer whale (“orca”); and

WHEREAS, within the severely declining and endangered population of Southern resident orcas, the loss of even a single orca could greatly undermine decades of recovery efforts and make recovery impossible; and

WHEREAS, whales and Coast Salish people have lived together in this region for at least 10,000 years and orcas are part of the cultural patrimony of the Coast Salish people; and

WHEREAS, the Federal government has acted to protect orcas and other marine and aquatic species through the Marine Mammal Protection Act and the Endangered Species Act; and

WHEREAS, the Washington State Legislature has further protected Southern resident orcas by implementing the recommendations of the Southern Resident Orca Task Force (“Task Force”); and

WHEREAS, the Task Force’s final report recommended coordinating with the Navy to “discuss reduction of noise and disturbance affecting Southern Resident orcas from military exercises and Navy aircraft”; and

1 WHEREAS, the Navy's Draft Northwest Training and Testing Supplemental Environmental
2 Impact Statement ("Draft EIS") outlines how sonar and explosives will harm marine
3 animals, especially those that rely on sound to communicate, locate food, avoid predators,
4 and to navigate; and

5 WHEREAS, dozens of creatures in the Salish Sea would be affected by the Navy's activities,
6 including endangered Southern resident orcas and humpback whales, specifically, the
7 threatened Mexico Distinct Population Segment (DPS), the endangered Central America
8 DPS, and non-listed Hawaii DPS; and

9 WHEREAS, naval sonar has been shown to cause whales to stop vocalizing and feeding,
10 abandon their habitat, panic, and, under some circumstances, strand and die; and

11 WHEREAS, the Navy first acknowledged damaging effects of sonar in 2001 after a government-
12 led investigation concluded that the stranding of 17 whales, and eventual death of seven,
13 was due to acoustic or impulse trauma the animals experienced from sonars aboard US
14 Navy ships; and

15 WHEREAS, in 2003 a Navy sonar training exercise in the eastern Strait of Juan de Fuca and
16 Haro Strait caused the J pod, one of the three pods (J, K, and L) making up the Southern
17 resident orca population, to stop foraging and exhibit abnormal behaviors and movement,
18 change direction multiple times, and group together in shallow water where they are at
19 increased risk of stranding; and

20 WHEREAS, in 2012 a juvenile Southern resident female was stranded with evidence of trauma
21 consistent with an explosion or high-pressure impact, a week after the Canadian Navy
22 had been conducting sonar exercises in the region; and

1 WHEREAS, in 2017 explosives detonated by the Canadian Navy near L pod caused the whales
2 to group together suddenly and flee the area; and

3 WHEREAS, mine explosions can cause injury, disorientation, or death for an orca population
4 and the use of mid-frequency sonar can impact orca and other marine mammals within
5 2,000 square miles, an area well outside the reasonable area that even highly trained
6 marine mammal observers are able to survey; and

7 WHEREAS, The City of Seattle submitted public comment on the Draft EIS and underscored the
8 need to protect the safety and livelihood of the Southern resident orca; NOW,

9 THEREFORE,

10 **BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEATTLE, THE**
11 **MAYOR CONCURRING, THAT:**

12 Section 1. The City of Seattle requests the Navy reevaluate aspects of its Northwest
13 testing and training proposal and consider taking the following steps to reduce noise and
14 disturbance affecting marine mammals, including the Southern resident orca:

- 15 A. Reduce the number of events, or at least certain types of events;
- 16 B. Reduce the intensity of events (e.g., amount of ordinance);
- 17 C. Request additional geographical mitigation areas; and
- 18 D. Maintain the integrity of the 50 nautical mile Marine Species Coastal

19 Mitigation Area.

20 Section 2. The City of Seattle urges the Navy to use the most recent science about Puget
21 Sound marine mammals in its analysis to prevent further harm to endangered and threatened
22 marine mammal populations, and other marine animals impacted by its activities.

1 Section 3. The City of Seattle urges the Navy to expand habitat protections and cease
2 training and testing activities when endangered Southern resident orcas, endangered and
3 threatened distinct population segments of humpback whales, and other priority marine animals
4 are present.

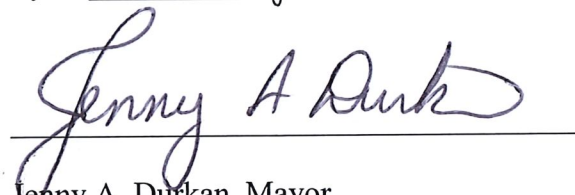
5 Section 4. The City of Seattle affirms its continued support for the collective work of the
6 scientific community, environmental organizations, agency partners, and the work of Puget
7 Sound tribes, to restore and protect Puget Sound and to reduce critical threats to the survival of
8 Southern resident orcas, including diminished salmon, toxic contaminants, and disturbance from
9 noise and vessel traffic.

Adopted by the City Council the 5th day of August, 2019, and
signed by me in open session in authentication of its adoption this 5th day of
August, 2019.



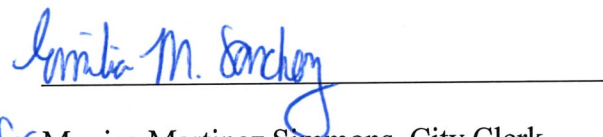
President _____ of the City Council

The Mayor concurred the 9th day of August, 2019.



Jenny A. Durkan, Mayor

Filed by me this 9th day of August, 2019.


for Monica Martinez Simmons, City Clerk

(Seal)



STATE OF WASHINGTON -- KING COUNTY

--SS.

377048

No.

CITY OF SEATTLE, CLERKS OFFICE

Affidavit of Publication

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:31892 TITLE ONLY

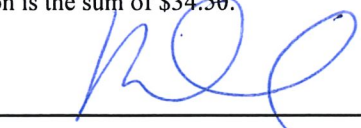
was published on

08/22/19

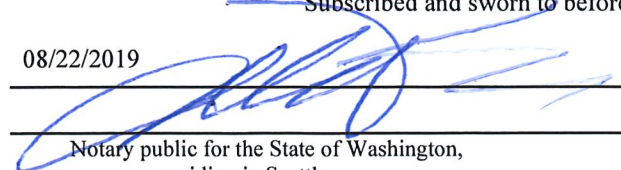
The amount of the fee charged for the foregoing publication is the sum of \$34.50.



Affidavit of Publication


Subscribed and sworn to before me on

08/22/2019


Notary public for the State of Washington,
residing in Seattle

State of Washington, King County

City of Seattle

The full text of the following legislation, passed by the City Council on August 05, 2019, and published below by title only, will be mailed upon request, or can be accessed at <http://seattle.legistar.com>. For information on upcoming meetings of the Seattle City Council, please visit <http://www.seattle.gov/council/calendar>.

Resolution 31892

A RESOLUTION expressing concern with the Northwest testing and training proposal of the United States Department of the Navy for Puget Sound, coastal waters from northern California through Washington State, and for Alaska.

Date of publication in the Seattle Daily Journal of Commerce, August 22, 2019.

8/22(377048)