

Mitigation and Monitoring Practices Tool for Offshore Wind Energy Development

User Manual

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List of Abbreviations and Acronyms



E-TWG	Environmental Technical Working Group
EMF	electromagnetic field
F-TWG	Fisheries Technical Working Group
Hz	hertz
kHz	kilohertz
MMP	mitigation and monitoring practice
NOAA	National Oceanic and Atmospheric Administration
NYSERDA	New York State Energy Research and Development Authority
OPR	NOAA Office of Protected Resources

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Introduction

The New York State Energy Research and Development Authority (NYSERDA) has developed this Mitigation and Monitoring Practices Tool (Tool) as a resource to be used by the Environmental Technical Working Group (E-TWG) and the Fisheries Technical Working Group (F-TWG) in their roles to advise New York State in the responsible development of offshore wind energy. Representatives of offshore wind energy developers, New York State, and other stakeholders may also be end users of the Tool, for example during refinement of environmental mitigation plans for individual development projects.

NYSERDA published the New York State Offshore Wind Master Plan (Master Plan) in December, 2017¹. The Master Plan outlines the state’s ongoing activities to advance the development of offshore wind energy in the New York Bight, including convening Technical Working Groups focused on fishing, maritime commerce, the environment, jobs, and the supply chain. Members of the Technical Working Groups offer technical knowledge, practical experience, and personal interest that can inform the state’s decision-making process.

As part of the implementation phase of the Master Plan, the state encourages the E-TWG and F-TWG to pursue several activities, including the development of fisheries and environmental best management practices (BMPs) to effectively reduce or eliminate impacts that could result from offshore wind energy development. For purposes of the Tool and User Manual, BMPs are practices that have been determined to be the best approaches to minimizing and avoiding impacts on wildlife and fisheries resources. Because the “best” practices have not yet been determined as part of New York’s Master Plan, the Tool focuses on collecting a wide range of mitigation and monitoring practices (MMPs) that can help the User evaluate and consider what would constitute BMPs, at both broad and project-specific scales. The term MMP will be used throughout this manual to refer to the contents of the Tool.

The Tool houses a collection of MMPs, extracted from a range of sources (including agency reports, environmental assessments, scientific literature, technical guidance documents, and others), and is intended to serve as a resource

¹ New York State Energy Research and Development Authority (NYSERDA). 2017. New York State Offshore Wind Master Plan Charting a Course to 2,400 Megawatts of Offshore Wind Energy. NYSERDA Report 17-25. <https://www.nyserda.ny.gov/All-Programs/Programs/Offshore-Wind/Offshore-Wind-in-New-York-State-Overview/NYS-Offshore-Wind-Master-Plan> .

to the E-TWG and F-TWG, as well as other stakeholders. The Tool is searchable by various categories, including, but not limited to:

- Resource Groups - birds/bats, marine mammals/sea turtles, fish, benthos, and fisheries;
- Stressors;
- Potential effects; and
- Development phases of offshore wind.

As part of the effort to support development and evaluation of MMPs, the Tool provides details about these MMPs that could support further evaluation of how best to incorporate MMPs into the state's plans for offshore wind energy development. This Tool does not prioritize or judge the value of individual or combined MMPs, and it does not consider site- and project-specific conditions that might affect how and whether certain MMPs may be practicably implemented. It does, however, provide several sorting criteria that may be useful to the E-TWG and F-TWG and other users when assessing potential MMPs.

The geographic scope of the review includes MMPs that have been applied around the world, but the geographic scope of resources is limited to resources that occur in the New York Bight. For example, bottlenose dolphins occur outside the New York Bight, but they also occur within it and so are part of the resources considered. Dugongs do not occur in the New York Bight, so MMPs specifically aimed at reducing dugong impacts (to the exclusion of any species that may occur in the New York Bight), would not be included in the Tool.

Section 1 describes the objectives of the Tool. Section 2 describes the methodology for developing the Tool and defines the terms used throughout the Tool. Section 2 also provides a brief overview of the types of MMPs identified for each resource group, and provides some sorting criteria that may be useful for assessing MMPs. Section 3 provides instructions for using the Tool, and Section 4 lists references cited for MMPs for each resource.

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MMP Tool Development

The Tool is a Windows application that allows the User to sort and organize MMPs. Specific worksheets for collecting MMPs were developed for five resource groups including birds/bats, marine mammals/sea turtles, fish, benthos, and fisheries. These worksheets were then combined into a master worksheet and linked to the Tool such that MMPs could be sorted by the User's specific interest.

The Tool houses categories that are used to sort the specific type(s) of MMPs, including: resource groups; subgroups; stressors; potential effects; development phases; type of industry; implementation status; whether the MMP includes mitigation or monitoring; generalized MMP category; and source citations. The Tool allows the User to sort by type of MMP, resource, or phase of development to determine the unique and shared MMPs across all resources. For example, if the User decides to focus on the construction period of development, MMPs specific to construction activities can be extracted from the tool across all five resources; however, if birds are the topic, MMPs can be extracted from the tool across all phases of development for that resource.

Section 2.1 provides information on the sources used for the MMPs, and Section 2.2 provides the definitions for the terms used in the above list of categories to sort the MMPs. Section 2.3 describes the specific resources and subgroups for which the MMPs would apply, and provides a brief overview of the MMPs that have been applied to these resources. In addition, Section 2.4 provides some sorting criteria that may be useful for assessing MMPs.

2.1 Sources of MMPs

MMPs were collected from a number of different sources, including agency reports; environmental assessments; stakeholder workshop proceedings; scientific literature; permits for offshore construction, cable laying, and surveys; technical guidance documents; and other sources of mitigation and monitoring activities. In addition to sources relating to offshore wind energy development in the U.S., sources were drawn from Europe, the onshore wind industry, and other maritime industries and activities that are relevant to offshore wind energy development. Section 4 lists all the references cited for MMPs for each resource. In general, the language in a source was maintained for the description of the MMP in order to make it easy to locate where it occurred in the cited literature.

2.2 Definitions of Terms in the Tool

Specific definitions were developed for each category in the worksheets to ensure consistency in meaning across worksheets and resource types. Most definitions within categories were developed to be mutually exclusive, though MMPs could apply to multiple options within each category (with the exception of “Generalized MMPs,” below).

2.2.1 Stressors

Stressors are external stimuli that can cause changes to the behavioral, physical, chemical, and/or biological characteristics of an organism, species, or the ecosystem inhabited by the organism/species. In the case of fisheries, stressors are unintended consequences of offshore wind energy development activities that potentially affect fishing and fisheries. While stressors can occur in the natural environment or from human activities, in this case NYSERDA is focusing on anthropogenic stressors associated with offshore wind energy development on the Outer Continental Shelf (not in state waters or the cable interconnect to land). NYSERDA has endeavored to include all stressors that could occur within federal offshore wind lease areas. Section 2.2.1.1 defines stressors that affect birds and bats, marine mammals and sea turtles, fish, fisheries and/or benthos while Section 2.2.1.2 includes stressors specific to fisheries.

2.2.1.1 Stressors Associated with all Resource Groups

Bottom Disturbance. Bottom disturbance is physical change to the substrate as a result of wind farm activities, such as packing down sediment with piles or digging up sediment with anchors or jet plows. Changes in turbidity (i.e., amount of suspended particles in water) are considered water quality changes and are not included in bottom disturbance. Displacement of sediment around a structure is considered scouring, and is not included in bottom disturbance.

Changes in Vessel Traffic. Changes in vessel traffic include changes in vessel abundance, densities, types, and routes compared to what currently exist, due to activities relating to the offshore wind facility or to displacement of other vessel operations as a result of offshore wind facility activities. This includes, but is not limited to, vessels operating in pre-construction site assessment surveys, construction activities, and maintenance activities. This also includes changes in fishing or shipping patterns in response to wind farm activities.

EMF, Vibration, and Heat. EMF can be generated by the cables that carry electricity from and between energy sources to power stations and may produce local distortions in Earth’s main electric and magnetic fields. Vibration is an oscillation of parts of a fluid. Vibration can result in particle motion, which is detectable by some marine organisms. Although sound usually has a vibratory component, it differs from vibration in general in that sound also contains a waveform and is perceived by hearing organs; sound is not included in this category. Heat is an increase in water or air temperature above typical levels.

Light. Light is artificial light produced by, or in relation to, the offshore wind energy development at a project site. Artificial light produces a luminescence that is brighter or different in color than natural light occurring at the site during the period in question. Examples include lights on vessels, construction equipment, turbines, and other infrastructure to aid in navigation and construction, among other purposes.

Long-term Structures. Long-term structures are objects added to the environment that occupy physical space and are present for longer than the construction period. Examples of long-term structures include offshore wind turbines, foundations, scour protection, substations, and other infrastructure associated with the operational wind facility. This term may also apply to the pre-construction phase in the case of meteorological towers, and to the decommissioning phase in the case of any below-water (e.g., foundations) or subsurface (e.g., cables) infrastructure that may be left in place after the towers have been removed. Displacement of sediment around a structure is considered scouring, and is not included in long-term structures.

Scouring. Scouring is a physical process related to the movement of seabed sediment around a structure due to its presence, which causes changes in wave or current flows, and results in a reduction in seabed levels around the structure.

Sound. Sound is created by a vibrating object and travels as a pressure wave through a medium, and these pressure waves can be sensed by organisms using hearing organs. Activities that produce sound include, but are not limited to, exploratory surveys, pile driving, dredging, and vessel operation. Vibrations that are not related to sound are considered in the Electromagnetic Fields (EMF), Vibration, and Heat stressor category.

Water Quality Changes. Water quality is a description of the chemical, physical, and biological characteristics of water as it relates to the health of an organism or ecosystem within the marine environment. Examples of changes in water quality include, but are not limited to, changes in turbidity (amount of suspended particles in water), addition of chemicals (e.g., antifouling paint or oil), and changes in dissolved oxygen (e.g., reductions in oxygen due to warming of the water).

2.2.1.2 Fisheries-specific Stressors

Effects on Fishery Target Species. Effects on fishery target species are changes in target fish abundance, distribution, and or/behavior as a direct or indirect result of offshore wind energy development. Such changes are considered effects on fish and other organisms, but are a stressor to fisheries, potentially causing changes in fishery effort or loss of revenue.

Impaired Safe Fishery Access. Impaired safe fishery access is an inability to safely access and operate within fishing grounds (e.g., impairment of navigational

equipment, potential to catch buried cables in fishing gear and/or anchors, increased risk of collision with structures).

Inadequate Infrastructure: Inadequate infrastructure includes situations in which offshore wind energy development may increase the strain on shoreside infrastructure such as ports and docks, fueling stations, fish processing facilities, and other related systems. Inadequate infrastructure also includes situations in which vessel infrastructure and equipment such as engines, global positioning systems, radar, fishing gear, and safety equipment may be insufficient to account for changes in fishing vessel behavior caused by the need to navigate around or through offshore wind energy facilities.

Insufficient Communication. Insufficient communication includes situations in which there is inadequate dialog, information sharing, workshops, and/or development of novel communication strategies between stakeholders, offshore wind energy developers, regulatory agencies, and/or advisory groups related to offshore wind energy projects.

Loss of Fishing Grounds. Loss of fishing grounds is loss or inaccessibility of usual fishing areas resulting from short- and long-term aspects of offshore wind energy development. Loss or inaccessibility could be due to factors such as physical barriers, difficulty in maneuvering or setting gear, and risk of gear damage or loss. Safety issues are considered impaired safe access and not included in loss of fishing grounds. Reduction in desirability of fishing grounds in association with changes in fish abundance, distribution, and/or behavior is considered an effect on fishery target species, defined above, and is not included in loss of fishing grounds.

2.2.2 Potential Effects

Potential effects are the changes to the behavioral, physical, chemical, and/or biological characteristics of an organism, species, or the ecosystem inhabited by the organism/species due to stressors related to offshore wind energy development. In the context of fisheries, potential effects are impacts on fishing activities and revenue as a result of stressors related to offshore wind energy development. Additionally, changes in fishing effort, grounds, and revenue can result from changing markets, ocean conditions, permit and licensing requirements, protected species interactions, natural fish abundance and distribution patterns, and other factors unrelated to offshore wind energy development. For purposes of describing potential MMPs to address effects of stressors on fisheries, effects are considered outcomes that are a result of offshore wind energy development and not other biological, physical, and economic factors that affect fisheries.

Behavioral Disturbance. Behavioral disturbance is a change in individual or group short-term natural behavior (e.g., localized movement patterns, alertness) or behavior patterns (e.g., change from spawning, feeding behavior, or social behavior to another behavior pattern) as a result of a stressor(s), not including

changes that would constitute displacement/barrier effects and attraction (listed separately below).

Displacement. Displacement is avoidance of an area associated with offshore wind energy development by individuals or groups as a result of a stressor(s). This can include short- or long-term effective loss of offshore habitat (such as foraging or roosting grounds, calving/spawning grounds, and above- or below-water movement areas). This also includes barrier effects, in which individuals may alter local or long-distance movements to avoid aspects of offshore wind energy development (including offshore infrastructure and vessel traffic).

Attraction. The movement of individuals or groups toward areas associated with offshore wind energy development in response to a stressor (e.g., attraction to a light source on a wind turbine). This can be caused by sensory attractants or other attractants such as increased prey availability, ways to avoid predators, or changes in other resources.

Habitat Fragmentation/Modification. Habitat fragmentation is the loss of habitat that results in division of large, contiguous habitats into smaller disconnected habitat patches. Habitat modification is the change in size, composition, structure, or function of an existing habitat (e.g., wind turbines provide new substrate that can support encrusting organisms that would not otherwise be present in the same numbers or species composition).

Injury/Mortality. Injury includes physical damage to the body, internal or external, permanent or temporary, as well as physiological changes (e.g., stress) that may or may not be expected to lead to death. Mortality is death of an organism.

Community Alteration/Invasive Species. Community alteration is a permanent change to the composition, structure, or function of an ecological community (a group of populations of multiple species occupying the same geographic area at the same time). Invasive species are non-native species that are introduced into a new environment as a result of offshore wind energy development and cause ecological and/or economic harm.

Change in Fishing Effort: Change in fishing effort is short- or long-term change in common fishing patterns in time and space, including fishing outside typical fishing grounds, increased effort and/or competition among fishing vessels at available fishing areas, and changes in the numbers of fishing vessels or fisheries in a given area as result of offshore wind energy development.

Loss of Fishing Revenue: Loss of revenue is reduced fisheries revenue from typical baseline or expected ranges due to offshore wind energy development. Loss of revenue can result from loss of gear, damaged gear, reduced catch, additional fuel and other operations costs, etc. Changes in fishing effort due to offshore wind energy development may be accompanied by loss of revenue, but

in some cases, revenue may not be affected within normal and/or expected ranges despite changes in fisheries.

2.2.3 Development Phases

Development phases are the stages of offshore wind facility development/operation, each of which encompass a number of activities and, as a result, may have different types of stressors. MMPs are likely to be implemented by development phase.

Pre-construction. This phase includes site assessment work such as geotechnical and geophysical surveys, installation of meteorological towers or buoys, and environmental or other surveys.

Construction. This phase, which can last for several years, includes various activities associated with building the turbines and connecting them to the electrical grid, including jack-up barges and other vessel activity. Construction also includes installation of undersea cables among turbines and sub-stations.

Operations & Maintenance. This phase, which can last 25 years or more, is the period in which turbines are generating electricity and includes activities relating to turbine monitoring and maintenance.

Decommissioning. This phase includes decommissioning activities chosen for a given project site, which may include full removal of structures, removal of above-water structures (to a certain water depth to avoid navigational hazards), or repowering.

2.2.4 Industry

Industry terms define the type of industry for which MMPs have been suggested or implemented in the U.S. or other countries.

Offshore Wind. Offshore wind refers to any offshore wind energy development in marine or freshwater (e.g., Great Lakes) locations.

Onshore Wind. Onshore wind refers to wind energy development in terrestrial locations.

Oil and Gas. Oil and gas includes both onshore and offshore oil and gas development.

Maritime. Maritime refers to any marine or freshwater activity other than offshore wind and oil & gas. This includes shipping, fisheries, transmission, and other industries that operate in the marine environment.

Generic/General. Generic/general includes any industry that is not included in the above options, or situations where an industry was not specified.

2.2.5 Implementation Status

The implementation status defines the degree to which the use or efficacy of an MMP has been tested.

Not Implemented. Not implemented means that the MMP was not implemented in the source literature.

Field Tested. Field tested refers to a situation in which an MMP has not been implemented in a real-world development situation but has been tested in another way, such as academic research or prototypes.

Implemented. Implemented means that the MMP was implemented in the source literature, but there was no testing or assessment indicated as to whether it was effective at reducing impacts on the resource of interest.

Implemented and Evidence of Effectiveness. Implemented and evidence of effectiveness means that the MMP was (1) implemented in the source literature, and (2) found to be effective when tested or assessed for effectiveness at reducing impacts on the resource of interest.

Unknown. Unknown means that, based on source literature, it is unclear whether or not the MMP was implemented.

2.2.6 Implementation Details

The implementation details provide one or two examples from scientific literature or technical documents of how the MMP has been implemented and/or tested in cases for which testing or implementation has occurred.

2.2.7 Mitigation/Monitoring

Mitigation. Mitigation is an action taken to minimize, avoid, or offset impacts (e.g., using a sound reduction technology).

Monitoring. Monitoring is an action taken to evaluate impacts, progress, or quality of something (e.g., monitoring for bird collision to determine impacts, or evaluate a mitigation strategy for effectiveness).

For example, a camera system on a turbine that can record bird behavior and collisions, but has no method to reduce collisions, is a “monitoring” method. The data from the camera system will be used to determine impacts at the project site, and could be used to inform adaptive management at that site or to inform decision making for future studies, but there is no direct effort to minimize impacts at the test site. Alternatively, if the camera is linked to an acoustic deterrent or turbine shutdown approach, it would be considered a “mitigation” method. And in the case in which data from the camera system are being used for both purposes – that is, if the camera system is part of a mitigation approach, but

also saves data to be used in future impact assessments—then both “mitigation” and “monitoring” apply.

2.2.8. Mitigation Hierarchy

The most applicable level(s) of the mitigation hierarchy was(were) chosen for each MMP. For MMPs that were solely monitoring recommendations, no mitigation hierarchy levels were chosen.

Avoidance. Avoidance will eliminate impacts entirely. For example, siting a project outside the range of an animal completely avoids impacts on that animal. As another example, operating equipment outside the hearing range of an animal avoids sound impacts on that animal.

Minimization. Minimization will reduce the impacts. For example, sound dampening technology may reduce the amount of sound, thus reducing the impact of sound on organisms.

Restoration. Restoration refers to measures taken to improve or rehabilitate ecosystem components that are impacted by the project. For example, if a met tower were placed in a mesophotic coral area and after removal of the tower, coral was transplanted back to the area.

Offset. Offset is compensation for impacts. For example, monetary compensation could be provided for loss of fishery access. As another example, improvement of off-site habitat or establishment of a marine protected area in another place could offset degradation of habitat in the project area. (Restoration defined above requires restoration of areas directly impacted by the project; other rehabilitation or preservation efforts are offsets typically described as compensatory mitigation.)

2.2.9 Generalized MMPs

Generalized MMPs are categories or types of specific MMPs gathered in the spreadsheets. Generalized MMPs needed to be general enough that multiple specific MMPs would aggregate into a generalized MMP category. Generalized MMPs have also been designed to be mutually exclusive.

Barriers. Barriers include MMPs that include physical creation of an obstacle to prevent a stressor (e.g., sound, EMF) from propagating (e.g., bubble curtains to block sound, cable burial to block EMF, scour protection to block sediment movement).

Siting/Seasonality. Siting and seasonality include MMPs that consider geographic location choices for long-term wind farm structures (e.g., macro-siting) and/or time of year in activities, including vessel activities. Micro-siting of turbines is considered a structure configuration MMP rather than siting/seasonality.

Shutdown/Low Power. Shutdown and low power include MMPs that require stopping or reducing the power of an activity (e.g., shutdown of geophysical surveys when marine mammals are present, soft-start pile driving). This also includes curtailment of turbine operations but not feathering or increasing cut-in speed, which are included in turbine operation parameters.

Vessel Operation Parameters. Vessel operation parameters include MMPs that involve choices in vessel number, behavior, location, direction, equipment, and actions of vessel crew (e.g., positioning vessels with thrusters, educating crew to avoid whale collisions). Vessel location choices are different than siting choices for structures or seasonal activities (see Siting/Seasonality). This is also different from shutdown/low power. If equipment on a vessel is being shut down or run at low power (e.g., shutdown of an echosounder), it is considered a shutdown/low power MMP rather than a vessel operation parameter.

Limit an Activity. Limit an activity includes MMPs that do not fall into other categories and include a restriction in activity (e.g., avoiding pile driving at night, not using explosives).

Structure Configuration. Structure configuration includes MMPs that involve choices in turbine numbers and sizes, foundation types, and how turbines are arranged in space (e.g., micro-siting).

Water Quality Management. Water quality management includes MMPs that are designed to avoid water quality impacts, such as following dumping and bilge water regulations.

Compensation. Compensation includes MMPs that involve offsetting an impact through financial means or by restoration, enhancement, or other conservation measures.

Turbine Operation Parameters. Turbine operation parameters include MMPs that focus on movement of turbines (e.g., increased cut-in speed to avoid bats). Curtailment is not included in this category as it is considered a shutdown/low power MMP.

Deterrence/Attraction Reduction. Deterrence/attraction reduction MMPs include efforts to actively discourage animals from approaching activities and/or structures (e.g., use of pingers) or reduce the attractiveness of activities or structures (e.g., avoid including nesting habitat on turbines, use colors not attractive to birds). This does not include choices in lighting meant to reduce attraction, which is considered a lighting alternative MMP.

Lighting Alternatives. Lighting alternatives MMPs include choices in lighting that can minimize attraction or deter animals, including considerations like number and intensity of lights, lighting color, and periodicity.

Engagement/Communication. Engagement/communication MMPs include outreach efforts, information sharing, research facilitation, and other efforts to inform and learn from stakeholders in ways that will minimize and avoid impacts of offshore wind energy development.

Monitoring. Monitoring includes MMPs that observe and evaluate potential impacts to inform decisions and adapt management practices (e.g., measuring the numbers of marine mammals or birds traveling through an area to inform siting or mitigation actions). MMPs categorized as monitoring do not include any specific mitigation actions. Rather, specific actions are included in other generalized MMPs. For example, clearance for marine mammals prior to starting pile driving is a shutdown/low-power action, or turning on a deterrence device when birds are detected by a monitoring device is a deterrence/attraction reduction action.

Fisheries Safety. Fisheries safety MMPs are direct actions to reduce hazards of offshore wind energy development to increase safety of people and vessels (e.g., safety protocols for designating vessel right-of-way, marking designated transit zones, and infrastructure modifications to improve offshore communication and reduce interference with navigational equipment). This does not include outreach, research, and information sharing efforts, which are considered engagement/communication MMPs.

2.3 Resource Groups

MMPs are focused on minimizing and avoiding potential impacts of offshore wind energy development on the following resources:

- Birds and Bats,
- Marine Mammals and Sea Turtles,
- Fish,
- Benthos, and
- Fisheries.

2.3.1 Birds and Bats

2.3.1.1 Bird and Bat MMP Overview

Flying wildlife that interact with offshore wind energy facilities fall into two general types. First, marine birds (e.g., waterbirds such as sea ducks, gulls, terns, and alcids) use the ocean environment for many purposes, including foraging, roosting, travel to and from breeding colonies, and migration. Second, bats and more land-based bird taxa such as passerines, raptors, and shorebirds, are most likely to encounter offshore wind energy development during migration, though some species are also known to forage and roost offshore (e.g., peregrine falcons). When an MMP was general enough to pertain to all birds or all bats, “all birds” or “all bats” was chosen as the subgroup within the resource.

MMPs for migrants and more land-based taxa most often address potential impacts from collisions (e.g., mortality or injury) and, to a lesser degree, displacement from typical migratory routes. Potential effects on marine birds are more varied. While mortality and displacement from typical habitat use areas are still the most common concerns, MMPs also focus on habitat modification, behavioral disturbance, and attraction to structures. Long-term structures and artificial light are prominent stressors. Other stressors, such as changes in vessel traffic, primarily affect marine birds that use the aquatic environment. Overall, most mitigation practices for birds and bats focus on the following:

- Siting and configuration of turbines and wind farms,
- Lighting alternatives,
- Deterrence/attraction reduction, and
- Turbine operation parameters.

These management practices are primarily aimed at reducing collision risk, as well as disorientation from lighting, and draw a great deal from other marine industries (e.g., offshore oil and gas) and the onshore wind energy industry. Displacement and barrier effects for birds are commonly monitored at offshore wind energy facilities, but there are few accepted mitigation strategies for these types of impacts.

2.3.1.2 Bird and Bat Subgroup Definitions

Birds are animals in the class Aves, and bats are animals in the order Chiroptera. The Tool focuses on MMPs that would apply to birds and bats that rely on or travel through the ocean and marine ecosystems. MMPs that have been applied to onshore wind projects are included in the Tool in cases in which they could be applicable to offshore wind energy development.

Marine Birds. Marine birds are defined for this purpose as waterbirds that are expected to interact with marine environments on the Outer Continental Shelf on a regular basis. This includes auks, gannets, cormorants, gulls, skuas, jaegers, loons, grebes, sea ducks, shearwaters, petrels, storm-petrels, terns, and phalaropes (which are shorebirds but occur pelagically).

Nocturnal Aerial Migrants. Bats and many species of birds migrate at night, including over the water. This group can include passerines, shorebirds, some waterfowl, some raptors, and other bird species, as well as bats.

2.3.2 Marine Mammals and Sea Turtles

2.3.2.1 Marine Mammal and Sea Turtle MMP Overview

Marine mammals and sea turtles often are subject to similar or the same MMPs to protect these resources from sound, vessel strike, and other disturbance. MMPs for offshore wind energy development for these resources generally address potential impacts from behavioral disturbance, displacement, habitat modification, and injury/mortality. The major stressors associated with these potential impacts

are sound, long-term presence of structures, and changes in vessel traffic. Because marine mammals are specialists in different hearing frequencies, they are split into hearing groups for purposes of evaluating impacts from sound under the U.S. regulatory framework². Thus, MMPs were considered for low-frequency, mid-frequency, and high-frequency cetaceans and pinnipeds (seals) separately. Furthermore, because North Atlantic right whales are subject to laws that do not apply to other marine mammals, North Atlantic right whales were considered as a separate subgroup within the resource. When an MMP was general enough to pertain to all marine mammals, “all marine mammals” was chosen as the subgroup within the resource. MMPs directed at sea turtles were not species-specific, so sea turtle MMPs were considered to apply to “all sea turtles.” Overall, most MMPs to protect marine mammals and sea turtles focus on the following:

- Seasonal activity periods,
- Siting that considers important habitats,
- Minimizing received sound levels, and
- Avoiding vessel strike.

2.3.2.2 Marine Mammal and Sea Turtle Subgroup Definitions

Marine mammals are mammals that rely on the ocean and marine ecosystems and include the cetaceans (baleen and toothed whales), pinnipeds (seals, sea lions, and walrus), sirenians (manatees and dugongs), and polar bears. Of these, only cetaceans and seals occur within New York State’s geographic scope. Sea turtles are turtles that rely on the ocean and marine ecosystems and include seven species, of which loggerhead, leatherback, Kemp’s ridley, and green sea turtles seasonally live in the New York Bight.

Low-Frequency Cetaceans. Low-frequency cetaceans are more sensitive to lower frequency sound. Their generalized hearing range is from 7 hertz (Hz) to 35 kilohertz (kHz). Low-frequency cetaceans include all mysticetes (baleen whales) (NOAA OPR 2018).

Mid-Frequency Cetaceans. Mid-frequency cetaceans are more sensitive to mid-frequency sound. Their generalized hearing range is from 150 Hz to 160 kHz. Mid-frequency cetaceans include most delphinid species (dolphins), beaked whales, and sperm whales (but not pygmy and dwarf sperm whales) (NOAA OPR 2018).

High-Frequency Cetaceans. High-frequency cetaceans are more sensitive to high-frequency sound. Their generalized hearing range is from 275 Hz to 160 kHz. High-frequency cetaceans include porpoises, river dolphins, pygmy/dwarf

² National Oceanic and Atmospheric Administration (NOAA) Office of Protected Resources (OPR). 2018. 2018 Revision to: Technical Guidance for Assessing the Effects of Anthropogenic Sound on Marine Mammal Hearing (Version 2.0). Underwater Thresholds for Onset of Permanent and Temporary Threshold Shifts. NOAA Technical Memorandum NMFS-OPR-59.

sperm whales, *Cephalorhynchus* species, and some *Lagenorhynchus* species (NOAA OPR 2018).

Pinnipeds. *Phocid* pinnipeds include all earless seals or “true seals,” such as harbor or common seals and gray seals. *Otariid* pinnipeds include all eared seals (fur seals and sea lions) and walruses.

North Atlantic Right Whale. The North Atlantic right whale (*Eubalaena glacialis*) is listed as endangered under the Endangered Species Act. This sub-taxon was applied in the case that an MMP applied only to North Atlantic right whales and not to other marine mammals (i.e., regulations and guidelines specifically for North Atlantic right whales).

Sea Turtles. Sea turtles includes any of seven species of marine turtles, including both leatherback and hard-shelled turtles. Sea turtles live most of their lives at sea but come onto beaches for nesting.

2.3.3 Fish

2.3.3.1 Fish MMP Overview

Although fish resources can experience impacts from offshore wind energy development, a variety of MMPs to avoid and/or minimize impacts have been developed and/or discussed within a laboratory setting, the literature, and field investigations. Although MMPs for fish cover a range of potential impacts, the majority generally address behavioral disturbances, displacement, habitat fragmentation and/or modification, and injury/mortality. The stressors associated with these impacts are sound, bottom disturbance, the presence of long-term structures, and EMF/vibration/heat. Because fish can spend their lives in different regions within the water column, they can be separated into two groups for the purpose of evaluating these impacts: pelagic fish (those living mainly within the water column) and demersal/groundfish (those living mainly on the seafloor). When an MMP was general enough to pertain to all fish, the “all fish” category was selected as the subgroup within the resource. Fisheries-specific resources were considered separately from fish as a taxonomic group. Overall, most MMPs to protect fish resources focus on the following:

- Siting that considers important habitats, species-specific spawning, and migration patterns,
- Minimizing received sound levels,
- Use of proper shielding and/or burial depths of cables, and
- Engagement/communication with stakeholders.

2.3.3.2 Fish Subgroup Definitions

Fish are organisms in the taxonomic groups of teleosts (bony fish such as sturgeon), elasmobranchs (cartilaginous fish such as sharks), and agnaths (jawless fish such as lamprey).

Pelagic Fish. Pelagic fish are fish that live and feed mainly in the water column.

Demersal/Groundfish. Demersal and groundfish are fish that live and feed mainly on or close to the seafloor.

2.3.4 Benthos

2.3.4.1 Benthos MMP Overview

MMPs for impacts on the benthic environment are similar to those for impacts on fish species and mainly address bottom disturbances, scouring, and the presence of long-term structures. Because benthic resources can be divided into sessile/unable to easily escape (e.g., some invertebrates, seagrass/kelp/algae) and mobile, and because some stressors may have more of an impact on invertebrates or seagrass/kelp/algae, they can be separated into three groups for the purpose of evaluating these impacts: demersal/groundfish (those living mainly on the seafloor), benthic invertebrates (organisms without backbones that live mainly on the seafloor as adults), and seagrass/kelp/algae. When an MMP was general enough to pertain to all benthic resources, the “all benthos” category was selected as the subgroup within the resource. Some MMPs for impacts on demersal/groundfish are also included under fish resources. Overall, most MMPs to protect benthic resources focus on the following:

- Siting that considers important habitats, sensitive seafloor habitats, and current flow,
- Use and routine inspection of scour protection devices,
- Engagement/communication with stakeholders, and
- Construction methods that limit impacts on the benthic environment.

2.3.5.2 Benthos Subgroup Definitions

Benthos are organisms that spend the majority of their lives on the seafloor. These organisms include both flora and fauna.

Demersal/Groundfish. Fish are organisms in the taxonomic groups of teleosts (bony fish such as sturgeon), elasmobranchs (cartilaginous fish such as sharks), and agnaths (jawless fish such as lamprey). Demersal and groundfish are fish that live and feed mainly on or near the seafloor.

Benthic Invertebrates. Benthic invertebrates are organisms without backbones (e.g., crabs, lobsters, and sea slugs) that live mainly on the seafloor as adults.

Seagrass/Kelp/Algae. Seagrass are flowering plants that grow entirely underwater, though they may be exposed to air at different tidal stages. Kelp are large, brown algal underwater seaweeds of the order Laminariales. Algae are non-flowering plants that grow entirely underwater, though they may be exposed to air at different tidal stages.

2.3.5 Fisheries

2.3.5.1 Fisheries MMP Overview

Fisheries resources can experience a series of interrelated impacts from offshore wind energy development, including impacts on target species (discussed in detail in the fish and benthos sections); where the wind farm(s) is sited with respect to ports, transit routes, and prime fishing grounds; and impacts on the livelihood and revenue from operating in a wind farm (e.g., safety, loss of gear). MMPs included in the Tool cover both commercial fisheries (conducted with the goal of selling the catch for profit) and recreational fisheries (conducted for sport or pleasure), but in general, most MMPs address concerns related to commercial fisheries. Overall, most MMPs to protect fisheries resources focus on the following:

- Siting that considers important fishery grounds and transit routes,
- Engagement and communication between the fishing industry and developers during all stages of development,
- Development of compensation fund distribution programs, and
- Safety measures to minimize danger and conflicts between vessels and wind farms.

2.3.5.2 Fisheries Subgroup Definitions

Commercial Fisheries. Commercial fisheries are fisheries conducted with the goal of selling the catch for profit.

Recreational Fisheries. Recreational fisheries are fisheries conducted for sport or pleasure (including charter and for-hire fishing).

2.4 MMP Sorting Criteria

There are myriad MMPs available to address the potential effects of offshore wind energy development on marine wildlife and fisheries. Each proposed offshore wind energy project will have unique factors associated with location, wildlife present, size of the project, and specific activities and equipment that will affect which MMPs will constitute BMPs for each phase of the project. BMPs will be implemented as suites of actions, so the synergism among BMPs is also important for each project. However, BMPs can also be considered generally in the context of broad assessment criteria, without requiring detailed information about proposed projects. The approach described below can provide quantitative and qualitative assessments of MMPs to evaluate which MMPs may be BMPs, address future project needs and BMP gaps, and better understand stakeholders' priorities regarding wildlife and fisheries protection.

The example criteria provided in this User Manual are meant to suggest some criteria that may be useful to the User when referencing or assessing MMPs. These criteria could simply be used to sort MMPs in the Tool, for example by choosing only to view MMPs relevant to specific taxa or development phases. Alternatively, such criteria can be used to develop a rating system by which to

quantitatively evaluate each criterion for a given MMP. An example rating system for quantifying MMPs is provided in Appendix A.

The Tool is not designed to assign value judgements or assess priorities for MMPs using any of the potential sorting criteria. Section 2.4 is meant to describe some ways the User could go about assessing and organizing MMPs. Some examples are provided in Appendix A to make it clear how quantitative parameters can be assigned to sorting criteria, but these examples are not meant to be taken as recommendations. They are simply examples to support understanding of the method by which criteria could be developed and applied.

Example potential MMP assessment criteria are presented below. In Section 2.4.1, the focus is on criteria that could be reasonably evaluated by the E-TWG and F-TWG or other users as part of a generalized process. In Section 2.4.2, other criteria are mentioned that may be important but are unlikely to be evaluated at this stage, mainly because the available data are insufficient to evaluate them or they need to be considered on a more project-specific basis (such as cost of implementing MMPs).

2.4.1 Example Sorting Criteria Currently Applied in the Tool

Implementation Status and Demonstration of Efficacy. Users may choose to focus on MMPs that have been successfully implemented and demonstrated to have effectiveness.

Applicability to Multiple Taxonomic Groups. MMPs may address potential impacts on multiple resource groups and/or subgroups, rather than focusing on a specific group of organisms. The Tool indicates whether MMPs apply to marine mammals, sea turtles, fish, fisheries, birds, bats, and/or benthos, and also provides some sub-groups within these resource categories that would allow for sorting relative to the type of resources addressed by each MMP.

Species of Conservation Concern. Users may want to sort MMPs relative to minimizing and/or avoiding impacts on species with special conservation status. For example, a criterion could be associated with minimizing impacts on species listed under the Endangered Species Act with categories broken down by numbers of ESA-listed species affected or specific ESA species. The Tool specifically indicates when North Atlantic right whales are the target of an MMP. Additionally, other resources or sub-groups can be used to determine ESA status. For example, MMPs aimed at low-frequency cetaceans would affect endangered baleen whales, or those aimed at sea turtles would affect threatened and endangered sea turtles. The species notes section of the Tool also indicates if a particular species is targeted, but in some cases, the sub-group in which an ESA species would fall, would be the indicator as to whether an MMP may affect an ESA-listed species. For example, roseate terns would likely be affected by MMPs that target Marine Birds or All Birds. All marine mammals and all migratory birds

have protected status under U.S. laws, so a criterion for species protected under laws other than ESA could be applied.

Applicability to Multiple Phases of Development. Four phases of development are included in the Tool and can be used to rank the numbers and types of phases of development to which an MMP is applicable.

Application to Industry. Four industries are included in the Tool and can be used to evaluate which industry or number of industries apply to an MMP.

Applicability to Stressors. The number or type of stressors to which MMPs apply are indicated in the Tool and can be used to create criteria for sorting based on type or number of stressors addressed by MMPs.

Applicability to Potential Effects. The number or type of potential effects to which MMPs apply are indicated in the Tool and can be used to create criteria for sorting based on type or number of potential effects addressed by MMPs.

Mitigation Hierarchy. The type of mitigation within the mitigation hierarchy (avoidance, minimization, restoration, offset) can be specified to evaluate the level of mitigation associated with MMPs.

2.4.2 Example Sorting Criteria not Currently Applied in the Tool but can be Implemented with Minor Changes

Additional criteria could be used to sort and organize MMPs. An example of a criterion that is not explicitly addressed in the Tool is indicating whether the MMP has the potential to result in human use conflicts.

2.4.3 Example Sorting Criteria Outside the Current Scope of the Tool

To meet User goals, there may be additional criteria that are difficult to address using the Tool framework. Such criteria may be useful, but may be difficult to adequately assess without site- and project-specific information or additional scientific data. In some cases, proxies might be applied to address such criteria if they are of critical importance to User goals. For example, it may be reasonable to use potential to reduce lethal impacts as a proxy for addressing the potential to reduce population-level consequences. Some examples of criteria of this type are the following:

- Reduction in Population-Level Consequences
- Cost
- Feasibility
- Ease of Implementation
- Relationship to Statutes/Regulations

This is not an exhaustive list of potential criteria of interest to Users but provides examples of criteria that may be of interest based on the literature reviewed in creating the Tool. Further details of these potential criteria are provided in Appendix B.

3

Tool Instructions

Steps 1 through 8 below include instructions on how to use the Tool, which can be accessed on the F-TWG website (<http://nyfisheriestwg.ene.com/>).

1. The Tool is located under the Resources tab at the top of the homepage (see Figure 1). Upon opening the Resources tab, the User navigates to “MMP Tool” (see Figure 1).

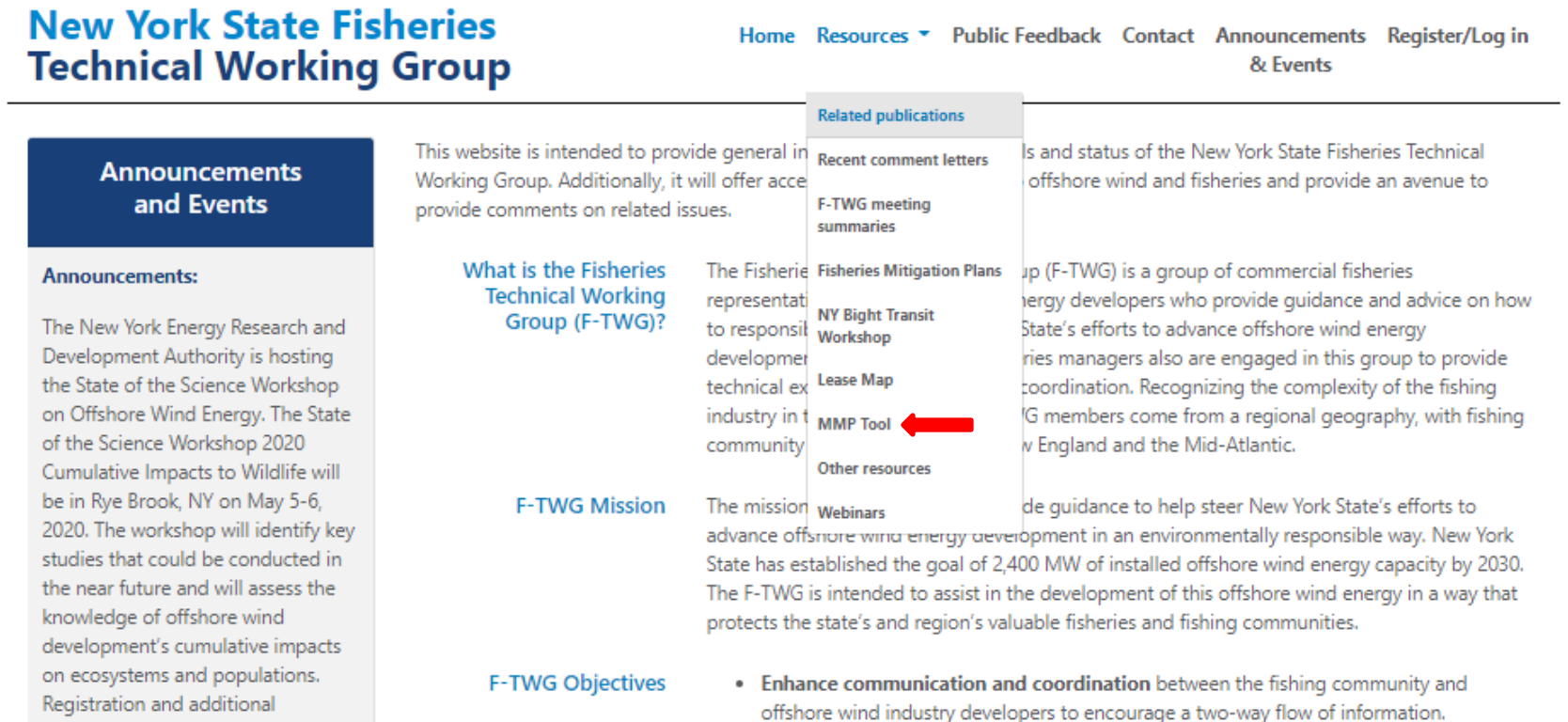


Figure 1 Opening the Tool.

2. The User clicks on “MMP Tool” to navigate to the input screen of the Tool (see Figure 2).

New York State Fisheries Technical Working Group

Home Resources Public Feedback Contact Announcements Register/Log in & Events

Mitigation and Monitoring Practices Tool (MMP Tool)

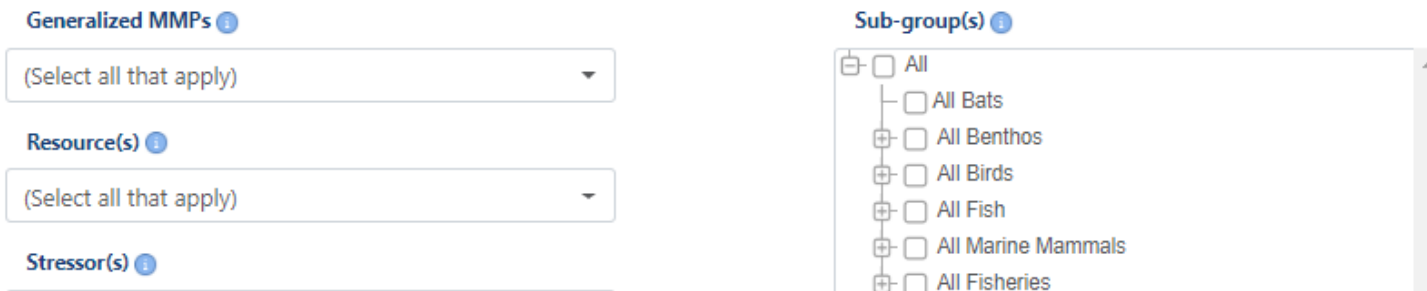
Website last updated: 7/26/2019

[Quick Start Guide](#) [User Manual](#) [MMP Tool Glossary](#)

The New York State Energy Research and Development Authority (NYSERDA) has developed this Mitigation and Monitoring Practices Tool (Tool) that sorts and filters a wide range of mitigation and monitoring practices (MMPs) for evaluating and considering best management practices, at both broad and project-specific scales. The Tool houses a collection of MMPs, extracted from a range of sources (including agency reports, environmental assessments, scientific literature, technical guidance documents, and others), and is intended to serve as a resource to the Environmental Technical Working Group (E-TWG) and the Fisheries Technical Working Group (F-TWG), as well as other stakeholders such as representatives from the offshore wind industry, agencies, and non-governmental organizations. The Tool is searchable by various categories, including, but not limited to:

- Resource Groups - birds/bats, marine mammals/sea turtles, fish, benthos, and fisheries;
- Stressors;
- Potential effects; and
- Development phases of offshore wind.

As part of the effort to support development and evaluation of MMPs, the Tool provides details about these MMPs that could support further evaluation of how best to incorporate MMPs into the state’s plans for offshore wind energy development. This Tool does not prioritize or judge the value of individual or combined MMPs, and it does not consider site- and project-specific conditions that might affect how and whether certain MMPs may be practicably implemented. It does, however, provide several sorting criteria that may be useful to the E-TWG and F-TWG and other users when assessing potential MMPs.



The screenshot shows the input screen of the MMP Tool. It features three filter sections on the left: 'Generalized MMPs' with a dropdown menu containing '(Select all that apply)'; 'Resource(s)' with a dropdown menu containing '(Select all that apply)'; and 'Stressor(s)' with a dropdown menu. On the right, there is a 'Sub-group(s)' section with a tree view. The tree view has a root node 'All' with a plus icon, which branches into several sub-nodes: 'All Bats', 'All Benthos', 'All Birds', 'All Fish', 'All Marine Mammals', and 'All Fisheries'. Each sub-node also has a plus icon next to it.

Figure 2 Input screen of the Tool.

3. Dropdown menus appear under each category in the input screen of the Tool. The User may select more than one sub-category by clicking on each item in the category’s dropdown menu. For types of resources, the User may select sub-groups of bats, benthos, birds, fish, marine mammals, fisheries, and/or sea turtles in the Sub-group(s) box. An “All” checkbox is also available in the Sub-group(s) box to save time if all sub-groups are desired in the output. If a subgroup has a “+”, then the User may select it to expand the list to view more specific sub-group(s). The User clicks the boxes next to the specific sub-group(s) that should be included in the output of the Tool. (See Figure 3 for an example selection.) Adding criteria is an “and” condition. For example, if the user chooses fisheries and marine mammals as resources, MMPs for both resources will be included in results.

As part of the effort to support development and evaluation of MMPs, the Tool provides details about these MMPs that could support further evaluation of how best to incorporate MMPs into the state’s plans for offshore wind energy development. This Tool does not prioritize or judge the value of individual or combined MMPs, and it does not consider site- and project-specific conditions that might affect how and whether certain MMPs may be practicably implemented. It does, however, provide several sorting criteria that may be useful to the E-TWG and F-TWG and other users when assessing potential MMPs.

The screenshot displays the input interface of the MMP Tool. On the left, there are seven dropdown menus, each with a blue information icon and the text "(Select all that apply)":

- Generalized MMPs
- Resource(s)
- Stressor(s)
- Potential Effect(s)
- Development Phase(s)
- Industry(ies)

On the right, there is a "Sub-group(s)" section with a tree view. The tree structure is as follows:

- All (checkbox)
 - All Bats (checkbox)
 - All Benthos (checkbox)
 - All Birds (checkbox)
 - All Fish (checkbox, checked)
 - All Marine Mammals (checkbox)
 - Low-Frequency Cetaceans (checkbox, checked)
 - Mid-Frequency Cetaceans (checkbox)

Below the tree view are three more dropdown menus, each with a blue information icon and the text "(Select all that apply)":

- Implementation Status
- Mitigation/Monitoring
- Mitigation Hierarchy

At the bottom center, there is a blue button labeled "Query MMPs" with a red arrow pointing to it from the right.

Figure 3 Example of selected categories.

3 Tool Instructions

- After selecting sub-categories and sub-groups, the User clicks the “Query MMPs” radio button (red arrow in Figure 3).
- Below the category boxes, an output table will appear that shows the results of sorting and filtering the MMP database for the combination of chosen sub-categories and sub-groups (see Figure 4). To access specific examples of generalized MMPs (i.e., non-specific MMPs applicable to multiple sub-groups), the User clicks the “Generalized MMP” dropdown menu and selects one or more generalized MMPs (A in Figure 4). This selection will sort and filter the results box based on the selected generalized MMP(s). Scroll bars (B in Figure 4) allow the User to slide the output box to see information that does not fit on the screen.

All A

38 result(s)

Generalized MMP	MMP	Resource(s)	Stressor(s)	Potential Effect(s)	Sub-group(s)
Barriers	Use of proper electrical shielding on cables to minimize electromagnetic fields (EMF), vibrations, and heat.	Fish	EMF, Vibration, Heat	Behavioral Disturbance, Displacement, Habitat Fragmentation/Modification	Demersal/Groundfish
Barriers	Use of scour protection such as rock mattresses, boulders, grout bags, and grass mattresses.	Fish	Scouring	Behavioral Disturbance, Displacement	All Fish

B

[Export Query Results](#)

Figure 4 Example output of specific MMPs

6. To the far right of the output box is a column entitled “Citation(s).” The User can hover over the citation to access the full citation (see Figure 5).

38 result(s)

Industry(ies)	Implementation Status	Implementation Details	Mitigation/Monitoring	Mitigation Hierarchy	Citation(s)
Offshore Wind, Onshore Wind, Maritime	Implemented and Evidence of Effectiveness	CMACS (2003) conducting modeling simulations on the effectiveness of cable shielding at minimizing EMF, they found that a cable with perfect shielding does not generate and electric field directly, however a magnetic field is generated in the local environment by the alternating current in the cable. Cables with imperfect shielding produce EMFs, but the affected area is smaller than cables without shielding.	Mitigation	Minimization	<div style="border: 1px solid black; padding: 5px; width: fit-content;"> Bureau of Ocean Energy Management (BOEM). 2011. Effects of EMFs from Undersea Power Cables on Elasmobranchs and Other Marine Species. Final Report. OCS BOEMRE-2011-09. Available at: https://www.boem.gov/Environmental-Stewardship/Environmental-Studies/Pacific-Region/Studies/2011-09-EMF-Effects.aspx. Accessed February 6, 2019. </div> BOEM 2011; BOEM 2016a; BOEM 2016c; CMACS 2003; Taormina et al. 2018;
Offshore Wind, Oil and Gas, Maritime	Implemented and Evidence of Effectiveness	Monitoring of scour protection measures at European windfarms have provided data on the efficacy and potential	Mitigation	Avoidance, Minimization	BOEM 2015b; BOEM 2016a; BOEM 2016c; Hansen et al. 2007; MMS 2007;

[Export Query Results](#)

Figure 5 Example output from hovering over a citation in the “Citation(s)” column of the output box.

7. In the columns entitled “MMP” and “Implementation Details,” the total characters are truncated to 500 to maintain a user-friendly screen view. In the case that the information in the cell is more than 500 characters, an ellipsis can be seen at the end of the 500 characters in the cell. The User can their cursor hover over the cell to access the full entry (see Figures 6a and 6b).

Generalized MMP	MMP	Resource
	become displaced and need to travel further distances to fishing grounds.	
Compensation	Compensation through out-of-kind solutions to enhance populations by acting on biological parameters that influence population levels including 1) habitat expansion, 2) prey fostering, 3) predator control, 4) exotic/invasive species removal, 5) species reintroductions/resettlement, and 6) supplementary feedings.	Birds an
Compensation	While renewable energy projects may displace existing uses of the marine environment, they may also open doors to new opportunities for fishermen. Some examples include research, repair, construction, enforcement, monitoring, and guarding. Mitigation funds could be used to help fishermen transition into these new positions through the development of training programs and the provision of gear needed to support their new role(s). Other examples of such new industries might include sight-seein... ←	Fisherie
Compensation	Compensation Fund: The developer and fishing industry representatives should develop a compensation fund and the processes for managing the fund. A Compensation Fund Plan should establish the sources and amount of funding, the terms of compensation, the data necessary to measure lease, lease	Fisherie

Figure 6a Example output of a cell with more than 500 characters with ellipsis indicated with red arrow.

Generalized MMP	MMP	Re:
	<p>become displaced and need to travel further distances to fishing grounds.</p>	
Compensation	<p>While renewable energy projects may displace existing uses of the marine environment, they may also open doors to new opportunities for fishermen. Some examples include research, repair, construction, enforcement, monitoring, and guarding. Mitigation funds could be used to help fishermen transition into these new positions through the development of training</p>	Biri
Compensation	<p>When new programs and the provision of gear needed to support their new role(s). Other examples of such new industries might include sight-seeing (offshore wind energy projects have been viewed as attractions), charter fishing, and SCUBA diving excursions. Specific training might include apprenticeships, product-quality training, best practices for the on-board handling of catch, and peer-to-peer networks to facilitate the exchange of information. Expansion into new fisheries could include targeting other wild species as well as becoming</p>	Fisl
Compensation	<p>Compensation opportunities to take advantage of offshore renewable energy infrastructure to establish shellfish and finfish aquaculture operations, or even the culture of algae.</p>	Fisl

Figure 6b Example output from hovering over a cell with more than 500 characters in the output box.

3 Tool Instructions

8. Outputs from the Tool can be downloaded into an excel spreadsheet to preserve the record or further manipulate the information for MMP evaluation. To do this, the User clicks the “Export Query Results” radio button (A in Figure 7) at the bottom of the screen. The User can then save the excel file (B in Figure 7) in a specified folder by the User.

Generalized MMP	MMP	Resource(s)	Stressor(s)	Potential Effect(s)	Sub-group(s)
Barriers	Use of proper electrical shielding on cables to minimize electromagnetic fields (EMF), vibrations, and heat.	Fish	EMF, Vibration, Heat	Behavioral Disturbance, Displacement, Habitat Fragmentation/Modification	Demersal/Groundfish
Barriers	Use of scour protection such as rock mattresses, boulders, grout bars, and grass mattresses.	Fish	Scouring	Behavioral Disturbance, Displacement	All Fish

A Export Query Results

B MMPResults (1).xlsx

Show all

Figure 7 Example of how to export and save Query Results.

4

Literature Cited in Tool

Links are provided for most references. Some journals do not provide links to articles without subscriptions. Links provided below may not be permanent. Also, some links may require a creation of a login to gain access, such as on researchgate.net or Tethys.pnnl.gov.

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A

Examples of Quantitative Ranking Approaches for MMPs

Appendix A provides examples of how to apply a quantifiable process to sorting and ranking MMPs to inform development of BMPs. This process has not been applied to the current iteration of the Tool; the Tool does not apply judgements to the relative value of different MMPs (that is left up to the User to assess). However, a ranking feature could be implemented in the future to help Users identify which MMPs may be most useful or broadly applicable, to help identify data gaps and research needs, or to explicitly identify the criteria and value judgements being used in the selection and application of BMPs to specific development projects.

To create a quantifiable set of criteria, first the User will determine the goals of applying BMPs. For example, a goal could be very specific, like avoiding right whale impacts by minimizing exposure to sound. It could be very broad, such as minimizing impacts on fisheries. Multiple goals can be considered concurrently, but it is important to understand what is meant to be achieved by the BMPs to set up relevant criteria to meet the goals.

As an example, if a goal were to maximize the likelihood that BMPs will achieve minimization and avoidance of impacts, a criterion may be the implementation status and demonstration of efficacy, which are available in the Tool. The Tool provides five relevant categories (see definitions in Section 2.2.5):

1. Not implemented;
2. Field tested;
3. Implemented;
4. Implemented with evidence of effectiveness; and
5. Unknown.

To create a rating system for this criterion, numerical values could be assigned to each of these categories, with a higher value indicating the condition of higher preference. An example of the quantitative values could be the following:

- Not implemented = 1;
- Unknown = 1;

A Examples of Quantitative Ranking Approaches for MMPs

- Field tested = 2;
- Implemented = 3; and
- Implemented with evidence of effectiveness = 4.

Note that the same value can be applied to more than one category. A zero could also be applied if appropriate. Also note that this is not a recommendation on how to quantify this criterion; it is just an example of how numbers can be applied to categories within a criterion.

In cases in which a criterion is more qualitative, it may be appropriate to create quantitative criteria out of qualitative measures. For instance, if a criterion can be ranked as high, medium, or low, numerical values could be assigned to those categories within the criterion. It is generally better to use numerical values when possible.

Bins of values can be used for categories to avoid having too many categories for a given criterion. For example, if the criterion is “protects endangered species,” an example quantitative set of categories might be the following bins:

- MMP affects no endangered species = 0;
- One endangered species = 1;
- Two to four endangered species = 2; and
- Five or more endangered species = 3.

Generally, ranking systems do not extend to more than about three to five categories for simplicity and agreement purposes, but any number of categories can be used if fine-scale information is available to inform the ranking. Quantitative ranking helps to remove some of the biases of subjective ranking criteria. Ideally, criteria and scoring are developed in such a way that most people, regardless of their personal beliefs, would choose the same score for a given MMP. Some examples of application of criteria and ranking (thought more technically complex than described here) can be found in Gosenheimer (2012)³, Hasan (2013)⁴, and Shafiee (2015)⁵.

Criteria can also be yes/no or positive/negative. For example, if a criterion is related to whether species protected under the Marine Mammal Protect Act are

³ Gosenheimer, C. 2012. Project prioritization: A structured approach to working on what matters most. Office of Quality Improvement. University of Wisconsin. Retrieved from <https://www.ssc.coop/cms/lib/MN06000837/Centricity/Domain/9/ProjectPrioritizationGuide.pdf> on February 19, 2019.

⁴ Hasan, E. 2013. Proposing mitigation strategies for reducing the impact of rice cultivation on climate change in Egypt. *Water Science*. 27:69-77.

⁵ Shafiee, M. 2015. A fuzzy analytic network process model to mitigate the risks associated with offshore wind farms. *Expert Systems with Applications*. 42:2143-2152.

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affected by the MMP, this could be assigned a 1/0 for yes/no (or a higher positive number if the criterion is deemed more important than a “1”). If a criterion were related to whether the MMP affects other human uses (like fishing or tourism), it could be assigned a -1/0 for yes/no, reducing the total for MMPs that fall in the “yes” category. Any positive or negative number can be assigned against a zero to raise or lower the ranking of an MMP relative to a yes/no criterion.

When multiple criteria are developed with sets of numerical values attached to different categories, each MMP can be ranked for each criterion. The sum of the values across all the criteria for each MMP can indicate general scores in terms of how MMPs rate against each other (relative to the criteria being used). This can inform which MMPs may be most useful (i.e. may be BMPs). This can also provide feedback on the criteria themselves. For example, if an MMP does not have a high total number, but the stakeholders would expect it to rank higher, are there criteria missing? Are there qualitative criteria that suggest that MMP should still be considered of high value? In some cases, it is not possible to make a good quantitative score of a qualitative criterion, so qualitative considerations may be added to adjust the outcome of ranking. Ranking MMPs in this way may be a valuable tool to identify MMPs that may cover multiple criteria of concern and refine quantitative and qualitative criteria to best meet wildlife, fisheries, and stakeholder needs.

Finally, qualitatively, there may be consideration for whether an MMP is a mitigation or monitoring practice or how the activity informs risk prioritization feedback loops, including baseline studies, mitigation, monitoring for mitigation efficiency, and monitoring to assess impacts. For example, if most of the MMPs that rank highly are direct mitigation, and monitoring MMPs all come out lower, it may be appropriate to make sure some of the top monitoring approaches are considered even if they are in the middle of the ranking. This could potentially be addressed by including additional criteria, separating mitigation and monitoring into two ranking exercises, or application of other qualitative insight.

B

Examples of Criteria Not in Tool

Reduction of Population-Level Consequences. Population-level consequences of potential impacts are not described in the Tool and can be extremely difficult to assess, particularly for non-lethal impacts. Expert elicitation and disturbance models (e.g., King et al. 2015⁶) have attempted to connect behavioral and physiological disturbance to population outcomes. However, the relationship between disturbance and fitness remains difficult and complicated to determine.

Cost. Cost of MMPs is not included in the Tool but is a component of practicability under law and may affect which MMPs are implemented. It is difficult to assess the cost of individual MMPs and suites of MMPs without project-specific details.

Feasibility. Feasibility is also a component of practicability. An example of an infeasible MMP might be shutdown of dynamic positioning thrusters during coring to minimize sound impacts when a marine mammal is within a given distance. This could pose a safety hazard to people on the vessel, making it infeasible to do this. Human safety is given priority over wildlife impacts, even for MMPs required by agencies. Another example might be efforts to model an activity for which there are no data to inform model parameters, or to report on information that cannot be collected by the existing technology. Feasibility of MMPs is difficult to assess and is not addressed in the Tool. If the MMP upon which a project is relying to minimize impacts is infeasible, it will not be implemented and impacts will not be minimized.

Ease of Implementation. In some cases, more than one MMP option may achieve the same goal. Ease may affect choices in that case. The Tool does not assess ease of implementation, and it can be difficult to determine how easy it is to implement MMPs relative to each other, particularly those that are theoretical.

Relationship to Statute/Regulation. The Tool does not assess whether MMPs address key components of statutes or regulations. An example of a key component in a statute is, under the Marine Mammal Protection Act, NOAA has to make findings of small numbers of harassments and negligible impacts on

⁶ King, S.L., R.S. Schick, C. Donovan, C.G. Booth, M. Burgman, L. Thomas and J. Harwood. 2015. An interim framework for assessing the population consequences of disturbance. *Methods in Ecology and Evolution*. 6:1150-1158.

B Examples of Criteria Not in Tool

stocks in order to issue an Incidental Harassment Authorization. MMPs that minimize sound received by marine mammals would directly address this regulatory requirement. Although it is clear which MMPs are directly required by law, it is potentially challenging to know exactly which MMPs will be approved as indirectly meeting legal requirements by achieving a particular legal bar, such as “small numbers” or “not likely to affect.”