

BEFORE THE STATE OF WASHINGTON  
ENERGY FACILITY SITE EVALUATION COUNCIL

In the Matter of  
Application No. 94-1

WASHINGTON PUBLIC POWER  
SUPPLY SYSTEM

SATSOP COMBUSTION TURBINE  
PROJECT

Council Order No. 668

A

FINDING OF CONSISTENCY WITH  
GRAYS HARBOR COUNTY LAND USE  
PLANS AND ZONING ORDINANCE

This matter came on regularly for hearing on October 12, 1994 in Elma, Washington, and on November 14, 1994 in Olympia, Washington, before Chairman Frederick Adair and the members of the Energy Facility Site Evaluation Council of the State of Washington.

The parties appeared and were represented as follows:

Grays Harbor County: Grays Harbor Planning and Building Department  
by Kenneth Kimura, Planning and Building Director  
P.O. Box 390  
Montesano, WA 98563

Applicant: Washington Public Power Supply System  
by Daniel Porter, Manager Special Projects  
PO Box 968  
Richland, WA 99352-0968

Counsel for the Environment: Thomas Young, Assistant Attorney General  
Post Office Box 40116  
Olympia, WA 98504-0116

## MEMORANDUM

On August 8, 1994, the Washington Public Power Supply System filed an application for an amendment to the WNP-3/5 Site Certification Agreement to construct an 454 megawatt natural gas-fired combustion turbine energy facility at the Satsop Nuclear site and a 48 mile, 20 inch natural gas supply pipeline through a portion of Grays Harbor and Thurston Counties.

Pursuant to RCW 80.50.090 and WAC 463-26-050, the Council convened a public hearing on October 12, 1994, in Elma, Washington to determine whether the proposed facility and natural gas pipeline is consistent with Grays Harbor County's land use plans and zoning ordinances.

At the hearing on October 12, 1994, a representative of Grays Harbor County appeared and testified and submitted a letter to EFSEC Chair Frederick Adair, that in general the proposed project is consistent with local land use plans and that the zoning allows combustion turbines and a natural gas pipeline as a conditional use in any zone within Grays Harbor. He further testified that the Grays Harbor County zoning ordinance establishes a public process for addressing site specific land use compatibility issues prior to conditional use approval, and that he believed that the structure of the EFSEC hearings accomplished the same end. His testimony ended by with statement that it was his opinion that if EFSEC approved the Satsop Combustion Turbine Project, it would be consistent with Grays Harbor County Comprehensive Zoning Ordinance No. 38.

At the hearing on October 12, 1994, a representative of the Washington Public Power Supply System testified and submitted a letter to EFSEC Chair Frederick Adair, that the Satsop Combustion Turbine Project, including the natural gas pipeline is consistent with applicable Grays Harbor County land use plans and zoning ordinances.

The Council can conclude, therefore, that the Satsop Combustion Turbine Project will be consistent with the Grays Harbor County Comprehensive Zoning Ordinance.

## FINDINGS OF FACT

Based upon the oral and written evidence presented in this proceeding, the Council makes and enters the following findings of fact:

1. On August 8, 1994, the Washington Public Power Supply System filed with the Council an application to construct and operate a 454 megawatt electrical generation facility and 48 mile natural gas pipeline in Grays Harbor and Thurston Counties, Washington.
2. The Council convened a public land use hearing pursuant to due and proper public notice on October 12, 1994 in Elma, Washington. It continued the hearing on the record to November 14, 1994 in Olympia, Washington.

3. The proposed project is consistent with Grays Harbor County's present zoning ordinance.

### CONCLUSIONS OF LAW

Based upon the foregoing Findings of Fact, the Council makes and enters the following Conclusions of Law:

1. The Council has jurisdiction over the subject matter of this proceeding and the parties to it pursuant to RCW 80.50.090 and Chapter 463-26 WAC.
2. Pursuant to WAC 463-26-110, the proposed project is consistent with the Grays Harbor County Zoning Ordinance No. 38 as required by RCW 80.50.090(2).

### DETERMINATION AND ORDER

THE COUNCIL ORDERS that the proposed land use of the proposed Satsop Combustion Turbine Project as described in Application No. 94-1 of the Washington Public Power Supply System is consistent with the Grays Harbor County zoning ordinance.

Dated at Olympia, Washington and effective this 14th day of November 1994.

Washington State Energy Facility Site  
Evaluation Council

By Frederick S. Adair  
Frederick S. Adair  
EFSEC Chair

Attest:

By Jason Zeller  
Jason Zeller  
EFSEC Manager