BEFORE THE STATE OF WASHINGTON
ENERGY FACILITY SITE EVALUATION COUNCIL

In re Application No. 94-1

of

WASHINGTON PUBLIC POWER
SUPPLY SYSTEM

Certification of the
Satsop Combustion
Turbine Project

FINAL ORDER FINDING
CONSISTENCY WITH
COUNTY AND REGIONAL LAND
USE AND ZONING ORDINANCES.

On December 19, 1994, the Energy Facility Site Evaluation Council entered order
No. 670 finding the proposed Satsop Combustion Turbine Project's associated natural gas
pipeline inconsistent with the Thurston County Land Use Plans and Zoning Ordinance.

The order noted that the inconsistency was limited to the pipeline crossing of the
Black Lake Ditch at the north end of Black Lake along the Black Lake-Belmore Road. The
order acknowledged that the county and the applicant, Washington Public Power Supply System
(Supply System), were engaging in discussions aimed at effecting changes to the application that
would bring the proposal into compliance, and it contemplated that a petition to reopen would be
filed to change the determination of noncompliance.

On August 1, 1995, the Supply System filed a motion to reopen the land use
consistency hearings. On August 2, 1995, the Council granted the motion and scheduled a
hearing to receive further evidence.

By letter dated July 19, 1995, from Mr. Donald D. Krupp, Thurston County
Development Services Director and through the oral testimony received on August 9, 1995,
from Mr. Michael L. Kain, Thurston County Senior Planner, Thurston County's representatives
have testified that either of two routing options presented by Supply System would be consistent
with the Shoreline Master Program for the Thurston Region and the Shoreline Management Act.

The two options are (1) directional drilling and placement of the pipeline under Black Lake Ditch;
and (2) placement of the pipeline within the right-of-way of Black Lake Belmore Road.
Application No. 94-1, Final Land Use Consistency Order

The applicant has committed to using one of the two options for the crossing, and the Council considers the application amended to so provide.

The Council believes that, with the applicant’s commitment to use one of the specified options, the entire application is now consistent with local land use requirements.

FINDINGS OF FACT

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


2. The Council convened a public land use hearing pursuant to due and proper public notice on October 13, 1994, in Tumwater, Washington. It continued the hearing on the record on November 14, 1994 and December 12 1994 in Olympia. Pursuant to WAC 463-26-120, the Council reopened the hearing and heard further evidence on August 9, 1995, in Olympia.

3. Pursuant to WAC 463-26-090 and based on the evidence of record, the Council finds the proposed Satsop Combustion Turbine Project consistent with Thurston County’s Planning code.

CONCLUSION 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. The proposed project, including the portion of the pipeline proposed for the north end of Black Lake along the Black Lake-Belmore Road, is consistent with the Thurston County land use plans or zoning ordinances as required by RCW 80.50.090(2). The proposed project has previously been determined consistent with the land use requirements of Grays Harbor County.
DETERMINATION AND ORDER

THE COUNCIL DETERMINES AND ORDERS that the proposed Satsop Combustion Turbine Project and associated natural gas pipeline as described in Application No. 94-1 of the Washington Public Power Supply System is consistent with the Thurston County and Grays Harbor Land Use Plans and Zoning Ordinances.

Dated at Olympia, Washington and effective this 24th day of August 1995.

Washington State Energy Facility Site Evaluation Council

By Frederick S. Adair
EFSEC Chair
SATSOP COMBUSTION TURBINE PROJECT

SERVICE LIST

August 24, 1995

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April 28, 1995
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