



STATE OF WASHINGTON
ENERGY FACILITY SITE EVALUATION COUNCIL
PO Box 43172 • Olympia, Washington 98504-3172

November 14, 2014

Dear Interested Persons:

Subject: Notice of Receipt of a Petition for a Declaratory Order - Westway Terminal Company and Imperium Terminal Services

The Energy Facility Site Evaluation Council (EFSEC) is reviewing a petition for a declaratory order regarding jurisdiction for the Westway Terminal Company and Imperium Terminal Services, two separate proposed crude by rail facilities located in Grays Harbor County.

The petition can be viewed at: <http://www.efsec.wa.gov>. Sections of the Revised Code of Washington (RCW) and the Washington Administrative Code (WAC) pertaining to declaratory orders are: [RCW 34.05.240](#); [WAC 10-08-251](#) and [252](#); [WAC 463-34-070](#), [080](#) and [090](#).

Background: On November 3, 2014 EFSEC received a petition for a declaratory order from Kristen L. Boyles of Earthjustice, representing the Quinault Indian Nation. The Westway Terminal Company and Imperium Terminal Services are currently undergoing State Environmental Policy Act review by co-lead agencies the Department of Ecology and City of Hoquiam.

The petition for a declaratory order requests EFSEC issue a declaratory order that it has jurisdiction over the Westway and Imperium facilities. Discussion of this matter by the EFSEC Council will occur at the monthly EFSEC meeting on November 18, 2014, 1:30 pm at 1300 S. Evergreen Park Drive, SW, Olympia, WA. EFSEC will not be receiving public comment on this matter at this meeting.

Sincerely,

/s/

Stephen Posner
EFSEC Manager