

1 The use is anticipated to be minimal and less than 1,000 gallons per day. The well will
2 be installed by a well contractor, licensed pursuant to Chapter 173-162 WAC, and in
3 compliance with the requirements and standards of Chapter 173-160 WAC. The well
4 will be installed consistent with Kittitas County Environmental Health Department and
5 Washington Department of Ecology requirements for new domestic wells. The water
6 system will be operated as a Group A Transient Noncommunity system as defined by the
7 Washington State Department of Health (DOH) and will be designed and operated in
8 accordance with the applicable provisions of WAC 246-290 and 246-292. This will
9 include compliance with provisions for system design, water quality, operations,
10 reporting and operator training.

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12 Because of the minimal use, it is unlikely that the Project water use would have a direct
13 effect on groundwater quantity, quality, and flow direction in the immediate area below
14 the proposed facilities. The well will be installed in a permanently disturbed area. The
15 change does not substantially alter the substance of the SCA or result in significant
16 detrimental effects on the environment

17 18 2. Background

19 The original SCA provided for a single Operations and Maintenance (O&M) facility at
20 the site for the present Operations/Visitor Center. The original O&M facility was to have
21 its domestic water supply provided by onsite potable water tanks with water trucked to
22 the site. One of the main reasons for the provision of onsite potable water tanks was the
23 concern about the depth and cost of a well to provide such a small amount of water to the
24 facility. The Maintenance Facility was subsequently moved to a location near the
25 Vantage Highway pursuant to Amendment No. 1 to the SCA which then designated the
26 original O&M site for an Operations/Visitor Center, with domestic water still to be

1 provided by onsite potable water tanks. Amendment No. 1 to the SCA also provided that
2 the Maintenance Facility was to be provided water from of an exempt well pursuant to
3 RCW 90.44.040. The well was to be located at the site of the Maintenance Facility. This
4 well has been installed.

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6 During the design review of the plans for the Operations/Visitor Center it was discovered
7 that DOH regulations do not allow the use of trucked in water for a public water system.
8 Although EFSEC was not bound to follow DOH regulations because of its preemptive
9 authority pursuant to RCW 8.50.110, meetings with PSE, DOH, Kittitas County and
10 EFSEC staff clearly established the advisability that the substantive requirements of the
11 DOH regulations be followed. As a result of those meetings it was agreed that the best
12 option was to install a well at the Operations/Visitor Center and comply with the DOH
13 requirements for a Transient Noncommunity water system. It was also agreed that the
14 well and water system at the Maintenance Facility was to be operated and maintained as a
15 Non-Transient Noncommunity water system pursuant to the applicable DOH standards.

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17 As a result PSE is filing this request for an SCA Amendment to allow the installation of a
18 well and water system as described above.

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20 2. Proposed Amendment

21 Specifically PSE requests the Council for an amendment of Article I, C, 5, b) to read as
22 follows:

23 The Operations/Visitor Center will include an exempt water well pursuant to
24 RCW 90.44.050 (withdrawing less than 5,000 gallons per day) for water supply.
25 The well will be installed by a well contractor, licensed pursuant to Chapter 173-
26 162 WAC, and in compliance with the requirements and standards of Chapter
27 173-160 WAC. The well will be installed consistent with Kittitas County

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Environmental Health Department and Washington Department of Ecology requirements for the new domestic wells. Sanitary wastewater from the Operations/Visitor Center will be discharged to an onsite septic system.

II. Requested Council Action

PSE requests that the Council adopt the amendment to Article I, C, 5, b) of the Wild Horse Wind Power Project SCA as set out above and find that pursuant to WAC 463-66-040, the proposed amendment is consistent with: 1) the intention of the original SCA; 2) the applicable laws and rules; and 3) the public health, safety and welfare.

Further, PSE requests the Council to find that pursuant to WAC 463- 66-070, the request does not substantially alter the substance of any provision of the SCA and does not have a significant detrimental effect on the environment.

Dated this day of December, 2006

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