

BEFORE THE STATE OF WASHINGTON
ENERGY FACILITY SITE EVALUATION COUNCIL

In the Matter of
Application No. 2004-01

WIND RIDGE
POWER PARTNERS, L.L.C.

WILD HORSE
WIND POWER PROJECT

NOTICE OF:

**Reconvened Land Use Hearing;
Prehearing Conference and Settlement Hearing;
Adjudicative Hearing:**

March 7, 2005, Starting at 9:00 a.m.

Fine Arts Building

Kittitas County Fairgrounds - 512 North Poplar Street,
Ellensburg, WA 98926

NOTICE OF:

**Hearing to Receive Evidence from Members of
the Public:**

March 8, 2005, Starting at 7:00 p.m.

Home Arts Building

Kittitas County Fairgrounds - 512 North Poplar Street,
Ellensburg, WA 98926

The Application

Wild Horse Wind Power Project, Application No. 2004-01 – On March 9, 2004, Wind Ridge Power Partners L.L.C., (Wind Ridge or Applicant) a wholly owned subsidiary of Zilkha Renewable Energy, submitted an Application for Site Certification to the Washington State Energy Facility Site Evaluation Council (EFSEC) to construct and operate the Wild Horse Wind Power Project (Project), a generation facility consisting of up to 158 wind generation turbines, and with a nameplate capacity up to 312 megawatts. Related Project facilities include: access roads; foundations; underground and overhead electrical lines, substations and interconnection facilities to allow transmission through existing Puget Sound Energy or Bonneville Power Administration transmission lines; an operations and maintenance center; a concrete batch plant and quarries; and associated supporting infrastructure and facilities. The proposed Project would be located along the ridge tops of Whiskey Dick Mountain, two miles north of Vantage Highway, and 11 miles east of the City of Kittitas, in Kittitas County, Washington.

EFSEC has taken lead agency status under WAC 173-11-938 of the State Environmental Policy Act (SEPA) rules for the environmental review of this wind generation facility. A public informational and SEPA scoping meeting was held in Ellensburg, Washington, on April 22, 2004. A Land Use Consistency hearing was also held in Ellensburg, Washington, on April 22, 2004. A Draft environmental impact statement (EIS) was issued on August 3, 2004, comments on the EIS were heard on August 24, 2004, and were accepted through September 10, 2004. Prior to issuing a Final EIS for this project EFSEC will conduct an examination of the project through a formal adjudicative

proceeding.

Notice of Reconvened Land-Use Hearing

On Monday March 7, 2005, *starting at 9:00 a.m.*, the Council will reconvene the Land-Use Hearing in this matter. The council will take public testimony relative to consistency and compliance with county or regional land use plans or zoning ordinances pursuant to WAC 463-36-060, and shall consider certificates of land-use consistency, if any, submitted pursuant to WAC 463-26-090. The hearing shall be held at:

**Reconvened Land Use Hearing
Monday, March 7, 2005 – Starting at 9:00 a.m.
Fine Arts Building - Kittitas County Fairgrounds
512 North Poplar Street, Ellensburg, WA 98926**

The deadline for submittal of written testimony relating to land-use consistency issues is March 7, 2005, 9:00 a.m., at the hearing noticed above.

Notice of Prehearing Conference and Settlement Hearing

Immediately following the land use hearing noticed above, the Council shall convene a prehearing conference to discuss procedural matters, if any, relating to the Settlement and Adjudicative hearings to follow. The prehearing conference will be held at the same location noticed above.

Immediately following the prehearing conference noticed above, the Council will convene a settlement hearing to consider any settlement agreements and/or stipulations presented in this matter. The settlement hearing will be held at the same location noticed above.

Notice of Adjudicative Hearing

The Council is reviewing Application No. 2004-01 under the procedures set forth in Chapter 80.50 of the Revised Code of Washington (RCW) and Title 463 of the Washington Administrative Code (WAC) for reviewing applications for new major energy facilities. The statute requires the Council to hold an adjudicative proceeding under Chapter 34.05 RCW, the Administrative Procedure Act. On August 4, 2004, EFSEC noticed its intention to hold adjudicative hearings relating to Application No. 2004-01 in accordance with the procedural rules found in Chapter 463-30 WAC.

The adjudicative hearing will begin on Monday March 7, 2005, *immediately following the settlement hearing noticed above*, and may continue for several days. The adjudicative hearing will be held at the **Kittitas County Fairgrounds, Fine Arts Building**, 512 North Poplar Street, Ellensburg, WA 98926. Exact hearing times on subsequent days are subject to change. Please contact the EFSEC office at (360) 956-2121 for the most current hearing schedule.

The statutory parties to an adjudicative proceeding are the applicant, Sagebrush Power Partners, L.L.C., and the Counsel for the Environment (as defined in RCW 80.50.020(12)), Assistant Attorney General, John Lane. On December 7, 2004, EFSEC granted various petitions for intervention adding the following parties: the Washington State Department of Community, Trade and Economic Development (CTED); Kittitas County; the Economic Development Group of Kittitas County; Friends of Wildlife and Wind Power; and F. Steven Lathrop.

Notice of Hearing to Receive Evidence from Members of the Public: March 8, 2005

During the course of the adjudicative hearing, a hearing to receive public evidence and testimony on the Application of the proposed Project will be held on Tuesday March 8, 2005. The public is invited to attend and provide testimony, oral and/or written, to the Council regarding this Application.

Public Testimony Hearing
Tuesday, March 8, 2005 – Starting at 7:00 p.m.
Home Arts Building - Kittitas County Fairgrounds
512 North Poplar Street, Ellensburg, WA 98926

Interested persons may also send written comments about the Wild Horse Wind Power Project by surface mail or e-mail to the address indicated below. Written comments must be **post marked (or dated for e-mail) no later than March 11, 2005**, to be entered into the adjudicative record and considered by EFSEC.

Address written comments to:

Allen J. Fiksdal
EFSEC
P. O. Box 43172
Olympia, Washington 98504-3172

Address e-mail comments to:

efsec@ep.cted.wa.gov

Opportunities for Public Participation

Public participation in the EFSEC process is accommodated in several ways. As noted above, a public information and scoping meeting was held in Ellensburg, Washington on April 22, 2004, and a public comment hearing on the Draft Environmental Impact Statement was held in Ellensburg, Washington, on August 24, 2004.

Finally, as stated above, as part of the adjudicative proceeding regarding this Application, a specially designated session has been scheduled to receive evidence from the public: Tuesday March 8, 2005 – starting at 7:00 p.m. - see details of meeting and location above. This is an opportunity for the public to testify before EFSEC regarding this proposal. EFSEC will also receive written comments on this matter through March 11, 2005 - see details above.

Counsel for the Environment

Under RCW 80.50.080, the state Attorney General's Office has appointed an independent Counsel for the Environment to represent the public and its interests in protecting the quality of the environment. Mr. John Lane, Assistant Attorney General, is the Counsel for the Environment for this adjudicative proceeding. The public may contact Mr. Lane for information regarding the project and to express their concerns regarding the proposal at: Assistant Attorney General's Office, 1125 Washington Street S.E., P.O. Box 40100, Olympia, WA 98504-0100, (360) 586-2438, johnL1@atg.wa.gov.

Additional Information

Copies of filings in this proceeding are available at the Council office, located at 925 Plum Street S.E., Building 4, Olympia, Washington, 98501, or by calling (360) 956-2047. Additional information about EFSEC's review of this project is also available on the EFSEC website at: www.efsec.wa.gov.

If you require additional information, special assistance, the assistance of a translator, or auxiliary aids to participate in the meeting, please contact Tammy Talburt, EFSEC Office Assistant, at (360) 956-2121 as soon as possible. For TDD, call (360) 586-4224.

WASHINGTON ENERGY FACILITY SITE EVALUATION COUNCIL

Dated in Olympia, Washington this 22nd Day of February, 2005.

Allen J. Fiksdal
EFSEC Manager