

Washington State Energy Facility Site Evaluation Council

AGENDA

MONTHLY MEETING Tuesday February 15, 2022 1:30 PM

CONFERENCE CALL ONLY

1. Call to Order	1:30 PM	Kathleen Drew, EFSEC Chair
2. Roll Call		Joan Owens, EFSEC Staff
3. Proposed Agenda		Kathleen Drew FESEC Chair
or ropossurigenau		
4. Minutes	Meeting Minutes	Kathleen Drew, EFSEC Chair
	 January 18, 2022 Monthly Meeting Minutes 	
5. Projects	a. Kittitas Valley Wind Project	
	Operational Updates	Eric Melbardis, EDP Renewables
	b. Wild Horse Wind Power Project	
	Operational Updates	Jennifer Galbraith, Puget Sound Energy
	c. Chehalis Generation Facility	
	Operational Updates	Stefano Schnitger, Chehalis Generation
	d. Grays Harbor Energy Center	
	Operational Updates	Chris Sherin, Grays Harbor Energy
	e. Columbia Generating Station	
	Operational Updates	Marshall Schmitt, Energy Northwest
	f. WNP – 1/4	
	Non-Operational Updates	Marshall Schmitt, Energy Northwest
	g. Columbia Solar	
	Project Updates	Owen Hurd, Tuusso Energy
	h. Desert Claim	
	Project Updates	Amy Moon, EFSEC Staff
	i. Horse Heaven Wind Farm	
	SEPA update	Amy Moon, EFSEC Staff
	j. Goose Prairie Solar	
	Project Updates	· · · · · · · · · · · · · · · · · · ·
	SCA transfer update	Ami Hafkemeyer, EFSEC Staff
	k. Badger Mountain	
	Project Updates	Sean Chisholm, EFSEC Staff
6. Adjourn		Kathleen Drew, EFSEC Chair

Verbatim Transcript of Monthly Council Meeting Washington State Energy Facility Site Evaluation Council January 18, 2022



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	1	January 18, 2022
		1:31 P.M.
WASHINGTON STATE	2	-000-
ENERGY FACILITY SITE EVALUATION COUNCIL	3	
TUESDAY, JANUARY 18, 2022		PROCEEDING
1:31 P.M.	4	
	5	CHAIR DREW: Good afternoon. This is Kathleen
Virtual Special Meeting	6	Drew, chair of the energy facility site evaluation
Verbatim Transcript of Proceedings	7	counsel bringing our council meeting for today to order.
vorbatiin Transonpt of Troccoainge	8	Ms. Owens, will you call the roll?
(All participants appearing via videoconference.)	9	MS. OWENS: Department of Commerce?
(All participants appearing via videocontenence.)	10	MS. KELLY: Kate Kelly, present.
	11	MS. OWENS: Department of Ecology?
	12	MR. LEVITT: Eli Levitt, present.
	13	MS. OWENS: Department of Fish and Wildlife?
	14	MR. LIVINGSTON: Mike Livingston, present.
	15	MS. OWENS: Department of Natural Resources?
	16	MR. YOUNG: Lenny Young, present.
	17	MS. OWENS: Utilities and Transportation
	18	Commission?
	19	MS. BREWSTER: Stacey Brewster, present.
	20	MS. OWENS: Local government and optional
	21	state agencies for the Goose Prairie Project, Department
	22	of Transportation?
DATE TAKEN: JANUARY 18, 2022	23	MR. SAURIOL: Bill Sauriol, present.
REPORTED BY: CARISA KITSELMAN, RPR, CCR 2018	24 25	MS. OWENS: For the Horse Heaven Project,
	25	Department of Agriculture?
Page 2		Page 4
1 APPEARANCES	1	MR. SANDISON: Derek Sandison, present.
2 Councilmembers: KATHLEEN DREW, Chair	2	MS. OWENS: Benton County?
3 ELI LEVITT, Department of Ecology	3	The assistant attorney general?
KATE KELLY, Department of Commerce STACEY BREWSTER, Utilities and Transportation Commission	4	MR. THOMPSON: This is John Thompson, present.
LENNY YOUNG, Department of Natural Resources MIKE LIVINGSTON, Department of Fish & Wildlife	5	MS. OWENS: Administrative Law Judge Johnette
6 Local Government and Optional State Agencies:	6	Sullivan? Adam Torem?
BILL SAURIOL, Goose Prairie DEREK SANDISON, Horse Heaven	7	
ED BROST, Benton County	8	MR. TOREM: This is Judge Torem. I'm on.
Assistant Attorney General:		MS. OWENS: Laura Bradley?
9 JON THOMPSON 10 Administrative Law Judge:	9	MS. BRADLEY: This is Judge Bradley. I'm
ADAM TOREM	10	present.
11 I ALIDA RDADI EV		
12 Council Staff:	11	CHAIR DREW: Ms. Owens, can you pause for a
12 Council Staff: SONIA BUMPUS	12	minute, please?
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1 (Pages 1 to 4)

	Page 5		Page 7
1	there? I saw your video for a moment.	1	MS. OWENS: For counsel for the environment,
2	CHAIR DREW: Well, let us continue and we will	2	Bill Sherman?
3	get the audio to her. Hopefully she can figure out her	3	MR. SHERMAN: Bill Sherman, counsel for the
4	technical issues. I just see and also it may help,	4	environment on Horse Heaven and Goose Prairie, present.
5	Carisa, if you call in over the phone line.	5	MS. OWENS: Thank you. And is Megan Sallomi
6	MS. OWENS: Oh, she says she can hear now.	6	with you?
7	CHAIR DREW: Okay. Resuming. And I did hear	7	MS. SALLOMI: Yes. I'm also present. This is
8	you call Mr. Brost. And I see he had joined in the chat.	8	Megan Sallomi for the Badger Mountain Project.
9	So I believe he's here.	9	MS. OWENS: Great. Thank you.
10	MS. OWENS: Yes. Benton County, Ed Brost, are	10	Chair, there is a quorum for the regular
11	you here? Shall I continue with	11	counsel. The Goose Prairie and Horse Heaven counsel.
12	MR. BROST: Can you hear me? I am here.	12	You are on mute.
13	CHAIR DREW: Yes.	13	CHAIR DREW: Thank you.
14	MR. BROST: This is Ed Brost. I'm sorry.	14	A couple of notes for the council and members of
15	MS. OWENS: Thank you.	15	public as we begin today.
16	Okay. Continuing with council staff. Sonia	16	First of all, I wanted to welcome Eli Levitt
	·	17	•
17	Bumpus?		from the Department of Ecology who is replacing Rob
18	MS. BUMPUS: Sonia Bumpus is here.	18 19	Dengel. Eli is Ecology's information management and
19	MS. OWENS: Ami Hafkemeyer?		communications section manager for hazardous waste and
20	MS. HAFKEMEYER: Present.	20	toxics reduction program. And has also worked in water
21	MS. OWENS: Amy Moon?	21	quality and climate policy with the Department of
22	MS. MOON: Amy Moon, present.	22	Ecology. And we welcome you as one of our members here
23	MS. OWENS: Kyle Overton?	23	today. Thank you for being here.
24	Joe Wood.	24	MR. LEVITT: Thank you, Chair Drew.
25	MR. WOOD: Joe Wood, present.	25	CHAIR DREW: You're welcome to say anything
		1	
	Page 6		Page 8
1		1	
1 2	MS. OWENS: Sean Chisholm?	1 2	else by introduction, if you wish. But
2	MS. OWENS: Sean Chisholm? MR. CHISHOLM: Sean Chisholm, present.	2	else by introduction, if you wish. But MR. LEVITT: I guess I'll just briefly say
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2 (Pages 5 to 8)

	Page 9		Page 11
1	CHAIR DREW: Okay. So feel free to	1	administrative law judge named as Adam Torem, which is
2	participate at the council member discussion during the	2	incorrect. It should be Laura Bradley.
3	Badger Mountain discussion, if you would like.	3	And on page 45, line 16, we have the name
4	MS. GIULIO: Thank you.	4	Galbraith and it should be Grantham.
5	CHAIR DREW: Yes.	5	So with those two corrections, is are there
6	Okay. Now moving on to the agenda in front of	6	any other corrections for either the public meeting or
7	us.	7	the land use consistency hearing?
8	Is there a motion to approve the excuse me	8	MS. BREWSTER: This is Stacey Brewster.
9	adopt the proposed agenda?	9	I did notice one on page 13 of lines 13 and 14,
10	MR. LIVINGSTON: This is Mike Livingston.	10	refer to solar PD. I believe that should be PV,
11	I'll make a move movement to adopt the agenda as	11	photovoltaic.
12	proposed.	12	CHAIR DREW: Okay. Thank you.
13	CHAIR DREW: Thank you. Second?	13	With those changes, all those in favor of the
14	MR. YOUNG: Lenny Young, second.	14	minutes as amended, please say "aye."
15	CHAIR DREW: Questions? Discussions?	15	COUNCILMEMBERS: Aye.
16	All those in favor signify by saying "aye."	16	CHAIR DREW: Those opposed? The minutes are
17	COUNCILMEMBERS: Aye.	17	approved. Thank you all.
18	CHAIR DREW: Opposed? The motion carries.	18	We'll now move to the agenda of the facility
19	Thank you.	19	updates.
20	We have three sets of minutes before us today	20	Starting with Kittitas Valley Wind Power
21	for approval.	21	Project, Mr. Melbardis.
22	First, we have the November 16, 2021, monthly	22	MR. MELBARDIS: Good afternoon, Chair Drew.
23	minute meetings.	23	EFSEC staff, Councilmembers.
24	Is there a motion to approve the November 16th	24	For the record, this is Eric Melbardis with EDP
25	monthly council meeting minutes?	25	Renewables for the Kittitas Valley Wind Power Project.
	Page 10		Page 12
1	MC KELLY: Kota Kally, motion to approve		
	IVIS. NELLT. Nate Nelly, motion to approve	1	There was nothing nonroutine to report for
2	MS. KELLY: Kate Kelly, motion to approve minutes from November 16, 2021.	1 2	There was nothing nonroutine to report for either period.
2	minutes from November 16, 2021.		either period.
	minutes from November 16, 2021. MS. BREWSTER: Stacey Brewster, second.	2	either period. CHAIR DREW: Thank you.
3	minutes from November 16, 2021. MS. BREWSTER: Stacey Brewster, second. CHAIR DREW: Thank you.	2 3	either period. CHAIR DREW: Thank you. Wild Horse Wind Facility, Ms. Galbraith?
3 4	minutes from November 16, 2021. MS. BREWSTER: Stacey Brewster, second. CHAIR DREW: Thank you. Are there any comments or corrections on the	2 3 4	either period. CHAIR DREW: Thank you.
3 4 5	minutes from November 16, 2021. MS. BREWSTER: Stacey Brewster, second. CHAIR DREW: Thank you.	2 3 4 5	either period. CHAIR DREW: Thank you. Wild Horse Wind Facility, Ms. Galbraith? MS. GALBRAITH: Yes. Thank you, Chair Drew, Councilmembers, and Staff. This is Jennifer Galbraith
3 4 5 6	minutes from November 16, 2021. MS. BREWSTER: Stacey Brewster, second. CHAIR DREW: Thank you. Are there any comments or corrections on the monthly meeting minutes from November 16th? Hearing none.	2 3 4 5 6	either period. CHAIR DREW: Thank you. Wild Horse Wind Facility, Ms. Galbraith? MS. GALBRAITH: Yes. Thank you, Chair Drew, Councilmembers, and Staff. This is Jennifer Galbraith with Puget Sound Energy for the Wild Horse Wind facility.
3 4 5 6 7	minutes from November 16, 2021. MS. BREWSTER: Stacey Brewster, second. CHAIR DREW: Thank you. Are there any comments or corrections on the monthly meeting minutes from November 16th? Hearing none. All those in favor of approving the minutes,	2 3 4 5 6 7	either period. CHAIR DREW: Thank you. Wild Horse Wind Facility, Ms. Galbraith? MS. GALBRAITH: Yes. Thank you, Chair Drew, Councilmembers, and Staff. This is Jennifer Galbraith with Puget Sound Energy for the Wild Horse Wind facility. And I also have nothing nonroutine to report for the
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3 (Pages 9 to 12)

Page 13 Page 15 in his retirement and we will miss his participation in 1 we've identified some better options in our holds. So 1 2 2 our meetings and such a good partner as he has been. And we're working through that. And the last couple startups 3 certainly look forward to working with you in the same 3 have been successful but that's a pending issue. 4 manner. 4 CHAIR DREW: Thank you. And you'll --5 5 So please go ahead with your report. MR. SHERIN: Also --MR. SCHNITGER: I'll pass that on to him. 6 6 CHAIR DREW: -- continue to keep us updated on 7 7 This is the reporting period for November. I that, of course. 8 also sent out a reporting -- report for December. 8 MR. SHERIN: Yes, we will, Chair Drew. 9 And for the record, this is Stefano Schnitger 9 CHAIR DREW: Okay. Go ahead. 10 10 with the Chehalis Generation Facility. MR. SHERIN: We still owe you some more 11 And, Chair Drew, did you want me to report on 11 feedback in the future. 12 November or December? 12 CHAIR DREW: Okay. CHAIR DREW: Both would be good, thank you. 13 MR. SHERIN: Also in November the state fire 13 Since we didn't have our December meeting. 14 14 marshal's office inspection was conducted. And we -- in MR. SCHNITGER: Okay. So for November, 15 15 response to that, we submitted a plan to correct a few 16 there's not a whole lot unusual to report. The 16 minor violations. Washington State Fire Marshal, he did conduct his site 17 17 And then the only nonroutine item I have for the 18 inspection on November 4th. There were a few identified 18 month of December is to follow up with that. That the 19 deficiencies from that inspection. And if we end up 19 office of the state fire marshal reinspection report was 20 going to the December report, included in the December 20 received. And noted that all the prior items that we 21 report, we provided the fire marshal with a resolution 21 were deficient on have been corrected in December. 22 plan for those deficiencies. And he has accepted that 22 Are there any questions? 23 23 CHAIR DREW: Are there any questions? Thank plan and sent his approval to EFSEC. 24 Continuing on here for December, zero injuries 24 you. 25 for the recording period. The plant is now at 2,254 days 25 Columbia Generating Station and Washington Page 14 Page 16 1 without a lost time accident. 1 Nuclear Project 1 and 4 (WNP-1/4). 2 Our Title V air operating permit renewal has 2 I heard -- who is -- who is on the line to 3 been completed. The new permit will expire on 3 report on those facilities for us? 4 December 29, 2026. Thank you to everybody who helped 4 MR. BARFUSS: Yes. Good afternoon. Chair 5 support that renewal effort. 5 Drew, EFSEC council and staff. This is Brad Barfuss. 6 And as Chair Drew mentioned, Mark Miller, the 6 I'm the environmental and regulatory programs manager for 7 plant manager, he has submitted his retirement notice. 7 Energy Northwest. 8 And his last day is officially this Friday, January 21st. 8 CHAIR DREW: Thank you. That's all for Chehalis. 9 9 MR. BARFUSS: And I have an update for 10 CHAIR DREW: Thank you. And, again, please 10 Columbia Generating Station. give him our congratulations and our appreciation for the On December 6, 2021, Columbia Generating Station 11 11 12 partnership he's had with us over the years. 12 disconnected from the northwest grid for a planned 13 MR. SCHNITGER: Will do. 13 maintenance outage. And workers installed balance CHAIR DREW: Okay. Moving on to Grays Harbor 14 weights on each end of a 34-foot, 133-ton low-pressure 14 15 15 turbine that was replaced as part of Columbia's life Energy, Mr. Sherin. MR. SHERIN: Good afternoon, Chair Drew. 16 cycle maintenance during the station's spring refueling 16 Councilmembers, EFSEC staff. This is Chris Sherin, plant 17 17 outage. manager from Grays Harbor Energy Center. And workers successfully completed this. And in 18 18 So over the reporting period of November, we did 19 19 addition, maintenance tasks were also completed during 20 submit startup and shutdown permit deviation to EFSEC. 20 the week to ensure Columbia continues to produce 21 We're working to rectify that. It's essentially -- to 21 reliable, carbon-free power for the region. 22 sum it up, it's a result of the AOP upgrade and a change 22 And on December 13th, 2021, Columbia Generating 23 in the controls. So we're working with O&M to -- we've 23 Station reconnected to the grid. 24 identified some -- the worst places to sit as far as 24 CHAIR DREW: Thank you. Are there --25 25 combustion during our startup process. And we're --MR. BARFUSS: And --

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Page 17 Page 19 1 1 CHAIR DREW: Go ahead. Congratulations on the work with Greenbacker. 2 2 And also on the -- on the progress on the construction. MR. BARFUSS: And I have no updates for 3 3 Washington Nuclear Project 1 and 4. Tough time of year and tough weather situation 4 CHAIR DREW: Thank you. 4 definitely. 5 Are there any questions? Okay. Moving on to 5 When do you think that Penstemon will begin 6 Columbia Solar Projects, Mr. Hurd. 6 commercial operation? 7 7 MR. HURD: I -- I would expect it to be in the MR. HURD: Okay. Good afternoon, Chair Drew, 8 Councilmembers, and EFSEC staff. This is Owen Hurd from 8 next couple weeks. There were just a handful of things 9 9 TUUSSO Energy reporting on the Columbia Solar Projects. to kind of tie up. So we're working with PSE on kind of 10 The update on construction is for Penstemon. We 10 the sequencing of whether or not to -- we got permission 11 achieved mechanical completion in late December. And so 11 to operate from Puget Sound Energy, although they are 12 now we're completing final testing before commercial 12 still working on these final communications items. So 13 operation will happen. PSE is also working on some final 13 there's been some discussion about whether we should just issues on communications with their inner connection let them complete their work and then -- and then turn it 14 14 15 hardware. on. Or if we want to complete our kind of final testing, 15 16 On Camas, we're still awaiting for the final 16 turn it on and then turn it back off while they wrap up 17 delivery of modules that have been stuck in various ports 17 their communication stuff. So I -- the next few weeks. CHAIR DREW: Okay. Great. Thank you. 18 and customs office and are now being kind of reshipped. 18 19 Racking is complete in terms of the installation of --19 MR. HURD: Yeah. Thank you. the installation of all of the racking is complete so 20 20 CHAIR DREW: Are there any other questions 21 21 we're just waiting on modules, and mechanical completion from Councilmembers? 22 22 Okay. Desert Claim Wind Power Project, is expected probably sometime in March. 23 23 Urtica is also awaiting delivery of modules that Ms. Moon? 24 have been held up by shipping delays. But we're also 24 MS. MOON: Good afternoon, Council, Chair Drew, and members of the council. 25 working on pile driving and racking installation. So I 2.5 Page 18 Page 20 1 would expect mechanical completion to trail Camas by 1 For the record, this is Amy Moon providing the 2 2 Desert Claim update. probably another month. So put us into April. 3 3 EFSEC staff continued to coordinate with Desert Environmental compliance, inspections have been Claim. However, currently there are no project updates. 4 4 ongoing. But we had to skip last week due to weather. CHAIR DREW: Thank you. 5 5 Safety compliance, daily safety tailgate 6 meetings continue to happen. 6 And while I have you here, report on Horse 7 On the kind of other items, we closed the 7 Heaven Wind power -- Wind Project, please. 8 transaction with Greenbacker early in December. As 8 MS. MOON: Okay. For the record, this is Amy 9 described in our public information meeting, TUUSSO will 9 Moon providing an update on the Horse Heaven Wind 10 remain involved in its current capacity until three 10 Project. projects are completed. So not much will change from a 11 11 EFSEC staff continue to work on the preparation 12 day-to-day perspective. 12 of the draft environmental impact statement, otherwise 13 13 known as a DEIS. We were working on that in both The current site restoration financial assurance will remain in place until it's replaced by Greenbacker 14 14 November and December as well as today. 15 which should be soon. And we'll be scheduling our 15 The work has included review of our contractor 16 16 initial tag meeting some time this next month. holders work on drafting the DEIS, as well as continued 17 17 Lastly just on weather, we got several feet of coordination regarding wildlife and habitat mitigation 18 snow in the past few weeks which -- most of which is with the Washington Department of Fish & Wildlife and the 18 19 still on the ground. This will have the biggest impact 19 Horse Heaven applicant. 20 on Urtica where we're still driving piles and doing 20 The discussions have included impact analysis as 21 on-site work. 21 well as opportunities for impact avoidance and 22 So we're currently working through the timing 22 minimization of impacts that will support the applicant 23 implications. But I'll keep you posted once we have a 23 in developing an updated mitigation plan. 24 better idea of what this looks like. 24 EFSEC received responses to data requests 25 25 CHAIR DREW: Okay. Thank you. regarding habitat, noise, service water, vegetation, and

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Page 21 Page 23 1 1 wildlife. And these data requests were to the applicant. MS. HAFKEMEYER: It would extend the review 2 2 The information received from the data request is being period for an additional ten months to December 8, 2022. 3 used to inform the DEIS preparation as well as the 3 MR. BROST: Thank you. 4 habitat and wildlife mitigation discussions. CHAIR DREW: Any other questions? 4 5 Additional noise baseline measurements near 5 Is there a motion to approve the extension 6 residential areas were included in a data request. And 6 request for ten months? 7 7 MR. SANDISON: So move. This is Derek the applicant have been actively pursuing the additional 8 measurements. 8 Sandison, so move. 9 9 CHAIR DREW: Thank you. Second? Does the Council have any questions? MR. LIVINGSTON: Mike Livingston, I'll second 10 CHAIR DREW: Are there any questions from 10 11 Councilmembers? Okay. Thank you. 11 that. 12 MS. MOON: Okay. And then we've also received 12 CHAIR DREW: Thank you. a letter from the applicant regarding an extension of Is there any discussion? 13 13 their application review period. Ami Hafkemeyer has more 14 14 I think we know that there's a lot of work that 15 information on that. is going on that's important for our review. And we need 15 16 CHAIR DREW: Okay. Ms. Hafkemeyer. 16 to be able to support this extension in order to get that MS. HAFKEMEYER: Thank you, Ms. Moon. Good 17 17 information to the council for our decision-making 18 afternoon, Chair Drew and Council. For the record, this 18 process. 19 19 All those in favor, please say "aye." is Ami Hafkemeyer. On January 10, 2022, EFSEC Staff received a 20 20 COUNCILMEMBERS: Aye. CHAIR DREW: Opposed? Motion carries. Thank 21 letter from Scout Clean Energy, the applicant, requesting 21 that the review of the application for site 22 22 you. 23 certification, or ASE, be extended ten months to 23 Goose Prairie Solar Project, Ms. Hafkemeyer? 24 December 8, 2022. This letter is available in the 24 MS. HAFKEMEYER: Thank you, Chair Drew. 25 council packet for your review. 25 Again, for the record, this is Ami Hafkemeyer. A brief Page 22 Page 24 EFSEC statute states in the Revised Code of 1 update on the Goose Prairie Solar Project. 1 2 Washington, or RCW 80.50.100, that the council shall 2 On December 20, 2021, the governor agreed with 3 report to the governor its recommendations as to the 3 the EFSEC Council's recommendation and signed into 4 approval the site certification agreement that was 4 approval or rejection of an application for certification 5 5 provided to his office. Staff are currently working to within 12 months of receipt of the council -- by the 6 council of such an application or such later time as is 6 get that SCA finalized with all the appropriate 7 mutually agreed by the council and the applicant. 7 signatures and look forward to beginning work with the 8 EFSEC received the application for the Horse 8 certificate holder on preconstruction activity. 9 Heaven Wind Farm on February 8, 2021. And the 12-month 9 Are there any questions? 10 time frame would conclude -- would conclude on 10 CHAIR DREW: Are there any questions? 11 11 February 7, 2022, unless an extension is agreed upon by Okay. Thank you. We'll look forward to an 12 the council and the applicant. 12 update and the start of report as we go through this 13 13 As mentioned in the update from Ms. Moon, the process towards construction. 14 work for the EIS is heavily underway. And staff are also 14 Badger Mountain Solar Energy Project, 15 Mr. Chisholm? 15 continuing to coordinate with the administrative law 16 16 judge, Judge Torem, to schedule the adjudicative MR. CHISHOLM: Good afternoon, Council, 17 17 proceedings. Staff and the applicant have coordinated on Chair Drew, and Councilmembers. For the record, this is 18 what we feel is an appropriate time frame for such an 18 Seam Chisholm providing an update for Badger Mountain 19 extension and recommend that the council approve the 19 Solar Energy Project. 20 20 EFSEC staff continues to process the Badger 21 Are there any questions from Councilmembers? 21 Mountain Solar Project application for site 2.2 CHAIR DREW: Are there questions from 22 certification, or ASC that was received from Aurora Solar 23 Councilmembers? 23 LLC October 7, 2021. 24 MR. BROST: This is the Ed Brost. What is the 24 We're working with the project proponent 25 25 extension request, for how long? Did you say ten --Avangrid Renewables. Public information meeting --

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Verbatim Transcript of Monthly Council Meeting - 1/18/2022

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1 public information -- informational meeting and land use 2 hearing was held November 17, 2021. The public 3 informational meeting provides information to the public 4 about the proposed project and energy facilities site, information on the council review process, and an opportunity for the public to make comments on the 7 project. EFSEC received 17 comments during the public informational meeting. EFSEC staff is currently working with contractors and state agencies reviewing the ASC as 10 well as evaluating the project compared to Douglas County

> We are currently reaching out to WDFW, or Fish & Wildlife, DNR, department of -- or also known as Department of National Resources, Colville Confederated tribes, Spokane tribes, and Yakama Nation on their interest dealing with this project.

> Does the Council have any questions so far? CHAIR DREW: Are there any questions from the Council?

> > Go ahead, Mr. Chisholm.

MR. CHISHOLM: Yeah. The land use hearing was held November 17, 2021, after the public information -informational meeting and public comment section.

EFSEC received two comments during the land use hearing. Ami Hafkemeyer has some more information on

1 MR. THOMPSON: Sure. Okay. Just relatively 2 briefly.

As you know, the EFSEC statute, specifically 80.50.090, requires that when there's a new application for site certification, that the council will conduct a public hearing to determine whether or not the proposed site is consistent and in compliance with city, county, or regional land use plans or zoning ordinances. That has to be done within 60 days of the filing of the application.

As Mr. Chisholm said, that -- that hearing was held on November 17th.

You heard from the applicant on the topic of land use consistency, the county didn't -- didn't appear. But -- but the -- you know, the details of the county zoning regulations were in evidence.

I should mention another reason why land use consistency comes up is because applicants have the option of selecting -- or requesting expedited processing, which means dispensing with the adjudication, essentially. If -- if the impacts of a project are not going to be significant or can be mitigated to -- to a nonsignificant level, and if the project is consistent and in compliance with local land use regulations.

In this case, the applicant Aurora Solar has not

Page 26

that.

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land use criteria.

CHAIR DREW: Ms. Hafkemeyer?

MS. HAFKEMEYER: Thank you, Mr. Chisholm. Thank you, Chair Drew.

For the record, again, this is Ami Hafkemeyer. As Mr. Chisholm mentioned, the land use hearing for Badger Mountain was conducted in the evening on November 17th. And included in your packet is a legal

briefing prepared by John Thompson with coordination from the administrative law judge, Judge Bradley.

In this briefing Mr. Thompson reviews the information received during the hearing and recommends that the council determined the land use not be in compliance and set the matter for an adjudicative proceeding in accordance with RCW 80.50.090.

Are there any questions?

CHAIR DREW: Are -- Mr. Thompson, would you like to make further comments?

MR. THOMPSON: Certainly, Chair Drew. Would you like me to just kind of provide a brief summary of the memorandum?

CHAIR DREW: That would be great. Certainly for all of the people who have joined us in addition to the Councilmembers who haven't had the opportunity to review it at this point. That would be terrific.

requested expedited processing citing interim controls adopted by Douglas County that -- with which the proposed site for the project is inconsistent.

So the -- the application -- Aurora Solar, the application was filed October 7, 2021. A couple -two-plus months prior to that on July 20th, 2021, Douglas County had adopted an ordinance that was titled Interim Controls for Placement and Permitting of Alternative Energy specific to wind and solar energy farms.

And in relevant part, that basically -- there's a recounting of what the -- kind of the thinking behind that on Douglas County's part. But the important part is that the county amended its zoning code to include a requirement of seven-mile buffers from various geographic features within which a solar facility such as this cannot be constructed.

So those were -- seven miles from the urban growth area boundary, city or town limits boundary, municipal airport boundary. Specifically Pangborn airport boundary and Pangborn airport outer overlay zone boundary. And also seven miles from habitat associated with sensitive candidate threatened or endangered plants or wildlife.

The applicant concedes that it's proposed location is -- does fall within -- essentially each of

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Page 29

those seven-mile buffers. And so would not be consistent with that zoning provision.

So -- and consequently they have not requested expedited processing.

So in the past, the council has found that where there's just a moratorium in place on a particular type of energy facility but that the -- that the code section, you know, otherwise permits it or that -- in that case that there wouldn't be a -- there could be a finding of consistency, I should say. That's not what the case is here because Douglas County, in fact, amended its zoning code and added these specific prohibitions that I was just describing.

So it's my conclusion and recommendation to you that the council determine that the proposed site is not in compliance with local zoning provisions.

And in that case, the -- the council's procedural rules provide that based on that finding, that the council will set the matter for adjudication as to weather the council should recommend that the local -- the inconsistent local zoning or land use regulations be preempted. And that adjudication can be set separately or together with the -- with the adjudication that's otherwise -- the general adjudication that's otherwise required.

MR. THOMPSON: Right. It would be preemption of the -- the provisions that are inconsistent with the proposed site, essentially.

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And then there's also -- this is also described in the -- in the council's rules that in the event that the council does make that recommendation to preempt, that it would include conditions to serve the purposes of the local -- the preempted local ordinances.

So -- so, yeah, right. You -- you would just be looking to -- whether to recommend, you know, the citing of the facility notwithstanding the inconsistent provisions. But still trying to -- to include conditions that would serve the purposes, if that makes sense.

CHAIR DREW: And that would be all discussed in the adjudication.

I wanted to clarify that. Because I think it's -- when people hear the term, some people do take it to be not considering any of the local laws. When, in fact, if there is an inconsistency we may or may not -- I'm not prejudging this matter. I just wanted to have a discussion publicly to clarify. That it would be very -- it would be specific in nature and there would be work to -- to try to actually comply in as many ways as possible with local laws and ordinances. And that's all dependent on future decisions. This is hypothetical. I

Page 30

So in order to, you know, ensure that the council is able to timely have that adjudication and -- and complete its review within the statutory time period, my recommendation to you is that you make a -- you direct the administrative law judge to prepare an order for your review at the next council meeting, or at a future council meeting, determining land use inconsistency and -- and directing that the matter be set for -- for adjudication as to possible preemption. So --

CHAIR DREW: Thank you. In doing so, we're not setting a date at this point, correct?

MR. THOMPSON: Right. You needn't do that. I'm just suggesting that the -- yeah, that the scheduling be left to either a prehearing conference or some later determination.

CHAIR DREW: Okay.

MR. THOMPSON: Just simply that you decide to move forward to adjudicate that question.

CHAIR DREW: And just for a little bit further discussion. The -- and the discussion around potential preemption.

In the past is it correct that the council has looked at -- generally looked at a specific ordinance or a couple of specific ordinances for preemption and not -- it's not preemption of all local laws; is that correct?

also want to make that clear.

But I also -- since none of us on the council have actually participated in -- in this process to date, I think it's -- it's relevant to have discussion as we move forward and to have that discussion publicly for the understanding of -- of everyone who is interested in the project.

Are there other questions from Councilmembers?
And I also would say Ms. Giulio, that if you
would like to ask a question, it would be appropriate as
well

Councilmembers?

MS. BREWSTER: This is Stacey Brewster. More of a comment. I just want to thank you and John Thompson for the thorough memo. The information was very helpful, and I do appreciate it.

CHAIR DREW: Thank you.

So the suggested motion has been sent to Councilmembers. Is there somebody who would like to offer that -- offer that or another motion today?

MS. KELLY: Madam Chair, this is Kate Kelly. I -- I, too, want to thank John Thompson.

And with that, I move that the council direct Laura Bradley, EFSEC administrative law judge for the Badger Mountain solar application, to draft an order

8 (Pages 29 to 32)

	Page 33		Page 35
1	determining that the site is not in compliance with local	1	new name on EFSEC staff. And I would like to introduce
2	zoning ordinances in setting the matter of whether to	2	the council to Lindsay Remfrey. And I would ask
3		3	Ms. Hafkemeyer to do the introduction.
	recommend preemption by the state for adjudication.	4	MS. HAFKEMEYER: Thank you, Chair Drew.
4	CHAIR DREW: Thank you.	5	EFSEC welcomes Lindsay Remfrey to our team. She
5	Is there a second?	6	is our new commerce specialist. Lindsay joins us with
6	MS. BREWSTER: Stacey Brewster, second.	7	extensive project management experience from a long
7	CHAIR DREW: Thanks. Discussion?	8	history with the U.S. Army Corps of Engineers and the
8	Okay. All those in favor, signify by saying	9	U.S. Air Force. And we are very excited to have her with
9	"aye."	10	us. She will be handling our contracting work and
10	COUNCILMEMBERS: Aye.	11	invoices and our records management.
11	CHAIR DREW: Opposed?	12	CHAIR DREW: Lindsay, if you would like to
12	The motion is adopted. Thank you.	13	show say a hello. We don't require anything else.
13	So we will look forward to a draft order coming	14	But just so people can see who you are, that would be
14	to us for review and for consideration some time within	15	terrific. Ms. Remfrey, I should say.
15	the next month or so.	16	MS. REMFREY: Hello.
16	And we would also look to wait to determine a	17	CHAIR DREW: We're happy to have you on board.
17	time for the adjudication until we have the SEPA	18	Welcome.
18	determination for the project.	19	MS. REMFREY: Thank you.
19	So we will be able to decide whether the	20	CHAIR DREW: With that, thank you, everybody.
20	adjudication on land use goes forward or if it's also in	21	Our meeting is adjourned for Tuesday, January 18th.
21	context with the environmental review.	22	(Virtual meeting adjourned at
22	Okay. Thank you. Moving on to the cost		2:23 p.m.)
23	allocation report.	23	,
24	Ms. Hafkemeyer, is that you today?	24	
25	MS. HAFKEMEYER: I believe so. I know I heard	25	
	Page 34		Page 36
1	Ms. Bumpus on the phone earlier. But I I believe I	1	CERTIFICATE
1 2		1 2	CERTIFICATE
	was going to step in for the cost allocation.		CERTIFICATE STATE OF WASHINGTON
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EFSEC Monthly Council Meeting – Facility Update Format

Facility Name: Kittitas Valley Wind Power Project

Operator: EDP Renewables Report Date: February 2, 2022 Reporting Period: January 2022

Site Contact: Eric Melbardis, Sr Operations Manager

Facility SCA Status: Operational

Operations & Maintenance (only applicable for operating facilities)

Power generated: 7247 MWh
Wind speed: 1.9 m/s
Capacity Factor: 9.6%

Environmental Compliance

No incidents

Safety Compliance

Nothing to report

Current or Upcoming Projects

- Nothing to report

Other

- No sound complaints
- No shadow flicker complaints

EFSEC Monthly Council Meeting – Facility Update

Facility Name: Wild Horse Wind Facility

Operator: Puget Sound Energy **Report Date:** February 7, 2022 **Report Period:** January 2022

Site Contact: Jennifer Galbraith

SCA Status: Operational

Operations & Maintenance

January generation totaled 36,465 MWh for an average capacity factor of 17.98%.

Environmental Compliance

Nothing to report.

Safety Compliance

Nothing to report.

Current or Upcoming Projects

Nothing to report.

Other

Nothing to report.



Chehalis Generation Facility 1813 Bishop Road Chehalis, Washington 98532

Phone: 360-748-1300

EFSEC Monthly Council Meeting – Facility Update

Facility Name: Chehalis Generation Facility

Operator: PacifiCorp

Report Date: February 9, 2022 Reporting Period: January 2022

Site Contact: Stefano Schnitger, Operations Manager

Facility SCA Status: Operational

Operations & Maintenance

-Relevant energy generation information, such as wind speed, number of windy or sunny days, gas line supply updates, etc.

• 123,336 net MW-hrs generated in January for a capacity factor of 32.65%.

The following information must be reported to the Council if applicable to the facility:

Environmental Compliance

- -Permit status if any changes.
 - No changes.
- -Update on progress or completion of any mitigation measures identified.
 - No issues or updates.
- -Any EFSEC-related inspections that occurred.
 - Nothing to report.
- -Any EFSEC-related complaints or violations that occurred.
 - No issues or updates.
- -Brief list of reports submitted to EFSEC during the monthly reporting period.
 - Nothing to report.

Safety Compliance

- -Safety training or improvements that relate to SCA conditions.
 - Zero injuries this reporting period for a total of 2,376 days without a Lost Time Accident.

Current or Upcoming Projects

- -Planned site improvements.
 - No planned changes.



- -Upcoming permit renewals.
 - Nothing to report.
- -Additional mitigation improvements or milestones.
 - Nothing to report.

Other

- -Current events of note (e.g., Covid response updates, seasonal concerns due to inclement weather, etc.).
 - Nothing to report.
- -Personnel changes as they may relate to EFSEC facility contacts (e.g., introducing a new staff member who may provide facility updates to the Council).
 - Mark Miller, Plant Manager, retired on January 21st.
- -Public outreach of interest (e.g., schools, public, facility outreach).
 - Nothing to report.

Respectfully,

Stefano Schnitger

Stefano Schnitger Operations Manager Chehalis Generation Facility



EFSEC Monthly Council Meeting – Facility Update

Facility Name: Grays Harbor Energy Center

Operator: Grays Harbor Energy LLC Report Date: February 15, 2022 Reporting Period: January 2022

Site Contact: Chris Sherin

Facility SCA Status: Operational

Operations & Maintenance

-GHEC generated 326,926MWh during the month and 326,926MWh YTD.

The following information must be reported to the Council if applicable to the facility:

Environmental Compliance

- -There were no emission, outfall, or storm water deviations, during the month.
- -Routine monthly, quarterly, and annual reporting to EFSEC
 - Routine monthly, quarterly, and annual reporting to EFSEC
 - Monthly Outfall Discharge Monitor Report (DMR).
 - Quarterly Stormwater Discharge Monitor Report (DMR).
 - o Quarterly Emissions Data Reports (EDR).
- -GHEC Winter Source Compliance Testing results were received and submitted. All emissions were analyzed to be within permitted limits. However, GHEC requested EFSEC/ORCAA that the results for Sulfuric Acid (H2SO4) be considered invalid and allow re-test based on the reasoning the measured values for H2SO4 and resulting H2SO4/SO2 ratios are much higher than what would be expected based on gas turbine OEM literature and past tests. Re-testing will allow us to establish new H2SO4/SO2 ratios. We also requested to continue using of the H2SO4/SO2 ratios from the 2016 source tests until additional testing can be completed. Re-testing is scheduled February 8-11th.
 - Compliance with GHEC PSD and the AOP is dependent on the unit-specific ratio of H2SO4 to SO2. Based on past test results and literature from the gas turbine OEM, it is expected that this ratio would be <1. However, the results in the source test report equate to ratios of 33.3 for CGT1 and 10.7 for CGT2. Using these ratios to calculate compliance with the 2.17lb H2SO4/hr rolling annual average limit results in CGT1 exceeding the limit by over 100lb H2SO4/hr and CGT2 exceeding the limit by over 30lb H2SO4/hr (based on recent plant operations data).</p>
- -GHEC submitted a follow up correspondence regarding high CO emissions during past startups reported in November. We believe we have identified the root cause and the solution is modifying our operating procedures to achieve higher CO Catalyst temperature earlier in the startup and increasing our initial load hold. The combination will increase combustion

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temperature, which will result in more complete combustion of the natural gas and decrease the amount of time before the CO catalyst is heated to an ideal performance temperature for reducing CO emissions. We are currently verifying the changes will effectively mitigate high CO under all operating conditions during startups.

Safety Compliance

-None.

Current or Upcoming Projects

-None.

Other

-None.

EFSEC Monthly Council Meeting – January 2022

Facility Name: Columbia Generating Station and Washington Nuclear Project 1 and 4 (WNP-1/4)

Operator: Energy Northwest Report Date: February 10, 2022 Reporting Period: January 2022 Site Contact: Mary Ramos

Facility SCA Status: (Pre-construction/Construction/Operational/Decommission): Operational

CGS Net Electrical Generation January 2022: 867,584 MW-Hrs

Environmental Compliance

Energy Northwest (EN) is continuing to address comments received from EFSEC and Washington State Department of Ecology (Ecology) regarding the annual Columbia Generating Station (CGS) Air Emissions Source Registration (Registration). EN has requested an extension for the Registration submittal. On 2/8/22, EN met with Ecology and discussed its progress. At the meeting, Ecology stated EN's progress and ongoing discussions with Ecology would be sufficient to demonstrate good faith compliance efforts by EN.

EN is preparing an amended Diesel Generator Run Time Report to update information for the last reporting period. The report is required under EFSEC Order No. 873. EN discovered the run time meter for Diesel Generator 3 at CGS was malfunctioning and replaced it. The new run time meter is working as intended, and EN will continue to monitor it.

Current or Upcoming Projects

N/A

Other

N/A

EFSEC Monthly Council Meeting Facility Update

Facility Name: Columbia Solar Projects (Penstemon, Camas and Urtica)

Operator: Tuusso Energy, LLC Report Date: February 11, 2022

Reporting Period: 30-days ending Feb 11, 2022

Site Contact: Owen Hurd

Facility SCA Status: Construction

Construction Status

- Penstemon
 - Working through final testing procedures prior to Substantial Completion
 - o PSE is resolving communications issues on the interconnection
- Camas
 - Most of the remaining modules have been delivered; still waiting on one container
 - o Module installation to resume next week
 - Mechanical Completion expected in March
- Urtica
 - Remaining modules to be delivered late-Feb
 - o Pile remediation work still underway
 - Mechanical Completion pushed out to late-April

Environmental Compliance

Golder and NW Code inspections ongoing

Safety Compliance

- Daily safety tailgate meetings in progress
- Borrego safety auditing and monitoring occurring daily

Other

- Working through specific plant mixes for mitigation areas
- TAC meeting scheduled for next Friday

Desert Claim Wind Power Project

February 2022 project update

Horse Heaven Wind Project

February 2022 project update

Goose Prairie Solar Project

February 2022 project update

Badger Mountain Solar Energy Project February 2022 project update