Washington State
Energy Facility Site Evaluation Council
AGENDA

MONTHLY MEETING
Tuesday February 15, 2022
1:30 PM

1. Call to Order
   Kathleen Drew, EFSEC Chair

2. Roll Call
   Joan Owens, EFSEC Staff

3. Proposed Agenda
   Kathleen Drew, EFSEC Chair

4. Minutes
   Meeting Minutes
   • 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
     Kyle Overton, EFSEC Staff
   • SCA transfer update
     Ami Hafkemeyer, EFSEC Staff
   k. Badger Mountain
   • Project Updates
     Sean Chisholm, EFSEC Staff

6. Adjourn
   Kathleen Drew, EFSEC Chair

Note: "FINAL ACTION" means a collective positive or negative decision, or an actual vote by a majority of the members of a governing body when sitting as a body or entity, upon a motion, proposal, resolution, order, or ordinance. RCW 42.30.020
WASHINGTON STATE
ENERGY FACILITY SITE EVALUATION COUNCIL
TUESDAY, JANUARY 18, 2022
1:31 P.M.

Virtual Special Meeting
Verbatim Transcript of Proceedings
(All participants appearing via videoconference.)

DATE TAKEN:   JANUARY 18, 2022
REPORTED BY:  CARISA KITSELMAN, RPR, CCR 2018

APPEARANCES
Councilmembers:
KATHLEEN DREW, Chair
ELI LEVITT, Department of Ecology
KATE KELLY, Department of Commerce
STACEY BREWSTER, Utilities and Transportation Commission
Lenny Young, Department of Natural Resources
MIKE LIVINGSTON, Department of Fish & Wildlife
STACY BREWSTER, Utilities and Transportation Commission

Local Government and Optional State Agencies:
BILL SAURIOL, Goose Prairie
DEREK SANDISON, Horse Heaven
ED BROST, Benton County

Assistant Attorney General:
JON THOMPSON

Administrative Law Judge:
ADAM TOREM
LAURA BRADLEY

Council Staff:
SONIA BUMPUS
AMI MOON
JOE WOOD
SEAN CHISHOLM
PATTY BETTS
LINDSAY REMFREY
STEW HENDERSON
ANDREA GRANTHAM
JOAN OWENS
ERIC MELBARDIS, Kittitas Valley Wind
JENNIFER GALBRATH, Wild Horse Wind Power Project
CHRIS SHERIN, Grays Harbor Energy Center
STEFANO SCHNITZER, Chehalis Generation Facility
MARY RAMOS & BRAD BARFUS, Columbia Generating Station
OWEN HURD, T quốc Energy
BILL SHERMAN, Counsel for the Environment
MEGAN SALLOMI, Counsel for the Environment

Roxy Borgio, TVW
Tiana Rowland, Douglas County
Jordyn Giulio, Douglas County

January 18, 2022
1:31 P.M.
-0O-0-

PROCEEDING
CHAIR DREW: Good afternoon. This is Kathleen Drew, chair of the energy facility site evaluation council bringing our council meeting for today to order.

Ms. Owens, will you call the roll?

MS. OWENS:  Department of Commerce?
MS. KELLY:  Kate Kelly, present.

MS. OWENS:  Department of Ecology?
MR. LEVITT:  Eli Levitt, present.

MS. OWENS:  Department of Fish and Wildlife?
MR. LIVINGSTON:  Mike Livingston, present.

MS. OWENS:  Department of Natural Resources?
MR. YOUNG:  Lenny Young, present.

MS. OWENS:  Utilities and Transportation Commission?

MS. BREWSTER:  Stacey Brewster, present.

MS. OWENS:  Local government and optional state agencies for the Goose Prairie Project, Department of Transportation?
MR. SAURIOL:  Bill Sauriol, present.

MS. OWENS:  For the Horse Heaven Project, Department of Agriculture?
MR. SANDISON:  Derek Sandison, present.

MS. OWENS:  Benton County?

The assistant attorney general?

MR. THOMPSON:  This is John Thompson, present.

MS. OWENS:  Administrative Law Judge Johnette Sullivan?  Adam Torem?
MR. TOREM:  This is Judge Torem. I'm on.
MS. OWENS:  Laura Bradley?

MS. BRADLEY:  This is Judge Bradley. I'm present.

CHAIR DREW: Ms. Owens, can you pause for a minute, please?

MS. OWENS: Yes.

CHAIR DREW: It seems that our court reporter cannot -- is not getting the audio.

MS. OWENS: Yes. I can hear you. Is that Carisa?

CHAIR DREW: We will pause for a moment so that we can see if we can make sure our court reporter is able to hear the meeting.

MS. OWENS: Carisa, can you hear me now? And I do have a recording that I can share with her after the meeting. Okay. It looks like she has logged off and will come back.

Carisa, can you hear us now? Carisa, are you
Mr. Melbardis, present.

Ms. Owens: Columbia Solar?

Mr. Barfuss: Brad Barfuss, present.

Ms. Owens: Washington State University?

Mr. Hurd: Owen Hurd, present.

Ms. Owens: Columbia Generating Station?

Ms. Owens: Thank you. And is Megan Sallomi with you?

Ms. Sallomi: Yes. I'm also present. This is Megan Sallomi for the Badger Mountain Project.

Ms. Owens: Great. Thank you.

Chair, there is a quorum for the regular counsel. The Goose Prairie and Horse Heaven counsel.

You are on mute.

Chair Drew: Thank you.

A couple of notes for the council and members of public as we begin today.

First of all, I wanted to welcome Eli Levitt from the Department of Ecology who is replacing Rob Dengel. Eli is Ecology's information management and communications section manager for hazardous waste and toxics reduction program. And has also worked in water quality and climate policy with the Department of Ecology. And we welcome you as one of our members here today. Thank you for being here.

Mr. Levitt: Thank you, Chair Drew.

Chair Drew: Thank you.

I would also like to say that we are working with the bad -- the Douglas County commissioners for a member of the council. And, as I understand, they were looking at changing their initial appointee and Ms. Giulio, who is the -- oh, here. Let me make sure I get her name. Jordyn Giulio, the County's risk manager, will be participating but we haven't yet received an appointment letter. What I would say, Ms. Giulio, is if we go towards the Badger Mountain report, and if you would like to participate during the discussion but not vote, I would appreciate that. And then once we get your appointment letter from the County, we will have you as an official member.

Are you on the line?

Ms. Giulio: I am present, yes.

For operational updates, Kittitas Valley Wind?

Mr. Melbardis: Eric Melbardis, present.

Ms. Owens: Wild Horse Wind Power Project?

Ms. Galbraith: Jennifer Galbraith, present.

Ms. Owens: Grays Harbor Energy Center?

Mr. Sherin: Chris Sherin, present.

Ms. Owens: Chehalis Generation Facility?

Mr. Schnitzer: Stefano Schnitzer, present.

Ms. Owens: Columbia Generating Station?

Mr. Barfuss: Brad Barfuss, present.

Ms. Owens: Columbia Solar?

Mr. Hurd: Owen Hurd, present.
First of all, on page 2 actually, we have the informational meeting minutes.

CHAIR DREW: Thank you. Second?

CHAIR DREW: Gay. The motion carries.

COUNCILMEMBERS: Aye.

CHAIR DREW: Opposed?

COUNCILMEMBERS: Opposed.

I do have a couple of quick corrections in the use hearing minutes.

CHAIR DREW: Thank you. Second?

CHAIR DREW: Opposed? The motion carries.

COUNCILMEMBERS: Opposed.

Is there a motion to approve the -- excuse me -- adopt the proposed agenda?

MR. LIVINGSTON: This is Mike Livingston. I'll make a move -- movement to adopt the agenda as proposed.

CHAIR DREW: Thank you. Second?

CHAIR DREW: Opposed?

CHAIR DREW: Second?

CHAIR DREW: Opposed?

CHAIR DREW: Second?

CHAIR DREW: Opposed?

CHAIR DREW: Opposed?

CHAIR DREW: Opposed?

CHAIR DREW: Opposed?

All those in favor signify by saying "aye."

COUNCILMEMBERS: Aye.

CHAIR DREW: Okay. Thank you.

With those changes, all those in favor of the minutes as amended, please say "aye."

COUNCILMEMBERS: Aye.

CHAIR DREW: Those opposed? The minutes are approved. Thank you all.

We'll now move to the agenda of the facility updates.

Starting with Kittitas Valley Wind Power Project, Mr. Melbardis.

MR. MELBARDIS: Good afternoon, Chair Drew.

For the record, this is Eric Melbardis with EDP Renewables for the Kittitas Valley Wind Power Project.

Ms. Kelly, motion to approve

minutes from November 16, 2021.

CHAIR DREW: 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, please say "aye."

COUNCILMEMBERS: Aye.

CHAIR DREW: Opposed?

The meeting -- the meeting minutes are approved.

Moving on to the November 17th Badger Mountain informational meeting minutes.

Is there a motion to approve those minutes?

CHAIR DREW: This is Stacey Brewster. I'll move that we approve the minutes from the November 17th Badger Mountain informational meeting as well as the land use hearing minutes.

CHAIR DREW: Thank you. Second?

CHAIR DREW: Thank you.

I do have a couple of quick corrections in the informational meeting minutes.

First of all, on page 2 actually, we have the

administrative law judge named as Adam Torem, which is incorrect. It should be Laura Bradley.

And on page 45, line 16, we have the name Galbraith and it should be Grantham.

So with those two corrections, is -- are there any other corrections for either the public meeting or the land use consistency hearing?

MS. BREWSTER: This is Stacey Brewster.

I did notice one on page 13 of lines 13 and 14, refer to solar PD. I believe that should be PV, photovoltaic.

CHAIR DREW: Okay. Thank you.

With those changes, all those in favor of the minutes as amended, please say "aye."

COUNCILMEMBERS: Aye.

CHAIR DREW: Those opposed? The minutes are approved. Thank you all.

We'll now move to the agenda of the facility updates.

Starting with Kittitas Valley Wind Power Project, Mr. Melbardis.

MR. MELBARDIS: Good afternoon, Chair Drew.

For the record, this is Eric Melbardis with EDP Renewables for the Kittitas Valley Wind Power Project.
there's not a whole lot unusual to report.  The
25
for the recording period.  The plant is now at 2,254 days
Continuing on here for December, zero injuries
23
plan and sent his approval to EFSEC.
21
report, we provided the fire marshal with a resolution
20
going to the December report, included in the December
19
deficiencies from that inspection.  And if we end up
18
inspection on November 4th.  There were a few identified
17
Washington State Fire Marshal, he did conduct his site
16
month of December is to follow up with that.  That the
15
And then the only nonroutine item I have for the
14
office of the state fire marshal reinspection report was
13
received.  And noted that all the prior items that we
12
were deficient on have been corrected in December.
11
Are there any questions?
10
CHAIR DREW:  Are there any questions?  Thank
9
you.
8
And his last day is officially this Friday, January 21st.
7
That's all for Chehalis.
6
I'm the environmental and regulatory programs manager for
5
Energy Northwest.
4
And as Chair Drew mentioned, Mark Miller, the
3
plant manager, he has submitted his retirement notice.
2
And his last day is officially this Friday, January 21st.
1
So please go ahead with your report.
6
MR. SCHNITGER:  I'll pass that on to him.
7
This is the reporting period for November.  I
8
also sent out a reporting -- report for December.
9
And for the record, this is Stefano Schnitger
10
with the Chehalis Generation Facility.
11
And, Chair Drew, did you want me to report on
12
November or December?
13
CHAIR DREW:  Both would be good, thank you.
14
Since we didn't have our December meeting.
15
MR. SCHNITGER:  Okay.  So for November,
16
there's not a whole lot unusual to report.  The
17
Washington State Fire Marshal, he did conduct his site
18
inspection on November 4th.  There were a few identified
19
deficiencies from that inspection.  And if we end up
20
going to the December report, included in the December
21
report, we provided the fire marshal with a resolution
22
plan for those deficiencies.  And he has accepted that
23
plan and sent his approval to EFSEC.
24
Continuing on here for December, zero injuries
25
for the recording period.  The plant is now at 2,254 days

without a lost time accident.
2
Our Title V air operating permit renewal has
3
been completed.  The new permit will expire on
4
December 29, 2026.  Thank you to everybody who helped
5
support that renewal effort.
6
And as Chair Drew mentioned, Mark Miller, the
7
plant manager, he has submitted his retirement notice.
8
And his last day is officially this Friday, January 21st.
9
That's all for Chehalis.

CHAIR DREW:  Thank you.  And, again, please
10
give him our congratulations and our appreciation for the
11
partnership he's had with us over the years.
12
MR. SCHNITGER:  Will do.
13
CHAIR DREW:  Okay.  Moving on to Grays Harbor
14
Energy, Mr. Sherin.
15
MR. SHERIN:  Good afternoon, Chair Drew.
16
Councilmembers, EFSEC staff.  This is Chris Sherin, plant
17
manager from Grays Harbor Energy Center.
18
So over the reporting period of November, we did
19
submit startup and shutdown permit deviation to EFSEC.
20
We're working to rectify that.  It's essentially -- to
21
sum it up, it's a result of the AOP upgrade and a change
22
in the controls.  So we're working with O&M to -- we've
23
identified some -- the worst places to sit as far as
24
combustion during our startup process.  And we're --

we've identified some better options in our holds.  So
1
we're working through that.  And the last couple startups
2
have been successful but that's a pending issue.
3
CHAIR DREW:  Thank you.  And you'll --
4
MR. SHERIN:  Also --
5
CHAIR DREW:  -- continue to keep us updated on
6
that, of course.
7
MR. SHERIN:  Yes, we will, Chair Drew.
8
CHAIR DREW:  Okay.  Go ahead.
9
MR. SHERIN:  We still owe you some more
10
feedback in the future.
11
CHAIR DREW:  Okay.
12
MR. SHERIN:  Also in November the state fire
13
marshal's office inspection was conducted.  And we -- in
14
response to that, we submitted a plan to correct a few
15
minor violations.
16
And then the only nonroutine item I have for the
17
month of December is to follow up with that.  That the
18
office of the state fire marshal reinspection report was
19
received.  And noted that all the prior items that we
20
were deficient on have been corrected in December.
21
Are there any questions?
22
CHAIR DREW:  Thank you.
23
MR. SHERIN:  And I have an update for
24
Columbia Generating Station.
25
On December 6, 2021, Columbia Generating Station
disconnecting from the northwest grid for a planned
maintenance outage.  And workers installed balance
weights on each end of a 34-foot, 133-ton low-pressure
turbine that was replaced as part of Columbia's life
cycle maintenance during the station's spring refueling
outage.
24
And workers successfully completed this.  And in
addition, maintenance tasks were also completed during
the week to ensure Columbia continues to produce
reliable, carbon-free power for the region.
22
And on December 13th, 2021, Columbia Generating
Station reconnected to the grid.
24
CHAIR DREW:  Thank you.  Are there --
25
MR. BARFUSS:  And --
<table>
<thead>
<tr>
<th>Page 17</th>
</tr>
</thead>
<tbody>
<tr>
<td>CHAIR DREW: Go ahead.</td>
</tr>
<tr>
<td>MR. BARFUSS: And I have no updates for Washington Nuclear Project 1 and 4.</td>
</tr>
<tr>
<td>CHAIR DREW: Thank you.</td>
</tr>
<tr>
<td>Are there any questions? Okay. Moving on to Columbia Solar Projects, Mr. Hurd.</td>
</tr>
<tr>
<td>MR. HURD: Okay. Good afternoon, Chair Drew, Councilmembers, and EFSEC staff. This is Owen Hurd from TUUSSO Energy reporting on the Columbia Solar Projects.</td>
</tr>
<tr>
<td>The update on construction is for Penstemon. We achieved mechanical completion in late December. And so now we're completing final testing before commercial operation will happen. PSE is also working on some final issues on communications with their inner connection hardware.</td>
</tr>
<tr>
<td>On Camas, we're still awaiting for the final delivery of modules that have been stuck in various ports and customs office and are now being kind of reshipped.</td>
</tr>
<tr>
<td>Racking is complete in terms of the installation of -- the installation of all of the racking is complete so we're just waiting on modules, and mechanical completion is expected probably sometime in March.</td>
</tr>
<tr>
<td>Urtica is also awaiting delivery of modules that have been held up by shipping delays. But we're also working on pile driving and racking installation. So I would expect mechanical completion to trail Camas by probably another month. So put us into April.</td>
</tr>
<tr>
<td>Environmental compliance, inspections have been ongoing. But we had to skip last week due to weather.</td>
</tr>
<tr>
<td>Safety compliance, daily safety tailgate meetings continue to happen.</td>
</tr>
<tr>
<td>On the kind of other items, we closed the transaction with Greenbacker early in December. As described in our public information meeting, TUUSSO will remain involved in its current capacity until three projects are completed. So not much will change from a day-to-day perspective.</td>
</tr>
<tr>
<td>The current site restoration financial assurance will remain in place until it's replaced by Greenbacker which should be soon. And we'll be scheduling our initial tag meeting some time this next month.</td>
</tr>
<tr>
<td>Lastly just on weather, we got several feet of snow in the past few weeks which -- most of which is still on the ground. This will have the biggest impact on Urtica where we're still driving piles and doing on-site work.</td>
</tr>
<tr>
<td>So we're currently working through the timing implications. But I'll keep you posted once we have a better idea of what this looks like.</td>
</tr>
<tr>
<td>CHAIR DREW: Okay. Thank you.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Page 18</th>
</tr>
</thead>
<tbody>
<tr>
<td>For the record, this is Amy Moon providing the Desert Claim update.</td>
</tr>
<tr>
<td>EFSEC staff continued to coordinate with Desert Claim. However, currently there are no project updates.</td>
</tr>
<tr>
<td>CHAIR DREW: Thank you.</td>
</tr>
<tr>
<td>And while I have you here, report on Horse Heaven Wind power -- Wind Project, please.</td>
</tr>
<tr>
<td>MS. MOON: Okay. For the record, this is Amy Moon providing an update on the Horse Heaven Wind Project.</td>
</tr>
<tr>
<td>EFSEC staff continue to work on the preparation of the draft environmental impact statement, otherwise known as a DEIS. We were working on that in both November and December as well as today.</td>
</tr>
<tr>
<td>The work has included review of our contractor holders work on drafting the DEIS, as well as continued coordination regarding wildlife and habitat mitigation with the Washington Department of Fish &amp; Wildlife and the Horse Heaven applicant.</td>
</tr>
<tr>
<td>The discussions have included impact analysis as well as opportunities for impact avoidance and minimization of impacts that will support the applicant in developing an updated mitigation plan.</td>
</tr>
<tr>
<td>EFSEC received responses to data requests regarding habitat, noise, service water, vegetation, and...</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Page 19</th>
</tr>
</thead>
<tbody>
<tr>
<td>Congratulations on the work with Greenbacker.</td>
</tr>
<tr>
<td>And also on the -- on the progress on the construction.</td>
</tr>
<tr>
<td>Tough time of year and tough weather situation definitely.</td>
</tr>
<tr>
<td>When do you think that Penstemon will begin commercial operation?</td>
</tr>
<tr>
<td>MR. HURD: I -- I would expect it to be in the next couple weeks. There were just a handful of things to kind of tie up. So we're working with PSE on kind of the sequencing of whether or not to -- we got permission to operate from Puget Sound Energy, although they are still working on these final communications items. So there's been some discussion about whether we should just let them complete their work and then -- and then turn it on. Or if we want to complete our kind of final testing, turn it on and then turn it back off while they wrap up their communication stuff. So I -- the next few weeks.</td>
</tr>
<tr>
<td>CHAIR DREW: Okay. Great. Thank you.</td>
</tr>
<tr>
<td>MR. HURD: Yeah. Thank you.</td>
</tr>
<tr>
<td>CHAIR DREW: Are there any other questions from Councilmembers?</td>
</tr>
<tr>
<td>Okay. Desert Claim Wind Power Project, Ms. Moon?</td>
</tr>
<tr>
<td>MS. MOON: Good afternoon, Council, Chair Drew, and members of the council.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Page 20</th>
</tr>
</thead>
<tbody>
<tr>
<td>Congratulations on the work with Greenbacker.</td>
</tr>
<tr>
<td>And also on the -- on the progress on the construction.</td>
</tr>
<tr>
<td>Tough time of year and tough weather situation definitely.</td>
</tr>
<tr>
<td>When do you think that Penstemon will begin commercial operation?</td>
</tr>
<tr>
<td>MR. HURD: I -- I would expect it to be in the next couple weeks. There were just a handful of things to kind of tie up. So we're working with PSE on kind of the sequencing of whether or not to -- we got permission to operate from Puget Sound Energy, although they are still working on these final communications items. So there's been some discussion about whether we should just let them complete their work and then -- and then turn it on. Or if we want to complete our kind of final testing, turn it on and then turn it back off while they wrap up their communication stuff. So I -- the next few weeks.</td>
</tr>
<tr>
<td>CHAIR DREW: Okay. Great. Thank you.</td>
</tr>
<tr>
<td>MR. HURD: Yeah. Thank you.</td>
</tr>
<tr>
<td>CHAIR DREW: Are there any other questions from Councilmembers?</td>
</tr>
<tr>
<td>Okay. Desert Claim Wind Power Project, Ms. Moon?</td>
</tr>
<tr>
<td>MS. MOON: Good afternoon, Council, Chair Drew, and members of the council.</td>
</tr>
<tr>
<td>Page 21</td>
</tr>
<tr>
<td>--------</td>
</tr>
<tr>
<td>Ms. Hafkemeyer: It would extend the review period for an additional ten months to December 8, 2022.</td>
</tr>
<tr>
<td>MR. Brost: Thank you.</td>
</tr>
<tr>
<td>CHAIR DREW: Any other questions?</td>
</tr>
<tr>
<td>MR. SANDISON: So move. This is Derek Sandison, so move.</td>
</tr>
<tr>
<td>COUNCILMEMBERS: Aye.</td>
</tr>
<tr>
<td>MR. SANDISON: Apologies.</td>
</tr>
<tr>
<td>MR. Brost: This is the Ed Brost. What is the extension request, for how long? Did you say ten --</td>
</tr>
<tr>
<td>CHAIR DREW: Thank you.</td>
</tr>
</tbody>
</table>

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

**EFSEC** statute states in the Revised Code of Washington, or RCW 80.50.100, that the council shall report to the governor its recommendations as to the approval or rejection of an application for certification within 12 months of receipt of the council -- by the council of such an application or such later time as is mutually agreed by the council and the applicant. EFSEC received the application for the Horse Heaven Wind Farm on February 8, 2021. And the 12-month time frame would conclude -- would conclude on February 7, 2022, unless an extension is agreed upon by the council and the applicant. As mentioned in the update from Ms. Moon, the work for the EIS is heavily underway. And staff are also continuing to coordinate with the administrative law judge, Judge Torem, to schedule the adjudicative proceedings. Staff and the applicant have coordinated on what we feel is an appropriate time frame for such an extension and recommend that the council approve the request.

**Update on the Goose Prairie Solar Project.**

On December 20, 2021, the governor agreed with the EFSEC Council's recommendation and signed into approval the site certification agreement that was provided to his office. Staff are currently working to get that SCA finalized with all the appropriate signatures and look forward to beginning work with the certificate holder on preconstruction activity. Are there any questions?

Okay. Thank you. We'll look forward to an update and the start of report as we go through this process towards construction.

**Badger Mountain Solar Energy Project, Mr. Chisholm?**

Mr. Chisholm: Good afternoon, Council, Chair Drew, and Councilmembers. For the record, this is Seam Chisholm providing an update for Badger Mountain Solar Energy Project. EFSEC staff continues to process the Badger Mountain Solar Project application for site certification, or ASC that was received from Aurora Solar LLC October 7, 2021. We're working with the project proponent Avangrid Renewables. Public information meeting --
Verbatim Transcript of Monthly Council Meeting - 1/18/2022

<table>
<thead>
<tr>
<th>Page 25</th>
<th>Page 26</th>
<th>Page 27</th>
<th>Page 28</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>public information -- informational meeting and land use</td>
<td>1</td>
<td>MR. THOMPSON: Sure. Okay. Just relatively</td>
</tr>
<tr>
<td>2</td>
<td>hearing was held November 17, 2021. The public</td>
<td>2</td>
<td>briefly.</td>
</tr>
<tr>
<td>3</td>
<td>informational meeting provides information to the public</td>
<td>3</td>
<td>As you know, the EFSEC statute, specifically</td>
</tr>
<tr>
<td>4</td>
<td>about the proposed project and energy facilities site,</td>
<td>4</td>
<td>80.50.090, requires that when there's a new application</td>
</tr>
<tr>
<td>5</td>
<td>information on the council review process, and an</td>
<td>5</td>
<td>for site certification, that the council will conduct a</td>
</tr>
<tr>
<td>6</td>
<td>opportunity for the public to make comments on the</td>
<td>6</td>
<td>public hearing to determine whether or not the proposed</td>
</tr>
<tr>
<td>7</td>
<td>project. EFSEC received 17 comments during the public</td>
<td>7</td>
<td>site is consistent and in compliance with city, county,</td>
</tr>
<tr>
<td>8</td>
<td>informational meeting. EFSEC staff is currently working</td>
<td>8</td>
<td>or regional land use plans or zoning ordinances. That</td>
</tr>
<tr>
<td>9</td>
<td>with contractors and state agencies reviewing the ASC as</td>
<td>9</td>
<td>has to be done within 60 days of the filing of the</td>
</tr>
<tr>
<td>10</td>
<td>well as evaluating the project compared to Douglas County</td>
<td>10</td>
<td>application.</td>
</tr>
<tr>
<td>11</td>
<td>land use criteria.</td>
<td>11</td>
<td>As Mr. Chisholm said, that -- that hearing was</td>
</tr>
<tr>
<td>12</td>
<td>We are currently reaching out to WDFW, or Fish &amp;</td>
<td>12</td>
<td>held on November 17th.</td>
</tr>
<tr>
<td>13</td>
<td>Wildlife, DNR, department of -- or also known as</td>
<td>13</td>
<td>You heard from the applicant on the topic of</td>
</tr>
<tr>
<td>14</td>
<td>Department of National Resources, CoVille Confederated</td>
<td>14</td>
<td>land use consistency, the county didn't -- didn't appear.</td>
</tr>
<tr>
<td>15</td>
<td>tribes, Spokane tribes, and Yakama Nation on their</td>
<td>15</td>
<td>But -- but the -- you know, the details of the county</td>
</tr>
<tr>
<td>16</td>
<td>interest dealing with this project.</td>
<td>16</td>
<td>zoning regulations were in evidence.</td>
</tr>
<tr>
<td>17</td>
<td>Does the Council have any questions so far?</td>
<td>17</td>
<td>I should mention another reason why land use</td>
</tr>
<tr>
<td>18</td>
<td>CHAIR DREW: Are there any questions from the</td>
<td>18</td>
<td>consistency comes up is because applicants have the</td>
</tr>
<tr>
<td>19</td>
<td>Council?</td>
<td>19</td>
<td>option of selecting -- or requesting expedited</td>
</tr>
<tr>
<td>20</td>
<td>Go ahead, Mr. Chisholm.</td>
<td>20</td>
<td>processing, which means dispensing with the adjudication,</td>
</tr>
<tr>
<td>21</td>
<td>MR. CHISHOLM: Yeah. The land use hearing was</td>
<td>21</td>
<td>essentially. If -- if the impacts of a project are not</td>
</tr>
<tr>
<td>22</td>
<td>held November 17, 2021, after the public information --</td>
<td>22</td>
<td>going to be significant or can be mitigated to -- to a</td>
</tr>
<tr>
<td>23</td>
<td>informational meeting and public comment section.</td>
<td>23</td>
<td>nonsignificant level, and if the project is consistent</td>
</tr>
<tr>
<td>24</td>
<td>EFSEC received two comments during the land use</td>
<td>24</td>
<td>and in compliance with local land use regulations.</td>
</tr>
<tr>
<td>25</td>
<td>hearing. Ami Hafkemeyer has some more information on</td>
<td>25</td>
<td>In this case, the applicant Aurora Solar has not</td>
</tr>
<tr>
<td>26</td>
<td>that.</td>
<td>26</td>
<td>requested expedited processing citing interim controls</td>
</tr>
<tr>
<td>27</td>
<td>CHAIR DREW: Ms. Hafkemeyer?</td>
<td>27</td>
<td>adopted by Douglas County that -- which the proposed</td>
</tr>
<tr>
<td>28</td>
<td>MS. HAFKEMEYER: Thank you, Mr. Chisholm.</td>
<td>28</td>
<td>site for the project is inconsistent.</td>
</tr>
<tr>
<td>29</td>
<td>Thank you, Chair Drew.</td>
<td>29</td>
<td>So the -- the application -- Aurora Solar, the</td>
</tr>
</tbody>
</table>
| 30 | For the record, again, this is Ami Hafkemeyer. | 30 | application was filed October 7, 2021. A couple --
| 31 | As Mr. Chisholm mentioned, the land use hearing | 31 | two-plus months prior to that on July 20th, 2021, Douglas |
| 32 | for Badger Mountain was conducted in the evening on | 32 | County had adopted an ordinance that was titled Interim |
| 33 | November 17th. And included in your packet is a legal | 33 | Controls for Placement and Permitting of Alternative |
| 34 | briefing prepared by John Thompson with coordination from | 34 | Energy specific to wind and solar energy farms. |
| 35 | the administrative law judge, Judge Bradley. | 35 | And in relevant part, that basically -- there's a |
| 36 | In this briefing Mr. Thompson reviews the | 36 | recounting of what the -- kind of the thinking behind |
| 37 | information received during the hearing and recommends | 37 | that on Douglas County's part. But the important part is |
| 38 | that the council determined the land use not be in | 38 | that the county amended its zoning code to include a |
| 39 | compliance and set the matter for an adjudicative | 39 | requirement of seven-mile buffers from various geographic |
| 40 | proceeding in accordance with RCW 80.50.090. | 40 | features within which a solar facility such as this |
| 41 | Are there any questions? | 41 | cannot be constructed. |
| 42 | CHAIR DREW: Are -- Mr. Thompson, would you | 42 | So those were -- seven miles from the urban |
| 43 | like to make further comments? | 43 | growth area boundary, city or town limits boundary, |
| 44 | MR. THOMPSON: Certainly, Chair Drew. Would | 44 | municipal airport boundary. Specifically Pangborn |
| 45 | you like me to just kind of provide a brief summary of | 45 | airport boundary and Pangborn airport outer overlay zone |
| 46 | the memorandum? | 46 | boundary. And also seven miles from habitat associated |
| 47 | CHAIR DREW: That would be great. Certainly | 47 | with sensitive candidate threatened or endangered plants |
| 48 | for all of the people who have joined us in addition to | 48 | or wildlife. |
| 49 | the Councilmembers who haven't had the opportunity to | 49 | The applicant concedes that it's proposed |
| 50 | review it at this point. That would be terrific. | 50 | location is -- does fall within -- essentially each of |

BUELL REALTIME REPORTING, LLC
SEATTLE 206.287.9066  OLYMPIA 360.534.9066  SPOKANE 509.624.3261  NATIONAL 800.846.6989
I'm just suggesting that the -- yeah, that the scheduling not setting a date at this point, correct?

It's not preemption of all local laws; is that correct?

In the past is it correct that the council has preemption.

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

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 whether 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 required.

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?

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 whether 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 required.

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?

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

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 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.
determining that the site is not in compliance with local zoning ordinances in setting the matter of whether to recommend preemption by the state for adjudication.

CHAIR DREW: Thank you.

Is there a second?

MS. BREWSTER: Stacey Brewster, second.

CHAIR DREW: Thanks. Discussion?

Okay. All those in favor, signify by saying "aye."

COUNCILMEMBERS: Aye.

CHAIR DREW: Opposed?

The motion is adopted. Thank you.

So we will look forward to a draft order coming to us for review and for consideration some time within the next month or so.

And we would also look to wait to determine a time for the adjudication until we have the SEPA determination for the project.

So we will be able to decide whether the adjudication on land use goes forward or if it's also in context with the environmental review.

Okay. Thank you. Moving on to the cost allocation report.

Ms. Hafkemeyer, is that you today?

CHAIR DREW: Thank you.

We have one more item for the good of the order.

And at the beginning of the council meeting you heard a new name on EFSEC staff. And I would like to introduce the council to Lindsay Remfrey. And I would ask Ms. Hafkemeyer to do the introduction.

MS. HAFKEMEYER: Thank you, Chair Drew.

EFSEC welcomes Lindsay Remfrey to our team. She is our new commerce specialist. Lindsay joins us with extensive project management experience from a long history with the U.S. Army Corps of Engineers and the U.S. Air Force. And we are very excited to have her with us. She will be handling our contracting work and invoices and our records management.

CHAIR DREW: Lindsay, if you would like to show -- say a hello. We don't require anything else.

But just so people can see who you are, that would be terrific. Ms. Remfrey, I should say.

MS. REMFREY: Hello.

CHAIR DREW: We're happy to have you on board.

Welcome.

MS. REMFREY: Thank you.

CHAIR DREW: With that, thank you, everybody.

Our meeting is adjourned for Tuesday, January 18th.

(Virtual meeting adjourned at 2:23 p.m.)
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
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.
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
  - 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).
- 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...
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 Council Update Format

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
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
  - PSE is resolving communications issues on the interconnection
- Camas
  - Most of the remaining modules have been delivered; still waiting on one container
  - Module installation to resume next week
  - Mechanical Completion expected in March
- Urtica
  - Remaining modules to be delivered late-Feb
  - 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

[Place holder]
Horse Heaven Wind Project

February 2022 project update

[Place holder]
Goose Prairie Solar Project

February 2022 project update

[Place holder]
Badger Mountain Solar Energy Project

February 2022 project update

[Place holder]