

Verbatim Transcript of Special Council Meeting
Washington State Energy Facility Site Evaluation
Council

May 2, 2017



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WASHINGTON STATE
ENERGY FACILITY SITE EVALUATION COUNCIL
Richard Hemstad Building
1300 South Evergreen Park Drive Southwest
Conference Room 139
Olympia, Washington
May 2, 2017
2:35 P.M.

SPECIAL COUNCIL MEETING REGARDING
TESORO/SAVAGE VANCOUVER ENERGY DISTRIBUTION
TERMINAL - CONSTRUCTION AIR PERMIT
Verbatim Transcript of Proceedings

REPORTED BY: TAYLER RUSSELL, CCR #3358

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A P P E A R A N C E S

Councilmembers present:

- Bill Lynch, Chair
- Jaime Rossman, Department of Commerce (via phone)
- Cullen Stephenson, Department of Ecology
- Joe Stohr, Department of Fish & Wildlife
- Dan Siemann, Department of Natural Resources (via phone)
- Dennis Moss, Utilities and Transportation Commission

Local Government and Optional State Agency:

- Bryan Snodgrass, City of Vancouver
- Greg Shafer, Clark County (via phone)

Assistant Attorney General:

Ann Essko

Council Staff:

- Stephen Posner
- Tammy Mastro
- Sonia Bumpus
- Joan Aitken
- Ami Kidder

Also present:

- Wes Safford, Southwest Clean Air Agency
- Kay Shirey Ago
- Jared Larabee, Tesoro

1 OLYMPIA, WASHINGTON; MAY 2, 2017

2 2:35 P.M.

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5 P R O C E E D I N G S

6

7 CHAIRMAN LYNCH: Okay. We're back on the
8 record. We are through with our executive session, so
9 this is a continuation of the special meeting for the
10 purpose of issuing the -- the notice of Construction Air
11 Permit.

12 At this point in time, I think I will call
13 on Ms. Bumpus to give us a quick overview of where we
14 are.

15 MR. POSNER: We're just wondering, we're
16 missing a couple Councilmembers. Have they been excused
17 or...

18 CHAIRMAN LYNCH: Just for purposes of the
19 record, Councilmember Stephenson is here and -- but
20 Councilmember Stone and Councilmember Paulson had to
21 leave, but you might remember Councilmember Paulson
22 doesn't actually vote anyway. So we're switching one
23 member in for another, then. We still have a majority
24 of the Council to take action.

25 And so, Ms. Bumpus.

1 MS. BUMPUS: Yeah, thank you, Chair Lynch.

2 Good afternoon, Councilmembers. As you
3 know, EFSEC Staff has been coordinating with the
4 applicant and our air permit engineer at Southwest Clean
5 Air Agency to prepare a permit for the application for
6 site certification submitted by Tesoro/Savage for the
7 Vancouver Energy Distribution Terminal project.

8 We've worked closely the last couple of
9 weeks to address some issues that have come up. Based
10 off some legal review and internal Staff review, we
11 prepared a draft permit which included the permit
12 itself, the technical support documents, and a testing
13 protocol for marine vapor combustion capture and that --
14 those drafts were sent to Council by email April 21st
15 for your review.

16 At this time, EFSEC Staff would like to
17 request the Council make a preliminary determination to
18 approve the permit contingent upon the following changes
19 being made, and I will go ahead and itemize those
20 changes.

21 CHAIRMAN LYNCH: If you could itemize the
22 changes for both the permit and the technical support
23 document, please.

24 MS. BUMPUS: Yes, I will. So starting with
25 the technical support document for Section 10 of the

1 technical support document, we are going to add some
2 language to cite the TCEQ guidance, which would explain
3 the 99.89 percent presumption used for the capture
4 efficiency rate that is identified now in the permit.

5 For Section 7, we're going to add some
6 generic reference that would acknowledge EFSEC's
7 adoption of Ecology rules that are already listed in the
8 permit -- or sorry, they're in the technical support
9 document, listed in the technical support document now.
10 So this will be a reference to EFSEC's adoption pursuant
11 to 463.78.005 WAC.

12 And then for Section 14(A) of the technical
13 support document, there's a typo that needs to be
14 corrected there at the end of 14(A).

15 For the permit, Section 2.2, we're going to
16 add some language to require 40 CFR Part 60, quad I
17 compliant engines.

18 And then also Section 2.2, we're going to
19 add a prohibitory limit for storing oil that's going to
20 be in the heated tanks that is in the proposal now.

21 So those are a summary of the changes that
22 we would make prior to putting this -- these documents
23 out for public comment.

24 CHAIRMAN LYNCH: And I would echo the
25 support of the Staff in making these changes even though

1 we are not adopting the permit, it's not a final
2 approval today. We're just putting this out for public
3 notice. It will make it easier for the public to
4 understand what some of these changes are.

5 Ms. Bumpus, do you have anything else?

6 MS. BUMPUS: That's all I have.

7 CHAIRMAN LYNCH: And do you want to
8 introduce Wes?

9 MS. BUMPUS: Yes, this is Wes Safford from
10 the Southwest Clean Air Agency, and I should -- actually
11 I should add that if there are any questions from the
12 Councilmembers, Wes is here to answer any technical
13 questions you have about these documents.

14 CHAIRMAN LYNCH: And he's been working
15 closely with you and the applicant all along?

16 MS. BUMPUS: Correct.

17 CHAIRMAN LYNCH: Do we have any questions
18 for Mr. Safford or Ms. Bumpus?

19 MR. ROSSMAN: Yes, Chair Lynch. This is
20 Councilmember Rossman.

21 I have a question. I just want to clarify
22 that I'm understanding that the 99.89 percent capture
23 efficiency rate, that's based on a guidance document
24 from Texas that was recently released in September and
25 that's the citation you're going to add to part 10 of

1 the technical document?

2 MR. SAFFORD: That is correct. We plan on
3 adding a paragraph or two to that section to explain the
4 migra -- a general summary of some of the applicable
5 capture efficiency estimates and then explain how the
6 determination came to use the Texas CEQ guidelines.

7 CHAIRMAN LYNCH: And these materials were
8 actually submitted as part of the package for the
9 permit, but we -- we just think it would be easier for
10 people to understand what the source is for this
11 information if we include this information as opposed to
12 just relying on the record itself.

13 Any questions from Councilmembers?
14 Councilmember Stephenson.

15 MR. STEPHENSON: Thank you, Chair Lynch.

16 Wes, scheduling snafu so I wasn't able to be
17 in the executive session. Are you okay -- I just want
18 to hear from -- because I've heard Ecology, engineer
19 there is okay with the permit. I want to hear that
20 you're good with the changes that have been made to both
21 the permit and the technical support document.

22 MR. SAFFORD: Yes, I have been working with
23 Ms. Bumpus on most of those items and also working with
24 Ms. Shirey on the legal review.

25 MR. STEPHENSON: Thank you.

1 CHAIRMAN LYNCH: I think it's fair to
2 characterize almost all those changes as clarifications.

3 Any other Councilmembers questions or
4 comments?

5 At this point in time, I would entertain a
6 motion that the coun -- that the Council authorize the
7 Staff to notice this permit on the condition that they
8 make those modifications to the permit and technical
9 support document.

10 MR. MOSS: So moved.

11 CHAIRMAN LYNCH: Do we have a second?

12 MR. STEPHENSON: I will second.

13 CHAIRMAN LYNCH: It's been moved and
14 seconded that the Staff issued the notice, this --
15 notice of construction permit for the Tesoro/Savage
16 Marine Terminal. Contingent upon those modifications
17 being made to the permit and technical support document,
18 all those in favor say "aye."

19 COUNCILMEMBERS: Aye.

20 CHAIRMAN LYNCH: Opposed? Motion carries.

21 And is there any other business in front of
22 us today? I don't believe so.

23 MR. ROSSMAN: To clarify, we're just issuing for
24 public comment.

25 CHAIRMAN LYNCH: Yes, this was not final

1 adoption today. This was just for the -- to send it out
2 for public comment.

3 MR. ROSSMAN: Great. Thank you.

4 CHAIRMAN LYNCH: Thank you.

5 And with that, we are adjourned. Thank you.

6 (Adjourned at 2:43 p.m.)
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C E R T I F I C A T E

STATE OF WASHINGTON
COUNTY OF THURSTON

I, Tayler Russell, a Certified Shorthand Reporter
in and for the State of Washington, do hereby certify
that the foregoing transcript is true and accurate to
the best of my knowledge, skill and ability.

Tayler Russell, CCR 3358