

BEFORE THE STATE OF WASHINGTON
ENERGY FACILITY SITE EVALUATION COUNCIL

In the Matter of the Site)	
Certification Agreement for)	APPLICATION NO. 74-1
Skagit Nuclear Power Plant)	
Units 1 and 2)	
)	FINDINGS OF FACT,
PUGET SOUND POWER & LIGHT)	CONCLUSIONS OF
COMPANY)	LAW, ORDER AND
)	RECOMMENDATION
A Washington Corporation)	
.....))	

This matter came on regularly for hearing pursuant to due and proper notice to all interested parties on February 28, 1983, in Lacey, Washington, before the Energy Facility Site Evaluation Council of the State of Washington. The Hearing was conducted by Claude Lakewold, Acting Chairman.

Based upon the evidence and the argument presented, the Council hereby makes and enters the following:

FINDINGS OF FACT

1. A certification agreement was entered into on Application 74-1 on January 5, 1977, pursuant to Chapter 80.50 of the Revised Code of Washington by the State of Washington ("State"), acting by and through the Governor of the State of Washington, and Puget Sound Power & Light Company ("Puget"), a Washington Corporation.
2. The site certified is located in Skagit County, Washington. Certification authorizes construction of a twin-unit thermal power plant known as Skagit Nuclear Power Project Units 1 and 2 ("Project").
3. The Site Certification Agreement did not contain a provision for its termination.
4. On December 30, 1981, Puget filed with the Energy Facility Site Evaluation Council ("EFSEC") an Application No. 81-1 seeking to relocate the project at a proposed site in Benton County, Washington, and seeking certification of the newly-proposed site.

5. On November 23, 1982, Puget requested EFSEC to terminate the January 5, 1977, Site Certification Agreement for the Project because it had abandoned plans to build the project at the Skagit County site.
6. A public hearing about this request was held by EFSEC on February 28, 1983 at 2:00 p.m. in the EFSEC hearing room, 4224-6th Avenue Southeast, Lacey, Washington, following proper notice.
7. At the hearing, F. Theodore Thomsen, attorney for Puget, appeared on behalf of Puget and confirmed that Puget does not intend to construct the Project at the Skagit County Site and, therefore, desires that action be taken to effect the termination or expiration of the Certification Agreement. He further confirmed that the attached Proposed Amendment is acceptable to Puget for this purpose.
8. Slides of the site showing the 1977 and the present conditions were presented by Michael Stimac of Puget.

CONCLUSIONS OF LAW

1. EFSEC has jurisdiction over this request, which seeks an amendment to the certification agreement.
2. Amendment of the certification agreement as proposed herein is consistent with applicable provisions of law and regulation and is in the public interest.
3. The Council should submit the following recommendation and order to the Governor of the State of Washington. The Certification Amendment here recommended shall be effective upon its execution by the Governor and an authorized representative of Puget.

COUNCIL RECOMMENDATION AND ORDER

Having considered the entire record in this proceeding, the Council hereby reports to the Governor of the State of Washington that the amendment of the Site Certification Agreement for the Skagit Nuclear Power Project Units 1 and 2 is in compliance with the applicable law and regulations, and recommends to the Governor that he approve the attached amendment to the Site Certification Agreement and that he certify the amendment to be effective upon its execution by the Governor and by Puget, the holder of the Site Certification Agreement for the Skagit Nuclear Power Project Units 1 and 2.

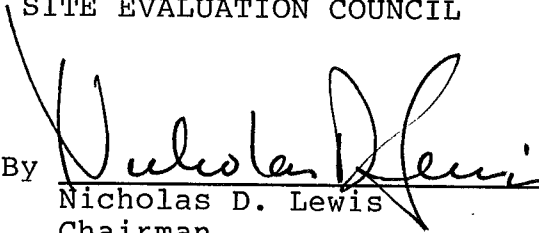
WHEREFORE, IT IS HEREBY ORDERED That the foregoing Findings of Fact and Conclusions of Law, and the Amendment to the Site

Certification Agreement for Skagit Nuclear Power Project Units 1 and 2 attached hereto shall be forwarded to the Governor of the State of Washington for his consideration and action.

Dated at Olympia, Washington, and effective this 14th day of March 1983.

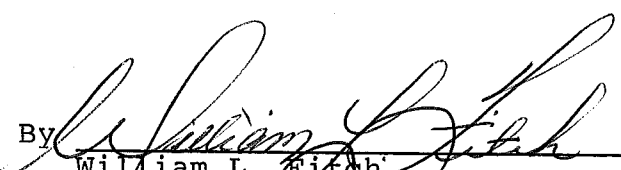
WASHINGTON STATE ENERGY FACILITY
SITE EVALUATION COUNCIL

By


Nicholas D. Lewis
Chairman

ATTEST:

By


William L. Fitch
Executive Secretary

Attachment

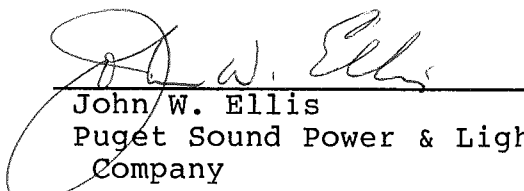
Site Certification Agreement
for
Skagit Nuclear Power Project Units 1 and 2
between
the State of Washington
and
Puget Sound Power & Light Company

Is hereby amended by addition of the following:

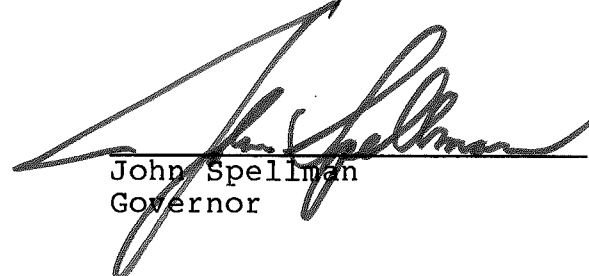
VI. N. Expiration of Site Certification Agreement

1. This Site Certification Agreement shall expire on June 30, 1983.

Dated at Olympia, Washington this 4th day of April 1983.

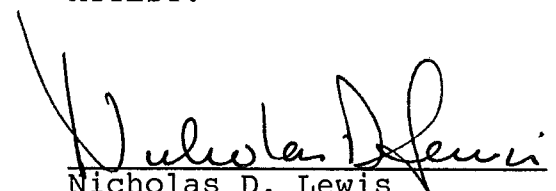


John W. Ellis
Puget Sound Power & Light
Company



John Spellman
Governor

ATTEST:



Nicholas D. Lewis
Chairman