

BEFORE THE STATE OF WASHINGTON
ENERGY FACILITY SITE EVALUATION COUNCIL

In the Matter of)
SATSOP COMBUSTION TURBINE PROJECT) Public Meeting
AMENDMENT NO. 5) Pages 1 - 72
_____)

A Public Meeting in the above matter was held on Tuesday, December 15, 2009, at 310 West Spruce Avenue, Room 212, in Montesano, Washington at 6:30 p.m., before the Energy Facility Site Evaluation Council members.

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CHAIR LUCE: I would call this meeting to order at this point in time and we'll take Council roll call.

Allen, you want to call the roll?

MR. FIKSDAL: Yes. Department of Commerce?

MR. FRYHLING: Dick Fryhling is here finally.

MR. FIKSDAL: Department of Ecology?

CHAIR LUCE: Excused.

MR. FIKSDAL: Department of Fish and Wildlife?

MR. TAYER: Jeff Tayer is here.

MR. FIKSDAL: Department of Natural Resources?

Mary she's excused?

CHAIR LUCE: Mary's excused, yes.

MR. FIKSDAL: Utilities and Transportation
Commission?

1 MR. BYERS: Dick Byers is here.

2 MR. FIKSDAL: Chair?

3 CHAIR LUCE: I am present.

4 MR. FIKSDAL: There is a quorum.

5 CHAIR LUCE: Thank you.

6 This is an informational meeting, an opportunity
7 for public comment, and at 7:15 more or less a land use
8 hearing on an application by Grays Harbor Energy Project to
9 expand their existing facility. So we are going to start
10 with the information meeting, and I believe Invenergy and
11 Grays Harbor Energy have a presentation they would like to
12 make to us at this point in time. Is that correct?

13 MR. OAKLEAF: Yes.

14 CHAIR LUCE: So please come forward, Mr. Oakleaf
15 and give us your best shot.

16 MR. OAKLEAF: I thought it would be easier to come
17 around this way.

18 CHAIR LUCE: Mr. Oakleaf, welcome.

19 MR. OAKLEAF: Thank you.

20 Thank you, Ladies and Gentlemen, for having us
21 here tonight just for this informational meeting about our
22 expansion plans.

23 Who is Invenergy? We're a developer, owner, and
24 operator of power generation projects not only in the U.S.
25 but also internationally. We develop renewable energy

1 products, wind and solar, but also natural gas products such
2 as this facility we're currently running and looking to
3 expand. We're headquartered in Chicago with regional
4 offices all throughout the U.S. and international offices in
5 Toronto and Warsaw, Poland. We have a large pipeline of
6 wind and natural gas projects that we're looking to develop
7 in the future, and we're active in the North American and
8 Canadian European markets right now.

9 This is a map of the current project under
10 construction or operating right now. The red are the
11 natural gas plants. You'll see in Washington, Minnesota,
12 Colorado, Sinclair is outside of Toronto, Canada, and
13 Florida, and then a large number of wind projects throughout
14 the U.S.

15 This current project in Satsop is located in the
16 Satsop Development Park right near the now current or the
17 current development park of the nuclear facility. This is
18 just a drill down of where we're located. The existing
19 facility is a 650-megawatt combined cycle plant which means
20 two combustion turbines and one steam turbine and a much
21 more efficient arrangement to produce enough energy to power
22 a large number of homes that will be getting that in the
23 near future. If you figure one megawatt of power roughly
24 750 homes, this facility once it's complete will power over
25 a million homes just by energy. It was completed in 2008

1 with 23 full-time employees and also a supporting number of
2 workers from the surrounding communities which rely heavily
3 on those outside members.

4 The new unit would be an identical unit to the
5 existing facility located within the 22 acres we currently
6 own. It would be again another 2:1:1 or combined cycle
7 configuration. We're talking about a 24-month development
8 construction cycle, and at peak we would have over 500
9 construction workers on that site. Our full-time employees
10 would increase from 23 to 31, and the reliance on outside
11 community for support for those workers would increase
12 accordingly. This is just a schematic of what we're talking
13 about in the layout of the equipment from sort of an aerial
14 view.

15 MR. LINFORD: Excuse me. Can you tell me where
16 the other ten acres are you want besides --

17 MR. OAKLEAF: This is the --

18 MR. LINFORD: You were going to add ten acres for
19 a laydown unit. Where is it?

20 MR. OAKLEAF: It's immediately to the east.

21 MR. LINFORD: Where on that I'm asking?

22 MR. OAKLEAF: It's here.

23 MR. LINFORD: It's across the street or behind it?

24 MR. OAKLEAF: No, it's not across the street. It
25 would be to the east of the current project. So it would be

1 going towards Elma.

2 MR. LINFORD: Towards Elma. Was that a wildlife
3 area or have you changed that?

4 MR. OAKLEAF: That was the designation?

5 MR. LINFORD: Yes.

6 MR. OAKLEAF: There is probably some wildlife on
7 there.

8 MR. LINFORD: No, I mean designated wildlife.

9 CHAIR LUCE: Folks, let's let him get through his
10 presentation.

11 MR. LINFORD: I was just trying to figure out
12 where it is.

13 CHAIR LUCE: Understood. Let's let him get though
14 his presentation, and then if we've got questions we'll take
15 those then.

16 MR. OAKLEAF: Some of the expansion benefits we're
17 talking about is clean, reliable, efficient generation.
18 It's an available industrial site zoned industrial. We're
19 utilizing existing resources, and we're not going into any
20 sort of new development. We're utilizing existing power
21 lines, natural gas lines, water lines, and we're being
22 zoned, currently zoned. We have to change no zoning. The
23 number of jobs we're adding and the economic benefit. I
24 think we have a strong relationship with the community, and
25 we're also providing probably a large number of funds at the

1 state, county, and local level for taxes.

2 Some of the environmental considerations the EFSEC
3 Council will be considering for our amendment application
4 will be air quality. We will be installing BACT which is an
5 acronym for best available control technology. We will be
6 complying with all federal and state mandates, the
7 greenhouse gas emissions. Gas is a very clean burning fuel
8 source as opposed to coal where less than half the amount of
9 CO2 is generated. We'll be in full compliance and offer
10 mitigation measures for the EFSEC rulings and specific
11 mitigation requirements. Water use we're currently talking
12 with the PDA and the City of Aberdeen about the water for
13 the cooling process, but we will be using no more or
14 purchasing no more existing rights, just using those rights
15 that are currently available. We will not be adversely
16 affecting the river and the fish and aquatic life in it.

17 The current discharge will be specific
18 limitations, and those permits and those limits will be
19 applied to the expansion facility and the noise level which
20 will be an issue I understand. We'll be using a lot of --
21 we just completed a sound study. We'll be looking at
22 mitigating a lot of those efforts and those added, if any,
23 noise levels through extensive monitoring, modeling, and
24 mitigation efforts.

25 In conclusion, the opportunity I think we are

1 helping to meet the long-term needs of the region with the
2 energy needs. Such a facility as this can integrate larger
3 amounts of renewable energy such as wind and solar. We are
4 contributing significantly to the tax and economic level of
5 the county, state, and local levels. We want to be a
6 longstanding community member and active member, and we're
7 committed to minimizing the effects on the environment and
8 our neighbors.

9 If you have any information, please contact me in
10 the future at this address or my phone or e-mail or I have a
11 business card. If you need that at the end, I'll be
12 available.

13 CHAIR LUCE: Thank you, Mr. Oakleaf. I think at
14 this point in time we have a lot of people here tonight and
15 maybe many of you who want to comment. We'll take a few
16 questions for Mr. Oakleaf at this time. I'm sure he will be
17 available afterwards to answer any additional questions you
18 may have.

19 We have a public comment opportunity here so you
20 folks are going to come up and you're going to give us your
21 names and your address and spell it for the court reporter.
22 We'll take care of that. At 7:15 we are going to break for
23 a land use hearing so we'll suspend -- the way it will work
24 is we'll suspend the public comment. We've noticed by law
25 the land use hearing so that has to occur at 7:15. As soon

1 as that's over if there's still people who want to comment,
2 we'll come back in, we'll start up again, and we'll finish
3 the public comments. Any questions on that process?

4 Okay. Can you take a couple of questions now,
5 Mr. Oakleaf?

6 MR. OAKLEAF: I can.

7 CHAIR LUCE: Folks, have you got specific
8 questions for Mr. Oakleaf or would you rather wait until
9 later?

10 We'll wait until later.

11 All right. Tammy, do you have the sign-up sheet?

12 MS. TALBURT: I do.

13 CHAIR LUCE: Thank you.

14 MR. FIKSDAL: Mr. Chair, would you like me to give
15 a slight presentation of our process?

16 CHAIR LUCE: Good idea.

17 MR. FIKSDAL: Good evening. My name is Allen
18 Fiksdal. I'm the manager of the Council. I direct the
19 staff for the Council. What I want to do is talk to you a
20 little bit about the Council's process, what they're going
21 to do, and sort of a tentative schedule.

22 Basically what Grays Harbor, LLC, has done is
23 requested the Council amend the existing site certification
24 agreement which is the permit to construct and operate the
25 existing facility. They want to amend that to allow for the

1 Council to allow the construction and operation of Units 3
2 and 4, the two additional units that Mr. Oakleaf showed up
3 on the wall here.

4 They have, the Council has rules that guide their
5 process. Part of the administrative rules says that in
6 reviewing any proposed amendment the Council shall consider
7 whether the proposal is consistent with the intention of the
8 original site certification agreement or the original
9 permit, applicable laws and rules, the public health,
10 safety, and welfare, and the provisions of another chapter
11 within the Council rules which have to do with site
12 restoration.

13 So the site certification agreement that Grays
14 Harbor Energy has now requires them at the end of the
15 project life to restore the site to a condition that's
16 agreeable to the Council. So in developing a new project if
17 it is approved they still have to meet that condition.

18 The Council will look at the information that the
19 Applicant has presented, or I shouldn't say applicant, Grays
20 Harbor Energy has requested the Council essentially consider
21 this similar to a new application in a process that the
22 Council has called expedited processing. To grant expedited
23 processing the Council will have to find that there's no
24 significant environmental impact to this proposal, and under
25 the State Environmental Policy Act there will be a threshold

1 determination probably sometime after the first of the year
2 to determine whether there is a probable significant
3 environmental impact or not. If there is that threshold
4 determination of probable significant environmental impact,
5 then an environmental impact statement will have to be
6 developed. If the threshold analysis is such that we can
7 consider that there may be a few impacts and they can be
8 mitigated, there could be what's called a mitigated
9 determination of nonsignificance.

10 If that occurs, that still doesn't preclude the
11 Council from seeking as much information as they think is
12 necessary on the environmental and socioeconomic impacts of
13 this proposed amendment. The Council can hold hearings as
14 they wish to find out more information from experts and the
15 community. It will be up to them to decide exactly what
16 they do. Ultimately they will consider all the public
17 comments, all the information that they've gained through
18 the environmental analysis, through speaking and hearing
19 from expert witnesses, if they choose to do so, and they
20 will make a decision whether to grant the request to amend
21 the site certification agreement and allow construction and
22 operation of that facility.

23 Some tentative dates. I already mentioned that
24 the SEPA (State Environmental Policy Act) threshold
25 determination will probably be made sometime in January of

1 2010. The Council if they wish will probably wish to hear
2 from experts. It will probably hold hearings to hear from
3 those experts I will assume in February of 2010. They will,
4 guessing that in March, they will consider all the public
5 comments that they've received and the information they've
6 received from experts, if they request that, and then
7 somewhere around April or May of next year they will
8 probably make a decision.

9 These are all tentative dates. It depends on
10 exactly what the Council desires and asks for as far as
11 information, but that's kind of some guess now of a timing
12 sequence.

13 The Council could reject the application. They
14 could find out, you know, that there are going to be too
15 many impacts that affects too many things and reject the
16 application or deny the application. Or they could find
17 that if there are impacts, those impacts could be mitigated
18 and they could approve it. It's their choice. So that's
19 all I have.

20 CHAIR LUCE: Thank you.

21 MR. FRYHLING: I have one question. This hearing
22 when we have the experts do we do that here so all the
23 public can hear what the experts are going to say?

24 MR. FIKSDAL: It will be up to you to decide how
25 and where you would like to have that.

1 CHAIR LUCE: We'll be having it here.

2 MR. FIKSDAL: In most case you've had it in the
3 local community. Depends on your decision.

4 CHAIR LUCE: Folks, we are now going to get into
5 the public comment session so I'd ask you to come up, state
6 your name, spell it, give your address, and speak clearly so
7 the court reporter can hear you and everyone else can. I'm
8 going to call people up two at a time. One is in the chair
9 and the other is on the ready.

10 MR. FIKSDAL: Mr. Chairman, may I suggest can't
11 they just stand up instead of shuffle around?

12 CHAIR LUCE: Do we have a portable mic?

13 MR. FIKSDAL: No.

14 MR. FRYHLING: I think it's a small enough room.

15 CHAIR LUCE: Shaun, can you hear?

16 THE REPORTER: I guess we'll find out.

17 CHAIR LUCE: You can speak up loudly and if that
18 doesn't work, you can come up. So we'll start with Roger
19 Milliman.

20 COMMENTS BY ROGER MILLIMAN

21 Thank you very much for the opportunity to be
22 here. Council. I'm Roger Milliman,
23 R-o-g-e-r M-i-l-l-i-m-a-n. Address is 506 Duffy Street,
24 Aberdeen, Washington. The Economic development Council with
25 membership of over a hundred members, including

1 municipalities, industry, retail and commercial businesses
2 are supportive of this expansion project. Invenergy has
3 done their research and the market analysis. This will
4 bring much needed construction jobs, though temporary. It
5 does increase the tax base to our communities. And also I
6 might mention Todd Gatewood and his crew have an exemplary
7 record both in operations and safety and we welcome this.
8 It's a win for our community. Its a win for our county.

9 CHAIR LUCE: Thank you, sir.

10 Leroy, Leroy Tipton.

11 COMMENTS BY LeROY TIPTON

12 Thank you for the opportunity to be here this
13 evening. I am LeRoy L-e-R-o-y Tipton T-i-p-t-o-n. I
14 represent Grays Harbor Chamber of Commerce. The address is
15 506 Duffy Street in Aberdeen.

16 Again, we appreciate the opportunity to speak on
17 behalf and in support of this expansion in Grays Harbor. It
18 has already meant a great deal to us in the creation of jobs
19 and particularly in the addition to our tax base.

20 Our county commissioners have just agonized over
21 trying to balance a budget in these very difficult economic
22 times and it could mean layoffs for some. This additional
23 tax into our market and into our county is a tremendous
24 asset and benefit to all taxpayers in our county. The
25 additional construction jobs as well as in the construction

1 as well as all the vendor and additional contract jobs that
2 are created there on that hill are always as the year
3 continues tremendous help to the Grays Harbor economy.

4 I hold in my hand the last report of the
5 unemployment rate in Grays Harbor. It is now 13.5 I do not
6 say proudly. Last month it was 8.8. There are now almost
7 600 more people unemployed today than there was at this time
8 last month, and last year at this time our unemployment rate
9 was 8.8 and about a thousand fewer people out of work. And
10 so every job counts in Grays Harbor, both those direct jobs
11 and the indirect jobs.

12 We have supported this project before and we
13 continue to support it this evening. Thanks for the
14 opportunity to speak tonight.

15 CHAIR LUCE: Thank you, Mr. Tipton. I think
16 you've got handouts that make this clear, but I'll make it
17 clear now. Oral comments are being transcribed by our court
18 reporter. Written comments may also be submitted either at
19 tonight's meeting or no later than 5:00 p.m. on December 18,
20 and I believe we can take those written comments by e-mail
21 to our office.

22 So we'll move ahead now, Mr. Taylor.

23 COMMENTS BY DOUGLAS TAYLOR

24 Good evening, gentlemen. I'm going to start out
25 by apologizing first that I regret that I haven't met any of

1 you yet, even though I am a neighbor of this facility. I
2 kind of, I think it just kind of saddens me that we have not
3 had any communication whatsoever at this point in time and
4 we're, what, two or three years into a project now? I'm
5 hoping that will improve.

6 I'm also wanting to respectfully disagree with
7 Mr. Tipton and the other gentleman there about some of the
8 things about the economy and the jobs and stuff here. I
9 kind of think that eight jobs is not what I consider a
10 landmark increase in jobs in Grays Harbor County for a
11 facility of this size.

12 Also, I want you to realize that I am representing
13 several of the neighborhood people up there. I have to say
14 that I am somewhat unprepared, and the reason why I'm
15 unprepared is because when I started calling around
16 yesterday and even tonight I found out that none of the
17 neighbors knew what was going on yet. I also found out that
18 nobody had received this little flyer that Mr. Fiksdal had
19 sent out to me, which I thank you very much for sending that
20 to me. So I was doing some phone scrambling and trying to
21 ask people what their feelings are because to be honest with
22 you our association and all of our neighbors up there, we
23 really haven't got together to even talk about what's going
24 on. And that's why I'm saying I'm a little bit unprepared
25 because I would have liked to have gotten all of this

1 information that you're sending here tonight so we could sit
2 down and look at it and talk about it and regurgitate it and
3 see how it falls in with what we feel.

4 One thing I would like to say is that a lot of the
5 people up there, myself and my family included, we live on
6 the homestead. The homestead was there since 1962. The
7 family is growing up there. There's kids, grandkids, great
8 grandkids now. And we have been hearing this stuff all
9 along, and to us it seems to be a little different scenario
10 than anybody else that doesn't live there. None of the
11 people that works on the site, none of the people that's
12 there and working at the plant are living there to
13 experience this 24 hours a day, 7 days a week.

14 I'm going to tell you it's very trying. You've
15 all heard about the Chinese torture where the drip, drip,
16 drip. Well, that's not bad for an hour or two. Try it 24
17 hours a day, 7 days a week. Sure. You might be in the
18 permitted ranges of noise. You might be in permitted ranges
19 of lots of things, but there is an impact. We have paid
20 dearly both physically and financially on the impacts of
21 this facility.

22 Now, keep in mind we're pro growth. We'd like to
23 see growth. You can't stop growth. We just want to see it
24 done properly. We're hoping that we will get the respect
25 that we deserve, and it's respect that we believe we haven't

1 received yet. Part of it is the lack of communication.
2 Lots of people don't bother calling when there's problems
3 because it is such an effort to call at five o'clock in the
4 morning to find somebody to talk to so they don't call.
5 They have the intention of, well, we'll just lay here in bed
6 and it will go away pretty soon. We'll call in the morning.
7 Well, with the rush of that morning that just doesn't get
8 done.

9 So I also want to say that I've done a written
10 comment on some of the things I was going to say here
11 tonight and I've submitted those to you. I wished I would
12 have gotten some of the information you had earlier because
13 I'm sitting here thinking, well, I've got some more
14 questions I need to ask. So I am probably going reserve the
15 right to send some more comments to ask some more questions.

16 I'm basically not an expert at any of this stuff.
17 We would like to have, we need some facts, and I'll be on a
18 little bit of a fact finding information as well. I am
19 hoping that you folks are also on a fact finding information
20 as well on your side for our point of view of living in the
21 neighborhood.

22 With that in mind, everything that seems to be
23 going on in not only this facility, the PDA facility, Grays
24 Harbor County, the magic word here is jobs. If you say
25 jobs, everybody is for it. It doesn't matter what it is.

1 It's a job. Let's put people in here and let's get it
2 going. Jobs are great. I am for jobs. Let's control how
3 we do those jobs. Let's just don't start something and put
4 people in it. Let's take some respect of the neighborhood.
5 I would ask that. Another part and I might be a little slow
6 at going through some of this stuff, but, like I said, I was
7 not prepared. We were getting this together at the last
8 minute at midnight still trying to get something because I'm
9 finding out nobody seemed to know what was going on in our
10 neighborhood.

11 We were basically sold on this energy, and I'm
12 going to tell you I was probably for this Grays Harbor
13 Energy Plant the first time it came around because we're
14 finally going. Finally we got something that's an
15 industrial thing that's going to look good and I'm still for
16 it. I mean if it looked like this, that would be great. I
17 want to have a picnic here. You can't.

18 But we like the thought of having a facility
19 that's got a little bit of money behind it that can grow.
20 It's produced something that we feel is clean, sustainable
21 type energy. It's going to create a few jobs. Not as many
22 as I'd like to have seen. I was hoping there would have
23 been a lot of jobs with people that were actually from this
24 area that got the jobs. And that would be one of the
25 questions that I am really asking is how many people at this

1 facility right now are people that lived in this area when
2 this plant was started up and is currently running? How
3 many of the eight people that you're going to hire when you
4 build the next one are going to be living in this Grays
5 Harbor County to cut down our 13 point percent unemployment?
6 Those are some of the questions I'm going to probably still
7 be asking.

8 I apologize. I'm a little bit nervous over this.
9 We had the article that came out in the paper, and I've got
10 to tell you the article to me I felt like it was a little
11 bit one-sided article, a little bit not very unbiased. I
12 didn't like the fact that there's three people complaining
13 on the hill. You know, there's a lot more than three people
14 up there. It's just there's three people brave enough,
15 persistent enough that will come up and say something.

16 Now, comments back. Once we complain and call I
17 think Mr. Fiksdal has been kind enough to return calls
18 usually, at least on my part -- or Mr. Gatewood. I think
19 it's Mr. Gatewood who calls back usually. To get to that
20 point though it's an effort, and I've got to feel sorry for
21 the poor guys in the control room because I know they're the
22 guys that are working. But guess what? They're the first
23 ones that get the call at four o'clock in the morning when
24 we got blown out of bed and we're a little bit on the crabby
25 side. So, yes, we might be rude and, of course, they're

1 going to be rude back because they're going to react to what
2 we do. But there needs to be a better line of communication
3 going in that area as well.

4 Some of the points that I really highlighted on
5 really was based on the newspaper article, and I think I'm
6 just going to go through them because it might spark some
7 interest in some of the other people here to think about.

8 The article said we want residents to comment on
9 how they think they may have been impacted on this project.
10 First of all, we don't think we're going to be impacted. We
11 think we are being impacted, both physically and
12 financially. Physically in the fact that getting a quality
13 night's sleep every night is getting to be a challenge.
14 Now, we thought we could get used to it. I mean you can get
15 used to white noise in a building. You can get use to
16 something, but it's got to be consistent. We're not getting
17 consistent white noise I guess from this facility. It's up,
18 it's down. It's blowing off steam. It's having these
19 out-of-control events. And then it's having events back on.
20 And it always seems to be at night.

21 Of course, granted I'm never at home during the
22 day because I'm one of the people that's not the 13 percent
23 unemployed. Probably getting there. But these same events
24 must be happening during the day. So how many events do we
25 have that are out of control? And the only reason I say

1 that events that are out of control is when you talk to the
2 control room guy it's we'll have this in control in 15,
3 20 minutes. So okay. So you're not in control now.
4 So it's out of control. Right? So that's kind of how we
5 had to picture it because we don't know what's going on or
6 how it's happening. We've never had a tour of the plant.
7 We don't know what's in there.

8 As I've already pointed out that eight jobs is not
9 what I consider hitting the jackpot here at Grays Harbor
10 County yet. Eight jobs helps. I would like to see more.

11 Invenergy contends there will be minimal impacts
12 to air, water, and noise to the surrounding area. Well, you
13 know Units 1 and 2 they're running now. We can only base
14 what we know is going on right now. We're not the experts.
15 We know what we hear now. We know that the noise is an
16 impact to us at this point in time. We know that if you
17 build two more units which doubles what you got it's going
18 to increase that impact some more.

19 I guess at this point I am very concerned about
20 how we're going to mitigate that. Now, I would like to see
21 three and four go, but what I think I would like to see is
22 some kind of process to screen the noise. I don't know if
23 you put some kind of spray texture around the equipment so
24 it softens the noise. I don't know how to do it. I'm not
25 an expert. I know that the units are high enough that

1 they're higher than the curtain. I call it the iron wall
2 from China. But, anyway, the iron wall is there. The noise
3 is over the top of that. Either it's not high enough --
4 it's not stopping the noise, not doing something right.

5 Part of the problem is that we have a BPA power
6 line right here that's a direct funnel. It funnels that
7 noise right up that alley, and that's part of the problem
8 that I think the folks with the power plant is going to have
9 to worry about is we don't have trees around this plant like
10 we do three-quarters of it. It's a direct open shot for all
11 the people that live down that lane. So we hear the noise.
12 Sure. It might be 50 decibels. Sure. It might be within
13 the law. Okay? But there again it's still a distraction
14 day in, day out.

15 When it stated the fact that there's three
16 neighbors that complain in the area, yes, there's three
17 people. I don't know if I'm one of them. I might be. I've
18 called. I know several other of the neighbors that have
19 called. But I wished we had every one of them out there
20 calling because apparently the message is that there's only
21 three people calling. Now, I will tell you that when I
22 call, I'm usually representing four or five of the different
23 neighbors that are out there. Because, first of all, my
24 father-in-law lives there. He's 85 years old. He's not
25 going to get up and call. So, you know, I've got renters

1 that live up there. They're not going to call. So I'm
2 calling for several people that are there.

3 The amount of light visible at night from the
4 freeway, yeah, there's a lot of light and I appreciate the
5 light. I like to see what's going on. I like light. I
6 don't know if it's even worth me commenting about the light,
7 but what it does look like from the freeway is like a huge
8 fire going on up there on the hill. And I don't know if
9 it's the color of the lights, but I guess that's not
10 bothering me at all, and I don't know if it bothers anybody
11 else here.

12 So smoke and the steam I don't know if it's smoke.
13 To me it looks like steam, but then there's days when it
14 doesn't look like steam anymore. Today it's something else
15 coming out of that stack. So we're not sure what goes on
16 there because we don't know. The steam, now, I will tell
17 you there's some nights when it's one of those foggy nights
18 and the steam generator or the steam pots are steaming away
19 sometimes it hangs pretty low. Yeah, it could be a little
20 bit of a traffic problem for some people. I know where the
21 road's at. I could probably drive it with my eyes shut so
22 it's not a problem for me, but it might be a problem for
23 somebody who hasn't driven that road before.

24 Now, the traffic problem down on Highway 8 that
25 one concerns me. Does not expect excess traffic problems

1 during construction at the intersection of Highway 8 and
2 Keys Road as it was previously enlarged to handle increased
3 traffic. Well, it's actually Highway 12, but the paper, you
4 know, everybody can slip up there. What I want to know, how
5 many lives have been lost at that intersection because of no
6 impact to traffic at this point in time? One of our good
7 neighbors who lived in the area, we've known the family
8 forever, has died there last year in a traffic accident. We
9 have people that don't even go that way anymore. I know my
10 wife thinks it's too dangerous. She drives the back way all
11 the time. She never goes that way. I know there's several
12 other people who live up there, the Tuttles, the Thorns.
13 All of them drive the other way around because it's too long
14 for them to try to get across that intersection because
15 they're always pulling their horse trailer or their trailer
16 that's got hay bales or whatever they do because it's still
17 farming up. And it's too hard to get across the freeway so
18 they always drive around where they can get to the overpass
19 in Elma.

20 MR. LINFORD: Hey, Doug, they're going to close
21 this off in 15 minutes, and there's 25 people waiting to
22 speak.

23 MR. TAYLOR: The other one was you got a 16-acre
24 site and 22 acres is owned by the combustion turbine people,
25 but it says it's totally within the boundaries of the 1,600

1 acres which leads people to believe that, hey, there's 1,600
2 acres and you've got a 22-acre site right in the middle.
3 Well, really what you have is you have a 16-acre site on the
4 far west side and, yep, there's a little piece of laydown
5 yard on one side. So it's really on one edge.

6 But I guess the point I'm trying to make and I
7 really want to make at this point in time is there a way
8 that we can get our communication back together so that we
9 can be more informed with what's going on and maybe a tour
10 of the plant, something. I mean I feel really bad that I
11 don't even know each and every one of you. I should know
12 you all by first name to me, and so that's what I'd like to
13 go is let's get the communication guidelines back up, if we
14 can, all of our e-mail addresses and mailing addresses we
15 left here. Thankfully I'm still on some kind of a mailing
16 list, but I did get the notice and I thank you for that.
17 With that in mind, thank you, gentlemen.

18 CHAIR LUCE: Thank you. Could you state your name
19 and address.

20 MR. TAYLOR: I'm at 95 Keys Road West, Douglas
21 Taylor.

22 CHAIR LUCE: It's 7:13. Is there anybody who's
23 got a brief comment they'd like to make?

24 Okay. Brief commenter, rise, name, address, court
25 reporter.

1 COMMENTS BY STEVE HEPP

2 My name is Steve Hepp, H-e-p-p. I'm at 419 Calder
3 Street North, in Montesano, and my friends and I are
4 astronomers and we're really upset about the light that's
5 already coming out of that plant up there. We've just got
6 to be affecting wildlife and things. We sure would like at
7 least not so much of it just spraying up into the sky,
8 especially if they build a new plant.

9 CHAIR LUCE: Thank you very much. I've got 7:14.
10 Trying to run the railroad on time. Yes, sir.

11 COMMENTS BY MICHAEL PIERCE

12 I'm Mike Pierce. I live at 470 Wenzel Slough
13 Road. I want to know how many of those million homes that
14 this plant is going to cover are actually in our
15 neighborhood? I haven't heard of the PUD buying any of that
16 power.

17 CHAIR LUCE: Thank you. I appreciate your
18 comment.

19 All right, Folks. It's 7:15. What we are going
20 to do now is suspend, not close, suspend the public
21 comment session and we are going to go into what is known as
22 the land use hearing. So if I can find my papers, which I
23 will do, I am now suspending, suspending the public comment
24 section.

25 (Recess taken from 7:15 p.m. to 7:29 p.m.)

1 CHAIR LUCE: We will reinitiate the public comment
2 session. Public Commenters.

3 I've got a sheet here. All right. All right.
4 We've heard from you, Doug.

5 Patti and I'm sorry the last one I'm not going
6 to -- it looks like a G?

7 MS. FARR: It's Patti-Jo and the last name is
8 Farr. You've come to know me quite well.

9 CHAIR LUCE: Your handwriting is almost as good as
10 mine.

11 MS. FARR: Well, you know, it's been a long day
12 so.

13 CHAIR LUCE: So, Patti, could you come and spell
14 your name and give us your address and offer us any comments
15 you have written or oral.

16 COMMENTS BY PATTI-JO FARR

17 It's Patti-Jo Farr, P-a-t-t-i - J-o F-A-R-R, 74
18 Keys Road West, Elma, 98541.

19 So the comments that I have you have numerous
20 comments from me. I am the one person on the hill that has
21 been complaining since, well, for two years now regularly
22 starting out with my commissioner who did nothing,
23 Mr. Beerbauer, and the county who did nothing because they
24 didn't know what to do with my complaints or concerns. My
25 complaints and concerns have always been noise and chemical,

1 and what it's doing to my health, my children's health and
2 what it's doing to the value of my property which is a huge
3 investment. So it's done everything wrong that you could
4 imagine so just to let you know.

5 The comments that I have tonight though in
6 addition to all those e-mails that I've sent you that you
7 have on file which I'm sure you're quite familiar. I know
8 Mr. LaSpina is. The concerns that I have tonight to bring
9 to you, and I have other issues but you'll be getting those
10 weekly as they come about, the noise is huge. It's a big
11 problem. I have a handheld decibel reader just as Invenergy
12 was using. A year ago I went out and purchased one, and
13 it's somewhat reliable from all the research that I've done
14 talking to engineers in Seattle and up in Everett. It's a
15 give or take five decibels either way.

16 Our ambient noise level is so low it does not
17 register, which means it is below 40. And from what I
18 understand and from what I understand from an attorney that
19 I consulted because I needed to go somewhere, and I had to
20 go to an attorney to find out how to get a hold of you guys
21 which was kind of odd I thought, you know, if it goes above
22 10 decibels, then that becomes great concern.

23 It goes way beyond 10 decibels because we are in
24 the 30s under 40, and just the other day I was woke up at
25 5:30 in the morning and the decibel reading was 65. That's

1 not the WAC code. The WAC code says it has to be less than
2 50 or it has to be 50 in the evening hours and can't be 60
3 until like 7:00 a.m. So those are huge concerns. Those
4 have always been our concerns. The accuracy of it, you
5 know, again is give or take, and I'm not a scientist who's
6 done all this in the past so.

7 The engineers that I've talked to I have a bid
8 from to do this sound study if we were to hire it as a
9 neighborhood or as an individual it would cost like 25 to
10 \$30,000 I believe for us to do it, but it would be much more
11 precise than what Invenergy has presented to you as a
12 Council. The difference would be they would hold a sound
13 study at the five-foot level where that's where your average
14 person is at and that's your area that you're allowed to
15 live within your home freely and enjoy your property, all
16 areas of your property except for like some areas that, you
17 know, you may not be going on a regular event like property
18 lines or whatever.

19 Also they would be taking a -- since we have a
20 two-story home and it affects my children's ability to sleep
21 at night as Mr. Taylor was stating, we're not able to have a
22 sound sleep and it's affected their grades, their ability to
23 study, and go take a test the next day. It's affected their
24 health because they can't sleep well. They're not getting
25 the rest that they need. We would have to put the sound

1 level also on the roof next to the sleeping area. They did
2 not do that.

3 They did present us with an opportunity to put the
4 sound study on our property, but they did not present it in
5 a manner that was neighborly as they have stated that
6 they're trying to be. They gave me a phone call on April 15
7 at seven o'clock in the morning. I was driving to work and
8 I missed it. I had a message saying that Todd Gatewood had
9 to do paperwork. He wanted to come to my home and have both
10 my husband and I sign it to give access to our property. So
11 I called him back, I asked him what type of access he
12 wanted.

13 He wanted six month's worth of access. He wanted
14 to have random people with no history checked to find out if
15 they're pedophiles or what. I have children. You have to
16 keep in mind that I'm a mom, and I'm not going to let
17 strangers into my home. I'm certainly not going to let
18 anybody have a legal right to my property for six months
19 whenever they choose, especially if they're not going to do
20 a background check.

21 He said it had to be signed right away because
22 they had to do a sound study test. That was April, and
23 nothing happened when I talked to him to send me more
24 detailed information that I needed to know more about what
25 was going to happen and how we were going to be affected by

1 it. I didn't get any of that information. I didn't have a
2 phone call from him. I had nothing sent to me in the mail.
3 I waited and then I was frustrated.

4 I sent Jim LaSpina an e-mail saying how frustrated
5 I was with it and he sent me an e-mail back saying if I
6 didn't allow them access to my property, then it would look
7 as though I was not being cooperative. Well, I'm not going
8 to be cooperative if they're not going to be informative
9 which Mr. Taylor has already stated they're not being very
10 informative to us. So if we have knowledge, then we can
11 work together. Right? But we can't have it if you're not
12 willing to give it to us.

13 Then Mr. Jim LaSpina stated in an e-mail that he
14 would be going down there within the next few days to
15 approve the location for them to put a sound monitoring
16 device next to my property line if I wasn't going to
17 cooperate. The location that they chose was underneath the
18 tree limbs of a 40-year-old evergreen tree behind the trunk
19 on the property line next to the hole that they dug with no
20 permit on my property line. Also they dug other holes along
21 the property line. That was during the time when Joe Long
22 worked there before Todd Gatewood.

23 We've had nothing but trouble with their company
24 from the sound monitoring people that they hired the first
25 time a year ago to randomly were coming on our private line

1 when they had access on a road that's parallel. It's a
2 gated road. They just needed a key to get into it. Instead
3 of doing that they would just drive down our private lane
4 and access the private road through an opening in the tree
5 line that we have on your property line. You know, we have
6 to walk out there to find out who these people are on our
7 property. That's inappropriate. That's not being
8 neighborly again as they've stated. So that's one of the
9 issues. There's a definite nuisance to us which from what I
10 understand that's probably our only angle.

11 Senator Sheldon's office seems to think that any
12 mitigation that's going to be done here for us residents on
13 the hill that have been directly affected by this is
14 Invenergy buying us out and just moving away from it all.
15 And quite frankly at this point I would be very happy for
16 that because I don't want to live there and have the
17 emissions, to have the noise. We wake up with noise.

18 We wake up in the morning to go to work we have
19 chemical. I've been calling ORCA. The Council failed to
20 inform me when I first contacted you with the noise issue.
21 You told my husband at a public meeting that you weren't
22 addressing the chemical smell. You were only addressing the
23 noise at that point. You failed to us tell us a long time
24 ago that if we had chemical concerns and chemical smells
25 that we needed to speak with ORCA. You know, we didn't know

1 we needed to do that. We figured Sheldon's office and our
2 attorney says let's go through this. We found you. That
3 was your job. Your duty was to help guide us and to
4 mitigate. You failed to do that. It wasn't until January
5 of this year I finally had an e-mail from Jim LaSpina
6 stating that we need to speak to ORCA and I have them as a
7 contact now. But they didn't know anything about the
8 complaints. That's a failure on your part. You're not
9 working with us. It's your duty as the Council to do that.

10 The other thing is the reports they stated here in
11 the property values. They state that the values of the home
12 nearest to the proposed plant site have been affected by
13 three major conditions: the presence of the BPA
14 transmission, the presence of the construction laydown for
15 the nuclear, and the presence of the nuclear plant's cooling
16 towers. And they state in their next paragraph it's
17 unlikely that adding the two units would result in
18 significant impact on property values.

19 That's not factual. We've owned one piece of
20 property on the hill, built another one, and had the second
21 one reappraised, and both property appraisals do not include
22 any of those things other than the BPA transmission lines on
23 the one property that we directly had view of as impacting
24 the value of the property. The other two do not figure in
25 there in the factors, and those were minimal factors, the

1 BPA transmission, because they say more and more people are
2 inclined to build homes directly underneath them, especially
3 in the cities where there's no rural area.

4 So they do have a great impact on the value of our
5 property, and they say here that it's, you know, it would
6 result in a significant impact but minimal basically is how
7 they're stating it. Well, minimal can be great for us, a
8 huge impact. That's my retirement. It's not my first home.
9 I was hoping it would be my last home, you know, but I think
10 it might not be my last home at the rate it's going right
11 now. We did try to sell our home during the construction
12 phase when we knew that it was going through before and
13 that's when they disrupted the property lines. We had for
14 sale signs. I've got photos. You have photos of those.
15 You have all that information. I've e-mailed all that
16 information to you. It impacted us greatly.

17 People were bidding on homes that were of equal
18 value to our home and the year built of our home as well,
19 but the people that were wanting to look at our home and buy
20 it they were concerned. We didn't have one written offer
21 because they didn't want to pay full value for that and have
22 an impact from the facility being built so close. We are
23 one of the closest neighbors.

24 On Irwin Lane it's a private drive and there are
25 only three homes there. My fathers is one, myself, and Mr.

1 Delay at the end. Mr. Delay's house is actually even
2 noisier. We have a tree line for our property border. We
3 can't even cut that tree line down as we planned to put
4 solar power energy stuff in there to do a little project
5 that I wanted to do because if we cut those down the noise
6 is going to be even louder.

7 Our neighbors behind us built a nice cedar fence
8 eight-foot high, and as a result of it, even though it's
9 nice and it's great and it adds privacy to both of us, the
10 sound bounces on that and bounces back at our house. We
11 have an area in the way our buildings are on our property
12 which Mr. LaSpina knows when he pulled up that day to come
13 talk to us over a year or so ago. He got out and the first
14 thing he said was, "Wow, this is great. I don't hear
15 anything. It's incredible out here." And it is. It's
16 beautiful out there. That's why we live up there, and
17 that's why we're so greatly affected.

18 The state level to have it at 50 decibels or 60
19 decibels that is acceptable when you're in the city and
20 you're in a regular environment with lots of street noise
21 because we don't have the street noise. We don't have that.
22 We just have birds chirping. As corny as that sounds that's
23 what we have. We had wildlife. We used to have elk up
24 there. We used to have bobcats, bears in my backyard. We
25 don't have any of that. So the wildlife has been greatly

1 affected.

2 There's a lot of issues and if you double it, it's
3 going to make me even more of a thorn for your Council. I'm
4 not going to go away. I feel like, I'm, you know, fighting
5 Goliath, but it's like that's the way it is, and I have to
6 do this because this is value that I'm living and it's
7 health that I have to deal with my children.

8 I am very concerned about their health. They're
9 both young. One is going to be in college next year and the
10 other one is still in high school so, you know, we have
11 expenses coming up. We were going to hopefully use that for
12 the value of our home with the equity that we have which we
13 had quite a bit there, but it's gone. People who wanted to
14 buy our houses, the house up there, one of those people that
15 could do it, they wanted to pay us \$180,000 and it was over
16 \$300,000 in value. So that can tell you right there. It's
17 not in writing. I don't have proof of that, but, you know,
18 I have proof that I'm here and annoyed. I'm not happy with
19 it. You know, I've invited all of you to come down and just
20 be down there on days when it's loud and it's irritating and
21 the emissions are loud as well.

22 Just recently I called ORCA because this last week
23 with the cold weather that we had the pollutants that were
24 coming out, they weren't even going. They were just
25 collapsing down on the ground. You're driving through them,

1 and they're floating right over, and you can smell it. And
2 I have a front porch and it just sits there and hangs there
3 until we get a little bit of wind, you know. We don't see
4 the wildlife. My cats, my dogs they get a little stir crazy
5 when the noise is really loud so it's not just affecting us.
6 It's affecting the entire environment. So I think that you
7 need to take that into consideration.

8 And also this mitigation that people keep bringing
9 up, it needs to be mitigation to stop the problem that we're
10 having. I don't see the facility shutting down. I don't
11 see how this facility could stop producing that amount of
12 noise. I don't know how they could stop the noise. I
13 really don't. I just don't see how it's possible so the
14 mitigation has to be something to compensate us. Senator
15 Sheldon truly believes that we need to be bought out, and
16 that's the only way that it's going to be resolved and then
17 we can move away. I think that's something you need to
18 consider to help with so I don't have to pay an attorney. I
19 think it's unreasonable that I should have to go out and pay
20 an attorney to help me do mitigation and get this resolved
21 when you as a state agency you are to be taking that into
22 consideration and making sure that any decisions that you
23 make do not affect us on health or the value of our property
24 because we have the right to own property without any
25 decisions being made to decrease the value from the research

1 that I've done. I'm not an attorney but, you know, the
2 stuff is out there. You can read it and it's there.

3 CHAIR LUCE: Thank you very much. Appreciate it.
4 Do you have some written comments to provide?

5 MS. FARR: Oh, no. There's some stuff that I
6 hadn't printed out.

7 MR. TAYER: Mr. Chair, I had a couple real brief
8 questions, clarifications.

9 MS. FARR: Okay.

10 MR. TAYER: You mentioned chemical impacts.
11 That's kind of general. I was wondering if you might be a
12 little more specific what you meant by that.

13 MS. FARR: You can wake up in the morning and you
14 can smell a chemical. I cannot describe the chemical smell.
15 It's something that I'm not familiar with. My husband is in
16 the trade that actually worked on the facility to build it.
17 He can't quite pinpoint it either, but what I found
18 interesting is on your website you have noted that Invenergy
19 reported that I think it was in July -- they couldn't state
20 a specific date which I am concerned with because they're
21 awfully vague on their reports, on their dates and
22 specifications -- they had an exceedance of chlorine and
23 that was around the same time that I reported that I had
24 chemical smell.

25 Chlorine is very damaging to health. So, you

1 know, I don't know if it's the chlorine that we're spelling
2 and what we're getting I have no idea. The ORCA guy came
3 out. He couldn't figure out what it was. He went over
4 there. I don't know what happened to that. I didn't get a
5 report back so I don't know. I just don't know, but those
6 are smells that we've been having from the very, very
7 beginning.

8 CHAIR LUCE: Do you have another question,
9 Mr. Tayer?

10 MR. TAYER: You mentioned that you had appraisals
11 done that did an analysis of the impacts to the Bonneville
12 Power line. Was that done prior to the construction of the
13 plant or after?

14 MS. FARR: Yes. That was done prior to the
15 facility because they're first stating down here that with
16 the presence of the construction laydown area near the
17 nuclear plant and areas that include the steel buildings,
18 gravel storage areas, chain link fencing, stockpiled
19 materials. This is just in their proposal that they've done
20 and it's dated October 30, 2009 project sound study. In
21 their sound study, you know, they've done this little
22 picture here for you to let you know that this light blue
23 area is the area that's going to be above 50 decibels. We
24 are right next to it. You can't tell me that you're going
25 to walk, you know, less than a hundred feet and, "Oh, wow,

1 it's so much lighter. You know, I can't hear anything."
2 That's just ridiculous.

3 And they didn't also include any weather
4 conditions and how it's going to impact. They did not
5 include that and I can't remember where it was, but when you
6 read through their entire noise study there is a tiny little
7 sentence that states that sound needs to be taken into
8 consideration, and they didn't even have it in full stack
9 load when they were doing it either.

10 MR. TAYER: Thank you.

11 CHAIR LUCE: Next commenter is do we have Sherry
12 Rudrud?

13 Sherry, if you can state your name and the address
14 for the court reporter so that she can hear and then offer
15 any comments you may have.

16 COMMENTS BY SHERRY RUDRUD

17 Okay. Sherry Rudrud, R-u-d-r-u-d, 173 Newman
18 Middle Branch, Elma, 98541. I'm about 13 miles as the crow
19 flies, primarily north of the plant.

20 I too am aware of the chemicals in the air caused
21 by the plant or at least that's the only thing that has
22 changed recently. I can't tell you what the chemicals are.
23 I know that I smell them and taste them, and I know that
24 it's new since the plant has started up. I contacted ORCA
25 about it, got an automated response from them to and nothing

1 else. So that was disappointing.

2 So I'm very concerned about doubling the amount of
3 pollution by doubling the size of the plant. I am also
4 concerned about the light pollution. I think that our dark
5 night sky is a huge asset to this county. Even though it's
6 mostly unrecognized, it's also highly endangered by
7 overlighting plants such as this one. I mean there's -- I
8 cannot imagine that as many lights are needed as light up
9 the night sky from this plant. If you need that many
10 lights, then they should have to be shielded so the light is
11 directed down and it will have less of an impact on those of
12 us who like to be able to see the night sky. I grant it
13 it's unusual for us have clear winter nights like we've been
14 experiencing the last couple weeks, but when we have them,
15 we like to take advantage of them, and the light pollution
16 from the plant is too much as it is and doubling it would be
17 a horrendous mistake.

18 CHAIR LUCE: Thank you very much.

19 David Linford.

20 MR. LINFORD: Can I go later and let somebody go
21 before me, please?

22 CHAIR LUCE: Okay. That's fine.

23 Gary Holt. Mr. Holt, name, address, and tell us
24 what's on your mind.

25 \\

1 COMMENTS BY GARY HOLT

2 My name is Gary, G-a-r-y. Last name is Holt,
3 H-o-l-t. I live at 38 Keys Road South, Elma, 98541.

4 Basically what I'd like to focus on tonight are
5 two overarching points having to do with the acoustics
6 report and then on the more general note the attitude that
7 has been our history or the context that seems of the
8 history on the hill.

9 We moved up in 1989. When we bought our place, it
10 took two appraisals to purchase the home because at that
11 time the Washington Supply System, Public Power Supply
12 System was still technically operating No. 3, the reactor.
13 In the appraisal it mentions this prominently, and if I'm
14 not mistaken compared it to Chernobyl. That's a hard
15 appraisal to get around, but we did and we bought our place.

16 And I think that's illustrative for two reasons.
17 First of all, we really wanted to be up there, and the
18 second thing is we really value where we live. We knew
19 going in what was on the hill. We had no illusions. There
20 are people who have lived there their entire lives. They're
21 homesteaded there. They have a history that is not ours and
22 I can appreciate that. I can respect it. I don't know that
23 I can say that I appreciate it because I haven't lived it.
24 But I have lived there the last 20 years my wife and I.

25 Coming up there to the nuke site we felt like we

1 knew what the issues were. We knew what was to be developed
2 so to speak up until about 1994 when they finally let their
3 permit lapse. There was every possibility that that thing
4 was going to go live. We were in early communications with
5 them, and our history with the supply system and the people
6 on the ground there was exemplary. They were communicative,
7 cooperative, sensitive until they left the site to the
8 county. And anytime day or night that we needed to contact
9 them, they had an issue they thought we would be interested
10 in, they were proactive. Charlie Brewster and Art Schinnell
11 would pick up the phone and call us. If we felt like we had
12 something we wanted to talk with them about, they would make
13 sure that the meeting happened quickly, not just for us but
14 for the entire neighborhood.

15 When Duke came up and presented this back in when
16 was this? '93? No, a little bit later than that. They did
17 a very nice presentation and one of the things that was used
18 to market that was an artist's rendition, and I realize that
19 artists don't work in the engineering department. They work
20 for marketing and because of that it looked grand. They
21 forgot to add a couple things. They didn't add the smoke or
22 the steam hardly, and it's hard in the picture to get a
23 sense of the sound that's going to come out of that
24 wonderful drawing, but it was a nice one. It had a berm
25 that was mentioned, and it had some wonderful landscaping,

1 and the general message was that we want to be a good
2 neighbor. We are going to build a facility that respects
3 you as a neighborhood as well as generates power.

4 What we wound up with instead was a farce. To say
5 it was anything like what they promised is a disservice. It
6 is utilitarian. It is flat ugly and it is ineffective.
7 Part of the reasons it is ineffective is that it is not high
8 enough. Part of the reason is that they did not extend it
9 around the plant near far enough. It goes down one side,
10 truncates at a point that funnels the sound down not just in
11 the forest direction but our direction.

12 I noticed by the way in Mr. Oakleaf's presentation
13 earlier this evening that they have doubled the footprint.
14 They've doubled the power outage but couldn't find they're
15 willing to add more fencing or more sound barriers which
16 kind of speaks to another question that is one of the
17 attitude that we have experienced since Duke or Invenergy
18 and Duke before them have shown, and it's been pretty much
19 an attitude of noncommunication, insensitivity to our needs,
20 and it brushes up on arrogance.

21 I think the poster child for this was the weekend
22 that they fired that thing up the first time. They had sent
23 out a letter a couple weeks back or prior to that and told
24 the neighbors that this was going to happen. You might hear
25 something. I've got the letter, but the total temper of it

1 was that there might be noise. You might hear a little
2 something but don't worry. It's not going to be that loud
3 and it won't be that long. I believe it was at four o'clock
4 on a Friday afternoon they started those things off and it
5 sounded like a dozen freight trains in your front yard. We
6 had no clue. We tried to start calling. The automated
7 voice messaging system for the supply system told us that
8 they all went home. There was no one to answer the phone.

9 After repeated attempts, I finally through hunting
10 and pecking found Mr. Gatewood's predecessor Joe Long's
11 voicemail and left a voicemail. He called back the next day
12 surprised. He said, "Don't worry. It's only going to last
13 two weeks." That was our introduction to Invenergy's public
14 relations. Our experience over the last two years has been
15 that when we do call, and it's been generally at night, you
16 can get the power room. That is one place that they do man.
17 We were told that those calls are logged and that the plant
18 manager receives all logs of these calls, responds to all
19 logs, and in fact forwards them to you folks. I found out
20 later that that's not the case. I'm told by representatives
21 of EFSEC they have not heard of me until yesterday. Yet,
22 Mr. Gatewood has had a number of calls from us over the last
23 couple years. This is disappointing.

24 The latest example of this was this past Saturday
25 morning at six o'clock. It was running loud all night

1 Friday night, but then about six o'clock it went ballistic.
2 Well, this sound is to be experienced. It cannot be
3 described. They say that it wakes you up is a mild
4 understatement. At any rate we called the power house and
5 the gentleman who answered sounded harried, didn't really
6 want to talk to us but offered in very short order to
7 transfer me to Mr. Gatewood's voicemail. He did. I left a
8 voicemail and still haven't gotten a call back. Maybe he
9 has a lot to go through. I don't know.

10 The times that we have had them respond they have
11 done what Patti mentioned. They will come out and they've
12 got a meter, and they'll take a snapshot in time. It may be
13 15 minutes. It may be an hour later. They will run out to
14 that meter and say, "Well, it's this reading and we're
15 under." Okay. I don't know, I don't know how that
16 instrument was calibrated, if it's been calibrated. I don't
17 see the instrument nine times out of ten. All I have is
18 someone holding an instrument in their hand saying, "We're
19 legal. We're legal." It's not about, "Damn, you're right.
20 It is loud and I'm sorry." It's we're legal.

21 Which brings us to the acoustics report. It was
22 released on your site recently. For the record, we're
23 Location 3, our front yard, our front drive. It's into the
24 driveway. We are Location 3 referenced in report. It's at
25 the end of our driveway. I got to looking at this thing and

1 several questions come to mind. On the chart referenced at
2 the back by Mr. Michael Theriault Acoustics Consulting
3 Service, you'll notice that there are a couple of points at
4 which it exceeds the level. At both times it's stated in
5 there that it's not the plant's fault.

6 Now, he goes into some detail here what
7 constitutes the plant's fault versus other things. I'm not
8 quite sure -- well, let me rephrase this as a question. One
9 of the things that they use as a control they have a
10 station. They call it the control station. And under this
11 modeling scheme if there's a noise or if there is an event
12 that happens at one of our three locations, ours or any of
13 the other two, that is not correlated on their control
14 station it's not their fault.

15 I'm not an acoustic engineer, but I am passingly
16 familiar with the physics of sound. Sound is a pressure
17 wave. Depending on where you place a modeling station, you
18 can get different responses. If you've got a wall between
19 you and that pressure sensor, that monitoring station
20 depending on where the monitoring station is relative to
21 that wall you are in the shadow of that pressure wave. I
22 don't know where that monitoring station was.

23 MS. FARR: Mr. Luce is falling asleep.

24 MR. HOLT: I hope not.

25 MS. FARR: I hope not.

1 MR. HOLT: At any rate, the question is I don't
2 know what the modeling, what the science behind this
3 modeling is, but I think it's worth finding out how that
4 model works relative to how they assume or dispel blame upon
5 the company. For your information they have labeled it as
6 daytime lawn mowing. I took a look at my calendar. I mow
7 my lawn on the weekend. This happened on a Thursday night,
8 Thursday afternoon. This isn't lawn mowing. I don't know
9 what it is, but it's interesting. How many of you all
10 remember, those of you that are on the hill? I know that
11 for certain back this summer the Army was doing exercises
12 there. We found out about this the same way both the law
13 enforcement found out about it.

14 MS. FARR: Because they wanted to keep it a
15 secret.

16 MR. HOLT: It worked because the facility didn't
17 know about it. Long story short it turns out the Army was
18 doing exercises up there behind the house at night.

19 MS. FARR: Exploding things.

20 MR. HOLT: I don't know where this exceeding --
21 whether this spike comes from, but it's a little premature
22 to say that it was by a lawnmower.

23 A couple of things just to wind up. We feel like,
24 at least I do, that this design and layout is not as
25 presented then and I don't think it is now. I think

1 Invenergy is doing the minimum legally required and mandated
2 to swage, to say the right things to make the right motions.
3 I think they have tended to marginalize those of us who have
4 asked the questions, made the calls, and they have tended to
5 trivialize our concerns.

6 One final thought. This has been sold as a jobs
7 program. I'm not going to get into that. But the other
8 thing it's been sold as is an answer to a Northwest regional
9 power supply problem, power problem. Since quite some years
10 back now power has been sold on the open market. Every
11 kilowatt of power that comes out of that place is for sale.
12 It doesn't stop here. It goes to the highest bidder, and if
13 that's California, New York, or anywhere else that power
14 grid runs that's who gets it. I think it's disingenuous to
15 say that it stays in the Northwest. I have some more, but
16 you know what? I am out of time and I am out of air.

17 CHAIR LUCE: You're not out of time, you may be
18 out of air, and if you submit the comments in writing, which
19 it looks like you have, we will review them and consider
20 them carefully.

21 MR. HOLT: Thank you. Appreciate it.

22 CHAIR LUCE: Next commenter.

23 MS. HOLT: Antha.

24 CHAIR LUCE: Antha, you've got some comments too?

25 ///

1 COMMENTS BY ANTHA HOLT

2 Just very short. I'm very short. It's Antha,
3 A-n-t-h-a, Holt, and I'm Gary's wife.

4 We are Location 3, and if you look at the nice
5 picture in the study, you will notice that we are diagonal
6 from the sound wall. So we have no benefit whatsoever from
7 the sound wall. I don't know how much benefit it actually
8 provides, but if there is we get none of it.

9 I teach school. I am also a technology director
10 for our school district. I have a lot of responsibilities.
11 We are a small school district and I'm running all the time.
12 When I'm unable to sleep, it doesn't just impact me, it
13 impacts my students and my district. And there have been --
14 well, in fact, I can distinctly remember one night it ran so
15 loud -- we have upstairs. We're a two-story -- it was so
16 loud I could not sleep the entire night. At 3:40, and I
17 have the e-mail, I e-mailed Terry Willis, our commissioner,
18 and said I'm e-mailing you at 3:40 because I can't sleep and
19 because that was continual noise with the windows closed
20 upstairs in our house like having the equivalent I can think
21 of is like having a vacuum cleaner running in your house
22 nonstop.

23 This is not ambient noise, and that was one of
24 things when we went to the public hearings there were many
25 things discussed and, of course, we all talked about noise

1 and the light. And I remember them saying, oh, it's not
2 going to be any worse than ambient noise. We all were kind
3 of like, "Oh, okay. We can handle that. Ambient noise is
4 okay." And some days it is. Some days you do not hear it
5 whatsoever.

6 And that's one of the interesting things to us is
7 that when we call, they will tell us that it's been running
8 full blast since whatever. I don't remember the date. But
9 some days it's very loud, some days it's not. Some days --
10 in fact, this weekend was one of those loud times.

11 I was thinking -- and I walk all over the hill.
12 So that's another interesting thing because I walk all over
13 the hill. I'm outdoors a great deal, and it's interesting
14 how the sound changes on a day it's noisy. You can be in
15 one spot and not hear it at all, and the next spot it's like
16 you're standing right next to it. So I don't know, you
17 know, how that all is affected in the regulations, but I do
18 know for us it greatly impacts our lives. It impacts my
19 students because when I drag myself to school and am barely
20 functional, then I'm not able to think clearly to do my job.

21 And so the interesting thing is we keep
22 referencing I think 50 to 60 decibels I think was the
23 mention. And, again, like many others have stated, I'm not
24 a sound expert. However, I did have to go through voice
25 therapy this summer because I had actually damaged my throat

1 and voice through teaching. And so the therapist who's a
2 Ph.D. one of the things when I was talking -- and I think it
3 was not much more than what I'm talking now. I was in my
4 teaching voice without thinking about -- she's like okay.
5 She had her little measurer and she said, "Do you realize
6 how loud you're talking?" And I said, "This is was my
7 normal voice." She said, "You're at 70 decibels." I'm
8 like, "Oh." She says, "Yeah, I can barely stand to sit here
9 and listen to you."

10 Well, if that's 70 decibels, we're way over. You
11 know, I mean at 50 even when you look at the little chart
12 they have in here and they're talking office noise, well,
13 you know, I'm in a school. And, you know, we tend to be --
14 and I'm music and technology so I teach noisy subjects. I'm
15 pretty noise tolerant because I teach band, beginner band.
16 Anybody that knows that would understand I am noise
17 tolerant. But this is called I can't sleep.

18 And during the summer it seemed like to me, and it
19 may be different again because location is different, it
20 wasn't quite as bad. But lately it seems like more and more
21 often it's louder and longer running. So, you know,
22 whatever it takes for that, whether it means maybe putting a
23 wall. Because it was stated that there was walls all around
24 it. There's not. If you look at the drawing of the
25 picture, I believe it's on two sides. So whether it means

1 adding additional walls, plus maybe more muffling on the
2 turbines.

3 MS. FARR: Taller walls.

4 MS. HOLT: Yeah, I did some research and
5 apparently this has been issues in other areas. Some of it
6 gets way beyond my patience to read through, but whatever
7 they can do. As we've stated before, we are not against the
8 power plant. Okay? We are not against the power plants.
9 We are against the impact on our quality of life. That is
10 what we are concerned about. So if they can find a way to
11 lessen that impact with the noise.

12 And I'm also concerned about the light pollution
13 and maybe less light or downward facing because I am one of
14 those people who does go out at night and these last few
15 weeks I have really enjoyed our stars.

16 And I think that's my main point is just again
17 reinforcing what everyone is saying. This monitor was at
18 the end of our driveway. It was not in the second story
19 window of our bedroom on the other side of that window that
20 is double paned that it's still hearing through.

21 CHAIR LUCE: Thank you.

22 MS. HOLT: You're welcome.

23 CHAIR LUCE: Other commenters?

24 MR. LINFORD: One, please, and then I'll be quiet.

25 CHAIR LUCE: You want to give your name again.

1 COMMENTS BY DAVID LINFORD

2 David Linford. I live on the hill. Yeah, I've
3 never called about the noise and I've never called about the
4 smell. I'm up at three o'clock in the morning because I'm
5 an artist. At three o'clock in the morning you can taste
6 that stuff. Okay? I mean I go out there and my friends
7 are, well, you know, we can hear it and you can taste it at
8 three o'clock in the morning because they're unloading it at
9 three o'clock in the morning. You can see it. It's like a
10 fog. I haven't complained. I've got different issues.
11 These issues are they're good, they're little, but if you
12 live there, they're real issues. You know what I mean? But
13 you're not sleeping, you know.

14 Here's my problem. My problem is Duke. I know
15 it's not Duke this week. They built that for 200 million
16 dollars. You guys got all the background. Okay? They
17 build it for 200 million dollars and they wrote it off.
18 They sold it for 20 million. Okay? They did that for 15 of
19 them across the country. Duke re-bought the corporation
20 they own so it's a big circle. Okay?

21 Now, this company they were suppose to fix the
22 four of them. They haven't done it. Okay? They forgot to
23 finish to job, these people right here.

24 You guys understood that was about Duke. You've
25 guys have been through that. Right. You know, that Duke --

1 okay? Duke builds it for 200 million dollars or something.
2 They got it for three-quarters because they have some kind
3 of graph. Okay? You'll never get the records. Then they
4 sold it to these guys for 20 million. Okay? Now, the
5 county thought they were going to tax these guys for two
6 hundred thousand. Right? You guys know that. Right? And
7 they've been in a court battle for the last six months
8 trying to get --

9 CHAIR LUCE: Those are issues which the Council
10 doesn't address.

11 MR. LINFORD: Wait, wait, wait a minute. That all
12 has to do with what kind of company it is. All right? They
13 were suppose to have 50 employees and didn't have it.
14 Right? They were suppose to take care of the noise and they
15 didn't do it. They were suppose to take care of the place
16 and they didn't do it. They were suppose take care of these
17 people getting killed on our highways. They didn't do it.

18 Now, next happens. Now they're going to put in
19 another one. Here's my real problem with it. When we went
20 to the first that I went through and I went through Olympia
21 and all the first ones -- I didn't go to anymore meetings
22 the last few years because I just can't stand them -- they
23 said we'll never build another one. I saw a thing on the
24 planning department. Right? Well, that's the planning
25 department. Oh, no, there's not two of them. You follow

1 this? Ten years ago whatever it was. No, we will never
2 build another one. I'm like, yeah.

3 Well, they took this land. They had to cut the
4 land down. They were suppose to go 12 feet. They ended up
5 where they went 22 feet. They took all the land and they
6 shoved it over by the Satsop River which is why the Satsop
7 River moves the way it does. Okay? The environmental went
8 down there and said, "Well, we can't do anything about it."
9 So they screwed up the river.

10 Then they said we'll never build another one.
11 There's a second one that they're doing it now. We know
12 what happens next because they put in big enough pipeline
13 and they got enough water. When they buy the water from
14 Tammy or whatever the place up the street, they don't need
15 more water. Right? They only have that much water for the
16 first one. Got it? They're going to buy the water for the
17 second one, but I'll guarantee you one year from now they'll
18 be back getting a third one.

19 Now, you guys can say whatever. You can think
20 whatever you want, but you are wiping off our future in this
21 county of our water and our land and our fish, the important
22 things, for four jobs. It's going to be four jobs. You
23 know, they say there's going to be 20 guys to build this
24 thing. It's already half built. They have all the
25 infrastructure in and they drop this baby in. Okay? It's

1 already there. That's why they bought the ten acres next to
2 it because they know that they can build the next one
3 because they will be back in two years to get another one.
4 They're a great company. I had stock in Duke. I made money
5 with Duke. Okay? They're a great company.

6 CHAIR LUCE: Not recently.

7 MR. LINFORD: What I am trying to say now is they
8 will be back again. Okay? Any company that can write off
9 two hundred thousand dollars and sell -- build something for
10 two hundred thousand dollars and sell it for 20 million and
11 make money is doing pretty well.

12 Anyway they're here the second time. They will be
13 back the third time, and, you know, you guys I live in this
14 county and I'm a Native American. Our water is the most
15 important thing in this county period, period. Our fish
16 period. The farmer needs the water. Twenty years from now
17 they'll need that water. They'll need it for the fish. We
18 will be -- you guys will be fighting right now I bet for the
19 water because it's the biggest fight that's ever going to
20 happen in this county. Right now you're going to write off
21 for four jobs. They're not making any sense at all.

22 CHAIR LUCE: Thank you.

23 MR. LINFORD: I'm done.

24 CHAIR LUCE: We haven't made any decision. Okay?
25 So you're stating this as --

1 MR. LINFORD: You will be back for the third one.
2 That will be nine power plants in one place.

3 CHAIR LUCE: I appreciate your comments. You're
4 stating this as if we have made a decision which we
5 certainly have not.

6 MR. LINFORD: When I went to the last one, it sure
7 felt like it. When I asked what are you guys going to do,
8 you said you didn't have enough money to fight it so you
9 weren't going to worry about it. That was the first one.

10 CHAIR LUCE: Thank you very much for your
11 comments.

12 Now, are there other commenters here?

13 Yes.

14 COMMENTS BY STEVE POLER

15 I am Steve Poler. I'm at 240 Glenn Court,
16 Montesano, and I don't live up there and I know I respect a
17 lot of people that commented here.

18 CHAIR LUCE: Could you spell your last name,
19 please.

20 MR. POLER: P-o-l-e-r. I just want to mention a
21 couple things. One is the lights that come up a lot, and I
22 don't know anything about the light issue, although it seems
23 to me that companies don't put lights in unless either
24 there's a code requirement or a safety issue. So I would
25 think that might be a route to go for the lights. I don't

1 know that. Companies don't spend money just for no reason
2 typically.

3 As far as a lot of the comments I've heard and I
4 did not hear the beginning of this so I apologize if I'm
5 saying something somebody else said. But a lot of the
6 comments are on the current plant that's there and that
7 plant is there. It's not going away. It would seem to me
8 this gentleman I'm sorry I didn't hear the name.

9 MR. LINFORD: David.

10 MR. POLER: David was commenting about having two
11 plants in the same spot and the negative impacts of that.
12 And I would wonder if there's a positive impact to that
13 because you already -- the second plant isn't going to cause
14 near the effect and impact that the first one caused if you
15 went from zero to a plant and add a second one.

16 MR. LINFORD: You're just going to add ten million
17 gallons of water a day. That will make 20 million gallons.

18 MS. FARR: You can say all this and you don't live
19 up there.

20 MR. POLER: I realize that. What I'm saying is I
21 can't walk in your shoes. I'm not up there. What I'm
22 saying is the plant is already there and so a second one
23 probably you're not going from crickets to a plant. You're
24 going from a plant to adding that second. So I just wonder
25 if it's not going to have the same impact that the first one

1 had when you went from beautiful area to a plant there.

2 Well, there's a plant there now. So now --

3 MS. FARR: What about doubling the noise?

4 MR. LINFORD: And doubling the water.

5 MS. FARR: And doubling the water.

6 CHAIR LUCE: Excuse me. Excuse me.

7 MR. POLER: I'm just suggesting. That may not
8 have the same --

9 CHAIR LUCE: Time out. Time out.

10 Gentleman, finish your comment. I think I've
11 heard it which is your point is that the plant's already
12 there and a lot of the comments are directed toward the
13 existing plant and we're hearing about the new plant, and I
14 understand your position. Your position is somewhat
15 different from other people that have spoken tonight and we
16 are going to consider all of the comments. All right? So
17 do you have anything else to add?

18 MR. POLER: Only that I do I think there's also a
19 positive impact to the county from the standpoint of jobs
20 and from the standpoint of tax base and those kinds of
21 things that add up. I think there are positives to it that
22 would be very, very good for our county. So I understand
23 that everybody has got a different point of view, but I
24 think there are positives that make sense to think about for
25 this Council as well. So that's all I have. Thank you.

1 CHAIR LUCE: Thank you. Are there other
2 commenters? We don't want to get into rebuttal and
3 surrebuttal.

4 MS. TAYLOR: I just have a question.

5 CHAIR LUCE: Sure.

6 COMMENTS BY JANYCE TAYLOR

7 Janyce Taylor, J-a-n-y-c-e, and I live at Keys
8 Road West.

9 CHAIR LUCE: There's no guarantee we can answer
10 your question tonight. Maybe Mr. Oakleaf can, but I will
11 accept your comment and we'll see what we can do.

12 MS. TAYLOR: I'm curious where the ten acres that
13 they need for this plant is coming from. Do they already
14 own this ten acres or is this ten acres that is now owned by
15 the public development park that they are planning on
16 purchasing?

17 CHAIR LUCE: Now, I've got all sorts of hands
18 flying around. Maybe one's resting on the water machine but
19 nice try.

20 Mr. Oakleaf, do you have an answer to that
21 question?

22 MR. OAKLEAF: The question again?

23 MS. TAYLOR: The ten acres that they need for the
24 second plant do they already own this land or is this land
25 that they're planning to purchase from the public

1 development park?

2 MR. OAKLEAF: We are planning to purchase from
3 that public development park.

4 MS. TAYLOR: I was told that that land was by
5 Tammy Garrow that that was not real estate in which they
6 were to sell land so why all of a sudden can we sell it to
7 you?

8 MS. GARROW: I would like to answer that if I
9 could.

10 MS. TAYLOR: Oh, good. Thank you. I didn't know
11 you were back there.

12 MS. GARROW: Just waiting my turn.

13 CHAIR LUCE: Name, address, represent.

14 COMMENTS BY TAMMY GARROW

15 My name is Tammy Garrow. I'm the director of the
16 Satsop Development Park which is the Grays Harbor Public
17 Development Authority. We are the owners and managers of
18 the park. The park is owned by Grays Harbor County. It's
19 1,711 in size and our property does fully surround on all
20 four sides the power plant. The property that the power
21 plant sits on does in fact belong to Grays Harbor Energy.
22 When the park was created in 1999, it was through an act of
23 special legislation and it was created with a transfer
24 agreement between Washington Public Power Supply System and
25 Grays Harbor County. The transfer agreement mandated that

1 the Satsop Development Park of the county would make water
2 and property available for combustion turbine projects which
3 have already been permitted by WPPSS. The easements, the
4 rights of way, and the basic framework of a combustion
5 turbine project were in place back in the mid '90s. So when
6 the park was created part of the language in the transfer
7 agreement required that the park make water and 20 acres of
8 additional property available.

9 In other words, it included an option for Grays
10 Harbor Energy to purchase an additional 20 acres from the
11 Satsop Development Park. That was mandated as part of the
12 creation of the park probably 15 years ago. So Grays Harbor
13 Energy exercised its option which it was entitled legally to
14 purchase an additional ten acres and they exercised that at
15 the beginning of this year. The option expires roughly a
16 year from now, and they exercised the option so it is their
17 intent to complete the purchase probably towards the end of
18 2010, first part of 2011. But they were entitled to that
19 option. They had an option for 20 acres and chose to
20 exercise the option on the ten.

21 CHAIR LUCE: At the end of the public comment
22 session we'll do a little Q and A, but people have gone.

23 MS. GARROW: I just wanted to clarify that.

24 CHAIR LUCE: All right. Thanks, Tammy.

25 All right. Lady right here.

1 CONTINUED COMMENTS BY JANYCE TAYLOR

2 I just had one more thing to say. I know when we
3 went up and we went to a meeting before the plants ever went
4 in, and I have lived on that hill since I was ten by the
5 way. And before the plant went in, we went up to hear about
6 how wonderful this plant was going to be and how quiet it
7 was going to be. And I remember him comparing it to the
8 sound of a quiet -- a refrigerator running in your home, no
9 louder than that, and I can guarantee you my refrigerator
10 never sounded like that.

11 CHAIR LUCE: Thanks.

12 Sir, you want to make a comment, a question?

13 CONTINUED COMMENTS BY GARY HOLT

14 I just wanted to make one quick follow up to
15 something that was mentioned, and I'm not going to rebut
16 that comment. I'm going to just add on to mine this: Which
17 is that none of us up there are NIMBYs. I don't think of --
18 NIMBY being the acronym not in my backyard.

19 With that said, you will excuse us for feeling a
20 little sensitive because it seems as though the history has
21 been that anything that they wanted to site that no one else
22 would take, that they couldn't find any other place for,
23 stick it on the hill. And we have seen a number of ideas.
24 Some ludicrous, some just merely humorous in our 20 years,
25 and I'm sure they've been there before. And so it strikes

1 me wrong when I hear someone allude to the fact that, hey,
2 you know, you guys I want to say are contaminated. I don't
3 know the correct word, but you guys are you're fouled up
4 anyway so why not take some more. And that may not have
5 been the spirit of the comment, but you can forgive us for
6 taking it that way.

7 CHAIR LUCE: I hear you. Okay?

8 CONTINUED COMMENTS BY PATTI-JO FARR

9 I just have two quick questions. In their permit
10 that they sent, in their application they state that the
11 fire and safety is adequate to take care of any evacuation
12 plan. That was a concern that I had from the beginning from
13 the Phase 1 and 2 that they're in. So, again, that's
14 something that I'm greatly concerned with because we're so
15 remote.

16 CHAIR LUCE: Got it.

17 MS. FARR: And the fire department is volunteer.
18 The other concern that I have is that their original permit
19 from Mr. LaSpina is that they were to be operating
20 continuously and they have not done that and that has not
21 been addressed. You're stating that the second permit is in
22 addition. The beginning of your comments on that came to
23 mind. So I'm not sure if you're going to readdress them as
24 being a continuous operating plant; meaning that they just
25 can't just flip the switch when they want. They have to

1 continuously run it or are they going to be able to randomly
2 turn it off and on? That's something that needs to be
3 addressed. Mr. LaSpina also -mail brought that up.

4 CHAIR LUCE: Understood. Continuous generally
5 does not mean in the case of an energy plant up and down
6 24/7. They do go up and down depending upon what power
7 they're able to sell, but I got your comment. We will look
8 into it.

9 Are there any other comments because I am going to
10 summarize otherwise?

11 MR. PIERCE: I'd like to make one comment. Your
12 name, address.

13 CONTINUED COMMENTS BY MICHAEL PIERCE

14 Mike Pierce, 470 Wenzel Slough Road, Elma,
15 Washington.

16 I am across the river and upstream a bit from the
17 plant and I am impacted, but I would like to in the shadow
18 of the Copenhagen talks everybody is trying to reduce carbon
19 emissions. I'm embarrassed that all this carbon is going to
20 be doubled coming up the top of the hill and it's not going
21 to be for our benefit. It's going to the benefits for the
22 people who need the power in California. That's all.

23 CHAIR LUCE: I'll accept your comments as you've
24 offered it.

25 Anyone else have anything to say before I

1 summarize?

2 Okay. I'm going to summarize. This is a public
3 meeting to receive comments on an application to amend the
4 existing site certificate agreement to the Grays Harbor
5 Project. The amendment is being looked at under the
6 statutes dealing with expedited processing. Expedited
7 processing may be expedited. The process, the application
8 amendment may be expedited when the environmental impact of
9 the proposed energy facility will be mitigated to a
10 nonsignificant level under the State Environmental Policy
11 Act.

12 So having said that, the second requirement is
13 that the project is found consistent in compliance with
14 city, county and, regional land use plans. We dealt with
15 those in two different forums here today.

16 With respect to the environmental impacts, what I
17 have heard here is environmental impacts concerning noise.
18 Heard a lot about noise, heard quite a bit about lights,
19 water, fish, jobs, taxes, fire, and safety. I think that's
20 a fair summary. Chemicals, excuse me. Odor of chemicals
21 we'll put that down. What we are going to do now is take a
22 look at those issues and decide -- Allen Fiksdal is our SEPA
23 manager -- whether we can reach a mitigated declaration of
24 nonsignificance.

25 If we can, we will -- let's put it this way. I

1 don't want to state this wrong. We will consider whether
2 that is possible under everything we have heard under the
3 amendment that's been filed and the testimony we've heard.

4 Now, I am aware that there is an acoustics report
5 that has been filed by the applicant. This report was
6 requested by the Council separate and apart from the
7 amendment so it wouldn't be here. We had already asked for
8 this report earlier. So we are not taking this report at
9 face value. We are taking this report for what it is, a
10 report by the Grays Harbor, LLC, as to what they believe the
11 noise situation is up on the hill. We will reach our
12 independent conclusion with respect to that. If it's
13 necessary, we will do additional work in that arena.

14 So I don't want anybody to walk out of here
15 tonight with the assumption that the report that you picked
16 up out there from Grays Harbor, LLC, is necessarily the end
17 of the story with respect to noise. We have an obligation
18 and a responsibility to look at those issues from our
19 perspective and we will do so. We asked for this report.
20 We received this report. We appreciate this report. But we
21 will make our own decisions and determine whether additional
22 analysis is necessary.

23 I can't answer that question tonight, and I know
24 that you will understand that. But we will go forward from
25 here, and we will consider these comments and we will make a

1 decision. Allen will make a recommendation actually to the
2 Council on declaration of nonsignificance or a mitigated
3 DNS, and by mitigated I understand what your concerns are
4 and the question is can they be mitigated.

5 So before I close this tonight, I'm going to ask
6 Council Members whether they have anything that hey would
7 like to add to my summary?

8 Mr. Tayer.

9 MR. TAYER: The only thing I would add is to thank
10 everybody for coming out tonight and appreciate your
11 testimony.

12 MR. FRYHLING: I have nothing additional to add.

13 MR. BYERS: Only I would add, Mr. Chair, is that
14 it is very important that we look at an independent way of
15 evaluating the report that we now have before us that was
16 supplied by the project operator.

17 CHAIR LUCE: And I think that's what I was trying
18 to say. I think I clearly said it, but thank you for
19 reaffirming what I thought I said.

20 MR. BYERS: Now two of us have said it.

21 CHAIR LUCE: All right. Mr. Fiksdal, do you have
22 anything to add?

23 MR. FIKSDAL: No.

24 CHAIR LUCE: Well, I want to thank you all for
25 coming out here because it's a night meeting and we all got

1 families and I know phones on silent. My wife's trying to
2 call me. So I do appreciate it and I will adjourn this
3 meeting at this time.

4 MR. FRYHLING: One thing, when we have a meeting
5 down here next time let's get a little larger room.

6 CHAIR LUCE: That was the intent here tonight.

7 MR. TAYLOR: You know, may I make a suggestion on
8 that?

9 CHAIR LUCE: Sure.

10 MR. TAYLOR: Tammy, you're still here. Can't we
11 have this more like on the site? Don't you have meeting
12 rooms up there?

13 MS. GARROW: Sure, we do.

14 CHAIR LUCE: We will see what we can do about
15 that. We'll see what we can do about that. So I don't have
16 anything else to add. Thank you very much for coming
17 tonight. The public meeting is adjourned.

18 * * * * *

19 (Public meeting adjourned at 8:33 p.m.)

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1 In re: Satsop Combustion Turbine Project

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A F F I D A V I T

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I, Shaun Linse, CCR, do hereby certify that the
foregoing transcript prepared under my direction is a
full and complete transcript of proceedings held on
December 15, 2009, in Montesano, Washington.

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Shaun Linse, CCR 2029

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