

June 5, 2017

Stephen Posner, Manager  
Energy Facility Site Evaluation Council  
Utilities & Transportation Commission  
1300 S. Evergreen Park Dr. SW  
P.O. Box 43172  
Olympia, Washington 98504-3172

Re: Tesoro Savage Vancouver Energy Distribution Terminal  
Project No. 2013-01

Dear Mr. Posner,

Pursuant to RCW 80.50.085, Vancouver Energy offers the attached draft Site Certification Agreement (“Agreement”) for staff’s consideration.

We do not presume to know the outcome of the Energy Facility Site Evaluation Council’s (“EFSEC”) deliberations, the final form of various permits still under review, or the specifics of the mitigation that will be identified in the Final Environmental Impact Statement. Pursuant to its statutory authority, EFSEC is charged with reaching its independent conclusion on these various issues in its recommendation to the Governor. Within that context, we are offering this preliminary draft Agreement to staff as an example of how the Applicant proposes to structure the legal framework of an Agreement that documents the Applicant’s regulatory obligations and Project commitments.

As the Applicant we offer an important perspective about the sequence and timing of Project details and implementation of various commitments. Additionally, because this Agreement addresses topics that are also governed by Vancouver Energy’s lease with the Port of Vancouver USA, Vancouver Energy has coordinated with the Port and proposed terms that comply with lease obligations. For these reasons, we understand EFSEC staff has often considered draft Agreements prepared by other applicants. We anticipate staff will use this as only one in a number of sources of information when it works to document EFSEC’s recommendation.

We modeled this draft on the format and standard provisions included in Agreements for other projects. We have adjusted those terms to address the details of this project, Port lease obligations, Vancouver Energy’s commitments, and proposed resolution of issues that are specific to this project.

Energy Facility Site Evaluation Council  
June 5, 2017  
Page 2

We understand this is a public document and that EFSEC may choose to make this available to adjudicative parties and the general public, at its discretion.

Thank you for your consideration of this document.

Sincerely,



Jared Larrabee

Tesoro Savage Petroleum Terminal LLC

cc: Kelly Flint, Savage

Jay Derr, VanNess Feldman

Brian Carrico, BergerABAM