

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

April 17, 2018



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WASHINGTON STATE  
ENERGY FACILITY SITE EVALUATION COUNCIL  
Olympia, Washington  
Tuesday, April 17, 2018  
1:30 p.m.

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MONTHLY COUNCIL MEETING  
Verbatim Transcript of Proceeding

REPORTED BY: TAYLER GARLINGHOUSE, CCR 3358

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A P P E A R A N C E S

Councilmembers:

- KATHLEEN DREW, Chair
- JAMIE ROSSMAN, Department of Commerce
- CULLEN STEPHENSON, Department of Ecology (via phone)
- MIKE LIVINGSTON, Department of Fish and Wildlife
- DAN SIEMANN, Department of Natural Resources (via phone)
- DENNIS MOSS, Utilities and Transportation Commission

Local Government and Optional State Agency for the Columbia Solar Project:

- KELLY COOPER, Department of Health
- IAN ELLIOT, Kittitas County (via phone)

Attorney General's Office:

- ANN ESSKO, Assistant Attorney General
- JON THOMPSON, Assistant Attorney General

EFSEC Staff:

- STEPHEN POSNER
- SONIA BUMPUS
- TAMMY MASTRO
- AMI KIDDER
- JOAN AITKEN
- PATTY BETTS
- CHRISTINA POTIS
- LAURA CHARTOFF

Guests:

- MARK MILLER, Chehalis Generating Facility (via phone)
- JENNIFER DIAZ, Wild Horse Wind Power Project (via phone)
- KAREN MCGAFFEY, Perkins Coie (via phone)
- DEBBIE KNAUB, Columbia Generating Station (via phone)
- CHRIS SHERIN, Grays Harbor Energy Center (via phone)
- ERIC MELBARDIS, Kittitas Valley Wind Power Project (via phone)
- BILL SHERMAN, The Environment

1 OLYMPIA, WASHINGTON; APRIL 17, 2018

2 1:30 P.M.

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

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6 CHAIR DREW: Good afternoon. This is  
7 Kathleen Drew. I'm the Chair of the EFSEC Council, and  
8 it is 1:30, and I'm calling our meeting to order.

9 Will the -- will Ms. Mastro please call the  
10 roll?

11 MS. MASTRO: Department of Commerce?

12 MR. ROSSMAN: Jaime Rossman is here.

13 MS. MASTRO: Department of Ecology?

14 Department of Fish & Wildlife?

15 MR. LIVINGSTON: Mike Livingston, here.

16 MS. MASTRO: Department of Natural

17 Resources?

18 MR. SIEMANN: Dan Siemann is on the phone.

19 MS. MASTRO: Utilities and Transportation

20 Commission?

21 MR. MOSS: Dennis Moss is here.

22 MS. MASTRO: Local Government and Optional  
23 State Agency for the Columbia Solar Project, Department  
24 of Health?

25 MS. COOPER: Kelly Cooper is here.

1 MS. MASTRO: Kittitas County?

2 MR. ELLIOT: Ian Elliot, here.

3 MS. MASTRO: Chair, there is the quorum for  
4 the regular Council as well as the Columbia Solar  
5 Council.

6 CHAIR DREW: I believe we may have our  
7 representative for the Department of Ecology on the  
8 phone?

9 MR. STEPHENSON: Yes, thank you. Cullen  
10 Stephenson from Ecology, here, on the phone.

11 CHAIR DREW: Thank you.

12 If there's anyone else who has called in who  
13 would like to introduce themselves at this point in  
14 time, please do so.

15 MR. MILLER: This is Mark Miller from the  
16 Chehalis Generation Facility.

17 MS. DIAZ: Jennifer Diaz --

18 (Multiple speakers speaking.)

19 MS. DIAZ: Go ahead, Karen.

20 MS. MCGAFFEY: Karen McGaffey from Perkins  
21 Coie representing Desert Claim.

22 MS. DIAZ: Jennifer Diaz, Puget Sound Energy  
23 Wild Horse Wind Facility.

24 MS. KNAUB: Debbie Knaub, Energy Northwest  
25 Columbia Generating Station.

1 MR. SHERIN: Chris Sherin from Grays Harbor  
2 Energy Center.

3 MR. MELBARDIS: Eric Melbardis, Kittitas  
4 Valley Wind Power Project.

5 CHAIR DREW: And I believe we also have  
6 counsel for The Environment, Bill Sherman, with us.

7 MR. SHERMAN: Thank you, Chair. Bill  
8 Sherman for -- counsel for The Environment.

9 CHAIR DREW: Okay, councilmembers. We have  
10 before us the proposed agenda. Is there a motion to  
11 approve that agenda?

12 MR. MOSS: Chair Drew, I'll move that we  
13 approve the agenda as published.

14 MR. POSNER: Chair Drew?

15 CHAIR DREW: Yes?

16 MR. POSNER: Sorry, there is one correction  
17 on the agenda. It's minor, but just for the record,  
18 under "Other, EFSEC Council," that should read, "Fourth  
19 Quarter Cost Allocation."

20 CHAIR DREW: Thank you, Mr. Posner.

21 Okay. With that one correction, all in  
22 favor?

23 COUNCILMEMBERS: Aye.

24 CHAIR DREW: Opposed? The agenda is  
25 approved.

1 Moving on to the meeting minutes from  
2 March 20th, 2018.

3 MR. MOSS: I have one correction, Chair  
4 Drew.

5 CHAIR DREW: Okay.

6 MR. MOSS: On page 19 at line 19, the last  
7 word on that line is "main," it should be "name,"  
8 n-a-m-e, name plate capacity.

9 CHAIR DREW: Okay. That's page 19, line 19?

10 MR. MOSS: Yes.

11 CHAIR DREW: Oh, okay. I see that. Any  
12 other corrections? If not, is there a motion to approve  
13 the minutes with that change?

14 MR. ROSSMAN: Chair Drew, I move that we  
15 approve the March 20, 2018 minutes as amended.

16 MR. LIVINGSTON: I second that.

17 CHAIR DREW: All those this favor?

18 COUNCILMEMBERS: Aye.

19 CHAIR DREW: The minutes -- all those  
20 opposed? Minutes are approved.

21 Okay. Let's move on, then, to our  
22 operational updates. Kittitas Valley Wind Project.

23 Eric Melbardis, which I believe you are on  
24 the phone?

25 MR. MELBARDIS: That's correct. Thank you,

1 Chair Drew, EFSEC Council. This is Eric Melbardis with  
2 EDP Renewables for the Kittitas Valley Wind Power  
3 Project. All March operations at the plant were  
4 routine, and I have nothing further to report.

5 CHAIR DREW: Okay. Any questions?

6 Thank you.

7 Wild Horse Wind Power Project, Jennifer  
8 Diaz?

9 MS. DIAZ: Yes. Thank you, Chair Drew and  
10 councilmembers. For the record, Jennifer Diaz with  
11 Puget Sound Energy at the Wild Horse Wind and Solar  
12 Facility. I only have one nonroutine update for the  
13 month of March. In accordance with the Operations  
14 Stormwater Pollution Prevention Plan, a semiannual  
15 stormwater inspection was completed on March 14th, and  
16 overall the site responded very well to spring snow  
17 melt, and the installed BMTs functioned properly.  
18 That's all I have.

19 CHAIR DREW: Thank you.

20 Columbia Generating Station, Debbie Knaub?

21 MS. KNAUB: Yes, Chair Drew and  
22 councilmembers, this is Debbie Knaub from Energy  
23 Northwest for the Columbia Generating Station. The only  
24 update I have is that on March 21st, we had a dangerous  
25 waste inspection with the Department of Ecology, and

1 that was an unannounced inspection at the Columbia  
2 Generating Station. And that included a walkthrough of  
3 laboratories, chemical product and waste storage areas,  
4 document review, and employee interview.

5 We also -- Energy Northwest also received  
6 first place in group G at the American Public Power  
7 Association 2017 Safety Awards of Excellence. And that  
8 is the only update I have.

9 CHAIR DREW: Well, congratulations on that  
10 award, and thank you for your report.

11 MS. KNAUB: Thank you, Chair Drew.

12 CHAIR DREW: Yes, Mr. Rossman?

13 MR. ROSSMAN: Yeah, just a question on the  
14 Ecology inspection. Do you have a sense of when there  
15 will be a report from that and is that going to be  
16 shared with the Council?

17 MS. KNAUB: We anticipate that we will -- we  
18 will be responding to the request for additional  
19 documents this week, and we anticipate that there may be  
20 another request for documents, and then their report  
21 would be prepared after that. They haven't given us a  
22 date yet, but they've assured us that they want to  
23 prepare the report as quickly as they can after we  
24 respond to the document request.

25 MR. ROSSMAN: Okay. Thank you.

1 MS. KNAUB: You're welcome.

2 CHAIR DREW: Then moving on to WNP 1/4.

3 Also Ms. Knaub?

4 MS. KNAUB: Yes, yes. There are no updates  
5 for WNP 1/4.

6 CHAIR DREW: Okay. Moving on to the  
7 Chehalis Generation Facility, Mark Miller?

8 MR. MILLER: Good afternoon, Chair Drew,  
9 councilmembers, and Staff. I'm Mark Miller, the plant  
10 manager at the PacifiCorp Chehalis Generation Facility.  
11 I'd like to highlight three nonroutine comments. During  
12 the month of March, the plant conducted the regular  
13 annual relative accuracy test audit on the continuous  
14 emission monitors for each of the combustion turbine  
15 units. The draft report indicates that all monitors are  
16 operating within required performance parameters.

17 Two, the EFSEC contractor from the Southwest  
18 Clean Area Agency, Mr. Clint Lamoreaux, conducted the  
19 2018 annual Title V site inspection. The inspection was  
20 conducted on March 15th. At the time of the inspection,  
21 the Clean Air staff stated there were no compliance  
22 issues observed and that a final written report would be  
23 forthcoming.

24 And also, the company recently received  
25 verifiable emission reduction greenhouse gas credits

1 from The Climate Trust. These were contracted purchases  
2 that were part of the carbon offset requirement per  
3 Order No. 836, which were conditions for the Site  
4 Certificate transfer from SUEZ to PacifiCorp. These  
5 are -- there are 2017 Vintage credits from the Lyden  
6 Farm project, which PacifiCorp has now received 52,162  
7 tons of the contracted 70,000 tons for about 75 percent.

8 And on a final note, the plan to -- that's  
9 requested by EFSEC Staff is drafting an update on the  
10 project to date the completion of all the required  
11 acquisition commitments including the -- conducting the  
12 review of the initial site restoration plan. And that's  
13 all I have to say. Are there any questions?

14 CHAIR DREW: Thank you.

15 Are there any questions from councilmembers?

16 Okay. Thank you.

17 Grays Harbor Energy Center?

18 MR. SHERIN: Good afternoon, Chair Drew and  
19 councilmembers. This is Chris Sherin, plant manager at  
20 Grays Harbor Energy Center. The only nonroutine item  
21 that I'll point out is that DOE conducted their annual  
22 site inspection for NPDES compliance on March 28th.  
23 They -- there weren't any significant -- there weren't  
24 any findings on that date, and they weren't able to do  
25 an alcohol sample because we weren't running and weren't

1 able to do a stormwater sample that day, but they  
2 actually came back on Monday and finished that site  
3 inspection, got the samples. Other than that,  
4 everything else has been routine this past month.

5 CHAIR DREW: Okay. Thank you.

6 Ms. Bumpus?

7 MS. BUMPUS: Thank you, Chair Drew. I  
8 wanted to add that -- and this is just to give  
9 councilmembers a heads-up that I intend to send a draft  
10 PSD permit to councilmembers for your review. This is a  
11 permit for prevention of significant deterioration for  
12 the Grays Harbor Energy Project. Staff had been working  
13 with Grays Harbor Energy on requested modifications to  
14 their PSD permit. This would be amendment four.

15 Staff has coordinated reviews with our  
16 contractors at the Department of Ecology, the Olympic --  
17 Olympic Region Clean Air Agency, and our AGs. If all  
18 goes well with the Council's review, Staff may ask the  
19 Council to take action on the permit, make a preliminary  
20 determination to approve it for public comment at the  
21 May Council meeting.

22 CHAIR DREW: So as I understand it, the  
23 process would be that the councilmembers would receive  
24 that information ahead of time, and the action at the  
25 Council meeting would be proposed that the Council would

1 approve it for public comment. We then would have a  
2 public comment period and a public hearing before that  
3 permit is finalized; is that correct?

4 MS. BUMPUS: Correct.

5 CHAIR DREW: Okay. Are there questions from  
6 councilmembers?

7 MR. MOSS: Yes, I have one small point, and  
8 it's really in the interest of maintaining continuity in  
9 the information that we have in these reports. I see  
10 under the "Operations and Maintenance" section, there's  
11 a report that the plant generated --

12 (Brief interruption on phone.)

13 MR. MOSS: -- 312,857 megawatt hours.

14 Normally we have the capacity factor stated in  
15 association with that report. And I'm wondering if, for  
16 the sake of completeness, it should be indicated here  
17 what the capacity factor was?

18 CHAIR DREW: Okay.

19 MR. MOSS: If you know.

20 CHAIR DREW: And that would be --

21 MR. SHERIN: I'll add --

22 CHAIR DREW: Yes, okay. Go ahead,  
23 Mr. Sherin.

24 MR. SHERIN: I'll add the capacity factor in  
25 the future. We haven't been reporting that in recent

1 past.

2 MR. MOSS: Okay. I was actually comparing  
3 to the PacifiCorp that we just heard. So I wrongly  
4 apparently assumed it was in all the reports. Well, if  
5 Staff needs that, I'm sure they'll be able to get that  
6 information. I'm getting nods to the affirmative.

7 MS. BUMPUS: Yes, we will.

8 MR. MOSS: Okay. Thank you.

9 MS. BUMPUS: Thank you.

10 CHAIR DREW: Desert Claim. We have a  
11 project update from our Staff, Ms. Sonia Bumpus.

12 MS. BUMPUS: Thank you. So for Desert  
13 Claim, last week on April 11th, 2018, in Ellensburg,  
14 Washington, EFSEC conducted a public hearing for the  
15 Desert Claim's request to amend their Site Certification  
16 Agreement. During the hearing, the Applicant presented  
17 information about the proposed changes to the SCA, and  
18 we also heard public testimony from the public. We  
19 received ten written comments and heard from 13  
20 speakers.

21 In the coming weeks, EFSEC will be reviewing  
22 those comments to identify issues of concern. We heard  
23 concerns about visual impacts and many others, so we'll  
24 be looking at those. EFSEC had also requested  
25 additional information and clarification from the

1 Applicant in Data Request 1. This was in March of 2018,  
2 and we recently had a response from the Applicant on  
3 April 16th. So we're reviewing that information now.

4 So as I discussed in the hearing on April  
5 11th, once the SEPA responsible official has reviewed  
6 the response materials from the Applicant, the public  
7 comments that we received at the hearing, we will be  
8 determining if we need more information and gathering  
9 all the information we need to make a determination for  
10 SEPA. So we will keep you updated as we review that  
11 material.

12 CHAIR DREW: I would like to thank the  
13 councilmembers who were able to attend the hearing last  
14 week. It was very well attended by the speakers plus a  
15 number of other community members. And I think that was  
16 a very good hearing for the concerns for the community  
17 as well as a proposal from the Applicant. And the  
18 transcripts will be available to councilmembers for  
19 review in the next couple of weeks. So those of you who  
20 were unable to make the hearing, I'm sure you will take  
21 a close look at those as well, and then we will approve  
22 them in our next monthly meeting, and then they would be  
23 online for the public to see as well.

24 The other thing I would like to ask, if the  
25 Council would be interested in a tour of the site and

1 the changes so that we can get an understanding by being  
2 on site of the changes between the original agreement  
3 and the proposed changes.

4 Mr. Rossman?

5 MR. ROSSMAN: Thank you, Chair Drew. I do  
6 think a site visit would be helpful if possible. The  
7 other thing I wanted to ask about is I know a number of  
8 documents were -- or pictures were provided during the  
9 hearing and just wondering if there's a sense of when  
10 those might be available to us on our shared website.

11 MS. BUMPUS: I believe we're posting those  
12 to the SharePoint site, so they should be up. If  
13 they're not already, they should be up in the next day  
14 or so. We do have those and our plan is to post those.

15 CHAIR DREW: And we also have a copy of the  
16 prints that were made, which are larger than what you  
17 will see on the SharePoint site. So if you ever want to  
18 take a closer look, we'll have them there at the office.

19 MR. ROSSMAN: Great. Thank you very much.

20 CHAIR DREW: So I will ask the Staff, then,  
21 to work with dates and see when councilmembers are  
22 available for that tour.

23 MS. BUMPUS: Okay.

24 CHAIR DREW: Any other questions or  
25 comments?

1           Okay. Thank you. Moving on to the Columbia  
2 Solar Project.

3           MS. KIDDER: Good afternoon, Chair Drew and  
4 councilmembers. I have a brief SEPA update for you this  
5 afternoon.

6           CHAIR DREW: Ms. Kidder, if you would just  
7 introduce yourself.

8           MS. KIDDER: Oh, my apologies. I'm Ami  
9 Kidder, EFSEC Staff. Since the last meeting in March,  
10 EFSEC has reviewed public comments received on the Draft  
11 MDNS for the proposed Columbia Solar Facility and  
12 incorporated information received into the MDNS and SEPA  
13 memo.

14           To recap, the public comment period was open  
15 from February 27th through March 13th and 18 comments  
16 were received from public and state agencies. In review  
17 of these comments, Staff coordinated further with some  
18 of its consulting agencies to clearly understand the  
19 issues presented.

20           As a result of the comments received, two  
21 mitigation measures were modified. Mitigation Measure  
22 No. 6, addressing the availability of water was modified  
23 to more accurately reflect the available mechanisms for  
24 assuring water availability at the end of the life of  
25 the proposed facilities. The method for preserving

1 water availability in the initial mitigation measure was  
2 not available for the proposed sites, so it's been  
3 updated to reflect information received by local area  
4 water companies.

5           Additionally, Mitigation Measure No. 10 was  
6 modified based on information received from the  
7 Department of Archaeology and Historic Preservation,  
8 DAHP, to reflect the approval of preconstruction  
9 cultural resource survey work. Staff will continue to  
10 coordinate with DAHP in these efforts.

11           And additionally, on April 11th, Staff and  
12 available councilmembers went on a driving tour of the  
13 proposed locations. All five proposed locations were  
14 visited, and members of the public and media attended as  
15 well. Are there any questions on the SEPA update?

16           CHAIR DREW: Thank you.

17           Ms. Bumpus?

18           MS. BUMPUS: Okay. Thank you, Chair Drew.

19 So, councilmembers, as you know, TUUSSO requested  
20 expedited processing in their application for site  
21 certification to EFSEC. If you look in your packets,  
22 you will see the final draft of the order for expedited  
23 processing. I believe councilmembers were provided some  
24 time to review the document as it was developed, and we  
25 also have received input from Staff who have been

1 working on the SEPA issues as well as our AGs.

2 I'm just going to summarize some of the key  
3 points from the order. The order describes the nature  
4 of the proceeding such as a request for the expedited  
5 process, SEPA and land use consistency processes. It  
6 also provides a description of the proposed facility.  
7 It describes Council's test for consistency and  
8 compliance. It considers whether the pertinent local  
9 land use provisions prohibit sites expressly or by  
10 operation. It determines that the county moratorium is  
11 not a land use plan or zoning ordinance for purposes of  
12 EFSEC's land use consistency determination.

13 It also includes that the Applicant has met  
14 its burden of proof of demonstrating the site to be  
15 consistent and compliant with Kittitas County  
16 comprehensive plans and applicable zoning ordinances.  
17 It contains findings of fact and conclusions of law,  
18 that the project is consistent and in compliance with  
19 land use plans, environmental impacts are not  
20 significant or can be mitigated to nonsignificant  
21 levels.

22 This is also documented in the MDNS, and I  
23 did want to note that as we finalize the revised MDNS,  
24 we made sure that the mitigation measures in the order  
25 were also updated. So this would be Mitigation Measure

1 6 and 10 that Ms. Kidder already talked about. And also  
2 that the criteria for expedited processing has been  
3 satisfied per RCW 80.50.075 and WAC 463-43-050.

4 If there aren't any questions, I'll proceed  
5 with Staff's recommendation.

6 CHAIR DREW: Are there any questions?

7 MS. BUMPUS: So in light of all the --

8 CHAIR DREW: We have a question. Someone on  
9 the phone.

10 MR. ELLIOT: On your question earlier, is  
11 this only questions or statements --

12 CHAIR DREW: Well --

13 MR. ELLIOT: -- that we will have  
14 [inaudible] after the motion to approve?

15 CHAIR DREW: Mr. Elliot, let's take  
16 questions for Staff, and then as we proceed, we'll have  
17 discussion on the motion itself.

18 MR. ELLIOT: Thank you.

19 CHAIR DREW: Okay. Go ahead.

20 MS. BUMPUS: So in light of the -- of the  
21 conclusions in the revised MDNS, the identification of  
22 mitigation measures to mitigate identified impacts and  
23 the conclusions in the order, it's Staff's  
24 recommendation to the Council to take action to approve  
25 the order granting expedited processing per TUUSSO's

1 request.

2 CHAIR DREW: Okay. You've heard the Staff  
3 recommendation. Thank you for the project status and  
4 the synopsis of the draft order. I also want to thank  
5 the councilmembers and members of the public who were  
6 able to participate on the tour of the proposed site  
7 last week. And you have had that chance to review the  
8 draft order granting expedited processing, so I'd like  
9 to ask if there is a motion to put that in front of us  
10 right now.

11 MR. MOSS: And that would be for discussion?

12 CHAIR DREW: For discussion.

13 MR. MOSS: All right. Okay. I would --

14 Chair Drew, I would move that the Council approve the  
15 expedited processing of the application by TUUSSO and  
16 direct that the order be signed by the Chair and entered  
17 in due course and served on all interested parties.

18 CHAIR DREW: Okay. Thank you, Mr. Moss.

19 Is there a second?

20 MR. ROSSMAN: I'll second.

21 CHAIR DREW: Mr. Rossman.

22 Discussion? Mr. Elliot?

23 MR. ELLIOT: Yeah, I just wanted to be on  
24 record to say I am not in agreement with the conclusion  
25 of the land use consistency, which it's the lesser issue

1 than with respect to the point I brought up with respect  
2 to the bundling of the project. But I feel strongly  
3 that the -- that the EFSEC was not in the best interest  
4 of the people of Kittitas County by bundling those  
5 projects. They were in the best interest of the  
6 Applicant in that it saved them money and was able to  
7 make the spare projects all one. And I find that an  
8 inconsistency, which I think that EFSEC should eliminate  
9 as a possibility in the future.

10 CHAIR DREW: Okay. Thank you.

11 Are there further comments? Mr. Rossman?

12 MR. ROSSMAN: Yes, thank you. And,  
13 Mr. Elliot, I hear the point there, and I think it has  
14 made it more difficult to look at this as an application  
15 to be looking at five sites. But for our purpose today,  
16 I think that I'm -- I'm in support of this order. The  
17 type of facility that this would be is defined in the  
18 county code as a major energy -- major alternative  
19 energy facility, and that's a conditionally allowed use  
20 in the -- all of the zones that these parcels happen to  
21 be within.

22 And so in keeping with the Council's past  
23 sort of level of scrutiny at that land use consistency  
24 decision point, I think it makes sense that for our  
25 purposes, we can move forward viewing it as consistent.

1 And I appreciate that the order also reflects something  
2 that the Council said earlier about request of Staff,  
3 which is to put together a plan for gathering future  
4 input akin to what a county would receive in a  
5 conditional use hearing so that we can be sure that if  
6 approval is ultimately recommended, that the site --  
7 each of the five sites is treated uniquely and  
8 appropriately.

9           So I think that it does make sense to move  
10 forward with this. The environmental impact can be  
11 mitigated to a nonsignificant level. And broadly  
12 speaking, it's consistent with the local land use plans  
13 so long as the site-specific conditions are able to  
14 preserve real character and do those other things that  
15 are needed that would be considered in a conditional use  
16 process.

17           So I just wanted to speak to emphasize that  
18 I think it's a limited decision we're making today, and  
19 there will be further time in the process to develop  
20 site-specific criteria to help us make sure that the use  
21 on each individual site is appropriate.

22           CHAIR DREW: Thank you, Mr. Rossman.  
23           Additional comments?

24           MR. MOSS: Chair Drew, I would just ascribe  
25 to and support the comments made by my colleague,

1 Mr. Rossman, just now. I think he is directly on point,  
2 that this is nothing more than a decision to proceed  
3 with the expedited process. And the order is specific  
4 in its ordering paragraph, that Staff will develop a  
5 means to receive information akin to what the County  
6 would receive during a conditional use hearing as to  
7 site-specific conditions and criteria.

8 So I don't think we've gotten ahead of  
9 ourselves here. I also have had an opportunity to  
10 review the entire order twice, and I think it's well  
11 reasoned and well supported in terms of its findings and  
12 conclusions.

13 CHAIR DREW: Thank you, Mr. Moss.

14 Any additional comments? Mr. Livingston?

15 MR. LIVINGSTON: Yeah. Chair Drew, for me  
16 also one of the clarifying points that helped me was on  
17 page 9, No. 27, "...the Applicant retains the burden of  
18 proving the Sites are consistent." And I'm just  
19 curious, maybe just for clarification purposes, if we  
20 could just briefly hear from Staff on how we would go  
21 forward with the Applicant doing that as well as any  
22 other hearings that we might have going forward.

23 MS. BUMPUS: Well, one of the things that we  
24 are working on is to develop a plan that would allow us  
25 to get some additional input about these types of

1 issues. And so one of the things that we're working on  
2 right now is a meeting with the County. One of the  
3 questions that we sent them in preparation for that  
4 discussion is to ask them about their conditional use  
5 permitting process. We're also including our AG in that  
6 discussion.

7 We also are going to seek public input on  
8 the five draft site certification agreements. So these  
9 are some things that we're working on now to try to get  
10 additional information about this. And then, of course,  
11 we're going to be -- as we learn more about the  
12 conditional use permitting process from the local  
13 government, we'll be thinking about other ways that we  
14 can get more input.

15 CHAIR DREW: Thank you.

16 Other questions or comments? I would like  
17 to also say that I think that the point that Mr. Elliot  
18 raised is one that we all considered very seriously as  
19 we look at this, and the decision that we are going to  
20 vote on right now is actually a threshold decision.  
21 It's a gatepost. It's not approval or denial. And so  
22 as we move forward, we will look at whether or not to  
23 approve or deny each of those sites as they are  
24 conditioned further in our further public comment that  
25 we will receive.

1           So I think it is one of the critical issues  
2 that we've looked at, and I believe we have a strong  
3 method for moving forward to attain more information on  
4 the unique characteristics and needs of each of the  
5 sites.

6           Thank you. There is a motion on the floor.  
7 I would ask at this point for -- oh, is there another  
8 comment? Okay. I was hearing some voices on the line  
9 there. If Ms. Mastro can come forward and call roll.  
10 And to restate, the motion is to -- that the Council is  
11 determined that the criteria for expedited processing  
12 has been satisfied and by approval of this order is  
13 granting expedited processing for the proposed TUUSSO  
14 Energy Project.

15           MS. MASTRO: Department of Commerce?

16           MR. ROSSMAN: Aye.

17           MS. MASTRO: Department of Ecology?

18           MR. STEPHENSON: Aye.

19           MS. MASTRO: Department of Fish and  
20 Wildlife?

21           MR. LIVINGSTON: Aye.

22           MS. MASTRO: Department of Natural  
23 Resources?

24           MR. SIEMANN: Aye.

25           MS. MASTRO: Utilities and Transportation

1 Commission?

2 MR. MOSS: Aye.

3 MS. MASTRO: Department of Health?

4 MS. COOPER: Aye.

5 MS. MASTRO: Kittitas County?

6 MR. ELLIOTT: Nay.

7 MS. MASTRO: Chair?

8 CHAIR DREW: Aye. Motion is adopted.

9 Again, thank you all very much for the time  
10 and effort of both members of the Council, the Staff,  
11 and all of the people who have participated so far in  
12 this process. We will continue moving forward to look  
13 at the needs of each specific site and develop draft  
14 proposed site certification agreements, and we plan to  
15 actually put those out to the public for comment before  
16 the Council votes on them. So thank you very much.

17 Moving on to Item 6 under "Other." We have  
18 the EFSEC Council and then Fourth Quarter Cost  
19 Allocation.

20 MR. POSNER: Good afternoon, Chair Drew,  
21 councilmembers. Stephen Posner, EFSEC manger. So in  
22 your packets is a green sheet which outlines, describes  
23 the fourth quarter cost allocation plan. And as we do  
24 at the beginning of each quarter, we recalculate the  
25 indirect rates that our applicants and certificate

1 holders get charged each quarter. So the list of  
2 projects is there. For the benefit of those who are on  
3 the -- who have called in, I will go ahead and read off  
4 the numbers.

5 For the Kittitas Valley Wind Power Project  
6 is 8 percent; the Wild Horse Wind Project, 8 percent;  
7 Columbia Generating Station, 20 percent; the Columbia  
8 Solar Project is 18 percent; WNP 1/4 is 4 percent;  
9 Whistling Ridge Energy Project, 3 percent; Grays Harbor  
10 Energy 1 & 2, 12 percent; Chehalis Generation Project, 9  
11 percent; Desert Claim Wind Power Project, 15 percent;  
12 and Grays Harbor Energy 3 & 4, 3 percent. And that  
13 concludes my presentation. I would be happy to answer  
14 any questions.

15 CHAIR DREW: Are there any questions from  
16 councilmembers?

17 Okay. Thank you. With that, I believe we  
18 have no further business to come before the Council, and  
19 we look forward to continuing on -- work on the two  
20 projects in front of us, and we will be in touch about  
21 the site tour of Desert Claim as we mentioned and also  
22 further information on Columbia Solar. Thank you. With  
23 that, the meeting is adjourned.

24 (Adjourned at 2:03 p.m.)

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C E R T I F I C A T E

STATE OF WASHINGTON  
COUNTY OF THURSTON

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

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Tayler Garlinghouse, CCR 3358