



## Washington State

# Energy Facility Site Evaluation Council



*These Slides Are Intended for Illustrative Purposes Only and Do Not Represent the Official Position of EFSEC on Any Individual Project*



# History

- EFSEC formed in 1970 for thermal power plants
- “One stop permitting”
  - Issuing agency for permits otherwise issued by a variety of agencies within the state (e.g., water quality, air quality, etc.)
- State agency and local government members
- EFSEC recommendation to Governor for final decision
- Final decision preempts all other state and local governments



## Council Membership (RCW 80.50.030)

- Chair – Governor Appointee
  - *Kathleen Drew*
- Dept. of Ecology
  - *Eli Levitt*
- Dept. of Fish & Wildlife
  - *Mike Livingston*
- Dept. of Commerce
  - *Kate Kelly*
- Dept. of Natural Resources
  - *Lenny Young*
- Utilities & Transportation Commission
  - *Stacey Brewster*
- Optional application review members:
  - Dept. of Agriculture
    - *Derek Sandison (Horse Heaven project)*
  - Dept. of Transportation
  - Dept. of Health
  - Military Dept.
- Local Government application review (City and County)
  - *Ed Brost (Horse Heaven)*
  - *Jordyn Giulio (Badger Mountain)*
  - *TBD (High Top & Ostrea)*
- Port District application review – nonvoting
  - for application review

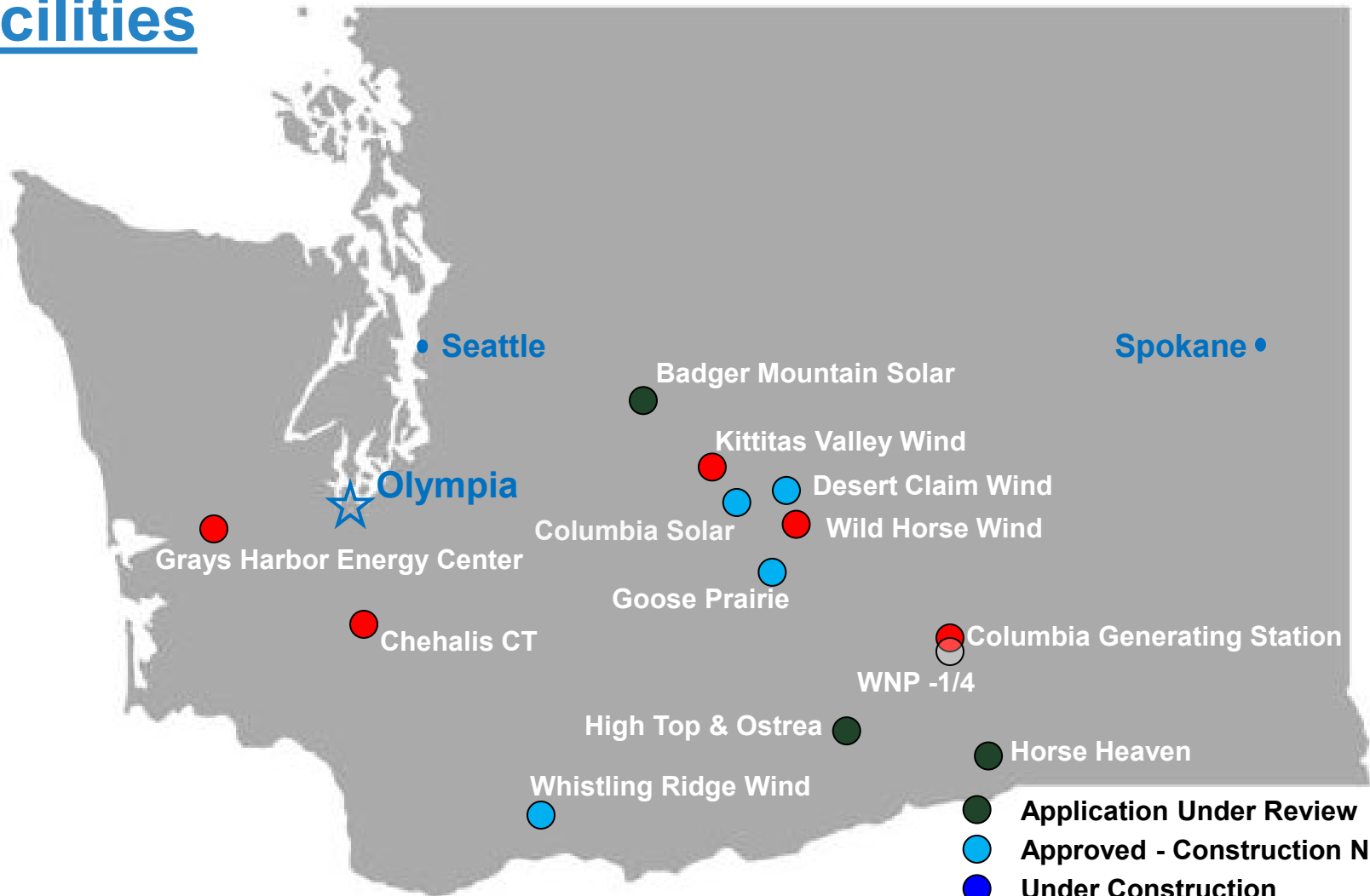


## Facilities (RCW 80.50.060)

- Energy plants:
  - Any nuclear power facility where the primary purpose is to produce and sell electricity
  - Non hydro, nonnuclear thermal power plants 350+ MW
  - Alternative energy resources (wind, solar, geothermal, wave/tidal, landfill gas, biomass, etc.) “any size may opt-in”
  - Transmission Lines 115+ kV may “opt-in”
- Pipelines
- Refineries and Storage Facilities



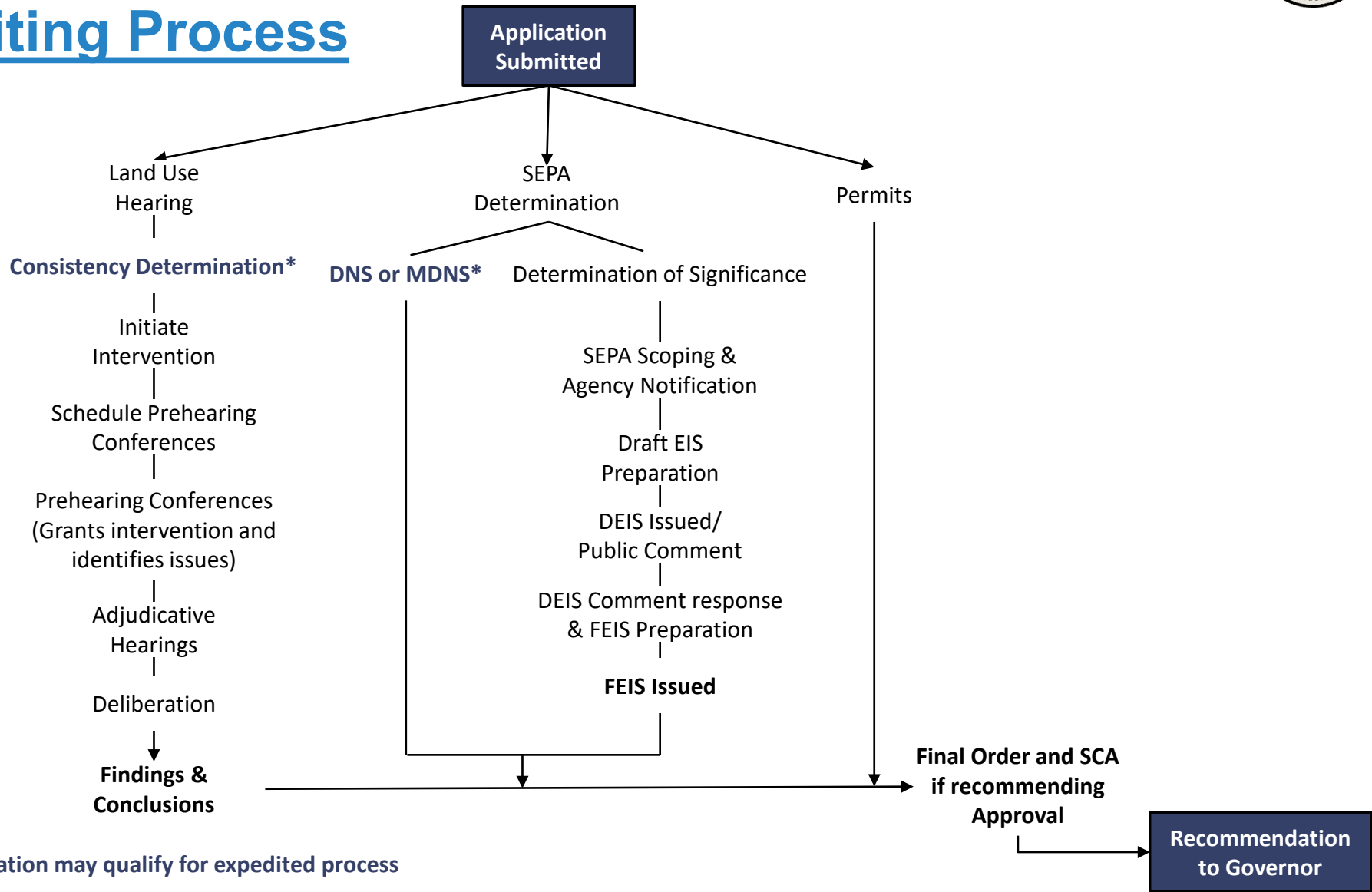
# Facilities



- Application Under Review
- Approved - Construction Not Started
- Under Construction
- Operating
- Decommissioning



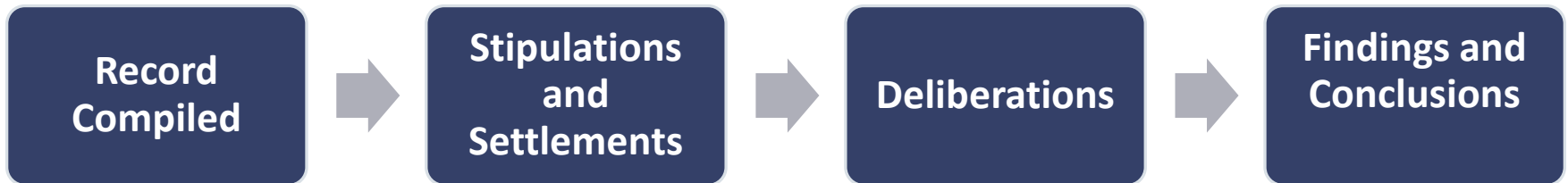
# Siting Process



\*Application may qualify for expedited process



# Adjudicative Proceedings (WAC 463-30)





# SEPA Threshold Determination (WAC 463-47)

## Determination of Significance

- Scoping – Public Comment
- Issue DEIS – Public Comment
- Issue Final EIS

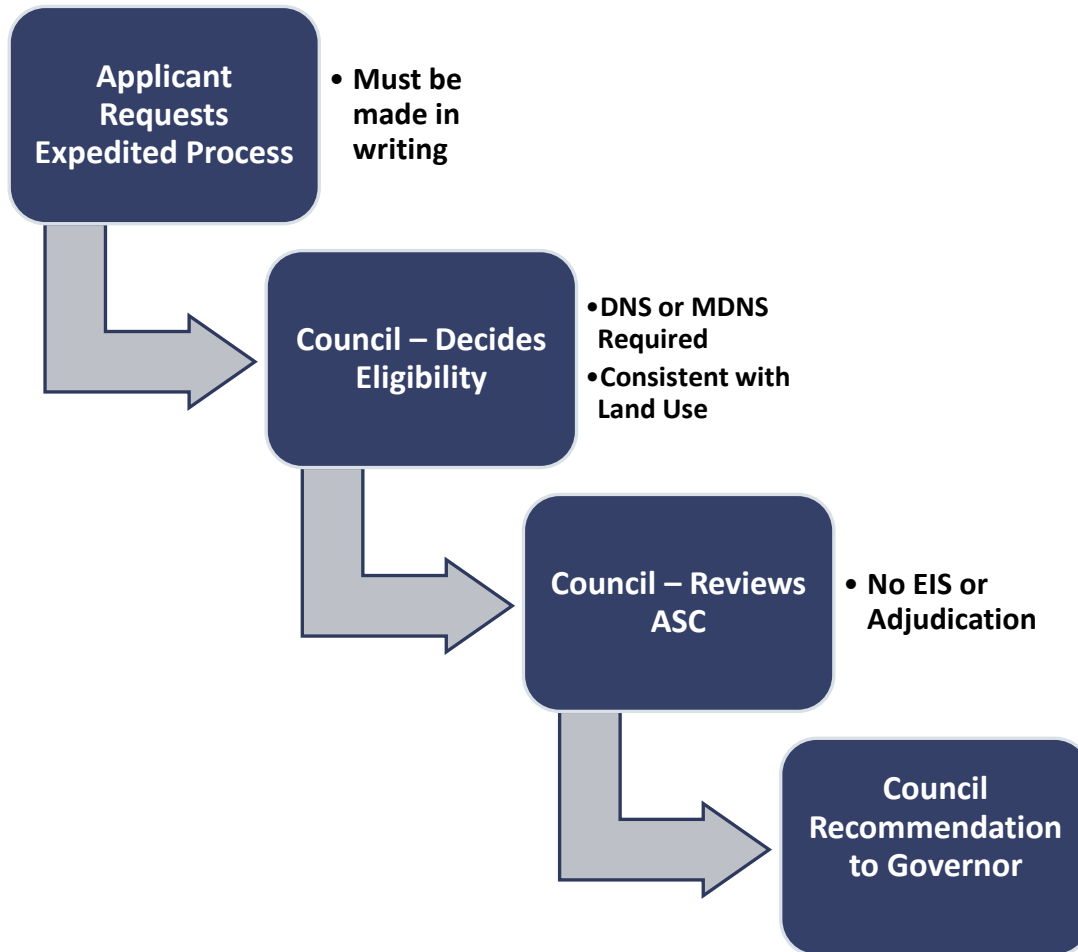
## Determination of Non-Significance (DNS) or Mitigated DNS (MDNS)

- EIS Not Required
- Determination noticed to public
- Determination issued





# Siting Process – Expedited (WAC 463-43)





## Permit Issuance (WAC 463-76, Water; WAC 463-78, Air)

- EFSEC issues and monitors compliance with
  - Water Quality Permits
  - Air Quality Permits
  - Any other applicable permits that would typically be issued by a state agency



## Recommendation to the Governor (RCW 80.50.100)

- The Council makes a recommendation to approve or reject an application
- Within 60 days of receipt of the Council's recommendation, the Governor must:
  1. Approve the application and execute the draft certification agreement;
  2. Reject the application; or
  3. Remand the recommendation to the council for reconsideration.
- Any application rejected by the Governor is FINAL as to that application



# Compliance Monitoring and Enforcement

(RCW 80.50.150; WAC 463-70)

- State and Local agencies contracted to assist EFSEC Staff in monitoring compliance with:
  - Site Certification Agreement Requirements
  - Permits
  - EIS or MDNS stipulated mitigation
- EFSEC has enforcement authority, including the issuance of penalties, for all facilities issued site certification agreements and associated permits.



# Public Input

- Verbal comment sign up

Email [efsec@utc.wa.gov](mailto:efsec@utc.wa.gov)

Call (360) 664-1345

- Mail

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621 Woodland Square Loop P.O. Box 43172  
Olympia, WA 98504-3172

- Email

[efsec@utc.wa.gov](mailto:efsec@utc.wa.gov)

- Online

<https://comments.efsec.wa.gov>