



ENERGY FACILITY SITING COUNCIL

■ Marcy Grail, Chair ■ Kent Howe, Vice-Chair ■ Cindy Condon ■ Jordan Truitt ■ Perry Chocktoot ■ Ann Beier ■ Richard Devlin

Energy Facility Siting Council Meeting Notice and Agenda

Friday, September 22, 2023, 8:30 AM

Oregon Department of Energy
550 Capitol St. NE
Salem, OR 97301

WebEx Webinar Information:

<https://odoe.webex.com/odoe/j.php?MTID=m869f1231285a4dbf1e24ff540971748e>

Or join WebEx meeting by phone: 408-418-9388 Access Code: 2339 900 5210 Meeting password: EFSC.

Please Note: Every effort will be made to consider items as they are indicated. However, the Council agenda and the order of agenda items are subject to change.

Roll Call and Opening Remarks

- A. **Consent Calendar (Action Items & Information Item)** – Approval of July 17-19, 2023, and August 24, 2023 meeting minutes; Council Secretary Report; and other routine Council business.

- B. **Boardman to Hemingway Transmission Line, Request for Site Certificate Amendment 1, Council Decision on Any Submitted Requests for Contested Case, and Possible Material Change Hearing and Public Notice of Hearing to Adopt Final Order (ORS 469.370(7)) (Action Item)** – Kellen Tardaewether, Senior Siting Analyst. Council will be presented with an overview of the approved 300-mile transmission line, and the changes proposed in Request for Amendment 1. The proposed changes include new site boundary area, inclusive of shifts in transmission line and access road locations; and changes to proposed conditions. Council will have two potential review and action items:
 1. **Council Decision on Requests for Contested Case** – Council will first consider any requests for contested case on the Department’s Proposed Order on Amendment 1 submitted on or before September 8, 2023. If a contested case request or requests are granted, Council will provide the next steps for initiating a contested case proceeding for the issues granted.
 2. **Council Decision on Proposed Order** – Unless a contested case proceeding is granted, Council will proceed to review the Proposed Order on Amendment 1 and will either adopt, modify or reject the Proposed Order as the Final Order. If Council adopts or

modifies the Proposed Order as the final order, there will be a hearing on any material changes made from the Proposed Order to Final Order. ORS 469.370(7).

- C. Public Comment Period (Information Item)** – This time is reserved for the public to address the Council regarding any item within Council jurisdiction that is not otherwise closed for comment. Items closed for comment include Boardman to Hemingway Transmission Line Request for Amendment 1 and Obsidian Solar Center Request for Amendment 1.
- D. Obsidian Solar Center, Request for Site Certificate Amendment 1, Council Review of Draft Proposed Order (Information Item)** - Kathleen Sloan, Senior Siting Analyst. Council will be presented with an overview of the approved 400 megawatt-alternating current (MWac) solar photovoltaic energy generation facility, and the changes proposed in Request for Amendment 1. The proposed changes include new site boundary area, an alternate substation location, and modification of electrical and transmission line capacity and structure type. Council will review the Draft Proposed Order on Amendment 1, including issues raised in comments received on the record of the DPO public hearing, and may provide comments to staff for consideration in the Proposed Order.
- E. Ms. Irene Gilbert Providing Council Process Concerns (Information Item)** – Ms. Irene Gilbert. Council will receive information from a member of the public related to concerns about the EFSC process.
- F. Idaho Power Corporation’s Request for Council Review of Financial Institution (Action Item)** – Sisily Fleming, Fiscal Analyst. The Council will consider a request from Idaho Power Corporation, certificate holder for the Boardman to Hemingway Transmission Line Site Certificate, to add CNA Surety to the list of financial institutions approved to act as issuers of financial instruments related to the Council’s Retirement and Financial Assurance standard.
- G. Radioactive Material Enforcement Rulemaking (Action Item)** – Tom Jackman, Siting Policy Analyst & Rules Coordinator, Maxwell Woods, Assistant Director for Nuclear Safety and Emergency Preparedness and Tom Sicilia, Hanford Hydrogeologist. The Council will consider staff’s recommendation to initiate proposed revisions to the Council’s rules related to the disposal of materials containing naturally occurring radioactive materials and identify potential updates to OAR 345-050.

Anticipated Adjournment at 12:30 p.m.

Anticipated Future Energy Facility Siting Council Meetings:

- **October 19-20, 2023**
- **November 16-17, 2023**

Webex Webinar Additional Information

When you join, please use your full name so it is easier to identify attendees and manage public comments. Public participants will be in listen-only mode, but can use the WebEx tool to “raise your hand” to provide comments during Agenda Item C.

Phone participants will be in listen-only mode, but to notify the host that you wish to make a comment press *3 to raise your hand. Council will offer an opportunity for phone participants to provide comments during Agenda Item C.

[WebEx Meeting Instructions](#)

[WebEx How to Raise Your Hand](#)

Meeting Materials associated with the agenda items are available at:

<https://www.oregon.gov/energy/facilities-safety/facilities/Pages/Council-Meetings.aspx>

Siting Project Updates:

To sign up for siting project updates click here: <http://web.energy.oregon.gov/cn/a6n53/subscribe>

Requests to the Council to Address an Issue:

Pursuant to Oregon Administrative Rule 345-011-0035, the public may ask the Council formally to address relevant issues within the Council’s jurisdiction at future meetings. Please be sure to include information about why the issue should be on the agenda. Your request must be in writing and received at least 14 days before the Council meeting.

To ask the Council to address an issue, call or write:

EFSC Secretary

Toll-Free (in Oregon): 1-800-221-8035

Energy Siting Division/ODOE

Phone: 503-378-8328

550 Capitol St. NE

<https://www.oregon.gov/energy/facilities-safety/facilities>

Salem, OR 97301-3737

Americans with Disabilities Act: The Oregon Department of Energy will make reasonable accommodations upon request. Please contact us at least 72 hours before the meeting. Call Nancy Hatch at 503-378-3895 (office) or 503-428-7905 (mobile); Fax 503-373-7806 or toll free in Oregon at 800-221-8035. TTY users should call the Oregon Relay Service at 711.

Parking Information

There are limited numbers of metered visitor parking spaces at the ODOE parking lot. The link below will take you to a map of the location of the ODOE office and details on parking.

https://www.oregon.gov/energy/Get-Involved/Documents/ODOE_Parking.pdf