



ENERGY FACILITY SITING COUNCIL

Energy Facility Siting Council Meeting Notice and Agenda

Friday, December 16, 2022 8:30 AM

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

WebEx Webinar Information:

Click the link below to join the meeting:

<https://odoe.webex.com/odoe/onstage/g.php?MTID=ec4754f3dd77b905bc7a92af98d1a7b00>

Or join WebEx meeting by phone: 408-418-9388 Access Code: 2335 906 4315
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 Item & Information Item)** – Approval of meeting minutes; Council Secretary Report; and other routine Council business.

- B. **Stateline Wind Project Transfer Amendment Request (Action Item)**
 - 1. **Transfer Hearing (Hearing at 8:40 a.m.):** Chair Grail, acting as Hearing Officer. The Council will conduct a hearing on the request to transfer ownership of the Stateline Wind Project site certificate from FPL Energy Stateline II, Inc. to Vansycle II Wind, LLC. Stateline Wind Project is an operational 205 megawatt (MW) wind power generation facility. The purpose of the transfer hearing is to provide the public an opportunity to provide oral comments on the transfer request and applicable Council standards (Organizational Expertise and Retirement and Financial Assurance) to Council.
 - 2. **Council Review and Decision on Request to Transfer Certificate Holder Ownership (Action Item):** Sarah Esterson, Senior Policy Advisor. Council will receive a presentation from staff on the transfer request, comments received on the record of the transfer request, and will take action to approve or deny the transfer request. If approved, Council will issue an eighth amended site certificate to reflect the new certificate holder.

- C. **Siting Table Overview (Information Item)** – Oriana Magnera, Energy, Climate and Transportation Program Manager with VERDE will provide an update on the comprehensive stakeholder working group that is discussing the siting process in Oregon. The stated purpose of the group is to identify

strategies that reduce conflict and balance state energy goals (like HB 2021) with community interests, natural resources, and the environment.

- D. Public Comment (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 the West End Solar Project Draft Proposed Order, the Nolin Hills Wind Power Project Proposed Order; and, the Protected Areas, Scenic Resources, and Recreation Resources Standards Rulemaking.
- E. West End Solar Project - Council Review of the DPO (Information Item)** – Kellen Tardaewether, Senior Siting Analyst, will provide a presentation of the Draft Proposed Order (DPO) on the ASC for the West End Solar Project, a proposed 50 megawatt (MW) solar photovoltaic and battery storage facility on 324 acres in Umatilla County. The presentation will include an overview of standards, conditions of approval, issues raised in comments received on the record of the DPO, and applicant responses for Council review. Council will have the opportunity to provide comments to the Department for consideration in the Proposed Order.
- F. Annual Election of Officers (Action Item)** – Todd Cornett, Council Secretary. Consistent with OAR 345-011-0010(1), Council will complete its obligation to annually elect a Chair and a Vice Chair.
- G. Protected Areas Rulemaking (Action Item)** – Christopher Clark, Senior Siting Analyst. The Council will review public comments received prior to 5:00 pm on December 8, 2022 on proposed amendments of the Protected Areas, Scenic Resources and Recreation Standards and associated information requirements and will consider the adoption of permanent rules.
- H. Annual Rulemaking Prioritization (Action Item)** – Tom Jackman, Rules Coordinator. The Council will receive an update on rulemaking activities conducted in 2022, and will consider staff's recommendations for potential rulemaking projects to be undertaken in the 2023-2025 time period.

Public Comment – The Council will provide an opportunity for public comment on potential rulemaking projects and their prioritization.

- I. Alto Columbia, LLCs Request to Amend Port of Morrow Agreement to reflect Certificate Holder Change (Action Item)** – Sarah Esterson, Senior Policy Advisor will provide a presentation on Columbia Ethanol Project's request for Council approval to amend an agreement with Port of Morrow (required by Site Certificate Condition IV.C.13) to reflect within the agreement the certificate holder name change. The name change (from Pacific Ethanol Columbia, LLC to Alto Columbia, LLC) occurred in 2021 following an ownership restructure.

Anticipated Adjournment at 3:25 p.m.

Anticipated Future Energy Facility Siting Council Meetings:

- January 19-20 2023
- February 23-24 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 Items D & H.

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 Items D & H.

[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

Energy Siting Division/ODOE

550 Capitol St. NE

Salem, OR 97301-3737

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

Phone: 503-378-8328

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

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