PUBLIC NOTICE
Boardman to Hemingway Transmission Line
Request for Comments on the Complete Request for Amendment 1 and Draft Proposed Order

Notice Date: June 14, 2023

Site Certificate Amendment Request: Add area to the site boundary to accommodate: (a) re-location of transmission line route segments on three properties; (b) location refinement of some new and substantially modified roads; (c) amendment of site certificate language to support implementation and interpretation.

Facility Location: The approved facility is located in five counties in Oregon: Morrow, Umatilla, Union, Baker and Malheur. The changes proposed in the amendment request would be located within all five counties.

Review Process: Type A

Recommendation: The Oregon Department of Energy Staff (Department) recommends that Request for Amendment 1 (RFA1) meets all required standards and should be approved by the Energy Facility Siting Council (EFSC or Council).

Public Comment Period: June 14 through July 18, 2023, at the close of the second public hearing listed below, unless extended by Council.

Public Hearings
Date: Monday, July 17, 2023
Start Time: 5:30 p.m. Pacific Daylight Time (PDT)
End Time: no earlier than 6:30 p.m. PDT
Location: Best Western – Sunridge Hotel
Conference Room
1 Sunridge Lane
Baker City, OR 97814

Date: Tuesday, July 18, 2023
Start Time: 5:30 p.m. PDT
End Time: no earlier than 6:30 p.m. PDT
Location: Oxford Suites – Conference Room
2400 SW Court Place
Pendleton, OR 97801

July 17, 2023 Hearing
Webinar Link: https://odoe.webex.com/odoe/j.php?MTID=me50442c32ece9303b30f7e56302475d4
Webinar Event Number: 2336 484 2972
Webinar Event Password: EFSC (3372 from phone)
Teleconference: 408-418-9388
Teleconference Access code: 2336 484 2972

July 18, 2023 Hearing
Webinar Link: https://odoe.webex.com/odoe/j.php?MTID=m680cab376c088453214af773964f1b17
Webinar Event Number: 2349 713 9915
Webinar Event Password: EFSC (3372 from phone)
Teleconference: 408-418-9388
Teleconference Access code: 2349 713 9915

If using Webex, please use your full name to sign in to help staff manage public comments. Additional information will be provided at the hearing about how to provide an oral comment using Webex features.

Facility Location: The facility site boundary is located in Morrow, Umatilla, Union, Baker and Malheur counties. The site boundary additions proposed in RFA1 are presented in RFA1 Figures 4-1 and 4-2 available: https://www.oregon.gov/energy/facilities-safety/facilities/Pages/B2H.aspx

Description of Facility (Approved): The approved but not constructed facility is an approximately 300 mile (275 miles in Oregon), single circuit, 500 kilovolt (kV) electrical transmission line which includes transmission towers, a switching station, and access roads as well as removal of approximately 12 miles of existing 69-kV transmission line, rebuilding of approximately 1 mile of a 230-kV transmission line, and rebuilding of approximately 1 mile of an existing 138-kV transmission line.
**Description of Amendment Request:** RFA1 seeks Council approval to include new area (approximately 1,036 acres) to the approved site boundary, to allow siting of previously approved facility components in new locations. This includes using the proposed new site boundary area to site approximately 8.8 miles of 500-kV transmission line and 45.9 miles of new or substantially modified access roads. RFA1 also seeks approval to modify condition language for several conditions (see RFA1 Attachment 6-1).

**EFSC Review Process:** The site certificate amendment process is a consolidated, comprehensive siting process. The certificate holder must demonstrate that the changes proposed in RFA1 meet all applicable EFSC standards established under Oregon Revised Statute (ORS) 469.501 and set forth in Oregon Administrative Rule (OAR).

**Boardman to Hemingway Transmission Line Request for Site Certificate Amendment 1 - Process Overview:**

**Request for Site Certificate Amendment**
Idaho Power Corporation (IPC, certificate holder) filed preliminary Request for Amendment 1 (pRFA1) on December 7, 2022. On June 8, 2023, following Department review and requests for additional information, and review of certificate holder responses, the Department notified the certificate holder that pRFA1 was determined to be complete. A complete request for amendment (RFA1) was received on June 8, 2023 and has been reviewed by the Department. RFA1 is electronically available on the Department’s project webpage as described in the More Information section below and is available for review.

**Draft Proposed Order Issuance**
On June 14, 2023 the Department issued a Draft Proposed Order (DPO) on RFA1. The DPO, ODOE’s first evaluation of the amendment request, includes recommended findings of fact and conclusions of law, and recommends that Council approve the amendment request. The DPO is not a Final Order. The purpose of this DPO notice is to inform the public of an open comment period and two days of DPO public hearings, with opportunities for in-person and remote participation.

**Public Hearing(s) and Comment Period**
EFSC will hold the public hearings on the DPO on July 17-18, 2023 which will provide opportunities for in person and remote participation. See in person meeting details and Webex login information on Page 1 of this notice for more details. The hearings will be conducted by EFSC.

During the hearings there will first be a brief overview by ODOE on the siting process, the approved facility and the changes proposed in the amendment request for which certificate holder seeks EFSC approval, followed by an overview of the hearing format and finally an opportunity to provide oral comments on RFA1 and the DPO.

To raise an issue on the record of the DPO public hearing, a person must raise an issue either in person at the public hearing, or in a written comment submitted after the date of this notice and received by ODOE before the record closes on July 18, 2023 at the end of the public hearing, unless extended by Council.

A person’s failure to raise an issue in person or in writing on the record of the public hearing precludes the Council’s consideration of whether to grant that person’s subsequent contested case request.

Failure to raise an issue in person or in writing prior to the close of the record of the public hearing with sufficient specificity to afford the decision maker an opportunity to respond to the issue precludes the Council from considering whether that issue justifies a contested case proceeding. To raise an issue with sufficient specificity, a person must present facts that support the person’s position on the issue.
Written comments to be included on the record of the DPO public hearing must be received by the comment deadline, submitted at one of the hearings, through ODOE’s online comment portal described below or by mail, email or fax to:

Kellen Tardaewether, Senior Siting Analyst  
Oregon Department of Energy  
550 Capitol Street NE, 1st Floor  
Salem, OR 97301  
Email: kellen.tardaewether@energy.oregon.gov  
Fax: 503-373-7806  
Phone: 503-586-6551

Written or oral comments may be hand-delivered, submitted verbally via Webinar/teleconference or in-person at the public hearing, or via electronic methods previously described. EFSC will not accept or consider comments on RFA1 or the Draft Proposed Order on RFA1 after July 18, 2023, at the close of the public hearing.

Online Comment Portal
ODOE has an online portal for submitting comments on projects during an active comment period. The goal of the online comment portal is to provide members of the public with a convenient option to submit input on projects, and to provide additional resources that will enable meaningful participation in the Site Certificate approval process.

The comment portal can be accessed via the link below:  
https://odoe.powerappsportals.us/SitingPublicComment/

To get started, choose a project from the drop-down menu. Only projects that have a comment period which is currently active will be listed. Choose your project, click “Next”, and follow the instructions on the screen. You will receive an email confirmation after submitting your comment.

Please note: All comments submitted to ODOE may be disclosed to the public, subject to Oregon Public Records Laws (ORS Chapter 192). ODOE also has a new project comment docket system available which displays comments that have been submitted on all Siting projects. Comments for this proceeding will be posted to the comment docket and will normally be available to view within 3 business days of receipt.

The comment docket can be accessed via the following link:  
https://odoe.powerappsportals.us/en-US/sitingdocket/

Comment submission does not register your contact information to receive future notices. If you would like to receive notices for this facility or any other EFSC facility, and have not already done so, please follow the information in this notice to subscribe to the ClickDimensions email notification list as described below.

Council Review of the Draft Proposed Order
Following the close of the record of the DPO public hearing, and during a Council meeting, EFSC will review the DPO, comments received on the record of the DPO, any certificate holder response, and provide any comments they have to ODOE.

Proposed Order
After EFSC has reviewed the DPO and considered all comments received on the record of the public hearing as described in this notice, ODOE will issue a Proposed Order. The Proposed Order will include ODOE staff’s evaluation of issues raised in comments received on the record of the DPO as well as those by EFSC, and will include any necessary changes to its recommended findings of fact, conclusions of law and conditions. The Proposed Order shall recommend approval, modification, or denial of the first amended site certificate.

Contested Case
Along with the issuance of the Proposed Order, ODOE will issue a notice of an opportunity to request a contested case to all persons who commented on the record of the DPO public hearing. To be eligible to participate in a Contested Case proceeding, a person must raise an issue either in person at the public hearing or in a written comment submitted between June 14, 2023 and July 18, 2023, the date the record closes, unless extended. Contested case requests must be submitted in writing to ODOE by a deadline that will be specified within that notice.

To properly raise an issue in a request for a contested case proceeding, the issue must be within the jurisdiction of EFSC and must be raised with sufficient specificity to afford EFSC, the Department and the certificate holder an opportunity to respond
to the issue. The issue must raise a significant issue of fact or law that is reasonably likely to affect EFSC's determination that the facility, with the changes proposed in the amendment request, meets applicable laws and EFSC standards included in OAR Chapter 345 Divisions 22, 23, and 24. Under the Scope of Council’s Review for RFA1, Council must determine whether the preponderance of evidence on the record supports that the portions of the facility within the area added to the site boundary by the amendment complies with all laws and Council standards applicable to an original site certificate application; and the amount of the bond or letter of credit required under OAR 345-022-0050 is adequate. OAR 345-027-0375.

A ten minute video describing the Type A Amendment Contested Case threshold is available at https://www.youtube.com/watch?v=uBBGGrXHu8.

For more information related to the Proposed Order process and Requests for Contested Case under Type A Review, see https://tinyurl.com/OAR-345-027-0371.

The Siting Division Public Guide contains information on the EFSC process, including the contested case process and is accessible via: https://www.oregon.gov/energy/facilities-safety/facilities/Documents/Fact-Sheets/EFSC-Public-Guide.pdf

Final Order
Following the Contested Case proceeding, or the Proposed Order phase if no requests for a Contested Case are received and granted by EFSC, EFSC will issue a Final Order either approving or rejecting RFA1. If approved, an Amended Site Certificate will be issued.

For more information relating to EFSC standards, please visit:
http://www.oregon.gov/energy/facilities-safety/facilities/Pages/Siting-Standards.aspx

Receipt of this Notice:
Please note that you may be receiving this notice for multiple reasons:

1. You own property within or adjacent to (within 500 feet) the property on which the site boundary is located. You will automatically receive all future notices on this facility.
2. You have requested to receive paper notices on the Boardman to Hemingway Transmission Line. If you wish to be removed from this mailing list, please contact Kellen Tardaewether.
3. You have previously signed up via GovDelivery/ClickDimensions or by contacting ODOE to receive notices related to the Boardman to Hemingway Transmission Line or all EFSC project-related notices. You will automatically receive all future notices per your request, unless you unsubscribe via ClickDimensions or by contacting ODOE.

More Information:
Please contact Kellen Tardaewether, Senior Siting Analyst, at the email address or mailing address listed in this notice. More information about the facility and updates on the review process is available using any of the following options.

1) Oregon Department of Energy’s webpage:
More details on the Boardman to Hemingway Transmission Line RFA1 and ODOE’s Draft Proposed Order are available online at: https://www.oregon.gov/energy/facilities-safety/facilities/Pages/B2H.aspx

Additional resources to help you participate in the state siting process can be found at:

2) Updates by email/mail:
Subscribe to ClickDimensions, a self-managed, automated email system that sends notices and updates on the Boardman to Hemingway Transmission Line as well as any or all other energy facilities and events under EFSC jurisdiction. For more information, please visit: http://web.energy.oregon.gov/cn/a6n53/subscribe.
To receive notices by U.S. Mail, please contact Kellen Tardaewether.
3) In hardcopy:
Copies of RFA1 and the DPO are available for public inspection at no cost at:

Oregon Department of Energy
550 Capitol Street NE
Salem, OR 97301

Please contact Kellen Tardwaewether if you wish to arrange a time to inspect the RFA1 or DPO. Hard copies will be provided at reasonable cost upon request to the Department.

Accessibility information:
The Department is committed to accommodating people with disabilities. For review of RFA1, DPO or attendance at the public hearing, if you require any special physical or language accommodations, or need information in an alternate format, please contact Nancy Hatch at 503-428-7905, toll-free in Oregon at 800-221-8035, or email to nancy.hatch@energy.oregon.gov. For any other accommodation needed to attend the public hearing, please contact ODOE as soon as possible so we may provide the accommodation.