

PUBLIC NOTICE



Yellow Rosbush Energy Center

Proposed Order and Opportunity to Request to Participate in a Contested Case

Summary:

Notice Date: December 5, 2025

Proposed Facility: 800 megawatt (MW) solar photovoltaic power generation facility

Proposed Facility Location: Wasco County, approximately 8 miles east of the City of Maupin

Purpose of Notice:

- 1) To inform the public that the Oregon Department of Energy (ODOE or Department) issued the Proposed Order on the Application for Site Certificate for the Yellow Rosebush Energy Center (proposed facility) (described on Page 2 below); and
- 2) To notify individuals or organizations that commented on the record of the Draft Proposed Order (DPO) of their right to request to participate in the Contested Case (described starting on Page 2 below).

Deadline to Request to Participate in a Contested Case: January 5, 2026, at 5:00 p.m. Pacific Time (PT)

Description of Proposed Facility:

The facility is a proposed 800 MW solar photovoltaic power generation facility with related or supporting facilities.

Energy Facility:

- 2,037,360 solar modules
- 364,351 piles/posts
- 20,622 single axis trackers
- 267.8 miles of 34.5 kilovolt (kV) Collection system
- 6,800 combiner boxes
- 199 inverters/transformers

Related or Supporting Facilities

- Up to 800 MW battery energy storage system
- Collection substation
- Operations and maintenance building
- Over 50 miles of perimeter fence (8-foot tall)
- 27 miles of new and improved access roads

- 23 acres of temporary staging areas
- 500 kV generation tie line (2 alternatives under review one on site and one 4.5 miles north, extending into Sherman County)

More detailed information about the proposed energy facility and related or supporting facilities is available in ASC Exhibit B and in the Project Description of the Proposed Order.

Location of Proposed Facility:

The proposed facility would be located within an approximately 8,075 acre (12.6 sq. mile) site boundary on private land zoned for exclusive farm use.

Maps of the proposed facility and site boundary and proposed layout are included at the end of this notice. Specific locational maps can be found in ASC Exhibit C at: <https://www.oregon.gov/energy/facilities-safety/facilities/Pages/YRB.aspx> and on ODOE's [Online Mapping Tool](#)

EFSC Review Process:

The proposed facility is an energy facility subject to EFSC jurisdiction under the definition in ORS 469.300(11). As such, the proposed facility must receive approval from the Energy Facility Siting Council (EFSC or Council) for a site certificate prior to construction.

The EFSC review is a consolidated, comprehensive permitting process. The Department Siting Division serves as staff to EFSC and conducts the Application for Site Certificate (ASC) review process. The applicant must demonstrate that the proposed facility meets all applicable EFSC standards established under Oregon Revised Statute (ORS) 469.501 and set forth in Oregon Administrative Rule (OAR) chapter 345, divisions 22 and 24, as well as all other applicable Oregon statutes, rules and standards.

ASC Process Overview:

Application for Site Certificate: On August 30, 2024 Yellow Rosebush Energy Center, LLC (applicant), subsidiary of Savion, LLC, submitted a preliminary Application for Site Certificate (pASC) for the Yellow

Rosebush Energy Center. Based on the Department's review of the pASC and responses to its requests for additional information, the Department found that the applicant had submitted adequate information for the Council to make findings or impose conditions on all applicable Council standards and determined the ASC to be complete on August 28, 2025. The applicant submitted the ASC on September 5, 2025.

On September 25, 2025, the Department held a Public Informational Meeting on the ASC in Maupin.

Draft Proposed Order: On October 1, 2025, the Department issued a DPO on the ASC. The DPO is the Department's first evaluation of the applicant's ability to comply with applicable standards, laws, rules, and ordinances, and includes recommended findings of fact, conclusions of law and conditions of approval.

A public hearing was held at the October 23, 2025 Council meeting. The public comment period on the DPO ended on November 3, 2025. The record on the DPO was held open until Friday November 7, 2025 for the applicant to respond to comments received during the public comment timeframe.

Council Review of the DPO:

At its November 21, 2025 meeting, EFSC reviewed the DPO, all comments received on the record, applicant responses and provided comments to the Department.

Proposed Order: The Proposed Order contains the Department's final evaluation of the proposed facility and includes changes from the DPO made in response to public comments on the record of the DPO, applicant responses, and comments provided by EFSC, and agency consultation. The Proposed Order continues to recommend that the applicant has demonstrated compliance with all applicable requirements and recommends that EFSC approve the ASC, and grant a site certificate, subject to recommended conditions of approval.

All changes from the DPO to Proposed Order are shown in red-font, underline/strikethrough.

Contested Case Proceeding:

The Council will conduct a contested case proceeding on the ASC in accordance with OAR 345-015-0400 through 345-015-0475. The Council has appointed

Office of Administrative Hearings' Senior Administrative Law Judge Kate Triana as Hearing Officer to conduct the Contested Case proceeding.

Eligibility for Participation: Only individuals or organizations that provided written comments on the DPO during the public comment period or provided oral comments at the public hearing described above are eligible to submit a petition requesting to participate in the contested case hearing as a party or limited party under OAR 345-015-0415.

The applicant and the Department are parties to the contested case proceeding. Eligible individuals or organizations may request to participate in the contested case by submitting a written petition to the hearing officer. **All petitions for party or limited party status in the contested case proceeding must be received by the Hearing Officer by January 5, 2026 at 5:00 p.m., Pacific Time, to be considered.**

Issues that May be Considered: Except as described below, only issues that are within EFSC jurisdiction and that were raised in written or oral comments on the record of the DPO public hearing with sufficient specificity to afford the Council, the Department, and the applicant an adequate opportunity to respond, may be considered in the contested case proceeding. To have raised an issue with sufficient specificity, the person raising the issue must have:

- Identified the recommended findings of fact, conclusions of law, or conditions of approval to which they object;
- Specified the Council standard or other applicable state and local requirements on which their objection is based; and
- Presented facts or statements supporting that objection on the record of the draft proposed order.

If the Department did not follow the DPO procedural requirements in ORS 469.370(2) or (3) or if an action recommended in the Proposed Order, including any recommended conditions of approval, differs materially from the action recommended in the DPO, the person may raise new issues within the jurisdiction of the Council that are related to such differences.

A summary of material changes in the Proposed Order is provided in Attachment 1 of this Notice.

Contents of a Petition for Party or Limited Party

Status: Any eligible person who wishes to participate in the contested case proceeding must submit a written petition for party or limited party status **no later than January 5, 2026 at 5:00 p.m. PT** to the Hearing Officer, to be considered.

Petitions may be submitted via U.S. mail, email or fax to:

Senior Administrative Law Judge Kate Triana
Oregon Office of Administrative Hearings
PO Box 14020
Salem, OR 97309-4020
Phone: 503-612-4300
Fax: 503-947-1531
Email: oad_referral@employ.oregon.gov
(Please note two underscores ("_") in email address)
OAH case number 2024-ABC-06692

Additionally, please submit an electronic copy of the petition to the Department's Siting Analyst at:
kathleen.sloan@energy.oregon.gov

If the Hearing Officer does not receive the petition by the deadline above, the requesting person(s) will have waived any right to participate in the contested case.

Contents of a Petition for Party or Limited Party

Status: A petition for party or limited party status must comply with OAR 345-015-0415, and must include:

1. The name and addresses of the petitioner and of any organization the petitioner represents;
2. The name and address of the petitioner's attorney, if any;
3. A statement of whether the request is for participation as a party or a limited party, and, if as a limited party, the precise area or areas in which participation is sought;
4. If the petitioner seeks to protect a personal interest in the outcome of the agency's proceeding, a detailed statement of the petitioner's interest, economic or otherwise, and how such interest may be affected by the results of the proceeding;
5. If the petitioner seeks to represent a public interest in the results of the proceeding, a detailed

statement of such public interest, the manner in which such public interest will be affected by the results of the proceeding, and the petitioner's qualifications to represent such public interest;

6. A statement of the reasons why existing parties to the proceeding cannot adequately represent the interest identified above;
7. A short and plain statement of the issue or issues that the person desires to raise in the contested case proceeding; worded the way the person requests the issue be worded for the contested case proceeding; and,
8. A reference to the person's comments on the record of the DPO showing that the issue was raised on the record of the DPO.

A template is provided as Attachment 2 to this Notice, which can be used to submit a petition in accordance with the requirements above.

Deadline for Department and Applicant to Respond to Petitions: The deadline for the Department and the applicant or certificate holder to respond to petitions for party status is January 16, 2026 at 5:00 p.m., unless modified by the Hearing Officer.

Date of Prehearing Conference: Following the deadline for petitions for party or limited party status, the Hearing Officer will conduct a prehearing conference to facilitate the conduct and resolution of the contested case. The prehearing conference will be conducted by telephone on **January 23, 2026 at 10:00 a.m. PT**, unless rescheduled by the Hearing Officer.

Persons requesting party or limited party status must:

- Appear at the prehearing conference either as an individual or through legal counsel or an authorized representative;
- Confirm the issues they would like to address in the contested case; and
- Raise any issues regarding the contested case process, or such issues will be waived as provided in OAR 345-015-0430.

Following the prehearing conference, the Hearing Officer will issue a Contested Case Notice to all those granted party status as required by OAR 345-015-0403. The Contested Case Notice will provide additional information about the proceeding and rights of the participants.

Default: In accordance with ORS 469.370(6), if no one requests party status, the Proposed Order shall be forwarded to the Council and the contested case hearing shall be concluded. If a person submits a request for party status and fails to appear at the prehearing conference, the Council may issue a final order adverse to that person upon making the determinations required by ORS 469.503.

Final Order: Following the Contested Case proceeding, EFSC will issue a Final Order either approving or rejecting the ASC. If approved, a site certificate will also be issued.

Receipt of this Notice:

You are receiving this Notice for one or more of the following reasons:

1. You commented in person or in writing on the record of the DPO public hearing discussed above.
2. You own property within or adjacent to (e.g. within 500 feet) the property on which the facility is proposed to be located. You will automatically receive all future Council notices for this proposed facility.
3. You have previously signed up to receive email notices related to the proposed facility or all EFSC project-related notices. You will automatically receive all future email notices per your request unless you unsubscribe or contact the Department and request to be removed from the email list.
4. You are the contact for a land management agency or organization with jurisdiction over a protected area identified in the application.

Department's Representative:

Please contact the Department Representative if you have questions or would like to schedule an appointment to review materials.

Kathleen Sloan, Senior Siting Analyst
Oregon Department of Energy
550 Capital Street NE
Salem, OR 97301
Phone: 971-701-4913
Email: kathleen.sloan@energy.oregon.gov

More Information:

1. More details on the proposed facility, including the ASC, DPO and the Proposed Order, are

available on the facility webpage at:

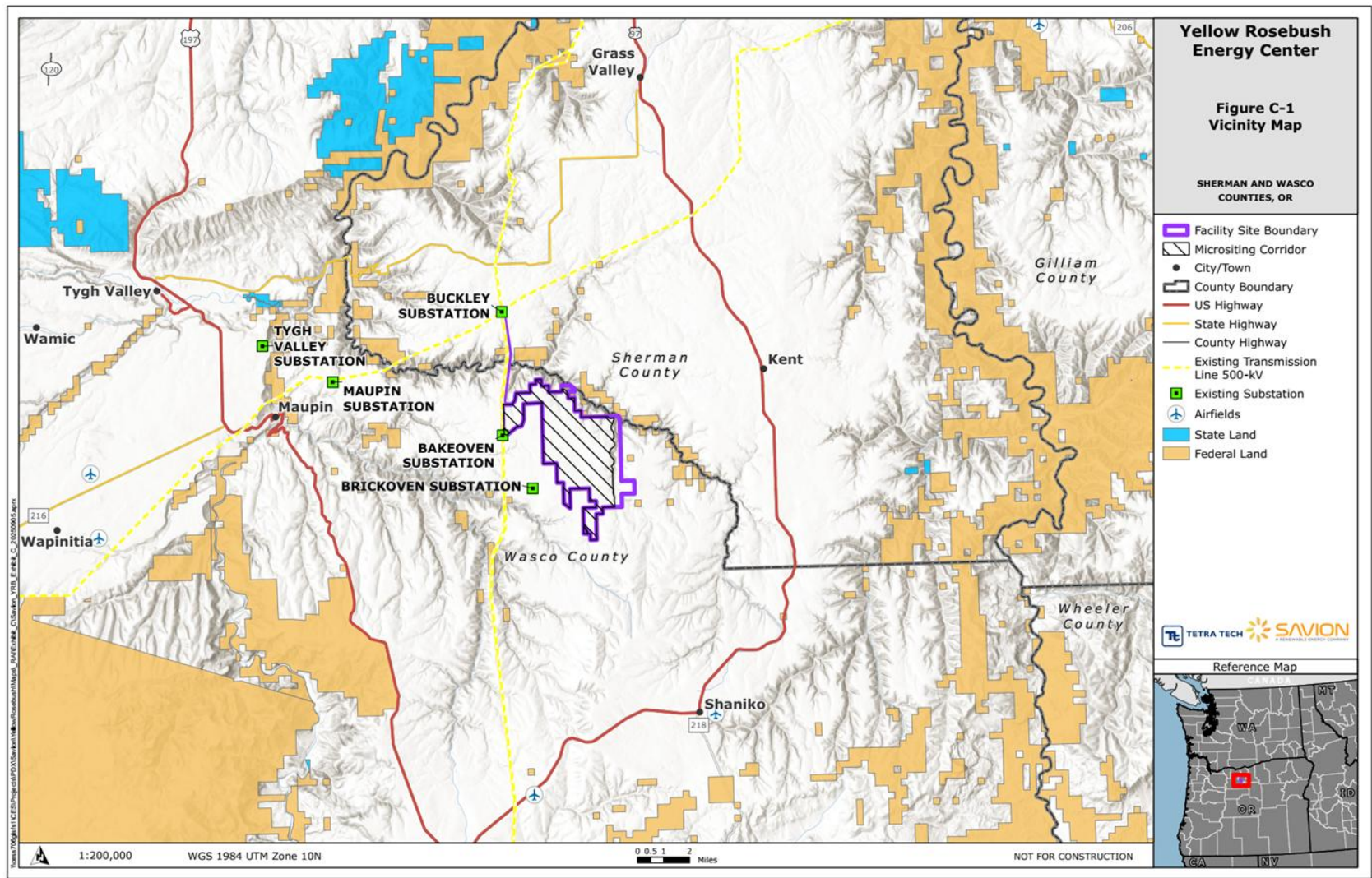
<https://www.oregon.gov/energy/facilities-safety/facilities/Pages/YRB.aspx>

2. Additional resources to help you participate in the state siting process can be found at: <http://www.oregon.gov/energy/facilities-safety/facilities/pages/default.aspx>
3. The Siting Division's Public Guide contains additional information on the EFSC process. The guide can be found at: <http://tinyurl.com/EFSCPublicGuide>
4. Subscribe to receive email updates on the proposed facility as well as any or all other energy facilities and events under EFSC jurisdiction at: <https://tinyurl.com/ODOE-EFSC>. To receive notices by U.S. Mail, please contact the Department's representative identified above and request to be added to the hardcopy notice list.
5. Physical copies of the ASC, DPO, and Proposed Order are available for public inspection at the Department's Salem office. Please contact the Department's Representative to arrange a viewing. Copies will be provided at reasonable cost upon request.

Accessibility information:

ODOE is committed to accommodating people with disabilities. For the review of the ASC, DPO, or Proposed Order, 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 at nancy.hatch@energy.oregon.gov.

Figure 1: Proposed Facility Location and Site Boundary



Yellow Rosebush Energy Center
Public Notice on Proposed Order and Opportunity to Request a Contested Case Proceeding
Attachment 1: Summary of Material Changes in Proposed Order

In response to issues raised with sufficient specificity on the record of the DPO public hearing, within Council jurisdiction, the following recommended site certificate conditions were materially revised in the Proposed Order:

- **Proposed Order Section IV.E.1.1, Land Use; Wasco County Local Applicable Substantive Criteria:** The Department recommends deleting recommended Land Use Condition 1 which required the applicant, prior to construction, to confirm the legal status for parcel 4S15E00100. After the DPO was issued, and in response to a Department information request, the County confirmed the parcels' legal status, therefore the condition is no longer necessary.
- **Proposed Order Section IV.E.1.1, Land Use; Wasco County Local Applicable Substantive Criteria:** The Department recommends amending recommended Land Use Condition 7 to clarify that the Construction Emergency Response Plan (Site-Specific Safety Plan) be based on the contractor or parent company's corporate Safety Plan.
- **Proposed Order Section IV.H., Fish and Wildlife Habitat:** The Department recommends amending recommended Fish and Wildlife Condition 12 to change reference to Attachment P-4 from the Wildlife Minimization and Monitoring Plan (WMMP) to "the Design Features to Minimize Wildlife Impacts included in Attachment P-4 to the Final Order on ASC, updated based on final facility design." The information included in Attachment P-4 to the DPO had duplicative wildlife impact minimization and monitoring measures that were recommended in Fish and Wildlife Habitat Conditions 10, 11, 13-15, and 16. The remaining items in Attachment P-4 include design features to reduce wildlife impacts. Similarly, the Department recommends deleting Fish and Wildlife Habitat Condition 16 and 17, which required the implementation of the WMMP during construction and operation of the facility. These conditions are no longer necessary because the information in Attachment P-4 only includes design information that would be finalized prior to construction.
- **Proposed Order Section IV.M.2.1, Public Services, Water Service:** The Department recommends adding Public Services Condition 2, which requires the applicant to annually provide evidence that operational water obtained off-site is legally obtained by a water service provider.
- **Proposed Order Section IV.M.2.5, Public Services, Traffic Safety:** The Department recommends amending recommended Public Services Condition 3 to require that a Construction Traffic Management Plan substantially similar to Final Order on ASC Attachment U-1 (included in the ASC as ASC Exhibit U, Attachment U-7), be included in the Road use Agreement(s) executed with the County.
- **Proposed Order Section IV.M.2.8, Public Services, Housing:** The Department recommends adding Public Services Condition 6 which requires the applicant to provide a Construction Workforce Housing Plan which would include an evaluation of ongoing patterns of housing uses and shortages or changes in housing demand, concerns and suggestions from the City of Maupin and the County, and strategies to minimize impacts to the local housing supply. Recommended Public Services Conditions 7 requires report on the Construction Workforce Housing Plan including any outstanding issues associated with workforce housing and potential solutions.
- **Proposed Order Section IV.M.2.9, Public Services, Healthcare and Schools:** The Department recommends the applicant representations for emergency service provider training and compensation be added to the Construction and Operational Wildfire Mitigation Plans. The trainings provided prior to construction and operation and during operation would be held onsite with emergency service providers including Bakeoven-Shaniko Rural Fire Protection Association and the Southern Wasco County Ambulance Service, and would be tailored to emergency and fire response at utility-scale solar and battery energy storage facilities. To ensure that the Bakeoven-Shaniko Rural Fire Protection Association and Southern Wasco County Ambulance Service are compensated in the form of a

donation, the Department recommends the following language be added to both the construction and operational WMP Section 2.1: Training, "Training will be provided at no cost to emergency service personnel. Certificate holder shall donate to Bakeoven-Shaniko Rural Fire Protection Association and Southern Wasco County Ambulance Service, Southern Wasco County Ambulance Service for their time and any necessary equipment for training."

- **Proposed Order Section IV.N.1.4, Wildfire Prevention and Risk Mitigation; Construction and Operational WMP Finalization, Wildfire Risk Minimization Preventative Actions, Programs, and Procedures:** The Department recommends changes to the Construction and Operational WMP's, described above, imposed under recommended Wildfire Prevention and Risk Mitigation Condition 1 through 4. The Department recommends adding additional fire season restrictions proposed by the applicant to both the Construction and Operational WMP's, Fire Precaution Levels and Restrictions during Fire Season Section.
- **Proposed Order Section IV.Q., Noise Control Regulations for Industry and Commerce:** The Department recommends amending recommended Noise Control Condition 2 based on the applicant's comments on the DPO.

Based on the Department's ongoing review of the facts and evidence on the record, the following recommended site certificate conditions, Section, and Plans were materially revised in the Proposed Order:

- **Proposed Order Section IV.D., Soil Protection:** The Department recommends adding the "amendment clause" to Attachment I to the Proposed Order, the Draft Fugitive Dust Control Plan imposed under Recommended Soil Protection Condition 1. The reasons that necessitate adding the plan amendment clause are provided in Proposed Order Section IV.A.1.1: ORS 469.402: Council Delegation to Department for Future Review and Approval of Site Certificate Conditions and Mitigation Plans.
- **Proposed Order Section IV.K., Historic, Cultural, and Archaeological Resources:** The Department recommends amending Table 21 with NRHP eligibility recommendations from the applicant's technical reports and SHPO concurrence.
- **Proposed Order Section IV.Q., Noise Control Regulations for Industry and Commerce:** The Department recommends updates to findings in Section and Table 28 summarizing compliance with OAR 340-035-0035 based on applicability of OAR 340-035-0035(1)(b)(B)(iii)(III), "Noise Waivers for Solar Facilities". The Department recommends amending recommended Noise Control Condition 2 to be based on the previously recommended Noise Control Condition 1.

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Attachment 2: Petition for Party or Limited Party Status in the Contested Case (Template)

1. This template was developed by the Department and is provided as a courtesy for persons seeking to participate in the contested case proceeding. Petitioners are not required to use the template, but use is recommended to ensure petitions contain required petition information and can be efficiently reviewed by Department staff and Hearing Officer.
2. Please contact the Department representative to request a Word version of the template to fill in.

Description	Explanation of Information	Petitioner Information
Petitioner Name:	Provide petitioner first and last name.	
Petitioner Address:	Provide physical mailing address and e-mail address, if available.	
Petitioner Attorney:	Provide name and address of attorney, if any.	
Authorized Representative:	Provide name of any person(s) authorized by you to represent your issue(s) or confirm your intent to act as an authorized representative for the organization you intend to represent.	
Name of Any Organization Petitioner Represents:	Confirm and provide the name of any organization(s) you represent in this proceeding, in addition to yourself.	
Party Status Requested (Limited or Full):	Confirm whether you are seeking to participate as a party or limited party and if as a limited party the precise area or areas in which you seek to participate.	

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Description	Explanation of Information	Petitioner Information
If seeking to represent a personal interest:	Provide a detailed statement of your personal interest (economic or otherwise).	
	Explain how your personal interest may be affected by the results of the proceeding.	
	Provide reasons why existing parties to the proceeding cannot adequately represent the personal interest you have identified.	
If seeking to represent a public interest:	Provide a detailed statement of the public interest you intend to represent.	
	Explain how such public interest would be impacted by the outcome of the proceeding.	
	Provide a reference to your qualifications to represent such public interest(s).	
	Provide reasons why existing parties to the proceeding cannot adequately represent the public interest(s) you have identified.	
Issue Information Instructions: Provide information for Items (1) – (2) below for each issue requested for review in the proceeding.		
Issue 1		

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Description	Explanation of Information	Petitioner Information
Issue Statement:	<p>Provide short and plain statement of each issue you wish to raise in the contested case, including facts or legal analysis presented in the Proposed Order or ASC believed to be at issue and provide a reference to applicable rules or statutes believed applicable to the issue.</p> <p><u>Examples:</u> Issue #1. The evaluation of XX does not comply with XX because (identify and provide explanation of facts or legal analysis believed to be at issue); OR Issue #1. I contend the applicant does not meet [cite specific Council standard or applicable law] because [provide brief explanation of why you believe applicant does not meet the cited standard or law]).</p>	
Provide date of DPO comments where issue was previously cited:	For each issue identified in your Issue Statement(s), provide date and manner (verbal or written) in which you raised the issue(s) on the record of the Draft Proposed Order.	
Issue 2 Instructions: If more than 1 issue, continue to provide responses to (1) and (2) for each additional issue requested for review in the proceeding.		
Issue Statement:	Provide short and plain statement of each issue you wish to raise in the contested case, including facts or legal analysis presented in the Proposed Order or ASC believed to be at issue and provide a reference to applicable rules or statutes believed applicable to the issue.	

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Description	Explanation of Information	Petitioner Information
	<u>Examples:</u> Issue #1. The evaluation of XX does not comply with XX because (identify and provide explanation of facts or legal analysis believed to be at issue); OR Issue #1. I contend the applicant does not meet [cite specific Council standard or applicable law] because [provide brief explanation of why you believe applicant does not meet the cited standard or law]).	
Provide date of DPO comments where issue was previously cited:	For each issue identified in your Issue Statement(s), provide date and manner (verbal or written) in which you raised the issue(s) on the record of the Draft Proposed Order.	
Notes: 1. This template was developed by the Oregon Department of Energy (Department) and is provided as a courtesy for persons seeking to participate in the contested case proceeding. Petitioners are not required to use the template, but use is recommended to ensure petitions contain required petition information and can be efficiently reviewed by Department staff and Hearing Officer. 2. Please contact the Department’s representative identified in the public notice to request a Word version of the template.		